

AMENDMENT NO. 3 TO AGREEMENT 07-4914

This Amendment No. 3 to Agreement 07-4914 (AMENDMENT), effective on _____, is between the State of California, acting through its Department of Transportation, referred to as STATE, and:

Alameda Corridor Transportation Authority, a joint powers agency, referred to hereinafter as ACTA.

RECITALS

1. STATE and ACTA, collectively referred to as PARTIES, entered into Agreement No. 07-4914, on September 7, 2011 (AGREEMENT), defining the terms and conditions of a project to replace the Schuyler Heim Bridge (EA #13820) on State Route 47 from Ocean Boulevard to State Route 103 Junction and on State Route 103 from State Route 47 Junction to Anaheim Street Overhead in the Cities of Los Angeles and Long Beach, referred to herein as "STATE's PROJECT".
2. PARTIES entered into Amendment No. 1 to AGREEMENT on July 30, 2015, to increase the construction support budget of ACTA SERVICES on STATE's PROJECT from \$3,000,000 to \$4,300,000.
3. PARTIES entered into Amendment No. 2 to AGREEMENT on October 6, 2017, to increase the construction support budget for ACTA SERVICES on STATE's PROJECT from \$4,300,000 to \$5,300,000.
4. PARTIES now seek to increase the construction support budget for ACTA SERVICES on STATE's PROJECT from \$5,300,000 to \$6,900,000, a total increase in funds of \$1,600,000.

IT IS THEREFORE MUTUALLY AGREED:

1. Section I, Article 4 in the AGREEMENT is replaced in its entirety to read as follows:
 4. "To reimburse ACTA for actual expenditures incurred in the performance of ACTA SERVICES on STATE's PROJECT which is estimated to be \$6,900,000 for Construction Support including CCOs and Quality Assurance for Cement Deep Soil Mixing, and \$1,730,000 for implementation of environmental mitigation commitments. The total limits: \$6,900,000 in SHOPP funds for Construction Support including CCOs and Quality Assurance for Cement Deep Soil Mixing and \$1,730,000 for implementation of environmental mitigation commitments as shown in Exhibit A."
2. All other terms and conditions of the AGREEMENT shall remain in full force and effect.
3. This AMENDMENT is deemed to be included and made a part of the AGREEMENT.

SIGNATURES

PARTIES declare that:

1. Each PARTY is an authorized legal entity under California state law.
2. Each PARTY has the authority to enter into this AMENDMENT.
3. The people signing this AMENDMENT have the authority to do so on behalf of their public agencies.

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION

ALAMEDA CORRIDOR
TRANSPORTATION AUTHORITY

By: _____
Shirley C. Choate
Interim District 07 Director

By: _____
John T. Doherty
Chief Executive Officer


VERIFICATION OF FUNDS &
AUTHORITY:

APPROVED AS TO FORM:

By: _____
Paul T. Kwong
District Budget Manager

By: _____
Heather M. McCloskey
ACTA Co-General Counsel

CERTIFIED AS TO FINANCIAL
TERMS AND POLICIES:

By:  _____
Darwin Salmos
HQ Accounting Supervisor