

AMENDMENT NO. 1 to STANDARD CITY CONTRACT

MASTER CONTRACT FOR PRODUCTS AND SERVICES - THE CITY OF KANSAS CITY, MISSOURI

CONTRACT NO.: EV2370.1

TITLE/DESCRIPTION: Electrical, Lighting, Data Communications and Security Products and Related Products, Services and Solutions

THIS Amendment No. 1 to Contract is between KANSAS CITY, MISSOURI, a constitutionally chartered municipal corporation ("CITY"), and GRAYBAR ELECTRIC COMPANY, INC. ("CONTRACTOR")

WHEREAS, the City and the Contractor are parties to that certain Master Contract for Products and Services (No, EV2370), dated February 1, 2018 (the "Original Agreement"), pursuant to which Contractor agreed to sell, and the City agreed to buy, certain products and services on the terms and conditions set forth therein;

WHEREAS, the parties mutually believe it is equitable, desirable and appropriate to amend the Original Agreement to more clearly address expected increases in Contractor's costs that were not anticipated and are and will not be reflected in the scheduled product price set forth in the Original Agreement; and

WHEREAS, the parties mutually desire to amend the Agreement upon the terms and conditions set forth herein.

NOW THEREFORE, in consideration of the mutual covenants and promises contained in this Amendment, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto hereby agree as follows:

1. A new Section 38A is hereby inserted in the Original Agreement, as follows:

Sec. 38A. Other Charges. The contract price for Products shall be increased by the amount of any applicable tariff, excise, fee, assessment, levy, charge or duty of any kind whatsoever, imposed assessed or collected by any governmental body, whether or not reflected in the Product price charged to CONTRACTOR, and CONTRACTOR may increase its cost for Products appropriately to take into account such increases in CONTRACTOR'S Product costs.

2. Except as amended hereby, the Original Agreement and all of its terms shall remain in full force and effect.

CONTRACTOR

I hereby certify that I have the authority to execute this document on behalf of CONTRACTOR.

Contractor: Graybar
By: Bill Hoyt DocuSigned by: Bill Hoyt
Title: VP - Strategic Accounts 85F91C6F9578470...
Date: 6/17/2019

APPROVED AS TO FORM

DocuSigned by: Jim Brady
Jim Brady
Assistant City Attorney 88A11011E4D... (Date)

KANSAS CITY, MISSOURI DocuSigned by: Cedric Rowan
By: Cedric Rowan A0DFC4EF24E34AB...
Title: Manager of Procurement Services
Date: 6/17/2019