

**AMENDMENT NO. 3
TO THE AGREEMENT FOR SERVICES
BETWEEN THE
CITY OF SANTA CLARA, CALIFORNIA,
AND
HULBERG AND ASSOCIATES, INC., DBA VALBRIDGE PROPERTY ADVISORS**

PREAMBLE

This agreement ("Amendment No. 3") is entered into between the City of Santa Clara, California, a chartered California municipal corporation (City) and Hulberg and Associates, Inc., (dba Valbridge Property Advisors), 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 Professional Services, dated April 17, 2018 (the "Original Agreement"); and
- B. The Original Agreement was previously amended by Amendment No. 1, dated October 29, 2018, Amendment No. 2, dated July 30, 2019, and is again amended by this Amendment No. 3. The Original Agreement and all previous amendments are collectively referred to herein as the "Original Agreement as Amended;" and
- C. The Parties entered into the Original Agreement for the purpose of having Contractor provide appraisal services to support potential eminent domain actions, and the Parties now wish to amend the Original Agreement to increase the total contract amount by \$70,000 to a total not to exceed contract amount of \$169,000.

The Parties agree as follows:

AGREEMENT TERMS AND CONDITIONS

1. AMENDMENT TERMS AND CONDITIONS

That paragraph number 3 of Exhibit B – Fee Schedule of the Original Agreement, entitled "Agreement for Professional Services" is hereby amended add to read as follows:

"In no event shall the amount billed to City by Contractor for services under this Agreement exceed One Hundred and Sixty Nine Thousand Dollars (\$169,000).

2. TERMS

All other terms of the Original Agreement which are not in conflict with the provisions of this Amendment No. 3 shall remain unchanged in full force and effect. In case of a conflict in the terms of the Original Agreement and this Amendment No. 3, the provisions of this Amendment No. 3 shall control.

3. COUNTERPARTS

This Agreement 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:

Approved as to Form:

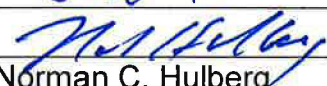
Dated: _____

BRIAN DOYLE
City Attorney

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

"CITY"

HULBERG AND ASSOCIATES, INC.,
DBA VALBRIDGE PROPERTY ADVISORS
a California corporation

Dated: 8-20-19
By (Signature): 
Name: Norman C. Hulberg
Title: President
Principal Place of Business Address: 55 South Market Street, Suite 1210
San Jose, CA 95112
Email Address: nhulberg@valbridge.com

Telephone: (408) 279-1520 x 7142

Fax: (408) 279-3428

"CONTRACTOR"