

**AMENDMENT TO CONTRACT**  
**Annual Repair Services**  
**For Construction and Purpose-Built Equipment**  
**Bid No. 18-167**  
**City of Lincoln and Lancaster County**  
**Renewal with Price Increase**  
**RDO Truck Center**

This Amendment is hereby entered into by and between RDO Truck Center, 8400 West O Street, Lincoln, NE 68528 (hereinafter "Contractor") and the City of Lincoln and Lancaster County (hereinafter "Owners"), for the purpose of amending the Contract dated September 18, 2018 executed under City Executive Order No. 92297, and County Contract C-18-0537, dated September 11, 2018 for Annual Repair Services for Construction and Purpose-Built Equipment, Bid No. 18-167, which is made a part of this amendment by this reference.

WHEREAS, the original term of the Contract is September 18, 2018 through September 5, 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 6, 2019 through September 5, 2020; and

WHEREAS, the parties hereby amend the Contract to reflect a price increase of as per Attachment A; and

WHEREAS, the expenditures for the City of Lincoln Departments for the term of this renewal shall not exceed \$700,000.00 for contracts without approval by the City of Lincoln; and

WHEREAS, the expenditures for Lancaster County Departments for the term of this renewal shall not exceed \$150,000.00 for contracts without approval by the Lancaster County Board; and

NOW, THEREFORE, IN CONSIDERATION of the mutual covenants contained in the Contract under City E.O. 92297 and County Contract C-18-0537, 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 6, 2019 through September 5, 2020.
- 2) The parties hereby amend the Contract to reflect a price increase of as per Attachment A.
- 3) The expenditures for the City of Lincoln Departments for the term of this renewal shall not exceed \$700,000.00 for contracts without approval by the City of Lincoln.
- 4) The expenditures for Lancaster County Departments for the term of this renewal shall not exceed \$150,000.00 for contracts without approval by the Lancaster County Board.
- 5) 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:

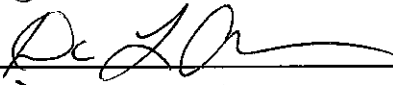
Vendor Signature Page  
City of Lincoln Signature Page  
Lancaster County Signature Page

## Vendor Signature Page

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RDO Truck Center**

**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](mailto:dwinkler@lincoln.ne.gov)

Company Name:	RDO Truck Centers
By: (Please Sign)	
By: (Please Print)	Darin L. Anderson
Title:	GM Operations Nebraska
Company Address:	8400 West O Street, Lincoln, NE 68528
Company Phone & Fax:	402-475-8471-P      402-475-8401-Fax
E-Mail Address:	danderson@rdote.com
Date:	8/9/19
Contact Person for Orders or Service	Vasily Gorban
Contact Phone Number:	402-475-8471

**City of Lincoln Signature Page**

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

ATTEST:

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

CITY OF LINCOLN, NEBRASKA

\_\_\_\_\_  
Leirion Gaylor Baird, Mayor

Approved by Executive Order No. \_\_\_\_\_

dated \_\_\_\_\_

**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 \_\_\_\_\_



8400 West O St.

Lincoln, NE 68528

To: Lori Irons, City of Lincoln/Lancaster County

From: Jeff Anderson, RDO Truck Centers

Re: Bid No. 18-167 price increase

Date: 8/1/2019

Please be advised that our hourly labor rates have recently increased by 5% and are now set at the following:

Normal rate: \$136.50

Field service: \$136.50

All after hours: \$204.75

Field service mileage: \$1/mile

  
Signed

8-1-19

Date



# CERTIFICATE OF GARAGE INSURANCE

DATE (MM/DD/YYYY)  
02/25/2019

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).

PRODUCER Brittany LeClerc	CONTACT NAME: Sentry Customer Service
	PHONE (A/C, No, Ext): 800-473-6879 FAX (A/C, No): 800-514-7191
	EMAIL ADDRESS: businessproducts_direct@sentry.com
	INSURER(S) AFFORDING COVERAGE
INSURED RDO Truck Center Co PO Box 9030 Fargo, ND 58106-9030	INSURER A : Sentry Select Insurance Company
	INSURER B :
	INSURER C :
	INSURER D :
	INSURER E :
	INSURER F :

COVERAGES      PROD / CUSTOMER ID:      CERTIFICATE #: 1072849      REVISION #:

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.

INSR LTR	TYPE OF INSURANCE	ADDL INSRD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	<input checked="" type="checkbox"/> GARAGE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS USED IN GARAGE BUSINESS	X	X	2479992004	03/10/2019	03/10/2020	AUTO ONLY (Ea accident) \$ 500,000	
							OTHER THAN AUTO ONLY	EA ACCIDENT \$ 500,000
								AGGREGATE \$ 2,500,000
A	<input type="checkbox"/> GARAGE KEEPERS LIABILITY <input type="checkbox"/> LEGAL LIABILITY <input checked="" type="checkbox"/> DIRECT BASIS <input checked="" type="checkbox"/> PRIMARY <input type="checkbox"/> EXCESS	X	X	2479992004	03/10/2019	03/10/2020	<input checked="" type="checkbox"/> COMP / OTC	LOC 1 \$ 1,900,000
							<input type="checkbox"/> SPECIFIED PERILS	LOC \$
							<input checked="" type="checkbox"/> COLLISION	LOC 1 \$ 1,900,000
							<input type="checkbox"/>	LOC \$
	<input type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> OCCUR  GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC <input type="checkbox"/> OTHER						EACH OCCURRENCE \$	
							DAMAGE TO RENTED PREMISES (Ea occurrence) \$	
							MED EXP (Any one person) \$	
							PERSONAL & ADV INJURY \$	
							GENERAL AGGREGATE \$	
							PRODUCTS - COMP/OP AGG \$	
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED    RETENTION \$			2479992005	03/10/2019	03/10/2020	EACH OCCURRENCE \$ 7,000,000	
							AGGREGATE \$ 21,000,000	
							PRODUCTS - COMP/OP AGG \$ 21,000,000	
	<input type="checkbox"/> WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? Y / N (Mandatory in NH) If yes, describe under REMARKS below	N / A					<input type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER	
							E.L. EACH ACCIDENT \$	
							E.L. DISEASE - EA EMPLOYEE \$	
							E.L. DISEASE - POLICY LIMIT \$	

