

**ARLINGTON COUNTY, VIRGINIA
AGREEMENT NO. 17-084-RFP-8
AMENDMENT NUMBER 2**

This Amendment Number 2 is made on August 1, 2022, and amends Agreement Number 17-084-RFP-8 (“Main Agreement”) dated August 16, 2018, between Kimley-Horn and Associates, Inc. (“Contractor”) and the County Board of Arlington County, Virginia (“County”).

The County and the Contractor agree to amend the Contract Terms and Conditions called for under the Main Agreement as follows:

1. **Contract Renewal:** Pursuant to Section 4. Contract Term, the contract is hereby renewed for its third subsequent contract term for an additional 12-month period from **August 1, 2022 to July 31, 2023** with one additional 12-month renewal remaining.
2. **Contract Price Increase:** Pursuant to Section 6. Contract Price Adjustment, the contract is hereby increased by **7.9%** per the U.S. Department of Labor Consumer Price Index, All Items, Unadjusted, Urban Areas (“CPI-U”) for the 12 months of statistics available for February.
3. **Force Majeure** is hereby amended as follows:

29. FORCE MAJEURE

Neither party will be held responsible for failure to perform the duties and responsibilities imposed by this Contract if such failure is due to a fire, riot, rebellion, natural disaster, war, act of terrorism or act of God that is beyond the control of the party and that makes performance impossible or illegal, unless otherwise specified in the Contract, **provided that the affected party gives notice to the other party as soon as practicable after the force majeure event, including reasonable detail and the expected duration of the event’s effect on the party.**

4. **COVID-19 Vaccination Policy For Contractors** is hereby incorporated into the Contract Terms and Conditions as follows:

55. COVID-19 VACCINATION POLICY FOR CONTRACTORS

Due to the ongoing COVID-19 pandemic, the County has taken various steps to protect the welfare, health, safety, and comfort of the workforce and public at large. As part of these steps, the County has implemented various requirements with respect to health and safety including policies with respect to social distancing, the use of face-coverings and vaccine mandates. To protect the County’s workforce and the public at large, all employees and subcontractors of the Contractor who are assigned to this Contract, should be fully vaccinated against COVID-19. Any contractor employee or subcontractor who is not fully vaccinated should be following a weekly testing protocol as established by the Contractor, unless exempt pursuant to a valid reasonable accommodation under state or federal law.

5. **Attachment B – Contract Pricing** is hereby deleted in its entirety and replaced with the attached **Exhibit B – Contract Pricing. Pricing from August 1, 2022 to July 31, 2023 shall be in accordance with Exhibit B – Contract Pricing.**

All other terms and conditions of the Main Agreement remain in effect.

WITNESS these signatures:

THE COUNTY BOARD OF ARLINGTON
COUNTY, VIRGINIA

KIMLEY-HORN AND ASSOCIATES, INC.

AUTHORIZED DocuSigned by:
SIGNATURE: Dr. Sharon T. Lewis
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AUTHORIZED DocuSigned by:
SIGNATURE: John Martin
FB3D6C8EFF85452...

NAME: DR. SHARON T. LEWIS
TITLE: PURCHASING AGENT

NAME: John Martin
TITLE: Sr. Vice President

DATE: 6/16/2022

DATE: 6/15/2022

EXHIBIT B
CONTRACT PRICING

The services under this Contract will be paid for using fully loaded hourly rates listed below. Those rates shall include all costs and expenses of providing to the County the services described in this Contract.

Allowable CPI Increase for Option Year 3 (8/1/2022-7/31/2023)	7.9%			
Kimley-Horn & Associates, Inc.				
Position	Field Office Rate 2nd Renewal Term (8/1/2021-7/31/2022)	Home Office Rate 2nd Renewal Term (8/1/2021-7/31/2022)	Field Office Rate 3rd Renewal Term (8/1/2022-7/31/2023)	Home Office Rate 3rd Renewal Term (8/1/2022-7/31/2023)
Senior Technical Specialist	\$ 263.32	\$ 280.82	\$ 284.12	\$ 303.00
Project Manager	\$ 194.24	\$ 207.15	\$ 209.58	\$ 223.51
Senior Engineer	\$ 161.86	\$ 17.62	\$ 174.65	\$ 19.01
Projecr Engineer	\$ 132.94	\$ 141.77	\$ 143.44	\$ 152.97
Junior Engineer	\$ 105.44	\$ 112.45	\$ 113.77	\$ 121.33
Clerical/Administrative	\$ 87.13	\$ 92.92	\$ 94.01	\$ 100.26
Engineering Technician	\$ 120.94	\$ 128.97	\$ 130.49	\$ 139.16
Professional Landscape Architect	\$ 173.38	\$ 184.89	\$ 187.08	\$ 199.50
Landscape Architect	\$ 105.63	\$ 112.64	\$ 113.97	\$ 121.54
ATCS. PLC				
Position	Field Office Rate 2nd Renewal Term (8/1/2021-7/31/2022)	Home Office Rate 2nd Renewal Term (8/1/2021-7/31/2022)	Field Office Rate 3rd Renewal Term (8/1/2022-7/31/2023)	Home Office Rate 3rd Renewal Term (8/1/2022-7/31/2023)
Construction Manager	\$ 171.25		\$ 184.78	
Sr. Inspector	\$ 111.83		\$ 120.66	
ERM & Associates, LLC				
Position	Field Office Rate 2nd Renewal Term (8/1/2021-7/31/2022)	Home Office Rate 2nd Renewal Term (8/1/2021-7/31/2022)	Field Office Rate 3rd Renewal Term (8/1/2022-7/31/2023)	Home Office Rate 3rd Renewal Term (8/1/2022-7/31/2023)
Sr. Project Manager		\$ 192.71		\$ 207.93
Project Manager		\$ 160.59		\$ 173.28
Acquisition Specialist II		\$ 147.21		\$ 158.84
Acquisition Specialist I		\$ 100.37		\$ 108.30
Rice Associates, Inc.				
Position	Field Office Rate 2nd Renewal Term (8/1/2021-7/31/2022)	Home Office Rate 2nd Renewal Term (8/1/2021-7/31/2022)	Field Office Rate 3rd Renewal Term (8/1/2022-7/31/2023)	Home Office Rate 3rd Renewal Term (8/1/2022-7/31/2023)
Licensed Land Surveyor		\$ 178.40		\$ 192.49
Survey Computor		\$ 110.83		\$ 119.59
Survey Coordinator		\$ 101.10		\$ 109.09
Survey 2-Person Field Crew		\$ 149.15		\$ 160.93
Survey 3-Person Field Crew		\$ 202.99		\$ 219.03

The County will reimburse the Contractor at cost for the use of heavy equipment, drones, traffic controls and other exceptional measures, if required to perform the work under this Contract, and approved in advance by the County Project Officer. The County may require the Contractor to obtain three quotes for such exceptional measures and equipment prior to approval.

No overtime pay will be allowed under this Contract, except for the position of Construction Inspector, for which overtime will be paid at 1.5 times the regular rate for any work performed outside of the hours of 8am-5pm Monday through Friday.

The County will pay (or reimburse the Contractor at Contractor's cost, as required) for all required permit and inspection fees.

Reimbursement of the cost of mileage between the County offices and the project site is allowable for staff augmentation assignments. Such reimbursements will be made at the US General Services Administration privately owned vehicle mileage reimbursement rate current at the time of travel.