

**FIRST AMENDMENT TO
AGREEMENT**

THIS FIRST AMENDMENT TO AGREEMENT (Amendment) made and entered into effect the _____ day of _____ 2020, between the CITY OF FRESNO, a California municipal corporation (City), and Blair, Church & Flynn Consulting Engineers Inc., a California corporation (Consultant).

RECITALS

WHEREAS, the City and the Consultant entered into an agreement on December 20, 2018, (Agreement) to provide professional consulting services for the preparation of plans and specification for the construction of the Congo Alley Water Main Replacement Project (Project) for a total fee of \$35,800; and

WHEREAS, there has been a delay in obtaining a key easement for the project; and

WHEREAS, the City and the Consultant desire to extend the Agreement to November 1, 2020, to retain the Consultant's services through project completion; and

WHEREAS, with entry into this Amendment, the Consultant agrees it has no claim, demand, or dispute against the City.

AGREEMENT

NOW, THEREFORE, the City and the Consultant agree that the aforesaid Agreement be amended as follows:

1. Section 2 of the Agreement is amended in its entirety to read as follows:

“2. Term of Agreement and Time for Performance. This Agreement shall be effective from the date first set forth above and shall continue in full force and effect through the earlier of complete rendition of the services hereunder or November 1, 2020, subject to any earlier termination in accordance with this Agreement. The services of CONSULTANT as described in **Exhibit A** are to commence upon CITY'S issuance of a written "Notice to Proceed." Work shall be undertaken and completed in a sequence assuring expeditious completion, but in any event, all such services shall be completed within 682 consecutive calendar days from such authorization to proceed.”

2. Except as otherwise provided herein, the Agreement entered into by the City and the Consultant on December 20, 2018, remains in full force and effect.

[Signatures follow on the next page.]

IN WITNESS WHEREOF, the CITY and the CONSULTANT have executed this Amendment at Fresno, California, the day and year first above written.

CITY OF FRESNO,
A municipal corporation

Blair, Church, & Flynn Consulting
Engineers Inc.,
A California corporation

By: _____
Michael Carbajal, Director
Department of Public Utilities

By: _____

APPROVED AS TO FORM:
DOUGLAS T. SLOAN
City Attorney

Name: DAVID MOWAT

Title: PRESIDENT
(If corporation or LLC., Board
Chair, Pres. Or Vice Pres.)

By: [Signature] 3/26/2020
Brandon M. Collet Date
Senior Deputy City Attorney

By: _____

Name: ADAM K. HOET

Title: CFO
(If corporation or LLC., CFO,
Treasurer, Secretary or Assistant
Secretary)

ATTEST:
YVONNE SPENCE, CRM MMC
City Clerk

By: _____
Deputy Date