

AMENDMENT NO. ONE TO CONTRACT NO. 35910

35910

RE: Amendment One of ITB FS 21-026, Contract No. 35910 for providing petroleum products to the City of Long Beach (Munis Contract #32100794)

This Amendment to Contract No. 35910 is made and entered as of April 4, 2023, by and between the CITY OF LONG BEACH, a municipal corporation, and **Cummins Inc. dba Cummins Sale and Service.**

Contract No. 35910 is amended by mutual agreement of the parties and as indicated below by a check or other mark preceding the appropriate amendment:

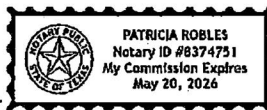
- 1. Adding \$50,000 to the 1st Amendment.
- 2. Term period 05/27/2023 – 05/26/2024.
- 3. Prices during this period shall remain firm.
- 4. The price for certain items shall be increased as shown on Exhibit "B", which is attached hereto and incorporated herein by this reference.
- 5. The price for certain items shall be decreased as shown on Exhibit "C", which is attached hereto and incorporated herein by this reference.
- 6. The discount offered to the City is increased by ___ %
- 7. The items or locations identified on Exhibit "B", which is attached hereto and incorporated herein by this reference, are hereby deleted from the Contract.
- 8. The locations identified on Exhibit "B", which is attached hereto and incorporated herein by this reference, are hereby added to the Contract.
- 9. Current permits, licenses, insurance and other required information are attached as Addendum No. 1.

Except as expressly amended above, all terms and conditions in this Contract are ratified and confirmed and remain in full force and effect. Executed with all formalities required by law as of the date first stated above.

Attach Notary if Out-of-State Contractor

CONTRACTOR:

Corey Carlson
(Signature)



Darrin Mellinger
(Signature)

Corey Carlson
(Print / Type Name)
Account Support Specialist

Patricia Robles
Digitally signed by Patricia Robles
Date: 2023.05.18 11:20:28 -06'00'

Darrin Mellinger
(Print / Type Name)
Bids & Contracts Manager

President / Vice President / Secretary / Treasurer
(circle one)

President / Vice President / Secretary / Treasurer
(circle one)

THE CITY OF LONG BEACH:

By: Linda J. Tamm Jre
THOMAS B. MODICA, City Manager

Approved as to form:
Dawn McIntosh, City Attorney

**EXECUTED PURSUANT
TO SECTION 301 OF
THE CITY CHARTER.**

By: [Signature]
Deputy

CUMMINS INC.

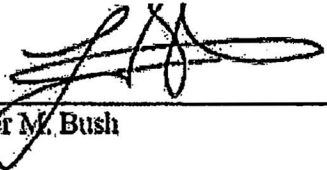
Officer's Certificate

I, Jennifer M. Bush, do hereby certify that:

1. I am the duly elected, qualified and acting Vice President – Cummins Sales and Service North America of Cummins Inc., an Indiana corporation located at 500 Jackson Street in Columbus, Indiana 47201 (“CMI”).
2. The following individuals are duly qualified employees of the Sales and Service business of CMI which is comprised of the U.S. and the Caribbean. Said individuals hold the office indicated by their name below and each has been granted the full authority to approve and sign sales agreements, local business licensing documents or forms, powers of attorney, bank financing documents, government procurement agreements and any other documents related to the activities of the Sales and Service business on behalf of CMI subject to and as limited by the authority granted them under the Delegation of Authority Policy (CCP-0024):

<u>Name</u>	<u>Title</u>
Darrin Mellinger	Bids and Contracts Manager, On Highway Business – CSSNA
Corey Carlson	Account Support Specialist On Highway Business -- CSSNA

IN WITNESS WHEREOF, the undersigned has set her hand on the 13th day of July, 2022.



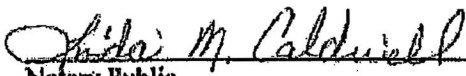
Jennifer M. Bush

STATE OF INDIANA)

) SS:
COUNTY OF MARION)

Subscribed and sworn to before me, a Notary Public in and for said County and State on the 13th day of July, 2022.





