

MODIFICATION NUMBER 3 TO CONTRACT AE23-045

Contract Title: Robles Diversion Facility Preliminary Design

This modification ("Modification No. 3") is made and entered into by and between the Ventura County Watershed Protection District, hereinafter referred to as AGENCY, and Northwest Hydraulic Consultants (NHC), hereinafter referred to as CONSULTANT.

WHEREAS, there now exists a binding contract between AGENCY and CONSULTANT ("CONTRACT") originally entered into on 4/25/2023 for the CONSULTANT to provide preliminary design services to identify, refine, develop, and advance alternative improvements to the Robles Diversion Facility (Robles) that enhance fish passage, facilitate natural sediment transport through and/or around the Robles Facility, improve water supply reliability for fish passage and water diversions, and address flood risks at the Robles Facility and the adjacent Meiners Oaks community with a total contract amount of \$1,456,000, and a contract completion date of 12/31/2024; and

WHEREAS, AGENCY and CONSULTANT entered into a written modification to CONTRACT on 11/13/2023 for the CONSULTANT to facilitate individual and small group discussions within focus groups with expertise in the Design of Fish Passage Facilities and Geomorphology and Sediment Transport and to assess the parameters and assumptions that should be considered for developing the project evaluation criteria and for key staff to attend Workshop #1 in-person for an additional contract amount of \$38,325, ("MODIFICATION NO. 1"); and

WHEREAS, AGENCY and CONSULTANT entered into a written modification to CONTRACT on 6/15/2024 for the CONSULTANT to facilitate individual and small group meetings with regulatory agencies and project partners to develop consensus on alternatives that meet California Department of Fish and Wildlife native fish passage criteria while preserving Casitas Municipal Water District's diversions from the Ventura River and a Goals and Objectives framework for an additional contract amount of \$146,596, ("MODIFICATION NO. 2"); and

WHEREAS, AGENCY and CONSULTANT desire to modify the terms of the Contract to extend the contract completion date; and

WHEREAS, AGENCY and CONSULTANT desire to modify the terms of the Contract to extend the contract completion date to 12/31/2025; The total contract amount remains unchanged at \$1,640,921;

NOW THEREFORE, the parties hereto agree as follows:

1. All provisions of the Contract, including all previous modifications, shall remain in full force and effect unless expressly modified by this Modification No. 3.
2. Exhibit A (Scope of Work and Services) is modified as follows:
No changes to Exhibit A.
3. Exhibit B (Time Schedule) is modified as follows:
Contract completion date shall be revised from 12/31/2024 to 12/31/2025.
4. Exhibit C (Fees and Payment) is modified as follows:
No changes to Exhibit C.

IN WITNESS WHEREOF, THE PARTIES HERETO HAVE EXECUTED THIS MODIFICATION.

FOR CONSULTANT

Name:



1-9-2025

Date

Title:

PRESIDENT

FOR AGENCY:

Name:


Director, Public Works Agency

01/13/2025

Date