



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

City Council Meeting Date: August 17, 2023

**AMENDMENT TO CITY OF CHANDLER AGREEMENT  
WATER AND WASTEWATER EQUIPMENT MAINTENANCE AND REPAIR SERVICES  
CITY OF CHANDLER AGREEMENT NO. PW2-936-4357**

THIS AMENDMENT NO. 1 (Amendment No. 1) is made and entered into by and between the City of Chandler, an Arizona municipal corporation (City), and KP Ventures Well Drilling & Pump Co., LLC, (Contractor), (City and Contractor may individually be referred to as Party and collectively referred to as Parties) and made \_\_\_\_\_, 2023.

**RECITALS**

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

WHEREAS, the term of the Agreement was September 1, 2021, through August 31, 2023, with the option of up to two additional two-year extensions; and

WHEREAS, the City wishes to extend the term of the multiple Agreements for water and wastewater equipment maintenance and repair services in an amount not to exceed \$12,570,000 for the extension term; and

WHEREAS, the Parties wish to exercise the first option through this Amendment No. 1 to extend the Agreement for two years.

**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 III, Period of Service is amended to read as follows: The term of the Agreement is extended for a two-year period September 1, 2023, through August 31, 2025.

3. Section IV, Payment of Compensation and Fees is amended to read as follows: 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. 1 by this reference. Total payments made to the Contractor during the term of this Amendment No. 1 will not exceed \$12,570,000.
4. 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. 1 and the Agreement, the terms and conditions in this Amendment No. 1 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: Tyler Johnson

COO  
Its: \_\_\_\_\_

**APPROVED AS TO FORM:**

By: \_\_\_\_\_

City Attorney

*TJB*

**ATTEST:**

By: \_\_\_\_\_

City Clerk