REMARKS (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)  
Refer to attached

<b>CERTIFICATE HOLDER</b> City of Lincoln Lancaster County 555 S 10th St Lincoln, NE 68508-2803	<b>CANCELLATION</b> SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE <i>John Highland</i>
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AGENCY CUSTOMER ID: XXXXXX0925

LOC #: \_\_\_\_\_

Page 2 of 2**ADDITIONAL REMARKS SCHEDULE**

AGENCY Brittany LeClerc		NAMED INSURED RDO Truck Center Co	
POLICY NUMBER 2479992004			
CARRIER Sentry Select Insurance Company	NAIC CODE 21180	EFFECTIVE DATE: 03/10/2019	

**ADDITIONAL REMARKS**

THIS ADDITIONAL REMARKS FORM IS A SCHEDULE TO ACORD FORM,

FORM NUMBER: ACORD 30 FORM TITLE: Certificate Of Garage Insurance

**Auto Dealers**

City of Lincoln and Lancaster County are named as Additional insured. A Waiver of Subrogation applies in favor of City of Lincoln and Lancaster County. General liability is included in the garage liability policy. Excess/umbrella follows form over the garage liability policy. Re: 8400 West O Street, Lincoln, NE 68528 and 605 E Prospect Rd, Lexington, NE 68850. Coverage is primary and non-contributory. We will mail to the City of Lincoln and Lancaster County an advanced Notice of Cancellation of 30 days.

**Garagekeepers Liability**

Location #	State	Basis	Collision Limit	Comp/OTC/Specified Perils Limit
3	ND	Direct Coverage (Primary)	\$ 2,300,000	\$ 2,300,000
4	ND	Direct Coverage (Primary)	\$ 1,200,000	\$ 1,200,000
6	ND	Direct Coverage (Primary)	\$ 1,500,000	\$ 1,500,000
7	NE	Direct Coverage (Primary)	\$ 2,200,000	\$ 2,200,000
8	NE	Direct Coverage (Primary)	\$ 1,400,000	\$ 1,400,000
10	NE	Direct Coverage (Primary)	\$ 1,000,000	\$ 1,000,000
11	ND	Direct Coverage (Primary)	\$ 300,000	\$ 300,000
13	NE	Direct Coverage (Primary)	\$ 1,000,000	\$ 1,000,000

**THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.**

**WAIVER OF TRANSFER OF RIGHTS OF RECOVERY  
AGAINST OTHERS TO US (WAIVER OF SUBROGATION)**

This endorsement modifies insurance provided under the following:

- AUTO DEALERS COVERAGE FORM
- BUSINESS AUTO COVERAGE FORM
- MOTOR CARRIER COVERAGE FORM

With respect to coverage provided by this endorsement, the provisions of the Coverage Form apply unless modified by the endorsement.

This endorsement changes the policy effective on the inception date of the policy unless another date is indicated below.

<p><b>Named Insured:</b> RDO Truck Center Co</p> <p><b>Endorsement Effective Date:</b> 03/10/2019</p>
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**SCHEDULE**

<p><b>Name(s) Of Person(s) Or Organization(s):</b>          City of Lincoln          Lancaster County</p>
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Information required to complete this Schedule, if not shown above, will be shown in the Declarations.

The **Transfer Of Rights Of Recovery Against Others To Us** Condition does not apply to the person(s) or organization(s) shown in the Schedule, but only to the extent that subrogation is waived prior to the "accident" or the "loss" under a contract with that person or organization.





SFM Mutual Insurance Company  
Workers' Compensation and Employers' Liability Policy

Waiver Of Our Right To Recover From Others Endorsement

This endorsement changes the policy to which it is attached effective on the inception date of the policy unless a different date is indicated below.

This endorsement, effective on **06/01/2019** at 12:01 A.M. standard time, forms a part of Policy **061846.206** issued to **RDO Truck Center Co.**

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

This waiver of subrogation endorsement applies to the state of Nebraska

City of Lincoln/Lancaster County  
555 S 10th St Lincoln NE 68508

Waiver of subrogation for address listed above has an estimated charge of 5% of the applicable manual premium, with a minimum premium of \$100. At audit the actual payrolls for this project will be obtained and the 5% charge will be adjusted accordingly.

**Please keep separate payrolls records for this project available at the time of audit**

Payroll Period: 06/01/2019 to 07/01/2019

Class/Description	Payroll	Rate	Premium
8380 Automobile Service Or Repair	0	2.45	0
8742 Salespersons Or Collect-Outsid	0	0.42	0
8748 Automobile Salespersons	0	0.58	0
8810 Clerical Office Employees Noc	0	0.16	0

Payroll Period: 07/01/2019 to 06/01/2020

Class/Description	Payroll	Rate	Premium
8380 Automobile Service Or Repair	0	2.45	0
8742 Salespersons Or Collect-Outsid	0	0.42	0
8748 Automobile Salespersons	0	0.58	0
8810 Clerical Office Employees Noc	0	0.16	0
Totals	0		0

