AMENDMENT TO CONTRACT Snow & Ice Removal - City and County Facilities Bid No. 16-181

City of Lincoln, Lancaster County and
City of Lincoln-Lancaster County Public Building Commission
Renewal with Locations Changes
Mr Yards and More LLC

This Amendment is hereby entered into by and between Mr Yards and More LLC, 8729 Remi Drive, Lincoln, NE 68526 (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 December 16, 2016 executed under City Executive Order No. 90181, and County Contract C-16-0702, dated December 13, 2016, and executed by the City of Lincoln-Lancaster County Public Building Commission, on December 13, 2016, for Annual Services - Snow & Ice Removal - City and County Facilities, Bid No. 16-181, which is made a part of this amendment by this reference.

WHEREAS, the original term of the Contract December 16, 2016 through December 15, 2017, 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 Executive Order No. 91324, executed by the City on December 6, 2017, and by County Contract C-17-0897 executed by the County Board on November 21, 2017, and executed by the City of Lincoln-Lancaster County Public Building Commission on December 12, 2017, to renew the contract for an additional one (1) year term from December 16, 2017 through December 15, 2018; and

WHEREAS, the parties hereby renew the Contract for an additional one (1) year term beginning December 16, 2018 through December 15, 2019; and

WHEREAS, the parties hereby amend the Contract to change the address of Line 30 to Labor Temple at 46th & "Y" Street; and

WHEREAS, the parties hereby amend the Contract to change the address of Line 39 to Lewis Ballfields at Capital Parkway and "J" Street: and

WHEREAS, the parties hereby amend the Contract to remove Line 31; and

WHEREAS, the parties hereby amend the Contract to add the following four (4) Lincoln City Libraries: Walt Library located at 6701 S. 14th Street, Gere Library located at 2400 South Street, Anderson Library located at 3625 Touzalin Avenue and Eiseley located at 1530 Superior Street; and

WHEREAS, the parties hereby reinstate the sidewalks at Pershing Center for an hourly rate of \$48.50; and

WHEREAS, the expenditures for the City of Lincoln for the term of this renewal shall not exceed \$25,000.00 without approval by the City of Lincoln; and

WHEREAS, the expenditures for Lancaster County for the term of this renewal shall not exceed \$3,000.00 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 Executive Order No. 90181 and County Contract C-16-0702, 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 December 16, 2018 through December 15, 2019.
- 2) The parties hereby amend the Contract to change the address of Line 30 to Labor Temple at 46th & "Y" Street.
- 3) The parties hereby amend the Contract to change the address of Line 39 to Lewis Ballfields at Capital Parkway and "J" Street.
- 4) The parties hereby amend the Contract to remove Line 31.
- 5) The parties hereby amend the Contract to add the following four (4) Lincoln City Libraries: Walt Library located at 6701 S. 14th Street, Gere Library located at 2400 South Street, Anderson Library located at 3625 Touzalin Avenue and Eiseley located at 1530 Superior Street.
- The parties hereby reinstate the sidewalks at Pershing Center for an hourly rate of \$48.50.
- 7) The expenditures for the City of Lincoln for the term of this renewal shall not exceed \$25,000.00 without approval by the City of Lincoln.
- 8) The expenditures for Lancaster County for the term of this renewal shall not exceed \$3,000.00 without approval by the Lancaster County Board.
- 9) 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.
- 10) 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

AMENDMENT TO CONTRACT Snow & Ice Removal - City and County Facilities Bid No. 16-181 City of Lincoln, Lancaster County and City of Lincoln-Lancaster County Public Building Commission Renewal with Locations Changes Mr Yards and More LLC

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

Mail to: City/County Purchasing

Attn: Brianne Crooks 440 So. 8th St., Ste. 200 Lincoln, NE 68508

Or email to: bcrooks@lincoln.ne.gov

Company Name:	Mr Yards and More LLC
By: (Please Sign)	
By: (Please Print)	Dennis Stephens
Title:	Owner
Company Address:	8729 Remi Dr
Company Phone & Fax:	402-217-3160
E-Mail Address:	dstephens75@gmail.com
Date:	11/14/2018
Contact Person for Orders or Service	Dennis Stephens - 402-217-3160 Erik Wintermute - 402-326-6768
Contact Phone Number:	402-217-3160 or 402-326-6768

