

AMENDMENT NO. 13

AGREEMENT FOR PROFESSIONAL SERVICES
BETWEEN
THREE RIVERS LEVEE IMPROVEMENT AUTHORITY
AND
MBK ENGINEERS

THIS THIRTEENTH AMENDATORY AGREEMENT is made and entered into this 27th day of January, 2009, by and between the THREE RIVERS LEVEE IMPROVEMENT AUTHORITY ("TRLIA") and MBK ENGINEERS ("CONTRACTOR"), who agree as follows:

1. **Recitals.** This Amendment is made with reference to the following background recitals:
 - 1.1. Effective August 23, 2003, the parties entered into an agreement ("AGREEMENT") to provide basic services with a contract value of \$55,800 and an end date of February 3, 2004.
 - 1.2. Effective September 11, 2003, the parties entered into Amendment 1 to the AGREEMENT in the amount of \$8,000 for a total contract value of \$63,800.
 - 1.3. Effective January 6, 2004, the parties entered into Amendment 2 to the AGREEMENT in the amount of \$30,000 for a total contract value of \$93,800.
 - 1.4. Effective March 19, 2004, the parties entered into Amendment 3 to the AGREEMENT in the amount of \$45,400 for a total contract value of \$139,200 and to extend the contract end date to March 30, 2004.
 - 1.5. Effective April 22, 2004, the parties entered into Amendment 4 to the AGREEMENT in the amount of \$50,100 for a total contract value of \$189,300 and to extend the contract end date to July 31, 2004.
 - 1.6. Effective August 3, 2004, the parties entered into Amendment 5 to the AGREEMENT in the amount of \$8,000 for a total contract value of \$197,300 and to extend the contract end date to September 7, 2004.
 - 1.7. Effective October 6, 2004, the parties entered into Amendment 6 to the AGREEMENT in the amount of \$97,650 for a total contract value of \$294,950 and to extend the contract end date to December 7, 2004.
 - 1.8. Effective January 26, 2005, the parties entered into Amendment 7 to the AGREEMENT in the amount of \$35,000 for a total contract value of \$329,950 and to extend the contract end date to April 30, 2005.
 - 1.9. Effective March 15, 2005, the parties entered into Amendment 8 to the AGREEMENT in the amount of \$108,200 for a total contract value of \$438,150.
 - 1.10. Effective September 6, 2005, the parties entered into Amendment 9 to the AGREEMENT in the amount of \$187,200 for a total contract value of \$625,350 and to extend the contract end date to July 31, 2006.
 - 1.11. Effective April 18, 2006, the parties entered into Amendment 10 to the AGREEMENT in the amount of \$549,359 for a total contract value of \$1,174,709 and to extend the contract end date to December 31, 2006.
 - 1.12. Effective December 12, 2006, the parties entered into Amendment 11 to the AGREEMENT in the amount of \$707,980 for a total contract value of \$1,882,689 and to extend the contract end date to December 31, 2007.

1.13. Effective January 8, 2008, the parties entered into Amendment 12 to the AGREEMENT in the amount of \$629,056 for a total contract value of \$2,511,745 and to extend the contract end date to December 31, 2008.

1.14. The parties now desire to amend the AGREEMENT to modify the scope of services, total contract value and contract end date.

2. **Thirteenth Amendment to Agreement.** The AGREEMENT is hereby amended as follows:

2.1. The scope of services is amended by the scope of work as described in Attachment A.

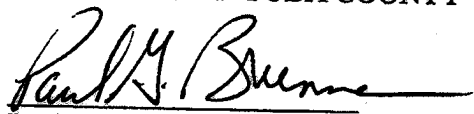
2.2. The total contract value is amended in the amount of \$572,472 for a total contract value of \$3,084,217.

2.3. The contract end date is extended to December 31, 2009

3. **No Effect on Other Provisions.** Except for the amendments in Section 2, the remaining provisions of the Professional Services Agreement shall be unaffected and remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on January 27, 2009.

