

AMENDMENT NO. 1 TO AGREEMENT NO. 20-R075191JE FOR ELECTRICAL ENERGY POWER GENERATION WITH RELATED PARTS, SUPPLIES, AND SERVICES

This Amendment No. 1 to Agreement No. 20-R075191JE (hereinafter Amendment) is made as of this 13th day of October, 2020 (hereinafter Effective Date) between Manatee County, a political subdivision of the State of Florida, with its principal place of business located at 1112 Manatee Avenue West, Bradenton, FL 34205 (hereinafter County) and Ring Power Corporation, a Florida corporation, whose address is 500 World Commerce Parkway, St. Augustine, FL 32092, (hereinafter “Company”).

WHEREAS, on September 29, 2020, the County entered into Agreement No. 20-R075191JE with Company for electrical energy power generation with related parts, supplies, and services (Agreement); and

WHEREAS, the County has determined a need to increase the aggregate Agreement total not-to-exceed amount; and

WHEREAS, Company agrees to continue to provide the electrical energy power generation with related parts, supplies, and services to the County in accordance with the terms and conditions of the Agreement.

NOW, THEREFORE, in consideration of the promises and mutual covenants contained herein and for other good and valuable considerations, the receipt and sufficiency of which are hereby mutually acknowledged, the parties agree as follows:

1. Recitals

The above recitals are true and correct and are incorporated herein by reference.

2. Exhibit C – Generator Quotations is hereby modified as follows:

Attachment A – Additional Generator Quotations is hereby incorporated into Exhibit C – Generator Quotations.

3. Supplemental Terms and Conditions

The terms and conditions of the Agreement are hereby modified or supplemented as follows:

- a. *Dollar Amount; Term of the Agreement.* This Agreement shall be in full force and effect on the Effective Date for an aggregate not-to-exceed amount of Two Million Five Hundred Thousand Dollars (\$2,500,000.00).

4. The Agreement

The Agreement and Amendment No. 1 represent the entire understanding between the Parties.

5. Terms and Conditions

Except as otherwise stated herein, the terms and conditions of the Initial Agreement shall constitute the terms and conditions of this Agreement. A true and correct copy of the Initial Agreement is hereby incorporated by this reference.

[Remainder of page intentionally left blank]



Your North and Central Florida Caterpillar Dealer

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850-562-1622

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352-732-4600

ORLANDO
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Orlando, FL 32824
407-855-6195

TAMPA
9797 Gibsonton Dr
Riverview, FL 33569
813-671-3700

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RENTALS

QUOTATION / SALES AGREEMENT / SECURITY AGREEMENT

DATE: 09/04/2020

QUOTATION NO: CT20-MANATEE CENTRAL LIBR

CUSTOMER NAME: MANATEE COUNTY
ADDRESS:
CITY/STATE/ZIP: , FL
CONTACT: DAVID THOMPSON
PHONE:

ESTIMATED SHIPPING LEAD TIME: **weeks after approved submittal**
SHIPPING VIA/FOB: Jobsite
ESTIMATED SUBMITTAL LEAD TIME: **0 weeks**
JOBSITE ADDRESS: MANATEE HOLDING FACILITY
CITY/STATE/ZIP: BRADENTON, FL
PROJECT NAME: MANATEE CENTRAL LIBRARY

TERMS: Full payment is due from buyer within 10 days of delivery or pickup of the equipment.

DESCRIPTION OF MATERIAL	UNIT PRICE	EXTENSION
Please ensure quote meets your expectations. Sourcewell Contract 120617-Cat		
One (1) New Caterpillar diesel fueled Generator – Model C15, rated 500 KW standby at 0.8 PF, 277/480 Volts, 3 Phase, 4 Wire, 60 Hz at 1800 RPM, with following options:		
<ul style="list-style-type: none"> UL 2200 Listed Genset, NFPA 110 alarms Main UL circuit breaker, 3 Pole, (2) each 600 Amp, generator mounted CAT EMCP 4.2B Control panel with safety shutdowns, Engine controls and gauges Local annunciator mounted in Control panel Remote annunciator panel with enclosure (shipped loose) Remote emergency stop station (shipped loose) 		

