

**AMENDMENT TO AGREEMENT
BETWEEN THE COUNTY OF SAN MATEO AND
BITFOCUS, INC.**

THIS AMENDMENT TO THE AGREEMENT, entered into this ____ day of _____, 20____, by and between the COUNTY OF SAN MATEO, hereinafter called "County," and Bitfocus, Inc., 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;

WHEREAS, on June 13, 2023, the parties entered into an Agreement for a term of July 1, 2023, to June 30, 2026, in the amount of \$639,987 to provide Clarity Human Services Homeless Management Information System (HMIS) services; and

WHEREAS, the parties wish to amend the Agreement to increase the obligation amount by \$180,538 for a new total obligation amount not to exceed \$820,525 to continue providing Clarity HMIS services.

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

1. Section 3. Payments is hereby amended to read as follows:

In consideration of the services provided by Contractor in accordance with all terms, conditions, and specifications set forth in this Agreement and in Exhibit A, County shall make payment to Contractor based on the rates and in the manner specified in Exhibit B. County reserves the right to withhold payment if County determines that the quantity or quality of the work performed is unacceptable. In no event shall County's total fiscal obligation under this Agreement exceed **EIGHT HUNDRED TWENTY THOUSAND FIVE HUNDRED TWENTY-FIVE DOLLARS** (\$820,525). In the event that County makes any advance payments, Contractor agrees to refund any amounts in excess of the amount owed by County at the time of contract termination or expiration. Contractor is not entitled to payment for work not performed as required by this agreement.

2. **Exhibit B – Payments and Rates**, item B1, Core Service Agencies Clarity Component, B2 HMIS Clarity Component, and B3 Total Annual Cost is hereby amended to read as follows:

B1 – Core Service Agencies Clarity Component

Item	Rate (Annual)	Quantity	FY 2023-2024	FY 2024-2025	FY2025-2026
Enterprise Seats (\$45.02/Seat/Month)	\$540.24	105	\$56,725.20	\$56,725.20	\$56,725.20
Manager Seats (\$56.28/Seat/Month)	\$675.36	19	\$12,831.84	\$12,831.84	\$12,831.84
Administrator Seats (\$84.42/Seat/Month)	\$1,013.04	6	\$6,078.24	\$6,078.24	\$6,078.24
Agency Licenses	\$120.00	8	\$960.00	\$960.00	\$960.00
Data Analysis Standalone Users	\$1,200.00	3	\$3,600.00	\$3,600.00	\$3,600.00
Data Analysis Embedded Users	\$120.00	14	\$1,680.00	\$1,680.00	\$1,680.00
Platform License	\$7,200.00	0.5	\$3,600.00	\$3,600.00	\$3,600.00
SUBTOTAL CORE SERVICE AGENCY			\$85,475.28	\$85,475.28	\$85,475.28

B2 – HMIS Clarity Component

Item	Rate (Annual)	Quantity (Annual)	FY 2023-2024	FY 2024-2025	FY 2025-2026
Enterprise Seats (\$45.02/Seat/Month)	\$540.24	164	\$88,599.36	\$88,599.36	\$88,599.36
Manager Seats (\$56.28/Seat/Month)	\$675.36	18	\$12,156.48	\$12,156.48	\$12,156.48
Administrator Seats (\$84.42/Seat/Month)	\$1,013.04	12	\$12,156.48	\$12,156.48	\$12,156.48

Agency Licenses	\$120.00	13	\$1,560.00	\$1,560.00	\$1,560.00
Data Analysis Standalone Users	\$1,200.00	13 (4 Donated)	\$10,800.00	\$10,800.00	\$10,800.00
Data Analysis Embedded Users	\$120.00	8	\$960.00	\$960.00	\$960.00
Platform License	\$7,200.00	0.5	\$3,600.00	\$3,600.00	\$3,600.00
Donation: Customer Data Model (SQL Access)	\$7,200.00	1	\$0.00	\$0.00	\$0.00
Donation: Training Site License	\$3,000.00	1	\$0.00	\$0.00	\$0.00
Donation: Virtual Private Network (VPN) License and Maintenance	\$1,544.96	1	\$0.00	\$0.00	\$0.00
Donation: Open VPN Fee for Customer Data Model	\$370.80	1	\$0	\$0	\$0
SUBTOTAL HMIS			\$129,832.32	\$129,832.32	\$129,832.32

B3 – Total Annual Cost

Item	FY 2023-2024	FY 2024-2025	FY 2025-2026	<i>Contract Total</i>
Core Service Agencies Clarity Component	\$85,475.28	\$85,475.28	\$85,475.28	\$256,425.84
HMIS Clarity Component	\$129,832.32	\$129,832.32	\$129,832.32	\$389,496.96
Change Requests Allocation **	\$48,345.40	\$70,628.40	\$55,628.40	\$174,602.20
TOTAL ANNUAL COST	\$263,653.00	\$285,936.00	\$270,936.00	\$820,525.00

**These funds will only be used if HSA requests and approves in writing specific change requests/feature improvements, or in the event that HSA requests additional licenses via the Clarity system. Aside from additional license purchases, Contractor will be requested to confirm costs for any additional change requests and will be notified in writing in advance if any portion of these funds will be used.

3. **All other terms and conditions of the agreement dated June 13, 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: **Bitfocus, Inc.**

DocuSigned by:
Jeff Ugai
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5/30/2024 | 2:05 PM PDT

Jeff Ugai

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