

**AMENDMENT NO. 1 TO
CITY OF NORTH RICHLAND HILLS
SUNBELT POOLS INC.
COOPERATIVE PURCHASE CUSTOMER AGREEMENT**

THE STATE OF TEXAS §

THE COUNTY OF TARRANT §

WHEREAS, the City of North Richland Hills (“City”) and Sunbelt Pools Inc. (“Contractor”) collectively referred to as the “parties,” made and entered into a Cooperative Purchase Customer Agreement effective on 3/19/2021 (“Agreement”); and

WHEREAS, the Agreement involves UV cabinet replacement parts, and labor and materials required to repair NRH2O attractions and pools provided to the City, and the Agreement is governed by the terms and conditions of BuyBoard Agreement 613-20 (“BuyBoard Contract”), which expires on 5/31/2021; and

WHEREAS, the parties now wish to amend the Agreement to provide an increased maximum expenditure amount not to exceed \$75,000.00 in payments annually for 1 year(s) through 5/31/2021, or through the expiration of the contract renewal date, if the BuyBoard Contract is renewed or extended;

NOW THEREFORE, City and Contractor, acting herein by and through their duly authorized representatives, enter into the following agreement:

1. Effective 4/12/2021, the Cooperative Purchasing Customer Agreement is hereby amended to modify the Agreement to provide an increased maximum expenditure amount which shall not exceed \$75,000.00 through 5/31/2021, or through the expiration of the contract renewal date, if the BuyBoard Contract is renewed or extended.
2. This purchase is for repairs to public property at NRH20 Water Park due to damage caused by the snow storm that occurred in February, 2021 and qualifies as an emergency purchase necessary to preserve or protect the public health or safety, and as a purchase necessary due to unforeseen damage to public equipment or property in accordance with Texas Local Government Code Chapter 252.022(a)(2) and (a)(3)
3. This Amendment No. 1 shall be approved by the North Richland Hills City Council at its next available City Council meeting.
4. All other provisions of the Agreement that are not expressly amended herein shall remain in full force and effect.

ACCEPTED AND AGREED:

CITY OF NORTH RICHLAND HILLS:

SUNBELT POOLS INC. :

By: _____
Mark Hindman, City Manager

By: _____
Rob Morgan, President

Date: _____

Date: _____

APPROVED TO FORM AND LEGALITY:

ATTEST:

By: _____
Maleshia B. McGinnis, City Attorney

By: _____
Alicia Richardson, City Secretary/Chief
Governance Officer