Quotation Accepted By: _____ Date: _____ Tax No.: _____

Customer: _____ Salesman's Signature Curtis Thompson -

Curtis Thompson Senior Sales Representative

TERMS

- This offer to sell is made subject to buyer's acceptance within ten (10) days from this date (noted above).
- All quoted prices are subject to change without notice. Those in effect on the date of shipment shall prevail.
- Subject to credit approval.
- Used equipment is subject to prior sale.
- A 25% restocking fee will be assessed for all canceled orders or returned materials.
- No retainage to be withheld. Ring Power Systems is an equipment supplier and is not a sub-contractor. Our terms are Net 10 days.
- No sales tax is included.
- Buyer grants to seller a security interest in all equipment as described in this agreement until such time as payment is made in full in accordance with the terms and conditions of this agreement and in accord with the seller's credit application.
- Ring Power requires a purchase order to secure this sales agreement.

DESCRIPTION OF MATERIAL	UNIT PRICE	EXTENSION
<ul style="list-style-type: none"> • 105 degrees C rise generator with voltage regulator • ADEM electronic governor • PMG excitation • Jacket water heater, 120VAC input • Battery charger UL 10 amp, 120VAC input • Generator space heater, 120VAC input • Telecommunications as specified in 26 32 13 • Factory testing performed at Caterpillar, unwitnessed, unassembled • Caterpillar factory aluminum sound attenuated enclosure, wind load IBC certified 180mph 		
<ul style="list-style-type: none"> • <u>Caterpillar List Price</u> 		\$157,318.00
<ul style="list-style-type: none"> • Deduct per SOURCEWELL Contract (37% of list price) 		-\$58,207.66
<ul style="list-style-type: none"> • <u>Subtotal</u> 		\$99,110.34
<ul style="list-style-type: none"> • Caterpillar Platinum level ESC, 4 year /2000 hours • Freight, deliver to holding facility (\$8,571.43 List, 5% discount) • Commissioning and 4 hour load test (\$13,571.43 List, 5% discount) • Crane and rigging at holding facility-offloading (\$6,142.86 List, 5% discount) • Customer training (\$5,714.29 List, 5% discount) • Cam lock box for load bank connection to meet double stacked lug requirement in specification 26 32 13 (\$8,541.00 List, 5% discount). • Customer shop labor (\$1,428.57 List, 5% discount) • 72 Hour base mounted UL142 tank with stairs (\$40,665.71 List 5% discount) 		\$0.00 \$8,142.86 \$12,892.86 \$5,835.72 \$5,428.58 \$8,113.95 \$0.00 \$38,632.42
Total NET for above		\$178,156.58
Total net price after all applicable discounts		\$178,156.58

Exceptions/Notes to specifications

All Fuel to be provided by others

NOTE:

1. NO Installation, anchor bolts, are included.
2. No sales tax included as this proposal is a real property proposal.
3. Proposal is based on information supplied by the Customer.
4. Specifications, were received or reviewed. General exception is taken to any other specifications and drawings not available at time of quotation. Equipment supplied will be limited to that described in this proposal.
5. Ring Power will be supplying equipment as described in the attached documentation.
6. No testing by Outside Agencies, Authorities, Firms or Other is included in this quotation. If you need an outside source for testing (ie NETA) please contact Curtis Thompson for pricing. A defined specification for this will be required.
7. Coordination studies are NOT included in this proposal unless it appears as a line item in the body of the quotation and should be not assumed as provided.
8. Ring Power rejects any and all contractual flow down provisions without prior review and written acceptance by Ring Power management.
9. Ring Power will not be held responsible for any AHCA or Code Violations that are pre-existing at/or inside the building. **Ring Power will not release equipment for production until we have received the signed sales agreement and signed and approved submittal from our customer. This is done to insure that we are providing quality equipment that fits our customer's needs.** If you need any assistance, please contact your sales representative
10. **Pricing in accordance with Sourcewell Contract 120617-Cat.**

DESCRIPTION OF MATERIAL	UNIT PRICE	EXTENSION
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Thank you for considering Ring Power Systems for your generator needs

X *Curtis Thompson* .

