

FIRST AMENDMENT
TO
CONTRACT FOR SERVICES

THIS FIRST AMENDMENT to the Contract for Services dated October 19, 2018, is made and entered into June 21, 2019 (the "Amendment") between O'Brien & Gere Engineers, Inc. with offices located at 333 W. Washington St., Suite 400, Syracuse, NY 13202 ("Contractor"), and the HOUSING TRUST FUND CORPORATION, having its principal office at 38-40 State Street, Albany, New York 12207 ("HTFC").

WITNESSETH:

WHEREAS, Contractor was a successful bidder pursuant to a request for proposals issued by HTFC on November 10, 2017 (the "RFP"); and

WHEREAS, HTFC and Contractor entered into a Contract for Services (the "Agreement") on October 19, 2018, which was made effective on July 27, 2018, pursuant to which Contractor provides certain services in support of HTFC's administration of the State of New York's Community Development Block Grant-Disaster Recovery ("CDBG-DR") program; and

WHEREAS, HTFC's Governor's Office of Storm Recovery ("GOSR") is specifically tasked with administering the State of New York's CDBG-DR program and therefore oversees and administers this particular Agreement; and

WHEREAS, HTFC and Contractor's Total Fee in the Contract for Services dated October 19, 2018 totaled \$3,706,766.00; and

WHEREAS, HTFC/GOSR wishes to obtain additional services from Contractor that are within the scope of services sought under the RFP and provided by Contractor under the Agreement;

WHEREAS, HTFC/GOSR and Contractor desire to amend the Agreement by means of this First Amendment in order to extend the Period of Agreement to June 30, 2022 and to replace the Fee Schedule provided by in Exhibit B of the Agreement with the updated Fee Schedule attached herein;

NOW, THEREFORE, pursuant to and in consideration of the above, and other mutual covenants and obligations herein contained, it is

STIPULATED AND AGREED as follows:

1. The First sentence of Section 5, Period of Agreement, is hereby deleted and replaced with the following: "This Agreement shall commence as of the Effective Date and shall terminate on June 30, 2022."
2. The rates established by Exhibit B, the "Fee Schedule," of the Agreement are hereby deleted and replaced with the updated rates established and incorporated by reference into the Agreement herein, by the attached Exhibit B Fee Schedule.
3. All other terms and conditions, including appendices, attachments, exhibits, riders and Letter Agreements to the Agreement are hereby continued in full force and effect as though set forth herein.

IN WITNESS WHEREOF, the parties executed this Ninth Amendment on the day and year first above written.

O'Brien & Gere Engineers, Inc.

By: 

Name: Christopher C. Calkins

Title: Vice President

Date: May 29, 2019

Housing Trust Fund Corporation

By: 

Name: Emily Thompson

Title: Acting General Counsel

Date: 6-21-19