

**AMENDMENT NO. 1 TO
PROFESSIONAL SERVICES AGREEMENT
BETWEEN COUNTY OF MONTEREY AND
EMC PLANNING GROUP, INC.**

THIS AMENDMENT NO. 1 to the Professional Services Agreement between the County of Monterey, a political subdivision of the State of California (hereinafter, "County"), and EMC PLANNING GROUP, INC. (hereinafter, "CONTRACTOR") which was executed by the County on October 9, 2009 (hereinafter, "Agreement") is hereby entered into between the County and the CONTRACTOR.

WHEREAS, the County and the CONTRACTOR wish to amend the Agreement to include an additional Biological Report for the coastal permit application package and preparation of a proof draft of the Natural Environment Study, Visual Impact Assessment, and Initial Study and Mitigated Negative Declaration, and

WHEREAS, the County and the CONTRACTOR wish to amend the Agreement to provide funding to pay the Contractor for those services previously rendered.

NOW, THEREFORE, the parties agree to amend the Agreement as follows:

1. Amend Paragraph 1, "Services to be Provided", to read as follows:

The County hereby engages CONTRACTOR to perform, and CONTRACTOR hereby agrees to perform, the services described in Exhibits A and A-1, in conformity with the terms of this Agreement. The services are generally described as follows: provide environmental services including CEQA and NEPA compliance, prepare an additional Biological Report for the coastal permit application package; and prepare a proof draft of the Natural Environment Study, Visual Impact Assessment, and Initial Study and Mitigated Negative Declaration for the Blackie Road Safety Improvements Project, Phase II

2. Amend Paragraph 2, "Payments by County", to read as follows:

County shall pay the CONTRACTOR in accordance with the payment provisions set forth in Exhibits A, and A-1, subject to the limitations set forth in this Agreement. The total amount payable by County to CONTRACTOR under this Agreement is amended to increase the total amount payable to CONTRACTOR by \$4,781.50, for a total not to exceed amount of \$56,164.50.

3. Amend Paragraph 4, "Additional Provisions/Exhibits", by adding "Exhibit A-1, Scope of Services/Payment Provisions".

EMC Planning Group, Inc.
Blackie Road Safety Improvements Phase II
RMA - Public Works
Term: October 15, 2009 - December 31, 2011
Not to Exceed: \$56,164.50

4. All other terms and conditions of the Agreement remain unchanged and in full force.
5. This Amendment No. 1 shall be attached to the Agreement and incorporated therein as if fully set forth in the Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment No. 1 to the Professional Services Agreement as of the day and year written below:

COUNTY OF MONTEREY

By: _____
Contracts/Purchasing Officer

Date: _____

Approved as to Form

By: Cynthia L. Johnson
Deputy County Counsel

Date: 4-6-10

Approved as to Fiscal Provisions

By: _____
Auditor Controller

Date: _____

Approved as to Indemnity, Insurance Provisions

By: _____
Risk Management

Date: _____

*INSTRUCTIONS: IF CONTRACTOR is a corporation, including limited liability and non-profit corporations, the full legal name of the corporation shall be set forth above together with the signatures of two specified officers. IF CONTRACTOR is a partnership, the name of the partnership shall be set forth above together with the signature of a partner who has authority to execute this Agreement on behalf of the partnership. IF CONTRACTOR is contracting in an individual capacity, the individual shall set forth the name of the business, if any, and shall personally sign the Agreement.

CONTRACTOR

EMC Planning Group, Inc.
Contractor Business Name*

By: _____
(Signature of Chair, President or Vice President)

Its: Michael J. Groves, President
(Name and Title)

Date: April 1, 2010

By: Cris Staedler
(Signature of Secretary, Asst. Secretary, CFO, or Asst. Treasurer)

Its: Cris Staedler, V.P.
(Name and Title)

Date: 4/5/10

EMC Planning Group, Inc.
Blackie Road Safety Improvements Phase II
RMA - Public Works
Term: October 15, 2009 - December 31, 2011
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EXHIBIT A-1 - SCOPE OF SERVICES/PAYMENT PROVISIONS

RECEIVED

DEC 29 2009



3. A. APPROVED BY...

Payment to Services

RESOURCE MANAGEMENT AGENCY
PUBLIC WORKS - ADMIN

December 23, 2009

Barney Guzman, P.E.
Monterey County Resource Management Agency
Department of Public Works
168 West Alisal Street, 2nd Floor
Salinas CA 93901-2438

