

First

Amendment to Master City of San José Consultant Agreement

(Non-Capital Projects)

Second

Consultants Name: EMC Research Inc.

Third

(Master Agreement AC No. 30530)

This Amendment to the Master Agreement is made and entered into this 28th day of September, 2021. The City and the Consultant amend the above-referenced agreement as set forth herein.

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1. Capitalized words in this Amendment have the same meaning as in the Master Agreement.
 2. The provisions of this Master 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 _____ to _____.
 5. **Maximum Total Compensation:** Subsection 10.1 is amended to Increase Decrease the Maximum Total Compensation from \$ 290,000 to \$307,192.67.
 6. **Agreement Section(s):** Section(s) _____ is/are amended to read as set forth in Attachment A of the Amendment.
 7. **Schedule of Rates and Charges – 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.
 8. **Schedule of Specific Services – Exhibit D:** The original First Revised Second Revised Exhibit D is amended to read as set forth in the attached First Second Third Revised Exhibit D, which is incorporated by reference into this Amendment.
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This Amendment is executed by the authorized representatives of the City and Consultant as follows:

City of San José

Consultant

By

By

× Sarah Zarate
Sarah Zarate (9/28/2021)
Email: sarah.zarate@sanjoseca.gov

× Sara LaBatt
sara@emcresearch.com (9/28/2021)
Email: sara@emcresearch.com

Name: Sarah Zarate **Date**
Title: Director, Office of the City Manager

Name: Sara LaBatt **Date**
Title: Principal, EMC Research

Approval as to Form (City Attorney):

Form Approved by the Office of the City Attorney.

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

Approved as to Form:

Attorney

Colleen Winchester
Senr Deputy City Atty IV U
colleen.winchester@sanjoseca.gov

× Colleen Winchester
Colleen Winchester (9/28/2021)
Email: colleen.winchester@sanjoseca.gov

[Sr.] Deputy City Attorney **Date**