

FOURTH AMENDMENT TO CONTRACT
(provision of retail and wholesale water service to Reading)

THIS FOURTH AMENDMENT to CONTRACT ("**Fourth Amendment**") is made and entered into effective on the Effective Date (as defined on the signature page hereof) by and between the CITY OF CINCINNATI, OHIO, an Ohio municipal corporation ("**Cincinnati**"), on behalf of its Greater Cincinnati Water Works located at 4747 Spring Grove Avenue, Cincinnati, Ohio 45232, and the CITY OF READING, an Ohio municipal corporation ("**Reading**") located at 1000 Market St. Cincinnati, Ohio 45215.

RECITALS

- A. Cincinnati and Reading are parties to a certain *Contract* dated August 26, 1993 as amended by a *First Amendment to Contract* dated December 30, 1993, and a *Second Amendment to Contract* dated May 13, 1996, and a *Third Amendment to Contract* dated December 21, 2017 (as amended, the "**Contract**") for Cincinnati to provide retail and wholesale water service to Reading.
- B. The *Contract* is currently set to expire on December 31, 2020.
- C. Cincinnati and Reading desire to extend the term of the *Contract* for an additional year until December 31, 2021. The parties intend to negotiate the terms of a new *Contract* during the additional year.
- D. Execution of this Fourth Amendment was authorized by Cincinnati City Council Ordinance No. _____-2020, passed on _____, 2020 and by Reading Village Council by Ordinance No _____-2020, passed on _____, 2020.

NOW, THEREFORE, the parties agree to amend the *Contract* as follows:

1. **Term.** The term of the *Contract* is hereby extended for an additional year expiring December 31, 2021.
2. **Ratification.** All terms of the *Contract* not amended hereby or not inconsistent herewith shall remain in full force and effect and by this reference are incorporated herein as if fully rewritten herein, and the *Contract*, as amended hereby, is hereby ratified by the parties. This Fourth Amendment may be executed electronically, and the parties shall have the right to transmit signature pages to each other electronically in lieu of exchanging original pages.

Executed by the parties on the dates indicated below their respective signatures, effective as of the later of such dates (the “**Effective Date**”).

CITY OF READING

By: _____
Patrick G. Ross, Safety Service Director

Date: _____, 2020

APPROVED AS TO FORM BY:

David Stevenson, Law Director

[CINCINNATI SIGNATURE PAGE FOLLOWS]

CITY OF CINCINNATI

By: _____
Paula Boggs Muething, City Manager

Date: _____, 2020

RECOMMENDED BY GREATER CINCINNATI
WATER WORKS:

Cathy B. Bailey, Director

APPROVED AS TO FORM BY:

Assistant City Solicitor

APPROVED BY CITY PURCHASING:

Bobbi Hageman, Chief Procurement Officer

APPROVED BY DEPARTMENT OF ECONOMIC INCLUSION:

Jennifer Mackenzie, Interim Director

CERTIFICATION OF FUNDS:

Date: _____
Funding: _____
Amount: _____

Karen Alder, Finance Director