

AMENDMENT NUMBER ~~FOUR~~ FIVE  
TO  
AGREEMENT MA-060-10011773  
BETWEEN THE  
COUNTY OF ORANGE  
AND  
ORANGE COUNTY PUMPING, INC.

This AMENDMENT NUMBER ~~FOUR~~ FIVE to Contract number MA-060-10011773 (hereinafter "AMENDMENT NUMBER ~~FOUR~~ FIVE") between the County of Orange, a political subdivision of the state of California (hereinafter "COUNTY") and Orange County Pumping, Inc., (hereinafter "CONTRACTOR") with a place of business at 630 South Hathaway Street, Santa Ana, CA 92712, is made and entered upon execution of all necessary signatures.

RECITALS:

WHEREAS, COUNTY and CONTRACTOR executed a Contract for Septic Tank Pumping, Cleaning, and Maintenance, Contract number MA-060-10011773 (hereinafter "ORIGINAL AGREEMENT"), for a one (1) year term of February 1, 2010 through and including January 31, 2011, renewable for four (4) additional one (1) year terms; and,

WHEREAS, COUNTY and CONTRACTOR renewed the ORIGINAL AGREEMENT as Contract number MA-060-11011357 (hereinafter "AMENDMENT NUMBER ONE"), for a one-year term of February 1, 2011 through and including January 31, 2012, and amended, in its entirety paragraph P, Insurance Provisions; ~~amending, in its entirety paragraph P, Insurance Provisions and adding an additional one-year term of February 1, 2011 through and including January 31, 2012;~~

WHEREAS, COUNTY and CONTRACTOR renewed the ORIGINAL AGREEMENT as Contract number MA-060-12010735 (hereinafter "AMENDMENT NUMBER TWO") for a one-year term ~~additional one-year term~~ of February 1, 2012 through and including January 31, 2013;

WHEREAS, COUNTY and CONTRACTOR amended the ORIGINAL AGREEMENT (hereinafter "AMENDMENT NUMBER THREE") to add the Coroner Division as an additional service location;

WHEREAS, COUNTY and CONTRACTOR renewed the ORIGINAL AGREEMENT s Contract number, MA-060-13010706 (hereinafter "AMENDMENT NUMBER FOUR") for a one-year term of February 1, 2013 through and including January 31, 2014; ~~desires to renew the ORIGINAL AGREEMENT for an additional one (1) year term, and CONTRACTOR has agreed to provide these goods/services at the rates set forth in the ORIGINAL AGREEMENT and AMENDMENT NUMBER THREE;~~

WHEREAS, COUNTY desires to renew the ORIGINAL AGREEMENT for the fourth and final one-year term available under this AGREEMENT, and CONTRACTOR has agreed to provide these goods/services at the rates set forth in the ORIGINAL AGREEMENT and AMENDMENT NUMBER THREE;

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 AGREEMENT 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 2/1/10 through and including 1/31/~~14~~15, unless otherwise terminated by County. The period of 2/1/10 through and including 1/31/11 shall be known as Contract number MA-060-10011773. The period of 2/1/11 through and including 1/31/12 shall be known as Contract number MA-060-11011357. The period of 2/1/12 through and including 1/31/13 shall be known as Contract number MA-060-12010735. The period of 2/1/13 through and including 1/31/14 shall be known as Contract number MA-060-13010706. The period of 2/1/14 through and including 1/31/15 shall be known as Contract number MA-060-14010707. This contract is non-renewable. ~~This Contract may be renewed for one (1) separate additional one-year term by mutual written agreement of both Parties. County is not under any obligation to provide Contractor with a reason should it elect not to renew this Contract, nor is County obligated to provide any prior notice to Contractor of its intent not to renew the Contract.~~

2. A true and correct copy of the ORIGINAL AGREEMENT (Contract Number MA-060-10011773) is attached hereto as Exhibit A and incorporated herein by this reference.
3. A true and correct copy of AMENDMENT NUMBER ONE (Contract Number MA-060-11011357) is attached hereto as Exhibit B and incorporated herein by this reference.
4. A true and correct copy of AMENDMENT NUMBER TWO (Contract Number MA-060-12010735) is attached hereto as Exhibit C and incorporated herein by this reference.
5. A true and correct copy of AMENDMENT NUMBER THREE (Contract Number MA-060-12010735) is attached hereto as Exhibit D and incorporated herein by this reference.
6. A true and correct copy of AMENDMENT NUMBER FOUR (Contract Number MA-060-13010706) is attached hereto as Exhibit E and incorporated herein by this reference.
- 67 .All other provisions of the ORIGINAL AGREEMENT, AMENDMENT NUMBER ONE, AMENDMENT NUMBER TWO and AMENDMENT NUMBER THREE and AMENDMENT NUMBER FOUR, except as amended herein, remain unchanged and in full force and effect.

IN WITNESS WHEREOF, the Parties have executed this AMENDMENT NUMBER ~~FOUR~~ FIVE to Contract number MA-060-10011773.

**\*Contractor: Orange County Pumping, Inc.**

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

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

**\*Contractor: Orange County Pumping, Inc.**

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

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

\*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

\_\_\_\_\_  
John H. Abbott, Deputy

Redline Version of Amendment

**EXHIBIT A**

ORIGINAL AGREEMENT (Contract Number MA-060-10011773)

Redline Version of Amendment

**EXHIBIT B**

AMENDMENT NUMBER ONE (Contract Number MA-060-11011357)

**EXHIBIT C**

AMENDMENT NUMBER TWO (Contract Number MA-060-12010735)

Redline Version of Amendment

**EXHIBIT D**

AMENDMENT NUMBER THREE (Contract Number MA-060-12010735)

Redline Version of Amendment

**EXHIBIT E**

AMENDMENT NUMBER FOUR (Contract Number MA-060-13010706)