



FIRST AMENDMENT

Street Maintenance Program 2024, 2025 & 2026 Construction Manager at Risk

Construction Phase Services Agreement GMP 1 – Phase 2 Chip Seal

Project No. PW24-0001
Agreement No. 2024-65

This First Amendment (“First Amendment”) to the fully executed Construction Phase Services Phase 1 - Agreement No. 2024-65 dated July 14, 2023 (the “Agreement”) for the City of Flagstaff Street Maintenance Program 2024, 2025 & 2026 (the “Projects”) is made and entered into this ____ day of _____, 2024, by and between the City of Flagstaff, an Arizona municipal corporation (“City”), and C and E Paving & Grading, L.L.C., an Arizona Limited Liability Company (“Construction Manager at Risk” or “CMAR”).

The Parties to the Agreement, hereby agree to the following First Amendment:

- A. Pursuant to Article 5 – Contract Price, Section 5.2, Exhibit B – is amended to include GMP 1 – Phase 2 – Chip Seal, dated July 12, 2024, 13 pages (attached hereto).
- B. CMAR’s GMP 1 – Phase 2 is for the chip seal at various locations in the Project and shall total **three hundred ninety-eight thousand, two hundred seventy-nine dollars and forty cents (\$398,279.40)**.
- C. The total Contract Price for the complete performance of work under the Agreement, as amended by this First Amendment, shall be **six million, seven hundred seventy-four thousand, three hundred eighty-one dollars and sixty cents (\$6,774,381.60)**.
- D. All other provisions of the Agreement shall remain unchanged in full force and effect.

(Signatures on Following Page)

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

City of Flagstaff

C and E Paving & Grading, L.L.C.

By: _____
Greg Clifton, City Manager

By: _____

Title: _____

Dated: _____

Dated: _____

Attest:

City Clerk

Approved as to form:

City Attorney