

AMENDMENT NO. 1
TO AGREEMENT FOR PROFESSIONAL SERVICES
WITH
ZNAP FLY
FOR
DISTRICTWIDE HVAC REPLACEMENT PROJECT
PROJECT #21-189,190 (CONTRACT #2932/21)
SAN MATEO – FOSTER CITY SCHOOL DISTRICT

APRIL 18, 2022

**AMENDMENT NO. 1
TO AGREEMENT FOR PROFESSIONAL SERVICES
DATED MAY 24, 2021**

Between:

OWNER: San Mateo - Foster City School District
1170 Chess Drive
Foster City, CA 94404
(Hereinafter "District")

and

CONSULTANT: Znap Fly
419 Mason St. Suite 109
Vacaville, CA 95688
(Hereinafter "Consultant")

SUBJECT:

District Wide HVAC Replacement Project
Contract No. 2932/21
Amendment No. 1

1. The "Scope of Services" of the above referenced Agreement is hereby modified as follows:
(For "Scope of Additional Services" refer to the Exhibit A (Znap Fly Proposal dated April 11, 2022), which is for reference only):

- 1. HVAC Scope Was Modified**

- a. Pre-start Submittal Review**
- b. Project Meeting During Construction Phase**
- c. Abatement Compliance Observation Monitoring and Testing**

"Compensation and Payment" of our Agreement approved by the BOT 05/24/21 is hereby modified to allow for the additional fees required to implement the above changes. The present fee of consultation services of \$12,159.00 is hereby increased by a not-to-exceed fee of **\$50,000.00**, for a fixed fee of **\$62,159.00** for the architectural services.

The new contract amount is **\$62,159.00**.

The contract completion date of the project after receiving the Amendment changed to the summer of 2023.

All other conditions of our Agreement (and subsequent Amendment(s) set forth above) remain in full force and effect as originally stated.

IN WITNESS WHEREOF, the Consultant has executed this Amendment, and the District by its officers, who is authorized to do so, has executed this Amendment.

CONSULTANT:

By: _____

Dated: _____

Chris Smith
Principal

SAN MATEO - FOSTER CITY SCHOOL DISTRICT:

By: _____

Dated: _____

Patrick Gaffney
Chief Business Official

Mark Sherrill
San Mateo Foster City School District
1170 Chess Drive
Foster City, California 94404
April 11, 2022

Exhibit "A"

SUBJECT: Proposal for Additional Services:
Construction Support Services at Various School Sites - HVAC and Power Upgrade Project

Dear Mr. Sherrill,

In response to your request, Znap Fly, LLC (Znap Fly) is pleased to present our proposal for additional Hazardous Materials Services for Construction Support of the HVAC and Power Upgrade Project at 7 school sites located throughout the San Mateo Foster City School District which include the following schools:

School Name	Address
Abbott Middle School	600 36th Avenue, San Mateo, CA 94403
Borel Middle School	425 Barenson Avenue, San Mateo, CA 94403
College Park	715 Indian Avenue, San Mateo, CA 94402
Laurel Elementary	316 36th Avenue, San Mateo, CA 94403
Meadow Heights	2619 Dolores Street, San Mateo, CA 94403
North Shoreview	1301 Cypress Avenue, San Mateo, CA 94401
George Hall	130 San Miguel Way, San Mateo, CA 94403

UNDERSTANDING

It is our understanding, from email communication, with Mark Sherrill, this project is in need of Hazardous Materials Construction Support Services for the construction phase of the project.

SCOPE OF SERVICES

Task 1 Pre-Start Submittal Review

Znap Fly will review Abatement Contractor Pre-Start Submittal. Up to two (2) reviews are included.

Task 2 Project Meeting during Construction Phase

Znap Fly will attend up to three construction meetings to be chaired by Project Representative(s).

Task 3 Abatement Compliance Observation Monitoring & Testing

Znap Fly will provide compliance observation and monitoring during hazardous materials abatement work for this Project. We will provide spot check monitoring that will include up to

20, 4-hour monitoring shifts during day shift (night, weekend, and overtime work is not included). Monitoring shifts may not be consecutive and may be intermittent between school sites.

