

THIRD AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT

THIS THIRD AMENDMENT TO AGREEMENT is made and entered into this 1st day of July, 2023, by and between the City of Merced, a California Charter Municipal Corporation ("City"), and TK Elevator Corporation, a Delaware Corporation ("Consultant").

WHEREAS, City is in need of elevator maintenance services; and,

WHEREAS, City and Consultant have previously entered into an Agreement for Elevator Maintenance Services ("Agreement") dated August 31, 2020, a First Amendment dated May 17, 2021, and a Second Amendment dated July 1, 2022; and,

WHEREAS, City and Consultant desire to amend said Agreement to exercise the second option to renew the Agreement.

NOW, THEREFORE, the parties hereto, in consideration of the mutual covenants hereinafter recited, agree as follows:

1. Section 27, "SECOND OPTION TO RENEW," is hereby added to the Agreement to read as follows:

"SECTION 27. SECOND OPTION TO RENEW. The City and Consultant desire to exercise the option to renew the Agreement for one (1) additional year pursuant to Section 1, 'Parties and Term' of the Agreement. The term of this second renewal shall be from July 1, 2023 to June 30, 2024."

2. Section 28, "COMPENSATION DURING SECOND RENEWAL TERM," is hereby added to the Agreement to read as follows:

"SECTION 28. COMPENSATION DURING SECOND RENEWAL TERM. City shall pay Consultant the not to exceed sum of One Thousand Nine Hundred Seventy-Seven Dollars (\$1,977.00) per month, for a total of Twenty-Three Thousand Seven Hundred Twenty-Four Dollars (\$23,724.00) annually."

3. Except as herein amended, the Agreement dated August 31, 2020, First Amendment dated May 17, 2021, and Second Amendment dated July 1, 2022, shall remain in full force and effect.

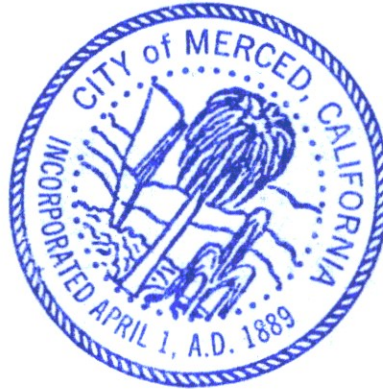
IN WITNESS WHEREOF, the parties have caused this Third Amendment to Agreement to be executed on the date first above written.

CITY OF MERCED
A California Charter Municipal
Corporation

BY: Frank Quintero ACM
City Manager

ATTEST:
STEPHANIE R. DIETZ, CITY CLERK

BY: Bejandra Medina 7/5/23
Assistant/Deputy City Clerk



APPROVED AS TO FORM:

BY: MDL 6-7-2023
City Attorney Date

283
ACCOUNT DATA:

BY: [Signature]
Verified by Finance Officer V-1076
Funds available. uc 6/29/23
70076005-511012 \$21,084.00
60006070-511012 \$ 2,640.00
R 6/29/23

VENDOR

BY: ^{DocuSigned by:} Daniel Opfer
96E433E467E64F9...
(Signature)

Daniel Opfer
(Typed Name)

Its: Sales Manager
(Title)

BY: _____
(Signature)

(Typed Name)

Its: _____
(Title)

Taxpayer I.D. No. 62-1211267

ADDRESS: 940 Riverside Parkway
Suite 20
West Sacramento, CA
95605

TELEPHONE: 916-712-5473

FAX: 1-866-653-5298

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