

STATE OF NORTH CAROLINA  
COUNTY OF MECKLENBURG

THIRD AMENDMENT TO THE AGREEMENT TO PROVIDE  
FIREFIGHTING TURNOUT GEAR

THIS THIRD AMENDMENT TO THE AGREEMENT TO PROVIDE FIREFIGHTING TURNOUT GEAR (FIREDEX) (this "Third Amendment") is made and entered into this 8 of April 2024, by and between Municipal Emergency Services, a North Carolina corporation doing business in North Carolina (the "Company"), and the City of Charlotte, a North Carolina municipal corporation (the "City").

**Statement of Background and Intent**

- A. The City of Charlotte and the Company entered into an Agreement for Firefighting Turnout Gear dated June 19, 2020 (the "Contract") pursuant to which the Company agreed to provide Firefighting Turnout Gear for the City of Charlotte.
- B. The parties amended the Contract on June 19, 2022, to extend the Term of the Contract by the first of three (3) one-year renewal terms and to incorporate certain other changes.
- C. The parties amended the Contract to extend the Term of the Contract by the Second of three (3) one-year renewal terms, make adjustments to unit pricing, and incorporate certain other changes.
- D. The parties now desire to amend the Contract to extend the Term of the Contract by the Third of three (3) one-year renewal terms, make adjustments to unit pricing, and incorporate certain other changes.

NOW, THEREFORE, in consideration of the mutual covenants and agreements contained herein, the parties hereby agree to the following:

**AGREEMENT**

1. The terms of the Contract are restated by and incorporated into this Third Amendment by reference.
2. Defined terms used in this Third Amendment shall have the same meaning as are assigned to such terms in the Contract.
3. This Third Amendment extends the Term of the Contract by the Third of three (3) one-year renewal terms to expire on June 18, 2025.
4. This Third Amendment incorporates a unit price increase shown in Exhibit A-1 - Price Sheet due to an escalation in material costs.
5. Except to the extent specifically provided above, this amendment shall not be interpreted or construed as waiving any rights, obligations, remedies, or claims the parties may otherwise have under the Contract.
6. In all other respects and except as modified herein, the terms of the Contract shall remain in force and effect.

*[Signature Page Follows]*

Contract#: 2020001094  
Amendment#:3  
Vendor#:77453

IN WITNESS WHEREOF, and in acknowledgment that the parties hereto have read and understood each and every provision hereof, the parties have caused this Third Amendment to be executed as of the date first written above.

**MUNICIPAL EMERGENCY SERVICES:**

BY: John Walker  
John Walker (Mar 20, 2024 14:15 EDT)  
*(Signature)*

PRINT NAME: John Walker

TITLE: CFO

DATE: Mar 20, 2024

**CITY OF CHARLOTTE:  
CITY MANAGER'S OFFICE**

BY: \_\_\_\_\_  
*(Signature)*

PRINT NAME: See Attachment Below

TITLE: \_\_\_\_\_

DATE: \_\_\_\_\_



**Digital Contract Routing Form  
Non-Encumbered**

Date Submitted: April 08, 2024

Submitted by: Angelica Witherell

Submitter email: angelica.witherell@charlottenc.gov

Contract #: 2020001094

Amendment #: 3

Contract Name: CCPA - Firefighting Turnout Gear (FireDex)

Vendor Legal Name: Municipal Emergency Services

Vendor #: 77453

**REQUIRED ATTACHMENT(S):**

Use the Paperclip icon to attach a full Contract Document Routing Packet for review by the authorized City individual with signature authority. The Routing Packet **MUST** include all required components per the direction provided at:

The following signatures, once completed, shall be incorporated by reference into the contractual document identified above.

**City of Charlotte**

eSigned via SeamlessDocx.com  
*Liz Babson*  
Key: f6822b82106208b08604836a6d96b8

Contract#: 2020001094

Amendment#:3

Vendor#:77453

EXHIBIT A-1									
PRICE SHEET									
Municipal Emergency Services Inc.									
Item #	Item	Brand Name	Style Number	UOM	Bid Unit Price	Amendment #1 Unit Price	Amendment #2 Unit Price	Amendment #3 Unit Price	% Increase
1	PBI Max 7 oz. Turnout Coat	FireDex		Ec.	\$ 1,120.00	\$ 1,232.00	\$ 1,355.20	\$ 1,510.00	10.25%
2	PBI Max 7 oz. Turnout Pants	FireDex		Ec.	\$ 865.00	\$ 951.50	\$ 1,046.65	\$ 1,161.00	9.80%
3	Tecgen 71 Turnout Coats	FireDex		Ec.	\$ 1,120.00	\$ 1,232.00	\$ 1,355.20	\$ 1,515.00	10.50%
4	Tecgen 71 Turnout Pants	FireDex		Ec.	\$ 865.00	\$ 951.50	\$ 1,046.65	\$ 1,155.00	9.40%
5	Tecgen 51 Technical Rescue Coat	FireDex		Ec.	\$ 309.00	\$ 309.00	\$ 339.90	\$ 360.00	5.50%
6	Tecgen 51 Technical Rescue Pants	FireDex		Ec.	\$ 309.00	\$ 309.00	\$ 339.90	\$ 360.00	5.50%
7	Particulate Barrier Hood	FireDex		Ec.	\$ 89.00	\$ 89.00	\$ 97.90	\$ 107.00	8.50%
1	Guard Jacket Component	FireDex Coat Particulate Barrier		Ec.	\$ 40.00	\$ 40.00	\$ 40.00	\$ 40.00	0%
2	Guard Pant Fly Component	FireDex Pant Particulate Barrier		Ec.	\$ 48.00	\$ 48.00	\$ 48.00	\$ 48.00	0%







