

- 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. 30750)

This Amendment is made and entered into this 14th day of December, 2022. The City and Consultant amend the above-reference agreement as set forth herein.

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:** Subsection 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.

February 2, 2022

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

Page 2

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

City of San José

Sarah Zarate

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

Consultant

Cheryl Joiner

Email: cjoiner@wittobriens.com
Date: 12/13/2022 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.)