

Dane County Contract Addendum Cover Sheet

Res 413 significant

Revised 06/2021

Contract # Admin will assign	14788A
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Dept./Division	Waste & Renewables	Vendor Name	BIOFerm
Brief Addendum Title/Description	Spare Parts, Consumables, and Equipment	Vendor MUNIS #	18034
		Addendum Term	April 2024 through December 31, 2026
		Amount (\$)	\$ 225,000.00

Department Contact Information		Vendor Contact Information	
Contact	Lindsey Carlson	Contact	Kelley Cook
Phone #	608-405-2036	Phone #	(608) 577-3656
Email	carlson.lindsey@countyofdane.com	Email	CookK@BIOFermEPC.com
Purchasing Officer	Pete Patten		

Purchase Order – Maintenance or New PO					
<input type="checkbox"/>	PO Maintenance Needed PO#	Org:	Obj:	Proj:	
		Org:	Obj:	Proj:	
<input checked="" type="checkbox"/>	No PO Maintenance Needed – this addendum does not change the dollar amount of the contract.				
<input type="checkbox"/>	New PO / Req. Submitted Req#	Org:	Obj:	Proj:	
		Org:	Obj:	Proj:	

Budget Amendment	
<input type="checkbox"/>	A Budget Amendment has been requested via a Funds Transfer or Resolution. Upon addendum approval and budget amendment completion, the department shall update the requisition in MUNIS accordingly.

Total Contracted Amount – List the Original contract info, then subsequent addenda including this new addendum					
<p>A resolution is required when the total contracted amount first exceeds \$100,000.</p> <p>Additional resolutions are then required whenever the sum(s) of any additional addenda exceed(s) \$100,000</p>	Addendum #	Term	Amount	Resolution	
	Original	2022-2026	\$ 416,770.00	<input type="checkbox"/> None	Res# 2022-925
	A	1/1/24-12/31/26	\$ 225,000.00	<input type="checkbox"/> None	Res# 2023-413
				<input type="checkbox"/> None	Res#
				<input type="checkbox"/> None	Res#
				<input type="checkbox"/> None	Res#
				<input type="checkbox"/> None	Res#
Total Contracted Amount			\$ 641,770.00		

Contract Language Pre-Approval – prior to internal routing, this contract has been reviewed/approved by:		
<input type="checkbox"/> Corporation Counsel:	<input type="checkbox"/> Risk Management:	<input checked="" type="checkbox"/> No Pre-Approval

APPROVAL	
Dept. Head / Authorized Designee	
Wienkes, Roxanne	Digitally signed by Wienkes, Roxanne Date: 2024.04.26 10:28:48 -05'00'

APPROVAL – Contracts Exceeding \$100,000	
Director of Administration	Corporation Counsel
	

APPROVAL – Internal Contract Review – Routed Electronically – Approvals Will Be Attached			
DOA:	Date In: 4/26/24	Date Out: _____	<input checked="" type="checkbox"/> Controller, Purchasing, Corp Counsel, Risk Management

Goldade, Michelle

From: Goldade, Michelle
Sent: Friday, April 26, 2024 1:44 PM
To: Hicklin, Charles; Patten (Purchasing), Peter; Gault, David; Cotillier, Joshua
Cc: Stavn, Stephanie; Oby, Joe
Subject: Contract #14788A
Attachments: 14788A.pdf

Tracking:	Recipient	Read	Response
	Hicklin, Charles	Read: 4/26/2024 3:14 PM	Approve: 4/26/2024 3:15 PM
	Patten (Purchasing), Peter		Approve: 4/26/2024 2:58 PM
	Gault, David	Read: 4/26/2024 2:09 PM	Approve: 4/26/2024 2:10 PM
	Cotillier, Joshua		Approve: 4/26/2024 2:23 PM
	Stavn, Stephanie		
	Oby, Joe		

Please review the contract and indicate using the vote button above if you approve or disapprove of this contract.

