

FIFTEENTH
AMENDMENT TO
AGREEMENT BETWEEN
THREE RIVERS LEVEE IMPROVEMENT AUTHORITY
AND
BENDER ROSENTHAL, INC.

THIS FIFTEENTH AMENDATORY AGREEMENT is made and entered into this 21 day of August 2018 by and between the THREE RIVERS LEVEE IMPROVEMENT AUTHORITY ("TRLIA"), a Joint Powers Authority, and BENDER ROSENTHAL, INC. ("CONSULTANT")

RECITALS:

WHEREAS, TRLIA and CONSULTANT entered into an agreement to provide basic services dated March 1, 2005, ("AGREEMENT"):

WHEREAS, TRLIA and CONSULTANT entered into the first Amendatory Agreement, to provide basic services dated March 1, 2006.

WHEREAS, TRLIA and CONSULTANT entered into the second Amendatory Agreement to provide basic services dated May 16, 2006.

WHEREAS, TRLIA and CONSULTANT entered into the third Amendatory Agreement to provide basic services dated September 26, 2006.

WHEREAS, TRLIA and CONSULTANT entered into the fourth Amendatory Agreement to provide basic services dated January 16, 2007.

WHEREAS, TRLIA and CONSULTANT entered into the fifth Amendatory Agreement to provide basic services dated February 6, 2007.

WHEREAS, TRLIA and CONSULTANT entered into the sixth Amendatory Agreement to provide basic services dated March 27, 2007.

WHEREAS, TRLIA and CONSULTANT entered into the seventh Amendatory Agreement to provide basic services dated August 19, 2008.

WHEREAS, TRLIA and CONSULTANT entered into the eighth Amendatory Agreement to provide basic services dated June 16, 2009.

WHEREAS, TRLIA and CONSULTANT entered into the ninth Amendatory Agreement to provide basic services dated February 15, 2011.

WHEREAS, TRLIA and CONSULTANT entered into the tenth Amendatory Agreement to provide basic services dated February 10, 2012.

WHEREAS, TRLIA and CONSULTANT entered into the eleventh Amendatory Agreement to provide basic services dated December 18, 2012.

WHEREAS, TRLIA and CONSULTANT entered into the twelfth Amendatory Agreement to provide basic services dated April 1, 2014;

WHEREAS, TRLIA and CONSULTANT entered into the thirteenth Amendatory Agreement to extend the term of the Agreement to June 30, 2018;

WHEREAS, TRLIA and CONSULTANT entered into the fourteenth Amendatory Agreement to include additional scope of work in support of the Goldfields levee segment dated February 7, 2017;

WHEREAS, Provision B.1 of the AGREEMENT, states that modifications or amendments to the terms of the AGREEMENT shall be in writing and executed by both parties;

WHEREAS, TRLIA and CONSULTANT desire to amend the Agreement:

NOW, THEREFORE, TRLIA and CONSULTANT agree as follows:

1. Article A.1 of the AGREEMENT shall be revised to include the scope of work as provided on Exhibit A (attached).
2. Article 4 and Provision B.1 of the AGREEMENT shall be revised to increase the price ceiling for basic services by \$220,000 from \$5,697,891 to \$5,917,891.
3. Article 2 of the AGREEMENT shall be revised to extend the "TERM" of the agreement to June 30, 2020.

All other terms and conditions contained in the Agreement shall remain in full force and effort.

This Amended agreement is hereby executed on this 21 day of August, 2018.

THREE RIVERS LEVEE
IMPROVEMENT AUTHORITY

BENDER ROSENTHAL, INC.

By: Paul G. Brunner
Paul G. Brunner, Executive Director

By: Brenda Schimpf
Brenda Schimpf, Vice-President

ATTEST:
RACHEL FERRIS
CLERK OF THE BOARD

APPROVED AS TO FORM:
THREE RIVERS LEVEE
IMPROVEMENT AUTHORITY
GENERAL COUNSEL

Mary Paellas for.

Andrea P. Clark.
ANDREA P. CLARK

EXHIBIT A SCOPE OF WORK

Feather River Setback Area

- Continue working with DWR and TRLIA to process the transfer of the Feather River Setback area. This effort includes attendance and coordination meetings, reviewing documents, coordination with the Title Company and responding to inquiries related to acquisition documents.
- Continue working with DWR and TRLIA to complete the processing of the four (4) remaining Final Accounting Packages.
- Continue to provide information and updates in the Quarterly Reports and Quarterly Work Plan

Upper Yuba River Levee Improvement Program

- Continue working with DWR and TRLIA to process the transfer of the Feather River Setback area. This effort includes attendance and coordination meetings, reviewing documents, coordination with the Title Company and responding to inquiries related to acquisition documents.
- Continue working with DWR and TRLIA to complete the processing of the fourteen (14) remaining Final Accounting Packages.
- Continue to provide information and updates in the Quarterly Reports and Quarterly Work Plan

Goldfields 200-year project

- Prepare appraisals for 2 partial acquisitions
- Provide appraisal updates for up to 6 parcels
- Provide acquisition services for up to 8 parcels
- Provide relocation assistance for up to 6 residences
- Provide coordination services with DWR as needed
- Provide condemnation support as needed
- Prepare Quarterly Reports and Workplans
- Prepare Real Estate Plan and updates as needed
- Obtain Permits to Enter for studies as needed
- Prepare Final Accounting Packages for each Acquisition and Relocation

EXHIBIT A
COST BREAKOUT

Three Rivers Amendment Proposal

Task	Hours	Rate	Units	Fee
Feather River Project Management Work to complete FAPs and Land Transfer; attend meetings as needed; 2 hours/month for 24 months	48	121.28		\$ 5,821
UYLIP and WPIC - PM Time; 4 hours/month for 24 months	96	121.28		\$ 11,643
FAP Preparation - Coordinator Time	100	95		\$ 9,500
Admin Time	50	51.82		\$ 2,591
Goldfields Project Management (meetings, preparation of real estate plan, decision documents and admin settlements); 5 hours/month for 36 months	180	121.28		\$ 21,830
Goldfield Appraisals	Lump Sum	8500	3	\$ 25,500
Goldfield Appraisal Updates	Lump Sum	3000	6	\$ 18,000
Goldfield Acquisition	Lump Sum	4500	9	\$ 40,500
Goldfield Relocation Assistance	Lump Sum	8000	7	\$ 56,000
Goldfield Adm Support (FAPs, Document Prep for offers, mailings, etc)	250	95		\$ 23,750
Escrow Support	50	95		\$ 4,750
Total				\$ 219,886
		Rounded		\$ 220,000