

**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. 12

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

Project Name: Digester & Thickener Facilities Upgrade Project (Additional Testing, Startup and Commissioning Support) ("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 and supersedes in its entirety any corresponding attachment to the original Approved Service Order and any amendments thereto.

6. Consultant Approval:

Jeffrey R. Kivett

Email: jkivett@brwncald.com
Date: 02/22/2023 GMT

Date: 02/21/2023

7. Approval as to Form (City Attorney):

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

(There are no material changes to the provisions of the Approved Service Order Amendment Form.)

Approved as to Form:

Assistant City Attorney: _____ Date: _____

8. City Director Approval:

Mariana Chavez Vasquez for Napp Fukuda

Email: mariana.chavez-vasquez@sanjoseca.gov
Date: 02/27/2023 GMT

Date: 02/27/2023

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. 12 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 \$ 909,900.00 to \$ 856,088.60.

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:	\$	154,572.47
b.	Service Order Compensation for this Approved Service Order Amendment:	\$	(53,811.40)
c.	New unencumbered balance in Master Agreement:	\$	208,383.87
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>4127</u>	RC: <u>144945</u> Amount: \$ <u>(53,811.40)</u>
	Fund: _____	Appn: _____	RC: _____ Amount: \$ _____
	Fund: _____	Appn: _____	RC: _____ Amount: \$ _____
	Fund: _____	Appn: _____	RC: _____ Amount: \$ _____
	Division Analyst Approval:	<u>Mary Crippen</u> <small>Email: mary.crippen@sanjoseca.gov</small>	Date: <u>02/24/2023</u>
	Authorized Signature:	<u>Harpal Singh</u> <small>Email: harpal.singh@sanjoseca.gov Date: 02/27/2023 GMT</small>	Date: <u>02/27/2023</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. 12 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 No. 1 Project Management	<input checked="" type="checkbox"/> Monthly <input type="checkbox"/> Completion of Task(s) <input type="checkbox"/> Completion of Work	\$	\$	\$	\$	\$37,869.26
Task No. 2 Inspection/Startup & Commissioning Assistance Associated with Substantial Completion and Mesophilic Operation	<input checked="" type="checkbox"/> Monthly <input type="checkbox"/> Completion of Task(s) <input type="checkbox"/> Completion of Work	\$	\$	\$	\$	\$186,248.05
Task No. 3 Startup & Commissioning Assistance TPAD	<input checked="" type="checkbox"/> Monthly <input type="checkbox"/> Completion of Task(s) <input type="checkbox"/> Completion of Work	\$	\$	\$	\$	\$631,971.29
Maximum Compensation		\$	\$	\$	\$	\$856,088.60