Our staff scientists/technicians are trained in asbestos and lead supervision and testing and overseen by Certified Asbestos Consultants (required by law) who have extensive experience in the hazardous materials field. Znap Fly's compliance observation services may include:

- Pre-start up containment inspections;
- Visual inspections and compliance observations during hazardous material removal operations;
- Review of on-site contractor's progress submittals;
- Final visual inspection of the containment area and to verify that abatement is complete;
- Abatement area air monitoring – per industry standards, Znap Fly's air monitoring of abatement may include:
 - Perimeter and area air samples during asbestos removal operations analyzed by phase contrast microscopy (PCM) with a 24-hour turnaround time.
 - Post abatement samples, in accordance with AHERA regulations will be collected following abatement, analyzed by Transmission Electron Microscopy (TEM).

3.1 Abatement Close-Out Report

Znap Fly will prepare a final abatement close-out report following the abatement completion. Report includes:

- Close out project narrative report;
- Copies of all project field logs;
- Copies of pre-start & post abatement inspections;
- Copies of all laboratory results;
- Copies of Znap Fly personnel certifications; and
- Copies of rotameter calibration charts.

ASSUMPTIONS, CONDITIONS & EXCLUSIONS

1. **Scope of Services.** In providing these scope of services, Znap Fly will perform in a manner consistent with that degree of care and skill ordinarily exercised by members of the same profession currently practicing under similar circumstances.
2. **Access.** We assume that reasonable access will be provided to all areas of the site and that site-specific information will be made readily available, as appropriate.
3. **Abatement Monitoring.** All shifts performed will be 4-hour, half day shifts, as-needed/ requested by project team and billed per shift. Work will be completed during normal business hours (night, weekend, or overtime work is not included). Both, PCM perimeter samples and TEM post abatement air samples, if collected will be analyzed by an accredited laboratory and billed per sample collected.
4. Site visits and observation by Znap Fly are not intended to be an exhaustive check or a detailed inspection of the construction contractor's work but rather are to allow Znap Fly, as an experienced professional, to become generally familiar with the work in progress and to determine, in general, if the work is proceeding in accordance with local, state, and federal regulations.
5. Znap Fly shall not supervise, direct or have control over the construction contractor's work nor have any responsibility for the construction means, methods, techniques, sequences or procedures selected neither by the construction contractor nor for the construction contractor's safety precautions or programs in connection with the work. These rights and responsibilities are solely those of the construction contractor in accordance with the project Contract.
6. Znap Fly shall not be responsible for any acts or omissions of the construction contractor, sub-contractor, and any entity performing any portions of the work, or any agents or employees of any of them. Znap Fly does not guarantee the performance of the construction contractor and shall not be responsible for the construction contractor's failure to perform its work in accordance with the Project Contract or any applicable laws, codes, rules or regulations.

FEE

Our proposed fee for all the above-described scope of work will be billed on a time and materials with a limit not to exceed bases. Our limit not to exceed is \$50,000 for the Hazardous Materials Construction Support Services.

HVAC Construction Support Services		TOTALS
SERVICES	FEE	
Submittal Review	\$1,920	\$1,920
Project Meeting	\$2,160	\$2,160
Abatement Monitoring per 1/2 shift (includes onsite monitoring, inspection, sampling time if needed), number of shifts will be as-needed	\$642	TBD
Post abatement PCM air samples (48 hour TAT) - per sample collected, samples will be collected and billed as needed	\$9	TBD
Post abatement TEM air samples (24 hour TAT) - per sample collected, samples will be collected and billed as needed	\$91	TBD
Close-Out Report, report submitted per school	\$1,480	\$1,480
Time and Materials; Limit Not-to-Exceed		\$50,000

CLOSING

We look forward to providing San Mateo Foster City School District with quality responsive Hazardous Materials Construction Support Services. Please feel free to call us if you have any questions on the contents of this proposal.

With Gratitude,

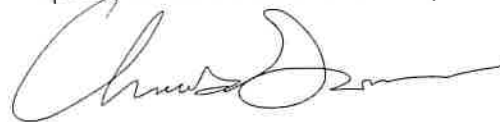
Znap Fly Drone Services & Environmental Consulting

Proposal prepared for SMFCSD by:



Erica Sattar, CAC, CDPH
Environmental Director
Certified Asbestos Consultant #14-5250
CDPH Lead Sampling Technician #20425

Proposal reviewed for SMFCSD by:



Chris Smith, CAC, CDPH
Principal Consultant
Certified Asbestos Consultant #05-3823
CDPH Lead Inspector Assessor/
Project Monitor #12430