

**AMENDMENT NO. 2 TO FORM OF CONTRACT**

Contractor: **EOLA Power, LLC**

Contract No. **19ITB118788C-GS, Uninterrupted Power Supply (UPS) System Maintenance Services**

Address: **66 W Flager Street, Suite 1214**  
City, State **Miami, FL 33130**

Telephone: **(305) 407-5232**

E-mail: [marias@eolapower.com](mailto:marias@eolapower.com)

Contact: **Mateo Arias**  
**National Sales Director**

**W I T N E S S E T H**

WHEREAS, Fulton County (“County”) entered into a Contract with **EOLA Power, LLC**, to provide on-site Uninterrupted Power Supply System Maintenance Services, dated 1<sup>st</sup> day of January 2020, on behalf of the **Department of Real Estate and Asset Management**; and

WHEREAS, the purpose of this amendment is for the approving of increasing spending authority to cover the cost for the replacement and installation of new a new battery and capacitor in the uninterrupted power supply (UPS) unit in the Fulton County Justice Center Tower located at 185 Central Avenue S.W., Atlanta, GA 30303; and

WHEREAS, the Contractor has performed satisfactorily over the period of the contract; and

WHEREAS, this amendment was approved by the Fulton County Board of Commissioners on **April 13, 2022, BOC Items #22-** .

**NOW, THEREFORE**, the County and the Contractor agree as follows:

This Amendment No. 2 to Form of Contract is effective as of the 13<sup>th</sup> day of April, 2022, between the County and **EOLA Power, LLC**, who agree that all Services specified will be performed in accordance with this Amendment No. 2 to Form of Contract and the Contract Documents.

1. **SCOPE OF WORK TO BE PERFORMED:** To cover the cost for replacement and installation new of a battery and capacitor and fan in the uninterrupted power supply (UPS) unit and provide labor, tools, equipment and appurtenance to complete the

work in the Fulton County Justice Center Tower located at 185 Central Avenue, S.W., Atlanta, GA 30303.

Capital Replacement Project Cost:

	<b>Project Description</b>	<b>Project Cost</b>
1	Removal and installation of Battery, CSB HRL12540WFR UPS High-Rate Battery (Qty. 160 @ \$248.50) for <b>\$39,760.00</b> , and battery installation services per EPA Regulation for the removal and disposal of 160 batteries for <b>\$2,800.00</b> . To include one-time freight cost for <b>\$2,000.00</b> .	\$44,560.00
2	Removal and installation of Capacitor and Fan Kit for Mitsubishi UP9833A 750kVA UPS. This includes parts and labor	\$63,663.00
3	<b>Increase Authority Needed</b>	<b>\$108,223.00</b>

2. **COMPENSATION:** The services described under Scope of Work herein shall be performed by Contractor for a total amount not to exceed **\$108,223.00** (One Hundred and Eight Thousand Two Hundred and Twenty-Three Dollars and Zero Cents).
3. **LIABILITY OF COUNTY:** This Amendment No. 2 to Form of Contract shall not become binding on the County and the County shall incur no liability upon same until such agreement has been executed by the Chair to the Commission, attested to by the Clerk to the Commission and delivered to Contractor.
4. **EFFECT OF AMENDMENT NO. 2 TO FORM OF CONTRACT:** Except as modified by this Amendment No. 2 to Form of Contract, the Contract, and all Contract Documents, remain in full force and effect.

**[INTENTIONALLY LEFT BLANK]**

**IN WITNESS THEREOF**, the Parties hereto have caused this Contract to be executed by their duly authorized representatives as attested and witnessed and their corporate seals to be hereunto affixed as of the day and year date first above written.

OWNER:

**FULTON COUNTY, GEORGIA**

CONSULTANT:

**EOLA POWER, LLC**

\_\_\_\_\_  
Robert L. Pitts, Chairman  
Fulton County Board of Commissioners

ATTEST:

\_\_\_\_\_  
Mateo Arias,  
National Sales Director

ATTEST:

\_\_\_\_\_  
Tonya R. Grier  
Clerk to the Commission

(Affix County Seal)

APPROVED AS TO FORM:

\_\_\_\_\_  
Secretary/  
Assistant Secretary

(Affix Corporate Seal)

ATTEST:

\_\_\_\_\_  
Office of the County Attorney

APPROVED AS TO CONTENT:

\_\_\_\_\_  
Notary Public

County: \_\_\_\_\_

\_\_\_\_\_  
Joseph N. Davis, Director,  
Department of Real Estate and Asset  
Management

Commission Expires: \_\_\_\_\_

(Affix Notary Seal)

ITEM#: _____ RCS: _____ <b>RECESS MEETING</b>	ITEM#: _____ RM: _____ <b>REGULAR MEETING</b>
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