

Attachment C

**AMENDMENT No. 2
TO STANDARD AGREEMENT
COUNTY OF MONTEREY
AND
SAN MIGUEL GARBAGE CO., INC.**

THIS AMENDMENT NO. 2 to the Standard Agreement, Agreement No.: A-14247, between the County of Monterey, a political subdivision of the State of California (“County”) and San Miguel Garbage Co., Inc. (hereinafter, “Contractor”) is hereby entered into between the County and the 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 March 1, 2019, and Amendment No. 1 on January 4, 2023 (collectively the “Agreement”) to allow Contractor to provide solid waste containers, and solid waste and recycling collection services at Lake Nacimiento (the “Services”); and

WHEREAS, the Parties wish to further amend the Agreement to extend the term and to increase the not to exceed amount; and

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

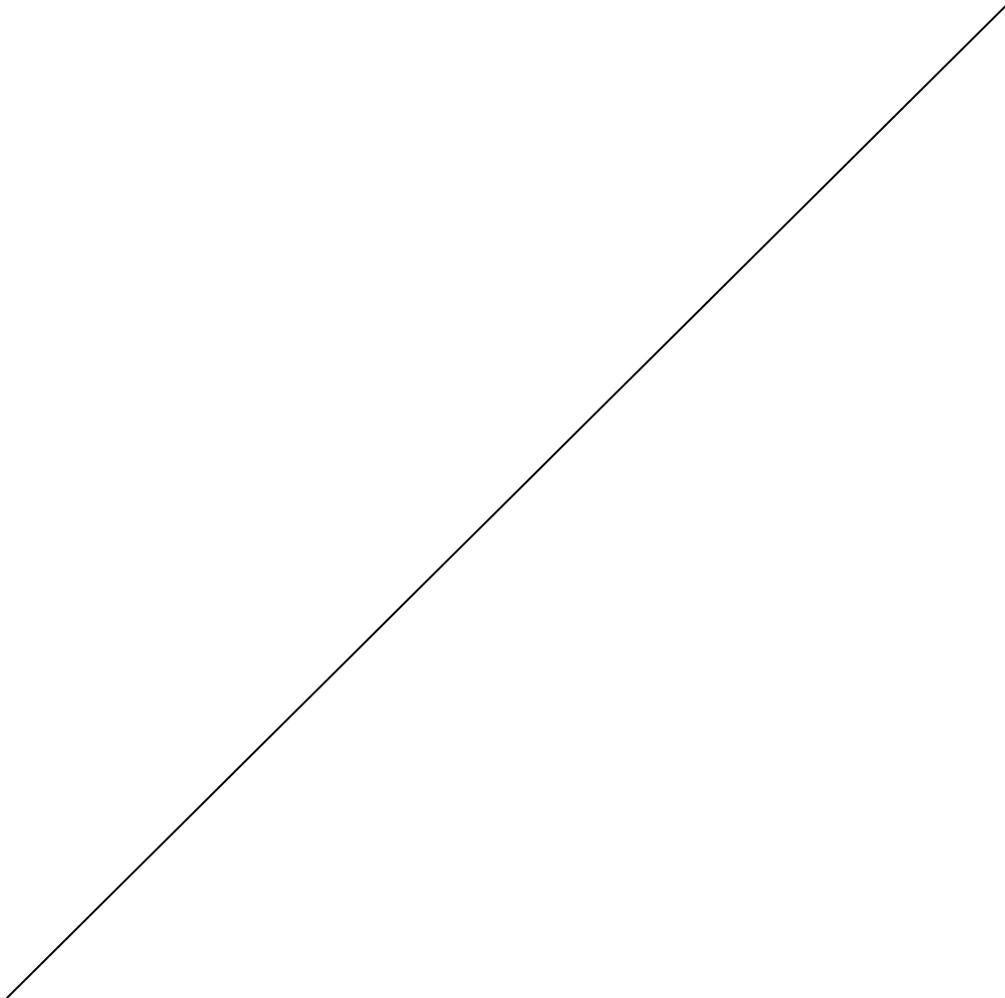
1. Section 2.0, “PAYMENT PROVISIONS” shall be deleted in its entirety and replaced with “County shall pay the CONTRACTOR in accordance with the payment provisions set forth in Exhibit A, subject to the limitations set forth in this Agreement. The total amount payable by County to CONTRACTOR under this Agreement shall not exceed the sum of \$885,357.43”.
2. Section 3.1, “TERM OF AGREEMENT” shall be deleted in its entirety and replaced with “The term of this Agreement is from February 26, 2019, to February 25, 2029, 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 County signing last, and CONTRACTOR may not commence work before County signs this Agreement.”
3. Exhibit A, subsection B.1 Compensation/Payment is amended to add the following annual not to exceed amounts for the term of the Agreement:

February 26, 2024 – February 25, 2025	\$	86,022.00
February 26, 2025 – February 25, 2026	\$	89,634.92
February 26, 2026 – February 25, 2027	\$	93,399.58
February 26, 2027 – February 25, 2028	\$	97,322.36
February 28, 2023 – February 25, 2029	\$	101,409.89

Total Agreement not to exceed amount shall not exceed the sum of \$885,357.43.

4. Exhibit A, subsection B.2 Contractor's Billing Procedures is amended to:
 - a. delete all references to Resource Management Agency (RMA) and replace it with Public Works, Facilities and Parks (PWFP) and
 - b. delete email address RMA-Finance-AP-GP@co.monterey.ca.us and replace it with PWFP-Finance-AP@co.monterey.ca.us.
5. Except as provided herein, all remaining terms, conditions and provisions of the Agreement are unchanged and unaffected by this Amendment No. 2 and shall continue in full force and effect as set forth in the Agreement.
6. This Amendment No. 2 shall be attached to the Agreement and incorporated therein as if fully set forth in the Agreement.

INTENTIONALLY LEFT BLANK



IN WITNESS WHEREOF, the Parties have executed this Amendment No. 2 on the day and year written below.

COUNTY OF MONTEREY

CONTRACTOR:

By: _____
Debra Wilson
Contracts/Purchasing Officer

San Miguel Garbage Co., Inc.
Contractor's Business Name

Date: _____

DocuSigned by:
By*: Aron Kardashian
8158492AC9E3454...
(Signature of Chair, President or Vice President)

Aron Kardashian Vice President

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

Its: _____
(Insert Name; Title)

12/11/2023 | 10:43 AM PST

Date: _____

DocuSigned by:
By: Michael Whilden
0F98C5BE9B6F476...
Michael Whilden
Deputy County Counsel

DocuSigned by:
By*: Linda Kardashian
380B2E32EBBF41E...
(Signature of Secretary, Asst. Secretary, CFO,
Treasurer, or Asst. Treasurer)

Linda Kardashian Secretary/Treasurer

Date: 12/12/2023 | 10:41 AM PST

Its: _____
(Insert Name; Title)

12/11/2023 | 2:50 PM PST

Date: _____

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

By: _____
David Bolton

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: 12/12/2023 | 11:03 AM PST

***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.