

paragraph:

This Agreement is renewed for a third successive one-year term beginning October 15, 2008 and ending October 14, 2009.

At the end of the one-year term, if the Director extends this Agreement to permit Contractor to complete its performance, then, the Director may in his or her sole discretion extend the term so long as such extension does not exceed 90 days. The 90-day extension does not require an amendment of the Agreement and Contractor is not entitled to damages for delay(s) regardless of the cause of such delay(s).

II.

In the event of a conflict between the Original Contract, the First Amendment and this Second Amendment, this Second Amendment shall prevail.

III.

All other terms and conditions of the Original Contract and the First Amendment, except as amended in this Second Amendment shall continue in full force and effect.

Signatures

The Parties have executed this Second Amendment in multiple copies, each of which is an original.

PERFICIENT, INC. (as successor in interest to Digital Consulting & Software Services, Inc.)

CITY OF HOUSTON, TEXAS

By: Rhonda Pierce
Name: Rhonda Pierce
Title: General Manager

Bill White
By: _____
Mayor Arayda Ureola

ATTEST/SEAL (if a corporation)
WITNESS (if not a corporation)

ATTEST/SEAL:

By: Greg Kaufman
Name: GREG KAUFMAN
Title: DIRECTOR BUSINESS DEVELOPMENT

Ann Russell
City Secretary

APPROVED:

John Dukes
City Purchasing Agent

Barbara King
Chief Information Officer

APPROVED AS TO FORM:

Mayura Kawanna
Assistant City Attorney
L.D. File No. ~~0410200027004~~
0450300004004

COUNTERSIGNED BY:

Annise D. Parker
City Controller Annise D. Parker

DATE COUNTERSIGNED:

9-16-08