

**AMENDMENT NO. 1 TO AGREEMENT NO. 47570D
BETWEEN
THE LOS ANGELES DEPARTMENT OF WATER AND POWER
AND
KPMG LLP**

THIS AMENDMENT NO. 1 (Amendment) to Agreement 47570D (Agreement) is made and entered into by and between the City of Los Angeles, acting by and through the Los Angeles Department of Water and Power (LADWP), a municipal corporation, and KPMG LLP, hereinafter "Consultant." Individually, LADWP and Consultant are referred to under this Amendment as "Party" and collectively as the "Parties."

WHEREAS, the parties have entered into the Agreement wherein Consultant agreed to provide LADWP with enterprise technology advisory services to support the implementation of LADWP's Enterprise Resource Planning (ERP) software implementation, distribution automation, improvement of LADWP's digital platform, and other future technology implementations effective April 13, 2020 which together with all amendments and supplements thereto hereinafter shall be referred to as the "Agreement"; and

WHEREAS, the Agreement along with other Agreements numbered 47570A through 47570C and 47570F through 47570K originally set the term of five (5) years and a cumulative compensation, not to exceed amount of seventy-five million dollars (\$75,000,000); and

WHEREAS, the Parties are amending the Agreement and LADWP is amending the other Agreements numbered 47570A through 47570C, 47570G through 47570I, and 47570K for the purpose of extending the term by four (4) years to April 12, 2029, with no change to the not to exceed amount; and

WHEREAS, LADWP has determined that the Amendment is necessary for the Consultant to continue providing enterprise technology advisory services to support the aforementioned technology implementations.

NOW, THEREFORE, BE IT RESOLVED that for good and valuable consideration including the mutual exchange of promises, the Parties agree to amend the Agreement as follows:

1. Article 2.1, "Term of the Agreement", is hereby amended to read:

2.1 Term of the Agreement

The term of this Agreement shall commence upon execution of this Agreement by all Parties hereto and shall terminate nine (9) years thereafter, subject to the termination provisions herein. Performance shall not begin until the Consultant

has received notice of the completion of the requirements in Section GC-3 of **Exhibit A** and obtained LADWP approval of insurance required herein.

Except as herein amended above, all other terms and conditions of the Agreement shall remain in full force and effect. Notwithstanding the date of its final approval, this Amendment No. 1 shall be effective on April 13, 2025.

This Amendment No. 1 may be executed in one or more counterparts, and by the parties in separate counterparts, each of which when executed shall be deemed to be an original but all of which taken together shall constitute one and the same. The Parties further agree that facsimile signatures or signatures scanned into .pdf (or signatures in another electronic format designated by LADWP) and sent by e-mail shall be deemed original signatures.

This Amendment No. 1 consists of three (3) pages.

[Signature Page follows.]

SIGNATURE PAGE

IN WITNESS WHEREOF, the signatories hereto represent that they are authorized to enter into this Amendment No. 1 and ratification to Agreement 47570D.

DEPARTMENT OF WATER AND
POWER OF THE CITY OF LOS
ANGELES BY THE BOARD OF
WATER AND POWER
COMMISSIONERS

KPMG LLP

By signing below, the signatories attest
that they have no personal, financial,
beneficial, or familial interest in this
agreement.

By: _____
JANISSE QUIÑONES
Chief Executive Officer and Chief
Engineer

By:  _____
DEE DEE OWENS
Partner

Date: _____

Date: February 20, 2025

And: _____
CHANTE L. MITCHELL
Board Secretary

By:  _____
BINDIYA KHURANA
Principal

Date: February 20, 2025

APPROVED AS TO FORM AND LEGALITY
HYDEE FELDSTEIN SOTO, City Attorney

By  _____

BETHANY A. BURGESS
Deputy City Attorney

Date: February 18, 2025