

**AMENDMENT NO. 6
TO PROFESSIONAL SERVICES AGREEMENT
BETWEEN COUNTY OF MONTEREY AND
WSP USA ENVIRONMENT & INFRASTRUCTURE, INC.**

THIS AMENDMENT NO. 6 to Professional Services Agreement No. A-12648 between the County of Monterey, a political subdivision of the State of California (“County”) and Wood Environment & Infrastructure Solutions, Inc. (“CONTRACTOR”) is hereby entered into between the County and the CONTRACTOR (collectively, the “Parties”) and effective as of the last date opposite the respective signatures below.

WHEREAS, CONTRACTOR’s predecessor in interest, Amec Foster Wheeler Environment & Infrastructure, Inc., entered into Professional Services Agreement No. A-12648 with the County on February 19, 2014 (“Agreement”) to provide a variety of tasks related to the analysis of alternatives, selection of a Preferred Option, preparation of pre-environmental design, environmental review, final engineering, right-of-way acquisition, and permitting to provide a new permanent long-term public water supply (“services”) for the San Lucas Water District Public Water Supply Replacement Project (“Project”) through September 30, 2016 with the option to extend the Agreement for two (2) additional one (1) year period(s) for an amount not to exceed \$440,000;

WHEREAS, the Agreement expired pursuant to its terms on September 30, 2016;

WHEREAS, the Agreement was renewed and amended by the Parties on November 17, 2016 (“Renewal and Amendment No. 1”) to renew the term retroactive to October 1, 2016 for approximately seventeen (17) additional months through February 19, 2018 with no increase in the not to exceed amount;

WHEREAS, the Agreement was amended by the Parties on February 6, 2018 (“Amendment No. 2”) to extend the term for one (1) additional year through February 19, 2019 with no increase in the not to exceed amount;

WHEREAS, the Agreement was amended by the Parties on March 14, 2019 (“Amendment No. 3”) to update the “Indemnification for Design Professional Services Claims” provision of the Agreement and to extend the term for two (2) additional years through February 19, 2021 with no increase in the not to exceed amount;

WHEREAS, the Agreement was amended by the Parties on February 11, 2021 (“Amendment No. 4”) to extend the term for one (1) additional year through June 30, 2022 with no increase in the not to exceed amount;

WHEREAS, the Agreement was amended by the Parties on June 27, 2022 (“Amendment No. 5”) to extend the term one (1) additional year through June 30, 2023 with no increase in the not to exceed amount;

Amendment No. 6 to Professional Services Agreement No. A-12648
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San Lucas Water District Public Water Supply Project (RFQ #10433)
Housing and Community Development
Term: February 19, 2014 – June 30, 2025
Not to Exceed: \$440,000

WHEREAS, effective September 21, 2022, CONTRACTOR changed its legal entity name and is presently conducting business in the name of “WSP USA Environment & Infrastructure, Inc.,”

WHEREAS, the Central Coast Regional Water Quality Control Board (CCRWQCB) has required Mission Ranches Company, LLC (operator) and Naraghi Family (landowner), collectively referred to as the responsible parties regarding the Cleanup and Abatement Order No. R3-2013-0031 (Order), to provide replacement water for exceedances of nitrate in the San Lucas Water District’s drinking water well from discharges of waste (fertilizer);

WHEREAS, it is anticipated that once the Order is resolved and a drinking water project implemented by the responsible parties, the San Lucas community has a continued need for additional water system improvements to address non-nitrate water quality concerns as well as expand its water system to allow for planned future development;

WHEREAS, additional time is necessary for the responsible parties to implement the required project and resolve the Order and for future funding sources to be identified to allow the Parties to modify the scope and budget to allow CONTRACTOR to continue to provide services for completion of the Project;

WHEREAS, the County has a continued need for services beyond the anticipated five (5) year Agreement term allowed per Request for Qualifications (RFQ) #10433; and

WHEREAS, the Parties wish to further amend the Agreement to extend the term for two (2) additional years to June 30, 2025 with no associated dollar amount increase to allow CONTRACTOR to continue to provide services identified in the Agreement and as amended by this Amendment No. 6.

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

1. Amend the first sentence of Paragraph 3, “Term of Agreement,” to read as follows:

The term of this Agreement is from February 19, 2014 to June 30, 2025, unless sooner terminated pursuant to the terms of this Agreement.
2. In all places within the Agreement, any reference to Wood Environment & Infrastructure Solutions, Inc., is hereby replaced with WSP USA Environment & Infrastructure, Inc.
3. All other terms and conditions of the Agreement, including all Exhibits thereto, remain unchanged and in full force and effect.
4. This Amendment No. 6 and all previous amendments shall be attached to the Agreement and incorporated therein as if fully set forth in the Agreement.

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IN WITNESS WHEREOF, the Parties hereto have executed this Amendment No. 6 to the Agreement which shall be effective as of the last date opposite the respective signatures below.

COUNTY OF MONTEREY

DocuSigned by:
By: Debra R. Wilson
Contracts Purchasing Officer
Date: 3/24/2023

**Approved as to Form
Office of the County Counsel
Leslie J. Girard, County Counsel**

DocuSigned by:
By: Sean Collins
Sean M. Collins
Assistant County Counsel
Date: 3/24/2023

Approved as to Fiscal Provisions

DocuSigned by:
By: Jennifer Forsyth
Auditor/Controller
Date: 3/24/2023

CONTRACTOR*

WSP USA Environment & Infrastructure, Inc.
Contractor's Business Name
DocuSigned by:
By: Kendall H. Sherrill
(Signature of President or Vice President)

Kendall H. Sherrill, SVP Finance
(Print Name and Title)

Date: 3/23/2023

DocuSigned by:
By: Brad Knight
(Signature of Secretary, Asst. Secretary, CFO, Treasurer or Asst. Treasurer)

Brad Knight, Secretary
(Print Name and Title)

Date: 3/23/2023

*INSTRUCTIONS: If CONTRACTOR is a corporation, including non-profit corporations, the full legal name of the corporation shall be set forth above together with the signatures of two (2) specified officers per California Corporations Code Section 313. If CONTRACTOR is a Limited Liability Corporation (LLC), the full legal name of the LLC shall be set forth above together with the signatures of two (2) managers. If CONTRACTOR is a partnership, the full legal 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 or Amendment to said Agreement.

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