



Monterey County Board of Supervisors

168 West Alisal Street,
1st Floor
Salinas, CA 93901
831.755.5066

Board Order

Agreement No.: A-13938

Upon motion of Supervisor Parker, seconded by Supervisor Adams and carried by those members present, the Board of Supervisors hereby:

Approved and authorized the Contracts Purchasing Officer to sign Amendment No. 3 with Bagley Enterprises, Inc. to add \$30,000 to the Agreement, for a total amount not to exceed \$125,000 for services related to used oil and filter collection for the term of February 10, 2014 to June 30, 2019.

PASSED AND ADOPTED on this 22nd day of May 2018, by the following vote, to wit:

AYES: Supervisors Alejo, Salinas, Phillips, Parker and Adams

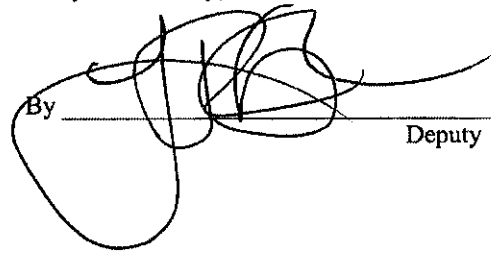
NOES: None

ABSENT: None

I, Nicholas E. Chiulos, Acting Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 81 for the meeting May 22, 2018.

Dated: June 12, 2018
File ID: A 18-155

Nicholas E. Chiulos, Acting Clerk of the Board of Supervisors
County of Monterey, State of California

By  Deputy

**AMENDMENT NO. 3 TO AGREEMENT
BY & BETWEEN
COUNTY OF MONTEREY
&
BAGLEY ENTERPRISES, INC.**

THIS Amendment No. 3 is made to the Agreement by and between BAGLEY ENTERPRISES, INC. ("CONTRACTOR"), and the County of Monterey, a political subdivision of the State of California ("County").

WHEREAS, County and CONTRACTOR entered into an Agreement with a term of July 1, 2013 through July 30, 2016 for an amount not to exceed \$75,000 for the provisions of quarterly site inspection services, miscellaneous repairs of used oil and filter collection equipment; and

WHEREAS, on May 16, 2016 County and CONTRACTOR amended the Agreement via Amendment No. 1 to extend the Agreement term through June 30, 2017 and add \$20,000 for an Agreement amount not to exceed \$95,000; and

WHEREAS, on June 14, 2017 County and CONTRACTOR amended the Agreement via Amendment No. 2 to extend the Agreement term through June 30, 2019; and

WHEREAS, County and CONTRACTOR wish to amend the Agreement via Amendment No. 3 to increase the amount of the Agreement by \$30,000 for the services to be provided for a total amount not to exceed \$125,000.

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

1. Section 2.01, "PAYMENT PROVISION", is amended to read as follows: County shall pay the CONTRACTOR in accordance with the payment provisions set forth in **Exhibit A**, subject to the limitations set forth in this Agreement. The total amount payable by County to CONTRACTOR under this Agreement shall not exceed the sum of **\$125,000**.
2. 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.
3. A copy of this Amendment No. 3 shall be attached to the Agreement and shall be incorporated therein as if fully set forth in the Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment No. 3 as of the date set forth below their respective signatures.

COUNTY OF MONTEREY

By: [Signature]
Contracts/Purchasing Officer

Date: 6.29.18

By: _____
Department Head (if applicable)

Date: _____

Approved as to Form

By: [Signature]
Deputy County Counsel

Date: 4-17-18

Approved as to Fiscal Provisions

By: [Signature]
Auditor/Controller

Date: 4/18/18

Approved as to Liability Provisions

By: _____
Risk Management

Date: _____

CONTRACTOR

BAGLEY ENTERPRISES, INC

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

Joseph Bagley, President

Name and Title

Date: 3/27/18

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

Joseph Bagley, Secretary

Name and Title

Date: 3/27/18

*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) managing members. 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.

AGREEMENT AMENDMENT BOARD REPORT FOR PRE-APPROVAL

Vendor Name: Bagley Enterprises, Inc.

Title/Brief Description of Document: Post BoS Amend No. 3 for oil collection related services; adding funds

Originating Dept.: Health/EHB Dept. Contact WITH Phone #: Rob X 8979

This Agreement or Amendment requires Board Approval: Yes No

This Agreement requires an MYA: Yes No

AGREEMENT TYPE

<input checked="" type="checkbox"/>	RQNSA – Standard Agreement	<input type="checkbox"/>	RQNNS – Non-Standard Agreement
<input type="checkbox"/>	RQNIT – ITD Standard Agreement	<input type="checkbox"/>	RQNIN – ITD Non-Standard Agreement
<input type="checkbox"/>	RQNPB – Pre-Board Standard Agreement	<input type="checkbox"/>	Non-Standard Board Agreement (Not to be tracked within RQN)
<input checked="" type="checkbox"/>	Insurance & Endorsement Current	<input checked="" type="checkbox"/>	VDR & Non-Resident State Forms Verified <i>W-9 2009</i>

Please obtain updated VDR and 590. PCB

ROUTING AND APPROVALS*

Each Approving Authority is requested to forward the Service Contract to the next Approving Authority in the order listed herein. Thank you.

	Approving Authority:	Approval Initials	Comments:	Date Reviewed
1st	ITD(for all ITD related contracts)		N/A	
2nd	County Counsel (required)			
3rd	Risk Management (non-standard insurance and/or indemnity provisions)		N/A	
4th	Auditor-Controller (required)			
5th	Contracts/Purchasing (required)	<i>[Signature]</i>		<i>6-29-18</i>
	Return to Originating Department Instructions		Please deliver to Your Name / Ext	

* In the event that one of the approving authorities has an issue with the document and will not sign, the document shall be returned immediately to the originating department's key contact person identified herein along with a brief written explanation regarding the issue. Once that issue is corrected, the originating department shall restart the routing process again from the beginning by resubmitting the document through the approval process. The original Routing Form should be included for reference.

MYA #: * _____