

**FIRST AMENDMENT TO AGREEMENT FOR PREVENTATIVE MAINTENANCE INSPECTION SERVICES FOR GENERATOR EQUIPMENT AT WATER RECLAMATION FACILITY**

THIS FIRST AMENDMENT TO AGREEMENT FOR PREVENTATIVE MAINTENANCE INSPECTION SERVICES FOR GENERATOR EQUIPMENT AT WATER RECLAMATION FACILITY ("First Amendment") is entered into by and between **CITY OF OCALA**, a Florida municipal corporation ("City"), and **SIEMENS INDUSTRY, INC. D/B/A RUSSELECTRIC, A SIEMENS BUSINESS**, a for-profit corporation duly organized in the state of Delaware and authorized to do business in the state of Florida (EIN# 13-2762488) ("Vendor").

**WHEREAS**, on April 15, 2020, City and Vendor entered into an Agreement for Preventative Maintenance Inspection Services for Generator Equipment at Water Reclamation Facility (the "Original Agreement") for a two-year term of April 1, 2020 to March 31, 2022; and

**WHEREAS**, City and Vendor desire to extend the Original Agreement, as written, for the first of two (2) one-year renewal periods available under the Original Agreement.

**NOW THEREFORE**, in consideration of each of the foregoing recitals and the following mutual covenants, conditions and other good and valuable consideration, the receipt and sufficiency of which is hereby mutually acknowledged, City and Vendor agree as follows:

1. **RECITALS.** City and Vendor hereby represent and warrant that the Recitals set forth above are true and correct.
2. **INCORPORATION OF ORIGINAL AGREEMENT.** The Original Agreement between City and Vendor is hereby incorporated by reference as if set forth herein in its entirety and remains in full force and effect, except for those terms and conditions expressly amended by this First Amendment.
3. **RENEWAL TERM.** The Original Agreement is hereby renewed for an additional one-year term beginning **APRIL 1, 2022** and terminating **MARCH 31, 2023**. Thereafter, the parties acknowledge and agree that there remains the option for the Original Agreement to be renewed for **ONE (1)** additional **ONE-YEAR (1-YEAR)** period upon written agreement between the parties.
4. **NOTICES.** All notices, certifications or communications required by this First Amendment shall be given in writing and shall be deemed delivered when personally served, or when received if by facsimile transmission with a confirming copy mailed by registered or certified mail, postage prepaid, return receipt requested. Notices can be concurrently delivered by email. All notices shall be addressed to the respective parties as follows:



If to Vendor:

Siemens Industry, Inc.  
d/b/a Russelectric, A Siemens Business  
c/o C-Tech of North America  
11964 Cypress Links Drive  
Fort Myers, Florida 33913  
PH: 239-225-1235  
E-mail: [david@c-techna.com](mailto:david@c-techna.com)

If to City of Ocala:

Tiffany L. Kimball, Contracting Officer  
City of Ocala, City Hall  
110 SE Watula Avenue, 3<sup>rd</sup> Floor  
Ocala, Florida 34471  
PH: 352-629-8366 FAX: 352-690-2025  
E-mail: [tkimball@ocalafl.org](mailto:tkimball@ocalafl.org)

Copy to:

Robert W. Batsel, Jr.  
Gooding & Batsel, PLLC  
1531 SE 36<sup>th</sup> Avenue  
Ocala, Florida 34471  
PH: 352-579-6536  
E-mail: [rbatsel@lawyersocala.com](mailto:rbatsel@lawyersocala.com)

5. **COUNTERPARTS.** This First Amendment may be executed in counterparts, each of which shall be an original and all of which shall constitute the same instrument.
6. **ELECTRONIC SIGNATURE(S).** Vendor, if and by offering an electronic signature in any form whatsoever, will accept and agree to be bound by said electronic signature to all terms and conditions of this First Amendment. Further, a duplicate or copy of the First Amendment that contains a duplicated or non-original signature will be treated the same as an original, signed copy of this original First Amendment for all purposes.
7. **LEGAL AUTHORITY.** Each person signing this First Amendment on behalf of either party individually warrants that he or she has full legal power to execute this First Amendment on behalf of the party for whom he or she is signing, and to bind and obligate such party with respect to all provisions contained in this First Amendment.



CONTRACT# WRS/200047

IN WITNESS WHEREOF, the parties have executed this First Amendment on 04 / 04 / 2022.

ATTEST:

CITY OF OCALA

Angel B. Jacobs

Angel B. Jacobs  
City Clerk

Ken Whitehead

Ken Whitehead  
Assistant City Manager

Approved as to form and legality:

SIEMENS INDUSTRY, INC.  
D/B/A RUSSELECTRIC, A SIEMENS  
BUSINESS

/s/ Robert W. Batsel, Jr.

Robert W. Batsel, Jr.  
City Attorney

Michael Peters

By: Michael Peters  
(Printed Name)

Title: Quotations  
Manager  
(Title)

<b>TITLE</b>	For Signature: Renewal of Preventative Maintenance Services...
<b>FILE NAME</b>	FOR SIGNATURES - ...erator Equip .pdf
<b>DOCUMENT ID</b>	07359efd7fd7fcad26b5e5d24de08c05ebf8ff95
<b>AUDIT TRAIL DATE FORMAT</b>	MM / DD / YYYY
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## Document History



**03 / 29 / 2022**  
14:36:53 UTC-4

Sent for signature to Robert W. Batsel, Jr. (rbatsel@ocalalaw.com), Ken Whitehead (kwhitehead@ocalafl.org), Angel B. Jacobs (ajacobs@ocalafl.org) and Russelectric, A Siemens Business (david@c-techna.com) from plewis@ocalafl.org  
IP: 216.255.240.104



**03 / 29 / 2022**  
15:11:07 UTC-4

Viewed by Robert W. Batsel, Jr. (rbatsel@ocalalaw.com)  
IP: 216.255.247.55



**03 / 29 / 2022**  
15:11:50 UTC-4

Signed by Robert W. Batsel, Jr. (rbatsel@ocalalaw.com)  
IP: 216.255.247.55



**03 / 30 / 2022**  
11:54:17 UTC-4

Viewed by Ken Whitehead (kwhitehead@ocalafl.org)  
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**03 / 30 / 2022**  
11:55:03 UTC-4

Signed by Ken Whitehead (kwhitehead@ocalafl.org)  
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## Document History



**03 / 30 / 2022**  
12:06:16 UTC-4

Viewed by Angel B. Jacobs (ajacobs@ocalafl.org)  
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**03 / 30 / 2022**  
12:07:40 UTC-4

Signed by Angel B. Jacobs (ajacobs@ocalafl.org)  
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**04 / 04 / 2022**  
11:01:58 UTC-4

Viewed by Russelectric, A Siemens Business  
(david@c-techna.com)  
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**04 / 04 / 2022**  
11:03:24 UTC-4

The document has been reassigned by Russelectric, A Siemens Business (david@c-techna.com) to Michael Peters (michaelpeters@siemens.com)  
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**04 / 04 / 2022**  
11:03:41 UTC-4

Viewed by Michael Peters (michaelpeters@siemens.com)  
IP: 40.94.105.47

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## Document History

 SIGNED	<b>04 / 04 / 2022</b> 11:21:22 UTC-4	Signed by Michael Peters (michaelpeters@siemens.com) IP: 104.129.207.48
 COMPLETED	<b>04 / 04 / 2022</b> 11:21:22 UTC-4	The document has been completed.