Notary Public

Exhibit B

Item Num	Section	Item Code	Item Description	Unit of Measure	Quantity	Reference	Manufacturer	Model Item	Price	Taxes	Quantity	Price Per Quantity	Bid Price	PPG	Notes
1	Motor Oil	1	Conventional; Delivered in 55 gallon drums	per gallon	6325	VV322	Valvoline	All-Flite [®] Plus 10W/30 Engine Oil SAE 10W-30	\$52,146.67	\$5.24	\$11.33	\$11.33			Bid is 55 drum charge \$694.02
2	Motor Oil	1A	Conventional; Bulk Delivery in 55 gallon plus lots	per gallon	3000	VV320	Valvoline	All-Flite [®] Plus 10W/30 Engine Oil SAE 10W-30	\$49,722.29	\$6.84	\$14.18	\$14.18			SPR to All-Terrain PH \$272979
3	Motor Oil	1B	Conventional, 1 quart bottles; 12 bottles per case	per case	14	212549	Valvoline	All-Flite [®] Plus 10W/30 Engine Oil SAE 10W-30	\$1,650.00	\$2.45	\$13.91	\$13.91			SPR to All-Terrain PH \$2507707, Per Case PPG \$2.45/16
4	Motor Oil	1C	Conventional Low Ash for CME & LMG engines; Bulk Delivery in 550 gallon plus lots	per gallon	1000	VV311	Valvoline	Premium Super [®] GEO Engine Oil Low Ash 10W/30	\$29,000.00	\$15.67	\$16.04	\$16.04			
5	Motor Oil	2	Synthetic Blend; Delivered in 55 gallon drums	per gallon	379	VV7515	Valvoline	Premium Blue [®] Extreme Engine Oil SAE 15W-40	\$5,400.92	\$18.45	\$24.45	\$24.45			
6	Motor Oil	2A	Synthetic Blend Delivery in 500 gallon plus lots	per gallon	300	VV7515D	Valvoline	Premium Blue [®] Extreme Engine Oil SAE 15W-40	\$6,132.21	\$18.58	\$22.58	\$22.58			
7	Motor Oil	2B	Synthetic 1 quart bottles; 12 bottles per case	per case	14	VV4555	Valvoline	Premium Blue [®] Extreme Engine Oil SAE 15W-40 1QT Bottles	\$671.83	\$48.00	\$27.56	\$27.56			Bid is 55 drum charge \$694.02
8	Motor Oil	2C	Synthetic Low Ash for CME & LMG engines; Bulk delivery in 500 gallon plus lots	per gallon	3000	876931	Valvoline	Premium Super [®] GEO Engine Oil Low Ash 10W/30	\$80,000.00	\$10.67	\$16.04	\$16.04			Bid is 55 drum charge \$694.02
9	Motor Oil	3	Synthetic Blend; Delivered in 55 gallon drums	per gallon	6324	VV322	Valvoline	All-Flite [®] Plus 10W/30 Engine Oil SAE 10W-30	\$52,146.67	\$8.24	\$11.33	\$11.33			Bid is 55 drum charge \$694.02
10	Motor Oil	3A	Synthetic Blend; Bulk Delivery in 500 gallon plus lots	per gallon	5000	VV320	Valvoline	All-Flite [®] Plus 10W/30 Engine Oil SAE 10W-30	\$19,722.29	\$12.84	\$12.15	\$12.15			SPR to All-Terrain PH \$272979
11	Motor Oil	3B	Synthetic Blend; 1 quart bottles per case of 12	per quart	14	212549D	Valvoline	All-Flite [®] Plus 10W/30 Engine Oil SAE 10W-30	\$5,460.00	\$10.00	\$13.91	\$13.91			SPR to All-Terrain PH \$2507707 in gallon, Sold as a 5/12 Gallon Case, Case Price is \$43.84
12	Motor Oil	3C	Synthetic Blend Low Ash for CME & LMG engines; Bulk delivery in 500 gallon plus lots	per gallon	3000	876931	Valvoline	Premium Super [®] GEO Engine Oil Low Ash 10W/30	\$80,000.00	\$10.67	\$16.04	\$16.04			
