

**AMENDMENT NO. TWO TO AGREEMENT
BETWEEN THE COUNTY OF SAN MATEO AND
HYDROSCIENCE ENGINEERS, INC.**

THIS AMENDMENT TO THE AGREEMENT, entered into this _____ day of _____, 2020, by and between the COUNTY OF SAN MATEO, hereinafter called "County," and HydroScience Engineers, 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, the parties entered into an Agreement on January 10, 2017 for engineering and construction related professional and technical services required for the Memorial Park Wastewater Treatment and Infrastructure Replacement Project, in an amount of \$1,000,240, for the term of January 10, 2017 through January 9, 2020; and

WHEREAS, on October 22, 2019, the parties amended the agreement to extend the term through January 1, 2021 and increase the Agreement amount by \$433,648 to \$1,433,888.

WHEREAS, the parties wish to amend the agreement to extend the term through June 1, 2021 and increase the Agreement amount by \$218,550 to \$1,652,438.

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 the Contractor in accordance with all terms, conditions, and specifications set forth in this Agreement and in Exhibit A, County shall make payment to Contractor based on the rates 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 the Agreement exceed One Million Six Hundred Fifty-Two Thousand Four Hundred Thirty-Eight and No/100 Dollars, (\$1,652,438). 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. 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 January 10, 2017, through June 1, 2021.

3. Exhibit B to the Agreement shall be amended to include the attached Construction Management Cost Proposal – Hour Summary, dated March 31, 2020 (Exhibit B2) in the amount of \$1,652,438.
4. **All other terms and conditions of the agreement dated January 10, 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: HydroScience Engineers, Inc.



Contractor Signature

4/14/2020
Date

William J. Slenter

Contractor Name (please print)

COUNTY OF SAN MATEO

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

Date: _____

ATTEST:

By: _____
Clerk of Said Board