



City Clerk Document No. _____

City Council Meeting Date: October 19, 2023

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

THIS AMENDMENT NO. 6 (Amendment No. 6) 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 exercise the fourth option through this Amendment to extend the Agreement for one year.

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 is amended to read as follows: The Agreement is extended for a one-year period January 1, 2024, through December 31, 2024.
3. Section IV 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. 6 by this reference. Total payments made to the Contractor during the term of this Amendment No. 6 will not exceed \$1,720,497.33.

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. 6 and the Agreement, the terms and conditions in this Amendment No. 6 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