

ORIGINAL

Environmental Stewardship & Planning, Inc.

FOURTH AMENDMENT TO AGREEMENT FOR SERVICES # *AGMT 05-853*

THIS FOURTH AMENDMENT to that Agreement for Services # AGMT 05-853 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 Environmental Stewardship & Planning, Inc., a corporation duly qualified to conduct business in the State of California, whose principal place of business is 1621 13th Street, Sacramento, California 95814 (hereinafter referred to as "Consultant");

RECITALS

WHEREAS, Consultant has been engaged by County to assist its Department of Transportation with environmental review services pursuant to Agreement for Services # AGMT 05-853 and Amendments I, II and III to AGMT 05-853, all of which are incorporated herein and made by reference a part hereof;

WHEREAS, the parties hereto agree and acknowledge that work has not been completed under two (2) Task Orders issued pursuant to Agreement for Services # AGMT 05-853 (hereinafter referred to as the "Agreement"); and that it will not be possible to complete the work assigned under those Task Orders prior to the November 30, 2009 expiration of date the Agreement;

WHEREAS, the parties hereto desire to allow for the completion of work assigned under the Agreement as Task Order #05-853-14 concerning the Saratoga Way Extension Project CEQA Compliance Environmental Impact Report Work Plan and for the completion of work under Task Order #05-853-26 concerning the Headington Road Extension Project CEQA Compliance Work Plan (hereinafter referred to as the "outstanding Task Orders");

WHEREAS, the parties hereto desire to amend Agreement for Services # AGMT 05-853 to extend the expiration date of November 30, 2009 for one (1) additional year in order to allow for the completion of the outstanding Task Orders issued pursuant to the Agreement, amending **ARTICLE II Term**;

WHEREAS, the parties hereto desire to amend Agreement for Services # AGMT 05-853 to update the title of one of County's notices recipients, amending **ARTICLE XV Notice to Parties**;

WHEREAS, the parties hereto desire to amend Agreement for Services # AGMT 05-853 to update the title of County's Contract Administrator, amending **ARTICLE XXIV Contract Administrator**;

NOW, THEREFORE, in consideration of the foregoing and the mutual promises and covenants hereinafter contained, County and Consultant mutually agree to amend the terms of the Agreement in this Fourth Amendment to Agreement for Services # AGMT 05-853, as follows:

Article II, Term, of the original Agreement, as amended, is deleted in its entirety and the following Article is added in its place to read as follows:

ARTICLE II

Term: This Agreement shall become effective when fully executed by both parties hereto and shall expire on the completion of the outstanding Task Orders issued pursuant to the Agreement or on November 30, 2010, whichever is earlier.

Article XV, Notice to Parties, of the original Agreement, as amended, is deleted in its entirety and the following Article is added in its place to read as follows:

ARTICLE XV

Notice to Parties: All notices to be given by the parties hereto shall be in writing and served by depositing same in the United States Post Office, postage prepaid and return receipt requested. Notices to County shall be in duplicate and addressed as follows:

To County:

With a Copy to:

County of El Dorado
Department Of Transportation
2850 Fairlane Court
Placerville, California 95667

County of El Dorado
Department of Transportation
2850 Fairlane Court
Placerville, California 95667

Attn.: Craig D. McKibbin,
Deputy Director of Engineering
Transportation Planning &
Land Development Division

Attn.: Tim C. Prudhel,
Contract Services Officer

or to such other location as County directs.

Notices to Consultant shall be addressed as follows:

Environmental Stewardship & Planning, Inc.
1621 13th Street
Sacramento, California 95814

Attn.: Steve Peterson,
President

or to such other location as Consultant directs.

Article XXIV, Contract Administrator, of the original Agreement, as amended, is deleted in its entirety and the following Article is added in its place to read as follows:

ARTICLE XXIV

Contract Administrator: The County Officer or employee with responsibility for administering this Agreement is Craig D. McKibbin, Deputy Director of Engineering,

Transportation Planning & Land Development Division, Department of Transportation, or successor.

Except as herein amended, all other parts and sections of Agreement for Services # AGMT 05-853 and Amendments I, II and III to AGMT 05-853 shall remain unchanged and in full force and effect.

Contract Administrator Concurrence:

By: S. Rupalatha For Craig McKibbin Dated: 11/24/09
Craig D. McKibbin
Deputy Director of Engineering
Transportation Planning &
Land Development Division
Department of Transportation

Requesting Department Concurrence:

By: J.W.W. Dated: 11/23/07
James W. Ware, P.E.
Director of Transportation

IN WITNESS WHEREOF, the parties hereto have executed this Fourth Amendment to Agreement for Services # AGMT 05-853 on the dates indicated below. The effective date of this Amendment shall be November 29, 2009.

-- COUNTY OF EL DORADO --

By: _____

Dated: _____

Board of Supervisors
"County"

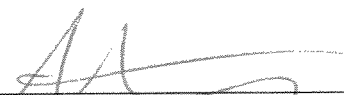
Attest:

Suzanne Allen de Sanchez
Clerk of the Board of Supervisors


By: _____
Deputy Clerk

Dated: _____

-- ENVIRONMENTAL STEWARDSHIP & PLANNING, INC. --

By:  _____
Steven L. Peterson
President
"Consultant"

Dated: 11/30/09

By:  _____
Krista K. Cox
Corporate Secretary

Dated: 11/30/09