Curtis Thompson
Ring Power Corporation
Electric Power Generation & industrial Engine Assistant Sales Manager
Senior EPG/IND Sales Consultant
(813) 299-5086 Cell, (813) 865-2508 Office
Curtis.thompson@ringpower.com

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QUOTATION / SALES AGREEMENT / SECURITY AGREEMENT

DATE: 09/03/2020

QUOTATION NO: CT20-MANATEE SUPERVISOR EL

CUSTOMER NAME: MANATEE COUNTY
ADDRESS:
CITY/STATE/ZIP: , FL
CONTACT: DAVID THOMPSON
PHONE:

ESTIMATED SHIPPING LEAD TIME: **weeks after approved submittal**
SHIPPING VIA/FOB: Jobsite
ESTIMATED SUBMITTAL LEAD TIME: **0 weeks**
JOBSITE ADDRESS: MANATEE HOLDING FACILITY
CITY/STATE/ZIP: BRADENTON, FL
PROJECT NAME: MANATEE SUPERVISOR OF ELECTION

TERMS: Full payment is due from buyer within 10 days of delivery or pickup of the equipment.

DESCRIPTION OF MATERIAL	UNIT PRICE	EXTENSION
Please ensure quote meets your expectations. Sourcewell Contract 120617-Cat		
One (1) New Caterpillar Natural Gas fueled Generator – Model DG250, Rated 250 KW standby at 0.8 PF, 120/208 Volts, 3 Phase, 4 Wire, 60 Hz at 1800 RPM, with following options: <ul style="list-style-type: none"> UL 2200 Listed Genset, NFPA 110 alarms Main UL circuit breaker, 3 Pole, (2) each 900 Amp generator mounted CAT EMCP 4.2B Control panel with safety shutdowns, Engine controls and gauges Local annunciator mounted in Control panel Remote annunciator panel with enclosure (shipped loose) 		

Quotation Accepted By: _____ Date: _____ Tax No.: _____

Customer: _____ Salesman's Signature Curtis Thompson -
Curtis Thompson Senior Sales Representative

TERMS

- This offer to sell is made subject to buyer's acceptance within ten (10) days from this date (noted above).
- All quoted prices are subject to change without notice. Those in effect on the date of shipment shall prevail.
- Subject to credit approval.
- Used equipment is subject to prior sale.
- A 25% restocking fee will be assessed for all canceled orders or returned materials.
- No retainage to be withheld. Ring Power Systems is an equipment supplier and is not a sub-contractor. Our terms are Net 10 days.
- No sales tax is included.
- Buyer grants to seller a security interest in all equipment as described in this agreement until such time as payment is made in full in accordance with the terms and conditions of this agreement and in accord with the seller's credit application.
- Ring Power requires a purchase order to secure this sales agreement.

DESCRIPTION OF MATERIAL	UNIT PRICE	EXTENSION
<ul style="list-style-type: none"> • Remote emergency stop station (shipped loose) • 130 degrees C rise generator with voltage regulator • ADEM electronic governor • PMG excitation • Jacket water heater, 120VAC input • Battery charger UL 10 amp, 120VAC input • Generator space heater, 120VAC input • Telecommunications as specified in 26 32 13 • Factory testing performed at Caterpillar, unwitnessed, unassembled • Caterpillar factory aluminum sound attenuated enclosure, wind load IBC certified 180mph 		
<ul style="list-style-type: none"> • Caterpillar List Price 		\$153,901.00
<ul style="list-style-type: none"> • Deduct per SOURCEWELL Contract (40% of list price) 		-\$40,014.26
<ul style="list-style-type: none"> • • Subtotal 		\$113,886.74
<ul style="list-style-type: none"> • Caterpillar Platinum level ESC, 4 year /2000 hours • Freight, deliver to holding facility (\$5,714.29 List, 5% discount) • Commissioning and 4 hour load test (\$15,714.29 List, 5% discount) • Crane and rigging at holding facility-offloading (\$4,285.71 List, 5% discount) • Customer training (\$5,714.29 List, 5% discount) • Cam Lock box (shipped loose) for load bank connection to meet double stacked lug requirement in specification 26 32 13 (\$6,827.00 List, 5% discount) 		\$0.00 \$5,428.58 \$14,928.58 \$4,071.43 \$5,428.58 \$6,485.65
Total NET for above		\$150,229.56
Less one time Ring Power discount		(\$2,329.56)
Total net price after all applicable discounts		\$147,900.00

