

**AMENDMENT No. 5 TO AGREEMENT BY AND BETWEEN
COUNTY OF MONTEREY &
ACTION COUNCIL OF MONTEREY COUNTY, INC.**

THIS AMENDMENT is made to the AGREEMENT, No. A-12969, for community educational management services by and between Action Council of Monterey County, Inc., hereinafter “CONTRACTOR”, and the County of Monterey, a political subdivision of the State of California, hereinafter referred to as “County”.

WHEREAS, the County and CONTRACTOR entered into AGREEMENT A-12969 with a start date of October 1, 2015 and for a total not to exceed of \$250,000; and

WHEREAS, the County and CONTRACTOR entered into AMENDMENT No. 1 to extend the term of AGREEMENT for one (1) additional year without increasing the maximum liability of the AGREEMENT; and

WHEREAS, the County and CONTRACTOR entered into AMENDMENT No. 2 to increase the total liability under the AGREEMENT by \$25,000 for a total not to exceed \$275,000 and to extend the term of the AGREEMENT for one (1) additional year, extending the term to June 30, 2020; and

WHEREAS, the County and CONTRACTOR entered into AMENDMENT No. 3 to increase the total liability by \$100,000, for a total not to exceed \$375,000 and extend the term of AGREEMENT for two (2) additional years, extending the term to June 30, 2022; and

WHEREAS, the County and CONTRACTOR entered into AMENDMENT No. 4 to increase the total liability by \$50,000 for a total not to exceed \$425,000; and

WHEREAS, the County and CONTRACTOR wish to amend AGREEMENT to increase the total liability by \$100,000, for a total not to exceed \$525,000 and extend the term of the AGREEMENT to June 30, 2023.

NOW THEREFORE, the County and CONTRACTOR hereby agree to amend the AGREEMENT in the following manner:

1. **Paragraph 2, “Payment Provisions”, shall be amended by removing**, “The total amount payable by County to CONTRACTOR under this Agreement shall not exceed the sum of \$425,000”, **and replacing it with** “The total amount payable by County to CONTRACTOR under this Agreement shall not exceed the sum of \$525,000”.
2. **Paragraph 3, “Term of Agreement”, shall be amended by removing** “The term of this Agreement is from October 1, 2015 to June 30, 2022, unless sooner terminated pursuant to the terms of this Agreement”, **and replacing it with** “The term of this Agreement is from October 1, 2015 to June 30, 2023, unless sooner terminated pursuant to the terms of this Agreement”.

3. Except as provided herein, all remaining terms, conditions and provisions of the AGREEMENT are unchanged and unaffected by this AMENDMENT and shall continue in full force and effect as set forth in the AGREEMENT.
4. A copy of this AMENDMENT shall be attached to the original AGREEMENT executed by the County on November 16, 2015.

IN WITNESS WHEREOF, the parties have executed this AMENDMENT on the day and year written below.

MONTEREY COUNTY

CONTRACTOR – Action Council of Monterey
County, Inc.

Contracts/Purchasing Officer

DocuSigned by:

By: *Andrea Manzo*

Signature of Chair, President, or
Vice-President

Dated:

Andrea Manzo Executive Director

Printed Name and Title

Dated: 3/28/2022 | 9:18 PM PDT

Approved as to Fiscal Provisions:

DocuSigned by:
Joey Nolasco Joey Nolasco

Deputy Auditor/Controller
Property Tax Manager

Dated: 4/1/2022 | 12:17 PM PDT

DocuSigned by:

By: *Melissa Mairose*

(Signature of Secretary, Asst. Secretary, CFO,
Treasurer or Asst. Treasurer)*

Melissa Mairose Director of Finance

Printed Name and Title

Dated: 3/29/2022 | 10:24 AM PDT

Approved as to Liability Provisions:

Risk Management

Dated:

Approved as to Form:

DocuSigned by:
Stacy Saetta Stacy Saetta

Deputy County Counsel

Dated: 3/29/2022 | 3:36 PM PDT

Director of Health

Dated:

*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.