

AMENDMENT NO. 1 TO MEMORANDUM OF AGREEMENT

BETWEEN

**CITY OF SAN BUENAVENTURA (VENTURA), CITY OF OJAI, OJAI VALLEY
SANITARY DISTRICT, FARM BUREAU OF VENTURA COUNTY, CALIFORNIA
DEPARTMENT OF TRANSPORTATION (CALTRANS), VENTURA COUNTY
WATERSHED PROTECTION DISTRICT AND COUNTY OF VENTURA (PARTIES)**

**TO PROVIDE EQUAL COST SHARING TO FUND RECEIVING WATER
MONITORING AS REQUIRED BY THE VENTURA RIVER ALGAE TOTAL MAXIMUM
DAILY LOAD**

This Amendment No. 1 (MOA Amendment No. 1) to the Memorandum of Agreement (MOA) to Provide Equal Cost Sharing to Fund the Receiving Water Monitoring as required by the Ventura River Algae Total Maximum Daily Load (MOA) is entered into among the following entities: City of San Buenaventura, City of Ojai, Ojai Valley Sanitary District, Farm Bureau of Ventura County, California Department of Transportation (Caltrans), Ventura County Watershed Protection District and County of Ventura, collectively referred to as the "Parties" and individually as "Party".

RECITALS

WHEREAS, the MOA has a five-year term which may be extended by written mutual consent of the Parties; and

WHEREAS, the Parties desire to continue their support for the Receiving Water Monitoring as required by the VR Algae TMDL by extending the term of the MOA for an additional five (5) years; and

WHEREAS, the MOA provides that no addition to, alteration of, or variation of the terms of the MOA shall be valid unless made in writing and signed and approved by all Parties.

NOW, THEREFORE, for valuable consideration, receipt of which is hereby acknowledged, the Parties agree as follows:

1. The Parties agree to extend the term of the MOA for 5 years ending on a new termination date of January 19, 2025.
2. The Parties agree to actively support the effort of Receiving Water Monitoring during the extended term of the MOA by funding equal contributions of the total cost of the VR Algae Receiving Water Monitoring activities in accordance with the proposed budget in Exhibit A-1.
3. The Lead Agency administration fee provided for under Section I.b of the MOA shall be reduced from five (5) percent to two (2) percent of the consultant contract.
4. Each of the Parties agrees to submit annual payments in accordance with the proposed payment schedule in Exhibit A-2, within 90 calendar days of receipt of the invoice from the Lead Agency, to fund monitoring efforts through December 31, 2024.
5. All Obligations of the Parties under the MOA shall remain in full force and effect unless modified in this MOA Amendment No. 1.

In Witness Whereof, the Parties have executed this MOA Amendment No. 1 on the date opposite their respective names.

AMENDMENT NO. 1 TO THE MEMORANDUM OF AGREEMENT

BETWEEN

CITY OF SAN BUENAVENTURA (VENTURA), CITY OF OJAI, OJAI VALLEY SANITARY DISTRICT, FARM BUREAU OF VENTURA COUNTY, CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS), VENTURA COUNTY WATERSHED PROTECTION DISTRICT AND COUNTY OF VENTURA (PARTIES)

TO PROVIDE EQUAL COST SHARING TO FUND RECEIVING WATER MONITORING AS REQUIRED BY THE VENTURA RIVER ALGAE TOTAL MAXIMUM DAILY LOAD

SIGNATURE PAGE

By the authorized signature below the **COUNTY OF VENTURA** agrees to the First Amendment and agrees to provide for equal cost sharing for the Receiving Water Monitoring for the Ventura River Algae Total Maximum Daily Load (TMDL) through January 19, 2025.

Agency/Organization: **COUNTY OF VENTURA**

Name: _____

Title: _____

Authorized Signature: _____

Date: _____

Exhibit A-1 Project Cost

Exhibit A-2 Cost Sharing Distribution and Payment Schedule Tables

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CITY OF SAN BUENAVENTURA (VENTURA), CITY OF OJAI, OJAI VALLEY SANITARY DISTRICT, FARM BUREAU OF VENTURA COUNTY, CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS), VENTURA COUNTY WATERSHED PROTECTION DISTRICT AND COUNTY OF VENTURA (PARTIES)

TO PROVIDE EQUAL COST SHARING TO FUND RECEIVING WATER MONITORING AS REQUIRED BY THE VENTURA RIVER ALGAE TOTAL MAXIMUM DAILY LOAD

SIGNATURE PAGE

By the authorized signature below the **VENTURA COUNTY WATERSHED PROTECTION DISTRICT** agrees to the First Amendment and agrees to provide for equal cost sharing for the Receiving Water Monitoring for the Ventura River Algae Total Maximum Daily Load (TMDL) through January 19, 2025.