Exceptions/Notes to specifications

All Fuel to be provided by others

NOTE:

1. NO Installation, anchor bolts, are included.
2. No sales tax included as this proposal is a real property proposal.
3. Proposal is based on information supplied by the Customer.
4. Specifications, were received or reviewed. General exception is taken to any other specifications and drawings not available at time of quotation. Equipment supplied will be limited to that described in this proposal.
5. Ring Power will be supplying equipment as described in the attached documentation.
6. No testing by Outside Agencies, Authorities, Firms or Other is included in this quotation. If you need an outside source for testing (ie NETA) please contact Curtis Thompson for pricing. A defined specification for this will be required.
7. Coordination studies are NOT included in this proposal unless it appears as a line item in the body of the quotation and should be not assumed as provided.
8. Ring Power rejects any and all contractual flow down provisions without prior review and written acceptance by Ring Power management.
9. Ring Power will not be held responsible for any AHCA or Code Violations that are pre-existing at/or inside the building.

DESCRIPTION OF MATERIAL	UNIT PRICE	EXTENSION
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Ring Power will not release equipment for production until we have received the signed sales agreement and signed and approved submittal from our customer. This is done to insure that we are providing quality equipment that fits our customer's needs. If you need any assistance, please contact your sales representative
 10. Pricing in accordance with Sourcewell Contract 120617-Cat.

Thank you for considering Ring Power Systems for your generator needs

X *Curtis Thompson* .

Curtis Thompson
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QUOTATION / SALES AGREEMENT / SECURITY AGREEMENT

DATE: 09/03/2020

QUOTATION NO: CT20-MANATEE GT BRAY GYM

CUSTOMER NAME: MANATEE COUNTY
ADDRESS:
CITY/STATE/ZIP: , FL
CONTACT: DAVID THOMPSON
PHONE:

ESTIMATED SHIPPING LEAD TIME: **weeks after approved submittal**
SHIPPING VIA/FOB: Jobsite
ESTIMATED SUBMITTAL LEAD TIME: **0 weeks**
JOBSITE ADDRESS: MANATEE HOLDING FACILITY
CITY/STATE/ZIP: BRADENTON, FL
PROJECT NAME: MANATEE GT BRAY GYM

TERMS: Full payment is due from buyer within 10 days of delivery or pickup of the equipment.

DESCRIPTION OF MATERIAL	UNIT PRICE	EXTENSION
Please ensure quote meets your expectations. Sourcewell Contract 120617-Cat		
One (1) New Caterpillar diesel fueled Generator – Model D250, rated 250 KW standby at 0.8 PF, 277/480 Volts, 3 Phase, 4 Wire, 60 Hz at 1800 RPM, with following options: <ul style="list-style-type: none"> • UL 2200 Listed Genset, NFPA 110 alarms • Main UL circuit breaker, 3 Pole, (2) each 400 Amp, generator mounted • CAT EMCP 4.2B Control panel with safety shutdowns, Engine controls and gauges • Local annunciator mounted in Control panel • Remote annunciator panel with enclosure (shipped loose) • Remote emergency stop station (shipped loose) 		

Quotation Accepted By: _____ Date: _____ Tax No.: _____

Customer: _____ Salesman's Signature Curtis Thompson -
Curtis Thompson Senior Sales Representative

TERMS

- This offer to sell is made subject to buyer's acceptance within ten (10) days from this date (noted above).
- All quoted prices are subject to change without notice. Those in effect on the date of shipment shall prevail.
- Subject to credit approval.
- Used equipment is subject to prior sale.
- A 25% restocking fee will be assessed for all canceled orders or returned materials.
- No retainage to be withheld. Ring Power Systems is an equipment supplier and is not a sub-contractor. Our terms are Net 10 days.
- No sales tax is included.
- Buyer grants to seller a security interest in all equipment as described in this agreement until such time as payment is made in full in accordance with the terms and conditions of this agreement and in accord with the seller's credit application.
- Ring Power requires a purchase order to secure this sales agreement.

