

STATE OF TEXAS §
 §
COUNTY OF HIDALGO §

**AMENDMENT#1
TO CONSTRUCTION CONTRACT
BETWEEN OWNER AND CONTRACTOR,
C-16-238-07-19**

This AMENDMENT to the Construction Contract, between **HERRCON, LLC** (“the Contractor”) and **HIDALGO COUNTY, TEXAS** (“Owner”), effective 6th day of December, 2016, is made between the Contractor and the Owner, (the “Amendment”), as follows:

WHEREAS, Contractor and Owner executed that certain Construction Contract between Contractor and the Owner dated July 19, 2016 (the “Contract”), in which the Contractor agreed to provide construction services for the Construction of Space Pressure Control at Autopsy Facility;

WHEREAS, Contractor and Owner now require an amendment to SECTION 012900 “PAYMENT PROCEDURES” due to unforeseen circumstances the allowances included in the Contract require adjustment; and

WHEREAS, Contractor and Owner now desire to amend the Contract as herein after provided.

NOW THEREFORE, for and in consideration of the terms and provisions set forth herein and, for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Owner and Contractor hereby agree to the following Amendment to the Contract:

1. Division 01 General Requirements 012900 PAYMENT PROCEDURES is amended to include the following is added:

“I.

3. Ten percent (10%) of the contract amount will be held for retainage, and may be payable only after the Application for Certificate of Substantial Completion has been submitted by Contractor and accepted by Owner.”
2. Except as amended and or modified herein, all terms and conditions of the Contract, as amended by this agreement, remain in full force and effect and Contractor and Owner ratify and confirm the terms and provisions of the Contract, as amended herein.

EXECUTED IN DUPLICATE ORIGINALS and effective as of the day and year first written above.

HERRCON, LLC

Gilbert Herrera, President

HIDALGO COUNTY, OWNER

Ramon Garcia, County Judge

ATTEST:

Arturo Guajardo Jr., County Clerk

APPROVED AS TO FORM:
Hidalgo County Criminal District Attorney's Office
Ricardo Rodriguez, Jr.

By: _____
Victor M. Garza, Assistant District Attorney

CERTIFICATE OF INTERESTED PARTIES

FORM 1295

1 of 1

Complete Nos. 1 - 4 and 6 if there are interested parties.
Complete Nos. 1, 2, 3, 5, and 6 if there are no interested parties.

OFFICE USE ONLY CERTIFICATION OF FILING

1 Name of business entity filing form, and the city, state and country of the business entity's place of business.

Herrcon, LLC
McAllen, TX United States

Certificate Number:
2016-138912

2 Name of governmental entity or state agency that is a party to the contract for which the form is being filed.

Hidalgo County

Date Filed:
11/21/2016

Date Acknowledged:

3 Provide the identification number used by the governmental entity or state agency to track or identify the contract, and provide a description of the services, goods, or other property to be provided under the contract.

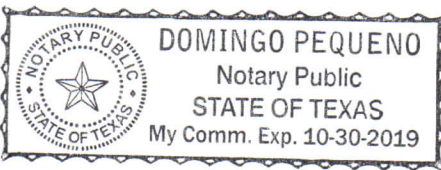
C16-238-07-19
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4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary

5 Check only if there is NO Interested Party.

6 AFFIDAVIT

I swear, or affirm, under penalty of perjury, that the above disclosure is true and correct.



Dillon Herron

Signature of authorized agent of contracting business entity

AFFIX NOTARY STAMP / SEAL ABOVE

Sworn to and subscribed before me, by the said President, this the 21st day of NOV, 2016, to certify which, witness my hand and seal of office.

Domingo Pequeno
Signature of officer administering oath


Domingo Pequeno
Printed name of officer administering oath

NOTARY/MANAGER
Title of officer administering oath

Zimbra

yvette.salinas@co.hidalgo.tx.us

Amendment

From : Victor Garza <victor.garza@da.co.hidalgo.tx.us> Fri, Nov 18, 2016 10:38 AM
Subject : Amendment  1 attachment
To : Yvette Salinas <yvette.salinas@co.hidalgo.tx.us> ,
Rocio Villarreal <rocio.villarreal@co.hidalgo.tx.us>

Please see attached.


I have included the retention language under Section I. 3., as an addition to the contract. please let me know if you have any other questions or concerns.

respectfully,

Victor M. Garza
Assistant District Attorney
Civil Division
Office of the Criminal District Attorney
Hidalgo County, Texas
100 East Cano Street
Edinburg, Texas 78539

(956) 292-7609 EXT. 8185
(956) 292-7619 FAX
victor.garza@da.co.hidalgo.tx.us

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