



DEPARTMENT OF
GENERAL SERVICES

COMMONWEALTH OF VIRGINIA
DIVISION OF PURCHASES & SUPPLY (DPS)
1111 East Broad Street, Richmond, Virginia 23219

**MODIFICATION #3
TO
CONTRACT NUMBER CTR005984
FORMERLY CONTRACT E194-79435
BETWEEN THE
COMMONWEALTH OF VIRGINIA
AND
MICHAEL BAKER INTERNATIONAL INC**

This MODIFICATION #3 is an Agreement between the Commonwealth of Virginia, hereinafter referred to as "State" or "Commonwealth," and Michael Baker International Inc, a Pennsylvania corporation, hereinafter referred to as the "Contractor", "Michael Baker", or "MBI", relating to the modification of Contract CTR005984 (E194-79435) effective November 1, 2019 as amended, hereinafter referred to as the "Contract" or "Agreement." This Modification is hereby incorporated into and made an integral part of the Agreement.

The purpose of this modification is to document both parties' agreement to A.) Renew the Contract; and B-E) Update General Terms and Conditions. All changes are effective upon full execution of this document, unless otherwise noted, and shall be included in any subsequent modifications.

- A. Reference:** Contract CTR005984, "Renewal of Contract"
Both parties hereby agree to renew the Contract for an additional one (1) year period, beginning November 1, 2023 through October 31, 2024, with one (1) renewals remaining.
- B. Reference:** Contract CTR005984, "General Terms and Conditions *Vendors Manual*"
Term is changed to the language below in accordance with APSPM PIM 42:

VENDORS MANUAL: This solicitation is subject to the provisions of the Commonwealth of Virginia *Vendors Manual* and any changes or revisions thereto, which are hereby incorporated into this contract in their entirety. The process for filing a complaint about this solicitation is in section 7.13 of the *Vendors Manual*. (Note section 7.13 does not apply to protests of awards or formal contractual claims.) The procedure for filing contractual claims is in section 7.19 of the *Vendors Manual*. A copy of the manual is normally available for review at the purchasing office and is accessible on the Internet at eva.virginia.gov under "I Sell To Virginia".

- C. Reference:** Contract CTR005984, "General Term and Condition *Default*"
Term is changed to the language below in accordance with APSPM PIM 42:

DEFAULT: In case of failure to deliver goods or services in accordance with the contract terms and conditions, the Commonwealth may terminate this agreement after verbal or written notice without penalty. Upon termination the Commonwealth may procure the goods or services contracted for from other sources and hold the contractor responsible for any resulting additional purchase and administrative costs. This remedy shall be in addition to any other remedies which the Commonwealth may have.

- D. Reference:** Contract CTR005984, "General Term and Condition *Announcement of Award*"
Term is changed to the language below in accordance with APSPM PIM 42:

ANNOUNCEMENT OF AWARD: Upon the award or the announcement of the decision to award a contract as a result of this solicitation, the purchasing agency will publicly post such notice in eVA (eva.virginia.gov) for a minimum of 10 days.

- E. **Reference:** Contract CTR005984, "General Term and Condition eVA Vendor Registration"
Term is changed to the language below in accordance with APSPM PIM 42:

eVA BUSINESS-TO-GOVERNMENT VENDOR REGISTRATION, CONTRACTS, AND ORDERS:

The eVA Internet electronic procurement solution, web site portal eva.virginia.gov, streamlines and automates government purchasing activities in the Commonwealth. The eVA portal is the gateway for vendors to conduct business with state agencies and public bodies. All vendors desiring to provide goods and/or services to the Commonwealth shall participate in the eVA Internet e-procurement solution by completing the free eVA Vendor Registration. All bidders or offerors must register in eVA and pay the Vendor Transaction Fees specified below; failure to register will result in the bid/proposal being rejected.

Vendor transaction fees are determined by the date the original purchase order is issued and the current fees are as follows:


- a. For orders issued July 1, 2014, and after, the Vendor Transaction Fee is:
 - (i) DSBSD-certified Small Businesses: 1%, capped at \$500 per order.
 - (ii) Businesses that are not DSBSD-certified Small Businesses: 1%, capped at \$1,500 per order.
- b. Refer to Special Term and Condition "eVA Orders and Contracts" to identify the number of purchase orders that will be issued as a result of this solicitation/contract with the eVA transaction fee specified above assessed for each order.


For orders issued prior to July 1, 2014, the vendor transaction fees can be found at eva.virginia.gov.

The specified vendor transaction fee will be invoiced, by the Commonwealth of Virginia Department of General Services, typically within 60 days of the order issue date. Any adjustments (increases/decreases) will be handled through purchase order changes.

The foregoing is the complete and final expression of the parties' agreement to modify Contract CTR005984 and cannot be modified, except by a writing signed by the duly authorized representatives of both parties. All other terms and conditions remain unchanged.

PERSONS SIGNING THIS CONTRACT ARE AUTHORIZED REPRESENTATIVES OF EACH PARTY TO THIS CONTRACT AND ACKNOWLEDGE THAT EACH PARTY AGREES TO BE BOUND BY THE TERMS AND CONDITIONS OF THE CONTRACT.

MICHAEL BAKER INTERNATIONAL INC
 BY: 
 NAME: _____
 Printed Name
 TITLE: _____
 DATE: _____

COMMONWEALTH OF VIRGINIA
 BY: 
 NAME: _____
 Brandon Amsel, VCO
 Printed Name
 TITLE: _____
 Statewide Sourcing & Contracting Officer
 DATE: _____