

THIRD AMENDMENT OF THE AGREEMENT FOR PURCHASE
AND DELIVERY OF BOTTLED WATER

THIS THIRD AMENDMENT OF THE AGREEMENT FOR PURCHASE AND DELIVERY OF BOTTLED WATER, made and entered into by and between the Lee County Board of County Commissioners, a political subdivision of the State of Florida ("County") and DS Services of America, Inc. ("Vendor"), collectively, the "Parties."

WHEREAS, the County entered into an Agreement for services to purchase and deliver bottled water through Solicitation No. B170245TJM with Vendor on the 5th day of January, 2018 ("Agreement"); and,

WHEREAS, the Parties mutually agree to increase the price for several products; and,

WHEREAS, the Parties mutually agree that the price increase shall go into effect starting January 9, 2019; and,

WHEREAS, the Parties desire to modify the aforementioned terms of the Agreement pursuant to Article XV. Miscellaneous of the Agreement.

NOW, THEREFORE, IN CONSIDERATION OF THE FOREGOING AND THE MUTUAL COVENANTS CONTAINED HEREIN, IT IS AGREED AS FOLLOWS:

1. Effective January 9, 2019, the table in the Exhibit B Fee Schedule shall be superseded by:

<u>Item</u>	<u>Description</u>	<u>Unit of Measure</u>	<u>Unit Price</u>
1	Purified, and Distilled 5 Gallon Bottled Water (Price Per 5 Gallon Bottle)	Each	\$ 3.50
2	Spring 5 Gallon Bottled Water (Price Per 5 Gallon Bottle)	Each	\$4.00


3	Distilled, Deionized 5 Gallon Bottled Water (Price Per 5 Gallon Bottle)	Each	\$ 3.50
4	Purified, Distilled, and Spring 3 Gallon Bottled Water (Price Per 3 Gallon Bottle)	Each	\$ 2.99
5	Water Dispenser Monthly Rental – Hot & Cold (Price Per Dispenser)	Each	\$ 1.50
6	5 oz. Cone Cup – 200 Cups Per Package (Price Per Package)	Package	\$ 3.65
7	7 oz. Flat Bottom Cup – 50 Cups Per Package (Price Per Package)	Package	\$ 2.99
8	.5 Liter Purified, Spring, and Distilled Bottled Water – 24 Per Case (Price Per Case)	Case	\$ 4.99
9	.5 Liter Purified, Spring, and Distilled Bottled Water – 24 Per Case, Packaged 72 Cases Of 24 Bottles Per Pallet (Price Per 72 Case Pallet)	Pallet	\$ 359.28
10	Tabletop Water Dispenser Monthly Rental – Hot & Cold (Price Per Dispenser)	Each	\$ 1.50
11	Hand Pump Container Monthly Rental (Price Per Dispenser)	Each	\$ 0.00
12	Bottle Deposit Fee (Price Per Bottle)	Each	\$ 6.00

[The remainder of this page intentionally left blank.]

IN WITNESS WHEREOF, this Third Amendment of the Agreement has been signed and sealed,
in duplicate, by the respective parties hereto.

DATED this 25 day of January, 2018 by the Lee County Board of County
Commissioners.

COUNTY: LEE COUNTY, FLORIDA

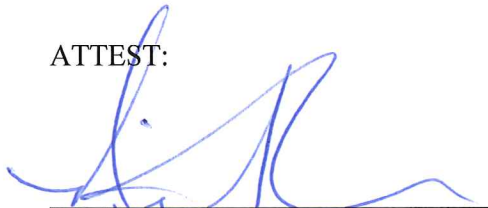
BY: 
Mary G. Tucker
Director of Procurement Management,
on behalf of the Board of County
Commissioners

APPROVED as to Form for the Reliance of
Lee County Only

BY: 
County Attorney's Office

DATED this 7th day of January, 2018¹⁹ by DS Services of America, Inc.

ATTEST:


(Witness)

BY: 
Authorized Signature

J.S. Hayle
Authorized Signature Printed Name

Chief Financial Officer
Authorized Signature Title

CORPORATE SEAL:

