

AMENDMENT NO 1.

TO NAPA COUNTY AGREEMENT NO. 240052B

THIS FIRST AMENDMENT to Napa County Agreement No. 240052B is made this 16th day of December, 2024, by and between NAPA COUNTY, a political subdivision of the State of California, hereinafter referred to as “COUNTY”, and Midwest Tape. a Limited Liability Corporation, whose mailing address is Midwest Tape LLC. P.O. Box 820 Holland, OH 43528, hereinafter referred to as “CONTRACTOR”

WHEREAS, on July 18, 2023, COUNTY engaged CONTRACTOR in Agreement 240052B in order to purchase Hoopla digital services for library patrons to access digital media content using smart phones, tablets, computers and web browsers; and

WHEREAS, CONTRACTOR now desire to amend the Agreement to increase the contract maximum and term due to increased demand from patrons the contract maximum and term, and;

TERMS

NOW, THEREFORE, the parties hereby amend Agreement No. 240052B in accordance with the terms and conditions set forth below:

1. Paragraph 3 “Compensation” is amended to read in full as follows:

(a) **Rates.** I In consideration of CONTRACTOR's fulfillment of the promised work, COUNTY shall pay CONTRACTOR at the rate of up to one hundred and sixty thousand dollars (\$160,000) annually for content in multiple format (e.g. movies, television programs. music, audiobooks, eBooks and comics).

(c) **Maximum Amount.** Notwithstanding subparagraphs (a) and (b), the maximum payments under this Agreement shall be a total of nine hundred sixty thousand dollars (\$960,000) for professional services; 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. This Amendment No. 1 shall be effective Dec 16, 2024.

3. The Contract term is hereby extended through June 30, 2029.

4. All other terms and conditions of Agreement No. 240052B shall remain in full force and effect.

IN WITNESS WHEREOF, this First Amendment of Napa County Agreement No. 240052B was executed by the parties hereto as of the date first above written.

MIDWEST TAPE LLC.

By 
Sue Bascuk, Vice President

"CONTRACTOR"

NAPA COUNTY, a political subdivision of the State of California

By _____
JOELLE GALLAGHER, Chair
Board of Supervisors

"COUNTY"

<p>APPROVED AS TO FORM Office of County Counsel</p> <p>By: <i>Susan B. Altman</i>, Deputy County Counsel</p> <p>Date: November 18, 2024</p>	<p>APPROVED BY THE NAPA COUNTY BOARD OF SUPERVISORS</p> <p>Date: _____</p> <p>Processed By: _____</p> <p>_____ Deputy Clerk of the Board</p>	<p>ATTEST: NEHA HOSKINS Clerk of the Board of Supervisors</p> <p>By: _____</p>
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