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Fifth Amendment to Master Price Agreement for FIRE APPARATUS

Pricing Schedule Update

This Amendment to the Master Price Agreement is entered into this 12th day of July, 2022 by LEAGUE OF OREGON CITIES LOC ("Purchaser") and SUTPHEN CORPORATION ("Vendor") based upon the sales and/or service of Fire Apparatus.

RECITALS

WHEREAS, Purchaser and Vendor entered into a Master Price Agreement numbered PS20250 on or about May 28, 2020 and by this reference incorporated herein; and

WHEREAS, Purchaser and Vendor entered into the First Amendment to the Master Price Agreement on or about April 1, 2021 and by this reference incorporated herein; and

WHEREAS, Purchaser and Vendor entered into the Second Amendment to the Master Price Agreement on or about April 12, 2021 and by this reference incorporated herein; and

WHEREAS, Purchaser and Vendor entered into the Third Amendment to the Master Price Agreement on or about September 8, 2021 and by this reference incorporated herein; and

WHEREAS, Purchaser and Vendor entered into the Fourth Amendment to the Master Price Agreement on or about January 19, 2022 and by this reference incorporated herein; and

WHEREAS, due to continued manufacture cost increases, Vendor desires to update the MSRP pricing of the pricing schedule as permitted under the terms of the Master Price Agreement; and

WHEREAS, Vendor has provided notice, on or about July 6, 2022, to update the MSRP pricing of the pricing schedule in the Master Price Agreement; and

WHEREAS, Purchaser and Vendor desire that the Master Price Agreement shall be amended in part to reflect the pricing update.

NOW, THEREFORE, Purchaser and Vendor enter into the following:

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AMENDMENT TO MASTER PRICE AGREEMENT

1. **Pricing Schedule Update**. Attachment A to the Master Price Agreement shall be amended in part to reflect the following pricing schedule:

ATTACHMENT A

to Master Price Agreement by and between VENDOR and PURCHASER.

PRODUCTS, SERVICES, SPECIFICATIONS AND PRICES

LEAGUE OF OREGON CITIES
RFP #1905 FIRE APPARATUS
Pricing Schedule
July 7, 2022

Category Item #	Description	MSRP	Discount	RFP1905 Offered Price Rev. 07/06/22
1.A	**Aerial Ladder:** Model SL75 Mid-Mount Aerial Ladder, Sutphen Monarch Chassis, Single Axle, 4-Door Cab, Cummins L9 400hp Engine, EVS3000 Transmission, Stainless Steel Body, 1500 GPM Pump, 300 Gallon Water Tank. Delivery included.	**$ 1,040,580.22**	15%	**$ 884,493.19**
1.B	**Aerial Ladder:** Model SL100 Mid-Mount Aerial Ladder, Sutphen Monarch Chassis, Tandem Axle, 4-Door Cab, Cummins X12 455hp Engine, EVS4000 Transmission, Stainless Steel Body, 1500 GPM Pump, 300 Gallon Water Tank. Delivery included.	**$ 1,326,290.51**	15%	**$ 1,127,346.93**
1.C	**Aerial Ladder:** Model SLR75 Rear-Mount Aerial Ladder, Sutphen Monarch Chassis, Single Axle, 4-Door Cab, Cummins L9 400hp Engine, EVS3000 Transmission, Stainless Steel Body, 1500 GPM Pump, 300 Gallon Water Tank. Delivery included.	**$ 1,074,179.62**	15%	**$ 913,052.68**
1.D	**Aerial Platform:** Model SP70, Mid-Mount Aerial Platform, Sutphen Monarch Chassis, Single Axle, 4-Door Cab, Cummins L9 400hp Engine, EVS3000 Transmission, Stainless Steel Body, 1500 GPM Pump, 300 Gallon Water Tank. Delivery included.	**$ 1,142,444.84**	15%	**$ 971,078.11**
1.E	**Aerial Platform:** Model SP95 Aerial Platform, Sutphen Monarch Chassis, Tandem Axle, 4-Door Cab, Cummins X12 455hp Engine, EVS4000 Transmission, Stainless Steel Body, 1500 GPM Pump, 300 Gallon Water Tank. Delivery included.	**$ 1,473,878.58**	15%	**$ 1,252,796.79**

1.F	**Aerial Platform:** Model SP100 Aerial Platform, Sutphen Monarch Chassis, Tandem Axle, 4-Door Cab, Cummins X12 455hp Engine, EVS4000 Transmission, Stainless Steel Body, 1500 GPM Pump, 300 Gallon Water Tank. Delivery included.	**$ 1,497,855.06**	15%	**$ 1,273,176.80**
1.G	**Aerial Platform:** Model SPH100 Aerial Platform, Sutphen Monarch Chassis, Tandem Axle, 4-Door Cab, Cummins X12 455hp Engine, EVS4000 Transmission, Stainless Steel Body, 1500 GPM Pump, 300 Gallon Water Tank. Delivery included.	**$ 1,571,396.55**	15%	**$ 1,335,687.07**
1.H	**Aerial Platform:** Model SP110 Aerial Platform, Sutphen Monarch Chassis, Tandem Axle, 4-Door Cab, Cummins X12 455hp Engine, EVS4000 Transmission, Stainless Steel Body, 1500 GPM Pump, 300 Gallon Water Tank. Delivery included.	**$ 1,686,107.81**	15%	**$ 1,433,191.64**
1.I	**Aerial Ladder, Tiller:** Model SLTDA100 Mid-Mount Aerial Ladder, Tiller, Sutphen Monarch Chassis, Single Axle, 4-Door Cab, Cummins X12 455hp Engine, EVS4000 Transmission, Stainless Steel Body. Delivery included.	**$ 1,748,334.93**	15%	**$ 1,486,084.69**
1.J	**Aerial Ladder:** Model SLR108 Rear-Mount Aerial Ladder, Sutphen Monarch Chassis, Single Axle, 4-Door Cab, Cummins X12 455hp Engine, EVS4000 Transmission, Stainless Steel Body, 1500 GPM Pump, 300 Gallon Water Tank. Delivery included.	**$ 1,364,281.96**	15%	**$ 1,159,639.67**
3.A	**Commercial Pumper:** International 4400 Chassis, 2-Door Cab, L9 350hp Engine, EVS3000 Transmission, Aluminum Body, 1250 GPM Pump, 500 Gallon Water Tank. Delivery included.	**$ 384,534.88**	15%	**$ 326,854.65**
3.B	**Custom Pumper:** Program 1, Sutphen Chassis, 4-Door Cab, Cummins L9 380hp Engine, EVS3000 Transmission, Aluminum Body, 1250 GPM Pump, 500 Gallon Water Tank. Delivery included.	**$ 558,084.87**	15%	**$ 474,372.14**
3.C	**Custom Pumper:** Program 2, Sutphen Chassis, 4-Door Cab, Cummins L9 380hp Engine, EVS3000 Transmission, Aluminum Body, 1250 GPM Pump, 750 Gallon Water Tank. Delivery included.	**$ 574,986.51**	15%	**$ 488,738.53**
3.D	**Custom Pumper:** Program 2, Sutphen Chassis, 4-Door Cab, Cummins L9 380hp Engine, EVS3000 Transmission, Stainless Body, 1250 GPM Pump, 750 Gallon Water Tank. Delivery included.	**$ 600,046.87**	15%	**$ 510,039.84**
3.E	**Custom Pumper:** Fully Customized, Sutphen Chassis, 4-Door Extended Cab, Cummins X12 455hp Engine, EVS4000 Transmission, Aluminum Body, 1500 GPM Pump, 750 Gallon Water Tank. Delivery included.	**$ 713,342.81**	15%	**$ 606,341.39**
3.F	**Custom Pumper:** Sutphen Monarch Chassis, 4-Door Extended Cab, Cummins X12 455hp Engine, EVS4000 Transmission, Stainless Steel Body, 1500 GPM Pump, 750 Gallon Water Tank. Delivery included.	**$ 756,465.33**	15%	**$ 642,995.53**

