

**AMENDMENT NO. 1  
TO THE AGREEMENT FOR SERVICES  
BETWEEN THE  
CITY OF SANTA CLARA, CALIFORNIA,  
AND  
YEI ENGINEERS, INC.  
FOR  
CITYWIDE EMERGENCY GENERATOR REPLACEMENT – PHASE 1**

**PREAMBLE**

This agreement ("Amendment No. 1") is entered into between the City of Santa Clara, California, a chartered California municipal corporation (City) and YEI Engineers a California Corporation, (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 Design Professional Services by and between the City of Santa Clara, California and YEI Engineers, Inc. for Citywide Emergency Generator Replacement – Phase 1", dated November 2, 2017 (the "Original Agreement"); and
- B. The Parties entered into the Original Agreement for the purpose of having Consultant to coordinate and meet with City's staff to review the status of the City's emergency generators with regard to both operational and regulatory performance; provide recommendations for replacement/upgrade of generators and associated equipment such as fuel tanks and automatic transfer switches (ATS); develop Plans, Specifications, and Estimate (PS&E) to remove/replace emergency generator systems for bidding and construction; coordination and assist in permitting process; and to provide Bid, Award, Construction, and Post-Construction support services, and the Parties now wish to amend the Original Agreement to extend the Agreement Expiration Date.

NOW, THEREFORE, the Parties agree as follows:

**AMENDMENT TERMS AND CONDITIONS**

- 1. Section 2 of the Original Agreement, entitled "Term of Agreement " is amended to read as follows:  
"Unless otherwise set forth in this Agreement or unless this paragraph is subsequently modified by a written amendment to this Agreement, the term of this Agreement shall begin on the Effective Date of this Agreement and terminate on at the completion of work described in Exhibit A – Scope of Services."

2. Except as set forth herein, all other terms and conditions of the Original 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:

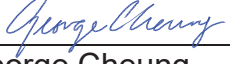
Dated: \_\_\_\_\_

\_\_\_\_\_  
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"

**YEI ENGINEERS, INC.**  
a California Corporation

Dated: 8/26/20  
By (Signature):   
Name: George Cheung  
Title: Executive Vice President  
Principal Place of Business Address: 7677 Oakport Street, Suite 200  
Oakland, CA 94621  
Email Address: gcheung@yeiengineers.com  
Telephone: (510) 957-1619  
Fax: N/A

"CONSULTANT"

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Emergency Generator Rplcmnt Ph 1 Design Prop Svcs Agmt Amend 1.doc