13	Motor Oil		10-30W Synthetic Universal Oil for use in Diesel, Gasoline, CME, LMG and propane. Must be backfilled compatible in natural gas engines requiring CME 20002. Must be certified for use in APU Service Oil, Case Plus, C-4, C-4-A, 30, and 50. Also must be certified for Cummins I.L.C. to 100 and 500 engine platforms and allow for increased intervals to 1500 engine hours on oil replacement. AFOI must be taken on oil samples during the contract for all analysis.	per gallon	20202	81829	Valvoline	Valvoline Premium Blue One Solution Gen 2 100W/30 Engine Oil SAE 10W-30	\$28,022.32	\$1.08	\$14.85	\$14.85			SPR to VERIZONE BLUE Premium Blue Gen 2 One Solution 10W-30
14	Motor Oil		15-40W Synthetic Universal Oil for use in Diesel, Gasoline, CME, LMG and propane. Must be backfilled compatible in natural gas engines requiring CME 20002. Must be certified for use in APU Service Oil, Case Plus, C-4, C-4-A, 30, and 50. Also must be certified for Cummins I.L.C. to 100 and 500 engine platforms and allow for increased intervals to 1500 engine hours on oil replacement. AFOI must be taken on oil samples during the contract for all analysis.	per gallon	4800	VV7780	Valvoline	Valvoline Premium Blue One Solution Gen 2 100W/30 Engine Oil SAE 15W-40	\$48,397.76	\$8.24	\$14.71	\$14.71			CFO should be Premium Blue Gen 2 One Solution 10W-30
15	AW-42 Conventional	4	AW-42 Conventional Bulk Delivery in 200 gallon plus lots	per gallon	10600	VV340	Valvoline	AW 32 Hydraulic Oil Bulk	\$115,244.44	\$5.79	\$10.90	\$10.90			
16	AW-32 Conventional	4A	AW-32 Conventional Bulk Delivery in 55 gallon plus lots	per gallon	1100	VV340	Valvoline	AW 32 Hydraulic Oil 55 Gallon	\$4,488.89	\$1.78	\$13.83	\$13.83			Drum price \$711.55
17	AW-32 Synthetic	5	AW-32 Synthetic Bulk Delivery in 200 gallon plus lots	per gallon	11600	VV320	Valvoline	AW 32 Hydraulic Oil Bulk	\$115,244.44	\$5.79	\$10.90	\$10.90			
18	AW-32 Synthetic	5A	AW-32 Synthetic Bulk Delivery in 55 gallon plus lots	per gallon	1100	VV340	Valvoline	AW 32 Hydraulic Oil 55 Gallon	\$4,488.89	\$1.78	\$13.83	\$13.83			Drum price \$711.55
19	AW-40 Conventional	6	AW-40 Conventional Bulk Delivery in 200 gallon plus lots	per gallon	300	VV340	Valvoline	AW 32 Hydraulic Oil Bulk	\$1,355.56	\$1.79	\$10.90	\$10.90			
20	AW-40 Conventional	6A	AW-40 Conventional Bulk Delivery in 55 gallon plus lots	per gallon	300	VV340	Valvoline	AW 32 Hydraulic Oil 55 Gallon	\$4,488.89	\$1.78	\$13.83	\$13.83			Drum price \$711.55
21	AW-68 Synthetic	7	AW-68 Synthetic Bulk Delivery in 200 gallon plus lots	per gallon	700	VV340	Valvoline	AW 32 Hydraulic Oil Bulk	\$1,355.56	\$1.79	\$10.90	\$10.90			
22	AW-68 Synthetic	7A	AW-68 Synthetic Bulk Delivery in 55 gallon plus lots	per gallon	700	VV340	Valvoline	AW 32 Hydraulic Oil 55 Gallon	\$4,488.89	\$1.78	\$13.83	\$13.83			
23	Gear Lubricant	10	Petroleum Based Multi Gear Meeting MIL-12182C(EP), MIL-16-50002E and API GL-5; Bulk Delivery in 200 gallon plus lots	per gallon	9420	VV3777	Valvoline	Heavy Duty Gear Oil SAE 85W/140	\$36,335.56	\$10.59	\$18.96	\$18.96			
