

AMENDMENT NO. 2
GENERATOR MAINTENANCE
(Solicitation No. RFP 19-20, Contract No. C19-0613)

This Amendment No. 2 (“Amendment”) to the Generator Maintenance (“Agreement”) is made this day of 2022, (“Effective Date”), by and between the City of Glendale, an Arizona municipal corporation (“City”) and Cummins Inc., an Indiana corporation authorized to do business in Arizona (“Contractor”).

RECITALS

- A. City and Cummins Inc. (“Contractor”) previously entered into Generator Maintenance, Contract No. C19-0613, dated June 25, 2019 (“Agreement”); and
- B. The Agreement had a initial one-year term beginning June 25, 2019 through June 24, 2020 and provided the option to extend for an additional four (4) years in one-year increments; and
- C. City and Contractor previously entered into Contract Extension No. 1 extending the term of the Agreement from June 25, 2020 to June 24, 2021; and
- D. City and Contractor previously entered into Agreement Amendment No. 1, extending the term of the Agreement from June 25, 2021 to June 24, 2022, and the Scope of Work, to replace items; and
- E. City and Contractor previously entered into Contract Extension No. 3 extending the term of the Agreement from June 25, 2022 to June 24, 2023; and
- F. 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 unchanged and shall expire on June 24, 2023.
- 3. **Scope of Work.** The Scope of Work is amended to add an additional generator as outlined in Exhibit A.

4. **Compensation.** The compensation is amended to increase the price of items, add an additional generator as outlined in Exhibit A, and to increase the overall compensation from \$650,000 to \$1,650,000.
5. **Insurance Certificate.** Current certificate will expire on December 1, 2022 and a new certificate applying to the extended term must be provided prior to this date to Materials Management and the Contract Administrator.
6. **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.
7. **No Boycott of Israel.** To the extent A.R.S § 35-393 through § 35-393.03 are applicable, the parties hereby certify that they are not currently engaged in, and agree for the duration of the Agreement to not engage in, a boycott of goods or services from Israel, as that term is defined in A.R.S § 35-393.
8. **Attestation of PCI Compliance.** When applicable, the Contractor will provide the City annually with a Payment Card Industry Data Security Standard (PCI DSS) attestation of compliance certificate signed by an officer of Contractor with oversight responsibility.
9. **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.

[Signatures on the following page.]

CITY OF GLENDALE, an Arizona
municipal corporation

Kevin R. Phelps, City Manager

ATTEST:

Julie K. Bower, City Clerk (SEAL)

APPROVED AS TO FORM:

Michael D. Bailey, City Attorney

Cummins Inc.
an Indiana corporation

Corey Bryant

By: Corey Bryant
Its: PEM Sales Director

Exhibit A

PRICING FOR REGULAR PERIODIC MAINTENANCE INCLUDING PARTS AND LABOR

Generator	Address	Facility Name	Regular Maintenance Cost Per Unit Per Event (March, June and Dec.)	Estimated Annual Maintenance Cost Per Unit
1500 KW Caterpillar (Two Units)	5901 North Glen Harbor Boulevard	West Area Water Reclamation Facility	\$ 1034	\$ 3102
1000 KW Caterpillar	9802 West Camelback Road	Raw Sewage Pump Station	\$ 517	\$ 1551
500 KW Caterpillar	6893 North Glen Harbor Boulevard	Airport Lift Station	\$ 471	\$ 1413
125 KW Onan	111719 West Glendale Avenue	Aquifer Recharge Facility	\$ 424	\$ 1272
225 KW Cummins	14904 North 67 th Avenue	67 th and AC/DC Lift Station	\$ 448	\$ 1344
40 KW Kohler	12995 North 55 th Avenue	55 th and Dahlia Lift Station	\$ 424	\$ 1272
100 KW Onan	5175 West Arrowhead Lakes Drive	Arrowhead Manor Booster Station	\$ 424	\$ 1272
350KW Onan	6790 West Deer Valley Road	Hillcrest Ranch Booster Station	\$ 471	\$ 1413
1100 KW Caterpillar	7970 W. Bethany Home Road	Zone Four Reservoir	\$ 517	\$ 1551
750 KW Onan	4805 West Cholla Street	Zone One Booster Station	\$ 471	\$ 1413
300 KW Onan	4805 West Cholla	Cholla Admin	\$ 448	\$ 1344
75 KW Onan	4805 West Cholla	Cholla Chlorine Scrubber	\$ 424	\$ 1272
1250 KW Detroit Diesel (Two Units)	8180 West Union Hills	Arrowhead Ranch Water Reclamation Facility	\$ 1034	\$ 3102

