## **AMENDMENT NO. 3 TO**

## AGREEMENT NO. C-3-2069

#### BETWEEN

## ORANGE COUNTY TRANSPORTATION AUTHORITY

#### AND

## SIEMENS MOBILITY, INC.

# FORMERLY DOING BUSINESS AS SIEMENS INDUSTRY, INC.

THIS AMENDMENT NO. 3 is effective this 1st day of July, 2019, ("Effective Date"), by and between the Orange County Transportation Authority ("AUTHORITY") and Siemens Mobility, Inc., ("CONSULTANT").

# WITNESSETH:

WHEREAS, by Agreement No. C-3-2069 dated July 1, 2014, as last changed by Amendment No. 2 dated June 8, 2016, AUTHORITY and CONSULTANT entered into a contract for CONSULTANT to provide call box maintenance services; and

WHEREAS, AUTHORITY and CONSULTANT agree to exercise the option term and extend the term of the Agreement through June 30, 2021 at an increase of Four Hundred Ninety Six Thousand Three Hundred Seventy Six Dollars (\$496,376.00) to the maximum cumulative payment obligation; and

WHEREAS, CONSULTANT has notified AUTHORITY that it has changed its name;

**NOW, THEREFORE,** it is mutually understood and agreed that Agreement No. C-3-2069 is hereby amended in the following particulars only:

- 1. Amend <u>CONSULTANT'S NAME</u>, throughout the entire Agreement, to delete "Siemens Industry, Inc." where it arises, and in lieu thereof insert "Siemens Mobility, Inc.".
- 2. Amend <u>ARTICLE 4. TERM OF AGREEMENT</u>, Page 3 of 15, line 9, to delete "June 30, 2019" as the date of expiration of this Agreement, and in lieu thereof insert "June 30, 2021 ("Option Term")".
- 3. Amend <u>ARTICLE 6. MAXIMUM OBLIGATION</u>, Page 5 of 15, lines 15 and 16, to delete "One Million Six Hundred Three Thousand Two Hundred Sixty Five Dollars (\$1,603,265.00)" as the maximum

cumulative payment obligation and in lieu thereof insert "Two Million Ninety Nine Thousand Six Hundred Forty One Dollars (\$2,099,641.00)"

The balance of Agreement No. C-3-2069 remains unchanged.

**IN WITNESS WHEREOF,** the parties hereto have caused this Amendment No. 3 to Agreement No. C-3-2069 to be executed as of the date of the last signature below.

SIEMENS MOBILITY, INC.	ORANGE COUNTY TRANSPORTATION AUTHORITY
Steven Teal Director of Operations  Date: 5/06/2019	By
	APPROVED AS TO FORM:  By  James M. Donich  General Counsel  Date: 4/26/19
	APPROVED:  By  Beth McCormick  General Manager, Operations  Date:  5//3//9  By  Jepnifer L. Beigener
	Onief Operating Officer, Operations  Date: 5-17-19