

**FIRST AMENDMENT TO
GRANT AGREEMENT**

between
THE CITY AND COUNTY OF SAN FRANCISCO
acting through its
PUBLIC UTILITIES COMMISSION
and
SALESFORCE.COM, INC.

THIS First Amendment to the Grant Agreement (this “**Amendment**”), dated for reference purposes only as of July 15, 2021, is made by and between SALESFORCE.COM, INC., (“**Grantee**”) and the CITY AND COUNTY OF SAN FRANCISCO, a municipal corporation (“**City**”), acting through its Public Utilities Commission (“**SFPUC**”).

RECITALS:

WHEREAS, Grantee and City entered into a grant under the *Onsite Water Reuse Grant Program* on May 16, 2017 for the purpose of partially-funding the purchase and installation of an onsite non-potable water system that will reduce potable water use on the Grantee’s property at 415 Mission Street, San Francisco, CA 94105, as authorized by SFPUC Res. No. 12-0103, Res. No. 15-0206, Res. No. 18-0118, Res. No. 19-0190, and Res. No. 19-0235; and

WHEREAS, the SFPUC and Grantee desire to modify the term length of the Grant Agreement;

NOW, THEREFORE, City and Grantee agree as follows:

1. Modifications to the Grant Agreement.

1.a. Section 3.2 of the Grant Agreement currently states:

3.2 Expiration; Term. This agreement shall commence on the Effective Date and shall expire when Grantee has (i) operated the System at the Property for at least eight (8) full years, (ii) achieved a cumulative offset of at least ten (10) million gallons of potable water, and (iii) submitted at least eight (8) annual status reports (one per Operating Year) to SFPUC (as further described in Section 4.5), documenting that the Project consistently meets Grant’s eligibility requirements set forth in the Grant Guidelines and Terms, for eight (8) years, unless terminated earlier in accordance with the provisions herein.

1.b. Section 3.2 of the Grant Agreement is hereby amended to read in full as follows:

3.2 Expiration; Term. This agreement shall terminate on May 15, 2032. Prior to that date, the Grantee shall have (i) fully achieved a cumulative offset of at least ten (10) million gallons of potable water, (ii) operated the System at the Property for at least nine (9) full years, and (iii) submitted annual status reports to SFPUC documenting that the Project consistently meets Grant’s eligibility requirements set forth in the Grant Program Rules.

IN WITNESS WHEREOF, Grantee and SFPUC have executed this Amendment as of the date first referenced above.

CITY:
CITY AND COUNTY OF SAN FRANCISCO, a municipal corporation

GRANTEE:
SALESFORCE.COM, INC.

By: _____
MICHAEL CARLIN
Acting General Manager
San Francisco Public Utilities
Commission

By: _____
AMANDA VON ALMEN
Head of Sustainable Built Environment

APPROVED AS TO FORM:

Dennis J. Herrera
City Attorney

By: _____
John Roddy
Deputy City Attorney