

SECOND AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT

THIS SECOND AMENDMENT TO AGREEMENT is made and entered into this ____ day of _____, 20__, by and between the City of Merced, a California Charter Municipal Corporation (“City”), and Kiwanis Club of Greater Merced Foundation, a California Non Profit Corporation, (“Contractor”).

WHEREAS, City is undertaking a project to provide non-profit support to mitigate the impact of COVID-19 through the American Rescue Plan Act; and,

WHEREAS, City and Contractor have previously entered into an Agreement for Professional Services (“Agreement”) dated July 1, 2022; and, a First Amendment dated July 1, 2023.

WHEREAS, City and Contractor had to amend Contractor’s Joint Land Use Agreement to accommodate the new site plan (Exhibit A); and

WHEREAS, the Amended and Restated Joint Land Use Agreement took a considerable amount of project time; and,

WHEREAS, City and Contractor desire to amend said Agreement to extend the term of the agreement to allow Contractor time to complete the project.

NOW, THEREFORE, the parties hereto, in consideration of the mutual covenants hereinafter recited, agree as follows:

1. Section 3, “TERM OF AGREEMENT,” is hereby amended to the Agreement to read as follows:

“SECTION 3, TERM OF AGREEMENT. The term of this Agreement shall commence on July 1, 2022 and shall end on June 30, 2026.

2. Except as herein amended, the Agreement dated July 1, 2022, shall remain in full force and effect, and First Amendment dated July 1, 2023.

IN WITNESS WHEREOF, the parties have caused this Second Amendment to Agreement to be executed on the date first above written.

CITY OF MERCED
A California Charter Municipal
Corporation

BY: _____
D. Scott McBride
City Manager

ATTEST:
D. SCOTT MCBRIDE, CITY CLERK

BY: _____
Assistant/Deputy City Clerk

APPROVED AS TO FORM:
CRAIG J. CORNWELL, CITY ATTORNEY

BY: Craig Cornwell 4/30/2024
City Attorney Date

ACCOUNT DATA:
M. VENUS RODRIGUEZ, FINANCE OFFICER

BY: _____
Verified by Finance Officer

CONTRACTOR
KIWANIS CLUB OF GREATER
MERCED FOUNDATION, INC.,
A California Non Profit Corporation

BY: _____
(Signature)

(Typed Name)

Its: _____
(Title)

BY: _____
(Signature)

(Typed Name)

Its: _____
(Title)

Taxpayer I.D. No. 27-5573377

ADDRESS: P.O. Box 1450
Merced, CA 95341

TELEPHONE: (209) 385-7307

FAX: (209) 725-3905

E-MAIL:
karenadams@countyofmerced.com

Exhibit A

Exhibit A: New Train Path with Expanded Fenceline Expansion to Accommodate ADA Entry

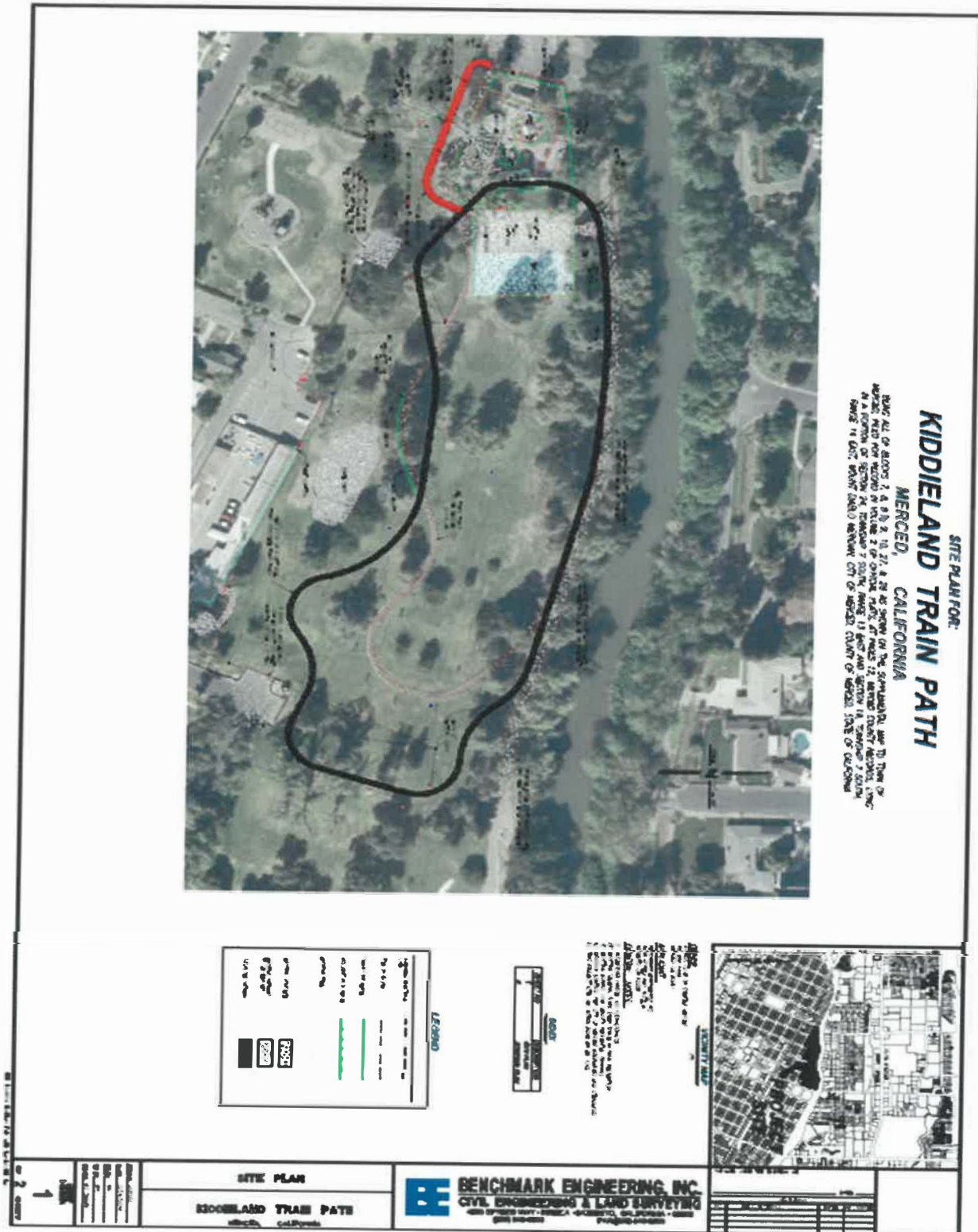


Exhibit B: New Train Path with Fenceline Expansion to Accommodate ADA Entry

