

AMENDMENT NO. 1
OF
NAPA COUNTY AGREEMENT NO. 190343B
PROFESSIONAL SERVICES AGREEMENT

THIS AMENDMENT NO. 1 of NAPA COUNTY AGREEMENT NO. 190343B is made and entered into as of this _____ day of _____, 2021, by and between NAPA COUNTY, a political subdivision of the State of California, hereinafter referred to as “COUNTY”, and MILLER PACIFIC ENGINEERING GROUP, a California corporation, whose business address is 135 Camino Dorado, Suite 3, Napa, California, 94558, hereinafter referred to as “CONTRACTOR”;

RECITALS

WHEREAS, COUNTY entered into Napa County Agreement No. 190343B (the “Agreement”) with CONTRACTOR on June 18, 2019, to obtain specialized services, as authorized by Government Code section 31000, in order to provide geotechnical engineering, materials testing, and construction inspection support services for various projects for Napa County; and

WHEREAS, the parties now desire to amend the Agreement to increase the compensation for the Agreement to provide additional engineering and construction support services, already described in the Scope of Work, for various Projects.

TERMS

NOW, THEREFORE, COUNTY and CONTRACTOR hereby amend the Agreement as follows:

1. Subparagraph (c) of Paragraph 3 of the Agreement is amended to read in full as follows:

(c) Maximum Amount. Notwithstanding subparagraphs (a) and (b) or any other provision of this Agreement, the maximum payments under this Agreement shall be **FOUR HUNDRED THOUSAND DOLLARS (\$400,000)** for professional services per fiscal year; provided, however, that such amounts shall not be construed as guaranteed sums, and compensation shall be based upon services actually rendered and reimbursable expenses actually incurred.

2. Except as provided in (1), above, all other provisions of the Agreement shall remain in full force and effect as previously approved.

IN WITNESS WHEREOF, COUNTY and CONTRACTOR have executed this Amendment No. 1 of Napa County Agreement No. 190343B as of the date first above written.

NAPA COUNTY, a political subdivision of
the State of California

By _____
ALFREDO PEDROZA, Chair
Board of Supervisors

“COUNTY”

MILLER PACIFIC ENGINEERING GROUP


By _____
MIKE MORISOLI, Vice President


By _____
LAURA HANSEN, Chief Financial Officer

“CONTRACTOR”

APPROVED AS TO FORM Office of County Counsel By: <u>John L. Myers (e-sign)</u> County Counsel Date: <u>November 17, 2021</u>	APPROVED BY THE NAPA COUNTY BOARD OF SUPERVISORS Date: _____ Processed By: _____ _____ Deputy Clerk of the Board	ATTEST: NEHA HOSKINS Clerk of the Board of Supervisors By: _____
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