

Agreement A-14065

**RENEWAL AND AMENDMENT NO. 2
TO THE SERVICES AGREEMENT
BETWEEN NATIVIDAD MEDICAL CENTER (COUNTY OF MONTEREY) AND
MAINTENANCE CONNECTION, LLC
FOR
MAINTENANCE MANAGEMENT SOFTWARE**

This Renewal and Amendment No. 2 to the County of Monterey, Natividad Medical Center (NMC) Agreement for Services is made and entered into, by and between the County of Monterey (hereinafter "County"), a political subdivision of the State of California, on behalf of Natividad Medical Center, an acute care hospital (hereinafter, "NMC"), and Maintenance Connection, LLC (hereinafter "CONTRACTOR"); **From this point forward, the party referenced previously as "NMC" shall be referenced as "COUNTY" and collectively, COUNTY and CONTRACTOR are referred to as the "Parties" to this Agreement, with respect to the following:**

RECITALS

WHEREAS, the Agreement was executed with Maintenance Connection, LLC for Maintenance Management Software Services with a term January 1, 2018 through December 31, 2019 and a total Agreement amount not to exceed \$43,872; and

WHEREAS, Customer and MC currently wish to amend the Agreement via Amendment No. 1 on December 15, 2019 to extend it for an additional three (3) year period through December 31, 2022 to allow for services to continue with revisions to the original scope of work attached hereto as "Exhibit F-1 as per Amendment No.1" with a \$68,344 increase for a total Agreement amount of \$112,216;

WHEREAS, the Agreement expired on December 31, 2022; and

WHEREAS, the Parties wish to renew and amend the Agreement on the same or similar terms, beginning January 1, 2023 and to for an additional one (1) year period (January 1, 2023 through December 31, 2023) for a revised full agreement term of January 1, 2018 through December 31, 2023 to allow for services to continue with a revised scope of work attached hereto as "Exhibit F-2 as per Renewal & Amendment No. 2" with a \$4,387 increase for the added year for a total Agreement amount of \$116,603.

AGREEMENT

NOW THEREFORE, the Parties agree as follows:

The Agreement is hereby renewed and amended on the terms and conditions as set forth in the original Agreement incorporated herein by this reference, except as specifically set forth below.

1. **Second sentence in the first paragraph shall be amended to the following:**
"The Agreement includes and incorporates the attached Exhibit F-2 as per Amendment No. 2 attached hereto this Amendment No. 2 used for ordering hereunder ("Order Form") as well as the attached Terms and Conditions.
2. **Section 7 Paragraph 7.1, "Term" shall be amended to the following:**
"Subject to earlier termination as provided below, this Agreement is specified in the Order Form for a revised full agreement term of January 1, 2018 through December 31, 2023, with options for Customer to renew only by an instrument in writing signed by Customer and MC.

Renewal & Amendment No. 2 to Agreement
With Maintenance Connection for
Management Software Services

3. If there is any conflict or inconsistency between the provisions of Agreement, or this Renewal & Amendment No. 2, the provisions of this Renewal and Amendment No. 2 shall govern.
4. This Renewal and Amendment is effective retroactively on December 31, 2022.

The remainder of this page was intentionally left blank.

~ Signature page to follow ~

IN WITNESS WHEREOF, the Parties hereby execute this Renewal and Amendment No. 2 as follows:

COUNTY OF MONTEREY on behalf of
NATIVIDAD MEDICAL CENTER

By: _____
Charles R. Harris MD, CEO

Date: _____

APPROVED AS TO LEGAL PROVISIONS

By:  _____
Monterey County Deputy County Counsel

Chief Deputy County Counsel, 1/18/2023

Date: _____

APPROVED AS TO FISCAL PROVISIONS

By: _____
Monterey County Chief Deputy Auditor-Controller

Date: _____

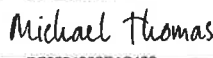
CONTRACTOR

MAINTENANCE CONNECTION

CONTRACTOR's Business Name

****Signature instructions below****

DocuSigned by:

By:  _____
DF5534892E46492
(Signature of Chair, President, or Vice-President)

Michael Thomas Vice President

Name and Title

Date: 1/17/2023

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

Name and Title

Date: _____

*****SIGNATURE 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. (2 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. (2 signatures required)

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. (1 signature required)

IN WITNESS WHEREOF, the Parties hereby execute this Renewal and Amendment No. 2 as follows:

COUNTY OF MONTEREY on behalf of
NATIVIDAD MEDICAL CENTER

By: _____

Charles R. Harris MD, CEO

Date: _____

1/24/23

APPROVED AS TO LEGAL PROVISIONS

By: _____

Monterey County Deputy County Counsel

Date: _____

APPROVED AS TO FISCAL PROVISIONS

DocuSigned by:

By: _____

Jennifer Forsyth

Monterey County Chief Deputy Auditor-Controller

4E7E657875454AE...

Date: _____

1/23/2023 | 8:57 AM PST

CONTRACTOR

MAINTENANCE CONNECTION

CONTRACTOR's Business Name

****Signature instructions below****

DocuSigned by:

By: _____

Michael Thomas

(Signature of Chair, President, or Vice-President)

Michael Thomas

Vice President

Name and Title

Date: _____

1/17/2023

By: _____

(Signature of Secretary, Asst. Secretary,
CFO, Treasurer, or Asst. Treasurer)

Name and Title

Date: _____

*****SIGNATURE 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. (2 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. (2 signatures required)

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. (1 signature required)

ORDER FORM
EXHIBIT F-2 AS PER RENEWAL & AMENDMENT NO. 2

- The fees above shall be invoiced annually.

Product Subscription Fees	Quantity/Metric	01/01/2023 – 12/31/2023
MC Professional Cloud Concurrent User Subscription	1 Concurrent Licenses	\$ 5,877.71
MC Express LE Cloud Named User Subscription	1 Concurrent Licenses	\$ 9,333.45
MC Cloud - Service Requester	1 Concurrent Licenses	\$ 1,469.43
Cloud - MC Express - Concurrent Starter Pack	1 Concurrent Licenses	\$ 4,415.67
MC Express Cloud Concurrent User Subscription License	1 Concurrent Licenses	\$ 5,065.47
Total Base Committed Fees		\$26,161.73