Tracking Number: 19070063

C-19-0561

AMENDMENT TO CONTRACT Annual Service Fuel Tank Maintenance and Service Bid No. 18-185 City of Lincoln and Lancaster County Renewal Dr Fuel Good

This Amendment is hereby entered into by and between Dr Fuel Good, 3301-R-Coors Blvd., No. 270, Albuquerque, NM 87120 (hereinafter "Contractor") and the City of Lincoln and Lancaster County (hereinafter "Owners"), for the purpose of amending the Contract dated August 29, 2018 executed under City Executive Order No. 92220, and County Contract C-18-0514, dated August 28, 2018 for Annual Service - Fuel Tank Maintenance and Service, Bid No. 18-185, which is made a part of this amendment by this reference.

WHEREAS, the original term of the Contract is September 1, 2018 through August 31, 2019, with the option to renew for three (3) additional one (1) year terms upon written mutual consent by all parties; and

WHEREAS, the parties hereby renew the Contract for an additional one (1) year term beginning September 1, 2019 through August 31, 2020; and

WHEREAS, the expenditures for the City of Lincoln Transportation and Utilities – Fleet Services for the term of this renewal shall not exceed \$26,000.00 without approval by the City of Lincoln; and

WHEREAS, the expenditures for Lancaster County Maintenance Shop for the term of this renewal shall not exceed \$25,000.00 without approval by the Lancaster County Board; and

NOW, THEREFORE, IN CONSIDERATION of the mutual covenants contained in the Contract under City Executive Order No. 92220 and County Contract C-18-0514, 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 September 1, 2019 through August 31, 2020.
- 2) The expenditures for the City of Lincoln Transportation and Utilities Fleet Services for the term of this renewal shall not exceed \$26,000.00 without approval by the City of Lincoln.
- The expenditures for Lancaster County Maintenance Shop for the term of this renewal shall not exceed \$25,000.00 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

AMENDMENT TO CONTRACT
Annual Service
Fuel Tank Maintenance and Service
Bid No. 18-185
City of Lincoln and Lancaster County
Renewal
Dr Fuel Good

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:	DR. FUEL GOOD
By: (Please Sign)	Ton arelinto
By: (Please Print)	Tom Archuleta
Title:	OW NER
Company Address:	3301-R-COORS BIUD NW NEWMARIO
Company Phone & Fax:	505-259-8346 87/10
E-Mail Address:	taschaefferoil@aol.com
Date:	July 11 2019
Contact Person for Orders or Service	Tom Archuleta
Contact Phone Number:	505 - 259 8346

Tracking Number: 19070063

City of Lincoln Signature Page

AMENDMENT TO CONTRACT Annual Service Fuel Tank Maintenance and Service Bid No. 18-185 City of Lincoln and Lancaster County Renewal Dr Fuel Good

EXECUTION BY THE CITY OF LINCOLN, NEBRASKA

ATTEST:	
City Clerk	
	CITY OF LINCOLN, NEBRASKA
	Leirion Gaylor Baird, Mayor
	Approved by Executive Order No
	dated

Tracking Number: 19070063

Lancaster County Signature Page

AMENDMENT TO CONTRACT
Annual Service
Fuel Tank Maintenance and Service
Bid No. 18-185
City of Lincoln and Lancaster County
Renewal
Dr Fuel Good

