



Professional and Technical Services Contract Amendment 2 State of Minnesota

SWIFT Contract Number: 131762

| | | | |
|-------------------------------------|-------------------|------------------------------|---------------------|
| Contract Start Date: | <u>10/01/2017</u> | Total Contract Amount: | <u>\$300,000.00</u> |
| Original Contract Expiration Date: | <u>09/30/2022</u> | Original Contract: | <u>\$300,000.00</u> |
| Current Contract Expiration Date: | <u>09/30/2022</u> | Previous Amendment(s) Total: | <u>\$ 0.00</u> |
| Requested Contract Expiration Date: | <u>No Change</u> | This Amendment: | <u>\$ 0.00</u> |

This Amendment is by and between the State of Minnesota, acting through its Commissioner of Public Safety on behalf of the ~~Homeland Security and Emergency Management~~ State Fire Marshal division ("State"), and the City of Marshall, acting on behalf of its Division of Public Safety ("Contractor").

Recitals

1. The State has a contract with the Contractor identified as SWIFT contract number 131762 ("Original Contract") for Contractor to provide regional Hazardous Materials Emergency Chemical Assistance Team ("CAT Team") to assist local authorities in protecting the public's safety from effects of a hazardous materials release.
2. The State needs to amend the Original Contract, including replacement of Appendix F-1 with Appendix F-2.
3. The State and the Contractor are willing to amend the Original Contract as stated below.

Amendment

In this Amendment, changes to pre-existing Contract language will use ~~strike through~~ for deletions and underlining for insertions.

REVISION 1. Clause 6, **Authorized Representatives**, is amended as follows:

6. Authorized Representatives

The State's Authorized Representative is the person below, or his successor. The State's Authorized Representative, including his designees identified in ~~Appendix F~~ Appendix F-2, has the responsibility to monitor the Contractor's performance and the authority to accept the services provided under this Contract. If the services are satisfactory, the State's Authorized Representative or his designee will certify acceptance on each invoice submitted for payment.

Name: ~~Joe Kelly, Director, Homeland Security and Emergency Management~~
James G. Smith, Chief Deputy State Fire Marshal

Address: Department of Public Safety; State Fire Marshal
445 Minnesota Street, ~~Suite 223~~
Saint Paul, MN 55101

Telephone: ~~651.201.7404~~ 651.201.7202

Email Address: ~~joseph.kelly@state.mn.us~~ james.g.smith@state.mn.us

The Contractor's Authorized Representative is the person below, or his/her successor. If the Contractor's Authorized Representative changes at any time during this Contract, the Contractor must immediately notify the State in writing/email.

Name: ~~Robert Yant, Director of Public Safety~~
Jim Marshall, Director of Public Safety

Address: City of Marshall, Division of Public Safety
611 West Main Street
Marshall, MN 56258

Telephone: 507.929.6300 (work); 507.829.6538 (mobile)

Email Address: rob.yant@ci.marshall.mn.us jim.marshall@ci.marshall.mn.us

REVISION 2. Clause 21.6, **Designees of the State's Authorized Representative**, is amended as follows:

21.6 Designees of the State's Authorized Representative. ~~Appendix F-4~~ Appendix F-2 identifies designees of the State's Authorized Representative and their delegated authority to act on his behalf.

Except as amended herein, the terms and conditions of the Original Contract and all previous amendments remain in full force and effect; and the Original Contract and any previous amendments are incorporated into this amendment by reference.

1. Contractor: City of Marshall

The Contractor certifies that the appropriate persons have executed the Amendment on behalf of the Contractor as required by applicable articles, bylaws, resolutions, or ordinances.

Print Name: _____

Signature: _____

Title: _____

Date: _____

Print Name: _____

Signature: _____

Title: _____

Date: _____

Print Name: _____

Signature: _____

Title: _____

Date: _____

Print Name: _____

Signature: _____

Title: _____

Date: _____

2. Department of Public Safety; State Fire Marshal Division

Individual certifies the applicable provisions of Minnesota Statute § 16C.08, subdivisions 2 and 3, are reaffirmed.

Print Name: _____
(with delegated authority)

Signature: _____

Title: _____

Date: _____

3. Commissioner of Administration

As delegated to the Office of State Procurement

Signature: _____

Date: _____

APPENDIX F-2

DESIGNEES OF STATE’S AUTHORIZED REPRESENTATIVE

State’s Authorized Representative:

James G. Smith, Chief Deputy State Fire Marshal

Designees of State’s Authorized Representative:

Rick Luth, State Emergency Response Teams Coordinator, or his successor

Amanda Swenson, State Services and Support Supervisor, or her successor

Authority of Designees:

- | | |
|---------------------------------|--|
| Clause 4, Section 4.1(d) | Authorization to approve “Emergency Response Reimbursement” claims in excess of \$5,000.00 |
| Clause 6 | Authorization to certify (approve) acceptance on each invoice submitted by Contractor corresponding Clause 4, Section 4.1(a), Compensation |
| Clause 6 | Authorization to certify (approve) acceptance on each claims form submitted by Contractor corresponding to Clause 4, Section 4.1(d), Emergency Response Reimbursement |
| Clause 10, Section 10.1 | Authorization to give instructions to the Contractor concerning release of data to a requesting third party prior to the data being released |
| Clause 13 | Authorization to approve publicity or publications prepared by or for the Contractor |

The undersigned hereby delegates the authorities listed above to those persons identified as Designees of State’s Authorized Representative. These authorities are delegated until revoked in writing.

**By: _____
James G. Smith, Chief Deputy State Fire Marshal
State Fire Marshal Division**

Date