

City and County of San Francisco  
Office of Contract Administration  
Purchasing Department  
City Hall, Room 430  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4685



# Contract Modification 4

## Water Dispensing System

U.S Pure Water Corp.  
Michael Davis  
20 Galli Drive, Suite E  
Novato, CA 94949  
E-mail:mdwater@uspurewater.com

Date: 01-14-10  
Buyer Name: Deirdre Darley  
Term contract: \$8200  
City Blanket No. BPSF 00003328  
Type: Indefinite quantity  
Not-to-exceed amount: \$1,000,000

The history of this contract and its modifications is as follows:

Modification	Start date	End date	Amount	Other changes
Original contract	01-01-07	12-31-09	\$1,000,000	
1				added additional new items & term condition
2				added additional new items
3				added additional new items
4	01-01-10	12-31-10		

This modification 4 changes the contract as follows:

It extends the contract from January 1, 2010 TO December 31, 2010.

All other terms and conditions remain the same.

Approved by the City:

Naomi Kelly, Director of OCA and Purchaser  
Date: 1-27-10

Approved by Contractor:

Signature Date: 1/27/10

Name and title

Michael Davis, President US Pure Water

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# CONTRACT MODIFICATION NO. 3

Indefinite Quantity

U.S Pure Water Corp,  
20 Gall Drive, Suite E  
Novato, CA 94949  
Attn: Michael Davis

Date February 13, 2008

Contract Proposal No. 88200

Estimated Amount Indefinite

The City and County of San Francisco does hereby accept your offer to modify the contract and furnish the Articles indicated below. Such Articles are to be delivered in the manner and the form and at the times and prices set forth in the above numbered Contract Proposal, but only after receipt of order properly certified by the Controller of the City and County of San Francisco.

## ADD ITEMS

For furnishing and delivering **Water Dispensing System**.

In accordance with Special Condition No. 79 - Additional New Items, and Special Condition No. 72 - Price, the following items have been added to Contract No. 88200 for, Filter and Labor Charge for Purchased Systems Only. (See Attachment A).

All other prices, terms and conditions remain the same.

Acknowledge receipt and acceptance of this Contract Modification in the space below. Return to Purchaser, 1 Dr. Carlton B. Goodlett Place, Room 430, San Francisco, CA, 94102-4685. **DUPLICATE COPY IS FOR YOUR FILES.**

*Ben Jones* 2-20-08  
Date the duly appointed Purchaser Date  
of the City and County of San Francisco

### RECEIPT OF THE ABOVE IS HEREBY ACKNOWLEDGED:

Contractor U.S. Pure Water Corp.  
By *Michael Davis* President  
Signature Title  
Date 2/21/08

Attachment "A"  
Contract 88200  
Contract Modification No. 3  
Water Dispensing System  
February 13, 2008

**Additional Items: Filters and Labor Charge**

**Item 10**

**Filters for items 5 & 6 only. (Purchased Systems) Both filters are required**

F1645 - 10" Inline Sed 90 ¼ \$11.95/ea

F1642 - 10" Inline Gac 90 ¼ \$14.95/ea

**Item 11**

**Labor Charge for Items 5 & 6 only. (Purchased Systems)**

\$75.00 Per individual location

\$20.00 Additional per cooler if multiple coolers at the same location

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# CONTRACT MODIFICATION NO. 2

Indefinite Quantity

U.S Pure Water Corp.  
20 Galli Drive, Suite E  
Novato, CA 94949  
Attn: Michael Davis

Date October 25, 2007

Contract Proposal No 88200

Estimated Amount Indefinite

The City and County of San Francisco does hereby accept your offer to modify the contract and furnish the Articles indicated below. Said Articles are to be delivered in the manner and the form and at the times and prices set forth in the above numbered Contract Proposal, but only after receipt of order properly certified by the Controller of the City and County of San Francisco.

## ADD ITEMS

For furnishing and delivering **Water Dispensing System**.

In accordance with Special Condition No. 79 - Additional New Items, and Special Condition No. 72 - Price, the following items have been added to Contract No. 88200 for, New Additional Purchase Items Short Counter Top rental and lease. (See Attachment A).

All other prices, terms and conditions remain the same.

Acknowledge receipt and acceptance of this Contract Modification in the space below. Return to Purchaser, 1 Dr. Carlton B. Goodlett Place, Room 430, San Francisco, CA, 94102-4685. DUPLICATE COPY IS FOR YOUR FILES

Ben Jones 10-26-07  
As the duly appointed Purchaser Date  
of the City and County of San Francisco

### RECEIPT OF THE ABOVE IS HEREBY ACKNOWLEDGED:

Contractor U.S. Pure Water Corp.  
By Michael Davis President  
Signature Title  
Date 10/26/07

**Additional Items: Short Counter Top**

**Item 8**

**Alvalanche Short Counter Top**

Rental

per month

\$ 38.00

**Item 9**

**Alvalanche Short Counter Top**

Purchase

\$475.00/ea

Dimension 330W x 368D x 419Hmm

Dimension 13.0"W x 14.5" D x16.5" H

Warranty: Dispenser (two years)

on sealed refrigeration system

Warranty: Dispenser (18 months)

All other components

City and County of San Francisco  
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# CONTRACT MODIFICATION NO. 1

Indefinite Quantity

U.S Pure Water Corp.  
20 Galli Drive, Suite E  
Novato, CA 94949  
Attn: Michael Davis

Date September 4, 2007  
Contract Proposal No. 88200  
Estimated Amount Indefinite

The City and County of San Francisco does hereby accept your offer to modify the contract and furnish the Articles indicated below. Such Articles are to be delivered in the manner and the form and at the times and prices set forth in the above numbered Contract Proposal, but only after receipt of order properly certified by the Controller of the City and County of San Francisco.

## ADD ITEMS

For furnishing and delivering **Water Dispensing System**.

In accordance with Special Condition No. 79 -- Additional New Items, and Special Condition No. 72 -- Price, the following items have been added to Contract No. 88200 for Additional Items Standing Dispenser (See Attachment A); for New items Counter Top Dispenser, (See Attachment B); and for New Additional Purchase Items (See Attachment C).

The following Conditions have been added to Contract 88200 (See Attachment D)

All other prices, terms and conditions remain the same.

Acknowledge receipt and acceptance of this Contract Modification in the space below. Return to Purchaser, 1 Dr. Carlton B Goodlett Place, Room 430, San Francisco, CA, 94102-4685. DUPLICATE COPY IS FOR YOUR FILES.

Bruce Jensen 9-7-07  
As the duly appointed Purchaser Date  
of the City and County of San Francisco

### RECEIPT OF THE ABOVE IS HEREBY ACKNOWLEDGED:

Contract of US Pure Water Corp.  
By Michael Davis President  
Date 9/10/07

**Additional Items: Standing Dispenser**

	<u>Quantity</u>	<u>Quantity</u>	<u>Quantity</u>
<b>Item 1</b>			
Hot / Cold Dispenser (Without Additional Treatment) City and County of San Francisco Will Install Units: <b>Standard Color: Almond</b> <b>Additional \$2.00 per month</b> <b>For Black or Grey</b> <b>Dimensions: 41 "H x 12 "D x 12" W</b>	0-10 Dispenser  Rental per month <u>\$ 18.00</u>	11-20 Dispenser  Rental per month <u>\$ 18.00</u>	Over 21 Dispenser  Rental per month <u>\$ 18.00</u>
<b>Item 1 A</b>			
Hot / Cold Dispenser (Without Additional Treatment) Vendor Will Install Units <b>Standard Color: Almond</b> <b>Additional \$2.00 per month</b> <b>For Black or Grey</b> <b>Dimensions: 41 "H x 12 "D x 12" W</b>	0-10 Dispenser  Rental per month <u>\$ 21.00</u>	11-20 Dispenser  Rental per month <u>\$ 20.00</u>	Over 21 Dispenser  Rental per month <u>\$ 19.00</u>
<b>Item 2</b>			
Hot /Cold Dispenser (Meets NSF/ANSI Standard 42 Effects) City and County of San Francisco Will Install Units <b>Standard Color: Almond</b> <b>Additional \$2.00 per month</b> <b>For Black or Grey</b> <b>Dimensions: 41 "H x 12 "D x 12" W</b>	0-10 Dispenser  Rental per month <u>\$ 28.00</u>	11-20 Dispenser  Rental per month <u>\$ 28.00</u>	Over 21 Dispenser  Rental per month <u>\$ 28.00</u>
<b>Item 2 A</b>			
Hot /Cold Dispenser (Meets NSF/ANSI Standard 42 Effects) Vendor Will Install Units: <b>Standard Color: Almond</b> <b>Additional \$2.00 per month</b> <b>For Black or Grey</b> <b>Dimensions: 41 "H x 12 "D x 12" W</b>	0-10 Dispenser  Rental per month <u>\$ 31.00</u>	11-20 Dispenser  Rental per month <u>\$ 30.00</u>	Over 21 Dispenser  Rental per month <u>\$ 29.00</u>

