DocuSign Envelope ID: 4E88E160-8084-42BC-830E-079104624690

AMENDMENT NO. 2
TO STANDARD AGREEMENT
BETWEEN COUNTY OF MONTEREY AND
THE DON CHAPIN COMPANY, INC.

THIS AMENDMENT NO. 2 to Standard Agreement No. A-15608 between the County of Monterey, a political subdivision of the State of California (hereinafter, "County") and The Don Chapin Company, Inc. (hereinafter, "CONTRACTOR") is hereby entered into between the County and the CONTRACTOR (collectively, the "Parties") and effective as of the last date opposite the respective signatures below.

WHEREAS, CONTRACTOR entered into Standard Agreement No A-15608 with County on December 14, 2020 (hereinafter, "Agreement") to provide fully operated, fueled, and maintained construction equipment to work sites on an on-call basis (hereinafter, "services") through December 31, 2021 for an amount not to exceed $100,000; and

WHEREAS, the Agreement was amended by the Parties on November 23, 2021 (hereinafter, "Amendment No. 1", including Exhibit A-1 – Revised Rates) to update the rates effective January 1, 2022, extend the term for one (1) additional year to December 31, 2022, and to increase the amount by $200,000 which resulted in a total not to exceed amount of $300,000; and

WHEREAS, the County has a continued need for services; and

WHEREAS, the CONTRACTOR's Revised Rates in Exhibit A-1 require an update effective January 1, 2023 in accordance with Exhibit A-2 - Revised Rates, which is attached and incorporated by this reference; and

WHEREAS, additional time is necessary to allow CONTRACTOR to continue to provide the services required by the County; and

WHEREAS, the Parties wish to further amend the Agreement to update the Revised Rates and extend the term for one (1) additional year to December 31, 2023 with no associated dollar amount increase to allow CONTRACTOR to continue to provide services identified in the Agreement and as amended by this Amendment No. 2.

NOW, THEREFORE, the Parties agree to amend the Agreement as follows:

1. Amend the first sentence of Section 3.01 of Paragraph 3.0, "Term of Agreement", to read as follows:

   The term of this Agreement is from January 1, 2021 to December 31, 2023, unless sooner terminated pursuant to the terms of this Agreement.

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2. Amend Paragraph 4.0, "Scope of Services and Additional Provisions" to add "Exhibit A-2 – Revised Rates", effective January 1, 2023.

3. In all places within the Agreement, any reference to "Exhibit A-1 Revised Rates" is hereby replaced with "Exhibit A-2 – Revised Rates", effective January 1, 2023.

4. All other terms and conditions of the Agreement, including all Exhibits thereto, remain unchanged and in full force.

5. This Amendment No. 2 and the previous Amendment No. 1 shall be attached to the Agreement and incorporated therein as if fully set forth in the Agreement.

6. The recitals to this Amendment No. 2 are incorporated into the Agreement and this Amendment No. 2.

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IN WITNESS WHEREOF, the Parties hereto have executed this Amendment No. 2 to the Agreement which shall be effective as of the last date opposite the respective signatures below.

COUNTY OF MONTEREY

By: DocuSigned by: Angelica Ruelas 4DFC1176E799451...
Contracts/Purchasing Officer

Date: 9/20/2022 | 3:26 PM PDT

Approved as to Form
Office of the County Counsel
Leslie J. Girard, County Counsel

By: DocuSigned by: Mary Grace Perry A1933B26E717442...
Mary Grace Perry
Deputy County Counsel

Date: 9/16/2022 | 10:20 AM PDT

Approved as to Fiscal Provisions

By: DocuSigned by: Jennifer Forsyth 4E7E657875454AE...
Auditor/Controller

Date: 9/16/2022 | 2:54 PM PDT

Approved as to Indemnity and Insurance Provisions
Office of the County Counsel
Leslie J. Girard, County Counsel

By: _____
Danielle P. Mancuso
Risk Manager

Date: _____

CONTRACTOR*

The Don Chapin Company, Inc.
Contractor's Business Name

By: _____
(Signature of Chair, President or Vice President)

