

**FIFTH AMENDMENT
TO PROFESSIONAL SERVICES AGREEMENT NUMBER F002259
WITH BEST BEST & KRIEGER LLP**

This Fifth Amendment to Agreement Number F002259, dated November 4, 2020 ("Agreement") is made as of this ____ day of _____, 2024, by and between the City of Santa Rosa, a municipal corporation ("City"), and Best Best & Krieger LLP ("Consultant").

RECITALS

- A. City and Contractor entered into the Agreement for Contractor to provide legal advice and assistance to City of Santa Rosa on real estate transactions, development projects and related matters as requested by the City Attorney or the Real Estate Manager, as previously amended by the First through Fourth Amendments to increase compensation for continued legal services.
- B. City and Consultant now desire to amend the Agreement for the purpose of increasing compensation for continued legal services.

AMENDMENT

NOW, THEREFORE, the parties agree to amend the Agreement as follows:

1. Section 2. Compensation

Section 2(c) is amended to increase the compensation payable to Consultant under the Agreement by \$140,000 to read as follows:

"Notwithstanding any other provision in this Agreement to the contrary, the total maximum compensation to be paid for the satisfactory accomplishment and completion of all tasks set forth above shall in no event exceed the sum of Six Hundred Forty Thousand Dollars and no cents (\$640,000). The City's Chief Financial Officer is authorized to pay all proper claims from various charge numbers."

All other terms of the Agreement shall remain in full force and effect.

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Executed as of the day and year first above stated.

CONSULTANT:

CITY OF SANTA ROSA

a Municipal Corporation

Name of Firm: Best Best & Krieger LLP

TYPE OF BUSINESS ENTITY (*check one*):

By: _____

- ☐ Individual/Sole Proprietor
☐ Partnership
☐ Corporation
☐ Limited Liability Company
☒ Limited Liability Partnership

Print Name: Teresa

Stricker

Title: City Attorney

Signatures of Authorized Persons:

APPROVED AS TO FORM:

By: _____

Office of the City Attorney

Print Name: Ethan Walsh

ATTEST:

Title: Partner

City Clerk