

AMENDMENT ~~ONE~~ TWO
TO CONTRACT NO. MA-057-20011586
BETWEEN
THE COUNTY OF ORANGE
AND
C.M. TIPTON POLYGRAPH AND ASSOCIATES
FOR
POLYGRAPH EXAMINATION SERVICES FOR ADULT SEX OFFENDERS - POST
CONVICTION

This Amendment ~~Two~~One to the Contract for the provision of Polygraph Examination Services for Adult Sex Offenders - Post Conviction, hereinafter referred to as "Contract", is made and entered into upon execution of all necessary signatures between the County of Orange, a political subdivision of the State of California, hereinafter referred to as "County", acting through the Orange County Probation Department, hereinafter referred to as "Probation", and C.M. Tipton Polygraph and Associates, hereinafter referred to as "Contractor". County and Contractor may be referred to individually as "Party" or collectively as "Parties".

RECITALS

WHEREAS, Contractor responded to Request for Proposals (RFP) No. 057-C019963-MM for the provision of Polygraph Examination Services of Post-Conviction Adult Sex Offenders;

WHEREAS, County determined that Contractor's proposed services meet or exceed the requirements and specifications of the RFP; and

WHEREAS, Contractor agreed to render such services in accordance with the terms and conditions set forth herein; and

WHEREAS, County agreed to pay Contractor based on the schedule of fees set forth in IV. Cost/Compensation for Contract Services; and

WHEREAS, on May 19, 2020 the Orange County Board of Supervisors authorized the County Procurement Officer or designee to enter into a contract to provide Polygraph Examination Services for Adult Sex Offenders - Post Conviction for a term of July 1, 2020 through and including June 30, 2023 in an amount of \$654,000; and

WHEREAS, Parties executed Amendment One to renew Contract No. MA-057-20011586 for a term of July 1, 2023 through and including June 30, 2024 in an amount of \$227,300; and

WHEREAS, County desires to renew ~~the~~ Contract No. MA-057-20011586 for one (1) year for the term of July 1, 2024~~3~~ through and including June 30, 2025~~4~~ in an amount of \$227,300 for a new not to exceed amount of ~~\$881,300~~1,108,600; and

NOW THEREFORE, the Parties mutually agree as follows:

1. Section II, Additional Terms and Conditions, Term of Contract shall be amended in part as follows:

2. **"Term of Contract"**: The initial term of this Contract shall be for the period commencing on, July 1, 2024~~3~~, through June 30, 2025~~4~~ subject to the termination provisions set forth in the following sections:

Section I, General Terms and Conditions:

- Paragraph I – Assignment
- Paragraph K – Termination
- Paragraph O – Insurance Requirements
- Paragraph Q - Change of Ownership/Name, Litigation Status,
Conflicts with County Interests
- Paragraph BB – Contingency of Funds

Section II, Additional Terms and Conditions:

- Paragraph 10 – Breach of Contract
- Paragraph 24 - Subcontracting

~~2.1 **Renewal:** This Contract may be renewed for one (1) additional one (1) year period, subject to: (a) the County's assessment of Contractor's performance and availability of funding or appropriations warranting such renewal; (b) upon mutual written agreement of the Parties; and (c) applicable policy of the Orange County Board of Supervisors for contract renewals. The County shall not be required to give a reason if it elects not to renew the Contract.~~

~~2. Section II, Additional Terms and Conditions, Project Manager shall be amended in part as follows:~~

~~_____ County Project Manager: Stacey McCoy~~

~~_____ Telephone#: (949) 206 4182~~

~~_____ Email: Stacey.McCoy@prob.ocgov.com~~

~~23. _____~~ This Amendment modifies the Contract only as expressly set forth above. This Amendment does not modify, alter or amend the Contract in any other way whatsoever. Except as amended herein, all other terms and conditions of the Contract remain unchanged.

IN WITNESS WHEREOF, the Parties have executed Amendment ~~Two~~One to Contract #~~MA-057-20011586~~ on the dates shown with their respective signatures below.

* **C.M. Tipton Polygraph and Associates**

Name Title

Signature Dated

Name Title

Signature Dated

* Pursuant to California Corporations Code Section 313, if the contracting party is a corporation, ***(2) two signatures are required:*** one (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. *In the alternative, a single corporate signature is acceptable when accompanied by a corporate resolution demonstrating the legal authority of the signatory to bind the corporation*

COUNTY OF ORANGE

By: _____
County of Orange, California

Dated: _____

**APPROVED AS TO FORM:
COUNTY COUNSEL
COUNTY OF ORANGE, CALIFORNIA**

By: _____
Deputy County Counsel

Dated: _____