

## Attachment B

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**AMENDMENT NO. 1  
TO AGREEMENT  
COUNTY OF MONTEREY  
AND  
N. REX AWALT CORPORATION DBA AQUA ENGINEERING**

**THIS AMENDMENT No. 1** (Amendment No. 1) is made to the Standard Agreement (Agreement) between N. Rex Awalt Corporation dba Aqua Engineering, (“CONTRACTOR”), and the County of Monterey, a political subdivision of the State of California, (“County”) (collectively, the “Parties”) and effective as of the last date opposite the respective signatures below.

**WHEREAS**, the Parties entered into a Standard Agreement on January 18, 2022 to allow CONTRACTOR to provide on-call maintenance and repair services for water and sanitation sew systems, booster pump systems, backflow preventers, water quality testing and other utility system related services; and

**WHEREAS**, the County and CONTRACTOR wish to amend the Agreement to increase the not to exceed sum; and

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

1. Section 2.0 “PAYMENT PROVISIONS” shall be deleted in its entirety and replaced with the following:  
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 \$200,000.
2. Exhibit A, section B.1 Compensation/Payment, 1<sup>st</sup> paragraph is deleted in its entirety and replaced with the following:  
  
County shall pay an amount not to exceed \$200,000 for the performance of all things necessary for or incidentally to the performance of work as set forth in the Scope of Services. CONTRACTOR’s compensation for services rendered shall be based on the following rates, or in accordance with the following terms:
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 this Amendment No. 1 shall be attached to the Agreement and incorporated as if fully set forth in the Agreement.

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

COUNTY OF MONTEREY

CONTRACTOR:

N. Rex Awalt Corporation dba Aqua

Engineering

DocuSigned by:  
By: Debra R. Wilson  
7B741937AA0D41B...  
Debra Wilson  
County Purchasing Officer

By\*: Kirk Awalt  
(Signature of Chair, President or Vice President)

Date: 8/28/2024 | 9:34 AM PDT

Its: Kirk Awalt Contractor/CFO  
(Insert Name; Title)

Approved as to Form  
Office of the County Counsel  
Susan K. Blitch, County Counsel

Signed by:  
By: Michael J. Whilden  
2C6F38174B94940B...  
Name Michael J. Whilden  
Deputy County Counsel

Date: 8-14-24  
By\*: Christy Awalt  
(Signature of Secretary, Asst. Secretary, CFO,  
Treasurer, or Asst. Treasurer)

Date: 8/27/2024 | 2:48 PM PDT

Its: Christy Awalt/ Owner/CEO/Secretary  
(Insert Name; Title)

Approved as to Indemnity and Insurance Provisions  
Office of the County Counsel Risk Management

By: \_\_\_\_\_  
David Bolton, Risk Manager

Date: \_\_\_\_\_

Approved as to Fiscal Provisions  
Rupa Shah, Auditor/Controller

DocuSigned by:  
By: Patricia Ruiz  
E79EF64E57454F6...  
Patricia Ruiz Auditor Controller Analyst I

Its: \_\_\_\_\_  
(Insert Name; Title)

Date: 8/28/2024 | 7:17 AM PDT

**\*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