

**SECOND ADDENDUM TO RETAINER AGREEMENT
(SGMA COUNSEL -SOMACH SIMMONS & DUNN)**

THIS SECOND ADDENDUM is to that Agreement for Services entered into on March 2, 2021, as modified by its First Addendum on August 3, 2021, by and between the Siskiyou County Flood Control and Water Conservation District ("District") and SOMACH SIMMONS & DUNN ("Firm") and is entered into on the date when it has been both approved by the Board and signed by all other parties to it.

WHEREAS, the parties desire to recognize and incorporate all applicable terms of the County's grant funding agreement, which finances the services rendered to the County under the Agreement for Services; and,

WHEREAS, the parties desire to increase the amount in compensation payable under the Agreement.

NOW THEREFORE, THE PARTIES MUTUALLY AGREE AS FOLLOWS:

Section 27 is added and shall read as follows: "Terms of Project Funding. Firm agrees to, and shall, comply with all applicable terms of the County's grant funding agreement entered into to finance the Services, which terms are attached hereto as Exhibit "C" (Grant Agreement Between the State of California (Department of Water Resources) and Siskiyou County Flood Control and water Conservation District, Agreement Number, 460012838, 2017 Proposition 1 Sustainable Groundwater Planning (SGWP)) and Amendment 2, the Proposition 1 and Proposition 68 Sustainable Groundwater Planning Grant), and are incorporated herein by reference. Firm shall give all notices and comply with all laws, ordinances, rules, regulations and lawful orders bearing on the performance of the Services as required therein."

Exhibit "C", Grant Agreement Between the State of California (Department of Water Resources) and Siskiyou County Flood Control and water Conservation District, Agreement Number 460012838, 2017 Proposition 1 Sustainable Groundwater Planning (SGWP) and Amendment 2, the Proposition 1 and Proposition 68 Sustainable Groundwater Planning Grant attached hereto and hereby incorporated by reference, shall be appended to the Contract.

Paragraph 3 of the Agreement, Legal Fees, shall be amended to add an additional Seventeen Thousand Dollars and no cents (\$17,000), to increase the compensation payable under the Contract to an amount not to exceed Sixty-Two Thousand Dollars and no cents. (\$62,000).

All other terms and conditions of the Contract shall remain in full force and effect.

IN WITNESS WHEREOF, District and Firm have executed this Second Addendum on the dates set forth below, each signatory represents that he/she has the authority to execute this agreement and to bind the Party on whose behalf his/her execution is made.

SISKIYOU COUNTY FLOOD
CONTROL AND WATER
CONSERVATION DISTRICT

Date: _____

RAY A. HAUPT, CHAIR
Board of Directors

ATTEST:
LAURA BYNUM
Clerk, Board of Supervisors

By: _____
Deputy

Firm Name: Somach Simmons & Dunn

Date: _____

Aaron Ferguson

TAXPAYER I.D. On File

ACCOUNTING:
Fund Organization Account Activity Code (if applicable)
2528 205010 723000 Prop 68 Grant

Encumbrance number (if applicable): E2100457

If not to exceed, include amount not to exceed: \$62,000