

**AMENDMENT TO CONTRACT  
Annual Supply  
Household Miscellaneous Batteries  
Quote No. 5909  
City of Lincoln, Lancaster County and  
City of Lincoln-Lancaster County Public Building Commission  
Renewal with Price Increase  
Striv AV LLC**

This Amendment is hereby entered into by and between AV Associates of Nebraska, 14845 N 2<sup>nd</sup> Street, Raymond, NE 68428 (hereinafter "Contractor") and 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 October 22, 2018, executed under City Directorial Order No. 20303, and County Contract C-18-0642, dated October 23, 2018, and executed by the City of Lincoln-Lancaster County Public Building Commission, on November 13, 2018, for Annual Supply – Household Miscellaneous Batteries, Quote No. 5909, which is made a part hereof by this reference.

WHEREAS, the original term of the Contract is November 13, 2018 through November 12, 2019, 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 Directorial Order No. 22385, executed by the City on October 17, 2019, and by County Contract C-19-0763 executed by the County Board on October 15, 2019, and executed by the City of Lincoln-Lancaster County Public Building Commission on November 12, 2019, to renew the contract for an additional one (1) year term from November 13, 2019 through November 12, 2020; and

WHEREAS, the Contract was amended by City Directorial Order No. 24409, executed by the City on October 5, 2020, and by County Contract C-20-0636 executed by the County Board on October 6, 2020, and executed by the City of Lincoln-Lancaster County Public Building Commission on October 13, 2020, to renew the contract for an additional one (1) year term from November 13, 2020 through November 12, 2021; and

WHEREAS, the parties hereby renew the Contract for an additional one (1) year term beginning November 13, 2021 through November 12, 2022; and

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

WHEREAS, the expenditures for the City of Lincoln for the term of this renewal shall not exceed \$29,000.00 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 \$500.00 without approval by the Public Building Commission; and

NOW, THEREFORE, IN CONSIDERATION of the mutual covenants contained in the Contract under City Directorial No. 20303 and County Contract C-18-0642, 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 November 13, 2021 through November 12, 2022.
- 2) The parties hereby amend the contract to reflect a price increase, per Attachment A.
- 3) The expenditures for the City of Lincoln for the term of this renewal shall not exceed \$29,000.00 without approval by the City of Lincoln.
- 4) The expenditures for Lancaster County for the term of this renewal shall not exceed \$3,000.00 without approval by the Lancaster County Board.
- 5) The expenditures for the City of Lincoln-Lancaster County Public Building Commission for the term of this renewal shall not exceed \$500.00 without approval by the Public Building Commission.
- 6) 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

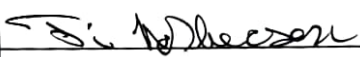
City of Lincoln-Lancaster County Public Building Commission Signature Page

## Vendor Signature Page

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Please sign, date and return within 3 days of receipt.

Email to: Sandy Rocke at: [srocke@lincoln.ne.gov](mailto:srocke@lincoln.ne.gov)

Company Name:	Striv AV, LLC
By: (Please Sign)	
By: (Please Print)	Tim McPherson
Title:	V.P. Sales - Partner
Company Address:	965 N. Main Street, Henderson, NE 68371
Company Phone & Fax:	402.275.5888
E-Mail Address:	order@striv tim@strivav.com
Date:	10-19-21
Contact Person for Service or Orders	All orders should be sent via email to order@strivav.com
Contact Phone Number	402.617.6720

## 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 \_\_\_\_\_

**Price per each****Energizer**

357/303- Energizer Coin Button Battery	\$1.74
L522 – Energizer Lithium 9V Battery	\$9.74
E92 – Energizer Max AAA Battery	\$0.96
E91- Energizer Max AA Battery	\$0.96
E93- Energizer Max C Battery	\$2.74
E95- Energizer Max D Battery	\$3.24
CR2032- Energizer Lithium Coin Battery	\$1.50
M522- Energizer Max 9V Battery	\$4.95
L91- Energizer Lithium AA Battery	\$2.12
L92- Energizer Lithium AAA Battery	\$2.12
ECR123A- Energizer 3V Lithium Battery	\$4.06

**Rayovac**

AL-AA- Rayovac AA Ultra Pro Battery	\$0.42
AL-AAA- Rayovac AAA Ultra Pro Battery	\$0.42
AL-C- Rayovac Ultra Pro C Battery	\$1.22
AL-D- Rayovac Ultra Pro D Battery	\$1.94
303/357- Rayovac Silver Oxide Battery	\$2.18
808C – Rayovac 6V F Cell Lantern Battery	\$13.95
<b>Alphacell 220GXL Battery</b>	<b>\$415.00</b>

**Duracell**

MN1300- Duracell Coppertop D Battery	\$2.25
MN1400- Duracell Coppertop C Battery	\$2.25
MN1500- Duracell Coppertop AA Battery	\$0.80
MN2400- Duracell Coppertop AAA Battery	\$1.00
MN1604- Duracell Coppertop 9V Battery	\$4.90



City of Lincoln Contract 5099

Dear Customers,

This year has been extremely difficult for most industries and we are not immune to some of the supply chain and inflation issues that are currently taking place.

We appreciate the patience and flexibility that you all have shown this past year as we work to improve shipping delays and keep our shelves stocked as best we can.

Energizer/Rayovac have increased their pricing effect 10-1-21

Duracell will be having a price increase 10-4-21 so I will update accordingly.

I have detailed the following items that are affected. These prices are no longer by package its by individual pricing.

The reason we are doing this is with the Covid Pandemic every agency is going after the 4/8/12 blister packs and they are scarce .

Striv AV has decided we will be boxing the batteries ourselves if we cannot get whats requested in a timely fashion in the following quantities

AA- 48 Pack  
AAA- 24 Pack  
C,D,9V will be 12 Pack boxes

CR123A and other skus are not affected by this change. We hope this will keep batteries getting to you in a timely fashion and allow us to bypass the manufacturer backlog.

Again, we sincerely appreciate your patience and understanding and we are honored to continue to serve you all.

Stay Well,

Tim McPherson  
V.P Sales - Partner