

- First
- Second
- Third

**Amendment to Standard City of San José Consultant Agreement**  
(Non-Capital Projects)

Consultant's Name: Witt O'Brien's, LLC

**(Standard Agreement AC No. 30484)**

This Amendment is made and entered into this 12th day of December, 2022. The City and Consultant amend the above-reference agreement as set forth herein.

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1. Capitalized words in this Amendment have the same meaning as in the Agreement.
  2. The provisions of this Agreement (including any previous amendments) not modified by this Amendment remain in full force and effect.
  3. The provisions of this Amendment are effective upon execution of the Amendment by both parties.
  4.  **Agreement Term:** Section 2 is amended to extend the expiration date from December 31, 2022 to December 31, 2023.
  5.  **Maximum Total Compensation:** Subsection 10.1 is amended to  Increase  Decrease the Maximum Total Compensation from \$\_\_\_\_\_ to \$\_\_\_\_\_.
  6.  **Agreement Section(s):** Section(s) \_\_\_\_\_ is/are amended to read as set forth in Attachment A of the Amendment.
  7.  **Scope of Basic Services – Exhibit A:** The  original  First Revised  Second Revised Exhibit A is amended to read as set forth in the attached  First  Second  Third Revised Exhibit A, which is incorporated by reference into this Amendment.
  8.  **Compensation – Exhibit B:** The  original  First Revised  Second Revised Exhibit B is amended to read as set forth in the attached  First  Second  Third Revised Exhibit B, which is incorporated by reference into this Amendment.
  9.  **Additional Services:** The Consultant is authorized to perform the Additional Services set forth in the attached Additional Services Exhibit, which is incorporated by reference into this Amendment.
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February 2, 2022

**Subject: Approval of Retroactivity in the Agreement with Witt O'Brien's, LLC**

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**This Amendment is executed by the authorized representatives of the City and Consultant as follows:**

**City of San José**

**Consultant**

*Sarah Zarate*

Email: sarah.zarate@sanjoseca.gov  
Date: 12/14/2022 GMT

*Cheryl Joiner*

Email: cjoiner@wittobriens.com  
Date: 12/14/2022 GMT

By \_\_\_\_\_  
Name: Sarah Zarate **Date**  
Title: Director, Office of Administration, Policy and  
Intergovernmental Relations

By \_\_\_\_\_ **Date**  
Name: Cheryl Joiner  
Title: Director of Contracts

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



**Form Approved by the Office of the City Attorney**

(Maximum Total Compensation is \$100,000 or less,  
and standard provisions of the form are not altered.)