



CITY OF DELRAY BEACH
100 NW 1st AVENUE, DELRAY BEACH, FL 33444

AMENDMENT NO. 2 TO
SOLICITATION NO. 2014-24
SODIUM HYPOCHLORITE PURCHASE & DELIVERY TERM CONTRACT
WATER/SEWER

HAWKINS WATER TREATMENT GROUP, INC DBA HAWKINS, INC.
(FORMERLY THE DUMONT COMPANY)

CITY OF DELRAY BEACH
AMENDMENT NO. 2 TO
SODIUM HYPOCHLORITE PURCHASE & DELIVERY TERM CONTRACT WATER/SEWER

THIS AMENDMENT NO. 2 to the agreement for sodium hypochlorite purchase and delivery dated May 29, 2014, by and between City of Delray Beach, a municipal corporation of the State of Florida (hereinafter referred to as "City"), and Hawkins Water Treatment Group, Inc. dba Hawkins, Inc. (hereinafter referred to as "Contractor"), a Minnesota corporation authorized to do business in the State of Florida, is entered into this ____ day of ____, 20__.

WITNESSETH:

WHEREAS, on May 29, 2014, the City entered into a three-year agreement with Contractor for the purchase and delivery of sodium hypochlorite for the City's Water Sewer Division (hereinafter referred to as the "Agreement"); and

WHEREAS, in October 2014, Hawkins Water Treatment Group, Inc. acquired The Dumont Company. However, the City erroneously did not issue an amendment to reflect the business acquisition; and

WHEREAS, on March 3, 2017, the City exercised the first one-year option to renew the Agreement through May 28, 2018; and

WHEREAS, the City determines that it is in the best interest of the City to renew the Agreement through May 28, 2019, utilizing its second of two one-year options to renew, in accordance with the terms and conditions of the Agreement; and

WHEREAS, Contractor agrees to continue to provide services to City in accordance with the terms and conditions of the Agreement.

NOW, THEREFORE, for and in consideration of the sum of Ten Dollars (\$10.00) and other valuable consideration, the receipt and sufficiency whereof are hereby acknowledged, the parties do agree that the Agreement is amended as follows:

1. The above recitals are true and correct and are incorporated herein.
2. This Amendment No. 2 renews the Agreement, under the same terms and conditions, for the period of May 29, 2018 through May 28, 2019.
3. The City hereby consents to assignment of the Agreement from The Dumont Company to Hawkins Water Treatment Group, Inc. dba Hawkins, Inc.
4. Except as provided herein, all other terms and conditions of the Agreement remain in full force and effect and are hereby ratified and confirmed. The Agreement, Amendment No. 1, and this Amendment No. 2 represent the entire understanding between the parties on the issues contained herein, either written or oral, and may only be amended by written instrument signed by both parties.

IN WITNESS WHEREOF, the City and Contractor hereto have set their hands and corporate seals on this _____ day of _____, 20__.

ATTEST:

CITY OF DELRAY BEACH

Katerri Johnson, City Clerk

BY: _____

Shelly Petrolia, Mayor

Approved as to form for legal sufficiency:

R. Max Lohman, City Attorney

CONTRACTOR

Hawkins, Inc

By: _____

Raymond Pool

Printed Name

SE Regional Manager

Title



STATE OF FLORIDA
COUNTY OF ORANGE

The foregoing instrument was acknowledged before me this 12 day of February, 2018, by Raymond Pool, as SE Regional Manager (name of officer or agent, title of officer or agent), of Hawkins, Inc (name of corporation acknowledging), a MI (state or place of incorporation) corporation, on behalf of the corporation. He is personally known to me or has produced N/A (type of identification) as identification.



MARCIA A. STIVANSON
MY COMMISSION # FF 980804
EXPIRES: April 20, 2020
Bonded Thru Budget Notary Services

Marcia Stivanson

Notary Public – State of Florida