

**AMENDMENT NO. 2
TO STANDARD AGREEMENT
BETWEEN COUNTY OF MONTEREY AND
OVERLAND, PACIFIC & CUTLER, LLC**

THIS AMENDMENT NO. 2 to Standard Agreement No. A-13798 between the County of Monterey, a political subdivision of the State of California (hereinafter, “County”) and Overland, Pacific & Cutler, LLC (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, CONTRACTOR entered into Standard Agreement No. A-13798 with County on December 6, 2017 (hereinafter, “Agreement”) to provide on-call real estate appraisal and acquisition services under Request for Qualifications (RFQ) #1702 (hereinafter, “services”) through December 5, 2020 with the option to extend the Agreement for two (2) additional one (1) year period(s) for an amount not to exceed \$300,000; and

WHEREAS, the Agreement was amended by the Parties on October 14, 2020 (hereinafter, “Amendment No. 1”) to extend the term for one (1) additional year through December 5, 2021 and to increase the amount by \$250,000 which resulted in a total not to exceed amount of \$550,000; and

WHEREAS, the County has a continued need for services; and

WHEREAS, additional time is necessary to allow CONTRACTOR to continue to provide the services required by the County; and

WHEREAS, the Parties wish to further amend the Agreement to extend the term for one (1) additional year to December 5, 2022 with no associated dollar amount increase to allow CONTRACTOR to continue to provide services identified in the Agreement and as amended by this Amendment No. 2.

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

1. Amend the first sentence of Section 3.01 of Paragraph 3.0, “Term of Agreement”, to read as follows:

The term of this Agreement is from December 5, 2017 to December 5, 2022, unless sooner terminated pursuant to the terms of this Agreement.

2. Amend the second paragraph of B.2, Contractor’s Billing Procedures, in Exhibit A – Scope of Services/Payment Provisions of the Agreement to read as follows:

Invoices under this Agreement shall be submitted monthly and promptly, and in accordance with Paragraph 6.0, Payment Conditions, of the Agreement. All invoices shall reference the Multi-Year Agreement (MYA) number (MYA#3200*3532), Project name and associated Delivery Order number, and an original hardcopy shall be sent to the following address or via email to PWFP-Finance-AP@co.monterey.ca.us:

County of Monterey
Department of Public Works, Facilities, & Parks (PWFP) – Finance Division
1441 Schilling Place, South 2nd Floor
Salinas, California 93901-4527

Any questions pertaining to invoices under this Agreement shall be directed to the PWFP – Finance Division at (831) 755-4800 or via email to: PWFP-Finance-AP@co.monterey.ca.us.

3. All other terms and conditions of the Agreement, including all Exhibits thereto, remain unchanged and in full force.
4. This Amendment No. 2 and the previous Amendment No. 1 shall be attached to the Agreement and incorporated therein as if fully set forth in the Agreement.
5. The recitals to this Amendment No. 2 are incorporated into the Agreement and this Amendment No. 2.

IN WITNESS WHEREOF, the Parties hereto have executed this Amendment No. 2 to the Agreement which shall be effective as of the last date opposite the respective signatures below.

COUNTY OF MONTEREY

DocuSigned by:
By: *Debra Wilk*
7B741937AA0D41B...
Contracts/Purchasing Officer

Date: 9/16/2021 | 8:22 AM PDT

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

DocuSigned by:
By: *Mary Grace Perry*
A1933B26E717442...
Mary Grace Perry
Deputy County Counsel

Date: 9/15/2021 | 8:49 AM PDT

Approved as to Fiscal Provisions

DocuSigned by:
By: *Gary Giboney*
D3834BFEC1D8449...
Auditor/Controller

Date: 9/15/2021 | 9:05 AM PDT

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

By: _____
Danielle P. Mancuso
Risk Manager

Date: _____

CONTRACTOR*

Overland, Pacific & Cutler, LLC
Contractor's Business Name

DocuSigned by:
By: *Mark La Bonte*
C9921B5E6608417...
(Signature of Chair, President or Vice President)

Its: Mark La Bonte, Manager
(Print Name and Title)

Date: 9/14/2021 | 11:56 AM PDT

DocuSigned by:
By: *Brian Everett*
5F41F4D44C7544C...
(Signature of Secretary, Asst. Secretary, CFO,
Treasurer or Asst. Treasurer)

Its: Brian Everett, Manager
(Print Name and Title)

Date: 9/15/2021 | 7:57 AM PDT

*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.