Its: Caroline D. Chapin, Executive Vice President
(Print Name and Title)

Date: Sept. 15, 2022

By: _____
(Signature of Secretary, Asst. Secretary, CFO, Treasurer or Asst. Treasurer)

Its: Rosalinda Pollock, Corporate Secretary
(Print Name and Title)

Date: September 15, 2022

*INSTRUCTIONS: If CONTRACTOR is a corporation, including non-profit corporations, the full legal name of the corporation shall be set forth above together with the signatures of two (2) specified officers per California Corporations Code Section 313. If CONTRACTOR is a Limited Liability Corporation (LLC), the full legal name of the LLC shall be set forth above together with the signatures of two (2) managers. If CONTRACTOR is a partnership, the full legal name of the partnership shall be set forth above together with the signature of a partner who has authority to execute this Agreement on behalf of the partnership. If CONTRACTOR is contracting in an individual capacity, the individual shall set forth the name of the business, if any, and shall personally sign the Agreement or Amendment to said Agreement.

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EXHIBIT A-2 - REVISED RATES

REVISED 9/9/2022

RATES FOR COUNTY OF MONTEREY
EFFECTIVE JANUARY 1, 2023 AND VALID THROUGH DECEMBER 31, 2023

YEAR	MAKE	MODEL	HOURLY	DAILY (8 HR)	OVERTIME/HOURLY
2001	CAT	D5C DOZER	$230	$1,842	$277
1997	CAT	D6R DOZER	$289	$2,308	$335
2005	CAT	140H BLADE	$310	$2,477	$435
1998	CAT	14H BLADE	$331	$2,647	$456
2006	JD - AWD	872D BLADE	$343	$2,740	$468
2003	CAT	303CR EXCAVATOR	$201	$1,608	$249
2002	CAT	315CL EXCAVATOR	$302	$2,413	$350
2002	CAT	320C EXCAVATOR	$323	$2,583	$371
2006	CAT	325DL EXCAVATOR	$333	$2,668	$382
2011	CAT	336EL EXCAVATOR	$397	$3,177	$445
2004	CAT	416D BACKHOE	$223	$1,786	$271
2009	CAT	420E BACKHOE	$223	$1,786	$271
1996	CAT	950F LOADER	$294	$2,351	$294
2006	VOLVO	L110E LOADER	$299	$2,393	$346
2004	VOLVO	L120E LOADER	$299	$2,393	$346
2003	GILCREST	*813 PROPAVER	$437	$3,496	$530
2001	CAT	*AP 1000B PAVER	$559	$4,471	$652
2006	DYNAPAC	67" STEEL DRUM	$266	$2,130	$313
2007	DYNAPAC	57" STEEL DRUM	$238	$1,901	$285
2006	CAT	CB224E ROLLER	$230	$1,842	$277
2007	PETERBUILT	4K WATER TRUCK	$203	$1,624	$237
2006	INT'L	2K WATER TRUUCK	$192	$1,539	$226
2007	WYLIE	WATER WAGON	$52	$416	$52
1999	MILLER	LAB, TRUCK, BERM	$212	$1,696	$243
2007	LAY-MOR	KICK BROOM	$227	$1,814	$269
2012	CAT	SKIDSTEER	$210	$1,677	$254
2014	CASE	LOADER SCRAPER	$216	$1,732	$263
2004	INT'L	**SAW TRUCK & SAW	$252	$2,016	$297

* PAVING MACHINES INCLUDE 1 EA OPERATOR AND 1 EA SCREED MAN.

** DOES NOT INCLUDE BLADE WEAR, INCLUDES TRUCK, SAW, OPERATOR ONLY.

NOTE: ALL RATES ARE INCLUSIVE OF FULLY MAINTAINED AND OPERATED EQUIPMENT. PREVAILING WAGE RATES ARE INCLUDED.

