



BOARD OF DIRECTORS 2017

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Amendment No. 5

To

**RAIL SHUTTLE BUS SERVICE ADMINISTRATION AGREEMENT BETWEEN
PENINSULA CORRIDOR JOINT POWERS BOARD AND THE CITY OF MENLO
PARK FOR MARSH ROAD CALTRAIN SHUTTLE**

THIS AMENDMENT modifies the Rail Shuttle Bus Service Administration Agreement (Agreement), which was effective November 24, 2014, by and between the Peninsula Corridor Joint Powers Board ("JPB") and the City of Menlo Park ("Lead Organization").

The JPB and the Lead Organization entered into the Agreement, whereby the Lead Organization participates in the JPB shuttle bus services program; and

The Agreement was modified previously to extend the Agreement and adjust the contribution and payment terms; and

The last modification was memorialized pursuant to Amendment Number 4, which was effective July 1, 2017; and

The Agreement is set to expire on June 30, 2018; and

The Parties now desire to amend the Agreement and set forth the payment terms applicable during said extension, in accordance with the terms and conditions of this Fifth Amendment.

NOW THEREFORE, IT IS AGREED to amend the Agreement as follows:

1. Section 5 of the Agreement, Maximum Contribution; Payment, is amended by modifying and replacing the language in the fifth paragraph as follows:

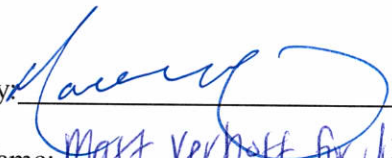
- b) Based on service operated from January 1, 2018 through June 30, 2018, the JPB's maximum contribution shall not exceed Nine Thousand Seven Hundred Fifty Dollars (\$9,750) or Seventy-Five percent (75.0%) of the service expense; **whichever amount is less.**

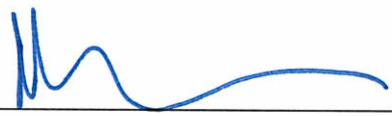
Except for those changes expressly specified in this Fifth Amendment, all other provisions, requirements, conditions, and sections of the underlying Agreement, as previously amended, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Fifth Amendment on the date first written above with the intent to be legally bound.

PENINSULA CORRIDOR JOINT
POWERS BOARD

CITY OF MENLO PARK


By: 
Name: Mark Vermoff for Joe Navarro
Title: _____

By: 
Name: _____
Title: _____

APPROVED AS TO FORM

APPROVED AS TO FORM


JPB Attorney


City of Menlo Park Attorney