Legistar File ID No. A 18-419 Agenda Item No. 27

Monterey County
Board of Supervisors

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

Board Order

Agreement No. A-13923, Amendment No. 2
Upon motion of Supervisor Phillips, seconded by Supervisor Adams and carried by those members present, the Board of Supervisors hereby:

a. Authorized the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute amendment No. 2 to the agreement (A-13923) with Best Best & Krieger, LLP for specialized attorney services, extending the agreement an additional three (3) year period (May 1, 2019 through April 30, 2022) for a revised full agreement term of May 1, 2017 through April 30, 2022, and adding $127,000 for a revised total agreement amount not to exceed $325,000.

PASSED AND ADOPTED on this 23rd day of October 2018, by the following vote, to wit:

AYES: Supervisors Alejo, Salinas, Phillips, Parker and Adams
NOES: None
ABSENT: None

I, Valerie Ralph, 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 October 23, 2018.

Dated: October 24, 2018
File ID: A 18-419

Valerie Ralph, Clerk of the Board of Supervisors
County of Monterey, State of California

Joel G. Pablo, Deputy

Original Agreement No. A-13923

AMENDMENT NO. 2
TO SERVICES AGREEMENT
BETWEEN BEST & KRIEGER, LLP AND
NATIVIDAD MEDICAL CENTER
FOR
SPECIALIZED ATTORNEY SERVICES

This Amendment No. 2 to the Services Agreement ("Agreement") which was effective on May 1, 2017 is entered into by and between the County of Monterey (hereinafter "County"), on behalf of Natividad Medical Center (hereinafter "NMC"), and Best Best & Krieger, LLP (hereinafter "CONTRACTOR"); (collectively, the County, NMC and CONTRACTOR are referred to as the "Parties"), with respect to the following:

RECITALS

WHEREAS, the Agreement was executed for CONTRACTOR to provide specialized attorney services with a term May 1, 2017 through April 30, 2019 and a total Agreement amount not to exceed $80,000; and

WHEREAS, NMC and CONTRACTOR amended the Agreement on April 30, 2018 via Amendment No. 1 to add an additional $118,000, thereby increasing the total Agreement amount to $198,000; and

WHEREAS, NMC and CONTRACTOR currently wish to amend the Agreement to extend it for an additional three (3) year period through April 30, 2022 and adding an additional $127,000 for a total Agreement amount of $325,000.

AGREEMENT

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

The Agreement is hereby amended on the terms and conditions as set forth in the Agreement, except as specifically set forth below.

1. Section 1.02 titled "Term and Termination Upon Written Notice", first sentence shall be amended to the following:
   "The term of this Agreement shall be May 1, 2017 through April 30, 2022."

2. Section 1.03 titled "Budget", first sentence shall be amended to the following:
   "ATTORNEY and COUNTY agree that the budget for the Project shall not exceed the sum of three hundred twenty five thousand dollars ($325,000)."

2. 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.

3. A copy of this Amendment No. 2 shall be attached to the Original Agreement.

4. This Amendment No. 2 shall be effective when signed by both parties.

IN WITNESS WHEREOF, the Parties hereto are in agreement with this Amendment No. 2 on the basis set forth in this document and have executed this Amendment No. 2 on the day and year set forth herein.

NATIVIDAD MEDICAL CENTER

Monterey County Deputy County Counsel

Date: 11-2-18

APPROVED AS TO LEGAL PROVISIONS

By: _____
Monterey County Deputy County Counsel

Date: 10/3/18

APPROVED AS TO FISCAL PROVISIONS

By: _____
Monterey County Deputy Auditor/Controller

Date: 10-5-18

CONTRACTOR

Best Best & Krieger, LLP
CONTRACTOR's Business Name
See instructions below

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

_____
Name and Title

Date: September 26, 2018

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

Scott H. Campbell
Name and Title

Date: September 26, 2018

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 (two signatures required).

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 (two signatures required).

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 (one signature required).