

**AMENDMENT NO. 1
TO THE AGREEMENT FOR SERVICES
BETWEEN THE
CITY OF SANTA CLARA, CALIFORNIA,
AND
BLACK & VEATCH MANAGEMENT CONSULTING, LLC**

PREAMBLE

This agreement ("Amendment No. 1") is entered into between the City of Santa Clara, California, a chartered California municipal corporation (City) and Black & Veatch Management Consulting, LLC, a Kansas limited liability company. 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 the Performance of Services by and Between the City of Santa Clara, California and Black & Veatch Management Consulting, LLC", dated December 22, 2017 (the "Original Agreement"); and
- B. The Parties desire to extend the term of the Agreement through June 30, 2020, and increase the maximum compensation by \$40,000 for additional project meetings and additional analysis and reporting on developer impact fees and two years of water, sewer and recycled water rates.

The Parties agree as follows:

AGREEMENT TERMS AND CONDITIONS

- 1. Section 2 of the Original Agreement, entitled "Term of Agreement", is hereby 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 June 30, 2020."
- 2. Paragraph number 1 of Exhibit B of the Original Agreement, entitled "Schedule of Fees", is hereby amended to read as follows:

"In no event shall the amount billed to City by Contractor for services under this Agreement exceed one hundred forty-four thousand dollars

(\$144,000).”

3. Exhibit A, “Scope of Services”, of the Original Agreement is hereby amended by appending Tasks 12 through 16 identified in the document dated November 28, 2018 entitled “Water and Sewer Rate Study Amendment No. 1”, attached hereto and incorporated herein by this reference.

4. **TERMS**

All of the terms and conditions of the Original Agreement not specifically modified by this First Amendment shall remain in full force and effect.

5. **COUNTERPARTS**

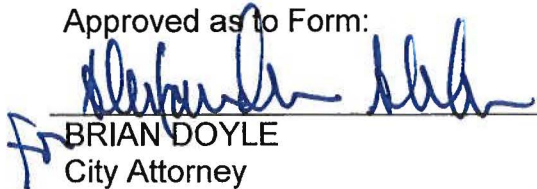
This Amendment may be executed in counterparts, each of which shall be deemed to be an original, but both of which shall constitute one and the same instrument.

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

Approved as to Form:


BRIAN DOYLE
City Attorney

Dated:


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

"CITY"

BLACK & VEATCH MANAGEMENT CONSULTING, LLC
a Kansas Limited Liability Company

Dated: 12/17/2018

By (Signature):

Name:

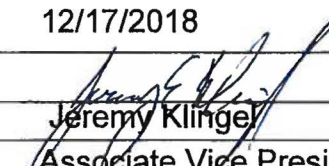
Title:

Principal Place of
Business Address:

Email Address:

Telephone:

Fax:


Jeremy Klingel
Associate Vice President
1401 Lamar Avenue, Overland Park, KS 66211
klingelJE@bv.com
(913-458-3990
()

"CONTRACTOR"

Legal
Approved HT
Reviewed _____
Date 12/12/18

PM
Approved _____
Date _____


12/17/2018