City of Lincoln Signature Page

AMENDMENT TO CONTRACT
Snow & Ice Removal - City and County Facilities
Bid No. 16-181
City of Lincoln, Lancaster County and
City of Lincoln-Lancaster County Public Building Commission
Renewal with Locations Changes
Mr Yards and More LLC

EXECUTION BY THE CITY OF LINCOLN, NEBRASKA

ATTEST:	
City Clerk	
	CITY OF LINCOLN, NEBRASKA
	Chris Beutler, Mayor Approved by Executive Order No
	dated

Lancaster County Signature Page

AMENDMENT TO CONTRACT
Snow & Ice Removal - City and County Facilities
Bid No. 16-181
City of Lincoln, Lancaster County and
City of Lincoln-Lancaster County Public Building Commission
Renewal
Mr Yards and More LLC

EXECUTION BY LANCASTER COUNTY, NEBRASKA

Contract Approved as to Form:	The Board of County Commissioners of Lancaster, Nebraska
Deputy Lancaster County Attorney	
	dated

Tracking No. 18110040

City of Lincoln-Lancaster County Public Building Commission Signature Page

AMENDMENT TO CONTRACT
Snow & Ice Removal - City and County Facilities
Bid No. 16-181
City of Lincoln, Lancaster County and
City of Lincoln-Lancaster County Public Building Commission
Renewal with Locations Changes
Mr Yards and More LLC

EXECUTION BY LINCOLN-LANCASTER COUNTY PUBLIC BUILDING COMMISSION

ATTEST:	
Public Building Commission Attorney	Chairperson, Public Building Commission
	dated

OP ID: SCBE

DATE (MM/DD/YYYY)

CERTIFICATE OF LIABILITY INSURANCE

02/19/2018

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

CONTACT DAVE KIRBY

402-466-2800

McCashland Kirby Ins Agency 8231 Northwoods Dr, Ste A				PHONE (A/C, No, Ext): 402-466-2800 FAX (A/C, No): 402-466-3229					
Line	oln, NE 68505			E- At	MAIL DDRESS:				
DAVE KIRBY							DING COVERAGE		NAIC#
				IN	INSURER A : United Fire Group 1				13021
INSURED Mr Yards and More LLC 8729 Remi Dr			IN	SURER B :					
	Lincoln, NE 68526			IN	INSURER C:				
				IN	INSURER D:				
				IN	SURER E :				
				l IN	SURER F:				
CO	VERAGES CEF	RTIFIC	CATE	NUMBER:			REVISION NUMBER:	·	
IN Cl	IIS IS TO CERTIFY THAT THE POLICIE: DICATED. NOTWITHSTANDING ANY R ERTIFICATE MAY BE ISSUED OR MAY (CLUSIONS AND CONDITIONS OF SUCH	EQUIF PERT POLI	REME AIN, CIES.	NT, TERM OR CONDITION OF THE INSURANCE AFFORDED LIMITS SHOWN MAY HAVE BE	ANY CONTRACT BY THE POLICIE EN REDUCED BY	OR OTHER I S DESCRIBEI PAID CLAIMS.	DOCUMENT WITH RESP	ECT TO	WHICH THIS
INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIN	IITS	
Α	X COMMERCIAL GENERAL LIABILITY						EACH OCCURRENCE	\$	1,000,000
	CLAIMS-MADE X OCCUR	Y		60489204	01/27/2018	01/27/2019	DAMAGE TO RENTED PREMISES (Ea occurrence)	\$	100,000
							MED EXP (Any one person)	\$	5,000
					į		PERSONAL & ADV INJURY	\$	1,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:						GENERAL AGGREGATE	\$	2,000,000
	POLICY PRODUCT LOC						PRODUCTS - COMP/OP AG	3 \$	2,000,000
Α	AUTOMOBILE LIABILITY	İ					COMBINED SINGLE LIMIT (Ea accident)	\$	1,000,000
	ANY AUTO	Y		60489204	01/27/2018	01/27/2019	BODILY INJURY (Per person) \$	
	OWNED X SCHEDULED AUTOS ONLY	'					BODILY INJURY (Per accide		
	HIRED NON-OWNED AUTOS ONLY						PROPERTY DAMAGE (Per accident)	s	
	AUTOS ONLY AUTOS ONLY						(i el accident)	s	
Α	X UMBRELLA LIAB OCCUR		·				EACH OCCURRENCE	\$	3,000,000
	EXCESS LIAB CLAIMS-MADE			60489204	01/27/2018	01/27/2019	AGGREGATE	s	3,000,000
	DED RETENTION \$	1					AGGREGATE	s	
Α	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY						PER OTH	•	
	AND EMPLOYERS LIABILITY Y/N ANY PROPRIETOR/PARTNER/EXECUTIVE		Υ	60489204	01/27/2018	01/27/2019	E.L. EACH ACCIDENT	s	500,000
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	N/A					E.L. DISEASE - EA EMPLOY	EE \$	500,000
	If yes, describe under DESCRIPTION OF OPERATIONS below						E.L. DISEASE - POLICY LIM		500,000
	CRIPTION OF OPERATIONS / LOCATIONS / VEHIC Of Lincoln and/or Lancaster County Inty Public Building Commission					re space Is requir	ed}		
CE	RTIFICATE HOLDER			С	ANCELLATION				
City of Lincoln and/or Lancaster County					SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.				
Public Building Commission 555 S. 10th St				A.	AUTHORIZED REPRESENTATIVE				
	Lincoln, NE 68508				Dant L Kitay				

