

**FOURTH AMENDMENT TO THE AGREEMENT  
TO PROVIDE HOUSING/BED SPACE  
FOR MONTEREY COUNTY INMATES AT SANTA RITA JAIL**

This amendment ("Fourth Amendment") is entered into by and between the County of Monterey Sheriff's Office, a political subdivision of the State of California, hereinafter referred to as "Contractor," and Alameda County Sheriff's Office, also a political subdivision of the State of California, hereinafter referred to as "County," and collectively referred to as "the Parties."

**R E C I T A L S**

WHEREAS, on June 10, 2013, the Parties entered into an Agreement for Inmate Housing Services ("Original Agreement"); and

WHEREAS, on July 29, 2014, the Parties, being mutually satisfied with the Original Agreement, amended it to extend the terms through and including June 30, 2015 ("First Amendment").

WHEREAS, on June 9, 2015 the Parties, being mutually satisfied with the Original Agreement and the First Amendment, amended it to extend the terms through and including June 30, 2016 ("Second Amendment").

WHEREAS, on April 25, 2016 the Parties, being mutually satisfied with the Original Agreement, First Amendment and Second Amendment, amended it to extend the terms through and including June 30, 2017 ("Third Amendment").

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the parties hereto agree to amend the Original Agreement, First Amendment, Second Amendment and Third Amendment as follows:

**A G R E E M E N T**

As of the date of this Fourth Amendment, the Original Agreement, First Amendment, Second Amendment and Third Amendments shall be deemed to be amended in the following manner:

1. Article I of the Original Agreement is hereby deleted in its entirety and replaced with the following language:

"1. Term of Agreement. The initial term shall commence with the signing of the Agreement through and including June 30, 2018.

2. Article IV (Compensation) of the Original Agreement (Section A only) is hereby deleted in its entirety and replaced with the following language:

"A. Contractor agrees to pay County a flat rate of \$125.00 per day for each Contractor inmate held in custody at SRJ, in accordance with policies and procedures established by the Alameda County Board of Supervisors or the Alameda County Sheriff."

3. Except to the extent the Original Agreement is specifically amended or supplemented hereby, the Original Agreement, together with exhibits, and the First Amendment, Second Amendment and Third Amendment, shall continue to be in full force and effect as originally executed, and nothing contained herein shall be construed to modify, invalidate, or otherwise affect any provision that is not amended of the Original Agreement or any right of county arising thereunder.

4. The Recitals are incorporated into and form a part of this Fourth Amendment.

PARTIES HAVE CAREFULLY READ AND REVIEWED THIS FOURTH AMENDMENT AND EACH TERM AND PROVISION CONTAINED HEREIN AND, BY EXECUTION OF THIS FOURTH AMENDMENT, SHOW THEIR INFORMED AND VOLUNTARY CONSENT THERETO.

IN WITNESS WHEREOF, the Parties hereto have executed this FOURTH Amendment as set forth below.

**COUNTY OF ALAMEDA**

Date: \_\_\_\_\_

By: \_\_\_\_\_  
Gregory J. Ahern, Sheriff-Coroner

Date: \_\_\_\_\_

APPROVED AS TO FORM:

By: \_\_\_\_\_  
Sen. Deputy County Counsel- Alameda County

Date: \_\_\_\_\_

**COUNTY OF MONTEREY**

By: Steve Bernal  
Stephen T. Bernal, Sheriff-Coroner

Date: 5/26/17

APPROVED AS TO FORM:

By: [Signature]  
Deputy County Counsel-Monterey County

Date: 5/23/2017

Reviewed as to fiscal provisions

[Signature]  
Auditor-Controller  
County of Monterey 5/24/17