

**AMENDMENT NO. 3
TO THE AGREEMENT FOR SERVICES
BETWEEN THE
CITY OF SANTA CLARA, CALIFORNIA,
AND
MINTIER HARNISH, LP**

PREAMBLE

This agreement (“Amendment No. 3”) is entered into between the City of Santa Clara, California, a chartered California municipal corporation (City) and Mintier Harnish, a California Limited Partnership (Consultant). City and Consultant may be referred to individually as a “Party” or collectively as the “Parties” or the “Parties to this Agreement.”

RECITALS

- A. The Parties previously entered into an agreement entitled “Agreement for the Performance of Services by and Between the City of Santa Clara, California, and Mintier Harnish, LP”, dated November 10, 2017 (the “Original Agreement”);
- B. The Agreement was previously amended by Amendment No. 1, dated August 27, 2019, Amendment No. 2, dated June 29, 2020, and is again amended by this Amendment No. 3. The Agreement and both previous amendments are collectively referred to herein as the “Agreement as Amended”; and
- C. The Parties entered into the Original Agreement for the purpose of having Contractor prepare a comprehensive Zoning Code update, and the Parties now wish to amend the Agreement as Amended to extend the termination date.

NOW, THEREFORE, the Parties agree as follows:

AGREEMENT TERMS AND CONDITIONS

- 1. Section 5 of the Agreement as Amended, entitled “Term of Agreement,” is hereby amended to revise the termination date of the Agreement to December 31, 2022.
- 2. Except as set forth herein, all other terms and conditions of the Agreement as Amended shall remain in full force and effect. In case of a conflict in the terms of the Agreement as Amended and this Amendment No. 3, the provisions of this Amendment No. 3 shall control
- 3. Counterparts: This Amendment No. 3 may be executed in counterparts, each of which shall be deemed to be an original, but both of which shall constitute one and the same instrument.

The Parties acknowledge and accept the terms and conditions of this Amendment No. 3 as evidenced by the following signatures of their duly authorized representatives.

CITY OF SANTA CLARA, CALIFORNIA
a chartered California municipal corporation

Approved as to Form:

Dated: _____

Office of the City Attorney
City of Santa Clara

DEANNA J. SANTANA
City Manager
1500 Warburton Avenue
Santa Clara, CA 95050
Telephone: (408) 615-2210
Fax: (408) 241-6771

“CITY”

MINTIER HARNISH, LP
a California Limited Partnership

Dated: 10/27/2021



By (Signature): _____

Name: Jim Harnish

Title: Principal/Owner

Principal Place of Business Address: 1415 20th Street
Sacramento, CA 95811

Email Address: Jim@MintierHarnish.com

Telephone: (916) 446-0522

Fax: (916) 446-7520

“CONSULTANT”

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