

**FIRST AMENDMENT TO AGREEMENT WITH KLEINFELDER, INC. TO PROVIDE
ON-CALL MATERIAL TESTING AND SPECIAL INSPECTION SERVICES**

THIS FIRST AMENDMENT to the above-referenced agreement is entered into April 18, 2023, by and between Kleinfelder, Inc., a California corporation (“Consultant”), and the City of Santa Ana, a charter city and municipal corporation organized and existing under the Constitution and laws of the State of California (“City”).

RECITALS

- A. The parties entered into Agreement No. A-2021-02 (“Agreement”) dated July 6, 2021, to retain qualified consultants to provide on-call materials testing and special inspection services for the City’s Public Works Agency.
- B. Consultant is one of three Consultants which were awarded Agreements with the City for the services defined in the Agreement. Each Consultant was retained to share an aggregate compensation pool, under the terms of this Agreement, which is current and in-effect through July 5, 2024, with available options to extend the Agreement.
- C. The parties now wish to amend the Agreement to increase the aggregate compensation of the Agreement to accommodate additional upcoming projects for which the Consultant can provide quality assurance and testing services for these projects.

The Parties therefore agree:

- 1. **Section 2(a), Compensation**, is hereby amended to increase the total aggregate total to be expended under the term of the Agreement, including any extension periods, by **\$1,000,000**. The total non-to-exceed amount for to the aggregate amount available to all the retained consultants shall be **\$2,000,000**.
- 2. Except as modified by this First Amendment, all terms and conditions of the Agreement, shall remain in full force and effect.

[signature page to follow]

IN WITNESS WHEREOF, the parties hereto have executed this First Amendment to the Agreement on the date and year first written above.

ATTEST

CITY OF SANTA ANA

Jennifer Hall
City Clerk

Kristine Ridge
City Manager

APPROVED AS TO FORM
SONIA R. CARVALHO
City Attorney

KLEINFELDER, INC.

By: 

Brandon Salvatierra
Deputy City Attorney



By: Dany Hanna
Title: Vice President

RECOMMENDED FOR APPROVAL

Nabil Saba
Executive Director
Public Works Agency