

**AMENDMENT NO. 3 TO CONSULTING SERVICES AGREEMENT BETWEEN  
THE CITY OF SAN LEANDRO AND  
TRB + Associates  
FOR  
Third Party Plan Check Review**

This Amendment No. 3 ("Amendment") is made by and between the City of San Leandro ("City") and TRB & Associate ("Consultant") (together sometimes referred to as the "Parties") as of July 15, 2019, and amends that certain Consulting Services Agreement ("Agreement") dated July 1, 2018, 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 plan check; and

**WHEREAS**, the City Manager, as authorized by the City Council to approve an amendment up to 25% of the original contract amount of \$150,000, approved Amendment No. 1 to increase the contract by \$37,500 for an amount not to exceed \$187,500 in March 2019; and

**WHEREAS**, the City Council approved on April 15, 2019 Amendment No. 2 to increase compensation by \$80,500,000 to pay for third party plan check review and other building review services for the ongoing high volume of permit applications; and

**WHEREAS**, the Parties desire to amend the Agreement (Amendment No. 3) to increase compensation by \$38,000 to pay for third party plan check review and other building review services for the ongoing high volume of permit applications; and

**WHEREAS**, the Parties acknowledge that upon applications for building permits, the City's Building and Safety division collects additional Plan Checking Fees in part for the purposes of covering the cost of purchasing third party plan check services; and

**WHEREAS**, the Parties agree that said Plan Checking Fees constitute recovered costs of plan check services;

**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 \$306,000; and
2. 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**

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

TRB + Associates

\_\_\_\_\_  
Jeff Kay, City Manager

\_\_\_\_\_  
Todd Bailey, President

Attest:

\_\_\_\_\_  
Leticia I. Miguel, City Clerk

Approved as to Fiscal Authority:

\_\_\_\_\_  
David Baum, Finance Director

010-42-002-5120

\_\_\_\_\_  
Account Number

Approved as to Form:

\_\_\_\_\_  
Richard D. Pio Roda, City Attorney

(2019)