

**BOARD OF SUPERVISORS CONTRACT AMENDMENT No. 1
TO AGREEMENT BETWEEN
COUNTY OF SANTA BARBARA AND ASPEN ENVIRONMENTAL GROUP**

This Amendment, hereinafter referred to as **Amendment No. 1**, constitutes a modification to the original agreement between County of Santa Barbara and Aspen Environmental Group, Contract No. BC-08-093 which was entered into on February 26, 2008.

Effective as of November 4, 2008, the original agreement is modified as follows:

1. Total contract compensation is increased by \$40,000 (includes \$20,000 contingency), raising the contract amount from \$266,860.79 to a new Total Amount of \$306,860.79, as made necessary to complete work (see attached Statement of Work dated October 17, 2008) associated with two appeals of the Planning Commission's September 30, 2008 approval of the Lompoc Wind Energy Project.

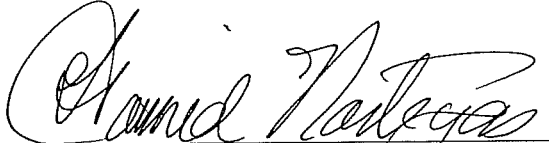
2. Extend Contract end date to February 1, 2009.

CONSULTANT understands and agrees that the compensation and time granted herein constitutes the total and entire compensation for these changes in the work. All other terms and conditions of the original agreement, as previously amended, if applicable, shall remain in full force and effect.

ATTEST:
MICHAEL F. BROWN
CLERK OF THE BOARD

SALUD CARBAJAL, Chair
Board of Supervisors

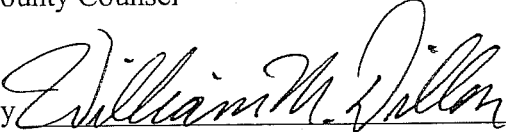
By _____
Deputy Clerk of the Board



HAMID RASTEGAR, President
Aspen Environmental Group

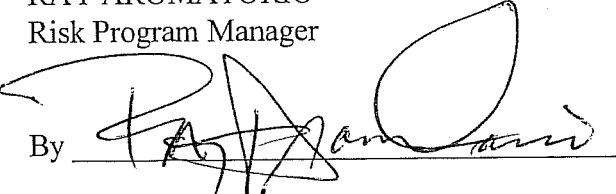
DENNIS MARSHALL
~~DANIEL WALLACE~~
County Counsel

ROBERT W. GEIS, CPA
Auditor-Controller

By  _____

By  _____

RAY AROMATORIO
Risk Program Manager

By  _____



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Tel. 818-597-3407, Fax 818-597-8001, www.aspeneg.com

**PROJECT MEMORANDUM
LOMPOC WIND ENERGY PROJECT**

To: John Day, Planner, Santa Barbara County
From: Vida Strong, Aspen Project Manager
Date: October 17, 2008
Subject: Contract No. BC-08-093; Contract Amendment #1

As we discussed on October 14th, the County of Santa Barbara Planning and Development Energy Division has requested the assistance of the Aspen Environmental Group Final EIR team in the review and response to appeals filed on the Planning Commission September 30, 2008, approval of the Lompoc Wind Energy Project and corresponding Final EIR certification. Specific support tasks include the following:

- The Aspen Team will provide technical support on noise, biological resources, and other issue areas, as requested by the County through the appeal process. Primary Aspen Team members are Vida Strong, Brewster Birdsall, and Ted Mullen of SAIC
- The Aspen Team will provide technical review and critique of appeal response materials, as requested by the County.
- The Aspen Team Project Manager and requested technical specialists will attend the Board of Supervisor's hearing.

Anticipated assignments by Team member include the following:

- Vida Strong, Project Manager (40 hours): Managerial oversight including direct point of contact for County staff, review of team generated materials, and meeting and conference call attendance. Review of staff reports as requested. Board of Supervisor hearing attendance.
- Brewster Birdsall, Noise Specialist (60 hours): Peer review of noise analyses conducted for the Lompoc Wind Energy Project, including review of turbine specifications and established industry noise standards. Site visit. Board of Supervisor hearing attendance.
- Ted Mullen, Biological Resources, SAIC (30 hours): Peer review of supporting data and other submittals provided by the applicant and other interested parties on the CDFG appeal. Board of Supervisor hearing attendance.

The proposed Contract Amendment amount is \$20,000. This amount is based on the estimated hours provided above for technical Aspen Team personnel at the rates currently specified in the Contract. Since the appeal process is de novo, possible additional technical assistance from other experts may be requested by the County. To address these unforeseen needs, a \$20,000 contingency is recommended. Work under this Amendment will be on a time and material basis, as specified in Notices to Proceed(s) to be issued per contract requirements.

Contract Summary Form:

Contract Number : BC 08-093

- D1. Fiscal Year: FY 08/09
 - D2. Budget Unit Number: 053
 - D3. Requisition Number: N/A
 - D4. Department Name: Planning & Development
 - D5. Contact Person: John Day
 - D6. Phone: (805) 568-2045
-

- K1. Contract Type (check one): Personal Service Capital Project/Construction
 - K2. Brief Summary of Contract Description/Purpose: EIR for the Lompoc Wind Energy project
 - K3. Original Contract Amount: \$266,860.79 (includes 15% contingency)
 - K4. Contract Begin Date: 02/26/08
 - K5. Original Contract End Date: 08/30/08
 - K6. Amendment History (leave blank if no prior amendments):

<u>Seq#</u>	<u>EffectiveDate</u>	<u>ThisAmndtAmt</u>	<u>CumAmndtToDate</u>	<u>NewTotalAmt</u>	<u>NewEndDate</u>	<u>Purpose (2-4 words)</u>
01	11/04/08	\$40,000.00	\$266,860.79	\$306,860.79	02/01/09	Additional work on project
 - K7. Department Project Number: N/A
-

- B1. Is this a Board Contract? (Yes/No): Yes
 - B2. Number of Workers Displaced (if any): None
 - B3. Number of Competitive Bids (if any): N/A
 - B4. Lowest Bid Amount (if bid): N/A
 - B5. If Board waived bids, show Agenda Date: N/A
 - B6. ... and Agenda Item Number: #
 - B7. Boilerplate Contract Text Unaffected? (Yes / or cite ¶¶): Yes
-

- F1. Encumbrance Transaction Code: 1701
 - F2. Current Year Encumbrance Amount: \$0
 - F3. Fund Number: 0001
 - F4. Department Number: 053
 - F5. Division Number (if applicable): 5000
 - F6. Account Number: 7671
 - F7. Cost Center number (if applicable): 5015
 - F8. Payment Terms: Net 30
-

- V1. Vendor Numbers (A=auditor; P=urchasing): 043712
- V2. Payee/Contractor Name: Aspen Environmental Group
- V3. Mailing Address: 30423 Canwood Street, Suite 215
- V4. City, State (two-letter) Zip (include +4 if known): Agoura Hills, CA 91301
- V5. Telephone Number: (818) 597-3407
- V6. Contractor's Federal Tax ID Number (EIN or SSN): 95-4337914
- V7. Contact Person: Mr. Hamid Rastegar
- V8. Workers Comp Insurance Expiration Date: On file
- V9. Liability Insurance Expiration Date[s]: On file
- V10. Professional License Number: #N/A
- V11. Verified by (name of County staff): John Day
- V12. Company Type (Check one): Individual Sole Proprietorship Partnership Corporation

I certify: information complete and accurate; designated funds available; required concurrences evidenced on signature page.

Authorized Signature: _____

Date: _____

10/20/08