

**AMENDMENT 5**  
**TO AGREEMENT BETWEEN COUNTY OF MONTEREY AND KENNEDY/JENKS**  
**CONSULTANTS**

THIS AMENDMENT 5 is made to the AGREEMENT, by and between Kennedy/Jenks Consultants, hereinafter "CONTRACTOR", and the County of Monterey, a political subdivision of the State of California, hereinafter referred to as "COUNTY", for the providing of environmental consulting services for the Lake San Antonio Resort/Marina site.

WHEREAS, the COUNTY and CONTRACTOR previously entered into the original AGREEMENT on March 1, 2016, in an amount not to exceed \$36,000 through February 28, 2017; and

WHEREAS, the COUNTY and CONTRACTOR amended the AGREEMENT, to increase the amount of the AGREEMENT by \$21,000, from \$36,000 to \$57,100, and extended the term by two years through February 28, 2019; and,

WHEREAS, the COUNTY and CONTRACTOR further amended the AGREEMENT to increase the amount of the AGREEMENT by \$13,500, from \$57,000 to \$70,500, with no extension of time; and,

WHEREAS, the COUNTY and CONTRACTOR further amended the AGREEMENT to increase the amount of the AGREEMENT by \$8,000, from \$70,500 to \$78,500, with no extension of time; and,

WHEREAS, the COUNTY and CONTRACTOR further amended the AGREEMENT to increase the amount of the AGREEMENT by \$110,000, for a new total amount not to exceed \$188,500, with a revised scope of services and extending the AGREEMENT to September 1, 2020; and,

WHEREAS, the COUNTY and CONTRACTOR desire to amend the AGREEMENT to increase the amount of the AGREEMENT by \$495,000, for a new total amount not to exceed \$683,500, and extending the AGREEMENT to September 1, 2022.

NOW THEREFORE, the County and CONTRACTOR hereby agree to amend the AGREEMENT in the following manner:

1. Section 2, "PAYMENTS BY COUNTY," shall be amended by removing "The total amount payable by County to CONTRACTOR under this Agreement shall not exceed the sum of \$118,500" and replacing it with: "The total amount payable by COUNTY to CONTRACTOR under this Agreement shall not exceed the sum of \$683,500."

2. Section 3, "TERM OF AGREEMENT," shall be amended by removing "The term of this Agreement is from March 1, 2016 to September 1, 2020" and replacing it with: "The term of this Agreement is from March 1, 2016 to September 1, 2022."

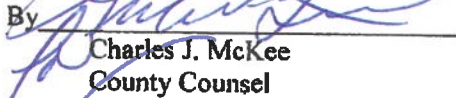
3. Exhibit A – Scope of Services, is amended to include those services set forth in the enclosed Exhibit A. Tasks 1 – 7 will be completed under this AMENDMENT 5.

4. Except as provided herein, all remaining terms, conditions and provisions of the AGREEMENT are unchanged and unaffected by this AMENDMENT 5 and shall continue in full force and effect, as set forth in the AGREEMENT.

5. A copy of the AMENDMENT 5 shall be attached to the original AGREEMENT executed by the COUNTY on March 30, 2016.

IN WITNESS WHEREOF, the parties have executed this AMENDMENT 5 on the day and year written below.

COUNTY OF MONTEREY

By   
Charles J. McKee  
County Counsel

Dated: 3/25/19

CONTRACTOR

By   
[Chair, President, or Vice-President]

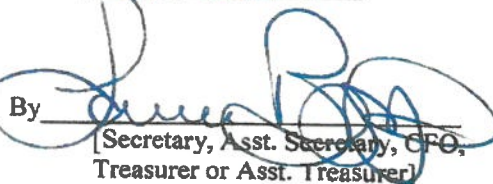
Laura Kennedy, Vice President  
[Print name and title]

Dated: 3/12/2019

APPROVED AS TO FISCAL PROVISIONS:

  
Deputy Auditor/Controller

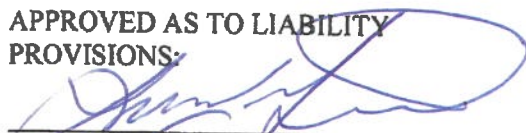
Dated: 3/21/19

By   
[Secretary, Asst. Secretary, CFO,  
Treasurer or Asst. Treasurer]

Laurie Bishop, CFO  
[Print name and title]

Dated: 3/13/2019

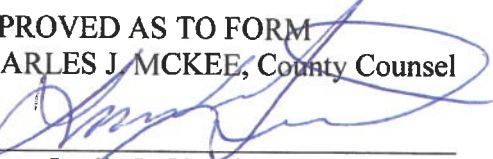
APPROVED AS TO LIABILITY PROVISIONS:

  
County Counsel/Risk Management

Dated: 3/25/19

APPROVED AS TO FORM  
CHARLES J. MCKEE, County Counsel

By



Leslie J. Girard  
Chief Assistant County Counsel

Dated:

3/25/19