

**FIRST AMENDMENT TO CONTRACT FOR PURCHASE OF
UNIFORMS FOR CITY OF SAN ANTONIO**

STATE OF TEXAS §

COUNTY OF BEXAR §

This first amendment to the contract for purchase of uniforms is entered into by and between the City of San Antonio ("City"), a home rule municipal corporation, acting by and through its Director of Purchasing and General Services ("Director") and ServiceWear Apparel, Inc. ("Contractor"), referred to collectively herein as the "Parties".

WHEREAS, City and Contractor entered into a contract entitled "Purchase of Uniforms" (hereafter "Original Contract") pursuant to an invitation for best value bid identified by City contract number A1465-10, authorized by Ordinance No. 2009-12-10-1001, under which the Parties set forth their agreement regarding the provision of purchase of uniforms for the City; and

WHEREAS, the Original Contract described any price increases in accordance with Revisions of Manufacturers Price List; and

WHEREAS, this amendment constitutes a change order authorized by Texas Local Government Code §252.048, and Ordinance No. 82743, passed and approved August 31, 1995.

NOW, IN ACCORDANCE THEREWITH, the Parties agree as follows:

I. AMENDMENTS

1.1 The Revision of Manufacturers Price List is hereby amended in the Original Contract: ServiceWear Apparel, Inc. may submit revised manufacturers price list. Said price list(s) must denote the manufacturer, latest effective date and price schedule. It is agreed that any published price list(s) may be superseded or replaced on the anniversary date, (January 1), of the contract only if such list(s) is published by the manufacturer for industry wide use. (*NOTE: Discounts accepted as part of this bid are not subject to revision.*) A written notice stipulating in detail the changes of a price list(s) must be furnished and approved by the City before revisions go into effect.

1.2 This amendment shall be effective beginning July 22, 2010.

II. PROVISIONS REMAIN IN EFFECT

All other terms, conditions, covenants and provisions of the Original Contract approved by Ordinance No. 2009-12-10-1001, not specifically mentioned herein and revised by

this document, are hereby retained in their entirety, unchanged, and shall remain in full force in effect for the duration of said Original Contract, and any renewals thereof.

III. ENTIRE AGREEMENT


This agreement, as amended, embodies the complete agreement of the parties hereto with regard to the subject matter contained herein, superseding all oral or written previous and contemporary agreements between the parties relating to matters herein.

Executed by the Parties on the dates shown below.

07/23/10
dgf

City of San Antonio

ServiceWear Apparel, Inc.



Janie Cantu
Director, Purchasing & General
Services

Printed Name: Jim Burnett

Title: EVP

Date: 7/23/10

Date: 7/28/10

APPROVED AS TO FORM:

Assistant City Attorney