

1st AMENDMENT TO THE
PROFESSIONAL SERVICES AGREEMENT

between

CITY OF CAPITOLA and BEN NOBLE CITY AND REGIONAL PLANNING

WHEREAS, on May 29, 2024, the City of Capitola (City) and the Ben Noble City and Regional Planning (the “Parties”) entered into a Professional Services Agreement (“Agreement”); and

WHEREAS, the Parties wish to amend the Contract to increase the contract value.

THEREFORE BE IT RESOLVED:

1. Appendix one is amended to include Housing Element Implementation for Mall Zoning; and
2. Appendix two is amended to Increase the not to exceed amount from \$124,375 to \$(Amount pending City Council direction at 8/28/2025 meeting). Increase amounts will be used for Housing Element Implementation related to the Capitola Mall and Community Benefits within the zoning code from preparation to adoption services by Ben Noble City and Regional Planning.

All other terms and conditions of the Agreement remain in full force and effect.

CONSULTANT: Ben Noble City and Regional Planning

By: _____ Date: _____

CITY OF CAPITOLA

By: Benjamin Goldstein, City Manager Date: _____

APPROVED AS TO FORM:

Samantha W. Zutler, City Attorney Date: _____