

AMENDMENT TO CONTRACT
Annual Supply of Natural Gas
Bid No. 13-239
City of Lincoln, Lancaster County and
City of Lincoln-Lancaster County Public Building Commission
Renewal
CenterPoint Energy Services

This Amendment is hereby entered into by and between CenterPoint Energy Services, 470 N. Kirkwood Road, St. Louis, MO 63122 (hereinafter "Contractor") and 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 October 10, 2013, executed under City Resolution No. A-87597, and County Contract C-13-0471, dated September 19, 2013, and executed by the City of Lincoln-Lancaster County Public Building Commission, on October 15, 2013, for Annual Supply of Natural Gas, Bid No. 13-239, which is made a part hereof by this reference.

WHEREAS, the original term of the Contract is November 1, 2013 through October 31, 2017 with the option to renew for one (1) additional two (2) year term; and

WHEREAS, the parties hereby renew the Contract from November 1, 2017 through October 31, 2019; and

WHEREAS, the parties agree to a change in the pricing structure of the contract as follows:

All accounts will be charged an 18.5 cent adder to the cost of gas. In addition to the adder and the cost of gas, Owners shall be subject to a Capacity Assignment Charge from Black Hills Energy that is equal to the following:

- NNG's Maximum Tariff Reservation rate (\$15.153) for Firm Transportation Service multiplied by:

- Buyer's designated Maximum Daily Quantity (MDQ) for each meter (As of 10/1/17 all meters equal 998) multiplied by:

- Total number of winter months (November-March) per year (5)

Seller shall invoice Capacity Assignment Charge to Buyer in even monthly increments during the term of the agreement. In the event of a change in the Buyer's MDQ or NNG's Maximum Tariff Reservation rate, the Capacity Assignment Charge shall be changed accordingly. (This modification would be reviewed and implemented on 11/1/18 or according to BHE MDQ assignment policy.)

WHEREAS the expenditures for the City of Lincoln for the term of this extension shall not exceed \$302,000.00 during the contract term without prior approval by the City of Lincoln; and

WHEREAS the expenditures for Lancaster County for the term of this extension shall not exceed \$40,000.00 during the contract term without prior approval by the Lancaster County Board of Commissioners; and

WHEREAS the expenditures for City of Lincoln-Lancaster County Public Building Commission for the term of this extension shall not exceed \$82,000.00 during the contract term without prior approval by the Public Building Commission; and

NOW, THEREFORE, IN CONSIDERATION of the mutual covenants contained in the Contract, under City Resolution No. A-87597 and County Contract No. C-13-0471, and stated herein the parties agree as follows:

- 1) The parties hereby renew the Contract from November 1, 2017 through October 31, 2019.

- 2) WHEREAS, the parties agree to a change in the pricing structure of the contract as follows:
All accounts will be charged an 18.5 cent adder to the cost of gas. In addition to the adder and the cost of gas, Owners shall be subject to a Capacity Assignment Charge from Black Hills Energy that is equal to the following:
- NNG's Maximum Tariff Reservation rate (\$15.153) for Firm Transportation Service multiplied by:
 - Buyer's designated Maximum Daily Quantity (MDQ) for each meter (As of 10/1/17 all meters equal 998) multiplied by:
 - Total number of winter months (November-March) per year (5)
- Seller shall invoice Capacity Assignment Charge to Buyer in even monthly increments during the term of the agreement. In the event of a change in the Buyer's MDQ or NNG's Maximum Tariff Reservation rate, the Capacity Assignment Charge shall be changed accordingly. (This modification would be reviewed and implemented on 11/1/18 or according to BHE MDQ assignment policy.)
- 3) The expenditures for the City of Lincoln for the term of this extension shall not exceed \$302,000.00 during the contract term without prior approval by the City of Lincoln.
- 4) The expenditures for Lancaster County for the term of this extension shall not exceed \$40,000.00 during the contract term without prior approval by the Lancaster County Board of Commissioners.
- 5) The expenditures for City of Lincoln-Lancaster County Public Building Commission for the term of this extension shall not exceed \$82,000.00 during the contract term without prior approval by the Public Building Commission.
- 6) All other terms of the Contract, not in conflict with this Amendment, shall remain in full 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:

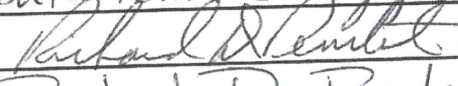
Vendor Signature Page
City of Lincoln Signature Page
Lancaster County Signature Page
City of Lincoln-Lancaster County Public Building Commission Signature Page

Vendor Signature Page

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

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

Company Name:	CenterPoint Energy Services, Inc.
By: (Please Sign)	
By: (Please Print)	Richard D. Pemberton
Title:	Director
Company Address:	1111 Louisiana Street, 20th Floor Houston, Tx 77002
Company Phone & Fax:	816-471-2435 816-471-7452
E-Mail Address:	michelle.kluver@centerpointenergy.com
Date:	10/27/17
Contact Person for Orders or Service	Michelle Kluver
Contact Phone Number	402 432-2896

