

**FOURTH AMENDMENT
TO GENERAL SERVICES AGREEMENT NUMBER F000642
WITH PLANETBIDS, INC.**

This Fourth Amendment to Agreement number F000642, dated November 01, 2013 (“Agreement”) is made as of this _____ day of _____, 2020, by and between the City of Santa Rosa, a municipal corporation (“City”), and PlanetBids, Inc., a California Corporation (“Contractor”).

RECITALS

- A. City and Contractor entered into the Agreement for Contractor to provide Bid Online services, as previously amended through the First, Second, and Third Amendments, which added additional licenses and increased compensation for the continuation of services.
- B. City and Contractor now desire to amend the Agreement for the purpose of extending the term and compensation of the Agreement for one year (Year 8), and adding Section 23 to allow for electronic signature.

AMENDMENT

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

1. **COMPENSATION**

Section 4 of the Agreement is amended to increase the compensation payable to Contractor under the Agreement by \$27,337.50 to read as follows:

“The total of all fees paid to Contractor for the satisfactory performance and completion of all services set forth in Exhibit C shall not exceed the total sum of \$131,900.00. The Chief Financial Officer is authorized to pay all proper claims from various charge numbers.”

2. **TERM, SUSPENSION, TERMINATION**

Pursuant to Section 6(a) of the Agreement, the parties agree to extend the Agreement for one year (Year 8) to end on October 31, 2021.

3. EXHIBIT C

Table (A) in Section 2.a)3) in Exhibit C is amended to read as follows:

PB System™ MODULE	YEAR 1 2013- 2014	YEAR 2 2014- 2015	YEAR 3 2015- 2016	YEAR 4 2016-2017	YEAR 5 2017-2018	Year 6 2018-2019	Year 7 2019-2020	Year 8 2020-2021
Vendor & Bid Management	\$8,887.50	\$8,887.50	\$8,887.50	\$8,887.50	\$20,362.50	\$20,362.50	\$20,362.50	\$20,362.50
Read-Only User License	\$0	\$0	\$0	\$0	\$475.00	\$475.00	\$475.00	\$475.00
Insurance Module with My Insurance	\$0	\$0	\$0	\$0	\$0	\$0	\$6,500.00	\$6,500.00
Advanced E-bidding for Public Works	\$0	\$0	\$0	\$4,500.00	\$4,500.00	\$4,500.00	\$4,500.00	\$4,500.00
Sub-Total	\$8,887.50	\$8,887.50	\$8,887.50	\$13,387.50	\$25,337.50	\$25,337.50	\$31,837.50	\$31,837.50
TOTAL	\$8,887.50	\$8,887.50	\$8,887.50	\$13,387.50	\$25,337.50	\$25,337.50	\$31,837.50	\$31,837.50

4. COUNTERPARTS AND ELECTRONIC SIGNATURES

Section 23 (Counterparts and Electronic Signatures) is added to the Agreement after Section 22 (Authority; Signatures Required for Corporations) as follows:

“Section 23. COUNTERPARTS AND ELECTRONIC SIGNATURES

This Agreement and future documents relating thereto may be executed in two or more counterparts, each of which will be deemed an original and all of which together constitute one Agreement. Counterparts and/or signatures delivered by facsimile, pdf or City-approved electronic means have the same force and effect as the use of a manual signature. Both City and Contractor wish to permit this Agreement and future documents relating thereto to be electronically signed in accordance with applicable federal and California law. Either Party to this Agreement may revoke its permission to use electronic signatures at any time for future documents by providing notice pursuant to the Agreement. The Parties agree that electronic signatures, by their

respective signatories are intended to authenticate such signatures and to give rise to a valid, enforceable, and fully effective Agreement. The City reserves the right to reject any digital signature that cannot be positively verified by the City as an authentic electronic signature.”

All other terms of the Agreement shall remain in full force and effect.

Executed as of the day and year first above stated.

CONTRACTOR:

CITY OF SANTA ROSA
a Municipal Corporation

Name of Firm: PlanetBids, Inc.

TYPE OF BUSINESS ENTITY (*check one*):

- Individual/Sole Proprietor
- Partnership
- Corporation
- Limited Liability Company
- Other (please specify: _____)

By: _____

Print Name: _____

Title: _____

Signatures of Authorized Persons:

APPROVED AS TO FORM:

By: _____

Print Name: Arpie Zavian

Title: President

By: _____

Print Name: Alan Zavian

Title: Treasurer

Office of the City Attorney

City of Santa Rosa Business Tax Cert. No.

_____ N/A _____