

**AMENDMENT NO. 5
TO AGREEMENT BETWEEN
COUNTY OF MONTEREY AND ERGOVERA ERGONOMIC CONSULTING**

THIS AMENDMENT is made to the AGREEMENT for the provision of ergonomic analysis, training and consulting services for the office and industrial environments by and between Deidre Rogers-Smallman dba Ergovera, hereinafter "CONTRACTOR", and the County of Monterey, a political subdivision of the State of California, hereinafter referred to as "COUNTY".

WHEREAS, the COUNTY and the CONTRACTOR entered into the original AGREEMENT on September 14, 2017; and

WHEREAS, the COUNTY and CONTRACTOR amended the AGREEMENT, to extend the term by one year through August 31, 2019; and increased the agreement by \$80,000, from \$100,000, for a total amount not to exceed the sum of \$180,000; and

WHEREAS, the COUNTY and CONTRACTOR further amended the AGREEMENT, to extend the term through March 31, 2020, with no increase in value; and

WHEREAS, the COUNTY and CONTRACTOR hereby wish to renew and amend the AGREEMENT, to extend the term by nine months through December 31, 2020 and increase the agreement by \$40,000, from \$180,000 for a total amount not to exceed the sum of \$220,000; and

WHEREAS, the COUNTY and CONTRACTOR hereby wish to renew and amend the AGREEMENT, to extend the term by nine months through June 30, 2021 and increase the agreement by \$50,000, from \$220,000 for a total amount not to exceed the sum of \$270,000;

WHEREAS, the COUNTY and CONTRACTOR hereby wish to further amend the AGREEMENT, to extend the term by six months through December 31, 2021, with no increase in value.

NOW THEREFORE,

The COUNTY and CONTRACTOR hereby agree to renew and amend the AGREEMENT as follows:

1. Section 3, "TERM OF AGREEMENT", Subsection 3.1, shall be amended to state: "The term of the AGREEMENT shall be effective September 1, 2017 **through and including December 31, 2021.**"
2. Section 4, "COMPENSATION AND PAYMENTS", Subsection 4.1, shall remain as the total amount not to exceed the sum of **\$270,000.**
3. Except as provided herein, all remaining terms, conditions and provisions of the AGREEMENT are unchanged and unaffected by this AMENDMENT and shall continue in full force and effect, as set forth in the AGREEMENT.

4. A copy of the AMENDMENT shall be attached to the original AGREEMENT executed by the COUNTY on September 14, 2017.

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

MONTEREY COUNTY

CONTRACTOR

Contracts/Purchasing Officer

By: Deidre Rogers
Signature of Chair, President, or Vice-President

Dated: _____

Deidre Rogers, Nurse Ergonomist
Printed Name and Title

Approved as to Fiscal Provisions:

DocuSigned by:
Gary Giboney
Deputy Auditor/Controller
D3834BPEC1D8449...

Dated: 3-26-2021

Dated: 3/26/2021 | 12:35 PM PDT

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

Approved as to Liability Provisions:

DocuSigned by:
[Signature]
Risk Management
2E80676E557A...

Printed Name and Title

Dated: 3/26/2021 | 12:44 PM PDT

Dated: _____

Approved as to Form:

DocuSigned by:
[Signature]
Deputy County Counsel
D2519C76E5547E...

Dated: 3/26/2021 | 12:44 PM PDT

***INSTRUCTIONS:** If CONTRACTOR is a corporation, including limited liability and non-profit corporations, the full legal name of the corporation shall be set forth above together with the signatures of two specified officers. If CONTRACTOR is a partnership, the 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.

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