

**First      Amendment to Master City of San José Consultant Agreement**  
(Non-Capital Projects)

Consultants Name: Cornerstone Earth Group, Inc.

[Master Agreement AC No. 28559 (GILES 662311-002)]

**Second**

**Third**

This Amendment to the Master Agreement is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 202\_\_\_\_. 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 such that the City exercises its option to extend the expiration date from June 30, 2020 to June 30, 2021.
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    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.

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

City of San José

By \_\_\_\_\_

Name: Toni Taber, CMC  
Title: City Clerk

Date

Consultant

By  \_\_\_\_\_

Name: Ron Helm      Date  
Title: President and CEO

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.)

By  4-7-20

Approved as to Form: 

Name: Ron Massone      Date  
Title: Secretary and Vice President

Colleen Winchester  
Sr. Deputy City Attorney

Date

4/30/2020

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Attachment A: Agreement Provisions Amendment

Form/File No.: 1349216/T-37645.001 Document No. 1693127

City Attorney Approval Date: September 2016