PWD APWD FMIII

CONSTRAINT: _____
FINANCE: _____
DESIGN: Alawon; Guzman
DEV'T TRANSP: _____
ENV'TRAE: _____
CAP PROJ: _____
BUDGET: _____
FACILITIES: _____
ACTION NOTES: _____

ME: PROJECT # 1472

Re: Blackie Road Safety Improvements Project - Professional Service Agreement
Amendment Request #1

Dear Barney:

Attached is a revised budget spreadsheet reflecting the costs for the additional tasks requested of and performed by EMC Planning Group that are beyond the scope of work and budget of the approved PSA for the Blackie Road II Safety Improvements Project. As you are aware, additional tasks were requested by County staff after our kickoff meeting. Due to the accelerated timeline for this project and the time needed by County staff to process a contract amendment, EMC agreed to prepare the following items in good faith without waiting for an approved amendment to the Professional Service Agreement (PSA). The additional items requested by County staff are as follows.

Planning Department: Prepare an additional Biological Report for the coastal permit application package. Provide a CD copy of the CEQA Document.

Department of Public Works: Prepare a proof draft of the Natural Environment Study, Visual Impact Assessment and Initial Study and Mitigated Negative Declaration for final review by the Director of Public Works.

This PSA amendment is requested to offset the additional staff time and production costs incurred by EMC Planning Group to comply with staff's requests for the additional copies, preparation and production of the additional report, and additional analysis.

EXHIBIT A-1 – SCOPE OF SERVICES/PAYMENT PROVISIONS

Barney Guzman, P.E.
Department of Public Works
December 23, 2009, Page 2

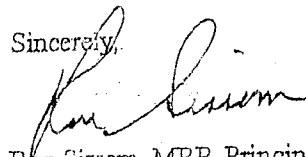
The table below summarizes the overall project budget with the budget amendment request.

Budget Overview

		Cumulative Total
Original Budget	\$51,383.00	\$51,383.00
Contract Amendment #1	\$4,781.50	\$56,164.50

I look forward to receiving the PSA amendment. If you have any questions, please call Sally Rideout at (831) 649-1799 ext. 210 or me at (831) 649-1799 ext. 207.

Sincerely,



Ron Sissen, MRP, Principal Planner
Project Manager

Enc: Budget Spreadsheet

Cc: Arturo Adlawan, P.E.
Paul H. Greenway, P.E., Assistant Director of Public Works

EXHIBIT A-1 - SCOPE OF SERVICES/PAYMENT PROVISIONS

Blackte Road Safety Improvements Phase II CEQA/NEPA PSA Amendment #1 - Tasks Requested by County Staff

Task	Principal	Principal Planner	Senior Planner (S)	Senior Planner (J)	Production	Administrative	Total Hours	Total Cost	Cumulative Cost
Staff	\$200.00	\$150.00	\$125.00	\$125.00		\$75.00			\$800.00
Billing Rate (Per Hour)	0.0	2.0	4.0	0.0	0.0	0.0	6.0	\$800.00	\$800.00
Management/Administration	0.0	0.0	0.0	0.0	0.0	0.0	0.0	\$0.00	\$800.00
Additional Meeting 12-07-09	0.0	0.0	0.0	0.0	0.0	0.0	0.0	\$0.00	\$800.00
Prepare additional Bio Report/Graphics	1.0	2.0	5.0	4.0	6.0	2.0	11.5	\$1,400.00	\$2,200.00
Prepare Proof Draft IS/MND, NES, VIA	1.0	2.0	5.0	4.0	6.0	2.0	19.0	\$2,400.00	\$4,600.00
Subtotal (Hours)	1.0	4.5	11.0	10.0	7.0	3.0	36.5	\$4,600.00	\$4,600.00
Subtotal (Cost)	\$200.00	\$675.00	\$1,375.00	\$1,250.00	\$875.00	\$225.00		\$4,600.00	\$4,600.00
Additional Costs									
Production Costs									
Travel Costs								\$105.00	
Postal/Deliverables-Hand Deliver Proof Draft								\$0.00	
Communication								\$50.00	
Miscellaneous (CNDB/NWIC Records)								\$10.00	
Administrative Overhead 10%								\$0.00	
Total								\$16.50	
Total Costs								\$181.50	\$4,781.50