

MEMORANDUM

DATE: February 15, 2022

TO: ****ORIGINAL****
City Clerk's Office

FROM: Jason Bezak, CPPB, NIGP-CPP, Procurement Agent II
Procurement Management Department

SUBJECT: Record Retention

CONTRACT: 20200107 Amendment #1
CONTRACT TITLE: Piggyback - City of Orlando's Agreement for Liquid Chlorine Cylinders

VENDOR NAME: Brenntag Mid-South, Inc.
VENDOR ADDRESS: 1405 Highway 136 West
CITY & STATE: Henderson, KY, 42420

APPROVED BY COUNCIL: 02/14/2022

CONTRACT TERM: This is a Piggyback Agreement based off of City of Orlando's Contract # IFB20-0379 for Liquid Chlorine Cylinders with Brenntag Mid-South, Inc. Estimated six months of expenditures based on the price increase adds an additional \$255,000 to the original estimated annual expenditure of \$250,000 for a total of \$505,000. Future expenditures for projects will be as appropriated in each year's budget. **The New Price is \$1,385 per Ton.**

The initial term began on August 11, 2020 through August 10, 2023 with a renewal option of two (2) additional twelve (12) month periods. However, due to price instability, the City of Orlando has only accepted Brenntag Mid-South, Inc.'s price increase for 6 months and will evaluate afterwards. The new pricing is effective February 1, 2022.

Please see the attached for (1) original contract for your records.

PH -NR



CONTRACT AMENDMENT

This amendment by and between the Contractor and the City as defined below shall be effective as of the date this Amendment is fully executed.

Contractor's Full Legal Name:	Brenntag Mid-South, Inc.
Solicitation No./Event ID:	20200107
Solicitation Title/Event Name:	Piggyback: Contract IFB20-0379 Liquid Chlorine Cylinders
Contract Award Date:	09/14/2020
Initial Current Contract Term:	August 10, 2023 with option to renew for 2 additional 12-month periods
Current Contract Expiration Date:	August 10, 2023
Requested Contract Expiration Date:	N/A.
Initial Contract Amount:	\$512.00 per ton
Current Contract Amended Amount:	N/A.
Requested Financial Change Amount:	\$1,385.00 per ton
New Contract Amount:	\$1,385.00 per ton
Amendment No.:	1
Amendment Type:	Increase of Commodities

WHEREAS, the Contract is in effect through the Current Contract Term as defined above; and

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties do hereby agree as follows:

1. The Compensation provisions of the Agreement are hereby amended to increase cost of products due to rapid increasing costs of Chlorine. The pricing set forth will be \$1,385.00/ton for a six (6) month period. The Procurement Department shall be notified of any reductions in pricing as it would supersede the most recent approved price increase in the best interest of the City.
2. **SUCCESSORS AND ASSIGNS.** This Amendment shall be binding upon and inure to the benefit of the successors and permitted assigns of the parties hereto.
3. **ENTIRE AGREEMENT.** Except as expressly modified by this Amendment, the contract shall

be and remain in full force and effect in accordance with its terms and shall constitute the legal, valid, binding and enforceable obligations to the parties. This Amendment and the contract (including any written amendments thereto), collectively, are the complete agreement of the parties and supersede any prior agreements or representations, whether oral or written, with respect thereto.

IN WITNESS WHEREOF, the parties have caused this Amendment to be duly executed by their authorized representatives.

CONTRACTOR

Contractor's Full Legal Name: (PLEASE TYPE OR PRINT)	Brenntag Mid-South, Inc
Authorized Signature:	Stephanie Ubach <small>Digitally signed by Stephanie Ubach DN: cn=Stephanie Ubach, o=Brenntag Mid South, Inc., ou=Municipal Bid Manager, email=subach@brenntag.com, c=US</small>
Printed Name and Title of Person Signing:	Stephanie Ubach - Municipal Bid Manager <i>Stephanie Ubach</i>
Date:	February 9, 2022
Company Address:	250 Central Florida Parkway Orlando FL 32824

THE CITY OF PORT ST. LUCIE

Authorized Signature:	<i>Caroline Sturgis</i>
Printed Name and Title of Person Signing:	Caroline Sturgis, Director, Office of Management & Budget, and Procurement
Date:	<i>February 15, 2022</i>
City Address:	121 S.W. Port St. Lucie Blvd., Port St. Lucie, FL 34984