EXECUTION BY LANCASTER COUNTY, NEBRASKA

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

DRFUE-1

OP ID: BT

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 08/22/2018

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(les) 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 Jim Beam, OIC 817-640-5035 PHONE (A/C, No, Ext): 817-640-5035 Monroe & Monroe Insurance FAX (A/C, No): 817-640-0131 Agency, Ltd. 2921 Galleria Dr., Suite 102 E:MAIL ADDRESS: Arlington, TX 76011 INSURER(S) AFFORDING COVERAGE NAIC # Jim Beam, CIC 23418 INSURER A: Mid-Continent Casualty Co. INSURED Dr. Fuel Good INSURER B Tom Archuleta 5031 Costa Uasca Dr NW Albuquerque, NM 87120 INSURER C: INSURER D INSURER E INSURER F COVERAGES CERTIFICATE NUMBER: REVISION NUMBER: THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS. ADDL SUBR POLICY EFF POLICY EXP TYPE OF INSURANCE **POLICY NUMBER** LIMITS X COMMERCIAL GENERAL LIABILITY 1,000,000 Α EACH OCCURRENCE 100,000 DAMAGE TO RENTED PREMISES (Ea occurrence) CLAIMS-MADE X OCCUR 08/16/2018 08/16/2019 04GL1004454 Pollution Liab MED EXP (Any one person) 1,000,000 PERSONAL & ADV INJURY 2,000,000 GEN'L AGGREGATE LIMIT APPLIES PER: GENERAL AGGREGATE 2,000,000 X POLICY 122 PRODUCTS - COMP/OP AGG OTHER COMBINED SINGLE LIMIT (Es socident) AUTOMOBILE LIABILITY ANY AUTO BODILY INJURY (Per person) SCHEDULED AUTOS OWNED AUTOS ONLY BODILY INJURY (Per accident)
PROPERTY DAMAGE
(Per accident) HIRED ONLY NOT SYNED UMBRELLA LIAB OCCUR EACH OCCURRENCE **EXCESS LIAB** CLAIMS-MADE AGGREGATE \$ DED RETENTION \$ WORKERS COMPENSATION AND EMPLOYERS' LIABILITY PER STATUTE ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) E.L. EACH ACCIDENT E.L. DISEASE - EA EMPLOYEE f yes, describe under DESCRIPTION OF OPERATIONS below E.L. DISEASE - POLICY LIMIT Equipment Floater 04IM71589 08/16/2018 08/16/2019 Bailee 100,000 100,000 Cargo DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required) The General Liability policy includes a blanket additional insured endorsement that provides additional Insured status to the City of Lincoln and Lancaster County only when there is a written "insured contract" as defined by the policy, between the named Insured and the certificate holder that requires such status. The General Liability policy ** SEE NOTES ** CERTIFICATE HOLDER CANCELLATION CLINCOL SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. City of Lincoln Lancaster County 555 S 10th St AUTHORIZED REPRESENTATIVE Lincoln, NE 68508

NOTEPAD:

HOLDER CODE

CLINCOL INSURED'S NAME Dr. Fuel Good DRFUE-1 OP ID: BT

PAGE 2

Date 08/22/2018

policy includes an endorsement providing that 30 days notice of cancellation will be furnished to the certificate holder.

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 Person or Organization:

Any person or organization for whom the named insured has agreed by written "insured contract" to designate as an additional insured subject to all provisions and limitations of this policy.

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

WHO IS AN INSURED (Section II) is amended to include as an insured the person or organization shown in the Schedule, but only with respect to liability caused, in whole or in part, by your performance of ongoing operations for that insured. 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 written "insured contract", the insurance afforded to such additional insured will not be broader than that which you are required by the written "insured contract" to provide for such additional insured.

Page 1 of 1

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY,

WAIVER OF TRANSFER OF RIGHTS OF RECOVERY AGAINST OTHERS TO US

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART PRODUCTS/COMPLETED OPERATIONS LIABILITY COVERAGE PART

SCHEDULE

Name of Person or Organization:

Any person or organization for whom the named insured is operating under a written "insured contract" when such contract requires a waiver of transfer of rights of recovery against others.

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

The following is added to Paragraph 8. TRANSFER OF RIGHTS OF RECOVERY AGAINST OTHERS TO US of Section IV - Conditions

We waive any right of recovery we may have against the person or organization shown in the Schedule above because of payments we make for injury or damage arising out of "your work" done under a contract with that person or organization. This waiver applies only to the person or organization shown in the Schedule above.



ACORD 25 (2016/03)

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 08/23/2018

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.

