

**FIRST AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT BETWEEN
CITY OF BEAUMONT AND SKM ENGINEERING, LLC, FOR PROFESSIONAL
ENGINEERING SERVICES FOR PLC UPGRADE DESGIN (CIP2019-010)**

THIS FIRST AMENDMENT TO AGREEMENT FOR PROFESSIONAL SERVICES BY INDEPENDENT CONTRACTOR is made and effective as of the ____ day of _____, 2020, by and between the CITY OF BEAUMONT, a general law city, (“CITY”) whose address is 550 E. 6th Street, Beaumont, California 92223 and SKM Engineering, LLC, a limited liability company whose address is 533 W 2600 S Suite 25, Bountiful, UT 84010 (“CONTRACTOR”) in consideration of the mutual promises and purpose contained herein, the parties agree as follow:

1. RECITALS

This First Amendment is made with respect to the following facts and purpose that the parties agree are true and correct:

A. On April 21, 2020, the City and SKM Engineering, LLC., entered into that certain agreement entitled “Agreement for Professional Services by Independent Contractor” for PROFESSIONAL ENGINEERING SERVICES FOR PLC UPGRADE DESIGN CIP 2019-018 (“Agreement”).

B. City has requested a further change in scope to the work under the Agreement regarding the upgrade of ten (10) lift stations with new PLC’s and programming and CONTRACTOR has requested that the scope of work should be increased as provided in the Proposal dated October, 2020, a copy of which is attached hereto as Exhibit “A”, and incorporated herein by this reference.

2. AMENDMENT

Section 2 of the Agreement is hereby amended to add to the Services those services identified in the Proposal attached hereto as Exhibit “A”.

Section 4.01 of the Agreement is hereby amended to increase the maximum compensation under the Agreement as follows: Under the original Agreement, compensation was set at forty-nine thousand nine hundred ten dollars (\$49,910). Per this First Amendment, compensation of forty-nine thousand nine hundred ten dollars (\$49,910) is increased by the maximum amount of ninety-four thousand, eighty-one dollars (\$94,081) as provided in the Proposal attached hereto as Exhibit “A” resulting in total compensation under the Agreement not to exceed one hundred forty-three thousand, nine hundred ninety-one dollars (\$143,991).

The recitals to this Amendment are deemed incorporated herein by this reference. All other terms of the Agreement not expressly amended by this Amendment shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereby have made and executed this First Amendment to Professional Services Agreement to be effective as of the day and year first above-written.

CITY:

CONTRACTOR:

CITY OF BEAUMONT

By: _____

By: _____

Mike Lara, Mayor

Print Name: _____

ATTEST

Title: _____

City Clerk

APPROVED AS TO FORM

John Pinkney, City Attorney

EXHIBIT “A”

PROPOSAL DATED OCTOBER, 2020