300 KW Cummins	17500 North 83 rd Avenue	83 rd Avenue Lift Station	\$ 448	\$ 1344
350 KW Generac	19600 North 79 th Avenue	Oasis Recharge Site	\$ 471	\$ 1413
1750 KW Cummins (Two Units)	7070 West Northern Avenue	Oasis Water Treatment Plant	\$ 1034	\$ 3102
275 KW Onan	5850 West Glendale Avenue	Glendale City Hall	\$ 448	\$ 1344
150 KW Generac	6210 W Myrtle	OPS Complex	\$ 424	\$ 1272
125 KW Cummins	5959 W Brown Street	Glendale Main City Library	\$ 424	\$ 1272
250 KW Kohler	6835 N 57th Drive	Main Police Station	\$ 448	\$ 1344
1000 KW Cummins Diesel (Two Units)	11550 W Glendale Avenue	Glendale Regional Training Center	\$ 1034	\$ 3102
50 KW Kohler (Two Units)	6801 N Glen Harbor	Glendale Airport	\$ 849	\$ 2547
15 KW Generac	4439 W Peoria	Fire Station 154	\$ 424	\$ 1272
50 KW Katolight	14061 N 59th Avenue	Fire Station 153	\$ 424	\$ 1272
80 KW Cummins	17159 N 63rd Avenue	Fire Station 159	\$ 424	\$ 1272
100 KW Generac	6255 W Union Hills Drive	Fire Station 155	\$ 424	\$ 1272
40 KW Katolight	6801 W Deer Valley Rd	Fire Station 156	\$ 424	\$ 1272
80 KW Generac	9658 N 59th Avenue	Fire Station 157	\$ 424	\$ 1272
250 KW Generac	6851 North 52nd Avenue	Fire Station 151	\$ 448	\$ 1344
230 KW Cummins	6261 N 83rd Avenue	Fire Station 158	\$ 448	\$ 1344
50 KW Katolight	6850 W Bethany Home Road	Fire Station 152	\$ 424	\$ 1272
30 KW Katolight	7505 N 55th Ave	Fire Support	\$ 424	\$ 1272
80 KW Multiquip (Two Units)	7505 N 55th Ave	Fire Support	\$ 424	\$ 1272
43 KW Hipower	7505 N 55th Ave	Fire Support	\$ 424	\$ 1272
60 KW Generac	11480 W Glendale Ave	Landfill	\$ 424	\$ 1272

2500 KW Cummins	4805 W Cholla St	Cholla	\$ 462	\$ 1386
350 KW Kohler	28101 N 63 rd Ave	Pyramid Peak	\$ 308	\$ 1086
1250 KW Kohler	28101 N 63 rd Ave	Pyramid Peak	\$ 362	\$ 1086
50 KW Gentech	5503 W 91 st Ave	Stonehaven LS	\$ 200	\$ 600
80 KW Cummins	9431 W Northern Ave	Desert Diamond LS	\$ 258	\$ 774

ITEM ADDED FOR REGULAR PERIODIC MAINTENANCE INCLUDING PARTS AND LABOR

Generator	Address	Facility Name	Regular Maintenance Cost Per Unit Per Event (March, June and Dec.)	Estimated Annual Maintenance Cost Per Unit
750 KW Onan	4805 W Cholla St	Zone One Booster Station	\$ 471	\$ 1413

