

**AMENDMENT NO. 3 TO AGREEMENT
FOR PROFESSIONAL SERVICES WITH ADVANTEC**

This Amendment No. 3 to that certain Professional Services Agreement entered into between the Parties is made and entered into as of June 30, 2025 ("Effective Date") by and between the City of Upland, a municipal corporation ("City") and ADVANTEC Consulting Engineers, INC. a California Corporation ("Consultant"). City and Consultant are sometimes referred to herein individually as a "Party" and collectively as "Parties."

RECITALS

A. WHEREAS, City and Consultant have entered into that certain Professional Services Agreement dated January 1, 2022, for the purpose of providing traffic engineering services to City (the "Original Agreement").

B. WHEREAS, City and Consultant have executed Amendment No. 1 to the Original Agreement dated August 14, 2023 ("Amendment No. 1") for the purpose of providing additional traffic engineering services for an additional compensation of \$50,000 for City fiscal year 2022/23 and future fiscal years.

C. WHEREAS, City and Consultant have executed Amendment No. 2 to the Original Agreement dated April 22, 2024 ("Amendment No. 2") (the Original Agreement Amendment No. 1 and Amendment No. 2 are collectively referred to as the "Amended Agreement") for the purpose of providing additional traffic engineering services for an additional compensation of \$24,000 for City fiscal year 2023/24.

D. WHEREAS the Parties now desire to amend the Amended Agreement in order to extend the Term of the Amended Agreement for an additional year through June 30, 2026.

NOW, THEREFORE, in consideration of the above recitals and the mutual covenants, conditions, and promises contained in this Amendment No. 3 and the Amended Agreement, the Parties mutually agree as follows:

AGREEMENT

1. Incorporation of Recitals. The recitals listed above are true and correct and are hereby incorporated herein by this reference.

2. Compensation Commencing July 1, 2025. Notwithstanding any provisions in Section 2 of the Amended Agreement to the contrary, commencing July 1, 2025 for City fiscal year 2025/2026, and for services rendered to City, (a) the fiscal year compensation shall not exceed \$150,000, (b) the Schedule of Charges shall be as set forth in Exhibit "A-1" attached hereto and incorporated herein by reference, and (c) the total fiscal year compensation, including Additional Work, for City fiscal year 2025/2026 shall not exceed \$165,000 without approval by the City Council.

3. Reaffirmation of Provisions of Amended Agreement. All terms and provisions of the Amended Agreement not modified by or replaced with provisions in this Amendment No. 3 shall remain in full force and effect.

4. Electronic Transmission. A manually signed copy of this Amendment No. 3 which is transmitted by facsimile, email or other means of electronic transmission shall be deemed to have the same legal effect as delivery of an original executed copy of this Amendment No. 3 for all purposes. This Amendment No. 3 may be signed using an electronic signature.


5. Counterparts. This Amendment No. 3 may be signed in counterparts, each of which shall constitute an original.


IN WITNESS WHEREOF, the Parties hereto have executed this Amendment No. 3 on the Effective Date first herein above written.

CITY OF UPLAND

CONSULTANT

ADVANTEC Consulting Engineers, Inc.

DocuSigned by:

ED26F0D0C3FF48A...
Michael Blay,
City Manager


DocuSigned by:

4635FBF11CDD478...
Leo Lee, PE
CEO

APPROVED AS TO FORM:

ADVANTEC Consulting Engineers, Inc.

Signed by:

9326570F6DB648E...
Stephen Deitsch
Best Best & Krieger LLP
City Attorney

Signed by:

ADBE05A4980A4CC...
Pauline Yip
Board Secretary

ATTEST:


DocuSigned by:

F421A8F65BE347A...
Keri Johnson
City Clerk

EXHIBIT A-1

ADDITIONAL TRAFFIC ENGINEERING SERVICES

[RATE SHEET ATTACHED]



ADVANTEC Consulting Engineers

Hourly Rates

Effective January 2021

<u>Classification</u>	<u>Rate</u>
Project Director III	\$320 / hour
Project Director II	\$300 / hour
Project Director I	\$280 / hour
Project Manager/Senior Engineer VIII	\$250 / hour
Project Manager/Senior Engineer VII	\$230 / hour
Project Manager/Senior Engineer VI	\$200 / hour
Project Manager/Senior Engineer V	\$180 / hour
Project Engineer/ Planner IV	\$160 / hour
Project Engineer/ Planner III	\$140 / hour
Project Engineer / Planner II	\$130 / hour
Associate Engineer / Planner I	\$120 / hour
Assistant Engineer	\$110 / hour
Design Technician V	\$140 / hour
Design Technician IV	\$120 / hour
Design Technician III	\$100 / hour
Administrative II	\$110 / hour
Administrative I	\$ 95 / hour

Direct Costs

Effective January 2021

Mileage	\$0.56/mile
In House Plotting (Mylar)	\$20.00 per D-size sheet
In House Plotting (Bond)	\$10.00 per D-size sheet
Other Direct Costs	At Cost + 10% admin