

**AMENDMENT TO CONTRACT**  
**Annual Supply**  
**Power and Hand Tools**  
**Bid No. 17-245**  
**City of Lincoln, Lancaster County and**  
**City of Lincoln-Lancaster County Public Building Commission**  
**Extension**  
**Total Tool Supply, Inc.**

This Amendment is hereby entered into by and between Total Tool Supply, Inc., 2611 Kimco Drive, Lincoln, NE 68521 (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 November 2, 2017 executed under City Executive Order No. 91227, and County Contract C-17-0829, dated October 24, 2017, and executed by the City of Lincoln-Lancaster County Public Building Commission, on October 10, 2017, for Annual Supply - Power and Hand Tools, Bid No. 17-245, which is made a part of this amendment by this reference.

WHEREAS, the original term of the Contract is November 2, 2017 through November 1, 2018, 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. 92486, executed by the City on November 13, 2018, and by County Contract C-18-0667 executed by the County Board on October 30, 2018, and executed by the City of Lincoln-Lancaster County Public Building Commission on November 13, 2018, to renew the contract for an additional one (1) year term from November 2, 2018 through November 1, 2019; and

WHEREAS, the Contract was amended by City Executive Order No. 93744, executed by the City on October 25, 2019, and by County Contract C-19-0772 executed by the County Board on October 22, 2019, and executed by the City of Lincoln-Lancaster County Public Building Commission on October 8, 2019, to renew the contract for an additional one (1) year term from November 2, 2019 through November 1, 2020; and

WHEREAS, the Contract was amended by City Executive Order No. 94878, executed by the City on October 8, 2020, and by County Contract C-20-0633 executed by the County Board on October 6, 2020, and executed by the City of Lincoln-Lancaster County Public Building Commission on November 10, 2020, to renew the contract for an additional one (1) year term from November 2, 2020 through November 1, 2021; and

WHEREAS, the parties hereby extend the Contract for an additional one (1) year term beginning November 2, 2021 through February 1, 2022; and

WHEREAS, the expenditures for the City of Lincoln for the term of this extension shall not exceed \$40,000.00 for Contracts without approval by the City of Lincoln; and

WHEREAS, the expenditures for Lancaster County for the term of this extension shall not exceed \$6,250.00 for Contracts 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 extension shall not exceed \$1,250.00 for Contracts 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. 91227, and County Contract C-17-0829, all amendments thereto, and as stated herein, the parties agree as follows:

- 1) The parties hereby extend the Contract for an additional one (1) year term beginning November 2, 2021 through February 1, 2022.

- 2) The expenditures for the City of Lincoln for the term of this extension shall not exceed \$40,000.00 for Contracts without approval by the City of Lincoln.
- 3) The expenditures for Lancaster County for the term of this extension shall not exceed \$6,250.00 for Contracts 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 extension shall not exceed \$1,250.00 for Contracts without approval by the Public Building Commission.
- 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

City of Lincoln-Lancaster County Public Building Commission Signature Page

**Vendor Signature Page**

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Total Tool Supply, Inc.**

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

<b>Company Name:</b>	
<b>By: (Please Sign)</b>	
<b>By: (Please Print)</b>	
<b>Title:</b>	
<b>Company Address:</b>	
<b>Company Phone &amp; Fax:</b>	
<b>E-Mail Address:</b>	
<b>Date:</b>	
<b>Contact Person for Orders or Service</b>	
<b>Contact Phone Number:</b>	

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

**City of Lincoln-Lancaster County Public Building Commission  
Signature Page**

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**EXECUTION BY LINCOLN-LANCASTER COUNTY PUBLIC BUILDING COMMISSION**

ATTEST:

\_\_\_\_\_  
Public Building Commission Attorney

\_\_\_\_\_  
Chairperson, Public Building Commission

dated \_\_\_\_\_