

Project: Name: Various Projects listed in Exhibit A
Date: September 15, 2009

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**AMENDMENT NO. 1 TO THE AGREEMENT BETWEEN
THE CITY OF MILPITAS AND TONI-LYNN CHARLOP-HARRIS**

This Amendment No. 1 is entered into this 15th day of September 2009, by and between the City of Milpitas, a municipal corporation of the State of California (hereafter referred to as "CITY") and Toni-Lynn Charlop-Harris (hereafter referred to as "CONSULTANT").

RECITALS

WHEREAS, the parties entered into an Agreement for consulting services for various projects described in Exhibit A of the Agreement on July 7, 2009; and

WHEREAS, the parties desire to amend the Agreement to allow the CONSULTANT to provide additional consulting services within the Scope of Services described in Exhibit A of the Agreement.

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

Section 2 entitled "Compensation" is amended to increase the not-to-exceed contract amount from \$19,600 to \$72,800, based on time and materials.

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

APPROVED BY:

CITY OF MILPITAS

CONSULTANT

Thomas C. Williams, City Manager

Toni-Lynn Charlop-Harris

ATTESTED BY:

Mary Lavelle, City Clerk

APPROVED AS TO CONTENT:

Greg Armendariz, Public Works Director/City Engineer

APPROVED AS TO FORM:

Michael J. Ogaz, City Attorney