ACORD

ADDISON INSURANCE COMPANY

POLICY NUMBER: 60489204 PO Box 73909, Cedar Rapids, IA 52407 (2) COMMERCIAL GENERAL LIABILITY ACCOUNT NUMBER: 3000310226 COMMERCIAL GENERAL LIABILITY COVERAGE PART 9-AGENCY BILL -DECLARATIONS RENEWAL EXTENSION ISSUE DATE 02-06-2018 CRB REPLACEMENT OF 0305 60489204 NAMED MR YARDS AND MORE LLC **AGENCY & CODE** 050063 MCCASHLAND-KIRBY INS AGCY INSURED 8231 NORTHWOODS DR STE A AND ADDRESS 8729 REMI DR 68505 LINCOLN ΝE 68526-1028 LINCOLN NE 12:01 A.M. Standard time FROM: 01-27-2018 TO: 01-27-2019 **POLICY** And for successive policy periods as stated below. **PERIOD:** at your mailing address shown above. We will provide the insurance described in this policy in return for the premium and compliance with all applicable policy provisions. If we elect to continue this insurance, we will renew this policy if you pay the required renewal premium for each successive policy period, subject to our premiums, rules and forms then in effect. You must pay us prior to the end of the current policy period or else this policy will terminate after any statutorily required notices are mailed to you. An insufficient funds check is not considered payment. LIMITS OF INSURANCE \$ 2,000,000 **GENERAL AGGREGATE LIMIT (Other than Products-Completed Operations)** \$ 2,000,000 PRODUCTS-COMPLETED OPERATIONS AGGREGATE LIMIT \$ 1,000,000 PERSONAL AND ADVERTISING INJURY LIMIT (Any one person or organization) 1,000,000 \$ **EACH OCCURRENCE LIMIT** \$ 100,000 DAMAGE TO PREMISES RENTED TO YOU LIMIT (Any one premises) 5,000

MEDICAL EXPENSE LIMIT (Any one person) RETROACTIVE DATE (CG 00 02 Only) Coverage A of this insurance does not apply to "bodily injury" or "property damage" which occurs before the Retroactive Date, if any, shown here. (enter date or "None" if no Retroactive Date applies) NONE BUSINESS DESCRIPTION LAWN SERVICE X Other LL COMPANY FORM OF BUSINESS: ____Individual ____ Joint Venture Partnership Corporation Rates **Advance Premiums** Classifications and Locations of All Codes **Premium Basis** All Other Pr/CO Pr/CO All Other Premises You Own, Rent or Occupy NE LOC# 01 9520 N 1ST ST LINCOLN, NE 68531-8923 LANDSCAPE GARDENING INCL PR/CO

