

CITY CLERK ORIGINAL

C-7880-4
09/02/2014

AMENDMENT NO. 4

ORION PRESS SERVICE AGREEMENT (RFQ 11-19 Contract No. C-7880)

This Amendment No. 4 to the Orion Press Service Agreement ("Amendment") is made to be effective the 2nd day of September, 2014 ("Effective Date"), by and between the City of Glendale, an Arizona municipal corporation ("City") and Orion Press, Inc., an Arizona corporation ("Contractor").

RECITALS

- A. City and Contractor previously entered into Orion Press Service Agreement, Contract No. C-7880, dated September 2, 2010 ("Agreement"); and
- B. The Agreement had an initial term of two-years beginning September 2, 2010 through September 1, 2012, and provided the option to extend for an additional four (4) years in one-year increments; and
- C. City and Contractor previously entered into Contract Amendment No. 1, amending the pricing structure; and
- D. City and Contractor previously entered into Amendment No. 2, extending the term of the Agreement from September 2, 2012 through September 1, 2013; and
- E. City and Contractor previously entered into Amendment No. 3, extending the term of the Agreement from September 2, 2013 through September 1, 2014.
- F. City and Contractor wish to modify and amend the Agreement subject to and strictly in accordance with the terms of this Amendment.

AGREEMENT

In consideration of the mutual promises set forth herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the City and Contractor hereby agree as follows:

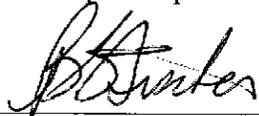
1. **Recitals.** The recitals set forth above are not merely recitals, but form an integral part of this Amendment.

2. **Term.** The term of the Agreement is extended for a one-year period from September 2, 2014 through September 1, 2015, unless terminated, canceled or extended as provided within the Agreement. All other provisions of the Agreement shall remain in their entirety.
3. **Scope.** The Scope of the Agreement is unchanged.
4. **Price.** Section 2.5 of the Agreement is deleted and replaced in its entirety as follows:

“Client agrees to pay all costs as outlined in the Price, and the costs of the Amended Price which is attached hereto as Exhibit A- Amendment 4, and incorporated here by reference. The maximum amount to be paid pursuant to Amendment 4 shall not exceed \$1,066.80 per month and the total cost of the Agreement as amended shall not exceed \$12,801.60 for the renewal term. The parties acknowledge that the total cost described in the preceding sentence includes money for contingencies that may arise during the course of the project, and that the actual total cost may be less than the total cost described in the preceding sentence.”

5. **Insurance Certificate.** The existing insurance certificate is expiring and a new certificate applying to the extended term is required and must be received by the Contract Specialist prior to the execution of this Amendment.
6. **Ratification of Agreement.** City and Contractor hereby agree that except as expressly provided herein, the provisions of the Agreement shall be, and remain in full force and effect and that if any provision of this Amendment conflicts with the Agreement, then the provisions of this Amendment shall prevail.

CITY OF GLENDALE, an Arizona
municipal corporation



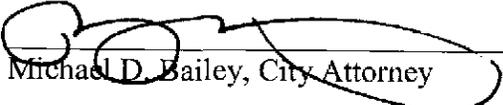
Brenda S. Fischer, City Manager

ATTEST:



Pamela Hanna, City Clerk (SEAL)

APPROVED AS TO FORM:



Michael D. Bailey, City Attorney

Orion Press, Inc.
an Arizona corporation
1224 West Melinda Phoenix, AZ 85027
Phone: 623-582-1010
Email: lisa@orionpress.com

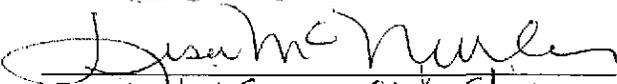

By: Lisa Martin
Its: VP Sales; mfg

EXHIBIT A-AMENDMENT NO. 4

A monthly price increased from \$1,025.71 to \$1,066.80 for all products and/or services covered under this contract shall be implemented effective September 2, 2014.