



City Clerk Document No. _____

City Council Meeting Date: August 26, 2021

**AMENDMENT TO CITY OF CHANDLER AGREEMENT
CONCRETE REPAIR MAINTENANCE
CITY OF CHANDLER AGREEMENT NO. PW0-745-4122**

THIS AMENDMENT NO. 2 (Amendment No. 2) is made and entered into by and between the City of Chandler, an Arizona municipal corporation (City), and The Fishel Construction Company, (Contractor), (City and Contractor may individually be referred to as Party and collectively referred to as Parties) and made _____, 2021 (Effective Date).

RECITALS

WHEREAS, City Council approved the award of multiple Agreements for concrete repair maintenance services (Agreement); and

WHEREAS, the term of the Agreement was January 1, 2020, through December 31, 2020, with the option of up to four one-year extensions; and

WHEREAS, the term of the Agreement was extended January 1, 2021, through December 31, 2021 and

WHEREAS, the Parties wish to add funds to the current term of the Agreement.

AGREEMENT

NOW THEREFORE, the Parties agree as follows:

1. The recitals are accurate and are incorporated and made a part of the Agreement by this reference.
2. Section 4, Price is amended to add the following language to the existing section: The City will pay the Contractor the per unit cost set forth in Exhibit B of the original Agreement, which is incorporated into and made a part of this Amendment No. 2 by this reference. Total payments made to the Contractor during the term of this Amendment No. 2 will not exceed \$800,000.

3. All other terms and conditions of the Agreement remain unchanged and in full force and effect. If a conflict or ambiguity arises between this Amendment No. 2 and the Agreement, the terms and conditions in this Amendment No. 2 prevail and control.

IN WITNESS WHEREOF, the Parties have entered into this Amendment on the Effective Date.

FOR THE CITY

By: _____

Its: Mayor

FOR THE CONTRACTOR

By: Michael Sanders

Civil Ops Manager

Its: _____

APPROVED AS TO FORM:

By: _____

City Attorney

bm

ATTEST:

By: _____

City Clerk