DESCRIPTION OF MATERIAL	UNIT PRICE	EXTENSION
<ul style="list-style-type: none"> • 105 degrees C rise generator with voltage regulator • ADEM electronic governor • PMG excitation • Jacket water heater, 120VAC input • Battery charger UL 10 amp, 120VAC input • Generator space heater, 120VAC input • Telecommunications as specified in 26 32 13 • Factory testing performed at Caterpillar, unwitnessed, unassembled • Caterpillar factory aluminum sound attenuated enclosure, wind load IBC certified 180mph 		
<ul style="list-style-type: none"> • <u>Caterpillar List Price</u> 		\$117,073.00
<ul style="list-style-type: none"> • Deduct per SOURCEWELL Contract (37% of list price) 		-\$43,317.01
<ul style="list-style-type: none"> • <u>Subtotal</u> 		\$73,755.99
<ul style="list-style-type: none"> • Caterpillar Platinum level ESC, 4 year /2000 hours • Freight, deliver to holding facility (\$4,285.71 List, 5% discount) • Commissioning and 4 hour load test (\$6,428.57 List, 5% discount) • Crane and rigging at holding facility-offloading (\$4,285.71 List, 5% discount) • Customer training (\$5,714.29 List, 5% discount) • Cam lock box for load bank connection to meet double stacked lug requirement in specification 26 32 13 (\$6,827.00 List, 5% discount) • Customer shop labor (\$0.00 List, 5% discount) • 72 Hour base mounted UL142 tank (\$33,517.14 List 5% discount) 		\$0.00 \$4,071.42 \$6,107.14 \$4,071.42 \$5,428.58 \$6,485.65 \$0.00 \$31,841.28
Total NET for above		\$131,761.48
Less one time Ring Power discount		(\$6,861.48)
Total net price after all applicable discounts		\$124,900.00

Exceptions/Notes to specifications

All Fuel to be provided by others

NOTE:

1. NO Installation, anchor bolts, are included.
2. No sales tax included as this proposal is a real property proposal.
3. Proposal is based on information supplied by the Customer.
4. Specifications, were received or reviewed. General exception is taken to any other specifications and drawings not available at time of quotation. Equipment supplied will be limited to that described in this proposal.
5. Ring Power will be supplying equipment as described in the attached documentation.
6. No testing by Outside Agencies, Authorities, Firms or Other is included in this quotation. If you need an outside source for testing (ie NETA) please contact Curtis Thompson for pricing. A defined specification for this will be required.
7. Coordination studies are NOT included in this proposal unless it appears as a line item in the body of the quotation and should be not assumed as provided.
8. Ring Power rejects any and all contractual flow down provisions without prior review and written acceptance by Ring Power management.
9. Ring Power will not be held responsible for any AHCA or Code Violations that are pre-existing at/or inside the building.

DESCRIPTION OF MATERIAL	UNIT PRICE	EXTENSION
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Ring Power will not release equipment for production until we have received the signed sales agreement and signed and approved submittal from our customer. This is done to insure that we are providing quality equipment that fits our customer's needs. If you need any assistance, please contact your sales representative
10. Pricing in accordance with Sourcewell Contract 120617-Cat.

Thank you for considering Ring Power Systems for your generator needs

X *Curtis Thompson* .

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QUOTATION / SALES AGREEMENT / SECURITY AGREEMENT

DATE: 09/03/2020

QUOTATION NO: CT20-MANATEE MARINE RESCUE

CUSTOMER NAME: MANATEE COUNTY
ADDRESS:
CITY/STATE/ZIP: , FL
CONTACT: DAVID THOMPSON
PHONE:

ESTIMATED SHIPPING LEAD TIME: **weeks after approved submittal**
SHIPPING VIA/FOB: Jobsite
ESTIMATED SUBMITTAL LEAD TIME: **0 weeks**
JOBSITE ADDRESS: MANATEE HOLDING FACILITY
CITY/STATE/ZIP: BRADENTON, FL
PROJECT NAME: MANATEE MARINE RESCUE

TERMS: Full payment is due from buyer within 10 days of delivery or pickup of the equipment.

