

AMENDMENT NO. 5 TO AGREEMENT BY AND BETWEEN COUNTY OF MONTEREY, THROUGH ITS INFORMATION TECHNOLOGY DEPARTMENT & QUALYS, INCORPORATED

This Amendment No. 5 is made to the non-standard END USER AGREEMENT for the provision of vulnerability management services for Monterey County network by and between Qualys, Inc., hereinafter “CONTRACTOR” and the County of Monterey, a political subdivision of the State of California, hereinafter referred to as “COUNTY”.

RECITALS

WHEREAS, the Agreement was executed for vulnerability management services for the Monterey County network for the term of July 18, 2016 through July 17, 2017, in a total amount not to exceed \$130,645; and

WHEREAS, on July 20, 2017, the COUNTY and CONTRACTOR amended (No. 1) the agreement to extend the term of the End User Agreement through July 19, 2018, and added an additional \$130,645 for a total agreement amount of \$261,290;

WHEREAS, on July 17, 2018, the COUNTY and CONTRACTOR amended (No. 2) the agreement to extend the term by one (1) year through July 19, 2019 and add an additional \$130,645 for a total agreement amount of \$391,935;

WHEREAS, on July 23, 2019, the COUNTY and CONTRACTOR amended (No. 3) the agreement to extend the agreement term by one (1) year through July 19, 2020 and add an additional \$130,645 for a total agreement amount of \$522,580; and

WHEREAS, on July 23, 2019, the COUNTY and CONTRACTOR amended (No. 4) the agreement by three years through July 19, 2023, and added an additional \$415,110 for a total agreement amount of \$937,690; and

WHEREAS, the COUNTY and CONTRACTOR currently wish to extend the agreement term by one (1) year through July 19, 2024 and add an additional \$142,010 for a total agreement amount of \$1,079,700; and

AGREEMENT

NOW THEREFORE, the COUNTY and CONTRACTOR hereby agree to amend the AGREEMENT in the following manner:

1. The AGREEMENT shall be amended by adding the services specified in “Exhibit A-5, Quotation”, attached to this Amendment No. 5.
2. The amount of the Agreement shall not exceed \$1,079,700.

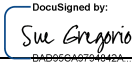
3. The term of the Agreement shall be amended from an end date of July 1, 2023 to a new end date of July 19, 2024.
4. Except as provided herein, all remaining terms, conditions and provisions of the Agreement are unchanged and unaffected by this AMENDMENT No. 5 and shall continue in full force and effect as set forth in the Agreement.
5. A copy of this AMENDMENT No. 5 and Exhibit A-5 shall be attached to the original Agreement.

IN WITNESS WHEREOF, the parties have executed this AMENDMENT No. 5 on the day and year written below.

MONTEREY COUNTY

CONTRACTOR

Contracts/Purchasing Officer

By: 
Signature of Chair, President, or Vice-President


Dated:

Sue Gregorio VP Corporate Controller

Approved as to Fiscal Provisions:

Printed Name and Title
2023-06-19
Dated:

Deputy Auditor/Controller

By: 
(Signature of Secretary, Asst. Secretary, CFO, Treasurer or Asst. Treasurer)*

Dated:

Joo Mi Kim CFO

Approved as to Liability Provisions:

Printed Name and Title
2023-06-19
Dated:

Risk Management

Dated:

Approved as to Form:

Deputy County Counsel

Dated:

*INSTRUCTIONS: If CONTRACTOR is a corporation, including limited liability and non-profit corporations, the full legal name of the corporation shall be set forth above together with the signatures of two specified officers. If CONTRACTOR is a partnership, the name of the partnership shall be set forth above together with the signature of a partner who has authority to execute this Agreement on behalf of the partnership. If CONTRACTOR is contracting in an individual capacity, the individual shall set forth the name of the business, if any, and shall personally sign the Agreement.