

**AMENDMENT NO. 2 TO THE AGREEMENT
WITH 22ND CENTURY TECHNOLOGIES, INC. (BC19186)**

This AMENDMENT is entered into between the County of Santa Barbara (hereafter "COUNTY") and 22nd CENTURY TECHNOLOGIES, INC. having its principal place of business at 220 Davidson Avenue Suite 118, Somerset, New Jersey 08873 (hereafter "CONTRACTOR").

WHEREAS, the parties hereto, on December 11, 2018, entered into an agreement (BC19186) (hereafter "Agreement") for on-call contract labor as requested by the County of Santa Barbara Public Works Department; and

WHEREAS, the original Agreement amount for the project was in the amount of \$600,000 and the Agreement was to terminate on December 31, 2019; and

WHEREAS, additional work is necessary to maintain ongoing on call contract labor services through December 31, 2021.

NOW THEREFORE, COUNTY and CONTRACTOR agree to amend the Agreement as follows:

1. The text of the Agreement, Page 1, Section 4. Term is hereby amended to read as follows:

CONTRACTOR shall commence performance on January 1, 2019 and end performance upon completion, but no later than December 31, 2021 unless otherwise directed by COUNTY or unless earlier terminated.

2. The first paragraph of Section A of Exhibit B is hereby replaced with the below:

For CONTRACTOR services to be rendered under this Agreement, CONTRACTOR shall be paid a total contract amount, including cost reimbursements, not to exceed \$1,500,000.

3. Ratifications. The terms and provisions set forth in this Amendment No. 2 shall modify and supersede all inconsistent terms and provisions set forth in the Agreement and in Amendment No. 1. The terms and provisions of the Agreement, except as expressly modified and superseded by this Amendment No. 2, are ratified and confirmed and shall continue in full force and effect, and shall continue to be legal, valid, binding and enforceable obligations of the parties.

IN WITNESS WHEREOF, the parties have executed this Agreement to be effective on the date executed by COUNTY.

ATTEST:

Mona Miyasato
County Executive Officer
Clerk of the Board

By: _____
Deputy Clerk

COUNTY OF SANTA BARBARA:

By: _____
Gregg Hart, Chair
Board of Supervisors

Date: _____

RECOMMENDED FOR APPROVAL:

Public Works Department

By: _____
Scott D. McGolpin
Director of Public Works

CONTRACTOR:

22nd Century
Technologies, Inc.

By: _____
Authorized Representative

Name: _____

Title: _____

APPROVED AS TO FORM:

Michael C. Ghizzoni
County Counsel

By: _____
Deputy County Counsel

APPROVED AS TO ACCOUNTING FORM:

Betsy M. Schaffer, CPA
Auditor-Controller

By: _____
Deputy

APPROVED AS TO FORM:

Ray Aromatorio
Risk Manager

By: _____