DESCRIPTION OF MATERIAL	UNIT PRICE	EXTENSION
Please ensure quote meets your expectations. Sourcewell Contract 120617-Cat		
One (1) New Caterpillar diesel fueled Generator – Model D200, rated 200 KW standby at 0.8 PF, 120/240 Volts, 3 Phase, 4 Wire, 60 Hz at 1800 RPM, with following options:		
<ul style="list-style-type: none"> UL 2200 Listed Genset, NFPA 110 alarms Main UL circuit breaker, 3 Pole, (1) each 600 Amp, generator mounted CAT EMCP 4.2B Control panel with safety shutdowns, Engine controls and gauges Local annunciator mounted in Control panel Remote annunciator panel with enclosure (shipped loose) Remote emergency stop station (shipped loose) 		

Quotation Accepted By: _____ Date: _____ Tax No.: _____

Customer: _____ Salesman's Signature Curtis Thompson -

Curtis Thompson Senior Sales Representative

TERMS

- This offer to sell is made subject to buyer's acceptance within ten (10) days from this date (noted above).
- All quoted prices are subject to change without notice. Those in effect on the date of shipment shall prevail.
- Subject to credit approval.
- Used equipment is subject to prior sale.
- A 25% restocking fee will be assessed for all canceled orders or returned materials.
- No retainage to be withheld. Ring Power Systems is an equipment supplier and is not a sub-contractor. Our terms are Net 10 days.
- No sales tax is included.
- Buyer grants to seller a security interest in all equipment as described in this agreement until such time as payment is made in full in accordance with the terms and conditions of this agreement and in accord with the seller's credit application.
- Ring Power requires a purchase order to secure this sales agreement.

DESCRIPTION OF MATERIAL	UNIT PRICE	EXTENSION
<ul style="list-style-type: none"> • 105 degrees C rise generator with voltage regulator • ADEM electronic governor • PMG excitation • Jacket water heater, 120VAC input • Battery charger UL 10 amp, 120VAC input • Generator space heater, 120VAC input • Telecommunications as specified in 26 32 13 • Factory testing performed at Caterpillar, unwitnessed, unassembled • Caterpillar factory aluminum sound attenuated enclosure, wind load IBC certified 180mph 		
<ul style="list-style-type: none"> • <u>Caterpillar List Price</u> 		\$74,489.00
<ul style="list-style-type: none"> • Deduct per SOURCEWELL Contract (36% of list price) 		-\$26,816.04
<ul style="list-style-type: none"> • <u>Subtotal</u> 		\$47,672.96
<ul style="list-style-type: none"> • Caterpillar Platinum level ESC, 4 year /2000 hours • Freight, deliver to holding facility (\$4,400.00 List, 5% discount) • Commissioning and 4 hour load test (\$6,428.57 List, 5% discount) • Crane and rigging at holding facility-offloading (\$4,300.00 List, 5% discount) • Customer training (\$5,714.29 List, 5% discount) • Cam lock box for load bank connection to meet double stacked lug requirement in specification 26 32 13 (\$29,500.00 List, 5% discount) Add 600 Amp circuit breaker NEMA 3R • Customer shop labor (\$1,428.57 List, 5% discount) • 72 Hour base mounted UL142 tank (\$29,444.29 List 5% discount) • Shop work add Bus Bar or Pigtail for external mounted Load Bank Breaker, (\$4,285.71 List 5% discount) 		\$0.00 \$4,180.00 \$6,107.14 \$4,085.00 \$5,428.58 \$28,025.00 \$1,357.14 \$27,972.08 \$4,071.42
Total NET for above		\$128,899.32
Less one time Ring Power discount		(\$12,699.32)
Total net price after all applicable discounts		\$116,200.00

Exceptions/Notes to specifications

All Fuel to be provided by others

NOTE:

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2. No sales tax included as this proposal is a real property proposal.
3. Proposal is based on information supplied by the Customer.
4. Specifications, were received or reviewed. General exception is taken to any other specifications and drawings not available at time of quotation. Equipment supplied will be limited to that described in this proposal.
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8. Ring Power rejects any and all contractual flow down provisions without prior review and written acceptance by

DESCRIPTION OF MATERIAL	UNIT PRICE	EXTENSION
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Ring Power management.

9. Ring Power will not be held responsible for any AHCA or Code Violations that are pre-existing at/or inside the building.

Ring Power will not release equipment for production until we have received the signed sales agreement and signed and approved submittal from our customer. This is done to insure that we are providing quality equipment that fits our customer's needs. If you need any assistance, please contact your sales representative

10. **Pricing in accordance with Sourcewell Contract 120617-Cat.**

Thank you for considering Ring Power Systems for your generator needs

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