**New Items: Counter Top Dispenser**

	<u>Quantity</u>	<u>Quantity</u>	<u>Quantity</u>
<b>Item 3</b>			
Hot / Cold Dispenser (Without Additional Treatment) City and County of San Francisco Will Install Units: <b>Standard Color Almond</b> <b>Additional \$1.00 per month</b> <b>For Grey</b> <b>Dimensions: 13 "W x 15 "D x 19.5" H</b>	0-10 Dispenser  Rental per month <u>\$ 21.00</u>	11-20 Dispenser  Rental per month <u>\$ 21.00</u>	Over 21 Dispenser  Rental per month <u>\$ 21.00</u>
<b>Item 3 A</b>			
Hot / Cold Dispenser (Without Additional Treatment) Vendor Will Install Units <b>Standard Color: Almond</b> <b>Additional \$1.00 per month</b> <b>For Grey</b> <b>Dimensions: 13 "W x 15 "D x 19.5" H</b>	0-10 Dispenser  Rental per month <u>\$ 24.00</u>	11-20 Dispenser  Rental per month <u>\$ 23.00</u>	Over 21 Dispenser  Rental per month <u>\$ 22.00</u>
<b>Item 4</b>			
Hot /Cold Dispenser (Meets NSF/ANSI Standard 42 Effects) City and County of San Francisco Will Install Units <b>Standard Color: Almond</b> <b>Additional \$1.00 per month</b> <b>For Grey</b> <b>Dimensions: 13 "W x 15 "D x 19.5" H</b>	0-10 Dispenser  Rental per month <u>\$ 31.00</u>	11-20 Dispenser  Rental per month <u>\$ 31.00</u>	Over 21 Dispenser  Rental per month <u>\$ 31.00</u>
<b>Item 4A</b>			
Hot /Cold Dispenser (Meets NSF/ANSI Standard 42 Effects) Vendor Will Install Units: <b>Standard Color: Almond</b> <b>Additional \$1.00 per month</b> <b>For Grey</b> <b>Dimensions: 13 "W x 15 "D x 19.5" H</b>	0-10 Dispenser  Rental per month <u>\$ 34.00</u>	11-20 Dispenser  Rental per month <u>\$ 34.00</u>	Over 21 Dispenser  Rental per month <u>\$ 32.00</u>



**New Additional Purchase Items**

**Item 5**

**Purchase Counter Top Dispensers:** \$395.00/ea  
Dimension 13"W x 15" D x 19.5" H  
Warranty: Dispenser (one year)  
Compressor (three years)  
Standard Color: Almond  
Grey Color: Additional \$20.00 \$ 415.00/ea  
Installation \$ 100.00

**Item 6**

**Purchase Standing Dispensers:** \$360.00/ea  
Dimension 41"T x 12" W x 12 D  
Warranty: Five Years  
Standard Color: White  
Black or Grey Color: Additional \$20.00 \$ 380.00/ea  
Installation \$ 100.00

**Item 7**

**Leak Prevention Device::** \$45.00/ea  
(Purchase or leased item)

**85. Food Service Waste Reduction Requirements**

Effective June 1, 2007, Contractor agrees to comply fully with and be bound by all of the provisions of the Food Service Waste Reduction Ordinance, as set forth in San Francisco Environment Code Chapter 16, including the remedies provided, and implementing guidelines and rules. The provisions of Chapter 16 are incorporated herein by reference and made a part of this Agreement as though fully set forth. This provision is a material term of this Agreement. By entering into this Agreement, Contractor agrees that if it breaches this provision, City will suffer actual damages that will be impractical or extremely difficult to determine; further, Contractor agrees that the sum of one hundred dollars (\$100) liquidated damages for the first breach, two hundred dollars (\$200) liquidated damages for the second breach in the same year, and five hundred dollars (\$500) liquidated damages for subsequent breaches in the same year is reasonable estimate of the damage that City will incur based on the violation, established in light of the circumstances existing at the time this Agreement was made. Such amount shall not be considered a penalty, but rather agreed monetary damages sustained by City because of Contractor's failure to comply with this provision.