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EXHIBIT A-2 - REVISED RATES

REVISED 9/9/2022

RATES FOR COUNTY OF MONTEREY

EFFECTIVE JANUARY 1, 2023 AND VALID THROUGH DECEMBER 31, 2023

CLASSIFICATION	HOURLY	DAILY (8 HR)	OVERTIME/HOURLY
FOREMAN	$141.57	$1,132.54	$188.51
LABOR 1	$101.08	$808.64	$132.36
LABOR 2	$100.74	$805.95	$131.80
LABOR 3	$100.56	$804.50	$131.53
OPERATOR 2	$145.38	$1,163.01	$270.51
OPERATOR 3	$142.67	$1,141.39	$190.88
OPERATOR 4	$140.15	$1,121.23	$187.10
OPERATOR 5	$137.84	$1,102.75	$183.62
OPERATOR 6	$135.44	$1,083.49	$180.03
OPERATOR 7	$133.36	$1,066.91	$176.90
OPERATOR 8	$131.29	$1,050.34	$173.80
TEAMSTER 1	$112.38	$899.02	$146.03
TEAMSTER 2	$112.92	$903.39	$146.86
TEAMSTER 3	$113.47	$907.76	$147.67
TEAMSTER 4	$114.11	$912.91	$148.64

YEAR	MAKE	MODEL	HOURLY	DAILY (8 HR)	OVERTIME/HOURLY
2000	FORD	F-250 PICKUP	$37	$297	$37
2000	FORD	F-350 PICKUP	$48	$382	$48
2000	INT'L	TRAFFIC TRUCK	$122	$975	$122
1996	ZIEMAN	TILT TRAILER	$27	$212	$27
1999	INT'L	FLAT RACK	$73	$585	$73
2016	PETERBUILT	ROLL-BACK	$98	$780	$98
1991	INT'L	BOBTAIL	$74	$594	$74
1990	LEROI	COMPRESSOR	$53	$424	$53
2015	PRECISION	CMS BOARD	$44	$354	$44
2002	WANCO	ARROW BOARD	$37	$297	$37
2007	MAGNUM	LIGHT TOWER	$22	$178	$22
2015	D-W	VAC TRAILER	$55	$441	$55
	DIAMOND	OIL POT	$50	$399	$50

ALL ABOVE ARE UNOPERATED AND WILL BE BILLED WITH THE RESPECTIVE LABOR CLASS

5 AXLE COZAD TRANSPORT TRUCK		$205 (2 HR MIN)	$1,640	$235 (2HR MIN)
	10 YD	$198	$1,584	$230
	TRANSFER	$198	$1,584	$230
	BOTTOM DUMP	$198	$1,584	$230
	END DUMP	$198	$1,584	$230

IN THE EVENT THAT SITE CONDITIONS ARE EXPECTED TO RESULT IN EXCESSIVE WEAR OF GROUND ENGAGING WEARABLE PARTS, CONTRACTOR WILL NOTIFY COUNTY OF COST PRIOR TO PERFORMANCE OF THE WORK.

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LABOR 1	$101.08	$808.64	$132.36
LABOR 2	$100.74	$805.95	$131.80
LABOR 3	$100.56	$804.50	$131.53
TEAMSTER 2	$112.92	$903.39	$146.86

YEAR	MAKE	MODEL	HOURLY	DAILY (8 HR)	OVERTIME/HOURLY
2000	FORD	F-250 PICKUP	$37	$297	$37
2000	FORD	F-350 PICKUP	$48	$382	$48
1999	INT'L	FLAT RACK	$73	$585	$73

DESCRIPTION	TOTAL HEAD (FT)	GPM	HOURLY
2" TRASH PUMP	90	170	$24
3" TRASH PUMP	100	338	$30
4" TRASH PUMP	97	598	$35
*SUCTION HOSE	10 FT		$20
*DISCHARGE HOSE	50 FT		$20

* THE SUCTION HOSE AND DISCHARGE HOSE WILL BE CHARGED PER LENGTH, PER DAY, PER DEPLOYMENT

PRICES INCLUDE FUEL AND MAINTENANCE
LABOR AND TRANSPORTATION IS NOT INCLUDED IN THESE PRICES