# 2020001094-3 Turn Out FINAL

Final Audit Report

2024-03-20

Created:	2024-03-20
By:	Chanda Riddick-Yamoah (criddick@mesfire.com)
Status:	Signed
Transaction ID:	CBJCHBCAABAAIPT2aGJaQV6cKWJL6LorC7KOW1AJh-yz

## "2020001094-3 Turn Out FINAL" History

-  Document created by Chanda Riddick-Yamoah (criddick@mesfire.com)  
2024-03-20 - 6:12:47 PM GMT
-  Document emailed to jwalker@mesfire.com for signature  
2024-03-20 - 6:13:22 PM GMT
-  Email viewed by jwalker@mesfire.com  
2024-03-20 - 6:15:23 PM GMT
-  Signer jwalker@mesfire.com entered name at signing as John Walker  
2024-03-20 - 6:15:39 PM GMT
-  Document e-signed by John Walker (jwalker@mesfire.com)  
Signature Date: 2024-03-20 - 6:15:41 PM GMT - Time Source: server
-  Agreement completed.  
2024-03-20 - 6:15:41 PM GMT



# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

12/29/2024

3/20/2024

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Lockton Companies 76 Batterson Park Road Farmington CT 06032 860-678-4000	CONTACT NAME:	
	PHONE (A/C. No. Ext):	FAX (A/C. No):
	E-MAIL ADDRESS:	
INSURER(S) AFFORDING COVERAGE		NAIC #
INSURER A : Great Northern Insurance Company		20303
INSURED 1372711 Municipal Emergency Services, Inc. P.O. Box 656 Southbury CT 06488	INSURER B : --- SEE ATTACHMENT ---	
	INSURER C : Chubb Indemnity Insurance Company	
	INSURER D : Federal Insurance Company	
	INSURER E : Lloyds Syndicates 2623/623	
	INSURER F :	

**COVERAGES**

CERTIFICATE NUMBER: 12660758

REVISION NUMBER: XXXXXXXX

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR  GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input checked="" type="checkbox"/> LOC <input type="checkbox"/> OTHER:	Y	Y	3606-94-94	12/29/2023	12/29/2024	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 \$
D	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY	N	N	7362-62-23	12/29/2023	12/29/2024	COMBINED SINGLE LIMIT (Ea accident) \$ 2,000,000 BODILY INJURY (Per person) \$ XXXXXXXX BODILY INJURY (Per accident) \$ XXXXXXXX PROPERTY DAMAGE (Per accident) \$ XXXXXXXX \$ XXXXXXXX
B	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> DED <input checked="" type="checkbox"/> RETENTION \$ 10,000	N	N	See Attached	12/29/2023	12/29/2024	EACH OCCURRENCE \$ 25,000,000 AGGREGATE \$ 25,000,000 \$ XXXXXXXX
C	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N <input checked="" type="checkbox"/> N	N/A	7175-51-73	12/29/2023	12/29/2024	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
E	Cyber	N	N	W311DE230301	12/29/2023	12/29/2024	Pol. Agg.: \$2.5MM Ret: \$50,000

**DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)**

THIS CERTIFICATE SUPERSEDES ALL PREVIOUSLY ISSUED CERTIFICATES FOR THIS HOLDER, APPLICABLE TO THE CARRIERS LISTED AND THE POLICY TERM(S) REFERENCED.

Workers compensation coverage does not apply under this certificate of insurance in the following monopolistic states: ND, OH, WA and WY. Contract #2020001094-3 - CCPA Firefighting Turnout Gear. City of Charlotte is listed as Additional Insured on a primary and non-contributory basis on the General Liability as required by written contract. Waiver of Subrogation applies on the General Liability and Workers Comp policies.

**CERTIFICATE HOLDER****CANCELLATION** See Attachments

12660758  
City of Charlotte  
600 East 4th Street  
Charlotte NC 28202

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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**Client Name: Municipal Emergency Services, Inc.****Excess Liability Tower**

Policy	Carrier	Policy Term	Policy #	Coverage	Limits
Lead Umbrella 5x1	Markel Insurance Company	12/29/2023– 12/29/2024	MKLM6MM70000843	Each Occurrence General Aggregate	\$5,000,000 \$5,000,000
Excess Liability 1 5x5	Endurance American Specialty Inn Co	12/29/2023 – 12/29/2024	ELD30014673102	Each Occurrence General Aggregate	\$5,000,000 \$5,000,000
Excess Liability 2 5x10	Westfield Specialty Insurance Company	12/29/2023 – 12/29/2024	XSL-285713H-01	Each Occurrence General Aggregate	\$5,000,000 \$5,000,000
Excess Liability 3 10x15	Federal Insurance Company	12/29/2023– 12/29/2024	7819-54-60	Each Occurrence General Aggregate	\$10,000,000 \$10,000,000



City of Charlotte  
600 East 4th Street  
CharlotteNC28202

Dear **Municipal Emergency Services, Inc.** certificate holder:

In an effort to meet demand for instant electronic delivery of certificates, Lockton Companies now provides paperless delivery of Certificates of Insurance. Thank you for your patience and willingness to help us lessen our environmental footprint.

To fulfill your certificate delivery, we need your email address. Please contact us via one of the methods below with your Holder ID number, email address, and phone number in the event we have any questions.

**Your Holder ID number is 12660758.**

Email: [meslawmencertrequests@lockton.com](mailto:meslawmencertrequests@lockton.com)

If this certificate is no longer needed or valid, please notify us.

Thank you,

Lockton Companies