

**AMENDMENT NO. ONE TO AGREEMENT BETWEEN THE COUNTY OF SAN
MATEO AND BRACEWELL ENGINEERING, INC., TO PROVIDE OPERATION AND
MAINTENANCE SERVICES FOR COUNTY-MAINTAINED SMALL WATER AND
WASTEWATER SYSTEMS**

THIS AMENDMENT TO THE AGREEMENT, dated November 3, 2015 by and between the COUNTY OF SAN MATEO, hereinafter called "County," and BRACEWELL ENGINEERING, INC., hereinafter called "Contractor," and, is entered into this _____ day of _____, 2018.

W I T N E S S E T H:

WHEREAS, the County and Contractor entered into an Agreement for operation and maintenance of County maintained small water and wastewater treatment systems on November 3, 2015; and

WHEREAS, the County and Contractor wish to amend the Agreement by increasing the not-to-exceed amount by \$350,000.00 to \$850,000.00 and extending the term from October 22, 2018 to October 22, 2020; and

WHEREAS, Amendment No. One to the Agreement will maintain stability and consistent quality of service to the water and wastewater systems and their customers.

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

1. Section 3 "Payments", of the Agreement is amended to read as follows:

In consideration of the services provided by Contractor in accordance with all

terms, conditions, and specifications set forth in this Agreement and in Exhibit A and Exhibit C, County shall make payment to Contractor based on the rates shown on Attachment #1 and #2 to Exhibit B (effective November 1, 2018) and in the manner specified in Exhibit B. County reserves the right to withhold payment if County determines that the quantity or quality of the work performed is unacceptable. In no event shall County's total fiscal obligation under this Agreement exceed Eight Hundred Fifty Thousand Dollars (\$850,000). 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.

2. Section 4 "Term", of the Agreement is amended to read as follows:

Subject to compliance with all terms and conditions, the term of this Agreement shall be from October 23, 2015, through October 22, 2020.

3. The not-to-exceed amount as stated in Exhibit "B" of the original Agreement shall be amended to be \$850,000.
4. All other terms and conditions of the Agreement dated November 3, 2015, between the County and Contractor shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto, by their duly authorized representatives, have affixed their hands.

COUNTY OF SAN MATEO

By: _____
President, Board of Supervisors, San Mateo
County

Date: _____

ATTEST:

By: _____
Clerk of Said Board

Bracewell Engineering, Inc.



Contractor's Signature

Date: 08-31-18