

**AMENDMENT NO. 1
TO PROFESSIONAL SERVICES AGREEMENT
BETWEEN COUNTY OF MONTEREY AND
RINCON CONSULTANTS, INC.**

THIS AMENDMENT NO. 1 to the Professional Services Agreement between the County of Monterey, a political subdivision of the State of California (“County”) and Rincon Consultants, Inc. (“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, CONTRACTOR entered into a Professional Services Agreement with the County on March 23, 2021 (“Agreement”) to provide an Initial Study and proposed Mitigated Negative Declaration (“services”) for the Chapin Commercial Cannabis Project (“Project”) through January 31, 2022 for an amount not to exceed \$23,115;

WHEREAS, Project Applicant will be submitting an operational plan to include additional uses for the Project;

WHEREAS, additional time is needed to allow Project Applicant to submit an operational plan and to allow CONTRACTOR to update the Initial Study to include the operational plan submitted by the Project Applicant;

WHEREAS, the Parties wish to amend the Agreement to extend the term for one (1) additional year to January 31, 2023 with no associated dollar amount increase for the total not to exceed amount of \$23,115 to allow CONTRACTOR to continue to provide services identified in the Agreement and as amended by this Amendment No. 1.

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

1. Amend first sentence of Paragraph 3, TERM OF AGREEMENT, to read as follows:

The term of this Agreement is from March 16, 2021 to January 31, 2023.

2. Amend County information in Paragraph 14, NOTICES, to read as follows:

FOR COUNTY: Kathy Nielsen, Management Analyst II
 Housing and Community Development Department
 1441 Schilling Place, South 2nd Floor
 Salinas, CA 93901-4527
 (831) 755-4832
 194-HCD-Contracts@co.monterey.ca.us

Amendment No. 1 to Professional Services Agreement
Rincon Consultants, Inc.
Chapin Commercial Cannabis Project IS-MND
Housing and Community Development (HCD)
Term: March 16, 2021 – January 31, 2023
Not to Exceed: \$23,115

3. Except as amended herein, all other terms and conditions of the Agreement, including all Exhibits thereto, remain in full force and effect.
4. This Amendment No. 1 shall be attached to the Agreement and incorporated therein as if fully set forth in the Agreement.

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IN WITNESS WHEREOF, the Parties hereto have executed this Amendment No. 1 to the Agreement which shall be effective as of the last date opposite the respective signatures below.

COUNTY OF MONTEREY

PROJECT APPLICANT*

By: DocuSigned by: Erik V. Lundquist
Erik V. Lundquist, AICP, Director
Housing and Community Development

By: DocuSigned by: Jennifer Haddow
(Signature of Chair, President or Vice President)

Date: 1/11/2022

Its: Jennifer Haddow, Vice President
(Print Name and Title)

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

Date: 1/10/2022

By: DocuSigned by: Kristi A. Markey
Kristi A. Markey
Deputy County Counsel

By: DocuSigned by: Richard Daulton
(Signature of Secretary, Asst. Secretary, CFO,
Treasurer or Asst. Treasurer)

Date: 1/11/2022

Its: Richard Daulton, Corporate Secretary
(Print Name and Title)

Approved as to Fiscal Provisions

Date: 1/10/2022

By: DocuSigned by: Gary Giboney
Gary Giboney
Chief Deputy Auditor-Controller

Date: 1/11/2022

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

By: _____
Danielle P. Mancuso
Risk Manager

Date: _____

*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) managers. 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.

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