



FIRST ADDENDUM TO AGREEMENT

BY AND BETWEEN THE
COUNTY OF MARIN AND NICHOLS CONSULTING ENGINEERS, Chtd., DATED AUGUST 30, 2005

THIS ADDENDUM is made and entered into this 28th day of March, 2006, by and between the COUNTY OF MARIN, a political subdivision of the State of California (hereinafter referred to as "County") and Nichols Consulting Engineers, Chtd. (hereinafter referred to as "Contractor").

RECITALS

WHEREAS, the County and the Contractor entered into an agreement for **pavement management system update**, dated August 30, 2005 ("Agreement"); and

WHEREAS, **Sections 4 and 5 and Exhibits "A" and "B"** to the agreement obligated Contractor to **complete services set forth in Exhibit "A" by November 30, 2005**; and

WHEREAS, the parties desire to amend the agreement to increase the scope of services and **extend the time to complete the services**;

NOW, THEREFORE, the parties agree to modify **Section(s) 4 and 5 and Exhibit(s) "A" and "B"** as set forth below.

AGREEMENT

1. Except as otherwise provided herein all terms and conditions of the agreement shall remain in full force and effect.
2. Updated Certificate of Insurance(s) attached hereto.
3. **Section 4** is hereby amended to read as follows:

MAXIMUM COST TO COUNTY:

In no event will the cost to County for the services to be provided herein exceed the maximum sum of \$54,120 including direct non-salary expenses.

4. Section 5 is hereby amended to read as follows:

TIME OF AGREEMENT:

This Agreement shall commence on September 1, 2005, and shall terminate on March 27, 2007. Certificate(s) of Insurance must be current on day Contract commences and if scheduled to lapse prior to termination date, must be automatically updated before final payment may be made to Contractor. The final invoice must be submitted within 30 days of completion of the stated scope of services.

5. Exhibit "A" is hereby amended to read as follows:

See Attachment "A," proposal from Nichols Consulting Engineers, Chtd., dated July 26, 2005, and Attachment "B", proposal from Nichols Consulting Engineers, Chtd., dated December 16, 2005 (attached hereto).

6. Exhibit "B" is hereby amended to read as follows:

See Attachment "A," proposal from Nichols Consulting Engineers, Chtd., dated July 26, 2005, and Attachment "B", proposal from Nichols Consulting Engineers, Chtd., dated December 16, 2005 (attached hereto).

IN WITNESS WHEREOF, the parties hereto have executed this Addendum on the day first written above.

CONTRACTOR:

COUNTY OF MARIN:

By _____

President, Board of Supervisors

APPROVED AS TO FORM: (if changes to the Contract form language have been made)

County Counsel

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