

SECOND AMENDMENT

by and between

CUYAHOGA COUNTY, OHIO

and

KS ASSOCIATES, INC.

THIS SECOND AMENDMENT (the “Amendment”), effective as of the latest date of signature of the Parties to it (the “Effective Date”), is made and entered into by and between Cuyahoga County, Ohio a body corporate and politic and a political subdivision of the State of Ohio organized and existing under the Charter of Cuyahoga County effective January 1, 2010, as same may have been amended, modified, and supplemented to the effective date hereof (the “County”) and **KS ASSOCIATES, INC.** (the “Consultant”), a Corporation, having principal place of business at 600 Superior Avenue East, Suite 1300, Cleveland, OH 44114.

WHEREAS, the County and Consultant entered into a Contract on January 3, 2024 (the “Original Contract”) to provide survey services for the Cuyahoga County corrections center project; and

WHEREAS, the Parties entered into a First Amendment to the Original Contract on February 27, 2024 to increase the total not-to-exceed amount of the Original Contract to \$175,000.00 (the Original Contract as amended, the “Contract”); and

WHEREAS, the Parties now desire to further amend the Contract to increase the total not-to-exceed amount by \$100,000.00 to \$275,000.00.

NOW, THEREFORE, in consideration of mutual promises contained herein and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Contract is amended as follows:

1. This Second Amendment amends the Contract and, except as specifically amended hereby, the Contract shall remain in full force and effect. The Contract, together with this Amendment are herein collectively referred to as the “Contract.” In the event of a conflict between this Amendment and the Contract, as amended, the terms of this Amendment will prevail.

2. Article 3 Section 1 of the Contract is amended to increase the **total not-to-exceed amount by \$100,000.00**, as authorized on a Task Order basis, for a new total not-to-exceed amount of **\$275,000.00**.

ELECTRONIC SIGNATURE

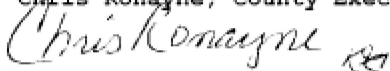
CONSULTANT AGREES ON BEHALF OF THE SUBMITTING BUSINESS ENTITY, ITS OFFICERS, EMPLOYEES, SUBCONTRACTORS, SUBGRANTEES, AGENTS OR ASSIGNS, THAT ALL CONTRACT DOCUMENTS REQUIRING COUNTY SIGNATURES MAY BE EXECUTED BY ELECTRONIC MEANS, AND THAT THE ELECTRONIC SIGNATURES AFFIXED BY THE COUNTY TO SAID DOCUMENTS SHALL HAVE THE SAME LEGAL EFFECT AS IF THAT SIGNATURE WAS MANUALLY AFFIXED TO A PAPER VERSION OF THE DOCUMENT. CONSULTANT ALSO AGREES ON BEHALF OF THE AFOREMENTIONED ENTITY AND PERSONS, TO BE BOUND BY THE PROVISIONS OF CHAPTERS 304 AND 1306 OF THE OHIO REVISED CODE AS THEY PERTAIN TO ELECTRONIC TRANSACTIONS, AND TO COMPLY WITH THE ELECTRONIC SIGNATURE POLICY OF CUYAHOGA COUNTY.

IN WITNESS WHEREOF, the County and Consultant have executed this Amendment effective as of the Effective Date.

CUYAHOGA COUNTY, OHIO

Chris Ronayne, County Executive

BY:



2024-10-22 09:22:08

Chris Ronayne, County Executive

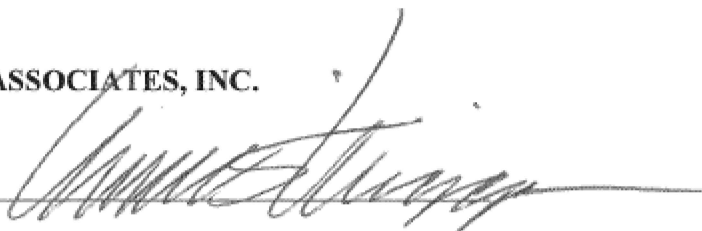
or designee pursuant to Executive Orders

No. EO2023-0003, dated July 6, 2023

AND

KS ASSOCIATES, INC.

BY:



NAME: Lynn S. Miggins, P.E.

TITLE: President