

**AMENDMENT NO. 5
TO PROFESSIONAL SERVICES AGREEMENT
BETWEEN Paragon Mechanical Inc. AND
THE NATIVIDAD MEDICAL CENTER
FOR**

Preventative Maintenance, Repairs and Parts for Chillers and VFD's Services

This Amendment No. 5 to Professional Services Agreement ("Agreement"), dated July 1, 2008, is entered into by and between the County of Monterey, on behalf of Natividad Medical Center ("NMC"), and Paragon Mechanical Inc. (Contractor), with respect to the following:

RECITALS

WHEREAS, the County and Contractor amended the Agreement previously on July 1, 2009 via Renewal and Amendment No. 1, on March 1, 2010 via Amendment No. 2, on July 1, 2011 via Renewal, on July 1, 2012 via Amendment No. 3, and on July 1, 2013 via Amendment No. 4; and

WHEREAS, the County and Contractor wish to amend the Agreement to extend the term date to allow for existing services to continue; and

WHEREAS, the County and Contractor wish to amend the Agreement to increase the amount of the Agreement by \$40,000 because of the term end date extension; and

AGREEMENT

NOW, THEREFORE, the parties agree to amend the Agreement as follows:

1. Contractor will continue to provide NMC with the same scope of services as stated in the original Agreement No. (A-11696/MYA234).
2. Section 2. "PAYMENTS BY NMC" shall be amended by removing, "*The total amount payable by NMC to CONTRACTOR under this Agreement shall not exceed the sum of \$446,000.00.*" and replacing it with "*The total amount payable by County to CONTRACTOR under Agreement No. (MYA234) shall not exceed the total sum of \$486,000.00 for the full term of the Agreement*".
3. Section 3. "TERM OF AGREEMENT" shall be amended by removing, "*The term of this Agreement is from July 1, 2008 to June 30, 2014 unless sooner terminated pursuant to this Agreement*" and replacing it with "*The term of this Agreement is from July 1, 2008 to June 30, 2015 unless sooner terminated pursuant to this Agreement*".
4. Except as provided herein, all remaining terms, conditions and provisions of the Agreement and Renewal and Amendment Nos. 1, 3 and Amendment Nos. 2, 4 are unchanged and unaffected by this Amendment and shall continue in full force and effect as set forth in the Agreement.
5. A copy of this Amendment No. 5 and all previous amendments shall be attached to the original Agreement No. (A-11696/MYA234).
6. The effective date of this Amendment is July 1, 2014.

Amendment No.5
Paragon Mechanical Inc
Preventative Maintenance, Repair and Parts for Chillers and VFD Services
Natividad Medical Center
Term: July 1, 2008 thru June 30, 2015
Not to Exceed: \$ 486,000.00

IN WITNESS WHEREOF, the parties hereto are in agreement with this Amendment on the basis set forth in this document and have executed this Amendment on the day and year set forth herein.

Natividad Medical Center

By: _____
Sid Cato, NMC Contracts Manager

Date: _____

By: _____
Harry Weis, NMC Chief Executive Officer

Date: _____

APPROVED AS TO LEGAL PROVISIONS

By: C. B. Breer
Anne Brauer Breer
Monterey County, Deputy County Counsel

Date: April 11, 2014

APPROVED AS TO FISCAL PROVISIONS

By: Gary Giboney
Gary Giboney
Monterey County Auditor/Controller's Office

Date: 4-17-14

Contractor

Contractor's Business Name*** (see instructions)

Signature of Chair, President, or Vice-President

Name and Title

Date: _____

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

Name and Title

Date: _____

*****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 (two signatures required).

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 (two signatures required).

If CONTRACTOR is contracting in and individual capacity, the individual shall set forth the name of the business, if any and shall personally sign the Agreement (one signature required)

IN WITNESS WHEREOF, the parties hereto are in agreement with this Amendment on the basis set forth in this document and have executed this Amendment on the day and year set forth herein.

Natividad Medical Center

By: _____
Sid Cato, NMC Contracts Manager

Date: _____

By: _____
Harry Weis, NMC Chief Executive Officer

Date: _____

APPROVED AS TO LEGAL PROVISIONS

By: _____
Anne Brauer
Monterey County, Deputy County Counsel

Date: _____

APPROVED AS TO FISCAL PROVISIONS

By: _____
Gary Giboney
Monterey County Auditor/Controller's Office

Date: _____

Contractor

Paragon Mechanical, Inc.
Contractor's Business Name*** (see instructions)

[Signature]
Signature of Chair, President, or Vice-President

JOHN WATSON PRES
Name and Title

Date: 4/16/14

By: [Signature] SEC./TREASURER
(Signature of Secretary, Asst. Secretary, CFO,
Treasurer or Asst. Treasurer)

STEVE BENAKOVICH SEC./TREASURER
Name and Title

Date: 4/16/14

***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 (two signatures required).

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