

**WHATCOM COUNTY CONTRACT
INFORMATION SHEET**

Whatcom County Contract No. _____

Originating Department:	Council
Division/Program: <i>(i.e. Dept. Division and Program)</i>	Council
Contract or Grant Administrator:	Cathy Halka
Contractor's / Agency Name:	BERK Consulting, Inc.

Is this a New Contract? If not, is this an Amendment or Renewal to an Existing Contract? Yes No
 Yes No If Amendment or Renewal, (per WCC 3.08.100 (a)) Original Contract #: 202201020

Does contract require Council Approval? Yes No If No, include WCC: 3.08.100
 Already approved? Council Approved Date: _____ (Exclusions see: Whatcom County Codes 3.06.010, 3.08.090 and 3.08.100)

Is this a grant agreement?
 Yes No If yes, grantor agency contract number(s): _____ CFDA#: _____

Is this contract grant funded?
 Yes No If yes, Whatcom County grant contract number(s): _____

Is this contract the result of a RFP or Bid process? Contract
 Yes No If yes, RFP and Bid number(s): RFP21-60 Cost Center: 1100.6630.902

Is this agreement excluded from E-Verify? No Yes If no, include Attachment D Contractor Declaration form.

If YES, indicate exclusion(s) below:

Professional services agreement for certified/licensed professional. Goods and services provided due to an emergency
 Contract work is for less than \$100,000. Contract for Commercial off the shelf items (COTS).
 Contract work is for less than 120 days. Work related subcontract less than \$25,000.
 Interlocal Agreement (between Governments). Public Works - Local Agency/Federally Funded FHWA.

Contract Amount:(sum of original contract amount and any prior amendments): \$ <u>71,485</u> This Amendment Amount: \$ <u>\$2,288</u> Total Amended Amount: \$ <u>73,773</u>	Council approval required for; all property leases, contracts or bid awards exceeding \$40,000 , and professional service contract amendments that have an increase greater than \$10,000 or 10% of contract amount, whichever is greater, except when: 1. Exercising an option contained in a contract previously approved by the council. 2. Contract is for design, construction, r-o-w acquisition, prof. services, or other capital costs approved by council in a capital budget appropriation ordinance. 3. Bid or award is for supplies. 4. Equipment is included in Exhibit "B" of the Budget Ordinance. 5. Contract is for manufacturer's technical support and hardware maintenance of electronic systems and/or technical support and software maintenance from the developer of proprietary software currently used by Whatcom County.
Summary of Scope: _____	

Provide consultant services to complete the COVID-19 Pandemic Response Review project. Contract amendment adds additional services requested by Council (COVID-19 expenses summary).

Term of Contract: 1 year	Expiration Date: 12/31/2022
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Contract Routing:	1. Prepared by: <u>Cathy Halka</u>	Date: <u>9/20/2022</u>
	2. Attorney signoff: <u>Karen Frakes (by email)</u>	Date: <u>9/20/2022</u>
	3. AS Finance reviewed: <u>M Caldwell</u>	Date: <u>9/21/22</u>
	4. IT reviewed (if IT related): _____	Date: _____
	5. Contractor signed: _____	Date: _____
	6. Submitted to Exec.: _____	Date: _____
	7. Council approved (if necessary): _____	Date: _____
	8. Executive signed: _____	Date: _____
	9. Original to Council: _____	Date: _____

Amendment No. 1
Whatcom County Contract No. 202201020
CONTRACT BETWEEN WHATCOM COUNTY AND
BERK Consulting, Inc.

THIS AMENDMENT is to the Contract between Whatcom County and BERK Consulting, Inc., dated January 14, 2022 and designated "Whatcom County Contract No. 202201020". In consideration of the mutual benefits to be derived, the parties agree to the following:

This Amendment increases the maximum consideration by \$2,288 to a total consideration of \$73,773.

This Amendment adds the following additional task to Exhibit A Scope of Work under both the Project Approach and the Description of Services:

- Phase 4: The consultant will create a spending summary for COVID-related expenses

This Amendment adds the following to Exhibit B Compensation:

- Phase 4: Spending Summary, COVID-related expenses summary for an additional cost of \$2,288. This amount is calculated at a total of 15.25 hours at a rate of \$150 per hour for a total of \$2,288

This amendment revises the Project timeline in Exhibit A as follows:

Approximate Project Timeline

Phase 1 (Data Gathering) will take place from January through April, 2022.

Phase 2 (Preliminary Recommendations) will be underway in May through August, 2022.

Phase 3 (Draft Findings and Report) will be completed by the end of September, 2022.

Phase 4 (Spending Summary) will be completed by the end of September, 2022.

Unless specifically amended by this agreement, all other terms and conditions of the original contract shall remain in full force and effect.

This Amendment takes effect: September 1, 2022, regardless of the date of signature.

IN WITNESS WHEREOF, Whatcom County and BERK Consulting, Inc. have executed this Amendment on the date and year below written.

DATED this _____ day of September, 2022.

Each person signing this Contract represents and warrants that he or she is duly authorized and has legal capacity to execute and deliver this Contract.

CONTRACTOR:

BERK CONSULTING, Inc.

BRIAN MURPHY, PRINCIPAL

CONTRACTOR

Brian Murphy, Principal

2200 Sixth Avenue, Suite 1000
Seattle, WA 98121

Contact Name: Brian Murphy
Contact Phone: 206-493-2376
Contact Email: Brian@berkconsulting.com

WHATCOM COUNTY:

Recommended for Approval:

Department Supervisor Date

Approved as to form:

Prosecuting Attorney Date

Approved:
Accepted for Whatcom County:

By: _____
Satpal Singh Sidhu, Whatcom County Executive