

**SECOND AMENDMENT TO
AGREEMENT NUMBER 28280
THYSSENKRUPP ELEVATOR CORPORATION**

THIS SECOND AMENDMENT ("Amendment") to Agreement Number 28280 ("Agreement") is entered into as of _____, between the **COUNTY OF TULARE**, a political subdivision of the State of California ("COUNTY"), and **THYSSENKRUPP ELEVATOR**, a California Corporation, referred to as ("CONTRACTOR"). COUNTY and CONTRACTOR are each a "Party" and together are the "Parties" to the Agreement and this Amendment, which is made with reference to the following:

- A. Whereas COUNTY and CONTRACTOR entered into the Agreement Number 28280 on September 1, 2017 for the purpose of providing operation and testing services for COUNTY; and
- B. Whereas COUNTY and CONTRACTOR now wish to amend the Agreement in order to increase the sum by \$60,000, from \$70,940.00 to \$130,940.00 for the current term through June 30, 2019 due to an increase in necessary repair services, and to extend the agreement for one year.

THE PARTIES AGREE AS FOLLOWS:

- 1. Item 3, **PRICING/LOCATION FOR SERVICES** is amended to read:
See attached Exhibit B, "The maximum amount of this agreement is \$130,940.00 for services performed from July 1, 2018 through June 30, 2019, and \$90,000 for services performed from July 1, 2019 through June 30, 2020."
- 2. This Second Amendment becomes effective as of July 1, 2019.
- 3. Except as provided above, all other terms and conditions of the Agreement shall remain in full force and effect.

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THE PARTIES, having read and considered the above provisions; indicate their agreement by their authorized signatures below.

Date: 5/16/19

ThyssenKrupp Elevator Corporation

By [Signature]

Print Name CISEY COURTNEY

Title ACCOUNT MANAGER

Date: 5/16/19

By [Signature]

Print Name Daniel Opler

Title Operations Manager

[Pursuant to Corporations Code section 313, County policy requires that contracts with a Corporation be signed by both (1) the chairman of the Board of Directors, the president or any vice-president (or another officer having general, operational responsibilities), and (2) the secretary, any assistant secretary, the chief financial officer, or any assistant treasurer (or another officer having recordkeeping or financial responsibilities), unless the contract is accompanied by a certified copy of a resolution of the corporation's Board of Directors authorizing the execution of the contract. Similarly, pursuant to California Corporations Code section 17703.01, County policy requires that contracts with a Limited Liability Company be signed by at least two managers, unless the contract is accompanied by a certified copy of the articles of organization stating that the LLC is managed by only one manager.]

COUNTY OF TULARE

Date _____

By _____
Chairman, Board of Supervisors

ATTEST: JASON T. BRITT
County Administrative Officer/Clerk of the Board
of Supervisors of the County of Tulare

By _____
Deputy Clerk

Approved as to Form:
County Counsel

By Harsharon Sekhon [Signature] 3/22/2019
Deputy

Matter # 2019970