

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 3

Waste Water Treatment Polymers

SNF Polydyne Inc.
Lawrence Grizzle
P.O. Box 279
Riceboro, Georgia 31323
ldgrizz@polydyneinc.com

Date: February 25, 2010
Buyer Name: Carolyn Sladnick
Term contract: 67030
City Blanket No: BPSF00003433
Type: Indefinite quantity
Not-to-exceed amount: \$3,500,000

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

Modification	Start date	End date	Amount	Other changes
Original contract	04-01-07	3-31-10	\$2,500,000	
1	08-11-08	3-31-10		1) Price increase for items: Clarifloc C-3295 Clarifloc LW-696 Clarifloc WE-597 2) Add special conditions: 90. Food Srv. Waste Reduction 91. Protection of Private Info.
2.	04-01-10	3-31-11	\$3,500,000	1) One year contract extension 2) Add \$1,000,000 to citywide blanket
3.	04-01-10	3-31-12		1) 5% price reduction 2) One year contract extension

This modification 3 changes the contract as follows:

Effective March 1, 2010, all contract line item prices will be reduced by 5% (See Attachment A) and contract will be extended for one additional year from April 01, 2011 to March 31, 2012. The 5% reduced prices will be passed on to the contract extension period April 01, 2011 to March 31, 2012. Any price adjustments during the contract extension period will be in accordance with Section 73 "Price Adjustment Provision" in the contract. The price adjustments will be calculated based on the 5% reduced pricing.

All other terms and conditions remain the same

Approved by the City:

Naomi Kelly
Naomi Kelly, Director of OCA and Purchaser

2-26-10
Date

Approved by Contractor:

Lawrence D. Grizzle
Signature

3/4/10
Date

Name and title:

Lawrence D. Grizzle, Business Manager
Sign and return one original. The duplicate original is for your files.

P-280 (2-09-09)

Attachment A
Contract No. 67030
Contract Modification No 3
SNF Polydyne, Inc.
Date: February 25, 2010

Effective ~~XXXX~~, all contract bid line items will be reduced by 5% as indicated below:

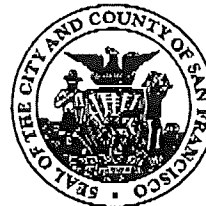
Item	Product	Previous Price	New Price
C-3295	Clarifloc (Dry)	\$ 1.55/LB	\$ 1.473/LB
LW-696	Clarifloc (Mannich)	\$ 0.086/LB	\$ 0.0817/LB
WE-597	Clarifloc (Mannich)	\$ 0.080/LB	\$ 0.076/LB

Sign and return one original. The duplicate original is for your files.

P-280 (2-09-09)

Received Time Mar. 4. 2010 12:31PM No. 8557

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



Contract Modification 2

Waste Water Treatment Polymers

SNF Polydyne Inc.
 Randall Vickery
 P.O. Box 270
 Riceboro, Georgia

Date: October 8, 2009
 Buyer Name: Carolyn Sladnick
 Term contract: 67030
 Type: Indefinite quantity
 Not-to-exceed amount: \$3,500,000

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

Modification	Start date	End date	Amount	Other changes
Original contract	04-01-07	3-31-10	\$2,500,000	
1	08-11-08	3-31-10		1) Price increase for items: Clarifloc C-3295 Clarifloc LW-696 Clarifloc WE-597 2) Add special conditions: 90. Food Srv. Waste Reduction 91. Protection of Private Info.
2.	04-01-10	3-31-11	\$3,500,000	1) One year contract extension 2) Add \$1,000,000 to citywide blanket

This modification 2 changes the contract as follows:

It extends the contract one year from April 01, 2010 to March 31, 2011.
 Add \$1,000,000 to citywide blanket. Total estimated amount not to exceed \$3,500,000

All other terms and conditions remain the same

Approved by the City: *Naomi Kelly*
 Naomi Kelly, Director of OCA and Purchaser

10-29-09
 Date

Approved by Contractor: *Lawrence D. Grizzle*
 Signature

November 5, 2009
 Date

Name and title Lawrence D. Grizzle, Business Manager

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

12
BY:.....



CONTRACT MODIFICATION NO. 1

Indefinite Quantity

POLYDYNE, INC.
158 Granville Way
San Francisco, CA 94127
Attn: Rawlin Castro

Date July 11, 2008

Contract Proposal No. 67030

Estimated Amount: Indefinite

The City and County of San Francisco does hereby accept your offer to modify the prices 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 Bid Proposal, but only after receipt of order properly certified by the Controller of the City and County of San Francisco.

PRICE INCREASE

For furnishing and delivering **Water Treatment Polymers for Oceanside Water Pollution Control Plant & Southeast Water Pollution Control.**

By mutual agreement, prices have increased in accordance with Special Condition No. 73, Price Adjustment Provision, effective August 11, 2008, an increase will be allowed on Items Clarifloc C-3295, Clarifloc LW-696 and Clarifloc WE-597. (See Attachment "A").

The following conditions have been added to Contract 67030. (See "Attachment A").

- 90. Food Service Waste Reduction Requirements
- 91. Protection of Private Information

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.

Bill Jones 8-1-08
As the duly appointed Purchaser Date
of the City and County of San Francisco

RECEIPT OF THE ABOVE IS HEREBY ACKNOWLEDGED:

Contractor Polydyne Inc.
By *Lawrence D. Grizzle* Business Manager
Signature Title
Print Name Lawrence D. Grizzle
Date 8/14/08

Effective August 11, 2008, an increase will be allowed on Items Clarifloc C-3295, Clarifloc LW-696 and Clarifloc WE-597 as indicated below:

Item	Previous Price	New Price
Clarifloc C-3295	\$1.490/lb.	\$1.555/lb.
Clarifloc LW-696	\$0.083/lb.	\$0.086/lb.
Clarifloc WE-597	\$0.077/lb.	\$0.080/lb.

Add the following conditions to Contract 67030.

90. 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.

91. Protection of Private Information

Contractor has read and agrees to the terms set forth in San Francisco Administrative Code Sections 12M.2, "Nondisclosure of Private Information," and 12M.3, "Enforcement" of Administrative Code Chapter 12M, "Protection of Private Information," which are incorporated herein as if fully set forth. Contractor agrees that any failure of Contractor to comply with the requirements of Section 12M.2 of this Chapter shall be a material breach of the Contract. In such an event, in addition to any other remedies available to it under equity or law, the City may terminate the Contract, bring a false claim action against the Contractor pursuant to Chapter 6 or Chapter 21 of the Administrative Code, or debar the Contractor.