



**AMENDMENT NO. 2 TO AGREEMENT A4155R  
2018 SAFE, CLEAN WATER PRIORITY A GRANT PROGRAM  
BETWEEN THE SANTA CLARA VALLEY WATER DISTRICT AND P.S. CREATIONS, LLC**

This Amendment No. 2 (Amendment), effective as of the date it is fully executed by the Parties, amends the terms and conditions of the FY2018 Safe, Clean Water Priority A Grant Program Agreement A4155R (Agreement) dated June 29, 2018 and Amendment No. 1 dated February 8, 2021, between Santa Clara Valley Water District (Valley Water) and P.S. Creations, LLC, a California limited liability company (Grantee), collectively, the "Parties."

**RECITALS**

WHEREAS, the Agreement provides for Grantee to receive a grant amount of up to \$30,192 from the 2018 Safe, Clean Water Priority A Grant Program for the PlateScape Project (Project); and

WHEREAS, the Grantee's ability to perform the scope as described in the Agreement continues to be significantly impeded by the State Emergency Services Act, the Governor's Emergency Declaration related to the COVID-19 pandemic, the Governor's Executive Order N-29-20, and Order of the County of Santa Clara Public Health Officer dated March 16, 2020; and

WHEREAS, Project activities consisting of testing and analyzing water savings are to be conducted in open, fully operational restaurants, which are venues that have essentially been closed to very limited operations over the past year; and

WHEREAS, the Agreement expires on June 30, 2021, at which time, the Project cannot be completed; and

WHEREAS, Grantee has invoiced and received \$7,146 of the total Project grant amount; and

WHEREAS, it is in the public's best interest and the Parties now desire to amend the Agreement to revise Grantee's Project Schedule and to extend the term of the Agreement to provide time required for the Grantee to complete the Project.

NOW, THEREFORE, in consideration of the mutual promises and agreements contained herein and notwithstanding anything to the contrary in the Agreement and Amendment No. 1, Grantee and Valley Water hereby agree as follows:

1. Section 1. General Provisions, H. Agreement Term, paragraph 1., is amended to extend the expiration date of "June 30, 2021" to "June 30, 2023."
2. Appendix B to the Agreement, PROJECT SCHEDULE AND BUDGET, is amended to revise the Project Schedule as set forth in Revised Appendix B, Project Schedule, attached hereto and incorporated herein by this reference.

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3. All other terms and conditions of Agreement No. A4155R and Amendment No. 1, not amended as stated herein, remain in full force and effect.

IN WITNESS WHEREOF, THE PARTIES HAVE SET FORTH BELOW THEIR CONSENT TO THE TERMS AND CONDITIONS OF THIS AMENDMENT NO. 2 TO AGREEMENT NO. A4155R THROUGH THE SIGNATURES OF THEIR DULY AUTHORIZED REPRESENTATIVES.

**P.S. CREATIONS, LLC**  
"Grantee"

By:  56D2E955F6DD413... Date: 5/27/2021  
Ryan Kruse  
President

**SANTA CLARA VALLEY WATER DISTRICT**

Date: \_\_\_\_\_ By: \_\_\_\_\_  
Tony Estremera  
Chair, Board of Directors

ATTEST:

\_\_\_\_\_  
Michele L. King, CMC  
Clerk, Board of Directors

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**REVISED APPENDIX B  
Project Schedule and Budget**

<b>Task#</b>	<b>Task Description</b>	<b>Planned Task Start Date</b>	<b>Planned Task End Date</b>	<b>Total Task Cost Estimate</b>	<b>Grant Funding Requested</b>
1	Manufacture 12 PlateScrapes	06/30/2018	08/01/2018	\$3,000	\$0
2	Develop Participation Agreements	06/30/2018	08/01/2018	\$3,000	\$0
3	Experiment Site Selection	07/01/2018	04/19/2022	\$8,000	\$0
4	Establish Test Methodology	07/15/2019	08/01/2018	\$1,440	\$1,440
5	Test Training and Setup	08/18/2018	10/20/2023	\$11,400	\$5,400
6	Test Subject Fees	08/18/2018	10/28/2023	\$15,000	\$15,000
7	Test Technician Fees	08/18/2018	10/28/2023	\$8,352	\$8,352
8	Data Analysis	05/01/2019	04/01/2023	\$10,200	\$0
11	Quarterly Reports	Quarterly	04/01/2023	\$0	\$0
12	Draft Final Report	05/01/2019	03/01/2023	\$0	\$0
13	Final Report	05/01/2019	04/01/2023	\$0	\$0
<b>TOTAL:</b>				<b>\$60,392</b>	<b>\$30,192</b>

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