

**FIRST AMENDMENT TO AGREEMENT**

THIS FIRST AMENDMENT TO AGREEMENT ("Amendment") is made and entered into this 10th day of September, 2019 ("Effective Date"), by and between COUNTY OF FRESNO, a political subdivision of the State of California, Fresno, California ("COUNTY"), and the FRESNO COUNTY ZOO AUTHORITY ("AUTHORITY").

**WITNESSETH:**

WHEREAS, COUNTY and AUTHORITY entered into an Agreement for Professional and Technical Services, Agt. 05-237, dated June 14, 2005 ("Agreement"), pursuant to which COUNTY agreed to provide professional, technical, and staff services to AUTHORITY; and

WHEREAS, COUNTY and AUTHORITY now desire to amend the Agreement in order to enable the COUNTY to be paid on an as-needed basis, rather than on a quarterly basis.

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, COUNTY and AUTHORITY agree as follows:

1. Section Five of the Agreement, located on page three, lines 24-25, is deleted in its entirety and replaced with the following:

"5. METHOD OF PAYMENT: COUNTY may submit invoices for allowable costs incurred in the performance of this Agreement to AUTHORITY once per month, or as often as is necessary, which will be considered and approved by AUTHORITY at AUTHORITY's regularly scheduled meetings. AUTHORITY agrees to reimburse COUNTY in arrears, after receipt and verification of COUNTY invoice and supporting time sheets."

COUNTY and AUTHORITY agree that this Amendment is sufficient to amend the Agreement, and that upon execution of this Amendment, the Agreement and this Amendment together shall be considered the Agreement.

The Agreement, as hereby amended, is ratified and continued. All provisions, terms, covenants, conditions and promises contained in the Agreement and not amended herein shall remain in full force and effect.

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1 IN WITNESS WHEREOF, the parties hereto have executed this Amendment as of the day and year first  
2 hereinabove written.

3 **FRESNO COUNTY ZOO AUTHORITY**

**COUNTY OF FRESNO**

4 Michelle Roman

[Signature]

5 (Authorized Signature)

Nathan Magsig, Chairman of the Board  
of Supervisors of the County of Fresno

6 Michelle Roman, Chairman

7 Print Name & Title

8 Date: 8-2-19

9 REVIEWED AND RECOMMENDED FOR  
10 APPROVAL:

**ATTEST:**

Bernice E. Seidel  
Clerk of the Board of Supervisors  
County of Fresno, State of California

11 By: [Signature]  
12 Zoo Authority Coordinator

14 APPROVED AS TO LEGAL FORM:  
15 Daniel C. Cederborg, County Counsel

By: Susan Bishop  
Deputy

16 By: Lindsay Beaver  
17 Deputy

18 APPROVED AS TO ACCOUNTING FORM:  
19 Oscar J. Garcia, CPA  
Auditor-Controller/Treasurer-Tax Collector

20  
21 By: Oscar Garcia

22 FOR ACCOUNTING USE ONLY:

24 ORG No.: 0120

25 Account No.: 7295