

**AMENDMENT No. 5 TO PROFESSIONAL SERVICES AGREEMENT
COUNTY OF MONTEREY & GRANICUS INC.**

THIS AMENDMENT (Amendment No. 5) to STANDARD AGREEMENT A-12700 (Agreement) is made an entered into by and between the **County of Monterey**, a political subdivision of the State of California, hereinafter referred to as "County" AND **Granicus, Inc**, hereinafter referred to as CONTRACTOR.

WHEREAS, on July 1, 2014, the County and CONTRACTOR entered into a contract to facilitate the streaming and distribution of live and archived digital media content and agenda management, software maintenance and support and software hosted licensing for the Legistar Enterprise and Granicus Open Platform;

WHEREAS, on September 17, 2014, the County and CONTRACTOR entered into Amendment No. 1 to the Agreement (Amendment No. 1) to add the Boards and Commissions Application online tool for the provision of the Boards and Commissions module and to increase the Agreement amount to compensate CONTRACTOR for that added service;

WHEREAS, on April 13, 2015, the County and CONTRACTOR entered into Amendment No. 2 to replace the Stream Replicator product with the Virtual Performance Accelerator product, including support and maintenance, and to increase the agreement amount by \$9,384.80 for a revised agreement total of \$359,303.80;

WHEREAS, on May 23, 2019, the County and CONTRACTOR entered into Amendment No. 3 to upgrade the existing Granicus Encoding Appliance Software and to extend the agreement term for three (3) years as previously authorized by the Board of Supervisors for a revised agreement total of \$566,001.39;

WHEREAS, on October 2, 2019, the County and CONTRACTOR entered into Amendment No. 4 to correct the Granicus Encoding Appliance Hardware type and cost noted in Exhibit A-3, "One-Time Fees"; and

WHEREAS, now the County and CONTRACTOR now wish to amend the agreement via Amendment No. 5, by adding the Legistar Training Database to be used by the Clerk of the Board, for an additional \$4,988.61, Additionally, the County and CONTRACTOR wish to correct the pricing to remove Performance Accelerator Suite as it is no longer needed under this agreement due to the hardware change under amendment no. 4, for a revised agreement total of \$557,501.09, with no change to the agreement term ending June 30, 2022.

NOW THEREFORE, the County and CONTRACTOR hereby agree to amend the AGREEMENT with this Amendment No. 5 in the following manner:

1. All references to Exhibit A in the Agreement, Exhibit A-1, in Amendment No. 1, Exhibit A-2 in Amendment No. 2, and to Exhibit A-3 in Amendment No. 3, Exhibit A-4 in Amendment No. 4 shall be deleted in their entirety and shall be replaced with Exhibit A-5.
2. If there is any conflict or inconsistency between the provisions of the AGREEMENT, Amendment No. 1, Amendment No. 2, Amendment No. 3, Amendment No. 4 or this

Amendment No. 5 to Agreement between County of Monterey and Granicus Inc.

Amendment No. 5, the provisions of this Amendment No. 5 shall govern. A copy of this Amendment No. 5 shall be attached to the original AGREEMENT, as it may have been previously amended. Except as provided herein and by Amendment No. 1, Amendment No. 2, Amendment No. 3, Amendment No. 4 and Amendment No. 5 all remaining terms, conditions, provisions, entitlements and obligations of the original AGREEMENT shall remain unchanged and unaffected by this Amendment No. 5 and shall continue in full force and effect.

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


MONTEREY COUNTY



Contracts/Purchasing Officer

Dated: 01-14-2020

Approved as to Fiscal Provisions:



Deputy Auditor/Controller

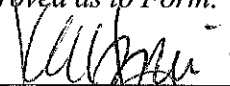
Dated: 12/12/2019

Approved as to Liability Provisions:

Risk Management

Dated: _____

Approved as to Form:



Deputy County Counsel

Dated: 12-11-19

CONTRACTOR


By: 

Signature of Chair, President, or
Vice-President

Dawn Kubat, VP of Legal

Printed Name and Title

Dated: 12/6/2019

By: 

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

Eric Gibson, CFO

Printed Name and Title

Dated: 12/6/2019

*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.

Exhibit A-5

Summary of Charges

One-Time Fees	One-Time Fee
Granicus Encoding Appliance Hardware – (AMAX) (GT)	\$2,500
Granicus Encoding Appliance Hardware – Setup & Configuration	\$875
US Shipping Charge C-Large Item	\$125
Total One-Time Fees	\$3,500

Annual Fees for Renewing Subscriptions

Open Platform Suite	\$0
Citizen Participation Suite	\$5,040
Legistar	\$24,696
Performance Accelerator Suite	\$1,413.62
Government Transparency Suite	\$10,710
Meeting Efficiency Suite	\$12,600
Template – Original Programming Portal	\$1,350.72
Total Annual Fees for Renewing Subscription	\$55,810.34

Annual Fees for New Subscriptions	
Granicus Encoding Appliance Software (GT)	\$2,160

Professional Services	
Professional Services – as needed by County staff	\$10,000

Total for services rendered July 1, 2019 through June 30, 2020: \$71,470.34

Annual Fees for Renewing Subscriptions: July 1, 2020 through June 30, 2021

Open Platform Suite	\$0
Granicus Encoding Appliance Software (GT)	\$2,268
Citizen Participation Suite	\$5,292
Legistar	\$25,930.80
Government Transparency Suite	\$11,245.50
Meeting Efficiency Suite	\$13,230
Template – Original Programming Portal	\$1,418.26
Total Annual Fees for Renewing Subscription	\$59,384.56

Total for services rendered July 1, 2020 through June 30, 2021: \$59,384.56

Annual Fees for Renewing Subscriptions: July 1, 2021 through June 30, 2022

Open Platform Suite	\$0
Granicus Encoding Appliance Software (GT)	\$2,381.40
Citizen Participation Suite	\$5,556.60
Legistar	\$27,227.34
Government Transparency Suite	\$11,807.78
Meeting Efficiency Suite	\$13,891.50
Template – Original Programming Portal	\$1,489.17
Total Annual Fees for Renewing Subscription	\$62,353.78

Total for services rendered July 1, 2021 through June 30, 2022: \$62,353.78

Fees for Legistar Training Database added via Amendment No. 5

Legistar Training Database 11/18/2019 – 6/30/2020	\$1,114.11
Legistar Training Database 7/1/2020 – 6/30/2021	\$1,890.00
Legistar Training Database 7/1/2021 – 6/30/2022	\$1,984.50
Total Fees for Legistar Training Database	\$4,988.61

*Consulting services will be services not covered under the monthly recurring software maintenance support and hosting. This will be on an “as-incurred” basis and as approved by County.