



AMENDMENT THREE

Lone Tree Overpass Project Design-Build Contract

Construction Services Phase – GMP 3

Project No. 03-19004
Contract No. 2021-23

This Third Amendment (“Amendment”) to the fully executed Design-Build Services Contract No. 2021-23 dated 2/26/2021 (the “Agreement”) for the City of Flagstaff Lone Tree Overpass Project (the “Project”) is made and entered into this ____ day of _____, 2023, by and between the City of Flagstaff, an Arizona municipal corporation with offices at 211 West Aspen Avenue, Flagstaff, Arizona 86001, and Ames Construction, an Arizona corporation with offices at 8333 East Hartford Drive, Scottsdale, Arizona 85255.

The parties to the Agreement for City of Flagstaff Lone Tree Overpass Project, the City of Flagstaff and Ames Construction, hereby agree to the following amendment; all other provisions of the Agreement shall remain unchanged in full force and effect. New text is underlined.

ARTICLE 5 – CONTRACT PRICE

5.3 – GMP

Design-Builder’s Amendment #3, GMP 1 for the construction phase services portion of (Construction) work of the Project shall be **one million, five hundred eighty-three thousand, eight hundred twenty-six dollars and twenty cents (\$1,583,826.20)**. The GMP shall be for the complete performance of work in accordance with the Contract Documents and exhibits listed below, which are part of this Amendment, and which shall be incorporated into the Agreement by this Second Amendment as if fully set forth therein.

EXHIBIT A – Ames GMP 1 Summary Sheet, dated 1/30/2023, 4 pages.

EXHIBIT B – TranSystems proposal for construction shoring design, dated 12/6/2022, 3 pages.

EXHIBIT C – Demolition cost summary sheet, 1 page.

The total Contract Price under the Agreement, as amended by this Amendment, shall be **ten million, eight hundred and fifty-eight thousand, seven hundred and ninety dollars and seventy-nine cents (\$10,858,790.79)**.

IN WITNESS WHEREOF, the parties have caused this Amendment to be executed by their duly authorized representatives as of the date first written above. This Amendment will be in full force and effect only when it has been approved and executed by the duly authorized City officials.

(Please sign in blue ink. Submit original signatures – photocopies not accepted)

City of Flagstaff

Ames Construction

By: _____
Greg Clifton, City Manager

By: _____

Title: _____

Dated: _____

Dated: _____

Attest:

City Clerk

Approved as to form:

City Attorney