LANDSCAPE GARDENING INCL PR/CO 9704'

97047P) 85,000

INCL

5.521 INCL

469

\$ 500 PER CLAIM PROPERTY DAMAGE DEDUCTIBLE APPLIES

ULTRA LIABILITY PLUS ENDORSEMENT CONTINUED ON CG7004

300

PREMIUM BASIS g) Gallons p) Payroll t) Defined c) Total Cost m) Admissions s) Gross Sales u) Units a) Area per 1000 per \$1000 per \$1000 per 1000 per \$1000 Above per 1000 sq ft per unit **DEFINITIONS** Advance Premium **Premium Charge Forms Advance Premium Premium Charge Forms** SEE UW7002

Other Forms Amend Reason

PREMIUM FOR THIS COVERAGE PART \$ 923

Endorsement Adjustment Premium

This Declarations Page supersedes and replaces any preceding declarations page bearing the same policy number for this policy period.

SEE UW7002

X

(COUNTERSIGNED BY AUTHORIZED REPRESENTATIVE)

0305

01-27-2018

POLICY NUMBER: 60489204

COMMERCIAL GENERAL LIABILITY SUPPLEMENTAL DECLARATIONS

Classifications and Locations of All Premises You Own, Rent or Occupy	Codes	Premium Basis	Rates Pr/CO All Other	Advance Premiums Pr/CO All Other
NTERNET SECURITY & PRIVACY	Theomation			86
See UW1792 for Coverage	information	ı		
ertified Acts of Terrorism	Coverage			18

0305

01-27-2018

POLICY NUMBER: 60489204

COMMERCIAL GENERAL LIABILITY SUPPLEMENTAL DECLARATIONS - ADDITIONAL INSUREDS

chedule of	f Additional Ins	ureds			Premium
NERS,		OR CON	TRACTORS SCHEDU	ULED PERSON	50
				s Location of Covered Opera	tion
	CITY OF	LINCOLN	&/OR LANCASTE	R 555 S 10TH ST	
	COUNTY.	PUBLIC	BLDG COMMISSION	N LINCOLN NE 68508	
	0001121				

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

ADDITIONAL INSURED - OWNERS, LESSEES OR CONTRACTORS-SCHEDULED PERSON OR ORGANIZATION

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

Name Of Additional Insured Person(s) Or Organization(s)	Location(s) Of Covered Operations
Information required to complete this Schedule, if not shown al	pove, will be shown on the Declarations.

- A. Section II Who Is An Insured is amended to include as an additional insured the person(s) or organization(s) shown in the Schedule, but only with respect to your liability for "bodily injury", "property damage" or "personal and advertising injury" which may be imputed to that person(s) or organization(s) directly arising out of:
 - 1. Your acts or omissions; or
 - 2. The acts or omissions of those acting on your behalf;

in the performance of your ongoing operations for the additional insured(s) at the location(s) designated above.

However:

- 1. The insurance afforded to such additional insured only applies to the extent permitted by law; and
- 2. If coverage provided to the additional insured is required by a contract or agreement, the insurance afforded to such additional insured will not be broader than that which you are required by the contract or agreement to provide for such additional insured.

A person's or organization's status as an insured under this endorsement ends when your operations for that insured at that location are completed.

- B. With respect to the insurance afforded to these additional insureds, the following additional exclusions apply:
 - This insurance does not apply to "bodily injury" or "property damage" occurring after:
 - All work, including materials, parts or equipment furnished in connection with such work, on the project (other than service, maintenance or repairs) to be performed by or on behalf of the additional insured(s) at the location of the covered operations has been completed; or
 - 2. That portion of "your work" out of which the injury or damage arises has been put to its intended use by any person or organization other than another contractor or subcontractor engaged in performing operations for a principal as a part of the same project.
- C. With respect to the insurance afforded to these additional insureds, the following is added to Section III Limits Of Insurance:

If coverage provided to the additional insured is required by a contract or agreement, the most we will pay on behalf of the additional insured is the amount of insurance:

- 1. Required by the contract or agreement; or
- 2. Available under the applicable Limits of Insurance shown in the Declarations;

whichever is less.

