

**Master City of San José Consultant Agreement
Amendment to Approved Service Order – RWF Capital Projects
Cover Page**

1a. CPMS Contract No.: 7995 1b. Master Agreement AC No.: 27586

2. First Second Third Fourth Amendment to Approved Service Order No. 7

3. Consultant's Name: Brown and Caldwell ("Consultant")

Project Name: Process Optimization Study ("Project")

Amendment Description: Service Order Closeout. All work completed. Final invoice paid in full.

4. The above-referenced Approved Service Order is amended as follows:

- a. **Budget/Fiscal:** The original Budget/Fiscal information in Section 7 of the Approved Service Order First Revised Budget/Fiscal Attachment Second Revised Budget/Fiscal Attachment is amended to read as set forth in the attached First Second Third Revised Budget/Fiscal Attachment.

- b. **Tasks – Attachment A:** The original First Revised Second Revised Attachment A is amended to read as set forth in the attached First Second Third Revised Attachment A.

- c. **Terms and Conditions – Attachment B:** The original First Revised Second Revised Attachment B is amended to read as set forth in the attached First Second Third Revised Attachment B.

- d. **Compensation Table – Attachment C:** The original First Revised Second Revised Attachment C is amended to read as set forth in the attached First Second Third Revised Attachment C.

5. Each of the attachments to this amendment is incorporated herein by reference.

6. **Consultant Approval:** Jeffrey R Kivett Nov 29, 2021
Jeffrey R Kivett (Nov 29, 2021 16:16 PST) Date: _____

7. **Approval as to Form (City Attorney): N/A**

Approved Service Order Amendment Form Approved by the Office of the City Attorney

(The Maximum Service Order Compensation of the Approved Service Order, as amended, is \$100,000 or less, and the provisions of service order amendment form are not altered.)

Approved as to Form:

(Sr.) Dept. City Attorney: _____ Date: _____

8. **City Director Approval:** Napp Fukuda Dec 2, 2021
Napp Fukuda (Dec 2, 2021 12:34 PST) Date: _____

First Second Third Revised Budget/Fiscal Attachment

- This Revised Budget/Fiscal Attachment is attached to the First Second Third amendment to Approved Service Order No. 7 issued pursuant to the Master Agreement having the above-referenced CPMS Contract No.
- The Maximum Service Order Compensation set forth on Line 7.b. of Section 7 of the Approved Service Order cover page is:

Decreased from \$ 939,000.00 to \$ 938,973.18.

Increased from \$ _____ to \$ _____.

- Section 7 of the Approved Service Order cover page is appended to read as follows:

a.	Current unencumbered amount in Master Agreement:	\$	505,958.29
b.	Service Order Compensation for this Approved Service Order Amendment:	\$	(26.82)
c.	New unencumbered balance in Master Agreement:	\$	505,985.11
d.	Appropriation Certification: I certify that an unexpended appropriation in the amount of the Maximum service Order Compensation is available in the following fund(s) and that such fund(s) will be encumbered to pay for this Approved Service Order.		
	Fund: <u>512</u>	Appn: <u>410T</u>	RC: <u>202961</u> Amount: \$ <u>(10.48)</u>
	Fund: <u>512</u>	Appn: <u>7456</u>	RC: <u>172821</u> Amount: \$ <u>(16.34)</u>
	Fund: _____	Appn: _____	RC: _____ Amount: \$ _____
	Fund: _____	Appn: _____	RC: _____ Amount: \$ _____
	Division Analyst Approval: <u>Mary Crippen</u>	Date: <u>Nov 30, 2021</u>	
	Authorized Signature: <u>Harpal Singh</u> <small>Harpal Singh (Nov 30, 2021 14:15 PST)</small>	Date: <u>Nov 30, 2021</u>	

First Second Third **Revised Attachment C: Compensation Table**

This Revised Attachment C is an attachment to the First Second Third amendment to Approved Service Order No. 7 issued pursuant to the Master Agreement having the above-referenced CPMS Contract No.

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7
Task No. and Task Title from Attachment A	Invoice Period	Multiplier Compensation	Contract Personnel	Reimbursable Expenses (Including applicable markup)	Subconsultant Costs (Including markup)	Total Compensation
Task 1 – Project Management and QA/QC	<input checked="" type="checkbox"/> Monthly <input type="checkbox"/> Completion of Task(s) <input type="checkbox"/> Completion of Work	\$	\$	\$	\$	\$165,000.01
Task 2 – Background Review, RWF Performance Evaluation, Flows and Loads Review, and Projection of Regulatory Requirements	<input checked="" type="checkbox"/> Monthly <input type="checkbox"/> Completion of Task(s) <input type="checkbox"/> Completion of Work	\$	\$	\$	\$	\$125,973.18
Task 3 – Alternatives Development, Analysis, and Implementation Strategy	<input checked="" type="checkbox"/> Monthly <input type="checkbox"/> Completion of Task(s) <input type="checkbox"/> Completion of Work	\$	\$	\$	\$	\$647,999.99
Maximum Compensation		\$	\$	\$	\$	\$938,973.18

City of San José Contract/Agreement Transmittal Form

Route Order

Attached / Completed

Electronically Signed

TO: City Attorney
 City Manager
 City Clerk **OR** Return to
Dept. (circle one)

Insurance Certificates / Waivers Electronically Signed: Yes
 Business Tax Certificate Audit Trail Attached (if applicable)
 Contacted Clerk re: Form 700 Scanned Signature Authorization
 Supplemental Memorandums (if applicable): Select One

Type of Document: Amendment

Type of Contract: Consulting Services

REQUIRED INFORMATION FOR ALL CONTRACTS:

Existing GILES # 661293-029

Contractor: Brown and Caldwell

Address: 201 N. Civic Suite 115 Walnut Creek CA 94596

Phone: (925) 980-9349

Email: lslezak@brwncald.com

Contract Description: Second Amendment to Service Order 7 - Process Optimization Study

Term Start Date: 04/28/2020 Term End Date: 07/31/2021 Extension: No

Method of Procurement: Select one RFB, RFP or RFQ No.: _____ Date Conducted: _____

Agenda Date (if applicable): _____

Agenda Item No.: _____

Resolution No.: _____

Ordinance No.: _____

Original Contract Amount: \$939,000.00

Amount of Increase/Decrease: (\$26.82)

Option #: ___ of ___ Option Amount: _____

NTE/Updated Contract Amount: \$938,973.18

Fund/Appropriation: _____

Form 700 Required (Selection mandatory for processing): Yes

Revenue Agreement: Yes

Tax Certificate No.: 6454721210

Expiration Date: 05/15/2022

Department: ESD (76)

Department Contact: Rohan Wikramanayake

Customer (Finance Only): _____

Notes:



Department Director Signature: _____ Date

Office of the City Manager Signature: _____ Date