



Economic & Planning Systems

Public Finance
Real Estate Economics
Regional Economics
Land Use Policy

FIRST AMENDMENT TO AGREEMENT FOR CONSULTING SERVICES
EPS # 16497

THIS FIRST AMENDATORY AGREEMENT is made and entered into this 17th day of July 2007, by and between the Three Rivers Levee Improvement Authority, a California Joint Powers Authority (CLIENT), and Economic & Planning Systems, Inc. (CONSULTANT).

WHEREAS, CLIENT and CONSULTANT entered into an agreement on November 21, 2006 to provide professional consulting services (Agreement);

WHEREAS, CLIENT and CONSULTANT desire to extend the term of the Agreement;

NOW, THEREFORE, CLIENT and CONSULTANT agree to as follows;

1. **ITEM 3 OF EXHIBIT A OF AGREEMENT, PROPOSED SCHEDULE.** The term of the Agreement shall be extended from June 30, 2007, the remainder of Fiscal Year 2006-07, to June 30, 2008, the remainder of Fiscal Year 2006-07 and Fiscal Year 2007-08. Item 3 of Exhibit A shall be amended to read as follows:

"The performance period of this contract is from the date of execution of this contract through June 30, 2008 (the remainder of Fiscal Year 2006-07 and Fiscal Year 2007-08)."

2. **ITEM 4 OF EXHIBIT A OF AGREEMENT, PROPOSED BUDGET AND PAYMENT.** The authorized budget of this agreement shall be revised to increase the maximum not to exceed amount by \$45,000 from \$70,000 to \$115,000. Item 4 of Exhibit A shall be amended as outlined in **Attachment 1** to this Amendatory Agreement.

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

This Amended Agreement is hereby executed on this 17th day of July 2007

Accepted:

Three Rivers Levee Improvement Authority

Paul Brunner

Paul Brunner, Executive Director

Approved as to form:

[Signature]
Seth Wurzel

TRLIA COUNSEL

Economic & Planning Systems
A California Corporation

[Signature]
Tim Youmans, Managing Principal

[Signature]
Seth Wurzel, Vice President



ATTACHMENT 1
TO
FIRST AMENDMENT TO AGREEMENT FOR CONSULTING SERVICES, EPS# 16497

Item 4 to Exhibit A of the Agreement shall be revised to read as follows.

4. PROPOSED BUDGET AND PAYMENT

The work defined in the scope of this proposal will be performed on a time-and-materials basis up to a specific maximum amount for the remainder of Fiscal Year 2006-07 and the entirety of Fiscal Year 2007-08 until June 30, 2008.

The budget to provide the listed scope of work for the contract period is \$115,000. This is EPS's estimate, based upon previously completed work, of the amount of budget that may be required to perform the above-listed scope of work. With this type of work, a moderate level of uncertainty is inherent, and this uncertainty is reflected in this budget. Consequently, the estimated budget may be in excess of or under the funds required to perform the requested work. EPS charges for its services on a direct cost (hourly billing rates and direct expenses) not-to-exceed basis; therefore, EPS will bill only for the work completed up to the authorized budget amount. EPS's Billing Rates are periodically updated. If additional work is required and/or requested, EPS will request authorization for additional budget with the understanding that terms would be negotiated in good faith. It is expected that this budget may be increased on an as-needed basis through a contract amendment process.

The following table is a breakdown of the budget for each component of the proposed scope of work and an allocation of the budget into the various funding sources available to TRLIA. The allocation of the various task budgets has been provided to assist TRLIA in accounting for these consultant costs.

Proposed Budget and Allocation to Funding Mechanisms

	Estimated Amount (Remainder FY 06-07)	Estimated Amount (FY 07-08)	Total Budgeted Contract Amount	Allocation to Funding Mechanisms		
				Agreement Payments	CFDs	Impact Fee Program
Task 1: Capital Call Administration & Participant Administration	\$22,100	\$24,500	\$46,600	100%		
Task 2: Building Permit Administration & Impact Fee Program	\$8,900	\$17,500	\$26,400	60%		40%
Task 3: Impact Fee Bond & CFD/Builder Bond Administration	\$7,500	\$10,500	\$18,000	20%	80%	
Task 4: Miscellaneous/ Levee Improvement Project Cash Flow/Insurance Requirement Administration	\$6,500	\$17,500	\$24,000	100%		
Total Budget for Remainder of FY 2006-07	\$45,000	\$70,000	\$115,000			

EPS will send request for payment to TRLIA on a monthly basis after the completion of services. EPS will request payment for services by the Tasks indicated above.

Request for payment will be sent to the following address:

Three Rivers Levee Improvement Authority
 915 8th Street, Suite 125
 Marysville, CA 95901
 Attn: Accounts Payable (3006-3052)