PRICING FOR ANNUAL MAINTENANCE INCLUDING PARTS AND LABOR

Generator	Address	Facility Name	June Annual Maintenance Cost Per Unit
1500 KW Caterpillar (Two Units)	5901 North Glen Harbor Boulevard	West Area Water Reclamation Facility	\$ 2270
1000 KW Caterpillar	9802 West Camelback Road	Raw Sewage Pump Station	\$ 1889
500 KW Caterpillar	6893 North Glen Harbor Boulevard	Airport Lift Station	\$ 1127
125 KW Onan	111719 West Glendale Avenue	Aquifer Recharge Facility	\$ 771
225 KW Cummins	14904 North 67 th Avenue	67 th and AC/DC Lift Station	\$ 961
40 KW Kohler	12995 North 55 th Avenue	55 th and Dahlia Lift Station	\$ 705
100 KW Onan	5175 West Arrowhead Lakes Drive	Arrowhead Manor Booster Station	\$ 720
350KW Onan	6790 West Deer Valley Road	Hillcrest Ranch Booster Station	\$ 1127
1100 KW Caterpillar	7970 West Bethany Home Road	Zone Four Reservoir	\$ 1889

750 KW Onan	4805 West Cholla Street	Zone One Booster Station	\$ 1441
300 KW Onan	4805 West Cholla	Cholla Admin	\$ 1127
75 KW Onan	4805 West Cholla	Cholla Chlorine Scrubber	\$ 720
1250 KW Detroit Diesel (Two Units)	8180 West Union Hills	Arrowhead Ranch Water Reclamation Facility	\$ 1889
300 KW Cummins	17500 North 83 rd Avenue	83 rd Avenue Lift Station	\$ 1127
350 KW Generac	19600 North 79 th Avenue	Oasis Recharge Site	\$ 1127
1750 KW Cummins (Two Units)	7070 West Northern Avenue	Oasis Water Treatment Plant	\$ 3664
275 KW Onan	5850 West Glendale Avenue	Glendale City Hall	\$ 1127
150 KW Generac	6210 W Myrtle	OPS Complex	\$ 771
125 KW Cummins	5959 W Brown Street	Glendale Main City Library	\$ 771
250 KW Kohler	6835 N 57th Drive	Main Police Station	\$ 961
1000 KW Cummins Diesel (Two Units)	11550 W Glendale Avenue	Glendale Regional Training Center	\$ 1889
50 KW Kohler (Two Units)	6801 N Glen Harbor	Glendale Airport	\$ 720
15 KW Generac	4439 W Peoria	Fire Station 154	\$ 651
50 KW Katolight	14061 N 59th Avenue	Fire Station 153	\$ 720
80 KW Cummins	17159 N 63rd Avenue	Fire Station 159	\$ 720
100 KW Generac	6255 W Union Hills Drive	Fire Station 155	\$ 720
40 KW Katolight	6801 W Deer Valley Rd	Fire Station 156	\$ 705
80 KW Generac	9658 N 59th Avenue	Fire Station 157	\$ 720
250 KW Generac	6851 North 52nd Avenue	Fire Station 151	\$ 961
230 KW Cummins	6261 N 83rd Avenue	Fire Station 158	\$ 961
50 KW Katolight	6850 W Bethany Home Road	Fire Station 152	\$ 720
30 KW Katolight	7505 N 55th Ave	Fire Support	\$ 705
80 KW Multiquip (Two Units)	7505 N 55th Ave	Fire Support	\$ 720
43 KW Hipower	7505 N 55th Ave	Fire Support	\$ 705
60 KW Generac	11480 W Glendale Ave	Landfill	\$ 720
2500 KW Cummins	4805 W Cholla St	Cholla	\$ 7,151

350 KW Kohler	28101 N 63 rd Ave	Pyramid Peak	\$ 1467
1250 KW Kohler	28101 N 63 rd Ave	Pyramid Peak	\$ 3405
50 KW Gentech	5503 W 91 st Ave	Stonehaven LS	\$ 972
80 KW Cummins	9431 W Northern Ave	Desert Diamond LS	\$ 1131