

Attachment 1

AMENDMENT NO. 5

TO AGREEMENT FOR PROFESSIONAL SERVICES BETWEEN MARIN MUNICIPAL WATER DISTRICT and ACCLAMATION INSURANCE MANAGEMENT SERVICES, INC. (Miscellaneous Agreement No. 5204)

This Contract Amendment ("Amendment No. 5") is entered into by and between Marin Municipal Water District ("District") and Acclamation Insurance Management Services, Inc. ("Consultant").

For good and valuable consideration the receipt and adequacy of which is hereby acknowledged, the parties hereto agree as follows:

Section 1. Recitals:

- A. The District and the Consultant entered into Miscellaneous Agreement No. 5204 for Professional Services ("Contract"), dated June 28, 2013, for a term of three (3) years.
- B. On February 19, 2014, the parties executed an amendment (Amendment No. 1) to the Contract to revise Consultant's scope of work to include the tracking of employment practices matters.
- C. On June 29, 2016, the District exercised its option to extend the Contract for an additional three (3) year period with the execution of an amendment (Amendment No. 2) to the Contract.
- D. On July 1, 2019, the parties executed an amendment to extend the term of the Contract for an additional three (3) year period with the execution of an amendment (Amendment No. 3) to the Contract.
- E. On June 29, 2022, under the General Manager's authority, the parties executed Amendment No. 4 to extend the term of the Contract for an additional three (3) year period and add an additional \$100,000 for the services over the period with the execution of an amendment (Amendment No. 4) to the Contract. The current term expires June 30, 2025.
- F. For the purposes of this Amendment No. 5, the Contract, Amendment No. 1, Amendment No. 2, Amendment No. 3 and Amendment No. 4 collectively constitute the agreement ("Agreement").
- G. At this time, the parties desire to add additional funds to the Agreement to ensure sufficient funding for the services over the remainder of the term.

Section 2. Terms:

- A. Amendment to Agreement: This Amendment No. 5 modifies the Agreement. Except for the modifications contained herein, all the terms of the Agreement shall apply.

- B. Terms:

1. Amend Part A- Specific Provisions, Section 1 (b) entitled "Description of Services and Payment" to add

\$50,000 for services under the Agreement and read as follows:

The fee and fee payment for such work shall be as stipulated under the fee schedule included in Attachment B of this Agreement and shall not exceed \$150,000 in total.

Executed by the parties as follows:

Dated: _____	Acclamation Insurance Management Services, Inc. By: _____ Name: <u>Dominic Russo, President & CEO</u>
Dated: _____	Marin Municipal Water District By: _____ Name: <u>Bennett Horenstein, General Manager</u>

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