

**AMENDMENT NO. 1
TO THE AGREEMENT FOR SERVICES
BETWEEN THE
CITY OF SANTA CLARA, CALIFORNIA,
AND
HYDROSCIENCE ENGINEERS, INC.**

PREAMBLE

This agreement ("Amendment No. 1") is entered into between the City of Santa Clara, California, a chartered California municipal corporation (City) and HydroScience Engineers, Inc., a California corporation (Contractor). City and Contractor 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 Services Between The City of Santa Clara, California and HydroScience Engineers, Inc., dated November 14, 2024 (Agreement); and
- B. The Parties entered into the Agreement for the purpose of having Contractor provide hydraulic modeling services, and the Parties now wish to amend the Agreement to increase compensation by two hundred fifty thousand dollars (\$250,000) for a revised not-to-exceed amount of five hundred thousand dollars (\$500,000).

NOW, THEREFORE, the Parties agree as follows:

AMENDMENT TERMS AND CONDITIONS

- 1. Section 6 of the Agreement, entitled "COMPENSATION AND PAYMENT" is amended to read as follows:

In consideration for Contractor's complete performance of Services, City shall pay Contractor for all materials provided and Services rendered by Contractor in accordance with Exhibit B, entitled "SCHEDULE OF FEES". The maximum compensation of this Agreement is Five Hundred Thousand Dollars (\$500,000), subject to budget appropriations, which includes all payments that may be authorized for Services and for expenses, supplies, materials and equipment required to perform the Services. All work performed or materials provided in excess of the maximum compensation shall be at Contractor's expense. Contractor shall not be entitled to any payment above the maximum compensation under any circumstance.

2. Except as set forth herein, all other terms and conditions of the Agreement shall remain in full force and effect. In case of a conflict in the terms of the Agreement and this Amendment No. 1, the provisions of this Amendment No. 1 shall control.

The Parties acknowledge and accept the terms and conditions of this Amendment No. 1 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: _____

GLEN R. GOOGINS
City Attorney

JOVAN D. GROGAN
City Manager
City of Santa Clara
1500 Warburton Avenue
Santa Clara, CA 95050
Telephone: (408) 615-2210
Fax: (408) 241-6771

"CITY"

HYDROSCIENCE ENGINEERS, INC.
*a California corporation

Dated: _____

By (Signature): _____

Name: Mary Hoang

Title: Principal

Principal Place of Business Address: 90 E. Taylor Street
San Jose, CA 95112

Email Address: mhoang@hydroscience.com

Telephone: 408-363-3844

Fax: _____

"CONTRACTOR"