

## **SECOND AMENDMENT TO AGREEMENT**

THIS SECOND AMENDMENT TO AGREEMENT (Amendment) made and entered into as of this \_\_\_\_ day of \_\_\_\_\_, 2021, amends the Agreement entered into between the CITY OF FRESNO, a California municipal corporation (City), and Silveira Consulting, Inc., a California corporation (Consultant).

### **RECITALS**

WHEREAS, City and Consultant entered into an agreement, dated October 8, 2018, (Agreement) to provide professional Labor Compliance Monitoring services for Recycled Water Pipeline project SW1D; and

WHEREAS, the City and the Consultant amended the Agreement on October 14, 2019 to extend the Agreement to December 31, 2020, to complete Project; and

WHEREAS, the City and the Consultant desire to extend the Agreement to June 30, 2021, to retain the Consultant's services through project completion; and

WHEREAS, with entry into this Amendment, Consultant agrees that Consultant has no claim, demands, or disputes against City.

### **AGREEMENT**

NOW, THEREFORE, the City and the Consultant agree that the aforesaid Agreement be amended as follows:

1. Section 2 of the Agreement is amended in its entirety to read as follows:

"2. Term of Agreement and Time for Performance. This Agreement shall be effective from the date first set forth above and shall continue in full force and effect through the earlier of complete rendition of the services hereunder or June 30, 2021, subject to any earlier termination in accordance with this Agreement. The services of CONSULTANT as described in **Exhibit A** are to commence upon CITY'S issuance of a written "Notice to Proceed." Work shall be undertaken and completed in a sequence assuring expeditious completion, but in any event, all such services shall be completed within 996 consecutive calendar days from such authorization to proceed."

2. Except as otherwise provided herein, the Agreement entered into by the City and the Consultant on October 8, 2018, amended on October 14, 2019, remain in full force and effect.

[SIGNATURES FOLLOW ON THE NEXT PAGE.]

IN WITNESS WHEREOF, the CITY and the CONSULTANT have executed this Amendment at Fresno, California, the day and year first above written.

CITY OF FRESNO,  
A municipal corporation

SILVEIRA CONSULTING, INC.,

By: \_\_\_\_\_  
Michael Carbajal, Director  
Department of Public Utilities

By: DocuSigned by:  
*Jamie Silveira*  
547E091B7B66486 \_\_\_\_\_  
Name: Jamie Silveira

APPROVED AS TO FORM:  
DOUGLAS T. SLOAN  
City Attorney

Title: President  
(If corporation or LLC., Board  
Chair, Pres. Or Vice Pres.)

By: DocuSigned by:  
*Brandon Collet* 1/4/2021  
1CFC3884C74080B... \_\_\_\_\_  
Date  
Brandon M. Collet  
Senior Deputy City Attorney

By: DocuSigned by:  
*Jamie Silveira*  
547E091B7B66486 \_\_\_\_\_  
Name: Jamie silveira

ATTEST:  
YVONNE SPENCE, CRM MMC  
City Clerk

Title: President  
(If corporation or LLC., CFO, Treasurer,  
Secretary or Assistant Secretary)

By: \_\_\_\_\_  
Yvonne Spence  
Deputy Date