Contract #14788A

Department: Waste & Renewables

Vendor: BioFerm Energy Systems

Contract Description: Addendum for Purchase of Parts, Consumables & Equipment on an as-needed basis for the RNG Plant (Res 413)

Contract Term: 1/1/24 - 12/31/26

Contract Amount: \$225,000.00

Michelle Goldade

Administrative Manager

Dane County Department of Administration

Room 425, City-County Building

210 Martin Luther King, Jr. Boulevard

Madison, WI 53703

PH: 608/266-4941

Fax: 608/266-4425

TDD: Call WI Relay 711

Please Note: I currently have a modified work schedule...I am in the office Mondays and Wednesdays and working remotely Tuesdays, Thursdays and Fridays.

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2023 RES-413

CONTRACT ADDENDUM #1 TO THE CONTRACT FOR PURCHASE OF PARTS,
CONSUMABLES, AND EQUIPMENT ON AN AS-NEEDED BASIS FROM BIOFERM
ENERGY SYSTEMS, LLC

The Department of Waste and Renewables awarded Contract #14788 to BIOFerm Energy Systems, LLC on December 1, 2022, in the amount of \$416,770.00 for providing supply of parts, consumables, and equipment.

Dane County Department of Waste and Renewables has determined that an increase to PO #20241099 will not be necessary in the first half of 2024 but will be needed before the contract term is complete. PO Maintenance will be completed as necessary up to \$225,000.00.

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized to sign the Addendum #1 Agreement; and

BE IT FINALLY RESOLVED that the Department of Waste and Renewables be directed to ensure complete performance of the Addendum #1 Agreement.



DANE COUNTY CONTRACT

ADDENDUM # 14788A

Revised 01/2022

THIS ADDENDUM, made and entered into effective as of the date by which both parties hereto have executed this document, by and between the County of Dane (hereinafter referred to as "County") and BIOFerm Energy Systems, LLC (hereinafter, "Provider").

WITNESSETH:

WHEREAS Provider and County, by a separate document (hereinafter, the "Master Agreement"), Dane County Contract # 14788, have previously entered into a contractual relationship pursuant to which parts, consumables and equipment are provided on an as needed basis, and

WHEREAS County and Provider wish to amend the Master Agreement in order to extend the contract amount by \$225,000.

NOW, THEREFORE, in consideration of the above premises and the mutual covenants of the parties hereinafter set forth, the receipt and sufficiency of which is hereby acknowledged by each party for itself, the parties do agree as follows:

1. The Master Agreement shall remain in full force and effect unchanged in any manner by this addendum except as changes are expressly set forth herein. This addendum shall control only to the extent of any conflict between the terms of the Master Agreement and this addendum.
2. The Master Agreement, and any amendment or addendum to it, may be executed and transmitted to any other party by legible facsimile reproduction or by scanned legible electronic PDF copy, and utilized in all respects as, an original, wet-inked manually executed document. Further, the Master Agreement and any amendment or addendum thereto, may be stored and reproduced by each party electronically, photographically, by photocopy or other similar process, and each party may at its option destroy any original document so reproduced. All parties hereto stipulate that any such legible reproduction shall be admissible in evidence as the original itself in any judicial, arbitration or administrative proceeding whether or not the original is in existence and whether or not such reproduction was made by each party in the regular course of business. This term does not apply to the service of notices under the Master Agreement, or any subsequent amendment or addendum.
3. The contract amount is increased by an additional \$225,000 in order to provide parts, consumables, and equipment, on an as needed basis.

IN WITNESS WHEREOF, the parties, by their respective authorized representatives, have set their hands and seals as of the dates set forth below.

FOR PROVIDER:



Nadeem Afghan
President

3/27/2024

Date

* * *

FOR COUNTY:

Joseph T. Parisi
Dane County Executive

Date

Scott McDonell
Dane County Clerk

Date