Attachment C

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Monterey County
Board of Supervisors

Board Order

Agreement No.: A-13267

Upon motion of Supervisor Potter, seconded by Supervisor Salinas and carried by those members present, the Board of Supervisors hereby:

a. Approved Amendment No. 2 to the Agreement (Multi-Year Agreement (MYA) No. 3000 *1633) with The Labor Compliance Managers to continue to provide services associated with on-call labor compliance monitoring services under Request for Qualifications (RFQ) No. 10422, to increase the not to exceed amount of $87,400 by $145,000 for a total amount not to exceed $232,400 and to extend the expiration date from December 31, 2016 for an additional year through December 31, 2017, for a revised term from December 1, 2013 to December 31, 2017, with the option to extend the Agreement for one (1) additional one (1) year increment at the County's discretion;

b. Authorized the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment No. 2 to the Agreement and future amendments to the Agreement where the amendments do not significantly alter the scope of work or change the approved amount of the Agreement; and

c. Approved and authorized Auditor-Controller to amend the Fiscal Year 2016-17 Economic Development Departments adopted budget for East Garrison Development Reimbursement Fund 182, Department 1070, Unit 8431, Appropriation Unit DEO028 to increase appropriations and estimated revenues by $50,000, funded by additional Developer Reimbursements in Fund 182, Revenue 5850. (4/5th Vote Required)

PASSED AND ADOPTED on this 23rd day of August 2016, by the following vote, to wit:

AYES: Supervisors Armenta, Phillips, Salinas, Parker and Potter
NOES: None
ABSENT: None

I, Gail T. Borkowski, 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 79 for the meeting on August 23, 2016.

Dated: August 29, 2016
File ID: 16-857

Gail T. Borkowski, Clerk of the Board of Supervisors
County of Monterey, State of California

By _Denise Hancock_
                                                    Deputy

AMENDMENT NO. 2
TO AGREEMENT
BETWEEN COUNTY OF MONTEREY AND
THE LABOR COMPLIANCE MANAGERS

THIS AMENDMENT NO. 2 to the Agreement between the County of Monterey, a political subdivision of the State of California (hereinafter, "County") and The Labor Compliance Managers (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 an Agreement with County on February 4, 2014 (hereinafter, "Agreement") to provide on-call wage rate and labor compliance monitoring (hereinafter, "services") which provided for an initial term to commence on December 1, 2013 through and including December 31, 2015 with the option to extend the Agreement for three (3) additional one (1) year increments at the County's discretion for an amount not to exceed $50,000; and

WHEREAS, Agreement was amended by the Parties on April 5, 2015 (hereinafter, "Amendment No. 1") to extend the term for one (1) additional year through December 31, 2016 and to increase the Agreement's not to exceed amount by $37,400 which resulted in a not to exceed amount of $87,400; and

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

WHEREAS, the Parties wish to further amend the Agreement to extend the term for one (1) additional year to December 31, 2017 and to increase the amount by $145,000 for a total not to exceed amount of $232,400 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 Paragraph 3.1 under Section 3.0, "Term of Agreement", to read as follows:

   The initial term shall commence on December 1, 2013 through and including December 31, 2017, with the option to extend the Agreement for one (1) additional one (1) year increment at the County's discretion.

2. Amend the fourth Paragraph of Exhibit A, Payment Provisions, of the Agreement to read as follows:

   The total fee amount paid under this Agreement shall not exceed the sum of $232,400.

Amendment No. 2 to Agreement
The Labor Compliance Managers
On-Call Wage Rate and Labor Compliance Monitoring (RFQ#10422)
RMA
Term: December 1, 2013 to December 31, 2017
Not to Exceed: $232,400

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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

By: _____
        Contracts/Purchasing Officer

Date: 9-12-16

CONTRACTOR*

The Labor Compliance Managers
Contractor's Business Name

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

Its: Lindley Robertson - Owner
        (Print Name and Title)

Date: 6/17/2016

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

Approved as to Form and Legality
Office of the County Counsel

By: Cyndey Chemis
        for Cynthia L. Hasson
        Deputy County Counsel

Date: June 30, 2016

Its: SHIRLEY TREVINO GENERAL MGR
        (Print Name and Title)

Date: 6/17/16

Approved as to Fiscal Provisions

By: _____
        Auditor/Controller

Date: 6-30-16

Approved as to Indemnity and Insurance Provisions

By: _____
        Risk Management

Date: _____

*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.

Amendment No. 2 to Agreement
The Labor Compliance Managers
On-Call Wage Rate and Labor Compliance Monitoring (RFQ#10422)
RMA
Term: December 1, 2013 to December 31, 2017
Not to Exceed: $232,400

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