

AMENDMENT NUMBER ~~ONE~~ TWO  
 TO  
 CONTRACT MA-060-18010198  
 BETWEEN THE  
 COUNTY OF ORANGE  
 AND  
 SIDEPATH, INC.

This AMENDMENT NUMBER ~~ONE~~ TWO to Contract number MA-060-18010198 (hereinafter "AMENDMENT NUMBER ~~ONE~~ TWO") between the County of Orange, a political subdivision of the State of California, through its Sheriff-Coroner Department (hereinafter "COUNTY") and Sidepath, Inc. (hereinafter "CONTRACTOR") with a business address of 22892 Mill Creek Dr., Laguna Hills, CA 92653, is made and entered upon execution of all necessary signatures.

RECITALS

WHEREAS, the Minnesota WSCA-NASPO Cooperative Purchasing Program has issued a NASPO ValuePoint Master Agreement as No. MNWNC-109 now in affect from April 1, 2015, through and including June 30, 2021; and

WHEREAS, COUNTY and CONTRACTOR executed a Contract pursuant to the WSCA-NASPO contract for EMC Corporation Computer Equipment: Storage Related Peripherals & Services on September 12, 2017, as Contract Number MA-060-18010198 (hereinafter "ORIGINAL CONTRACT"), for the term of September 12, 2017 through and including March 31, 2020;

~~WHEREAS, COUNTY desires to renew the ORIGINAL CONTRACT, as Contract Number MA-060-20010908 for a term of April 1, 2020 through and including June 30, 2021, in an amount not to exceed \$2,500,000 and the CONTRACTOR has agreed to provide those services at the rates set forth in the ORIGINAL CONTRACT;~~

WHEREAS, COUNTY and CONTACTOR renewed the ORIGINAL CONTRACT on March 10, 2020 as Contract Number MA-060-20010908 (hereinafter "AMENDMENT NUMBER ONE") for a term of April 1, 2020 through and including June 30, 2021, in an amount not to exceed \$2,500,000;

WHEREAS, COUNTY desires to amend the ORIGINAL CONTRACT and amend ATTACHMENT A, Scope of Work and ATTACHMENT B, Compensation and Pricing Provisions increasing the Contract not to exceed of \$2,500,000 by \$448,283.21 for a new Contract not to exceed amount of \$2,948,283.21 and the;

NOW THEREFORE, in consideration of the mutual obligations set forth herein, both COUNTY and CONTRACTOR agree as follows:

1. ARTICLES

~~a. Additional Terms and Conditions, Section Term of Contract, of the ORIGINAL CONTRACT is amended in its entirety as follows:~~

~~2. Term of Contract:~~

~~This CONTRACT shall commence upon execution of all necessary signatures, and continue in effect from 9/12/17 through and including 6/30/21, unless otherwise terminated by COUNTY. The period of 9/12/17 through and including 3/31/20 shall be known as Contract MA 060-18010198. The period of 4/1/20 through and including 6/30/21 shall be known as Contract MA 060-20010908. This Contract may be renewed for two (2) additional one year terms by mutual agreement of both Parties. The County does not have to give reason if it elects not to renew.~~

~~b. Attachment B, Compensation and Pricing Provisions, Section 2, Fees and Charges, of the ORIGINAL CONTRACT is amended in part as follows:~~

~~Contract amount shall not exceed \$2,500,000 per year.~~

a. ATTACHMENT A, Scope of Work, Section V. County Locations & Contact, of the ORIGINAL CONTRACT is amended to read in part as follows:

V. County Locations & Contact:

Sheriff-Coroner Department / Information Services Bureau  
320 N. Flower Street  
Santa Ana, CA. 92703

Sheriff-Coroner Department / Annex  
1045 Fuller Street  
Santa Ana, CA. 92701

Sheriff-Coroner Department / Technology Division  
840 N. Eckhoff Street, Suite 104  
Orange, CA. 92868

Contact:

Jerry Soto, Technology Division - Information Services Bureau  
jsoto@ocsd.org  
Ph: 714-834-6706

b. Attachment B, Compensation and Pricing Provisions, Section 2, Fees and Charges, of the ORIGINAL CONTRACT is amended in part as follows:

Contract amount shall not exceed \$2,948,283.21 for the Contract term April 1, 2020 through and including June 30, 2021.

Orange County sales and district taxes are authorized to be paid against this Contract.

2. A true and correct copy of the ORIGINAL CONTRACT (Contract Number MA-060-18010198) is attached hereto as Exhibit A and incorporated by this reference.
3. A true and correct copy of AMENDMENT NUMBER ONE is attached hereto as Exhibit B and incorporated by this reference.
- ~~3. All other provisions of the ORIGINAL CONTRACT, except as amended herein and to the extent they are not inconsistent with this AMENDMENT NUMBER ONE, remain unchanged and in full force and effect.~~
4. All other provisions of the ORIGINAL CONTRACT and AMENDMENT NUMBER ONE except as amended herein and to the extent they are not inconsistent with this AMENDMENT NUMBER TWO, remain unchanged and in full force and effect.

-Signature Page Follows-

IN WITNESS WHERE OF, the Parties have executed AMENDMENT NUMBER ~~ONE~~ TWO to Contract number MA-060-18010198.

\*Contractor: Sidepath, Inc.

By: \_\_\_\_\_ Title: \_\_\_\_\_

Print Name: \_\_\_\_\_ Date: \_\_\_\_\_

\*Contractor: Sidepath, Inc.

By: \_\_\_\_\_ Title: \_\_\_\_\_

Print Name: \_\_\_\_\_ Date: \_\_\_\_\_

*\*If the contracting party is a corporation, (2) two signatures are required: (1) signature by the Chairman of the Board, the President or any Vice President; and one (1) signature by the Secretary, any Assistant Secretary, the Chief Financial Officer or any Assistant Treasurer. The signature of one person alone is sufficient to bind a corporation, as long as he or she holds corporate offices in each of the two categories described above. For County purposes, proof of such dual office holding will be satisfied by having the individual sign the instrument twice, each time indicating his or her office that qualifies under the above described provision.*

*In the alternative, a single corporate signature is acceptable when accompanied by a corporate resolution demonstrating the legal authority of the signature to bind the company.*

**County Of Orange**

A political subdivision of the State of California



Sheriff-Coroner Department

By: \_\_\_\_\_ Title: \_\_\_\_\_

Print Name: \_\_\_\_\_ Date: \_\_\_\_\_

Approved by the Board of Supervisors: \_\_\_\_\_

Approved as to Form  
Office of the County Counsel  
Orange County, California

by \_\_\_\_\_  
Deputy

By: \_\_\_\_\_  
Chairman of Board of Supervisors

County of Orange, California

~~EXHIBIT A~~

~~ORIGINAL CONTRACT (Contract Number MA-060-18010198)~~

**EXHIBIT B**

**AMENDMENT NUMBER ONE (Contract Number MA-060-20010908)**