

AMENDMENT NUMBER ~~TWO~~ THREE
TO
CONTRACT MA-060-15011162
BETWEEN THE
COUNTY OF ORANGE
AND
FUJITEC AMERICA INC.

This AMENDMENT NUMBER ~~TWO~~ THREE to Contract number MA-060-15011162 for Elevator Maintenance and Repair Services, (hereinafter "AMENDMENT NUMBER ~~TWO~~ THREE") between the County of Orange, a political subdivision of the State of California (hereinafter "COUNTY") and Fujitec America Inc., (hereinafter "CONTRACTOR") with a place of business at 19840 Hamilton Avenue, Torrance, CA 90502, is made and entered upon execution of all necessary signatures.

RECITALS:

WHEREAS, COUNTY and CONTRACTOR executed a Contract for Elevator Maintenance and Repair Services on March 24, 2015, Contract Number MA-060-15011162 (hereinafter "ORIGINAL CONTRACT") for a one-year term of April 1, 2015 through and including March 31, 2016, renewable for four (4) additional one-year terms; and

WHEREAS, COUNTY and CONTRACTOR renewed the ORIGINAL CONTRACT on March 4, 2016 as Contract Number MA-060-16011495 (hereinafter "AMENDMENT NUMBER ONE") for a one-year term of April 1, 2016 through and including March 31, 2017;

WHEREAS, COUNTY and CONTRACTOR desires to renew the ORIGINAL CONTRACT ON March 14, 2017, as Contract Number MA-060-17011165 for a one-year term of April 1, 2017 through and including March 31, 2018 and amend Attachment B, Pricing to add a Contract not to exceed amount of \$32,000/year (hereinafter "AMENDMENT NUMBER TWO") ~~and the CONTRACTOR has agreed to provide the goods/services at the rates set forth in the ORIGINAL CONTRACT;~~

WHEREAS, COUNTY desires to renew the ORIGINAL CONTRACT as Contract Number MA-060-18010757 for a one-year term of April 1, 2018 through and including March 31, 2019 and the CONTRACTOR has agreed to provide the goods/services at the rates set forth in the ORIGINAL CONTRACT;

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

1. **ARTICLES**

- a. Original Contract, Additional Terms and Conditions, Section 2, Term of Contract, is amended to read in its entirety as follows:

1. Term of Contract:

This Contract shall commence upon execution of all necessary signatures, and continue in effect from 4/1/15 through and including 3/31/18, unless otherwise terminated by COUNTY. The period of 4/1/15 through and including 3/31/16 shall be known as Contract number MA-060-15011162. The period of 4/1/16 through and including 3/31/17 shall be known as Contract number MA-060-16011495. The period of 4/1/17 through and including 3/31/18 shall be known as Contract number MA-060-17011165. The period of 4/1/18 through and including 3/31/19 shall be known as Contract number MA-060-18010757. This Contract may be renewed for ~~two~~ one (1) (2) additional one-year terms by mutual written agreement of both Parties. The County is not under any obligation to provide Contractor with a reason should it elect not to renew this Contract, nor is the County obligated to provide any prior notice to Contractor of its intent not to renew the Contract.

- ~~b. Attachment B, Pricing of the ORIGINAL CONTRACT is amended to add the following:~~

~~Contract shall not exceed: \$32,000/year~~

2. A true and correct copy of the ORIGINAL CONTRACT (Contract Number MA-060-15011162) is attached hereto as Exhibit A and incorporated by this reference.
3. A true and correct copy of AMENDMENT NUMBER ONE (Contract Number MA-060-16011495) is attached hereto as Exhibit B and incorporated by this reference.
4. A true and correct copy of AMENDMENT NUMBER TWO (Contract Number MA-060-17011165) is attached hereto as Exhibit C and incorporated by this reference.
5. All other provisions of the ORIGINAL CONTRACT, and AMENDMENT NUMBER ONE and AMENDMENT NUMBER TWO except as amended herein and to the extent they are not inconsistent with this AMENDMENT NUMBER THREE, shall remain unchanged and in full force and effect.

IN WITNESS WHEREOF, the Parties have executed AMENDMENT NUMBER ~~TWO~~
THREE to Contract number MA-060-15011162.

Contractor: Fujitec America Inc.

By: _____ Title: _____
Print Name: _____ Date: _____

Contractor*: Fujitec America 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.

~~*If a corporation, the document must be signed by two corporate officers. The first signature must be either the Chairman of the Board, President, or any Vice President. The second signature must be the secretary, an assistant secretary, the Chief Financial Officer, or any assistant treasurers. In the alternative, a single corporate signature is acceptable when accompanied by a corporate document 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: _____
Date: _____

APPROVED AS TO FORM
COUNTY COUNSEL

Deputy

EXHIBIT A
ORIGINAL CONTRACT (Contract Number MA-060-15011162)

EXHIBIT B

AMENDMENT NUMBER ONE (Contract Number MA-060-16011495)

Exhibit C

AMENDMENT NUMBER TWO (Contract Number MA-060-17011165)