

**AMENDMENT NO. 1 TO AGREEMENT
FOR CONSULTATION AND OTHER SERVICES**

This Amendment is entered into this ___ day of _____, by and between the City of Milpitas, a municipal corporation of the State of California (hereafter referred to as "CITY") and Randall Funding and Development Inc., (hereafter referred to as "CONSULTANT").

RECITALS

WHEREAS, the parties entered into an Agreement for on-call grant development services for various Capital improvements Projects, on April 17, 2007; and

WHEREAS, the parties desire to amend the Agreement to allow CONSULTANT to provide additional on call grant development services for various Capital Improvement Projects.

NOW THEREFORE, in consideration of the mutual covenants and conditions herein contained, the parties agree to amend the Agreement as follows:

1. The first sentence in Subsection 1.1, entitled "Term of Services" is amended to read:

The term of this Agreement shall begin on the date first noted above and shall end on **June 30, 2009**.

3. Section 2, entitled " Compensation " is amended to add Exhibit "**B-1**", which is attached hereto and incorporated by reference herein. Section 2 is further amended by adding the following to the end of the Section:

The compensation for the services set forth in Exhibit "**A**" is a "not to exceed" amount. The total maximum amount of compensation to be paid for tasks outlined in Exhibit "**B-1**" shall be **\$34,000.00**.

4. The Consultant agrees to maintain and pay for all insurance policies as stated in Section 4, entitled "Insurance Requirements" of the Agreement dated **April 17, 2007**, between **Randall Funding and Development, Inc.** and the City of Milpitas. The Consultant shall provide the City with renewal certificates of the current policies upon the expiration of the current policy.

5. All other provisions of the Agreement shall remain in full force and effect.

This Amendment is executed as of the date written on Page 1.

APPROVED BY:

CITY OF MILPITAS

CONSULTANT

Greg Armendariz
City Engineer as to content

Thomas C. Williams
City Manager

Michael J. Ogaz
City Attorney as to Form

ATTESTED BY:

Mary Lavelle
City Clerk

Exhibit B-1

COMPENSATION SCHEDULE

Ongoing Services

\$1,500 per month for ongoing services.

Monthly fee includes unlimited access to the GrantsMatch grant search engine and information management tool, funding alert updates, and services by a designated Funding Advisor.

Grant Proposal Development Services

\$1,000 per grant proposal written, up to 10 proposals per year. Flat fee per proposal includes unlimited associated research.

\$2,000 per grant proposal written, for proposals in excess of 10 per year. Flat fee per proposal includes unlimited associated research.

Other

\$120 per hour for special assignment authorized in advance by the City in writing, for any additional services such as grant administration