

**AMENDMENT TO MEMORANDUM OF UNDERSTANDING
Maintenance, Repair, Operating (MRO) Supplies,
Industrial Supplies, and Related Products
U.S. Communities Contract, Serial No. 16154-RFP
MOU022
City of Lincoln, Lancaster County and
City of Lincoln-Lancaster County Public Building Commission
Renewal
The Home Depot U.S.A., Inc.**

This Amendment is hereby entered into by and between The Home Depot U.S.A., Inc., 2455 Paces Ferry Road, Atlanta, GA 30339 (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 Memorandum of Understanding (MOU) dated May 2, 2018 executed under City Executive Order No. 91803, and County Contract C-18-0193, dated April 24, 2018, and executed by the City of Lincoln-Lancaster County Public Building Commission, on April 10, 2018, for Maintenance, Repair, Operating (MRO) Supplies, Industrial Supplies, and Related Products, U.S. Communities Contract Serial No. 16154-RFP, MOU022, which is made a part of this amendment by this reference.

WHEREAS, the original term of the MOU is May 2, 2018 through December 31, 2018, with the option to renew for eight (8) additional one (1) year terms upon written mutual consent by all parties; and

WHEREAS, the parties hereby renew the MOU for an additional one (1) year term beginning January 1, 2019 through December 31, 2019; and

WHEREAS, the expenditures for the City of Lincoln for the term of this renewal shall not exceed \$130,000.00 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

WHEREAS, the expenditures for the City of Lincoln-Lancaster County Public Building Commission for the term of this renewal shall not exceed \$4,000.00 without approval by the Public Building Commission; and

NOW, THEREFORE, IN CONSIDERATION of the mutual covenants contained in the MOU under City E.O. No. 91803 and County Contract C-18-0193, all amendments thereto, and as stated herein, the parties agree as follows:

- 1) The parties hereby renew the MOU for an additional one (1) year term beginning January 1, 2019 through December 31, 2019.
- 2) The expenditures for the City of Lincoln for the term of this renewal shall not exceed \$130,000.00 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) The expenditures for the City of Lincoln-Lancaster County Public Building Commission for the term of this renewal shall not exceed \$4,000.00 without approval by the Public Building Commission.
- 5) All other terms of the MOU, 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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Please sign, date and return within 5 days of receipt.

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

Company Name:	Home Depot U.S.A, Inc.
By: (Please Sign)	
By: (Please Print)	Richard Nyberg
Title:	Contracts Senior Manager
Company Address:	2455 Paces Ferry Road Atlanta, GA 30339
Company Phone & Fax:	866-589-0690 /866-589-0691
E-Mail Address:	richard_nyberg@homedepot.com
Date:	Most purchases have been made at store #3209, N 27th Street Lincoln, NE 68521
Contact Person for Orders or Service	Pro Desk Associates
Contact Phone Number:	402-325-4502

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 _____