

CITY CLERK
ORIGINAL

C-9633-1
04/08/2016

AMENDMENT NO. 1
LINKING AGREEMENT WITH
AMERICAN FILTER AND EQUIPMENT CORPORATION
(City of Phoenix Contract No. P-10192-19, Contract No. C-9633)

This Amendment No. 1 ("Amendment") to the Linking Agreement ("Agreement") is made this 8 day of April, 2016, ("Effective Date"), by and between the City of Glendale, an Arizona municipal corporation ("City") and American Filter and Equipment Corporation, an Arizona corporation authorized to do business in Arizona ("Contractor").

RECITALS

- A. City and American Filter and Equipment Corporation ("Contractor") previously entered into a Linking Agreement to purchase goods for the City's Landfill heavy equipment, Contract No. C-9633, dated December 16, 2014 ("Agreement"); and
- B. The original City of Phoenix Contract, Contract No. P-10192-19 had an initial term beginning July 1, 2014 through June 30, 2015 with the option to extend an additional four (4) years in one-year increments; and
- C. The City of Phoenix Contract, Contract No. P-10192-19, as amended, expires on June 30, 2016; and
- 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 December 16, 2015 through June 30, 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. **Scope of Work.** The Scope of Work is unchanged.
4. **Compensation.** Section 3 of the Linking Agreement is hereby modified and amended as follows:

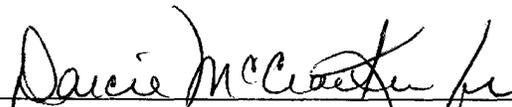
- B. The total purchase price for the supplies and/or services purchased under this Agreement shall not exceed forty five thousand dollars (\$45,000) for the entire term of the Agreement.
5. **Non-discrimination.** Contractor must not discriminate against any employee or applicant for employment on the basis of race, color, religion, sex, national origin, age, marital status, sexual orientation, gender identity or expression, genetic characteristics, familial status, U.S. military veteran status or any disability. Contractor will require any Sub-contractor to be bound to the same requirements as stated within this section. Contractor, and on behalf of any subcontractors, warrants compliance with this section.
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



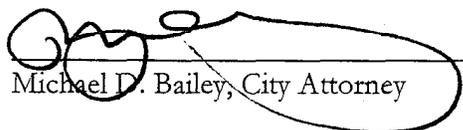
Kevin R. Phelps, City Manager

ATTEST:



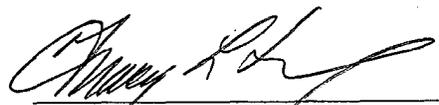
Pamela Hanna, City Clerk (SEAL)

APPROVED AS TO FORM:



Michael D. Bailey, City Attorney

American Filter and Equipment
Corporation, an Arizona corporation



By: Tracy Sparby
Its: President



CONTRACT AMENDMENT

CITY OF PHOENIX
Procurement Division
251 W. Washington Street
8th Floor
Phoenix, AZ 85003
Phone: (602) 262-7181

Date: June 15, 2015
Purchasing Contract #: IFB 14-123
SAP Contract # P-10192-19
City Clerk Contract #: 138380
Amendment Number: 1

Contract Title: Automotive and Equipment Parts

Contractor: American Filter and Equipment Co.

THE ABOVE REFERENCED CONTRACT IS AMENDED AS FOLLOWS:

EXTENSION

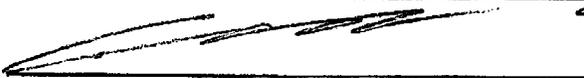
The contract is being extended from July 1, 2015 through June 30, 2016 per Section III – Special Terms and Conditions, Paragraph 6, Option to Extend.

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Buyer Name: Larry Jue

ALL OTHER PRICES, TERMS, AND CONDITIONS OF THE CONTRACT WILL REMAIN THE SAME

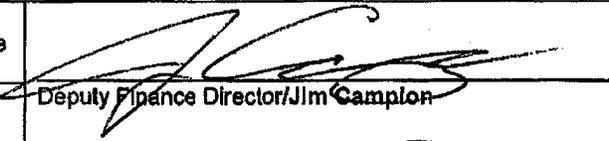
Contractor hereby acknowledges receipt of and agreement with the amendment. A signed copy must be returned to the Procurement Division.



Signature

Larry Jue
Typed/Printed Name and Title

Date: 6-16-2015


Deputy Finance Director/Jim Campion

ATTEST:

B. Lane

Deputy City Clerk



APPROVED AS TO FORM

Approved as to form this 7th day of August 2006 Assistant City Attorney, *Mary Finnerty*
"This document has been approved as to form by the City Attorney and is on file with the City Clerk. It need not be submitted to the City Attorney for approval unless the form of document is altered."

Search Time:
1/7/2016 8:50:40 AM

File Number:
06002348

Corporation Name:
AMERICAN FILTER & EQUIPMENT CORPORATION

Corporate Status Inquiry

This Corporation is in Good Standing

This information is provided as a courtesy and does not constitute legally binding information regarding the status of the entity listed above. To obtain an official Certificate indicating that the entity is in good standing click on Print Certificate and follow printing instructions. To reprint a previously generated Certificate of Good Standing click Reprint Certificate.

[Print Certificate \(/GoodStanding/PrintInstructions?corpId=%2006002348\)](/GoodStanding/PrintInstructions?corpId=%2006002348)

[Reprint Certificate \(/GoodStanding/Reprint?corpId=%2006002348\)](/GoodStanding/Reprint?corpId=%2006002348)

[Return to Corporate Details \(/Details/Corp?corpId=%2006002348\)](/Details/Corp?corpId=%2006002348)

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