

FIRST AMENDMENT TO CONTRACT

THIS FIRST AMENDMENT TO AGREEMENT ("First Amendment"), is dated for convenience, **November 3, 2024**, in Concord, California, by and between the Mount Diablo Unified School District ("District") and **Ernie Cooper** ("Contractor"), collectively, the "Parties."

RECITALS

WHEREAS, on or about **July 1, 2024**, the District and Contractor entered into an AGREEMENT (the "Agreement"), whereby Contractor would conduct a forensic financial audit;

WHEREAS, the District and Contractor desire to amend the Agreement on the terms and conditions set forth herein to increase the contract amount reflecting that additional time was necessary to complete the audit; and

WHEREAS, this amendment to the Agreement is consistent with the requirements of California Public Contract Code ("PCC") §§ 20111 *et seq.*

NOW, THEREFORE, be it agreed between the Parties as follows:

A. The foregoing recitals are true and accurate and are incorporated herein.

B. Section 3 (Compensation): Section 3 is revised to provide that the compensation to Contractor for this First Amendment shall not exceed: twenty thousand dollars and zero cents (**\$20,000**), resulting in the total Compensation under the Agreement and First Amendment not exceeding: SEVENTY THOUSAND DOLLARS AND ZERO CENTS (\$70,000.00). All other provisions of Section 3 remain in full force and effect.

C. Legal Effect: Except as expressly amended by this First Amendment, all of the terms and conditions of the Agreement shall remain unchanged and in full force and effect including fully incorporated Appendices.

IN WITNESS WHEREOF, this First Amendment has been executed by the authorized representatives of the Parties hereto on the day signed below, and only becomes effective upon Board ratification/approval, as applicable.

ERNIE COOPER

MT DIABLO UNIFIED SCHOOL DISTRICT

APPROVED

APPROVED

BY: Ernie Cooper 11-3-24

BY: Adam Clark 11/7/24

ERNIE COOPER

DATE

ADAM CLARK, SUPERINTENDENT

DATE

APPROVED AS TO FORM

BY: Susanne Starecki Kim 11/4/24

SUSANNE STARECKI KIM, GENERAL COUNSEL

DATE