



City Clerk Document No. _____

City Council Meeting Date: October 14, 2021

**AMENDMENT TO CITY OF CHANDLER AGREEMENT
COMPOSITE MANHOLE FRAMES AND COVERS
CITY OF CHANDLER AGREEMENT NO. WW9-815-4055**

THIS AMENDMENT NO. 2 (Amendment No. 2) is made and entered into by and between the City of Chandler, an Arizona municipal corporation (City), and Ferguson Enterprises dba Ferguson Waterworks, (Contractor), (City and Contractor may individually be referred to as Party and collectively referred to as Parties) and made _____, 2021 (Effective Date).

RECITALS

WHEREAS, the Parties entered into an agreement for the supply of composite manhole frames and covers (Agreement); and

WHEREAS, the term of the Agreement was October 1, 2019, through September 30, 2020, with the option of up to two one-year extensions; and

WHEREAS, the Parties wish to exercise the second option through this Amendment to extend the Agreement for one year.

AGREEMENT

NOW THEREFORE, the Parties agree as follows:

1. The recitals are accurate and are incorporated and made a part of the Agreement by this reference.
2. Section 4, Price is amended to read as follows: The City will pay the Contractor the per unit cost set forth in Revised Exhibit B of the original Agreement, attached to and made a part of this Amendment No. 2. Total payments made to the Contractor during the term of this Amendment No. 2 will not exceed \$200,000.
3. Section 5, Term is amended to read as follows: The Agreement is extended for a one-year period October 1, 2021, through September 30, 2022.

4. All other terms and conditions of the Agreement remain unchanged and in full force and effect. If a conflict or ambiguity arises between this Amendment No. 2 and the Agreement, the terms and conditions in this Amendment No. 2 prevail and control.

IN WITNESS WHEREOF, the Parties have entered into this Amendment on the Effective Date.

FOR THE CITY

By: _____

Its: Mayor_____

FOR THE CONTRACTOR

By: _____

Area sales manager

Its: _____

APPROVED AS TO FORM:

By: _____

City Attorney

ATTEST:

By: _____

City Clerk

EXHIBIT B
REVISED PRICE PAGE

Item	Description	Unit Price
1	Composite Frame 24"	\$267.25
2	Composite Cover 24"	\$267.25
3	Composite Frame 30"	\$359
4	Composite Cover 30"	\$359