THREE RIVERS LEVEE IMPROVEMENT
AUTHORITY OF YUBA COUNTY


Paul G. Brunner
Executive Director

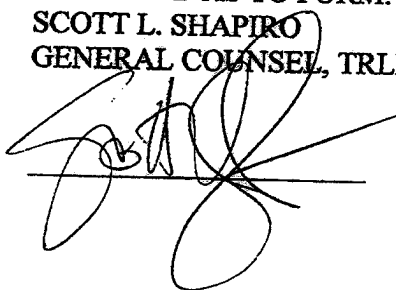
MBK ENGINEERS


Ric Reinhardt
Principal

ATTEST:
DONNA STOTTEMEYER
SECRETARY, THREE RIVERS



APPROVED AS TO FORM:
SCOTT L. SHAPIRO
GENERAL COUNSEL, TRRIA



**ATTACHMENT A
AMENDMENT 13 TO TRLIA/MBK CONTRACT
Scope of Work**

The following is a general level of estimated involvement from January 1, 2009 to December 31, 2009.

Task 1 – Program Management Activities

- **Project Management Meetings** – Coordinate agenda with Executive Director, participate in teleconferences, and attend meetings as required. **Effort – 10 hrs/month**
- **Coordination with Reclamation Board** – Meet with staff and coordinate on permit issues, program issues, and financing issues. **Effort – 12 hrs/month**
- **Coordination with the Corps and FEMA on FEMA certification issues.** **Effort – 8 hrs/month**
- **Coordination with Finance team, DWR on Design Grant, Construction Grants and other implementation issues.** **Effort – 18 hrs/month**
- **General Coordination** – Coordination on project issues with TRLIA staff, floodplain mapping outreach, land use adjacent to levees, public meetings, prepare PowerPoint presentations, prepare other correspondence, coordination and meetings with stakeholders, and JPA Board Meetings. **Effort – 32 hrs/month**

Task 1		
Principal Engineer	80 hrs @ \$220/h	\$17,600
Expenses		\$ 500
Total		\$18,100 per month

Total Cost = \$217,200

Task 2 – Design Management Activities

- **Technical Meetings and Coordination** – Participate in weekly conference calls with design teams, coordinate and participate in design issues resolution, attend field conferences on design issues. **Effort – 78 hrs/month**
- **Coordination with Reclamation Board** – Prepare monthly status reports provide information to Reclamation board as needed. **Effort – 10 hrs/month**
- **General Coordination** – Coordination on project issues with TRLIA staff, public meetings, prepare correspondence in support of Program Manager, coordination with RD 784, coordination and meetings with stakeholders. **Effort – 32 hrs/month**

Task 2		
Supervisory Engineer	120 hrs @ \$187/h	\$22,440
Total		\$22,440 per month

Total Cost = \$269,280

Task 3 – Mapping Support

- Prepare and update maps and figures that show all project features in RD 784. **Effort – 13 hrs/month**
- Prepare maps as needed for presentation and meetings. **Effort – 13 hrs/month**

Task 3		
Junior Engineer	26 hrs @ \$138/h	\$3,588
Expenses		\$ 212
Total		\$3,800 per month

Total Cost = \$45,600

Task 4 – Grant Support

- Continue to meet with County financial analyst to be certain that TRLIA invoices are coded to the correct accounts for DWR Grant purposes. **Effort – 18 hrs/month**

Task 4		
Supervisory Engineer	18 hrs @ \$187/h	\$3,366
Total		\$3,366 per month

Total Cost = \$40,392

Total Amendment 13 Costs for Tasks 1-4 = \$572,472 for the period January 1, 2009 to December 31, 2009.

The AGREEMENT shall be amended to extend the contract end date to December 31, 2009.

The AGREEMENT shall be amended to increase the price ceiling for basic services by \$572,472 from \$2,511,745 to \$3,084,217

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