



COUNTY OF ORANGE

CONTRACT # MA-003-18010262

AMENDMENT THREE

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BY AND BETWEEN

AUDITOR-CONTROLLER'S OFFICE

AND

ARK TECHNOLOGIES

FOR

**TECHNICAL SERVICES AND SUPPORT FOR THE PROPERTY
TAX SYSTEM MODERNIZATION PROJECT**

**AMENDMENT NUMBER ~~THREE~~ TO
CONTRACT MA-003-18010262 FOR
TECHNICAL SERVICES AND SUPPORT
FOR THE PROPERTY TAX SYSTEM MODERNIZATION PROJECT**

This Amendment Number ~~Three~~, (“Amendment”) to ~~Contract~~ MA-003-18010262 (“Contract”), for the modernization of the County’s Legacy Property Tax System (hereinafter referred to as “Software Products”), ~~is~~ made and entered into as of the date fully executed by and between ARK Technologies with a place of business at 114 Avenida Trieste, San Clemente, CA, 92672 (“Vendor”), and the County of Orange, a political subdivision of the State of California, (“County”), which may be referred to individually as a “Party” or collectively as the “Parties”.

RECITALS

WHEREAS, the Parties executed Contract MA-003-18010262 for a term effective October 2, 2017 through August 30, 2020; and

WHEREAS, County agreed to pay Vendor based on the schedule of fees set forth in Cost/Compensation, attached to the Contract as Attachment B; and

WHEREAS, the Parties executed Amendment Number One to extend the term of the Contract through March 31, 2021 and to increase the Not to Exceed amount of the Contract to \$1,613,720.00; and

WHEREAS, the Parties executed Amendment Number Two to extend the term of the Contract from April 1, 2021 through January 31, 2022 and to increase the Not to Exceed amount of the Contract to \$2,011,647.20; and

WHEREAS, the Parties desire to amend the Contract with this Amendment Number Three to extend the term of the Contract through January 31, 2023 and to increase the Not to Exceed amount of the Contract to \$2,570,029.69;

NOW, THEREFORE, in consideration of the mutual obligations set forth herein, the Parties agree as follows:

1. Page 11, Paragraph 2 of the Contract, entitled “Term of Contract,” shall be amended as follows:

“2. Term of Contract: This Contract shall commence on October 2, 2017 and continue until January 31, 2023.”

2. Page 22, Paragraph 2, of Attachment B to the Contract shall be amended as follows:

“2. **Fees and Charges:** County will pay the following fees in accordance with the provisions of this Contract. Payment shall be as follows:

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Moved (insertion) [1]

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Moved up [1]: WHEREAS, the Parties executed Contract MA-003-18010262 for a term effective October 2, 2017 through August 30, 2020; and¶

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	10/2/2017 to 9/30/2018	10/1/2018 to 8/30/2019	8/31/2019 to 6/30/2020	7/1/2020 to 3/31/2021
Hourly Rate	\$137.00	\$141.00	\$144.53	\$148.14
Maximum # Hours	3,120.00	2,860.00	2,850	2,505
Maximum Cost	\$427,440.00	\$403,260.00	\$411,929.30	\$371,090.70

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	4/1/2021 to 6/30/2021	7/1/2021 to 1/31/2022	<u>2/1/2022 to 1/31/2023</u>
Hourly Rate	\$148.14	\$151.84	<u>\$157.91</u>
Maximum # Hours	792	1,848	<u>3,536</u>
Maximum Cost	\$117,326.88	\$280,600.32	<u>\$558,382.49</u>

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The total Not to Exceed amount of this contract is \$2,570,029.69,”

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3. Except as expressly amended herein, all other terms and conditions of the Contract shall remain unchanged, in full force and effect.

[Signature page follows.]

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Figure 1

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Signature Page

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The Parties hereto have executed this Contract on the dates shown opposite their respective signatures below

VENDOR*: ARK TECHNOLOGIES

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Signature_____
Date_____
Print Name_____
Title

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Signature_____
Date_____
Print Name_____
Title

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*** If the contracting party is a corporation, two (2) signatures are required as further set forth in this paragraph.** The first signature shall be: a) the Chairman of the Board; b) the President; or c) any Vice President. The second signature shall be: a) the Secretary; b) any Assistant Secretary; c) the Chief Financial Officer; or d) any Assistant Treasurer.

COUNTY OF ORANGE

A political subdivision of the State of California

Signature_____
Date_____
Print Name_____
Title

Approved by Board of Supervisors on: _____

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

By _____ Date _____
Deputy County Counsel

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County of Orange
Auditor-Controller

Technical Services and Support
MA-003-18010262, Amendment ~~Two~~ **Three**

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File No.: