

**SECOND AMENDMENT TO AGREEMENT BETWEEN THE CITY OF LEAGUE CITY  
AND APACHE OIL COMPANY**

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This Second Amendment (“Amendment”) is entered between the City of League City (“City”) and Apache Oil Company (“Contractor”) on the date set forth below.

**RECITALS**

WHEREAS, the City and Contractor entered into an Agreement (“Agreement”) on or about March 13, 2017 whereby Contractor agreed to provide fuel for the City and the City Council approval via Resolution 2017-83; and

WHEREAS, the City and Contractor amended the Agreement to extend the ending date of the Agreement to September 30, 2020 (“First Amendment”); and

WHEREAS, the City and Contractor wish to further amend the Agreement to extend the ending date of the agreement to November 30, 2020 and allow Contractor to use its 2020 pricing rates.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto hereby agree to the following terms:

**TERMS:**

1. The above-listed recitals are true and correct and hereby incorporated into this Amendment.
2. The ending date of the Agreement shall be November 30, 2020.
3. The City shall compensate Contractor for its services/products using the unit prices listed in Exhibit A, which is attached and incorporated herein.
4. Except as expressly provided in this Amendment, all other terms, conditions and provisions of the Agreement shall continue in full force and effect as provided therein.

*(signature blocks on next page)*

Executed on \_\_\_\_\_ . *(date to be filled in by City Secretary)*

**APACHE OIL COMPANY**

\_\_\_\_\_  
Tim Smith, Account Manager

**CITY OF LEAGUE CITY**

\_\_\_\_\_  
John Baumgartner, ICMA-CM, P.E., City Manager

ATTEST:

\_\_\_\_\_  
Diana Stapp, City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
Nghiem V. Doan, City Attorney



Proposal Pricing Sheet

DUE DATE: July 21, 2020 by 2:00 p.m.

Section 1 – Fuel

1. Unleaded 87 Octane RFG w/ 10% Ethanol

- a. Transport Load (8,000 gallons or less based on volume of product) +.0125
- b. Short Transport Load (less than full load, but more than a tank wagon load) +.08
- c. Tank Wagon Load (any delivery ranging from 100 to 4,000 gallons) +.25

2. Texas Low Emission, Ultra Low Sulfur Diesel

- a. Transport Load (8,000 gallons or less based on volume of product) +.035
- b. Short Transport Load (less than full load, but more than a tank wagon load) +.105
- c. Tank Wagon Load (any delivery ranging from 100 to 4,000 gallons) +.45

3. Texas Low Emission, Ultra Low Sulfur Diesel, Dyed

- a. Transport Load (8,000 gallons or less based on volume of product) +.035
- b. Short Transport Load (less than full load, but more than a tank wagon load) +.105
- c. Tank Wagon Load (any delivery ranging from 100 to 4,000 gallons) +.75

Please include all fees and taxes in proposed differential; delivery load fees are excluded.

Delivery loading Fees must comply with the declining fee scheduled as outlined in HB 3554 and passed in the State of Texas 80 Legislative Session, Effective September 1, 2007 (Texas Water code, Sec. 26.3574), or as amended.

<https://comptroller.texas.gov/taxes/fuels/delivery-fee.php>



Section 2 – Oils and Fluids

ITEM	DESCRIPTION	QTY	UNIT	*PRICE PER UNIT	TOTAL PRICE
2A	Motor Oil - Kendall 5W20 Synthetic or equivalent	1,073	Gallon (Bulk)	\$ <u>7.26</u>	\$ <u>7,789.98</u>
2B	Motor Oil – Chevron Delo 400 CJ4 15W40 or equivalent Rotella T3 15w40	600	Gallon (Bulk)	\$ <u>8.22</u>	\$ <u>4,932.00</u>
2C	Lube, Gear 75W90 – Fuel Synthetic Shell Spirax S6 75w90	2	16 Gallon Drum	\$ <u>561.16</u>	\$ <u>1,122.32</u>
2D	Lube, Gear 80W140 – Fuel Synthetic Shell Spirax S6 80W140	3	16 Gallon Drum	\$ <u>561.16</u>	\$ <u>1,683.48</u>
2E	Fluid, Hydraulic – AW68 Shell AW Hydraulic S2 68	5	55 Gallon Drum	\$ <u>305.58</u>	\$ <u>1,527.90</u>
2F	Fluid, Hydraulic – AW46 Shell AW Hydraulic AW 46	3	55 Gallon Drum	\$ <u>312.84</u>	\$ <u>938.52</u>
2G	Fluid, Hydraulic – – John Deere J20C Shell S4 TXM	7	55 Gallon Drum	\$ <u>518.10</u>	\$ <u>3,626.70</u>
2H	Fluid, Transmission –TES 295 Approved Shell Spirax S6 ATF	3	55 Gallon Drum	\$ <u>1580.45</u>	\$ <u>4,741.35</u>
2I	Fluid, Transmission – Dexron III or equivalent Pennzoil DEX TRUE MV	2	55 Gallon Drum	\$ <u>503.10</u>	\$ <u>1,006.20</u>
2J	Fluid, Antifreeze – Shellzone Multi-Vehicle ELC or equivalent	1	55 Gallon Drum	\$ <u>399.30</u>	\$ <u>399.30</u>