This endorsement shall not Increase the applicable Limits of Insurance shown in the Declarations.

POLICY NUMBER:

60489204

FORMS SUPPLEMENTAL DECLARATIONS

The following coverage form(s) govern coverage that is not limited to any specific state even though they are specifically listed in only one state in the declarations.

Other Forms

Applicable to the	state of Nebraska
*CG0001 (04-13)	COMM GENERAL LIAB COVG FORM
*CG2106(05-14)	EXCL-ACCESS/DISCLOSURE OF CONFIDENTIAL/PERSONAL
*CG2147(12-07)	EMPLOYMENT-RELATED PRACTICES EXCL
*CG2150(04-13)	AMENDMENT OF LIQUOR LIAB EXCLUSION
*CG2155-(09-99)	TOTAL POLLUTION EXCL W/A HOSTILE FIRE EXCEPTION
*CG2167(12-04)	FUNGI/BACTERIA EXCL
*CG2170(01-15)	CAP ON LOSSES FROM CERTIFIED ACTS OF TERRORISM
*CG2187(01-15)	CONDITIONAL EXCL OF TERRORISM
*CG2196(03-05)	SILICA/SILICA-RELATED DUST EXCL
*CG7001 (02-05)	COMMERCIAL GENERAL LIABILITY COVERAGE PART
*CG7004(02-05)	COMM GENERAL LIABILITY SUPPLEMENTAL DECLARATIONS
*CG7085(02-15)	ADDL INSURED-OWNER/LESSEE/CONTRACTOR-SCHEDULED
*CG7103(07-17)	ULTRA LIAB PLUS END
*CG7125(02-12)	PROPERTY DAMAGE DEDUCTIBLE LIABILITY INSURANCE
*CG7154(01-07)	COMM GENERAL LIAB SUPPLEMENTAL DECS-ADDL INSUREDS
*CG7155(01-07)	ABUSE/MOLESTATION EXCL
*IL-0021(07-02)	NUCLEAR ENERGY LIAB EXCL END
*IL0017(11-98)	COMMON POLICY CONDITIONS
*IL0259(09-07)	NE-CHGS CANCEL & NONRENEW
*IL7009-(04-91)	AMENDATORY END PUNITIVE/EXEMPLARY DAMAGES EXCL
*IL7068(01-10)	EXCL-LEAD-HAZARDOUS PROPERTIES
*IL7069(01-10)	EXCL-UNDERGROUND STORAGE TANKS
*IL7070(09-12)	ABSOLUTE ASBESTOS EXCL
*IL7095(01-14)	INTERNET SECURITY & PRIVACY INS END
*IL7105(10-14)	PRIMARY & NONCONTRIBUTORY-OTHER INSURANCE CONDITIO
*ST1609(01-07)	NOTICE ABUSE/MOLESTATION EXCL
*ST1644(01-12)	POLICY WEBSITE STUFFER
*ST1813(10-15)	IMPORTANT NOTICE-INTERNET SECURITY & PRIVACY
*ST1882(06-16)	NOTICE-LOCATION & PREMISES CLARIFICATION
*ST1893(04-17)	NOTICE-LIMITATION OF COVG TO DESIGNATED PREMISES
I	

POLICY NUMBER: CA 71 30 05 10

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY. ADDITIONAL INSURED OR INTEREST ENDORSEMENT- PRIMARY COVERAGE

This endorsement modifies insurance provided under the following:

BUSINESS AUTO COVERAGE FORM GARAGE COVERAGE FORM MOTOR CARRIER COVERAGE FORM

Under Section II LIABILITY COVERAGE, WHO IS AN INSURED is changed to include as an "insured" the person or organization named below. This additional insured endorsement only applies when the person or organization shown below is held liable for the conduct of the "Insured" and then only to the extent of that liability.

For any covered "auto" you own this Coverage Form provides primary coverage.

This endorsement does not extend or alter any other condition or limit under this policy.

Name of Person or Organization:

Interest:

(If no entry appears above, information required to complete this endorsement will be shown in the Supplemental Declarations as applicable to the endorsement.)