

**AMENDMENT TO CONTRACT**  
**Paint and Related Products - Prime Supplier Contract**  
**Piggyback University of Nebraska RFP 2135-13-7215**  
**City of Lincoln, Lancaster County and**  
**City of Lincoln-Lancaster County Public Building Commission**  
**Renewal**  
**Diamond Vogel**

This Amendment is hereby entered into by and between Diamond Vogel, 5900 South 57<sup>th</sup> Street, Lincoln, NE 68516 (hereinafter "Contractor") and the City of Lincoln, Lancaster County and the City of Lincoln-Lancaster County Public Building Commission (hereinafter "Owners"), for the purpose of amending the Contract dated September 16, 2013 executed under City Resolution No. 87559, and County Contract C-13-0482, dated October 1, 2013, and executed by the City of Lincoln-Lancaster County Public Building Commission, on October 8, 2013, for Paint and Related Products - Prime Supplier Contract, Piggyback University of Nebraska RFP 2135-13-7215, which is made a part of this amendment by this reference.

WHEREAS, the original term of the Contract is July 1, 2013 through June 30, 2016, with the option to renew for two (2) additional one (1) year terms upon written mutual consent by all parties; and

WHEREAS, the Contract was amended by City Executive Order No. 089563, executed by the City on June 27, 2016, and by County Contract C-16-0288 executed by the County Board on June 21, 2016, and executed by the City of Lincoln-Lancaster County Public Building Commission on June 14, 2016, to renew the contract for an additional one (1) year term from July 1, 2016 through June 30, 2017; and

WHEREAS, the parties hereby renew the Contract for an additional one (1) year term beginning July 1, 2017 through June 30, 2018; and

WHEREAS, the expenditures for the City of Lincoln for the term of this renewal shall not exceed \$30,000.00 without approval by the City of Lincoln; and

WHEREAS, the expenditures for Lancaster County for the term of this renewal shall not exceed \$1,500.00 without approval by the Lancaster County Board; and

WHEREAS, the expenditures for the City of Lincoln-Lancaster County Public Building Commission for the term of this renewal shall not exceed \$3,000.00 without approval by the Public Building Commission; and

NOW, THEREFORE, IN CONSIDERATION of the mutual covenants contained in the Contract under City City Resolution No. 87559 and County Contract C-13-0482, all amendments thereto, and as stated herein, the parties agree as follows:

- 1) The parties wish to renew the Contract for an additional one (1) year term beginning July 1, 2017 through June 30, 2018.
- 2) The expenditures for the City of Lincoln for the term of this renewal shall not exceed \$30,000.00 without approval by the City of Lincoln.
- 3) The expenditures for Lancaster County for the term of this renewal shall not exceed \$1,500.00 without approval by the Lancaster County Board.
- 4) The expenditures for the City of Lincoln-Lancaster County Public Building Commission for the term of this renewal shall not exceed \$3,000.00 without approval by the Public Building Commission.
- 5) All other terms of the Contract, not in conflict with this Amendment, shall remain in force and effect.

The Parties do hereby agree to all the terms and conditions of this Amendment. This Amendment shall be binding upon the parties, their heirs, administrators, executors, legal and personal representatives, successors, and assigns.

IN WITNESS WHEREOF, the Parties do hereby execute this Amendment upon completion of signatures on:

Vendor Signature Page

City of Lincoln Signature Page

Lancaster County Signature Page

City of Lincoln-Lancaster County Public Building Commission Signature Page

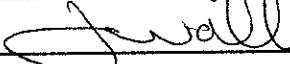
## Vendor Signature Page

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**Renewal**  
**Diamond Vogel**

**Please sign, date and return within 5 days of receipt.**

Mail to: City/County Purchasing  
 Attn: Lori Irons  
 440 So. 8th St., Ste. 200  
 Lincoln, NE 68508  
 Or email to: llirons@lincoln.ne.gov

Company Name:	Diamond Vogel PAINTS
By: (Please Sign)	
By: (Please Print)	James L. Wallace II
Title:	SALES
Company Address:	5900 South 57 <sup>th</sup> Street, Lincoln NE 68516
Company Phone & Fax:	P) 402-423-2501 F) 402-423-0416
E-Mail Address:	Jim.wallace@diamondvogel.com
Date:	6/7/17
Contact Person for Orders or Service	James L. Wallace II
Contact Phone Number:	402-314-1954

## Lancaster County Signature Page

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**EXECUTION BY LANCASTER COUNTY, NEBRASKA**

Contract Approved as to Form:

The Board of County Commissioners of  
Lancaster, Nebraska

\_\_\_\_\_  
Deputy Lancaster County Attorney

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

dated \_\_\_\_\_

May 26, 2017

Diamond Vogel  
Attn: Jim Wallace  
5900 S. 57<sup>th</sup> Street  
Lincoln, NE 68516

Reference: UNL RFP #2135-13-7215; Paint & Related Products Prime Supplier Contract

Dear Mr. Wallace;

The purpose of this letter is to inform you the University of Nebraska-Lincoln desires to extend the above referenced contract with Diamond Vogel for one additional year. The extended contract period would be 7/1/2017 through 6/30/2018. The University of Nebraska-Lincoln expects all contracted products, pricing, terms, conditions, and all incorporated documents as set forth and referenced in UNL RFP #2135-13-7215 to remain in effect.

Please make all necessary arrangements to insure that your Certificate of Liability Insurance is current and will remain in effect throughout the extended contract period. A copy of your updated Certificate of Insurance should be sent to my attention. The following sentence must be on the certificate and it must be worded in the exact manner: **“The Board of Regents of the University of Nebraska is listed as an additional insured”**.

Your acceptance and concurrence with the above extension and stipulations will be evidenced by returning this letter, with your signature, to this office by June 9, 2017.

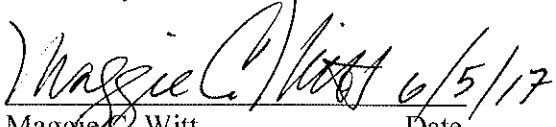
Thanks for your continued interest in the University of Nebraska. If you have any questions, please contact Senior Sourcing Specialist, Dustin Kotik at (402) 472-5881.

Diamond Vogel

University of Nebraska Lincoln

  
Jim Wallace  
Sales Representative

5/26/17  
Date

  
Maggie C. Witt  
Director of Procurement Services

6/5/17  
Date

c: RFP# 2135-13-7215