

**AMENDMENT NO. 3
TO AGREEMENT FOR SERVICES OF INDEPENDENT CONTRACTOR**

THIS AMENDMENT, effective as of the date last written below, is made by and between the Laguna County Sanitation District, a dependent special district of the County of Santa Barbara, a political subdivision of the State of California (hereafter DISTRICT) and MNS Engineers, Incorporated, a civil engineering firm, having its principal place of business at 201 North Calle Cesar Chavez, Suite 300, Santa Barbara, California, 93103 (an independent contractor and hereafter ENGINEER).

WHEREAS, the parties hereto, on February 12, 2019, entered into an agreement (BC19-424) for performance of professional services by ENGINEER in connection with the Laguna County Sanitation District Phase 1 Plant Upgrade (the "Original Agreement"); and

WHEREAS, the Agreement term is through December 31, 2024; and

WHEREAS, it is necessary and appropriate to extend the term of the Original Agreement in order for ENGINEER to complete the work.

WHEREAS, Amendment No. 1 was executed by the Board of Directors on November 28, 2024 with an estimated amount of \$136,893, and provided for additional construction management services through an extended Agreement term of June 30, 2024;

WHEREAS, Amendment No. 2 was executed by the Board of Directors on June 4, 2024 and provided for additional construction management services through an extended Agreement term of December 31, 2024;

WHEREAS, the remainder of the \$150,000 contract contingency is authorized to be expended; and

WHEREAS, the ENGINEER has provided a statement of work to provide additional construction project management services estimated at \$166,992, EXHIBIT A-1 attached hereto.

NOW THEREFORE, the parties hereto agree as follows:

- A. Paragraph 4, "Term" of the Agreement is hereby extended to June 30, 2025.
- B. Exhibit A, STATEMENT OF WORK, is amended to add the scope of work described in Exhibit A-1 (referred to as "additional services"), attached and incorporated herein by reference.
- C. Compensation for additional services in the amount not to exceed \$166,992.

D. Exhibit B, Payment Arrangements, Paragraph A is amended to read that ENGINEER shall be paid a total agreement amount of \$3,042,369 not including the contingency.

E. In all other respects the agreement shall remain in full force and effect.

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IN WITNESS WHEREOF, the parties have executed this Amendment to be effective on the date executed by COUNTY.

ATTEST:

Mona Miyasato
County Executive Officer
Ex-Officio Clerk of the Board

By: _____
Deputy Clerk

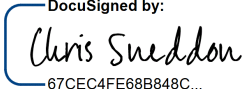
LAGUNA COUNTY SANITATION DISTRICT:

By: _____
Steve Lavagnino
Chair, Board of Directors

Date: _____


RECOMMENDED FOR APPROVAL:

Chris Sneddon, PE
Public Works Department

By:  _____
Department Head

ENGINEER:

MNS Engineers, Incorporated

By:  _____
Authorized Representative

Name: Gregory Chelini, PE

Title: Vice President/Principal

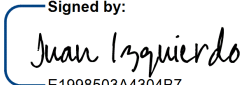
APPROVED AS TO FORM:

Rachel Van Mullem
County Counsel

By:  _____
Deputy County Counsel

APPROVED AS TO ACCOUNTING FORM:

Betsy M. Schaffer, CPA
Auditor-Controller

By:  _____
Deputy

APPROVED AS TO FORM:

Gregory Milligan, A.R.M.
Risk Manager

By:  _____
Risk Management



October 21, 2024

Mr. Kevin Thompson
County of Santa Barbara
Laguna County Sanitation District
620 West Foster Road
Santa Maria, CA 93455

SUBJECT: Amendment Request for Construction Management Services for the Phase 1 Plant Upgrade Project

Dear Mr. Thompson:

As a follow-up to our previous conversations, the duration and scope of the project will exceed the estimated duration which our original cost proposal was based. Due to change orders and the contractor's progress, the contractor's completion date is now anticipated to be the end of March 2025.

The attached cost sheet is an estimated remaining level of effort through closeout. Based on the remaining work to be completed, we estimate the additional cost for providing CM and inspection services to be \$166,991.77.

MNS respectfully requests an amendment in the amount of \$166,991.77 to provide the needed level of effort for construction management and inspection through project completion.

I look forward to discussing our qualifications and project solutions with the District. Please feel free to contact me at 805.692.6921 or at gchelini@mnsengineers.com.

Sincerely,
MNS Engineers, Inc.

A handwritten signature in blue ink, appearing to read 'G. Chelini', is written over a light blue circular stamp.

Greg Chelini, PE
Vice President/Principal Construction Manager

Attachment: Staffing Plan



EXHIBIT A-1 - ADDITIONAL SERVICES

Construction Management & Inspection Services Phase 1 Plant Upgrade Project for Laguna County Sanitary District



Project Schedule																			
PHASE	2024												2025						
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May		
Pre-Construction																			
Pre-Construction																			\$ -
Construction Management																			\$ 88,397.34
Project Closeout																			\$ 39,980.36

PHASE		2024												2025					TOTAL HOURS	2023 HOURLY RATE	2024 HOURLY RATE	2025 HOURLY RATE	TOTAL COST	
		Role	Staff	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar						Apr
CONSTRUCTION PHASE																								
Project Manager	Greg Chelini												4	4	4	4				0	282.74	292.64	302.88	\$ 4,682
Project RE	Kim Lindbery, PE												72	72	60	60				264	214.88	222.41	230.19	\$ 58,715
Inspector	Donny Spates																			0	165.24	171.02	177.01	\$ -
Scheduler	Cheryl Lenhardt																			0	203.58	210.70	218.07	\$ -
Operations Specialist	TBD																			0	203.58	210.70	218.07	\$ -
Sr. Project Coordinator	Anita Berger																			0	135.72	140.47	145.38	\$ -
SUB-TOTAL		0	0	0	0	0	0	0	0	76	76	64	64	0	0	0	0	0	264				\$ 63,397	
PROJECT CLOSEOUT																								
Project Manager	Greg Chelini																			12	282.74	292.64	302.88	\$ 3,635
Project RE	Kim Lindbery, PE																			40	214.88	222.41	230.19	\$ 27,623
Inspector	Donny Spates																			0	165.24	171.02	177.01	\$ -
Scheduler	Cheryl Lenhardt																			0	203.58	210.70	218.07	\$ -
Operations Specialist	TBD																			0	203.58	210.70	218.07	\$ -
Sr. Project Coordinator	Anita Berger																			20	135.72	140.47	145.38	\$ 8,723
SUB-TOTAL		0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	64	64	64	0	0	\$ 39,980
TOTAL HOURS		0	0	0	0	0	0	0	0	76	76	64	64	64	64	64	64	0	0	456				\$ 103,378

Sub Consultants		TOTAL COST
Document Control	EADOC	
Electrical Inspection	Kiyoi Engineering	\$ 25,000.00
SUBCONSULTANTS SUB-TOTAL		\$ 25,000.00

Total to Complete	\$128,377.70
Total Billed thru August, 2024	\$3,063,991.07
Revised Total Amount	\$3,192,368.77
Original Contract Amount	\$2,875,377.00
Contingency Amount Applied	\$150,000.00
Revised Total Contract amount	\$3,025,377.00
Amendment Amount	\$166,991.77

- Notes:**
1. Used an average of 170 hours per month based upon 8 hour working days with no overtime.
 2. Assumed a Construction completion date of March 31, 2025
 4. Sub-Consultants used will be charged at cost plus 10%