24	Gear Lubricant	10A	Petroleum Based Multi Gear Meeting MIL-12182C(EP), MIL-16-50002E and API GL-5; Bulk Delivery in 55 gallon plus lots	per gallon	1210	VV4169	Valvoline	Heavy Duty Gear Oil SAE 85W/140	\$14,895.56	\$11.90	\$20.84	\$20.84			Drum Price \$953.84
25	Gear Lubricant	11	Synthetic Multi Gear Meeting MIL-12182C(EP), MIL-16-50002E and API GL-5; Bulk Delivery in 200 gallon plus lots	per gallon	940	VV3777	Valvoline	Heavy Duty Gear Oil SAE 85W/140	\$39,533.56	\$10.98	\$18.96	\$18.96			
26	Gear Lubricant	11A	Synthetic Multi Gear Meeting MIL-12182C(EP), MIL-16-50002E and API GL-5; Bulk Delivery in 55 gallon plus lots	per gallon	1210	VV4169	Valvoline	Heavy Duty Gear Oil SAE 85W/140	\$14,895.56	\$11.90	\$20.84	\$20.84			Drum Price \$953.84
27	axomatic Transmission	12	Conventional; Decatur II or Type F or MP with GM "TP" Number Approved; Bulk Delivery in 400 gallon plus lots	per gallon	3000	VV330	Valvoline	Alison C-4, Allison TES 330	\$29,556.67	\$13.5	\$14.49	\$14.49			
28	axomatic Transmission	12A	Synthetic Decatur II or Type F or MP with GM "TP" Number Approved; Bulk Delivery in 400 gallon plus lots	per gallon	150	VV348	Valvoline	Alison C-4, Allison TES 330 Synthetic	\$7,231.11	\$13.15	\$18.65	\$18.65			Drum Price \$1026.40
29	axomatic Transmission	13	Synthetic Decatur II or Type F or MP with GM "TP" Number Approved; Bulk Delivery in 400 gallon plus lots	per gallon	3000	VV330	Valvoline	Alison C-4, Allison TES 330	\$27,568.87	\$10.8	\$14.49	\$14.49			
30	axomatic Transmission	13A	Synthetic Decatur II or Type F or MP with GM "TP" Number Approved; Bulk Delivery in 400 gallon plus lots	per gallon	150	VV348	Valvoline	Alison C-4, Allison TES 330 Synthetic	\$7,231.11	\$13.15	\$18.65	\$18.65			Drum Price \$1026.40
31	Chassis Lubricant	14	Chassis Lubricant; Multi-Grade; Bulk Delivery in 120 gallon plus lots	per gallon	120	VV3747	Valvoline	Multi-Grade with 9W Index	\$1,130.00	\$2.67	\$11.24	\$11.24			
32	Hydro Power Start	15	Multigrade Power Steering Fluid for use in ALL General Motors (GM), Ford, Chrysler, Honda, Nissan, and Toyota; 1 quart bottles; 12 bottles per case	per case	20	80-94	No-80	no bid	no bid	no bid	no bid	no bid			
37	Tractor Hydraulic Fluid	16	Tractor Hydraulic Fluid; Bulk Delivery in 55 gallon plus lots	per gallon	1800	VV300	Valvoline	Hydraulic Hydraulic Fluid	\$12,251.11	\$7.63	\$13.85	\$13.85			
38	Tractor Hydraulic Fluid	16A	Tractor Hydraulic Fluid; Bulk Delivery in 55 gallon plus lots	per gallon	1800	VV300	Valvoline	Hydraulic Hydraulic Fluid	\$12,251.11	\$7.63	\$13.85	\$13.85			
39	Tractor Hydraulic Fluid	16B	Tractor Hydraulic Fluid; Bulk Delivery in 55 gallon plus lots	per gallon	1800	VV300	Valvoline	Hydraulic Hydraulic Fluid	\$12,251.11	\$7.63	\$13.85	\$13.85			
