



City Clerk Document No. _____

City Council Meeting Date: _____

**AMENDMENT TO CITY OF CHANDLER AGREEMENT
WATER TREATMENT CHEMICALS
CITY OF CHANDLER AGREEMENT NO. PW1-885-4313**

THIS AMENDMENT NO. 2 is made and entered into by and between the City of Chandler, an Arizona municipal corporation (City), and Thatcher Company of Arizona, Inc., an Arizona corporation (Contractor), (City and Contractor may individually be referred to as Party and collectively referred to as Parties) and made _____, 2023 (Effective Date).

RECITALS

WHEREAS, City Council approved the award of multiple Agreements for water treatment chemicals (Agreement); and

WHEREAS, the term of the Agreement was August 15, 2021 through August 14th, 2022 with the option of up to four one-year extensions; and

WHEREAS, the City wishes to extend the term of the multiple Agreements for water treatment chemicals in an amount not to exceed \$13,100,000 for the extension term; and

WHEREAS, the Parties wish to exercise the first option through this Amendment No. 2 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 III, Period of Service is amended to read as follows: The term of the Agreement is extended for a one-year period August 15, 2023, through August 14, 2024.
3. Section IV, Payment of Compensation and Fees 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 \$13,100,000.

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: Craig N. Thatcher

Its: _____ CEO

APPROVED AS TO FORM:

By: _____
City Attorney *JMB*

ATTEST:

By: _____
City Clerk

**REVISED EXHIBIT B TO AGREEMENT
COMPENSATION AND FEES**

Item No.	Description	Delivered Size	Unit of Measure	Estimated Annual Qty	Product Offered	Unit Price
10	Liquid Aluminum Sulfate (Alum), commercial grade, purified.	Bulk	Dry short ton	4,400	8.3% AL2O3	\$583.00
18	Mississippi Lime	Bulk	Lb	1,800,000	Mississippi Lime	\$0.38
32	3" Water Treatment Grade (WTG) Calcium Hypochlorite Tablets	50-lb pail	Lb	200,000	2 5/8" Water Treatment Grade (WTG) Calcium Hypochlorite Tablets	\$3.63 – Min Order qty 2400/# \$3.30 – Min Order qty 4800/#

Minimum Discount offered for chemicals not listed above _____ **N/A** _____ **%**

Delivery time after receipt of order (ARO) _____ **7-10 days ARO** _____

Fuel Surcharge and Federal Superfund Chemical Excise Tax allowed