

AMENDMENT NO. 1 TO CONSULTING SERVICES AGREEMENT

(To be used only for Architectural, Engineering or Land Surveying Services.)

1. Identification of Agreement to be Amended.
 - (a) Effective Date of Agreement: April 14, 2015
 - (b) Agency: Contra Costa County
 - (c) Subject: On-Call Construction Management Services, Countywide

2. Parties. Agency, and the following named Consultant, mutually agree and promise as follows:
 - (a) Consultant's Name & Address: Summit CM, Inc. d/b/a Summit Associates
2300 Clayton Road, Suite 1380
Concord, CA 94520

 - (b) Type of Business Entity: Corporation

(e.g., individual, corporation, sole proprietorship, partnership, limited liability company)

If corporation, identify state of incorporation: California

3. Project Name, Number, & Location. On-Call Construction Management Services
County Project No. Various
Countywide

4. Amendment Date. The effective date of this Amendment to Consulting Services Agreement is April 14, 2015.

5. Amendment Specifications. The Agreement identified above is hereby amended as set forth in the Amendment Specifications attached hereto and incorporated by reference.

6. Signatures. The signatures set forth below attest the parties' agreement hereto:

CONSULTANT

| | |
|---|--|
| <p><u>SIGNATURE A</u></p> <p>Consultant's Name:</p> <p>Summit CM, Inc., a California Corporation</p> <p>By _____</p> <p>(Signature of individual or officer)</p> <p>_____</p> <p>(Print name and title, if applicable)</p> | <p><u>SIGNATURE B</u></p> <p>By _____</p> <p>(Signature of individual or officer)</p> <p>_____</p> <p>(Print name and title, if applicable)</p> |
|---|--|

Note to Consultant: If Consultant is a corporation, the Amendment to Consulting Services Agreement must be signed by two officers. The first signature (Signature A) must be that of the chairman of the board, president, or vice-president; the second signature (Signature B) must be that of the secretary, assistant secretary, chief financial officer, or assistant treasurer. (Civil Code Section 1190 and Corporations Code Section 313.) The acknowledgment below must be signed by a Notary Public.

ACKNOWLEDGMENT

State of California)
)
County of _____)

On _____, before me, _____, Notary Public, personally appeared _____ (insert name(s) and title(s) of the officer(s) signing on behalf of Consultant), who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS MY HAND AND OFFICIAL SEAL

Signature

(Notary's Seal)

AGENCY

(a) **If Amendment is approved by Agency's governing body (required if total Payment Limit of original Agreement and Amendment exceeds \$100,000, or if original Agreement was approved by Agency's governing body):**

| | |
|---|---|
| AGENCY, By _____ Board Chair/Designee | ATTEST: Clerk of the Board of Supervisors By _____ Deputy |
|---|---|

(b) **If Amendment is approved by County Purchasing Agent:**

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|--|
| AGENCY, By _____ County Purchasing Agent or Designee |
|--|

APPROVALS

RECOMMENDED BY DEPARTMENT

By _____
Designee

FORM APPROVED BY COUNTY COUNSEL

By _____
Deputy County Counsel

APPROVED: COUNTY ADMINISTRATOR

By _____
Designee

AMENDMENT SPECIFICATIONS

County and Consultant hereby to amend the Agreement as follows:

1. Attachment 1 to Appendix B of the Agreement is hereby deleted in its entirety and replaced with a new Attachment 1 to Appendix B attached hereto and incorporated into the Agreement.
2. 21. Section 32 (Amendments) of of the CSA General Conditions is hereby amended by adding the following language immediately following the end of the section:

"32.1. Administrative Amendments. Attachment 1 to Appendix B (Payment Provisions) of this Agreement and the approved Subcontractors under Section 21 (Assignment) as modified by these Special Conditions may be amended by an administrative amendment to this Agreement executed by Consultant and the County Administrator (or designee), subject to any required state or federal approval, provided that such administrative amendment may not increase the Payment Limit of this Agreement or reduce the services Consultant is obligated to provide pursuant to this Agreement."

All other terms and conditions in the Agreement entered into on April 14, 2015 between the County and Consultant remain in full force and effect.

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