

FIRST AMENDMENT TO AGREEMENT

THIS FIRST AMENDMENT TO AGREEMENT (Amendment) made and entered into as of this ____ day of _____ 2020, amends the Agreement theretofore entered between the CITY OF FRESNO, a California municipal corporation (CITY), and Provost & Pritchard Consulting Group, Inc., a California corporation, (CONSULTANT).

RECITALS

WHEREAS, the CITY and the CONSULTANT entered into an agreement on October 14, 2019, (Agreement) to obtain professional engineering services for the Armstrong – Kings Canyon to Butler Water Main Replacement Project for a total fee of \$63,500; and

WHEREAS, the CITY and the CONSULTANT desire to modify the Agreement to revise the project schedule and extend the completion date; 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 October 29, 2021, 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 746 consecutive calendar days from such authorization to proceed.”

2. Except as otherwise provided herein, the Agreement entered into by CITY and CONSULTANT, dated October 14, 2019, remain 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

Provost & Pritchard Consulting Group, Inc.
A California corporation

By: _____
Michael Carbajal, Director
Department of Public Utilities

By: Heather Bashian
Name: Heather Bashian, RCE 73075

APPROVED AS TO FORM:
DOUGLAS T. SLOAN
City Attorney

By: Brandon M. Collet 10/8/2020
Brandon M. Collet Date
Senior Deputy City Attorney

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

By: Ronald J. Samuelian
Name: Ronald J. Samuelian

ATTEST:
YVONNE SPENCE, CRM MMC
City Clerk

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

By: _____
Deputy Date