

**AMENDMENT NO. 3
TO STANDARD AGREEMENT
COUNTY OF MONTEREY
AND
BLUE STRIKE ENVIRONMENTAL**

THIS AMENDMENT NO. 3 (Amendment) is made to the Standard Agreement between the County of Monterey, a political subdivision of the State of California ("County") and Blue Strike Environmental ("Contractor") (collectively, the "Parties") and effective as of the last date opposite the respective signatures below.

WHEREAS, the Parties entered into a **Standard Agreement** on June 26, 2019 (the "Agreement") to allow Contractor to provide garbage pick-up and services (the "Services") at WeatherTech Raceway at Laguna Seca; and

WHEREAS, the County and Contractor executed Amendment No. 1 to the Agreement on June 18, 2021 to add food waste services and provide a 10' x 20' space to Contractor, at no charge, for a storage connex.

WHEREAS, the County and Contractor executed Amendment No. 2 to the Agreement on September 19, 2023 to delete and replace Exhibit B-1 "Pricing Sheet" with an amended Exhibit B-2 "Pricing Sheet".

WHEREAS, the Parties wish to further amend the Agreement to reflect an amendment to extend the Agreement Term and increase the not to exceed sum; and

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

1. Section 2, "Term of Agreement" subsection 2.01, is deleted in its entirety and replaced with:
"The term of this Agreement will be from July 1, 2019 to December 31, 2024, unless sooner terminated pursuant to the terms of this Agreement. This Agreement is of no force or effect until signed by both Contractor and County and with the County signing last, and Contractor may not commence work before County signs this Agreement".
2. Section 4, "Payment Provisions" subsection 4.02, is deleted in its entirety and replaced with:
"The total amount payable by County to Contractor under this Agreement shall not exceed the sum of \$750,000.00".
3. Except as provided herein, all remaining terms, conditions and provisions of the Agreement are unchanged and unaffected by this Amendment No. 3 and shall continue in full force and effect as set forth in the Agreement.
4. This Amendment No. 3 shall be attached to the Agreement and incorporated therein as if fully set forth in the Agreement.

IN WITNESS WHEREOF, the Parties have executed this Amendment No. 3 on the day and year written below.

COUNTY OF MONTEREY

By: _____
Ryan Bell
Laguna Seca Administrative Operations Mgr

Date: _____

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

DocuSigned by:
By: Michael Wilden
Name
Deputy County Counsel

Date: 2/12/2024 | 2:49 PM PST

Approved as to Fiscal Provisions
Rupa Shah, Auditor/Controller

DocuSigned by:
By: Jennifer Forsyth
Name

Its: 2/12/2024 | 4:59 PM PST
(Insert Name; Title)

Date: _____

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

By: _____
Risk Manager

Date: _____

CONTRACTOR:

BLUE STRIKE ENVIRONMENTAL
Contractor's Business Name

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

Its: KRISTIN CUSHMAN, PRESIDENT
(Insert Name; Title)

Date: 1-16-24

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

Its: KRISTIN CUSHMAN, CEO/CFO
(Insert Name; Title)

Date: 1-16-24

*INSTRUCTIONS: If COMPANY 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 COMPANY 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 COMPANY 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 COMPANY 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.