

Original Agreement No. (A-12743)

**RENEWAL AND AMENDMENT NO. 3
TO SERVICES AGREEMENT
BETWEEN THYSSENKRUPP ELEVATOR CORP. AND
NATIVIDAD MEDICAL CENTER
FOR
ELEVATOR MAINTENANCE AND REPAIR SERVICES**

This Amendment No. 3 to the Services Agreement ("Agreement") which was effective on January 1, 2015 is entered into by and between the County of Monterey (hereinafter "COUNTY"), for the provision of services for Natividad Medical Center (hereinafter "NMC"), and ThyssenKrupp Elevator Corp.(hereinafter "CONTRACTOR"); (collectively, the County, NMC and CONTRACTOR are referred to as the "Parties"). **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 for CONTRACTOR to provide Elevator Maintenance and Repair Services at Natividad Medical Center with a term January 1, 2015 through December 31, 2019 and a total Agreement amount not to exceed \$307,862; and

WHEREAS, the Agreement was increased per Board Order A-14186 issued on December 4, 2018, adding \$385,000 for a revised total of \$692,862; and

WHEREAS, COUNTY and CONTRACTOR amended the Agreement via Amendment No. 1 to extend it for an additional one (1) year period through December 31, 2020, with no change to the original scope of work or total agreement amount.

WHEREAS, COUNTY and CONTRACTOR amended the Agreement via Amendment No. 2 to extend it for an additional two (2) year period through December 31, 2022, with no change to the original scope of work or total agreement amount; and

WHEREAS, the Agreement was increased per Board of Supervisors Order A-15421 issued June 22, 2021, adding \$313,200 for a revised total Agreement amount of \$1,006,062; and

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

WHEREAS, COUNTY and CONTRACTOR agree to renew retroactively to January 1, 2023 and to amend the Agreement to extend it for an additional two (2) year period through December 31, 2024, with an associated increase of \$350,000 for a revised total Agreement amount of \$1,356,062, with no change to the original scope of services.

AGREEMENT

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

The Agreement is hereby amended on the terms and conditions as set forth in the Agreement, in Amendment No. 1 and Amendment No. 2 incorporated herein by this reference, except as specifically set forth below.

1.Paragraph titled "TERM OF AGREEMENT", first sentence shall be amended to the following:
"The term of this Agreement is from January 1, 2015 through December 31, 2024 unless sooner terminated pursuant to the terms of this Agreement."

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2. Except as provided herein, all remaining terms, conditions and provisions of the Agreement are unchanged and unaffected by this Renewal and Amendment No. 3 and shall continue in full force and effect.

3. A copy of this Renewal and Amendment No. 3 shall be attached to the Original Agreement.

4. This Renewal and Amendment No. 3 shall be effective Retroactive to January 1, 2023.

IN WITNESS WHEREOF, the Parties hereto are in agreement with this Renewal and Amendment No. 3 on the basis set forth in this document and have executed this Renewal and Amendment No. 3 on the day and year set forth herein.

NATIVIDAD MEDICAL CENTER

DocuSigned by:
By: Charles Harris
Charles R. Harris, Natividad CEO

Date: 3/9/2023 | 3:20 PM PST

APPROVED AS TO LEGAL PROVISIONS

DocuSigned by:
By: Stacy Saitta
Monterey County Deputy County Counsel

Date: 3/6/2023 | 7:33 AM PST

APPROVED AS TO FISCAL PROVISIONS

DocuSigned by:
By: Burcu Mousa
Monterey County Deputy Auditor/Controller

Date: 3/9/2023 | 2:29 PM PST

ThyssenKrupp Elevator Corp.

CONTRACTOR's Business Name
See instructions below

By: Michael Askren
(Signature of: Chair, President, or Vice-President)

Michael Askren, RVP
Name and Title

Date: 2/8/23

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 an individual capacity, the individual shall set forth the name of the business, if any and shall personally sign the Agreement (one signature required).

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