

**AMENDMENT NUMBER ~~THREE~~ FOUR**  
**TO**  
**CONTRACT MA-060-14011108**  
**BETWEEN THE**  
**COUNTY OF ORANGE**  
**AND**  
**SIEMENS INDUSTRY, INC.**

**This AMENDMENT NUMBER ~~THREE~~ FOUR** to Contract Number MA-060-14011108 (hereinafter "AMENDMENT NUMBER ~~THREE~~ FOUR") between the County of Orange, a political subdivision of the State of California (hereinafter "COUNTY") and Siemens Industry, Inc., (hereinafter "CONTRACTOR") with a place of business at 7850 Collection Center Drive, Chicago, IL 60693, is made and entered upon execution of all necessary signatures.

**RECITALS:**

**WHEREAS**, COUNTY and CONTRACTOR executed a Contract on April 21, 2014 for the purchase of Energy Management System Hardware, under Contract Number MA-060-14011108 (hereinafter "ORIGINAL CONTRACT") for a one (1) year term of April 23, 2014 through and including April 22, 2015, renewable for four (4) additional one-year terms; and

**WHEREAS**, COUNTY and CONTRACTOR renewed the ORIGINAL CONTRACT on March 31, 2015 for a one (1) year term of April 23, 2015 through and including April 22, 2016 as Contract Number MA-060-15011269 and increased the current Contract amount of \$33,256 by \$664 for a new not to exceed amount of \$33,920 (hereinafter "AMENDMENT NUMBER ONE);

**WHEREAS**, COUNTY and CONTRACTOR renewed the ORIGINAL CONTRACT on April 12, 2016 for a one (1) year term of April 23, 2016 through and including April 22, 2017 as Contract Number MA-060-16011633 and increased the current Contract amount of \$33,920 by \$1,080 for a new not to exceed amount of \$35,000 (hereinafter "AMENDMENT NUMBER TWO);

**WHEREAS**, COUNTY ~~desires to~~ and ~~CONTRACTOR~~ renewed the ORIGINAL CONTRACT on March 14, 2017 for a one (1) year term of April 23, 2017 through and including April 22, 2018 as Contract Number MA-060-17011167 in the not to exceed amount of \$35,000 ~~and the CONTRACTOR has agreed to provide those services at the rates set forth in AMENDMENT NUMBER TWO;~~ (hereinafter "AMENDMENT NUMBER THREE);

WHEREAS, COUNTY desires to renew the ORIGINAL CONTRACT for a one (1) year term of April 23, 2018 through and including April 22, 2019 as Contract Number MA-060-18011305 in the not to exceed amount of \$35,000 and the CONTRACTOR has agreed to provide those services at the rates set forth in AMENDMENT NUMBER TWO;

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Contractor Initial: \_\_\_\_\_

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*County of Orange*  
*Sheriff-Coroner Department*

*MA-060-14011108*  
*Siemens Industry Inc.*

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**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 2, **Term of Contract**, of the ORIGINAL 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 4/23/14 through and including 4/22/18<sup>9</sup>, unless otherwise terminated by COUNTY. The period of 4/23/14 through and including 4/22/15 shall be known as Contract Number MA-060-14011108. The period of 4/23/15 through and including 4/22/16 shall be known as Contract Number MA-060-15011269. The period of 4/23/16 through and including 4/22/17 shall be known as Contract Number MA-060-16011633. The period of 4/23/17 through and including 4/22/18 shall be known as Contract Number MA-060-17011167. ~~Contract may be renewed up to one (1) additional one (1) year term upon mutual agreement of both parties. The County does not have to give reason if it elects not to renew. The period of 4/23/18 through and including 4/22/19 shall be known as Contract Number MA-060-18011305. This Contract is non-renewable.~~

2. A true and correct copy of the ORIGINAL CONTRACT (Contract Number MA-060-14011108) is attached hereto as Exhibit A and incorporated by this reference.
3. A true and correct copy of AMENDMENT NUMBER ONE (Contract Number MA-060-15011269) is attached hereto as Exhibit B and incorporated by this reference.
4. A true and correct copy of AMENDMENT NUMBER TWO (Contract Number MA-060-16011633) is attached hereto as Exhibit C and incorporated by this reference.
5. A true and correct copy of AMENDMENT NUMBER THREE (Contract Number MA-060-17011167) is attached hereto as Exhibit D and incorporated by this reference.
56. All other provisions of the ORIGINAL CONTRACT, AMENDMENT NUMBER ONE, ~~and~~ AMENDMENT NUMBER TWO and AMENDMENT NUMBER THREE as amended by AMENDMENT NUMBER ~~THREE FOUR~~, except as amended herein remain and in full force and effect.

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**IN WITNESS WHEREOF**, the Parties have executed AMENDMENT NUMBER ~~THREE~~FOUR to Contract number MA-060-14011108.

**\*Contractor:** Siemens Industry, Inc.

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

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

**\*Contractor:** Siemens Industry, 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

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**EXHIBIT A**

**ORIGINAL CONTRACT (Contract Number MA-060-14011108)**

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Contractor Initial: \_\_\_\_\_

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**EXHIBIT B**

**AMENDMENT NUMBER ONE (Contract Number MA-060-15011269)**

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**EXHIBIT C**

**AMENDMENT NUMBER TWO (Contract Number MA-060-16011633)**

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Contractor Initial: \_\_\_\_\_

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EXHIBIT D

AMENDMENT NUMBER THREE (Contract Number MA-060-17011167)

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Contractor Initial: \_\_\_\_\_

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