Agency/Organization: **VENTURA COUNTY WATERSHED PROTECTION DISTRICT**

Name: _____ Title: _____

Authorized Signature: _____ Date: _____

Exhibit A-1 Project Cost

Exhibit A-2 Cost Sharing Distribution and Payment Schedule Tables

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CITY OF SAN BUENAVENTURA (VENTURA), CITY OF OJAI, OJAI VALLEY SANITARY DISTRICT, FARM BUREAU OF VENTURA COUNTY, CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS), VENTURA COUNTY WATERSHED PROTECTION DISTRICT AND COUNTY OF VENTURA (PARTIES)

TO PROVIDE EQUAL COST SHARING TO FUND RECEIVING WATER MONITORING AS REQUIRED BY THE VENTURA RIVER ALGAE TOTAL MAXIMUM DAILY LOAD

SIGNATURE PAGE

By the authorized signature below the **OJAI VALLEY SANITARY DISTRICT** agrees to the First Amendment and agrees to provide for equal cost sharing for the Receiving Water Monitoring for the Ventura River Algae Total Maximum Daily Load (TMDL) through January 19, 2025.

Agency/Organization: **OJAI VALLEY SANITARY DISTRICT**

Name: _____ Title: _____

Authorized Signature: _____ Date: _____

Exhibit A-1 Project Cost

Exhibit A-2 Cost Sharing Distribution and Payment Schedule Tables

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CITY OF SAN BUENAVENTURA (VENTURA), CITY OF OJAI, OJAI VALLEY SANITARY DISTRICT, FARM BUREAU OF VENTURA COUNTY, CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS), VENTURA COUNTY WATERSHED PROTECTION DISTRICT AND COUNTY OF VENTURA (PARTIES)

TO PROVIDE EQUAL COST SHARING TO FUND RECEIVING WATER MONITORING AS REQUIRED BY THE VENTURA RIVER ALGAE TOTAL MAXIMUM DAILY LOAD

SIGNATURE PAGE

By the authorized signature below the **CITY OF SAN BUENAVENTURA** agrees to the First Amendment and agrees to provide for equal cost sharing for the Receiving Water Monitoring for the Ventura River Algae Total Maximum Daily Load (TMDL) through January 19, 2025.

Agency/Organization: **CITY OF SAN BUENAVENTURA**

Name: _____ Title: _____

Authorized Signature: _____ Date: _____

Exhibit A-1 Project Cost

Exhibit A-2 Cost Sharing Distribution and Payment Schedule Tables

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CITY OF SAN BUENAVENTURA (VENTURA), CITY OF OJAI, OJAI VALLEY SANITARY DISTRICT, FARM BUREAU OF VENTURA COUNTY, CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS), VENTURA COUNTY WATERSHED PROTECTION DISTRICT AND COUNTY OF VENTURA (PARTIES)

TO PROVIDE EQUAL COST SHARING TO FUND RECEIVING WATER MONITORING AS REQUIRED BY THE VENTURA RIVER ALGAE TOTAL MAXIMUM DAILY LOAD

SIGNATURE PAGE

By the authorized signature below the **CITY OF OJAI** agrees to the First Amendment and agrees to provide for equal cost sharing for the Receiving Water Monitoring for the Ventura River Algae Total Maximum Daily Load (TMDL) through January 19, 2025.

Agency/Organization: **CITY OF OJAI**

Name: _____

Title: _____

Authorized Signature: _____

Date: _____

Exhibit A-1 Project Cost

Exhibit A-2 Cost Sharing Distribution and Payment Schedule Tables

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CITY OF SAN BUENAVENTURA (VENTURA), CITY OF OJAI, OJAI VALLEY SANITARY DISTRICT, FARM BUREAU OF VENTURA COUNTY, CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS), VENTURA COUNTY WATERSHED PROTECTION DISTRICT AND COUNTY OF VENTURA (PARTIES)

TO PROVIDE EQUAL COST SHARING TO FUND RECEIVING WATER MONITORING AS REQUIRED BY THE VENTURA RIVER ALGAE TOTAL MAXIMUM DAILY LOAD

SIGNATURE PAGE

By the authorized signature below the **FARM BUREAU OF VENTURA COUNTY** agrees to the First Amendment and agrees to provide for equal cost sharing for the Receiving Water Monitoring for the Ventura River Algae Total Maximum Daily Load (TMDL) through January 19, 2025.