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4.A	**Commerical Wetside Tanker:** International 4400 Chassis, 2-Door Cab, L9 350hp Engine, EVS3000 Transmission, Aluminum Body, 1250 GPM Pump, 1800 Gallon Water Tank. Delivery included.	**$ 431,356.00**	15%	**$ 366,652.60**
4.B	**Commerical Elliptical Tanker:** International 4400 Chassis, 2-Door Cab, L9 350hp Engine, EVS3000 Transmission, Aluminum Body, 1250 GPM Pump, 1800 Gallon Water Tank. Delivery included.	**$ 441,056.65**	15%	**$ 374,898.15**
4.C	**Custom Dryside Tanker:** Sutphen Monarch Chassis, 4-Door Cab, Cummins L9 380hp Engine, EVS3000 Transmission, Stainless Body, 1500 GPM Pump, 1500 Gallon Water Tank. Delivery included.	**$ 690,846.81**	15%	**$ 587,219.79**
5.A	**Heavy Rescue:** Sutphen Monarch Chassis, 4-Door Cab, Package 2, Cummins L9 380hp Engine, EVS3000 Transmission, 18' Aluminum Walk-Around Body. Delivery options available.	**$ 646,540.39**	15%	**$ 549,559.33**

2. **Full Force and Effect**. In each and every other respect, the terms of the Master Price Agreement, as amended, entered into between the parties on or about May 28, 2020 shall remain in full force and effect during the term of the agreement and the parties hereto hereby ratify said Master Price Agreement in its entirety, as if fully set out herein, along with the modifications identified herein.

IN WITNESS WHEREOF, the parties have hereto signed this Amendment on the day and year first above written.

LEAGUE OF OREGON CITIES

DocuSigned by:
Patty Mulvihull
A49AFD929F7246E...

Date July 21, 2022 | 1:29 PM PDT

BY: Patty Mulvihull
ITS: Interim Executive Director

SUTPHEN CORPORATION

DocuSigned by:
Drew Sutphen
3871A54D770440A...

Date July 19, 2022 | 1:50 PM PDT

BY: Drew Sutphen
ITS: President

DocuSign

Certificate Of Completion

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Drew Sutphen drew@sutphencorp.com President Security Level: Email, Account Authentication (None)	DocuSigned by: 3871A54D770440A... Signature Adoption: Drawn on Device Using IP Address: 70.61.26.138	Sent: 7/18/2022 1:49:02 PM Viewed: 7/18/2022 2:42:19 PM Signed: 7/19/2022 1:50:15 PM

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Patty Mulvihull pmulvihill@orcities.org Interim Executive Director Security Level: Email, Account Authentication (None)	DocuSigned by: A49AFD929F7246E... Signature Adoption: Pre-selected Style Using IP Address: 174.204.215.143	Sent: 7/21/2022 10:24:58 AM Viewed: 7/21/2022 1:29:22 PM Signed: 7/21/2022 1:29:35 PM

Electronic Record and Signature Disclosure:
Accepted: 7/21/2022 1:29:22 PM
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In Person Signer Events	Signature	Timestamp

Editor Delivery Events	Status	Timestamp

Agent Delivery Events	Status	Timestamp

Intermediary Delivery Events	Status	Timestamp

Certified Delivery Events	Status	Timestamp
Marshall Stiles marshall.stiles@mynpp.com Contract Administrator NPP & NPPGov Security Level: Email, Account Authentication (None)	VIEWED Using IP Address: 67.161.97.19	Sent: 7/19/2022 1:50:16 PM Viewed: 7/21/2022 10:24:58 AM

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Carbon Copy Events	Status	Timestamp
Donna Newell donna.newell@sutphencorp.com Security Level: Email, Account Authentication (None) **Electronic Record and Signature Disclosure:** Accepted: 7/18/2022 8:45:38 AM ID: 714dde55-d5f5-46d0-bd68-6e9b7c4f8ff6	COPIED	Sent: 7/12/2022 4:07:06 PM Resent: 7/18/2022 1:49:01 PM Viewed: 7/20/2022 9:14:12 AM

Witness Events	Signature	Timestamp

Notary Events	Signature	Timestamp

Envelope Summary Events	Status	Timestamps
Envelope Sent	Hashed/Encrypted	7/12/2022 4:07:06 PM
Certified Delivered	Security Checked	7/21/2022 1:29:22 PM
Signing Complete	Security Checked	7/21/2022 1:29:35 PM
Completed	Security Checked	7/21/2022 1:29:35 PM

Payment Events	Status	Timestamps

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