

~~AMENDMENT NUMBER FIVE~~
 TO
 CONTRACT MA-060-~~13010014~~ 17011791
 BETWEEN THE
 COUNTY OF ORANGE
 AND
 HELISTREAM, INC.

This ~~AMENDMENT NUMBER FIVE~~ to Contract Number MA-060-~~13010014~~ 17011791 (~~hereinafter "AMENDMENT NUMBER FIVE"~~) between the County of Orange, a political subdivision of the State of California (hereinafter "COUNTY") and Helistream, Inc., (hereinafter "CONTRACTOR") with a place of business at 3000 Airway Ave., Suite 350, Costa Mesa, CA 92626, is made and entered upon execution of all necessary signatures.

RECITALS:

WHEREAS, COUNTY and CONTRACTOR desires to enter into a ~~executed a~~ Contract ~~on August 1, 2012~~ for Helicopter Flight Instructor Services and Advance Flight Training Instructor Services Contract Number MA-060-~~13010014~~ 17011791 (hereinafter "ORIGINAL CONTRACT") for a ~~one~~ two (2) year term of August 1, 2017 through and including July 31, 2019, renewable for ~~four~~ three (3) additional one-year terms; and

~~WHEREAS, COUNTY and CONTRACTOR renewed the ORIGINAL CONTRACT on July 15, 2013 for the period of August 1, 2013 through and including July 31, 2014 as Contract number MA-060-13012058 and modified ATTACHMENT B, Pricing in its entirety (hereinafter "AMENDMENT NUMBER ONE");~~

~~WHEREAS, COUNTY and CONTRACTOR renewed the ORIGINAL CONTRACT as Contract Number MA-060-14011598 on May 14, 2014 for the period of August 1, 2014 through and including July 31, 2015 and increased the hourly rate throughout ATTACHMENT B, Pricing as well as added Recurrent Training and Emergency Procedures for UH-1 in County's Helicopter at \$250.00/hour (hereinafter "AMENDMENT NUMBER TWO");~~

~~WHEREAS, COUNTY and CONTRACTOR increased the dollar amount of Contract Number MA-060-13012058 retroactively on December 9, 2014 for the term of August 1, 2013 through and including July 31, 2014 of \$95,000.00 by \$49,000.00 for a not to exceed amount of \$144,000.00 due to a Contract overrun that resulted from additional Flight Training to meet National Transportation Safety Board (NTSB) requirements; and~~

~~WHEREAS, COUNTY and CONTRACTOR increased Contract Number MA-060-14011598 dollar amount of \$95,000.00 by \$30,000.00 for a not to exceed amount of \$125,000.00 for the term of August 1, 2014 through and including July 31, 2015 (hereinafter "AMENDMENT NUMBER THREE");~~

~~WHEREAS, COUNTY and CONTRACTOR renewed the ORIGINAL CONTRACT on July 21, 2015 on for a one (1) year term of August 1, 2015 through and including July 31, 2016 as Contract Number MA-060-15011993 in the not to exceed amount of \$125,000.00 and increased the hourly rate throughout ATTACHMENT B, Pricing (hereinafter "AMENDMENT NUMBER FOUR");~~

~~WHEREAS, COUNTY desires to renew the ORIGINAL CONTRACT for a one (1) year term as Contract Number MA-060-16011473 in the not to exceed amount of \$125,000.00 and the CONTRACTOR has agreed to provide these services at the rates set forth in AMENDMENT NUMBER TWO and this AMENDMENT NUMBER FOUR;~~

~~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**, is amended to read in its entirety as follows:~~
- ~~2. This Contract shall commence upon execution of all necessary signatures, and continue in effect from 8/1/12 through and including 7/31/17, unless otherwise terminated by County. The period of 8/1/12 through and including 7/31/13 shall be known as Contract number MA-060-13010014. The period of 8/1/13 through and including 7/31/14 shall be known as Contract number MA-060-13012058. The period of 8/1/14 through and including 7/31/15 shall be known as Contract number MA-060-14011598. The period of 8/1/15 through and including 7/31/16 shall be known as Contract Number MA-060-15011993. The period of 8/1/16 through and including 7/31/17 shall be known as Contract Number MA-060-16011473. Contract is non-renewable.~~
- ~~3. A true and correct copy of the ORIGINAL CONTRACT (Contract Number MA-060-13010014) is attached hereto as Exhibit A and incorporated by this reference.~~
- ~~4. A true and correct copy of AMENDMENT NUMBER ONE (Contract Number MA-060-13012058) is attached hereto as Exhibit B and incorporated by this reference.~~
- ~~5. A true and correct copy of AMENDMENT NUMBER TWO (Contract Number MA-060-14011598) is attached hereto as Exhibit C and incorporated by this reference.~~
- ~~6. A true and correct copy of AMENDMENT NUMBER THREE (Contract Number MA-060-14011598) is attached hereto as Exhibit D and incorporated by this reference.~~
- ~~7. A true and correct copy of AMENDMENT NUMBER FOUR (Contract Number MA-060-15011993) is attached hereto as Exhibit E and incorporated by this reference.~~

~~7. All other provisions of the ORIGINAL CONTRACT, as amended by AMENDMENT NUMBER ONE, AMENDMENT NUMBER TWO, AMENDMENT NUMBER THREE and AMENDMENT NUMBER FOUR to the extent they are not inconsistent with this AMENDMENT NUMBER FIVE, remain in full force and effect.~~

~~IN WITNESS WHEREOF, the Parties have executed AMENDMENT NUMBER FIVE to Contract Number MA-060-13010014.~~

The Parties hereto have executed this Contact # MA-060-17011791 for Helicopter Flight Instructor Services and Advanced Flight Training on the dates shown opposite their respective signatures below

*Contractor: Helistream, Inc.

By: _____ Title: _____

Print Name: _____ Date: _____

*Contractor: Helistream, 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: _____

Date: _____

Approved by the Board of Supervisors: _____

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

by _____
Deputy

~~EXHIBIT A~~

~~ORIGINAL CONTRACT (Contract Number MA-060-13010014)~~

~~EXHIBIT B~~

~~AMENDMENT NUMBER ONE (Contract Number MA-060-13012058)~~

~~EXHIBIT C~~

~~AMENDMENT NUMBER TWO (Contract Number MA-060-14011598)~~

~~EXHIBIT D~~

~~AMENDMENT NUMBER THREE (Contract Number MA-060-14011598)~~

~~EXHIBIT E~~

~~AMENDMENT NUMBER FOUR (Contract Number MA-060-15011993)~~