

**CHANGE ORDER NO. 4
TO CONTRACT NO. 924827-14**

THIS CHANGE ORDER NO. 4 (the “Change Order No. 4”) is entered effective _____, 2018 by and between Kendall Supply, Inc. (hereinafter referred to as “Kendall”) and DeKalb County, a political subdivision of the State of Georgia (hereinafter referred to as the “County”);

WHEREAS, the County and Kendall entered into Contract Purchase Agreement No. 924827-14 (the “**Contract**”) for the purchase and installation of certain “Water Meters and Parts” and related services (hereinafter the “Scope of Work”);

WHEREAS, Change Order No. 1 was executed on November 29, 2016 to add AccuSTREAM water meters to the Meter Contract;

WHEREAS, Change Order No. 2 was executed on August 23, 2017 to extend the Contract term through August 31, 2018;

WHEREAS, Change Order No. 3 was approved on January 9, 2018, for additional water meters and parts, including the KISS technical support program, related services and supplies;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged and in consideration of the mutual promises and undertakings contained herein, the parties hereto do hereby agree and consent to amend the Contract No. 924827-14 as follows:

I. RECITALS. The recitals set forth above are hereby incorporated herein.

II. CONTRACT PERIOD

Section IV of the Contract, the Contract Period which states “**From the DATE OF THE AWARD through August 31, 2015**” and as amended and extended in Change Order No. 2 “**through August 31, 2018**” is hereby amended and replaced as follows:

CONTRACT PERIOD:

The Contractor shall commence the Work under this Contract within ten (10) days from the acknowledgement of receipt of the Notice to Proceed. As required by O.C.G.A § 36-60-13, as amended, this Contract shall (i) terminate without further obligation on the part of the County each and every August 31st unless terminated earlier in accordance with the termination provisions of this Contract; and (ii) shall terminate absolutely with no further renewals on August 31, 2019, unless extended by Change Order adopted and approved by the DeKalb County Governing Authority and the Contractor in accordance with the terms of this Contract.

All other provisions in Section IV of the Contract shall remain unchanged.

August 6, 2018

III. REMAINING CONTRACT TERMS

All other provisions of the Contract, ITB No. 3003061 (2013), Change Order No. 1, Change Order No. 2, and Change Order No. 3 shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Change Order by their authorized agent on the date below but effective as of the date set forth above.

KENDALL SUPPLY INC.

By: _____

Name: _____

Title: _____

Attest: _____

DEKALB COUNTY, GEORGIA

a political subdivision of the State of Georgia

By: _____ (SEAL)

MICHAEL L. THURMOND

Chief Executive Officer

Attest: _____ (SEAL)

BARBARA SANDERS-NORWOOD

Clerk of the Chief Executive Officer
and Board of Commissioners

APPROVED AS TO SUBSTANCE:

APPROVED AS TO FORM:

TED RHINEHART

Deputy COO, Infrastructure

VIVIANE H. ERNSTES

Interim County Attorney