

DRAFT THIRD AMENDMENT TO TEMPORARY PERSONNEL SERVICES AGREEMENT BETWEEN THE CITY OF SUNNYVALE AND SHUMS CODA ASSOCIATES, INC.

This Third Amendment to Temporary Personnel Services Agreement, dated _____, is by and between the CITY OF SUNNYVALE, a municipal corporation ("CITY") and SHUMS CODA ASSOCIATES, INC. ("AGENCY").

WHEREAS, on April 20, 2017, CITY and AGENCY entered into a Temporary Personnel Services Agreement whereby AGENCY would provide specialized services in relation to building official, plan review, building inspection, and permit technician services; and

WHEREAS, on November 29, 2017, CITY and AGENCY entered into an Amendment to Temporary Personnel Services Agreement whereby the total compensation payable under the Agreement was increased to \$300,000.00 and whereby additional requirements (Exhibit "D") were incorporated to said Agreement and whereby the reference in "Payroll Hours Reporting" section of said Agreement was changed to Michelle Ahlberg; and

WHEREAS, on May 16, 2018, CITY and AGENCY entered into a Second Amendment to Temporary Personnel Services Agreement whereby the term of the Agreement was extended by one year; and

WHEREAS, the parties now agree that a Third Amendment to said Agreement is advisable;

NOW, THEREFORE, THE PARTIES ENTER INTO THIS THIRD AMENDMENT TO TEMPORARY PERSONNEL SERVICES AGREEMENT:

4. Compensation

[Replace the second sentence of this section with the following]:

Total compensation shall not exceed Three Hundred Fifty Thousand and no/100 Dollars (\$350,000.00).

All other terms and conditions remain unchanged.

IN WITNESS WHEREOF, the parties have executed this Agreement Amendment.

ATTEST:

CITY OF SUNNYVALE ("CITY")

By _____
City Clerk

By _____
City Manager

APPROVED AS TO FORM:

SHUMS CODA ASSOCIATES, INC.
("AGENCY")

By _____
City Attorney

By _____

Name and Title

By _____

Name and Title