

**RENEWAL AND AMENDMENT NO. 2
TO THE SERVICES AGREEMENT
BETWEEN COUNTY OF MONTEREY AND
MGT OF AMERICA CONSULTING, LLC
FOR
STATE MANDATED PROGRAMS COST CLAIMING SERVICES**

This Renewal and Amendment No. 2 to the County of Monterey, Agreement for Services (“Agreement”) is made and entered into, by and between the County of Monterey, a political subdivision of the State of California (hereinafter “County”) and MGT of America, LLC (hereinafter “CONTRACTOR”); (collectively, the County and CONTRACTOR are referred to as the “Parties”).

RECITALS

WHEREAS, the County of Monterey on behalf of the Auditor-Controller and MGT of America, LLC had previously entered into an Agreement on December 20, 2018, for the provision of state mandate claiming services, with a one year term and a total Agreement amount not to exceed \$42,500; and

WHEREAS, effective August 1, 2021, the parties entered into Amendment No. 1, extending the agreement term to June 30, 2021 and increasing the not to exceed amount to \$127,500; and

WHEREAS, the Agreement expired on June 30, 2021: and

WHEREAS, the Parties wish to renew and amend the Agreement on the same or similar terms, allowing services to continue with no change in scope beginning July 1, 2021, extending the term by three years, and adding \$131,363 to the total liability of the Agreement.

AGREEMENT

NOW THEREFORE, the Parties agree as follows:

The Agreement is hereby renewed and amended on the terms and conditions as set forth in the Agreement incorporated herein by this reference, as amended, except as specifically set forth below.

1. **Paragraph 2.01.** Paragraph 2.01 shall be amended and replaced in its entirety 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 is not to exceed the sum of \$258, 863.”

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2. Paragraph 3.01, TERM OF AGREEMENT. Paragraph 3.01, TERM OF AGREEMENT, shall be amended and replaced in its entirety as follows:

“The term of this Agreement is from December 10, 2018 to June 30, 2024 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. If there is conflict or inconsistency between the provisions of Agreement, or this Renewal and Amendment No. 2, the provisions of this Renewal and Amendment No. 2 shall govern.
4. This Renewal and Amendment No. 2 is effective July 1, 2021.

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IN WITNESS WHEREOF, the Parties hereby execute this Renewal and Amendment No. 2 as follows:

COUNTY OF MONTEREY

CONTRACTOR

Contracts/Purchasing Officer

By: _____
Signature of Chair, President, or
Vice-President

Dated: _____

Printed Name and Title

Approved as to Fiscal Provisions:

Dated: _____

Deputy Auditor/Controller

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

Dated: _____

Approved as to Liability Provisions:

Printed Name and Title

Risk Management

Dated: _____

Dated: _____

Approved as to Form:

Senior Deputy County Counsel

Dated: _____

***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.