

**AMENDMENT No. 9**  
to  
**AGREEMENT #11-1065FL BETWEEN MANATEE COUNTY**  
and  
**EVOQUA WATER TECHNOLOGIES, LLC**  
for  
**ODOR AND CORROSION CONTROL SERVICES**

**THIS AMENDMENT No. 9 to AGREEMENT No. 11-1065FL** for Odor and Corrosion Control Services, is made and entered into by and between the **MANATEE COUNTY**, a political subdivision of the State of Florida; hereinafter referred to as "**COUNTY**", with offices located at 1112 Manatee Avenue West, Bradenton, Florida 34205, and **EVOQUA WATER TECHNOLOGIES, LLC**, hereinafter referred to as "**CONSULTANT**", duly authorized to conduct business in the State of Florida with offices located at 2650 Tallevast Road, Sarasota, Florida 34243.

**WHEREAS**, on November 21, 2011 the County approved Agreement No. 11-1065FL with Siemens Industry, Inc. for Odor and Corrosion Control Services on an as required basis for one year term and an estimated annual amount of \$2,500,000; and

**WHEREAS**, Amendment #1 was executed to renew the Agreement through November 20, 2013 at the same terms and conditions; and

**WHEREAS**, Amendment #2 was executed to renew the Agreement through November 20, 2014 at the same terms and conditions; and to acknowledge Siemens Industry, Inc assignment of the Agreement to Siemens Water Technologies LLC; and

**WHEREAS**, Amendment #3 was executed to acknowledge Evoqua Water Technologies LLC acquiring all rights of this Agreement from Siemens Water Technologies LLC as certified with the state of Delaware on January 16, 2014; and

**WHEREAS**, Amendment #4 was executed to renew the Agreement through November 20, 2015 at the same terms and conditions; and

**WHEREAS**, Amendment #5 was executed to renew the Agreement through November 20, 2016 at the same terms and conditions; and

**WHEREAS**, Amendment #6 was executed to extend the Agreement to February 28, 2017 at the same terms and conditions; and

**WHEREAS**, Amendment #7 was executed to extend the Agreement to June 30, 2017 at the same terms and conditions; and

**WHEREAS**, Amendment #8 was executed to extend the Agreement to December 31, 2017 at the same terms and conditions; and

**WHEREAS**, the Agreement may be amended upon mutual consent of the parties as evidenced by execution of Amendment.

**NOW THEREFORE**, for and in consideration of the mutual benefits to be derived, the parties hereto agree as follows:

1. Amendment No. 9, to extend the Agreement for up to six (6) months commencing January 1, 2018, and ending no later than June 30, 2018.
2. Attachment "B" Payments of the initial Agreement dated November 21, 2011 shall remain in effect for the extension period.
3. The total cost for this period of service is one million, two-hundred thousand dollars (\$1,200,000.00).
4. All other terms and conditions of the Agreement shall remain in full force and effect during the term of the Agreement.

IN WITNESS, THEREOF the parties hereto have caused this Amendment No. 9 to Agreement No. 11-1065FL for ODOR AND CORROSION CONTROL SERVICES to be duly executed by their authorized representatives:

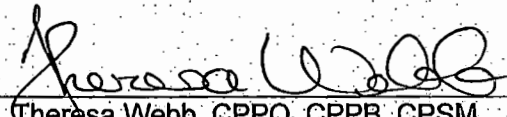
**EVOQUA WATER TECHNOLOGIES, LLC**

By:   
Signature

Jennifer R. Miller, V.P. & G.M.  
Printed Name and Title

12/6/17  
Date

**COUNTY OF MANATEE, FLORIDA**

By:   
Theresa Webb, CPPO, CPPB, CPSM,  
C.P.M., Procurement Official

12/13/2017  
Date

12/12/17

December 12, 2017 - Regular Meeting  
Agenda Item #16

Subject

Agreement #11-1065FL, Amendment No. 9 for Odor and Corrosion Control Services

Briefings

None

Contact and/or Presenter Information

Contact: Monica Sell, Financial Management Department, Procurement Division, x3042

Presenter: Jeff Goodwin, Wastewater Division Manager, Utilities Department, 941.792.8811 x5235

Action Requested

Authorization for the County Administrator or his designee to execute Amendment No. 9 to Agreement 11-1065FL with Evoqua Water Technologies, LLC, for Odor and Corrosion Control Services, to extend the Agreement for up to six (6) months commencing January 1, 2018, and ending no later than June 30, 2018, for a not-to-exceed amount of \$1,200,000.00.

Enabling/Regulating Authority

Manatee County Code of Laws

Background Discussion

The current agreement with EVOQUA is effective through December 31, 2017. A Request for Proposals No. 18-R0647464MS was issued on October 4, 2017, for a new agreement for corrosion and odor control services. A protest was filed and disallowed by the County Administrator. Subsequently an appeal of the County Administrator's decision was filed on November 22, 2017. Per County Ordinance, the solicitation process is on hold awaiting a final decision on the appeal by the Board of County Commissioners. The extension through June 30, 2018, will allow the County to continue receiving waste water treatment services.

County Attorney Review

Not Reviewed (No apparent legal issues)

Explanation of Other

Reviewing Attorney

N/A

Instructions to Board Records

Original to Board Records

Emailed 12/13/17

Copies of Amendment 9 to:

Monica Sell ([monica.sell@mymanatee.org](mailto:monica.sell@mymanatee.org)), Financial Management Department

Jeff Goodwin ([jeff.goodwin@mymanatee.org](mailto:jeff.goodwin@mymanatee.org)), Utilities Department

Jennifer R. Miller ([jennifer.r.miller@evoqua.com](mailto:jennifer.r.miller@evoqua.com)) EVOQUA Water Technologies

Cost and Funds Source Account Number and Name

Utilities Department Accounts

Amount and Frequency of Recurring Costs

\$1,200,000

Attachment: [11-1065FL Amendment 09 .pdf](#)

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**IN WITNESS, THEREOF** the parties hereto have caused this Amendment No. 9 to Agreement No. 11-1065FL for ODOR AND CORROSION CONTROL SERVICES to be duly executed by their authorized representatives:

**EVOQUA WATER TECHNOLOGIES, LLC**

By:  \_\_\_\_\_  
Signature

Jennifer R. Miller, V.P. & G.M.  
\_\_\_\_\_  
Printed Name and Title

12/6/17  
\_\_\_\_\_  
Date

**COUNTY OF MANATEE, FLORIDA**

By: \_\_\_\_\_  
Theresa Webb, CPPO, CPPB, CPSM,  
C.P.M., Procurement Official

\_\_\_\_\_  
Date