

FIRST AMENDMENT TO EMERGENCY AMBULANCE TRANSPORTATION CONTRACT

THIS FIRST AMENDMENT TO EMERGENCY AMBULANCE TRANSPORTATION CONTRACT ("Amendment") is effective as of September ____, 2016 ("Effective Date"), by and between **CITY OF TEMPE**, an Arizona municipal corporation ("City"), and **PROFESSIONAL MEDICAL TRANSPORT, INC.**, an Arizona corporation ("Contractor").

WHEREAS, City and Contractor are parties to that certain Emergency Ambulance Transportation Contract dated September 29, 2014 (the "Contract"). Except as otherwise expressly defined herein, capitalized terms shall have the meanings ascribed to them in the Contract.

WHEREAS, City and Contractor desire to modify the Contract as set forth herein.

NOW, THEREFORE, in consideration of the foregoing premises, the mutual promises set forth herein and other good and valuable consideration, City and Contractor agree to the following:

1. **Term of Contract.** Notwithstanding anything to the contrary set forth in the Contract, the term of the Contract shall expire upon the earlier to occur of: (i) the date that is one (1) year after the Effective Date, or (ii) the occurrence of the "Commencement Date" as that term is defined in the Amended and Restated Emergency Ambulance Transportation Contract dated March 17, 2016, between City and Contractor.

2. **Ratification.** Except as expressly stated herein, the Contract shall remain in full force and effect. If there is any conflict between the Contract and the terms of this Amendment, the terms of the Amendment shall control.

3. **Counterparts.** This Amendment may be executed in one or more counterparts, each of which shall be deemed an original and all of which shall constitute one and the same document with the same effect as if all parties had signed the same original. Furthermore, the undersigned agree that transmission of this Amendment by telecopy or via e-mail in a "PDF" format shall be deemed transmission of the original Amendment for all purposes.

[Remainder of page intentionally left blank; signature page(s) to follow]

IN WITNESS WHEREOF, this Amendment has been executed by City and Contractor as of the date set forth above.

CITY:

CITY OF TEMPE,
an Arizona municipal corporation

Mark W. Mitchell, Mayor

ATTEST:

Brigitta M. Kuiper, City Clerk

APPROVED AS TO FORM:

Judith R. Baumann, City Attorney

CONTRACTOR:

PROFESSIONAL MEDICAL TRANSPORT, INC.,
an Arizona corporation

By: _____

Name: _____

Title: _____

Signature page to First Amendment to Emergency Ambulance Transportation Contract