

**AMENDMENT NO. 1  
TO THE AGREEMENT FOR SERVICES  
BETWEEN THE  
CITY OF SANTA CLARA, CALIFORNIA,  
AND  
KOFFLER ELECTRICAL MECHANICAL APPARATUS REPAIR, INC.**

**PREAMBLE**

This agreement ("Amendment No. 1") is entered into between the City of Santa Clara, California, a chartered California municipal corporation (City) and Koffler Electrical Mechanical Apparatus Repair, Inc. a California corporation, (Contractor). City and Contractor may be referred to individually as a "Party" or collectively as the "Parties."

**RECITALS**

- A. The Parties previously entered into an agreement entitled "Agreement for Services Between the City of Santa Clara, California, and Koffler Electrical Mechanical Apparatus Repair, Inc.," dated July 24, 2023 (Agreement) for the purpose of having Contractor provide comprehensive motor and pump maintenance and repair services; and
- B. The Parties now wish to amend the Agreement to increase the maximum compensation.

NOW, THEREFORE, the Parties agree as follows:

**AMENDMENT TERMS AND CONDITIONS**

- 1. Section 6 of the Agreement, entitled "COMPENSATION AND PAYMENT" is amended to read as follows:

"In consideration for Contractor's complete performance of Services, City shall pay Contractor for all materials provided and Services rendered by Contractor in accordance with Exhibit B, entitled "SCHEDULE OF FEES AND PAYMENT PROVISIONS." The maximum compensation of the Term of this Agreement is one million dollars (\$1,000,000) subject to budget appropriations, which includes all payments that may be authorized for the Services and expenses, supplies, materials and equipment required to perform the Services including tax. All Services performed or materials supplies, and equipment provided in excess of the maximum compensation shall be at Contractor's expense."

- 2. Except as set forth herein, all other terms and conditions of the Agreement shall remain in full force and effect. In case of a conflict in the terms of the Agreement and this Amendment No. 1, the provisions of this Amendment No. 1 shall control.

The Parties acknowledge and accept the terms and conditions of this Amendment No. 1 as evidenced by the following signatures of their duly authorized representatives.

**CITY OF SANTA CLARA, CALIFORNIA**  
a chartered California municipal corporation

Approved as to Form: \_\_\_\_\_

Dated: \_\_\_\_\_

\_\_\_\_\_  
GLEN R. GOOGINS  
City Attorney

\_\_\_\_\_  
JÖVAN D. GROGAN  
City Manager  
City of Santa Clara  
1500 Warburton Avenue  
Santa Clara, CA 95050  
Telephone: (408) 615-2210  
Fax: (408) 241-6771

"CITY"

**KOFFLER ELECTRIC MECHANICAL APPARATUS REPAIR, INC.**  
a California corporation

Dated: 1-8-24

By (Signature): 

Name: Ren Anderson

Title: Chief Financial Officer

Principal Place of Business Address: 527 Whitney Street  
San Leandro, CA

Email Address: ren@koffler.com

Telephone: (510) 567-0630

Fax: (510) 567-0636

"CONTRACTOR"