

Attachment B

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**AMENDMENT NO. 1
TO STANDARD AGREEMENT
BETWEEN COUNTY OF MONTEREY AND
ERROL L. MONTGOMERY & ASSOCIATES, INC.**

THIS AMENDMENT NO. 1 to the Standard Agreement between the County of Monterey, a political subdivision of the State of California (hereinafter, "County"), and Errol L. Montgomery & Associates, Inc., (hereinafter, "CONTRACTOR") is hereby entered into between the County and the CONTRACTOR (collectively, the County and CONTRACTOR are referred to as the "Parties") as of the last date opposite the respective signatures.

WHEREAS, CONTRACTOR entered into a Standard Agreement with County on March 4, 2020 (hereinafter, "Agreement") to provide professional hydrogeologic services for completing the Salinas Valley Groundwater Basin Investigation through June 30, 2021, for an amount not to exceed \$233,260.00; and

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

WHEREAS, the U.S. Geological Survey is in the process of updating their historical conditions model and has an expected completion in April 2021; and

WHEREAS, these updates will assist CONTRACTOR in completing their reassessment and evaluation of future conditions; and

WHEREAS, the Parties wish to amend the Agreement to extend the contract term by one additional year to June 30, 2022, with no increase in the not to exceed amount of \$233,260.00 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 the first sentence of Paragraph 3, "Term of Agreement," to read as follows:

The term of this Agreement is from April 1, 2020 to June 30, 2022 unless sooner terminated pursuant to the terms of this Agreement.

2. Amend County information in Section 14.0, "Notices," to read as follows:

FOR COUNTY:

Shandy Carroll, Management Analyst III

County of Monterey, Housing and Community Development

Phone: (831) 784-5643

Email: 194-HCD-Contracts@co.monterey.ca.us

Amendment No. 1 to Standard Agreement
Errol L. Montgomery & Associates
Housing and Community Development (HCD)
Term: April 1, 2020 to June 30, 2022
Not to Exceed: \$233,260.00

3. All references to the Resource Management Agency in the Agreement or Amendment No. 1 shall be understood to mean Housing and Community Development (HCD) to the extent applicable.
4. In all places within the Agreement, any reference to County's email address of RMA-Finance-AP@co.monterey.ca.us for invoicing, is hereby replaced with 194-HCD-Finance@co.monterey.ca.us.
5. Invoices under this Agreement shall be submitted monthly and promptly, and in accordance with Section 6, "Payment Conditions," of the Agreement. All invoices shall reference the Multi-Year Agreement (MYA) number #3000*4965, Project name and associated Delivery Order number, and an original hardcopy shall be sent to the following address or via email to 194-HCD-Finance@co.monterey.ca.us:

County of Monterey
Housing and Community Development – Finance
1441 Schilling Place, 2nd Floor
Salinas, CA 93901-4543

Any questions pertaining to invoices under this Agreement should be directed to the HCD Finance at (831) 755-4800 or via email to 194-HCD-Finance@co.monterey.ca.us.

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

Amendment No. 1 to Standard Agreement
Errol L. Montgomery & Associates
Housing and Community Development (HCD)
Term: April 1, 2020 to June 30, 2022
Not to Exceed: \$233,260.00

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

DocuSigned by:
By: Michael Derr
387912E6F649429
Contracts/Purchasing Officer

Date: 4/19/2021

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

DocuSigned by:
By: Kristi Markey
C21D52A9D63044C
Kristi Markey
Deputy County Counsel

Date: 4/15/2021

Approved as to Fiscal Provisions

DocuSigned by:
By: Gary Giboney
D3834BFEC1D8449
Auditor/Controller

Date: 4/15/2021

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

By: _____
Leslie J. Girard
County Counsel-Risk Manager

Date: _____

CONTRACTOR*

Errol L. Montgomery & Associates, Inc.
Contractor Business Name

By: Hale W. Barter
099532CE77D5465
(Signature of Chair, President or Vice President)

Its: Hale W. Barter, President
(Print Name and Title)

Date: 4/12/2021

DocuSigned by:
By: Timothy P. Leo
642D322D7E18424
(Signature of Secretary, Asst. Secretary, CFO,
Treasurer or Asst. Treasurer)

Its: Timothy P. Leo, Vice President
(Print Name and Title)

Date: 4/12/2021

*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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