

**AMENDMENT NO. 1 TO THE AGREEMENT BETWEEN
THE COUNTY OF SAN MATEO AND LOTUS WATER**

THIS AMENDMENT TO THE AGREEMENT, entered into the 14th day of November, 2023, by and between the COUNTY OF SAN MATEO, hereinafter called "County," and Lotus Water, hereinafter called "Contractor";

W I T N E S S E T H:

WHEREAS, pursuant to Government Code, Section 31000, County may contract with independent contractors for the furnishing of such services to or for County or any Department thereof; and

WHEREAS, the parties entered into an Agreement for providing on-call flood control, drainage system study, environmental protection, stormwater management, and design services for various County projects on November 14, 2023 in the amount of \$1,000,000 and with a term of November 14, 2023 through November 13, 2026; and

WHEREAS, the parties wish to amend the Agreement to increase the Agreement amount by \$500,000 for a total contract amount not-to-exceed \$1,500,000; and

WHEREAS, the parties wish to amend the Agreement to extend the term through November 13, 2028.

**NOW, THEREFORE, IT IS HEREBY AGREED BY THE PARTIES HERETO AS
FOLLOWS:**

1. The 3rd sentence of Section 3, Payments, of the Agreement is replaced to read as follows:

In no event shall County's total fiscal obligation under this Agreement exceed One Million Five Hundred Thousand Dollars (\$1,500,000).

2. The 1st sentence of Section 4, Term, of the Agreement is replaced to read as follows:

Subject to compliance with all terms and conditions, the term of this Agreement shall be from November 14, 2023 through November 13, 2028.

3. The 1st and last sentence of bullet point 3, of Exhibit B of the Agreement is replaced to read as follows:

The County's total fiscal obligation under this Agreement shall not exceed \$1,500,000 unless said amount is authorized to be increased by the County Board of Supervisors by written amendment to this Agreement. The sum of individual task order not-to-exceed fees for multiple projects that may be assigned to the Contractor shall not exceed the total \$1,500,000 not-to-exceed amount for this Agreement without prior written approval by the County Board of Supervisors.

4. **All other terms and conditions of the agreement dated November 14, 2023, between the County and Contractor shall remain in full force and effect.**

In witness of and in agreement with this Agreement's terms, the parties, by their duly authorized representatives, affix their respective signatures:

For Contractor: **Lotus Water**



10/14/2025

Shauna Dunton, Principal, Lotus Water

Contractor Signature

Date

Contractor Name (please print)

COUNTY OF SAN MATEO

By:

President, Board of Supervisors, San Mateo County

Date:

ATTEST:

By:

Clerk of Said Board