

**FIRST AMENDMENT TO AGREEMENT
FOR ON-CALL PROFESSIONAL CONSULTANT SERVICES FOR
ADMINISTERING THE COMMUNITY WORKFORCE PROGRAM FOR
CITYWIDE PAVEMENT REHABILITATION PROGRAM – FY 21/22 TO FY 25/26 (LOCAL STREETS)
PROJECT NO. 801 0089
PAVEMENT REHABILITATION FOR VARIOUS LOCAL STREETS – CDBG FY 21/22
PROJECT NO. 801 0093
CITYWIDE PAVEMENT REHABILITATION PROGRAM – FY 21/22 TO FY 25/26 (ARTERIAL AND
COLLECTOR STREETS)
PROJECT NO. 801 0096**

This First Amendment to Agreement (hereinafter, this “Agreement”) is made and entered into this ____ day of _____ 2023 (“Effective Date”), by and between the City of Moreno Valley, a municipal corporation in the County of Riverside, State of California, hereinafter referred to as the “City,” and **TSG Enterprises, Inc. dba The Solis Group**, a California corporation, hereinafter referred to as “Consultant.”

RECITALS:

Whereas, the City and Consultant entered into an Agreement entitled "AGREEMENT for ON-CALL PROFESSIONAL CONSULTANT SERVICES FOR ADMINISTERING THE COMMUNITY WORKFORCE PROGRAM," hereinafter referred to as "Agreement," dated June 17, 2021.

Whereas, the Consultant is providing consultant services for **CITYWIDE PAVEMENT REHABILITATION PROGRAM – FY 21/22 TO FY 25/26 (LOCAL STREETS); PAVEMENT REHABILITATION FOR VARIOUS LOCAL STREETS – CDBG FY 21/22; AND CITYWIDE PAVEMENT REHABILITATION PROGRAM – FY 21/22 TO FY 25/26 (ARTERIAL AND COLLECTOR STREETS)**

Whereas, it is desirable to amend the Agreement to increase Terms of Payment; as is more particularly described in Section 1 of this First Amendment.

SECTION 1 AMENDMENT TO ORIGINAL AGREEMENT:

1.1 The Agreement termination date of **December 31, 2023** is not extended by this First Amendment to the Agreement.

1.2 Exhibit “C” to the Original Agreement is hereby further amended by adding the cost

**FIRST AMENDMENT TO AGREEMENT FOR
ON-CALL PROFESSIONAL CONSULTANT SERVICES
PROJECT NOS. 801 0089, 801 0093 AND 801 0096**

section described in Exhibit "A," entitled "Request for Amendment."

1.3 The combined total "Not-to-Exceed" fee for this contract is \$93,773.00 (\$74,910.00 for the original, plus \$18,863.00 for the First Amendment to Agreement. A "Not-to-Exceed" fee of \$33,712.00 (\$24,080.00 for the original Agreement, \$9,632.00 for the First Amendment) for Project No. 801 0089; \$20,060.00 (\$20,060.00) for the original Agreement, \$0 for the First Amendment to Agreement) for Project No. 801 0093; and \$40,001.00 (\$30,770.00 for the original Agreement, plus \$9,231.00 for the First Amendment to Agreement) for Project No. 801 0096.

SECTION 2

2.1 Except as otherwise specifically provided in this Amendment, all other terms and conditions of the Agreement shall remain in full force and effect.

IN WITNESS HEREOF, the parties have each caused their authorized representative to execute this Agreement.

SIGNATURE PAGE TO FOLLOW:

**FIRST AMENDMENT TO AGREEMENT FOR
ON-CALL PROFESSIONAL CONSULTANT SERVICES
PROJECT NOS. 801 0089, 801 0093 AND 801 0096**

City of Moreno Valley

TSG Enterprises, Inc. dba The Solis Group

BY: _____
Mike Lee, City Manager

BY: _____

TITLE: _____
(President or Vice President)

Date

Date

INTERNAL USE ONLY

APPROVED AS TO LEGAL FORM:

City Attorney

Date

RECOMMENDED FOR APPROVAL:

Public Works Director/City Engineer

Date

BY: _____

TITLE: _____
(Corporate Secretary)

Date

Enclosures: Exhibit "A" – Request for Amendment

Exhibit "A"

Request for Amendment



Headquarters
3452 E Foothill Blvd / Suite 200
Pasadena, CA 91107 USA

P 626 685 6989
F 626 685 6985

thesolisgroup.com

April 26, 2023

Gail Smerkol
Consultant – CAV Consulting
City of Moreno Valley
14177 Frederick Street
Moreno Valley, CA 92553

Re: Request for Amendment – CWA Administration Services
Citywide Pavement Rehab Project No. 801 0089

Dear Ms. Smerkol:

Please accept this written request to amend The Solís Group's (TSG's) existing Agreement for the above referenced project.

Due to an extension of the construction schedule, our services are now required through September 2023. This includes anticipated construction through July 2023 plus two months of close out. Based on a four-month extension at our monthly fee of \$2,408, we are requesting an additional **\$9,632**.

Please note, if we are able to close the project earlier than anticipated, we will cease billing.

Please do not hesitate to contact me with any questions at 818-634-7335 or mkomsky@thesolisgroup.com.

Sincerely,

Mike Komsky
Chief Operating Officer



Headquarters
3452 E Foothill Blvd / Suite 200
Pasadena, CA 91107 USA

P 626 685 6989
F 626 685 6985

thesolisgroup.com

April 26, 2023

Gail Smerkol
Consultant – CAV Consulting
City of Moreno Valley
14177 Frederick Street
Moreno Valley, CA 92553

Re: Request for Amendment – CWA Administration Services
Citywide Pavement Rehab Project No. 801 0096

Dear Ms. Smerkol:

Please accept this written request to amend The Solís Group's (TSG's) existing Agreement for the above referenced project.

Due to an extension of the construction schedule, our services are now required through August 2023. This includes anticipated construction through June 2023 plus two months of close out. Based on a three-month extension at our monthly fee of \$3,077, we are requesting an additional **\$9,231**.

Please note, if we are able to close the project earlier than anticipated, we will cease billing.

Please do not hesitate to contact me with any questions at 818-634-7335 or mkomsky@thesolisgroup.com.

Sincerely,

Mike Komsky
Chief Operating Officer