

**SECOND AMENDMENT
TO PROFESSIONAL SERVICES AGREEMENT BETWEEN CITY OF BEAUMONT
AND IDC CONSULTING ENGINEERS, INC. FOR PROFESSIONAL ENGINEERING
SERVICES FOR PENNSYLVANIA AVENUE GRADE SEPARATION PROJECT
(CIP 2017-012)**

THIS SECOND AMENDMENT TO AGREEMENT FOR PROFESSIONAL SERVICES BY INDEPENDENT CONTRACTOR is made and effective as of the ____ day of _____, 2022, by and between the CITY OF BEAUMONT, a general law city, (“CITY”) whose address is 550 E. 6th Street, Beaumont, California 92223 and IDC CONSULTING ENGINEERS, INC. whose address is 300 S. Harbor Blvd., Suite 710, Anaheim, CA 92805 (“CONTRACTOR”) in consideration of the mutual promises and purpose contained herein, the parties agree as follow:

1. RECITALS

This Second Amendment is made with respect to the following facts and purpose that the parties agree are true and correct:

A. On June 19, 2018, the City and IDC CONSULTING ENGINEERS, INC., entered into that certain agreement entitled “Agreement for Professional Services by Independent Contractor” for ENGINEERING SERVICES FOR THE PENNSYLVANIA AVENUE GRADE SEPARATION PROJECT (“Agreement”).

B. City has requested a further change in scope to the work under the Agreement regarding engineering services and bringing the project to “Ready to List” status and CONTRACTOR has requested that the scope of work should be increased as provided in the Proposal dated July 12, 2022, a copy of which is attached hereto as Exhibit “A”, and incorporated herein by this reference.

2. AMENDMENT

Section 2 of the Agreement is hereby amended to add to the Services those services identified in the Proposal attached hereto as Exhibit “A”.

Section 4.01 of the Agreement is hereby amended to increase the maximum compensation under the Agreement as follows: Under previous Amendments, compensation was set at six hundred thirty thousand, eighty four dollars (\$630,084). Per this Second Amendment, compensation is increased by the maximum amount of one million, two hundred ninety four thousand, eight hundred forty nine dollars (\$1,294,849) as provided in the Proposal attached hereto as Exhibit “A” resulting in total compensation under the Agreement not to exceed one million, nine hundred twenty four thousand, nine hundred thirty three dollars (\$1,924,933).

The recitals to this Amendment are deemed incorporated herein by this reference. All other terms of the Agreement not expressly amended by this Amendment shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereby have made and executed this Second Amendment to Professional Services Agreement to be effective as of the day and year first above-written.

CITY:

CONTRACTOR:

CITY OF BEAUMONT

IDC CONSULTING ENGINEERS, INC.

By: _____

By: _____

Lloyd White, Mayor

Print Name: _____

ATTEST

Title: _____

City Clerk

APPROVED AS TO FORM

John Pinkney, City Attorney

EXHIBIT “A”

PROPOSAL DATED July 12, 2022