

ORIGINAL

AGREEMENT FOR SERVICES #3073 AMENDMENT II

This Amendment II to that Agreement for Services #3073, made and entered into by and between the County of El Dorado, a political subdivision of the State of California (hereinafter referred to as "County") and SCRAM of California, Inc., a California Corporation, duly qualified to conduct business in the State of California, whose principal place of business is 402 W. Broadway, Suite 400, San Diego, CA 92101, (hereinafter referred to as "Contractor");

RECITALS

WHEREAS, Contractor has been engaged by County to provide continuous transdermal electronic alcohol monitoring equipment, SCRAM CAM Bracelet with and without the house arrest component, SCRAM One-Piece GPS, SCRAM GPS Home Base Cellular unit, and SCRAM Remote Breath, along with access to SCRAM System Program Management Center (currently known as SCRAMNET), and provide necessary equipment and interest based software program training to staff on an "as-requested" basis for the Probation Department in accordance with Agreement for Services #3073, dated June 12, 2018, incorporated herein and made by reference a part hereof; and

WHEREAS, the parties hereto have mutually agreed to increase the not to exceed amount of the agreement, hereby amending **ARTICLE III Compensation for Services**; and

NOW THEREFORE, the parties do hereby agree that Agreement for Services #3073 shall be amended a second time as follows:

ARTICLE III

Compensation for Services: For services provided herein, including any deliverables that may be identified herein, County agrees to pay Contractor upon the satisfactory completion and County's acceptance of work, in arrears and within forty five (45) days following the County's receipt and approval of itemized invoice(s) identifying services rendered.

For the purposes of this Agreement, the billing rate shall be in accordance with "Exhibit B, Contract #00212 with Alcohol Monitoring Systems for Electronic Monitoring of Offenders; Appendix E, Price Sheets" or "Exhibit C, SCRAM One-Piece GPS, SCRAM GPS Home Base Cellular Unit, SCRAM Remote Breath Pricing."

All SCRAM System products and consumables will be shipped by ground unless special circumstances exist. Contractor pays the cost of ground shipment and County pays the cost if an express shipment (e.g. air) is requested.

Total amount of this Agreement shall not exceed \$340,000.00.

Itemized invoices shall follow the format specified by County and shall reference this Agreement number on their faces and on any enclosures or backup documentation. Copies of documentation attached to invoices shall reflect Contractor's charges for the specific services billed on those invoices. Invoices shall be mailed to County at the following address:


County of El Dorado
Probation Department
Accounts Payable
3974 Durock Road, Suite 205
Shingle Springs, California 95682

or to such other location as County directs.

In the event that Contractor fails to deliver the documents or other deliverables required by this Agreement, County at its sole option may delay the monthly payment for the period of time of the delay, cease all payments until such time as the deliverables are received, or proceed as set forth herein below in **Article XII, Default, Termination, and Cancellation**.

Except as herein amended, all other parts and sections of that Agreement #3073 shall remain unchanged and in full force and effect.

Requesting Contract Administrator Concurrence:

By:  _____
Gary Romanko
Deputy Chief Probation Officer
Probation Department

Dated: 11/20/19

Requesting Department Head Concurrence:

By:  _____
Brian Richart
Chief Probation Officer
Probation Department

Dated: 11.20.19

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IN WITNESS WHEREOF, the parties hereto have executed this second Amendment to that Agreement for Services #3073 on the dates indicated below.

-- COUNTY OF EL DORADO --

Dated: 12/10/2019
By: 
Chair
Board of Supervisors
"County"


ATTEST:
Kim Dawson
Clerk of the Board of Supervisors

By: 
Deputy Clerk

Dated: 12/10/2019

-- CONTRACTOR --

SCRAM of California, Inc.
A California Corporation

By: 
Royce McDonald
Chief Operating Officer
"Contractor"

Dated: 11/13/19