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	certificate does not confer rights to	o the	cert	lficate holder in lieu of si						
PRODUCER Associated Insurance Professionals, Inc			CONTACT NAME: John Dziak							
1429 Carlisle Blvd NE			PHONE (A/C, No, Ext): 505-265-3704 FAX (A/C, No): 505-268-9631							
Albuquerque, NM 87110			E-MAIL ADDRES	_{ss:} Johnd	iz@aip-inc.c	om				
License #: 0F14643			ļ	INS	URER(S) AFFOR	DING COVERAGE		NAIC#		
					INSURE			L CASUALTY CO, 11770		11770
INSURE	TOM ARCHULETA				INSURE	RB: New Mo	exico Founda	tion Insurance Company		
	DBA: DR, FUEL GOOD				INSURE	RC:				
	3301 COORS BLVD NW	/ R	270		INSURER D:					
	ALBUQUERQUE, NM 8				INSURE	RE:				
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	OTHER:								\$	
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_	HIRED NON-OWNED AUTOS ONLY							(Per accident)	\$	
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	LINCOLN, NE 68508				AUTHO	RIZED REPRESE	NTATIVE		~	
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CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

07/10/2019

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Associated Insurance Professionals, Inc 1429 Carlisle Blvd NE				CONTACT John Dziak PHONE FAX (A/C, No.): 505-268-9631					
Albuquerque, NM 87110			ADDRESS: JOHNOZ@AIP-INC.COM INSURER(S) AFFORDING COVERAGE				NAIC#		
License #: 0F14643				INSURE			L CASUALTY CO, 11770	11770	
INSU	RED			***************************************	INSURE			tion Insurance Company	11770
	TOM ARCHULETA						exico rouilua	uon insurance company	
	DBA: DR. FUEL GOOD				INSURE				
	3301 COORS BLVD NW, F		0		INSURE				
	ALBUQUERQUE, NM 871	20			INSURER E:				
CO	/EDAGES CED	TICIO	ATE	NIIMPED: 00000000	INSURE	RF:		REVISION NUMBER: 9	
TH IN	COVERAGES CERTIFICATE NUMBER: 00000000-22865 REVISION NUMBER: 9 THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS,								
	CLUSIONS AND CONDITIONS OF SUCH	POLIC	CIES.	LIMITS SHOWN MAY HAVE		EDUCED BY	PAID CLAIMS.		
INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER		POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
	COMMERCIAL GENERAL LIABILITY							EACH OCCURRENCE \$	
	CLAIMS-MADE OCCUR							DAMAGE TO RENTED PREMISES (Ea occurrence) \$	
								MED EXP (Any one person) \$	
								PERSONAL & ADV INJURY \$	
	GEN'L AGGREGATE LIMIT APPLIES PER:							GENERAL AGGREGATE \$	
	POLICY PRO- JECT LOC							PRODUCTS - COMP/OP AGG \$	
	OTHER:							\$, , , ,
Α	AUTOMOBILE LIABILITY	Υ	Υ	06060796-2		04/19/2019	04/19/2020	COMBINED SINGLE LIMIT (Ea accident) \$	1,000,000
^	ANY AUTO	•	•	00000730-2		0-1/10/2010	0-4, 10, 2020	BODILY INJURY (Per person) \$	1,000,000
	OWNED SCHEDULED							BODILY INJURY (Per accident) \$	
	HIRED NON-OWNED							PROPERTY DAMAGE	
	AUTOS ONLY AUTOS ONLY				İ			(Per accident) \$	
	UMBRELLA LIAB OCCUR								
								EACH OCCURRENCE \$	
	EXCESS LIAB CLAIMS-MADE							AGGREGATE \$	
	DED RETENTION \$ WORKERS COMPENSATION							X PER OTH-	
В	AND EMPLOYERS' LIABILITY V/N		Υ	0098635.102		08/22/2019	08/22/2020		400.000
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED?	N/A						E.L. EACH ACCIDENT \$	100,000
	(Mandatory in NH) If yes, describe under							E.L. DISEASE - EA EMPLOYEE \$	100,000
	DÉSCRIPTION OF OPERATIONS below							E.L. DISEASE - POLICY LIMIT \$	500,000
	cription of operations / Locations / Vehicle day notice of cancellation is included the control of the control) 101, Additional Remarks Schedu	le, may be	attached if mor	e space is requir	ed)	
Wo	orkers Comp: Tom Archuleta								
	•								
CEI	RTIFICATE HOLDER				CANC	ELLATION			
	City of Lincoln/Lancas 555 S 10th St.	ter (Cou	nty	THE	EXPIRATION	DATE THERE	ESCRIBED POLICIES BE CANC DF, NOTICE WILL BE DELIVERE Y PROVISIONS.	
	LINCOLN, NE 68508				AUTHOR	RIZED REPRESE	NTATIVE		
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(Ed. 4-84)

WAIVER OF OUR RIGHT TO RECOVER FROM OTHERS ENDORSEMENT

We have the right to recover our payments from anyone liable for an injury covered by this policy. We will not enforce our right against the person or organization named in the Schedule. (This agreement applies only to the extent that you perform work under a written contract that requires you to obtain this agreement from us.)

