

**Master City of San José Consultant Agreement**

(Non-Capital Projects)

**Amendment to Approved Service Order - Cover Page**

1a. **Intentionally Omitted.** 1b. **Master Agreement AC No.:** AC29725 (GILES 663917)

2.  First  Second  Third Amendment to Approved Service Order No. 4

3. Consultant's Name: HydroScience Engineers, Inc.

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

4a.  **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.

4b.  **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.

4c.  **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:** William Slenker  
bslenter@hydrosience.com (11/5/2021)  
Email: bslenter@hydrosience.com Date: \_\_\_\_\_

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

**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 the form are not altered.)

**Approved as to Form:**

(Sr.) Deputy City Attorney: Cameron Day  
Cameron Day (11/5/2021)  
Email: cameron.day@sanjoseca.gov Date: \_\_\_\_\_

8. **City Director Approval:** Napp Fukuda  
Napp Fukuda (11/8/2021)  
Email: napp.fukuda@sanjoseca.gov Date: \_\_\_\_\_

**First**    **Second**    **Third**   **Revised Budget/Fiscal Attachment**

1. This Revised Budget/Fiscal Attachment is attached to the  First  Second  Third amendment to Approved Service Order No. 4 issued pursuant to the Master Agreement.
2. The Maximum Service Order Compensation set forth on Line 7.b. of Section 7 of the Approved Service Order cover page is:

Decreased from \$ \_\_\_\_\_ to \$ \_\_\_\_\_.

Increased from \$327,960 to \$413,675 and

**Appropriation Certification:** I certify that an unexpended appropriation in the amount of the increased compensation is available in the following fund(s) and that such fund(s) will be encumbered to pay for this Approved Service Order.

Fund: 513	Appn: 0762	RC: 921700	Amount: \$ 85,715
Fund: _____	Appn: _____	RC: _____	Amount: \$ _____
Fund: _____	Appn: _____	RC: _____	Amount: \$ _____
Fund: _____	Appn: _____	RC: _____	Amount: \$ _____

Authorized Signature: \_\_\_\_\_ Date: \_\_\_\_\_

3. If the Maximum Service Order Compensation is being increased, the unencumbered amount in the Master Agreement is sufficient as follows:

a. Current <b>unencumbered</b> amount in Master Agreement:	\$	1,363,878.00
b. <b>Increase in the Maximum Service Order Compensation:</b>	\$	85,715.00
c. New unencumbered balance in Master Agreement	\$	1,278,163.00

**First**    **Second**    **Third**   **Revised Attachment A: Tasks**

This Revised Attachment A is attached to the  First  Second  Third amendment to Approved Service Order No. 4 issued pursuant to the Master Agreement.

The tasks set forth in the original Attachment A, or in any previous amendment to the original Attachment A, are amended as set forth herein. All other tasks shall remain unchanged.

**A new task is added to be numbered and to read as follow:**

**Task No. 5: Additional Services**

**A. Services:** Consultant shall complete the following additional work:

- Collect and research additional title reports. A total of 150 documents consisting of more than 1,000 pages shall be collected and researched.
- Additional field survey effort arising from the need to access more areas on foot than originally anticipated due to limitations on vehicular travel.
- Additional effort to resolve property boundaries due to higher-than-expected boundary complexity and conflicting title evidence that needs to be researched and resolved.
- Additional effort to perform utility review and resolve/respond to comments and questions pertaining to existing utilities.
- Consultant shall utilize Cross Land Surveying as a subconsultant to perform a third-party peer review of the Record of Survey, as it pertains to the sufficiency of the depth of records research and the findings of the boundary analysis performed by O'Dell Engineering.

**B. Deliverable:**

- PDF copies of Title report, including all supporting documents
- Digital copy of final 'Land Net' CAD drawing in AutoCAD Civil 3D 2018 format
- Conformed copy from Santa Clara County Records of the filed Record of Survey map.

**C. Completion Time:** The Consultant must complete the services and deliverable for this task in accordance with whichever one of the following time is marked:

- On or before the following date: \_\_\_\_\_.
- On or before 120 Business Days from Notice to Proceed

**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 4 issued pursuant to the Master Agreement.

Part 1 – Compensation for Services			
Column 1	Column 2	Column 3	Column 4
Task Nos.	Basis of Compensation	Invoice Period	Compensation
1	<input checked="" type="checkbox"/> Time & Materials <input type="checkbox"/> Fixed Fee	<input checked="" type="checkbox"/> Monthly <input type="checkbox"/> Completion of Task(s) <input type="checkbox"/> Completion of Work	\$202,244
2	<input checked="" type="checkbox"/> Time & Materials <input type="checkbox"/> Fixed Fee	<input checked="" type="checkbox"/> Monthly <input type="checkbox"/> Completion of Task(s) <input type="checkbox"/> Completion of Work	\$45,514
3	<input checked="" type="checkbox"/> Time & Materials <input type="checkbox"/> Fixed Fee	<input checked="" type="checkbox"/> Monthly <input type="checkbox"/> Completion of Task(s) <input type="checkbox"/> Completion of Work	\$24,784
4	<input checked="" type="checkbox"/> Time & Materials <input type="checkbox"/> Fixed Fee	<input checked="" type="checkbox"/> Monthly <input type="checkbox"/> Completion of Task(s) <input type="checkbox"/> Completion of Work	\$55,418
5	<input checked="" type="checkbox"/> Time & Materials <input type="checkbox"/> Fixed Fee	<input checked="" type="checkbox"/> Monthly <input type="checkbox"/> Completion of Task(s) <input type="checkbox"/> Completion of Work	\$85,715
Part 2 – Reimbursable Expenses			
<input checked="" type="checkbox"/> No expenses are separately reimbursable. The amount(s) in Column 4 of Part 1 include(s) payment for all expenses.		<input type="checkbox"/> Expenses are separately reimbursable in the maximum amount of:	\$ N/A
Part 3 – Subconsultant Costs			
<input checked="" type="checkbox"/> Subconsultant costs are <b>not</b> separately compensable. The amount(s) in Column 4 of Part 1 include(s) subconsultant costs.		<input type="checkbox"/> Subconsultant costs are separately compensable in the maximum amount of:	\$ N/A
<b>Maximum Service Order Compensation (sum of Parts 1 through 3):</b>			<b>\$413,675</b>