

**AMENDMENT NO. 1 TO CONSULTING SERVICES AGREEMENT BETWEEN
THE CITY OF SAN LEANDRO AND
NICHOLS CONSULTING ENGINEERS
FOR
ANNUAL STREET OVERLAY/REHABILITATION 2019-21**

This **Amendment No. 1** ("Amendment") is made by and between the City of San Leandro ("City") and Nichols Consulting Engineers ("Consultant") (together sometimes referred to as the "Parties") as of _____, 20____, and amends that certain Consulting Services Agreement ("Agreement") dated June 17, 2020, between the Parties.

WHEREAS, City and Consultant have executed the Agreement, pursuant to which Consultant has provided certain consulting services to City with regard to the Annual Street Overlay/Rehabilitation 2019-2021 Project, Project No. 2020.0050, and

WHEREAS, the Parties desire to amend the Agreement to address an inconsistency between the City Council approved Resolution and the signed agreement.

NOW THEREFORE, for good and valuable consideration, the sufficiency of which is hereby acknowledged, the Parties hereby agree to amend the Agreement as follows:

1. Section 2 of the Agreement entitled "Compensation" is hereby amended to pay Consultant a sum not to exceed Seven Hundred and Seventeen Thousand, One Hundred Ninety-One dollars (\$717,191); and

2. Exhibit B of the Agreement entitled "Compensation Schedule & Reimbursable Expenses" is hereby amended to read:

Contract Amount (alignment with Council Resolution No. 2020-031)	\$691,511
<u>Amendment No. 1</u>	<u>\$25,680</u>
Total Agreement Amount	\$717,191

3. All other terms shall remain in full force and effect.

This Amendment may be executed in multiple counterparts, each of which shall be an original and all of which together shall constitute one agreement.

SIGNATURES ON FOLLOWING PAGE

Amendment No. 1 to
Consulting Services Agreement between City of San Leandro and Nichol Consulting Engineers for the
Annual Street Overlay/Rehabilitation 2019-21, Project No. 2020.0050
____ for ____

The Parties have executed this Amendment as of the date first written above. The persons whose signatures appear below certify that they are authorized to sign on behalf of the respective Party.

CITY OF SAN LEANDRO

Nichols Consulting Engineers

Frances Robustelli, City Manager

J. Ryan Shafer, Principal
Consultant's Signature

Attest:

Leticia I. Miguel, City Clerk

Budget Approved:

Approved as to Fiscal Authority:

Susan Hsieh, Finance Director

210-38-419-5120

Account Number

Approved as to Form:

Richard D. Pio Roda, City Attorney

Keith R. Cooke, Director
Engineering and Transportation Depart
3725023.1