

**AMENDMENT #5 TO PROFESSIONAL SERVICES AGREEMENT
COUNTY OF MONTEREY & SCOTT ERDBACHER**

THIS AMENDMENT is made to the AGREEMENT for legal representation services by and between **SCOTT ERDBACHER**, hereinafter "CONTRACTOR", and the County of Monterey, a political subdivision of the State of California, hereinafter referred to as "County".

WHEREAS, the County and CONTRACTOR wish to amend the AGREEMENT to increase the total amount of the AGREEMENT due to the extension of the term of the AGREEMENT through June 30, 2017.

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

1. Section 2.01 "PAYMENTS BY THE COUNTY" shall be amended by removing, "*The total amount payable by County to CONTRACTOR under this Agreement shall not exceed the sum of \$563,500*" and replacing it with "*The total amount payable by County to CONTRACTOR under this AGREEMENT shall not exceed the sum of five hundred and eighty-six thousand five hundred dollars (\$586,500)*."
2. Except as provided herein, all remaining terms, conditions and provisions of the AGREEMENT are unchanged and unaffected by the AMENDMENT and shall continue in full force and effect as set forth in the AGREEMENT.
3. A copy of this AMENDMENT #5 shall be attached to the original AGREEMENT executed by the County on February 12, 2013, along with previous Amendments Numbers 1 through 4.


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16.0 SIGNATURE PAGE.

IN WITNESS WHEREOF, County and CONTRACTOR have executed this Agreement as of the day and year written below.

COUNTY OF MONTEREY

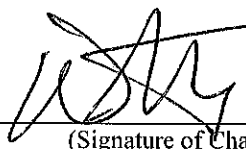
CONTRACTOR

By: 
Deborah Lewelling, MBA
Contracts/Budgeting/Procurement Officer
County of Monterey

Scott Erdbacher ~ Attorney At Law
Contractor's Business Name*

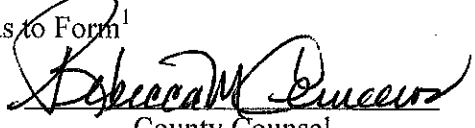
Date: 10-1-17

By: _____
Department Head (if applicable)

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

Date: 5/19/17

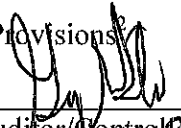
SCOT ERDBACHER owner
Name and Title

Approved as to Form¹
By: 
County Counsel

Date: 5/22/2017

Date: May 31, 2017

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

Approved as to Fiscal Provisions²
By: 
Auditor/Controller

Name and Title

Date: _____

Date: _____

Approved as to Liability Provisions³
By: _____
Risk Management

*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.

¹Approval by County Counsel is required
²Approval by Auditor/Controller is required
³Approval by Risk Management is required only if changes are made in sections 7 or 8