

STATE OF TEXAS §
 §
COUNTY OF HIDALGO §

**FIRST AMENDMENT TO
REQUIREMENTS AGREEMENT
(C-19-184A-011-05)**

This **AMENDMENT** to Requirements Agreement (“Agreement”) for “**Lubricants (Grease, Oil, Hydraulic Fluids) & Antifreeze Products for Hidalgo County**” is made this ____ day of **October, 2020**, by and between the **COUNTY OF HIDALGO, TEXAS** hereinafter referred to as (“County”) and **KEY PERFORMANCE PETROLIUM CO.**, hereinafter referred to as the (“Vendor”).

WHEREAS, on November 05, 2019, County entered into a Requirements Agreement, with Kolkhorst Petroleum Co., (“Vendor”), in which Vendor agreed to sell and deliver to County, lubricants, (grease, oil, hydraulic fluids) & Antifreeze Products, as described in the contract;

WHEREAS, on September 23, 2020, County advised Kolkhorst Petroleum Co., through written correspondence, that it has chosen to exercise its one (1) year renewal option available under the same rates, terms and conditions, as authorized by the terms of the Agreement;

WHEREAS, Vendor, has notified County of the recent change of name of Vendor from Kolkhorst Petroleum Co. to Key Performance Petroleum Co., and has provided a certificate of name change recorded in the Office of the Secretary of State under Document Number 0052321900; and

WHEREAS, the parties desire to amend the Agreement to reflect such name change, as hereinafter provided.

NOW THEREFORE, for and in consideration of the terms and provisions set forth herein, for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, County and Vendor hereby agree that said Agreement is amended as follows:

1. **Key Performance Petroleum Co.**, shall be the name of the company and the name of **Key Performance Petroleum Co.**, shall be substituted throughout the Contract in lieu of the name of Kolkhorst Petroleum Co., wherever the name of Kolkhorst Petroleum Co., appears in the Contract.
2. Except as modified herein, all terms and conditions of the Agreement, as amended by this Amendment, remain in full force and effect and Vendor and County ratify and confirm the terms and provisions of the Agreement as amended.

EXECUTED IN DUPLICATE ORIGINALS and effective as of the day and year first written above.

Key Performance Petroleum Co.,

By: _____

Printed Name: _____

Title: _____

HIDALGO COUNTY, TEXAS

By: _____

Richard F. Cortez County Judge

ATTEST:

By: _____
Arturo Guajardo, Jr., County Clerk

APPROVED AS TO FORM:
Hidalgo County Office of District Attorney
Ricardo Rodriguez, Jr.

By: _____
David R. Cantu
Assistant District Attorney