This agreement shall not operate directly or indirectly to benefit anyone not named in the Schedule.

Schedule

BLANKET WAIVER/ WORK LOCATION(S):

PER CONTRACT(S) ON FILE WITH EMPLOYER - APPLIES IN NEW MEXICO AND WHILE TEMPORARILY WORKING OUTSIDE THE STATE OF NEW MEXICO

SPECIFIC WAIVER(S)

NEW MEXICO AND WHILE TEMPORARILY WORKING OUTSIDE THE STATE OF NEW MEXICO

Company Name

Address

Waiver Contact

Job Description

Nothing in this endorsement contained shall be held to vary, alter, waive or extend any of the terms, conditions, agreements, or limitations of this policy other than as above stated. Nothing elsewhere in this policy shall be held to vary, alter, waive, or limit the terms, conditions, agreements or limitations of this endorsement.
This endorsement when attached to Policy No. 0098635.101 issued to Tom Archuleta shall be valid and shall form part of said policy. The effective date of this endorsement is 08/22/2018 12:01 A.M. Mountain Standard Time.
Date Issued: 08/23/2018
THE FOLLOWING SPACES ARE TO BE COMPLETED ONLY IF THIS ENDORSEMENT IS NOT ATTACHED TO THE POLICY WHEN ISSUED
Countersignature of Licensed Resident Agent
WC 00 03 13

WORKERS COMPENSATION AND EMPLOYERS LIABILITY INSURANCE POLICY

New Mexico Foundation Insurance Comp

DD PKAHIIKK	AXXENIDAXENIT	PAIDODDERACKIT
PREMIUM	AMENDMEN	ENDORSEMENT

The following information is changed on the Endorsement Effective Date: 08/22/2018

Form Number WC 00 03 13 has been added per attached

<u>Description</u>
Waiver of Our Right to Recover from Others Endorsement

Existing None Policy Change Blanket

Nothing in this endorsement contained shall be held to vary, alter, waive or extend any of the terms, conditions, agreements, or limitations of this policy other than as above stated. Nothing elsewhere in this policy shall be held to vary, alter, waive, or limit the terms, conditions, agreements or limitations of this endorsement.

This endorsement when attached to Policy No. 0098635.101 issued to Tom Archuleta shall be valid and shall form part of said policy. The effective date of this endorsement is 08/22/2018 12:01 A.M. Mountain Standard Time.

Date Issued: 08/23/2018

THE FOLLOWING SPACES ARE TO BE COMPLETED ONLY IF THIS ENDORSEMENT IS NOT ATTACHED TO THE POLICY WHEN ISSUED

Countersignature of Licensed Resident Agent	
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PROGRESSIVE*

Additional Insured Endorsement

Name of Person or Organization THE CITY OF LINCOLN AND LANCASTER COUNTY 555 S. 10TH STREET LINCOLN, NE 68508

The person or organization named above is an insured with respect to such liability coverage as is afforded by the policy but this insurance applies to said insured only as a person liable for the conduct of another insured and then only to the extent of that liability. We also agree with you that insurance provided by this endorsement will be primary for any power unit specifically described on the Declarations Page.

Limit of Liability

Bodily Injury

each person/

each accident

Property Damage

each accident

Combined Liability \$1,000,000.00

each accident

All other terms, limits and provisions of this policy remain unchanged.

This endorsement applies to Policy Number: 060607962

Issued to (Name of Insured): TOM ARCHULETA

Effective date of endorsement: 04/19/2019 Policy expiration date: 04/19/2020

Form 1198 (01/04)