



**ADDENDUM  
TO  
OPERATIONS AND MAINTENANCE CONTRACT  
BETWEEN  
TOMALES  
AND  
NATURAL SYSTEMS UTILITIES**

**For The Operations and Maintenance of Tomales WWTP**

**RECITALS**

This Addendum to the "Operations and Maintenance Contract" dated July 1, 2017 ("Contract") is made and entered into as of the \_\_1st\_\_ day of July 2023 ("Effective Date"), by and between Tomales ("Owner") and Natural Systems Utilities ("NSU"). The Owner and NSU are sometimes collectively referred to herein as the "Parties", and each individually as a "Party".

**WHEREAS**, the Parties entered into the Agreement on July 1, 2017, pursuant to which the Owner engaged NSU to provide operations and maintenance services for the "System", as more specifically described in the Agreement and the schedules annexed thereto; and

**WHEREAS** the term of the agreement has changed due to a mutual agreement of the Parties, as further outlined below:

**WHEREAS** the Owner and NSU desire to modify the Agreement upon the terms and conditions as set forth in this Addendum.

**NOW, THEREFORE**, in consideration of the mutual covenants hereinafter contained, and intending to be legally bound hereby, the Parties agree that the Contract is amended as follows:

1. The parties agree that the foregoing recitals are true and correct and form part of this Addendum.
2. The parties wish to amend the agreement by way of execution of this addendum to add to "term" the following language:
  - This contract will be extended beyond the 5 year term , and will extend until December 31, 2023.
3. All terms and conditions of the Contract not modified by this Addendum shall remain unchanged and in full force and effect. The terms and conditions of this First Amendment shall be subject to and construed in accordance with the unmodified terms and conditions of the Contract.



(Signature page to follow)

IN WITNESS WHEREOF and intending to be legally bound hereby and with the duly authorized delegation of authority to enter into this addendum, the Parties hereto have set their hands and have caused these presents to be executed the day and year above written.

Tomales

By: Mary Halsey

Name: MARY HALSEY

Title: GENERAL MANAGER

NATURAL SYSTEMS UTILITIES

By: Brandon Jacka

Name: Brandon Jacka

Title: Operations Manager - West Coast