

**FIRST AMENDMENT
MEMORANDUM OF AGREEMENT
BY AND BETWEEN
YUROK TRIBE
AND
COUNTY OF HUMBOLDT
FOR FISCAL YEARS 2020-2021 THROUGH 2024-2025**

This First Amendment to the Memorandum of Agreement dated April 6, 2021, by and between the County of Humboldt, a political subdivision of the State of California, hereinafter referred to as "COUNTY," and the Yurok Tribe, a federally-recognized sovereign nation, hereinafter referred to as "TRIBE," is entered into this 2nd day of November, 2022.

WHEREAS, on April 6, 2021, TRIBE and COUNTY entered into a Memorandum of Agreement regarding implementation of needed improvements to portions of Bald Hills Road (RT# F4R300) and Lower Cappell Road (RT# 7Q302) that are located near or within the Yurok Reservation; and

WHEREAS, the parties now desire to amend certain provisions of the Memorandum of Agreement in order to extend the term thereof and increase the maximum amount payable thereunder.

NOW THEREFORE, the parties mutually agree as follows:

1. SECTION 2 – Term of the Memorandum of Agreement is hereby amended to read as follows:

2. TERM:

This MOA shall begin upon execution by both parties and shall remain in full force and effect until September 30, 2024, unless extended by a valid amendment hereto or sooner terminated as set forth herein.

2. SECTION 4 – Compensation of the Memorandum of Agreement is hereby amended to read as follows:

4. COMPENSATION:


The maximum amount payable by TRIBE for any and all work performed pursuant to the terms and conditions of the MOA, and the project specific Task Orders issued hereunder, is One Million Two Hundred Ninety-Four Thousand Nine Hundred Eighty-Five Dollars (1,294,985.00). COUNTY hereby agrees to perform all work required by any and all project specific Task orders issued pursuant to the terms and conditions of this MOA for an amount not to exceed such maximum dollar amount. However, if local, state, federal or tribal funding or allowance rates are reduced or eliminated, the parties may, by a mutually agreed upon amendment hereto, reduce the maximum amount payable hereunder or terminate this MOA as provided herein.

3. Except as modified herein, the Memorandum of Agreement dated April 6, 2021 shall remain in full force and effect. In the event of a conflict between the provisions of this First Amendment and the original Memorandum of Agreement, the provisions of this First Amendment shall govern.

[Signatures on Following Page]


IN WITNESS WHEREOF, the parties hereto have entered into this First Amendment as of the first date written above.

YUROK TRIBE:

By: 
Joseph L. James, Chairman
Yurok Tribal Council

Date: 10/26/22

COUNTY OF HUMBOLDT:

By: 
Tom Matson, Public Works Director
*(Pursuant to the authority granted by the
Humboldt County Board of Supervisors
on April 6, 2021 [Item D-15])*

Date: 11/2/22

INSURANCE AND INDEMNIFICATION REQUIREMENTS APPROVED:

By: 
Risk Management

Date: 11-02-2022