

☒ **First**

☐ **Second**

☐ **Third**

Amendment to Master City of San José Consultant Agreement

(Capital Projects)

Consultants Name: Verde Design, Inc.

(CPMS Contract No. 7484-1)
(Master Agreement AC No. 26463)

This Amendment to the Master Agreement is made and entered into this _____ day of _____, 201____. The City and the Consultant amend the above-referenced agreement as set forth herein.

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 December 31, 2017 to June 30, 2019. All future services orders will be for either the Arcadia Softball Facility Project or the Tamien Park Phase II Project.
5. ☒ **Maximum Total Compensation:** Subsection 10.1 is amended to ☒ Increase ☐ Decrease the Maximum Total Compensation from \$1,000,000 to \$1,500,000.
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 ☐ Third Revised Exhibit B, which is incorporated by reference into this Amendment. ☒ First ☐ Second ☐ Third Revised Exhibit B, which is incorporated by reference into this Amendment.

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

City of San José

By _____
Name: Toni J. Taber, CMC
Title: City Clerk

Date

Consultant

By _____
Name: Derek McKee
Title: Principal

Date

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:**

[Sr.] Deputy City Attorney

Date

By _____
Name: _____
Title: _____

Date

EXHIBIT B

Verde Design, Inc. Charge Rate Schedule

The following chart outlines the current charge rate for professional and office costs.

Project Rates

Principal	\$200.00 per hour
Project Manager/Construction Manager	
Level Four	\$190.00 per hour
Level Three	\$175.00 per hour
Level Two	\$155.00 per hour
Level One	\$140.00 per hour
IT Manager	\$155.00 per hour
CAD Manager	\$145.00 per hour
Project Designer	\$130.00 per hour
Job Captain/Staff Engineer/Construction Administrator	\$125.00 per hour
Draftsperson Level II	\$110.00 per hour
Draftsperson Level I	\$105.00 per hour
Project Administrator	\$80.00 per hour
Intern	\$70.00 per hour