



City Clerk Document No. \_\_\_\_\_

City Council Meeting Date: July 20, 2023

**AMENDMENT TO CITY OF CHANDLER AGREEMENT  
STREET MAINTENANCE AND REPAIR SERVICES  
CITY OF CHANDLER AGREEMENT NO. PW0-745-4123**

THIS AMENDMENT NO. 5 (Amendment No. 5) is made and entered into by and between the City of Chandler, an Arizona municipal corporation (City), and M.R. Tanner Development & Construction, Inc, (Contractor), (City and Contractor may individually be referred to as Party and collectively referred to as Parties) and made \_\_\_\_\_, 2023 (Effective Date).

**RECITALS**

WHEREAS, the Parties entered into an agreement for street maintenance and repair 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 Parties wish to add additional 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 IV is amended to increase the annual spending limit by \$865,950, for a revised not to exceed amount of \$2,420,950, for the term ending December 31, 2023, per pricing set forth in Exhibit B of Amendment No. 1, which is incorporated into and made a part of this Amendment No. 5 by this reference.

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. 5 and the Agreement, the terms and conditions in this Amendment No. 5 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: Alan Evans

President  
Its: \_\_\_\_\_

**APPROVED AS TO FORM:**

By: \_\_\_\_\_  
City Attorney *JMB*

**ATTEST:**

By: \_\_\_\_\_  
City Clerk