

**MODIFICATION No. 1  
TO  
SAN RAFAEL CITY SCHOOLS  
INDEPENDENT CONSULTANT AGREEMENT  
FOR PROFESSIONAL SERVICES  
WITH GARY PROCTOR CONSTRUCTION CONSULTATION  
FOR CONSTRUCTION INSPECTION SERVICES AT**

This Modification No. 1 ("Modification") modifies the Independent Consultant Agreement for Professional Services ("Agreement"), which was entered into by and between San Rafael City Schools ("District") and Gary Proctor Construction Consultation ("Consultant") (together, "Parties") as follows:

**RECITALS**

WHEREAS, the parties entered into the Agreement effective as of September 17, 2018; and

WHEREAS, both parties wish to modify the services and compensation provided for in the Agreement; and

Now, THEREFORE, in consideration of the mutual promises and covenants set forth above and contained herein, the Parties agree as follows:

1. **Exhibit "A"** to the Agreement is deleted in its entirety and replaced with the document titled "Exhibit A"" and attached to this Amendment.
2. In Section 4 of the Agreement ("Compensation"), "Two Hundred Twenty Eight Thousand, Five Hundred Dollars" (\$228,500)" is deleted and replaced with "Two Hundred Thirty Thousand and Five Hundred Dollars (\$230,500)".
3. Subsections 4.1.1 is deleted and replaced with the following:

4.1.1	Davidson Middle School Increments 1 & 2	\$128,500
	Laurel Dell Elementary School Renovation And New Building	\$ 99,600
	San Rafael High School Interim Housing Close-out Services	\$ 2,000

4. All other provisions of the Agreement shall remain in full force and effect and are reaffirmed. If there is any conflict between this Agreement and any provision of the Agreement relating to this Amendment only, the provisions of this Amendment shall control.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment.

By \_\_\_\_\_  
Michael Watenpaugh  
Superintendent  
San Rafael City Schools

\_\_\_\_\_  
Date

By \_\_\_\_\_  
Gary Proctor  
Principal/Inspector

\_\_\_\_\_  
Date

## **Exhibit "A"**

Services will include Inspector of Record ("IOR") Services for Laurel Dell Elementary School, Davidson Middle School, and project close-out services for San Rafael High School Interim Housing, per Department of State Architect ("DSA") and San Rafael City Schools ("SRCS") requirements.

Consultant's entire Proposals for Laurel Dell Elementary School, Davidson Middle School, and San Rafael High School are **Not** made part of this Agreement.

### **Laurel Dell Elementary School**

Project Start: October 19, 2018

Project Completion: October 7, 2019

Total Construction Duration: 249 working days; 996 hours based on 4 hours/day average

Proposed hourly rate: \$100

Proposal based on schedule provided by Van Pelt Construction Services.

Proposal Total: 996 hours x hourly rate of \$100: **\$99,600**

Saturday, Sunday and holiday rate (if applicable) = \$150

### **Davidson Middle School**

Project Start: September 10, 2018

Project Completion: July 15, 2019

Total Construction Duration: 214 working days; 1,284 hours based on 6 hours/day average

Proposed hourly rate: \$100

Proposal based on schedule provided by Van Pelt Construction Services.

Proposal Total: 1,284 hours x hourly rate of \$100: **\$128,500**

Saturday, Sunday and holiday rate (if applicable) = \$150

### **San Rafael High School Interim Housing Close-out Inspection Services**

Proposed hourly rate: \$100

Proposal based on schedule provided by Van Pelt Construction Services.

Proposal Total: 20 hours x hourly rate of \$100: **\$2,000**

Saturday, Sunday and holiday rate (if applicable) = \$150