Agency/Organization: **FARM BUREAU OF VENTURA COUNTY**

Name: _____ Title: _____

Authorized Signature: _____ Date: _____

Exhibit A-1 Project Cost

Exhibit A-2 Cost Sharing Distribution and Payment Schedule Tables

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CITY OF SAN BUENAVENTURA (VENTURA), CITY OF OJAI, OJAI VALLEY SANITARY DISTRICT, FARM BUREAU OF VENTURA COUNTY, CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS), VENTURA COUNTY WATERSHED PROTECTION DISTRICT AND COUNTY OF VENTURA (PARTIES)

TO PROVIDE EQUAL COST SHARING TO FUND RECEIVING WATER MONITORING AS REQUIRED BY THE VENTURA RIVER ALGAE TOTAL MAXIMUM DAILY LOAD

SIGNATURE PAGE

By the authorized signature below the **CALIFORNIA DEPARTMENT OF TRANSPORTATION** agrees to the First Amendment and agrees to provide for equal cost sharing for the Receiving Water Monitoring for the Ventura River Algae Total Maximum Daily Load (TMDL) through January 19, 2025.

Agency/Organization: **CALIFORNIA DEPARTMENT OF TRANSPORTATION**

Name: _____ Title: _____

Authorized Signature: _____ Date: _____

Exhibit A-1 Project Cost

Exhibit A-2 Cost Sharing Distribution and Payment Schedule Tables

Exhibit A-1: Project Cost

Monitoring Year	Consultant Services Cost	Lead Agency 2% Administration Fee	Total Annual Monitoring Cost	Cost Per MOA Party
6 th Year	\$176,778.00	\$3,535.56	\$180,313.56	\$25,759.08
7 th Year	\$151,997.00	\$3,039.94	\$155,036.94	\$22,148.13
8 th Year	\$155,106.00	\$3,102.12	\$158,208.12	\$22,601.16
9 th Year	\$158,200.00	\$3,164.00	\$161,364.00	\$23,052.00
10 th Year	\$161,380.00	\$3,227.60	\$164,607.60	\$23,515.37
Total	\$803,461.00	\$16,069.22	\$819,530.22	\$117,075.74

Exhibit A-2: Cost Sharing Distribution and Payment Schedule Tables

Monitoring Year	6 th Year	7 th Year	8 th Year	9 th Year	10 th Year
Monitoring Period	01/2020-12/2020	01/2021-12/2021	01/2022-12/2022	01/2023-12/2023	01/2024-12/2024
Expected Payment:	FY2021	FY2022	FY2023	FY2024	FY2025
Ojai Valley Sanitary District	\$25,759.08	\$22,148.13	\$22,601.16	\$23,052.00	\$23,515.37
County of Ventura	\$25,759.08	\$22,148.13	\$22,601.16	\$23,052.00	\$23,515.37
VCWPD	\$25,759.08	\$22,148.13	\$22,601.16	\$23,052.00	\$23,515.37
City of Ojai	\$25,759.08	\$22,148.13	\$22,601.16	\$23,052.00	\$23,515.37
City of San Buenaventura	\$25,759.08	\$22,148.13	\$22,601.16	\$23,052.00	\$23,515.37
Caltrans	\$25,759.08	\$22,148.13	\$22,601.16	\$23,052.00	\$23,515.37
Farm Bureau of Ventura County*	\$25,759.08	\$22,148.13	\$22,601.16	\$23,052.00	\$23,515.37
Total Contributions	\$180,313.56	\$155,036.94	\$158,208.12	\$161,364.00	\$164,607.60

Notes:

* Farm Bureau of Ventura County representing Agricultural Dischargers (or Ventura County Agricultural Irrigated Land Group) in Ventura River Watershed

** Equal Cost Sharing percentage of 14.29%