

**AMENDMENT TO AGREEMENT
BETWEEN THE COUNTY OF SAN MATEO AND
BRACEWELL ENGINEERING, INC.**

THIS AMENDMENT TO THE AGREEMENT, entered into this 4th day of June, 2019, by and between the COUNTY OF SAN MATEO, hereinafter called "County," and BRACEWELL ENGINEERING, INC. hereinafter called "Contractor";

W I T N E S S E T H:

WHEREAS, pursuant to Government Code, Section 31000, County may contract with independent contractors for the furnishing of such services to or for County or any Department thereof;

WHEREAS, on February 12, 2017, the parties entered into an agreement ("Agreement") for operation and maintenance services at the Memorial Wastewater Treatment Plant and Wastewater Treatment System from February 12, 2017, through February 12, 2018; and

WHEREAS, effective on January 17, 2018, the parties entered into an amendment to the Agreement to add an additional \$67,000, and to extend the terms through February 11, 2020; and

WHEREAS, the parties now wish to enter into a further amendment to the Agreement to add an additional \$40,000 to an aggregate not to exceed amount of \$140,000.

NOW, THEREFORE, IT IS HEREBY AGREED BY THE PARTIES HERETO AS FOLLOWS:

1. Section 3 of the Agreement is replaced in its entirety to read as follows:

In no event shall County's total fiscal obligation under this Agreement exceed One Hundred Forty Thousand Dollars (\$140,000). In the event that the County makes any advance payments, Contractor agrees to refund any amounts in excess of the amount owed by the County at the time of contract termination or expiration. Contractor is not entitled to payment for work not performed as required by this agreement.

2. **All other terms and conditions of the Agreement dated February 12, 2017, between the County and Contractor shall remain in full force and effect.**

In witness of and in agreement with this Agreement's terms, the parties, by their duly authorized representatives, affix their respective signatures:

For Contractor: BRACEWELL ENGINEERING, INC.



05/16/2019

Lloyd W Bracewell

Contractor Signature

Date

Contractor Name (please print)

COUNTY OF SAN MATEO

By:

President, Board of Supervisors, San Mateo County

Date:

ATTEST:

By:

Clerk of Said Board