

SECOND AMENDMENT TO AGREEMENT

This Second Amendment to Agreement is entered into this ^{19th} day of December 2019, by and between CITY OF ALAMEDA, a municipal corporation (the "City"), and CULTIVATE LLC, a California limited liability company, whose address is 101 The Embarcadero, Suite 212, San Francisco, CA 94105 (the "Provider"), in reference to the following:

RECITALS:

A. On November 13, 2018, an agreement was entered into by and between City and Provider (hereinafter "Agreement") with compensation not to exceed \$10,500.00.

B. On January 17, 2019, an amendment to the agreement was entered into by and between the City and Provider (hereinafter "First Amendment") with compensation not to exceed \$60,000.00.

C. City and Provider desire to modify the Agreement on the terms and conditions set forth herein.

NOW, THEREFORE, it is mutually agreed by and between the undersigned parties as follows:

1. Paragraph 1 ("Term") of the Agreement is modified to read as follows:

"The term of this Agreement shall commence on the 13th day of November, 2018, and shall terminate on the 30th day of April, 2020, unless terminated earlier as set forth herein.

"This Agreement may be mutually extended on a year-by-year basis, for up to Three (3) additional years, at the sole discretion of the Planning, Building & Transportation Director, based, at a minimum, upon satisfactory performance of all aspects of this Agreement. The Planning, Building & Transportation Director may submit written notice that the Agreement is to be extended at the same terms and compensation as the existing Agreement."

2. Except as expressly modified herein, all other terms and covenants set forth in the Agreement shall remain the same and shall be in full force and effect.

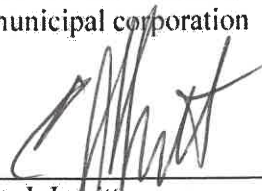
Signatures on following page

IN WITNESS WHEREOF, the parties hereto have caused this modification of Agreement to be executed on the day and year first above written.


Cultivate LLC
a California limited liability company


Amie MacPhee
CEO/Founder


CITY OF ALAMEDA,
a municipal corporation


Eric J. Levitt
City Manager

RECOMMENDED FOR APPROVAL:


Andrew Thomas
Planning, Building & Transportation Director

APPROVED AS TO FORM:

City Attorney

Celena H. Chen
Assistant City Attorney