

**AMENDMENT TO CONTRACT**  
**LED Emergency Light Bars, Siren Warning Accessories and**  
**Other Related Accessories**  
**WSCA-NASPO, MA No. 81297**  
**City of Lincoln and Lancaster County**  
**Renewal**  
**Whelen Engineering Company**

This Amendment is hereby entered into by and between Whelen Engineering Company, 51 Winthrop Rd., Chester, CT 06412 (hereinafter "Contractor") and the City of Lincoln and Lancaster County (hereinafter "Owners"), for the purpose of amending the Contract dated August 12, 2015 executed under City Resolution No. 89152, and County Contract C-15-0368, dated July 28, 2015 for Emergency Light Bars, Siren Warning Accessories and Other Related Accessories, WSCA-NASPO LED Emergency Light Bars, Siren Warning Accessories and Other Related Accessories, Master Agreement No. 81297, which is made a part of this amendment by this reference.

WHEREAS, the original term of the Contract is August 12, 2015 through July 31, 2016, with the option to renew for three (3) additional one (1) year terms upon written mutual consent by all parties; and

WHEREAS, the Contract was amended by City Directorial Order No. 15550, executed by the City on August 19, 2016, and by County Contract C-16-0421 executed by the County Board on August 23, 2016, to renew the contract for an additional one (1) year term from August 1, 2016 through July 31, 2017; and

WHEREAS, the Contract was amended by City Directorial Order No. 17590, executed by the City on August 4, 2017, and by County Contract C-17-0589 executed by the County Board on August 1, 2017, to renew the contract for an additional one (1) year term from August 1, 2017 through July 31, 2018; and

WHEREAS, the parties hereby renew the Contract for an additional one (1) year term beginning August 1, 2018 through July 31, 2019; and

WHEREAS, the expenditures for the City of Lincoln for the term of this renewal shall not exceed \$5,000.00 without approval by the City of Lincoln; and

WHEREAS, the expenditures for Lancaster County for the term of this renewal shall not exceed \$4,500.00 without approval by the Lancaster County Board; and

NOW, THEREFORE, IN CONSIDERATION of the mutual covenants contained in the Contract under City Resolution No. 89152, and County Contract C-15-0368, all amendments thereto, and as stated herein, the parties agree as follows:

- 1) The parties hereby renew the Contract for an additional one (1) year term beginning August 1, 2018 through July 31, 2019.
- 2) The expenditures for the City of Lincoln for the term of this renewal shall not exceed \$5,000.00 without approval by the City of Lincoln.

- 3) The expenditures for Lancaster County for the term of this renewal shall not exceed \$4,500.00 without approval by the Lancaster County Board.
- 4) 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

## Vendor Signature Page

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**Renewal**  
**Whelen Engineering Company**

**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

<b>Company Name:</b>	Whelen Engineering Company, Inc.
<b>By: (Please Sign)</b>	<i>Craig Szymanski</i>
<b>By: (Please Print)</b>	Craig Szymanski
<b>Title:</b>	Director of Automotive Sales
<b>Company Address:</b>	51 Winthrop Road, Chester, CT 06412
<b>Company Phone &amp; Fax:</b>	860-526-9504, Fax 800-637-8762
<b>E-Mail Address:</b>	autosale@whelen.com
<b>Date:</b>	July, 31, 2018
<b>Contact Person for Orders or Service</b>	Brian Simpson
<b>Contact Phone Number:</b>	860-718-2368

**City of Lincoln Signature Page**

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Whelen Engineering Company**

**EXECUTION BY THE CITY OF LINCOLN, NEBRASKA**

ATTEST:

CITY OF LINCOLN, NEBRASKA

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Finance Director

Approved by Directorial Order No. \_\_\_\_\_

dated \_\_\_\_\_

**Lancaster County Signature Page**

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Whelen Engineering Company**

**EXECUTION BY LANCASTER COUNTY, NEBRASKA**

The Board of County Commissioners of  
Lancaster, Nebraska

Contract Approved as to Form:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Deputy Lancaster County Attorney

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

dated \_\_\_\_\_

**AMENDMENT NO. 9 TO WSCA-NASPO MASTER AGREEMENT NO. 81297**

**THIS AMENDMENT** is by and between the State of Minnesota, acting through its commissioner of Administration ("State"), and Whelen Engineering Co. 51 Winthrop Rd. Chester, CT 06412 ("Contract Vendor").

**WHEREAS**, the State has a Contract with the Contract Vendor identified as Minnesota WSCA-NASPO Master Agreement No. 81297, August 1, 2014 to July 31, 2018 ("Contract"), to provide LED Emergency Light Bars, Siren Warning Accessories, and Other Related Accessories; and

**WHEREAS**, Minn. Stat. § 16C.03, subd. 5, affords the commissioner of Administration, or delegate pursuant to Minn. Stat. § 16C.03, subd. 16, the authority to amend contracts; and

**WHEREAS**, the terms of the Contract allow the State to amend the Contract as specified herein, upon the mutual agreement of the Office of State Procurement and the Contract Vendor in a fully executed amendment to the Contract.

**NOW, THEREFORE**, it is agreed by the parties to amend the Contract as follows:

1. That Contract No. 81297 is extended through July 31, 2019.
2. The Whelen Engineering Co. NASPO Master Agreement Price lists dated December 20, 2017 are DELETED and REPLACED with Amendment No. 9 Exhibit A Whelen Engineering Co NASPO Master Agreement Price lists dated June 29, 2018. Pricing is fixed and must be at or lower than that detailed on Amendment No. 9 Exhibit A.

**OLD PRICE LISTS**

PL17.1DOTL 12/20/17  
PL17.1WL 12/20/17  
PL17.1PAWL 12/20/17

**NEW PRICE LISTS**

PL18.1DOTL 6/29/18  
PL18.1WL 6/29/18  
PL18.1PAWL 6/29/18

3. The Contract vendor shall provide LED Emergency Light Bars, Siren Warning Accessories, and Other Related Accessories at the prices set forth in Amendment No. 9 Exhibit A Whelen Engineering Co. NASPO Master Agreement Price lists dated June 29, 2018, which is incorporated by reference and kept on file at the Minnesota Department of Administration, Office of State Procurement (OSP), 50 Sherburne Avenue, Suite 112, St. Paul, MN 55155. Amendment No. 9 Exhibit A will be effective upon execution of the amendment through the expiration of the contract.
4. All other discounts, terms, conditions, and specifications remain unchanged.

This Amendment is effective beginning August 1, 2018, or upon the date that the final required signatures are obtained, whichever occurs later, and shall remain in effect through contract expiration, or until the Contract is canceled, whichever occurs first.

Except as herein amended, the provisions of the original Contract between the parties hereto are expressly reaffirmed and remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this Amendment to be duly executed intending to be bound thereby.

**1. WHELEN ENGINEERING**

The Contractor certifies that the appropriate person(s) have executed this Amendment on behalf of the Contractor as required by applicable articles, bylaws, resolutions, or ordinances.

By: Craig Szymanski  
Signature  
Craig Szymanski  
Printed Name

Title: Director of Automotive Sales

Date: July 16, 2018

By: \_\_\_\_\_  
Signature  
Printed Name

Title: \_\_\_\_\_

Date: \_\_\_\_\_

**2. OFFICE OF STATE PROCUREMENT**

In accordance with Minn. Stat. § 16C.03, subd. 3.

By: [Signature]

Title: Acquisition Management Specialist/Buyer

Date: 7/17/18

**3. COMMISSIONER OF ADMINISTRATION**

Or delegated representative.

By: Original signed

Date: JUL 17 2018

**by Kia McFarlin**