

# CITY CLERK ORIGINAL

C-8856-4  
06/02/2015

## AMENDMENT NO. 3

### SODIUM HYPOCHLORITE PROVIDER IFB 13-39 CONTRACT No. C-8856

This Amendment No. 3 to the Sodium Hypochlorite Provider Agreement is made effective on the 2nd day of June, 2015 ("Effective Date"), by and between the City of Glendale, an Arizona municipal corporation ("City") and DPC Enterprises, L.L.P., a Foreign Limited Partnership authorized to do business in Arizona ("Contractor").

#### RECITALS

- A. City and Contractor previously entered into an Sodium Hypochlorite Provider Agreement No. C-8856, dated April 9, 2013 ("Agreement"); and
- B. The Agreement had an initial one-year term beginning April 9, 2013 through April 8, 2014 and provided the option to extend the term for an additional four (4) years in one-year increments; and
- C. City and Contractor previously entered into Amendment No. 2, extending the term of the Agreement from April 9, 2014 through June 30, 2015;
- D. City and Contractor wish to modify and amend the Agreement subject to and strictly in accordance with the terms of this Amendment.

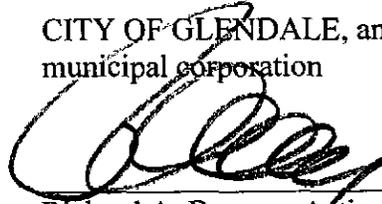
#### AGREEMENT

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 from July 1, 2015 to April 8, 2016, unless otherwise terminated or canceled as provided by the Agreement. All other provisions of the Agreement except as set forth in this Amendment shall remain in their entirety.
- 3. **Compensation.** Effective May 1, 2015, the compensation has been reduced from (0.79 per gallon) to (0.73 per gallon) for all deliveries to all locations.

4. **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 Analyst prior to April 1, 2015.
5. **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

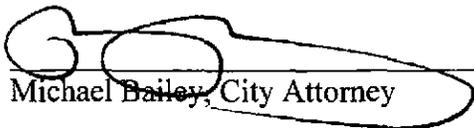


Richard A. Bowers, Acting City Manager

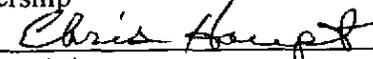
ATTEST:

  
Pamela Hanna, City Clerk (SEAL)

APPROVED AS TO FORM:

  
Michael Bailey, City Attorney

DPC Enterprises, L.L.P., a Foreign Limited  
Partnership

  
By: Chris Haupt  
Its: Area Manager