

**AMENDMENT NO. 1 TO CONTRACT NO. C19173035
BETWEEN THE CITY OF PALO ALTO AND TEAM SHEEPER, INC.**

This Amendment No. 1 (this “Amendment”) to Contract No. C19173035 (the “Contract” as defined below) is entered into as of March 6, 2023, by and between the CITY OF PALO ALTO, a California chartered municipal corporation (“CITY”), and TEAM SHEEPER, INC., a California corporation, located at 501 Laurel Street, Menlo Park, CA 94025 (“CONTRACTOR”). CITY and CONTRACTOR are referred to collectively as the “Parties” in this Amendment.

RECITALS

A. The Contract (as defined below) was entered into by and between the Parties hereto for the provision of providing aquatics services for the City of Palo Alto offered at Rinconada Pool, 777 Embarcadero Road, Palo Alto, CA 94301 and other pools in Palo Alto. as detailed therein.

B. The Parties now wish to amend the Contract in order to increasing the compensation by \$85,000 for costs associated with the Rinconada Pool closure for replastering.

NOW, THEREFORE, in consideration of the covenants, terms, conditions, and provisions of this Amendment, the Parties agree:

SECTION 1. Definitions. The following definitions shall apply to this Amendment:

- a. **Contract.** The term “Contract” shall mean Contract No. C19173035 between CONSULTANT and CITY, dated November 26, 2018
- b. **Other Terms.** Capitalized terms used and not defined in this Amendment shall have the meanings assigned to such terms in the Contract.

SECTION 2. Section 5. COMPENSATION FOR ORIGINAL TERM. of the Contract is hereby amended to read as follows:

“5. COMPENSATION FOR ORIGINAL TERM. CITY shall pay and CONTRACTOR agrees to accept as not-to-exceed compensation for the full performance of the Services and reimbursable expenses, if any:

- CITY SHALL PAY CONTRACTOR: Eighty Five Thousand Dollars (\$85,000.00) as a one-time payment related to the Rinconada Pool closure in Spring 2023.
- CONTRACTOR SHALL PAY CITY: See Exhibit C – Schedule of Fees

Vers.: Aug. 5, 2019

SECTION 3. **Legal Effect.** Except as modified by this Amendment, all other provisions of the Contract, including any exhibits thereto, shall remain in full force and effect.

SECTION 4. **Incorporation of Recitals.** The recitals set forth above are terms of this Amendment and are fully incorporated herein by this reference.

(SIGNATURE BLOCK FOLLOWS ON THE NEXT PAGE.)

SIGNATURES OF THE PARTIES

IN WITNESS WHEREOF, the Parties have by their duly authorized representatives executed this Amendment **effective** as of the date first above written.

CITY OF PALO ALTO

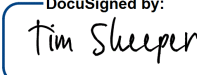
City Manager

APPROVED AS TO FORM:

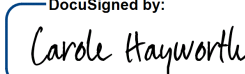
City Attorney or designee

TEAM SHEEPER, INC.

Officer 1

DocuSigned by:
By: 
Name: Tim Sheper
Title: CEO

Officer 2 (Required for Corp. or LLC)

DocuSigned by:
By: 
Name: Carole Hayworth
Title: CFO

Attachments: None