

**CITY CLERK
ORIGINAL**

**C-9287-1
07/15/15**

AMENDMENT NO. 1

**RESIDENTIAL WATER METERS
(City of Glendale Solicitation No. IFP 14-36, Contract No. C-9287)**

This Amendment No. 1 ("Amendment") to the Residential Water Meters Agreement ("Agreement") is made this 15 day of July, 2015 ("Effective Date"), by and between the City of Glendale, an Arizona municipal corporation ("City") and Badger Meter, Inc., a Wisconsin corporation, authorized to do business in Arizona ("Contractor").

RECITALS

- A. City and Contractor previously entered into a Residential Water Meters Agreement, Contract No. C-9287, dated October 14, 2014 ("Agreement"); and
- B. The Agreement had an initial two-year term beginning October 14, 2014 through October 13, 2016 and provided the option to extend for an additional three (3) years in one-year increments; and
- C. 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 remains unchanged.
- 3. **Price Sheet.** Additional items added as listed on Exhibit A under Section 5.9, Optional Items.
- 4. **Compensation.** The compensation of the Agreement shall be in accordance with the bid unit prices.
- 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


Richard A. Bowers, Acting City Manager

ATTEST:


Pamela Hanna, City Clerk (SEAL)

APPROVED AS TO FORM:


Michael D. Bailey, City Attorney

Badger Meter, Inc., a
Milwaukee, Wisconsin Corporation
4545 W. Brown Deer Rd
Milwaukee, WI 53228
Phone: 800-876-3837 x 15986
Theresa Szafranski
bids@badgermeter.com


By: Theresa M. Szafranski
Its: Assistant Secretary

**EXHIBIT A
AMENDMENT NO. 1
RESIDENTIAL WATER METERS AGREEMENT**

5.9 OPTIONAL ITEMS Contractor shall provide pricing for the following parts and accessories.

ITEM NO.	UNIT OF MEASURE	DESCRIPTION	UNIT PRICE
5.9.11.1	EACH	1 ½ " RCDLT-160LL meter, with HRE and Itron connector Manufacturer: <u>Badger Meter</u> Product No. <u>RCDL T-160 w/HRE & Itron Connector</u>	\$ <u>497.56</u>
5.9.11.2	EACH	1 ½ " RCDLT-160LL meter, with direct read register Manufacturer: <u>Badger Meter</u> Product No. <u>RCDL T-160 w/Local Register</u>	\$ <u>453.95</u>
5.9.11.3	EACH	2" RCDL T200 Meter with HRE and Itron connector cable Manufacturer: <u>Badger Meter</u> Product No. <u>RCDL T-200 w/HRE & Itron Connector</u>	\$ <u>554.42</u>
5.9.11.4	EACH	2" RCDL T200 Meter with direct read register Manufacturer: <u>Badger Meter</u> Product No. <u>RCDL T-200 w/Local Register</u>	\$ <u>512.37</u>