

**AMENDMENT NO. 1
TO STANDARD AGREEMENT
BETWEEN COUNTY OF MONTEREY AND
SMILE BUSINESS PRODUCTS, INC.**

THIS AMENDMENT NO. 1 is made to the AGREEMENT between the County of Monterey, a political subdivision of the State of California, (hereinafter, "County") and Smile Business Products, Inc. (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, County entered into a Standard Agreement ("Agreement") with CONTRACTOR on June 29, 2022, for printers, copiers and associated repair and maintenance services for Public Works, Facilities and Parks (hereinafter, "services"), with a term of July 1, 2022 through June 30, 2025 and a not to exceed amount of \$75,000; and

WHEREAS, additional funding is necessary to allow CONTRACTOR to continue to provide services under this Agreement; and

WHEREAS, the Parties wish to amend the Agreement to increase the Not to Exceed Amount by \$150,000 for a total not to exceed among of \$225,000 to allow services to continue under this Agreement and as amended by this Amendment No. 1.

NOW THEREFORE, the County and CONTRACTOR hereby agree to amend the AGREEMENT as follows, effective as of the last date opposite the respective signature below:

1. Replace the second sentence of Section 2.0, "PAYMENT PROVISIONS" with the following:

The total amount payable by County to CONTRACTOR under this Agreement is not to exceed the sum of \$225,000.

2. 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.
3. A copy of AMENDMENT NO. 1 shall be attached to the original AGREEMENT executed by the County on June 29, 2022.

Amendment No. 1 to Agreement MYA*6459
Smile Business Products, Inc.
Public Works, Facilities and Parks
Term: July 1, 2022 – June 30, 2025
Not to Exceed: \$225,000

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
Debra R. Wilson, Contracts/Purchasing Officer

CONTRACTOR*

By: _____
Name: _____
Title: _____
Date: _____

Smile Business Products, Inc.
Contractor's Business Name

By: *M E Poon*
(Signature of Chair, President or Vice President)

Approved as to Form
Office of the County Counsel
Susan K. Blitch, Acting County Counsel

Its: *Joseph E Poon* *Pres/COO*
(Print Name and Title)

By: *Michael Whilden*
Michael Whilden
Deputy County Counsel

Date: *3/26/2024*

Date: 4/4/2024 | 10:19 AM PDT

By: *Cathy Hetherington*
(Signature of Secretary, Asst. Secretary, CFO, Treasurer or Asst. Treasurer)

Approved as to Fiscal Provisions
Rupa Shah, Auditor-Controller

Its: *Cathy Hetherington, V.P. of Operations*
(Print Name and Title)

By: *Jennifer Forsyth*
Name: Jennifer Forsyth
Title: Auditor-Controller Analyst II
Date: 4/4/2024 | 11:33 AM PDT

Date: *3/26/2024*

Approved as to Indemnity and Insurance Provisions
Office of the County Counsel-Risk Management
Susan K. Blitch, Acting County Counsel

David Bolton, Risk Management

Date: _____

*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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