STATE OF TEXAS §
§
COUNTY OF HIDALGO §

AT 3:00 FILED O'CLOCK P M
DEC 14 2016
ARTURO GUAJARDO, JR., COUNTY CLERK
HIDALGO COUNTY, TEXAS
BY NC DEPUTY

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

Ramon Garcia, County Judge

APPROVED BY
COMMISSIONERS' COURT
ON: 12/6/16

ATTEST:

Arturo Guajardo Jr., County Clerk

COMMISSIONERS COURT
HIDALGO COUNTY, TEXAS

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

By: _____
Victor M. Garza, Assistant District Attorney