

Nichols Consulting Engineers, CHTD.

FIRST AMENDMENT TO AGREEMENT FOR SERVICES #8821

THIS FIRST AMENDMENT to that Agreement for Services #8821 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 Nichols Consulting Engineers, CHTD., a Nevada corporation duly qualified to conduct business in the State of California, whose principal place of business is 300 East 2nd Street, Reno, Nevada 89501, and whose local address is 224 Kingsbury Grade Road, Suite 203, Stateline, Nevada 89449 (hereinafter referred to as "Consultant").

RECITALS

WHEREAS, Consultant has been engaged by County to assist its Planning and Building Department with the provision of preliminary design, environmental documentation, and a focused public engagement process for Phase 1 of the Meyers Aquatic Invasive Species (AIS) Inspection Station, pursuant to Agreement for Services #8821, dated June 25, 2024, incorporated herein and made by reference a part hereof (hereinafter referred to as "Agreement");

WHEREAS, the parties hereto desire to amend the Agreement to extend the expiration date of June 18, 2026, for six and a half (6.5) additional months, amending **ARTICLE II, Term**;

WHEREAS, the parties hereto desire to amend the Agreement to update the provisions of the California Levine Act Statement, replacing **Exhibit C** with **Amended Exhibit C**;

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 First Amendment to Agreement for Services #8821 on the following terms and conditions:

- I. **ARTICLE II, Term**, of the Agreement is amended in its entirety to read as follows:

ARTICLE II

Term: This Agreement shall become effective when fully executed by the parties hereto and shall expire on December 31, 2026.

- II. **Exhibit C, California Levine Act Statement**, is replaced in its entirety with **Amended Exhibit C, Amended California Levine Act Statement**, attached hereto and incorporated herein by reference. All references to **Exhibit C, California Levine Act Statement**, throughout the Agreement shall read, **Amended Exhibit C**.

Except as herein amended, all other parts and sections of Agreement for Services #8821 shall remain unchanged and in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this First Amendment to Agreement for Services #8821 on the dates indicated below.

-- COUNTY OF EL DORADO --

By: _____
Board of Supervisors
"County"

Dated: _____

Attest:
Kim Dawson
Clerk of the Board of Supervisors

By: _____
Deputy Clerk

Dated: _____

-- NICHOLS CONSULTING ENGINEERS, CHTD. --

By: _____
Margot T. Yapp
Chief Executive Officer
"Consultant"

Dated: _____

By: _____
Gregory Fasiano
Corporate Secretary

Dated: _____

Nichols Consulting Engineers, CHTD.

Amended Exhibit C

Amended California Levine Act Statement

California Levine Act Statement

California Government Code section 84308, commonly referred to as the "Levine Act," prohibits any officer of El Dorado County from participating in any action related to a contract if he or she accepts, solicits, or directs any political contributions totaling more than five hundred dollars (\$500) within the previous twelve (12) months, and for twelve (12) months following the date a final decision concerning the contract has been made, from the person or company awarded the contract. The Levine Act also requires disclosure of such contribution by a party to be awarded a specific contract. An officer of El Dorado County includes the Board of Supervisors, any elected official, and the chief administrative officer (collectively "Officer"). It is the Contractor's responsibility to confirm the appropriate "Officer" and name the individual(s) in their disclosure.

Have you or your company, or any agent on behalf of you or your company, made any political contribution(s), or been solicited to make a contribution by an Officer or had an Officer direct you to make a contribution of more than \$500 to an Officer of the County of El Dorado in the twelve months preceding the date of the submission of your proposals or the anticipated date of any Officer action related to this contract?

_____ YES _____ NO

If yes, please identify the person(s) by name:

Do you or your company, or any agency on behalf of you or your company, anticipate or plan to make any political contribution(s) of more than \$500 to an Officer of the County of El Dorado in the twelve months following any Officer action related to this contract?

_____ YES _____ NO

If yes, please identify the person(s) by name:

Answering YES to either of the two questions above does not preclude the County of El Dorado from awarding a contract to your firm or any taking any subsequent action related to the contract. It does, however, preclude the identified Officer(s) from participating in any actions related to this contract.

Date

Signature of authorized individual

Type or write name of company

Type or write name of authorized individual