

**THIRD AMENDMENT
TO CONTRACT FOR SERVICES OF INDEPENDENT CONTRACTOR**

DATED AS OF JANUARY 1, 2020

This AMENDMENT TO CONTRACT FOR SERVICES OF INDEPENDENT CONTRACTOR (this “Amendment”) is intended to amend, supplement, and revive the “Contract for Services of Independent Contractor, External Auditors for the City of Fernley, Professional Audit Services” (the “Original Contract”) between Hinton Burdick CPAs & Advisors and the CITY OF FERNLEY, NEVADA (the “City” and together with Hinton Burdick CPAs & Advisors., the “Parties”).

WHEREAS, the Original Contract was approved by the City Council of the City on June 4, 2014; and

WHEREAS, the provisions of the Original Contract may be modified in writing signed by all Parties pursuant to Section 32 of the Original Contract; and

WHEREAS, the Parties intend to contract with one another again regarding the City’s Professional Audit Services; and

WHEREAS, all capitalized terms used herein and not otherwise defined shall have the meanings given to them in the Original Contract.

NOW, THEREFORE, for and in consideration of the mutual covenants and the representations herein contained, and other good and valuable consideration, the sufficiency of which is hereby acknowledged, the Parties hereto agree as follows:

Section 1. Intent and Purpose. Unless specifically and expressly amended by the terms of this Amendment, the Parties intend that the terms of the Original Contract remain undisturbed and are hereby ratified and confirmed.

Section 2. For all purposes of the Original Contract, the following terms and conditions are hereby expressly amended, supplemented, revived, and/or restated as follows:

A. Attachment C to the Original Contract (i.e., the Engagement Letter, dated April 22, 2014) shall be updated and replaced in all respects with the Engagement Letter attached hereto as Exhibit “A” and dated January 20, 2020.

B. Contract Term. Section 3 of the Original Contract is hereby restated in its entirety as follows:

1. CONTRACT TERM. This Contract shall be effective from January 1, 2020 to December 31, 2022, subject to appropriation.

C. Scope of Work and Consideration. Sections 5 and 6 of the Original Contract are hereby restated in their entirety as follows:

1. **SCOPE OF WORK AND CONSIDERATION.** The parties agree that Contractor will provide the services specified for a fee as outlined in Exhibit A: Engagement Letter, dated January 20, 2020.

IN WITNESS WHEREOF, Michael K. Spilker executed this Amendment for and on behalf of Hinton Burdick CPAs & Advisors.; and the Mayor of the City and the City Clerk have executed this Amendment for and on behalf of the City and affixed the seal of the City hereto:

HINTON BURDICK CPAS & ADVISORS



By: _____
Michael K. Spilker

[S E A L]

CITY OF FERNLEY, NEVADA

Attest:

By: _____
Kimberly Swanson, City Clerk

By: _____
Roy Edgington, Mayor

Approved as to Form:

By: _____
Brandi Jensen, City Attorney