40	Anti-Freeze	17	Synthetic Ethylene Glycol based with non inhibitors; 50/50 mixed summer/winter shall be certified for use in ALL GM, Ford, Chrysler, Nissan, Toyota, International and Allison products by the lubricant manufacturer; Bulk Delivery in 400 gallon plus lots	per gallon	4420	ZPC01207	Valvoline	ZEREX [®] Pro-Charged Heavy Duty 50-50 Antifreeze Coolant	\$27,838.33	\$6.21	\$7.96	\$7.96			Quoting ZPC01207 (55 GALLON DRUM) Drum Price \$47.80
41	Anti-Freeze	17A	Synthetic Ethylene Glycol based with non inhibitors; 50/50 mixed summer/winter shall be certified for use in ALL GM, Ford, Chrysler, Nissan, Toyota, International and Allison products by the lubricant manufacturer; Bulk Delivery in 400 gallon plus lots	per gallon	3850	ZPC01207	Valvoline	ZEREX [®] Pro-Charged Heavy Duty 50-50 Antifreeze Coolant	\$14,670.00	\$6.21	\$7.96	\$7.96			Quoting ZPC01207 (55 GALLON DRUM) Drum Price \$47.80
42	Anti-Freeze	17B	Synthetic Ethylene Glycol based with non inhibitors; 50/50 mixed summer/winter shall be certified for use in ALL GM, Ford, Chrysler, Nissan, Toyota, International and Allison products by the lubricant manufacturer; Bulk Delivery in 400 gallon plus lots	per gallon	300	ZPC01207	Valvoline	ZEREX [®] Pro-Charged Heavy Duty 50-50 Antifreeze Coolant	\$1,616.67	\$5.83	\$7.96	\$7.96			Quoting ZPC01207 (55 GALLON CASE) Case Price is \$41.10
43	Anti-Freeze	18	Allison products by the lubricant manufacturer; Bulk Delivery in 400 gallon plus lots	per gallon	4400	ZPC01207	Valvoline	ZEREX [®] Pro-Charged Heavy Duty 50-50 Antifreeze Coolant	\$27,838.33	\$6.21	\$7.96	\$7.96			Quoting ZPC01207 (55 GALLON DRUM) Drum Price \$47.80
44	Anti-Freeze	19	Nitrates free to provide up to 8 years/100,000 miles/12,000 hours of service. Certified for ALL GM, Ford, Chrysler, Honda, Nissan, Toyota, International, Cummins, Deere, John Deere and products by the lubricant manufacturer. Must be compatible	per gallon	3000	ZPC01207	Valvoline	ZEREX [®] Pro-Charged Heavy Duty 50-50 Antifreeze Coolant	\$28,800.00	\$6.21	\$7.96	\$7.96			Quoting ZPC01207 (55 GALLON DRUM) Drum Price \$47.80

Proposed Annual Allocation (TB FS 21-026-Petroleum Products)

Vendor Name	Contract Period MUNIS Contract	05/27/2021-05/26/2022			5/27/2022-05/26/2023				5/27/2023- 5/26/2024
		Year 1 Initial Allocation	Year 1 Transfers	Year 1 Year- End Allocation	Year 2 Initial Allocation	Year 2 Transfers	Year 2 Allocation CCL approved 2/14/23	Year 2 Year- End	Proposed Year 3 Initial Allocation
Southern Counties Oil	32100743	125,000	37,500	162,500	125,000	37,500	75,000	237,500	250,000
Patten Energy Enterprises	32100744	75,000		75,000	75,000	-	25,000	100,000	75,000
Cummins, Inc.	32100794	50,000		50,000	50,000	-	-	50,000	50,000
Total Allocated		250,000		287,500	250,000		100,000		375,000
Unallocated/Contingency Funds		37,500	(37,500)		37,500	(37,500)		15,000	27,500
Total		287,500		287,500	287,500			402,500	402,500

*amount approved by CCL 2/14/23 \$402,500