

**FIRST AMENDMENT
TO
TO PUBLIC WORKS AGREEMENT**

THIS FIRST AMENDMENT TO PUBLIC WORKS AGREEMENT (“Amendment”) is made and effective as of the ____, day of December, 2021 by and between the CITY OF BEAUMONT (“CITY”), a general law city, and Mariscal Painting, Inc., (“CONTRACTOR”) in consideration of the mutual promises and purpose contained herein, the parties agree as follow:

RECITALS

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

A. On September 7, 2021 the City and Contractor, entered into that certain agreement entitled Public Works Agreement (“Agreement”) for City Hall Repaint and Stucco Project which remains in effect.

B. Contractor has provided two proposals dated 11/24/2021 (“Proposal”), copies of which is attached hereto as Exhibit “A” and incorporated herein by this reference, to extend the term of the Agreement and to change the scope of the Services.

AMENDMENT

1. The Agreement is hereby amended as follows:

Section I. Services to be Performed. CONTRACTOR agrees to provide the services ("Services") as provided in the Proposal. All Services shall be performed in the manner and according to the time frame set forth in the Proposal as needed by City.

Section II Term of Agreement. The Agreement shall continue in effect until the Services identified in Section 2 are completed.

Section III. Compensation. CITY agrees to pay CONTRACTOR the amounts and rates provided in the Proposal.

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 Amendment to be effective as of the day and year first above-written.

[signatures on following page]

CITY:

CONTRACTOR:

CITY OF BEAUMONT

Mariscal Painting, Inc.

By: _____

By: _____

Todd Parton, City Manager

Print Name: _____

ATTEST

Nicole Wheelwright, Deputy City Clerk

Title: _____

APPROVED AS TO FORM

John Pinkney, City Attorney

EXHIBIT "A"
ATTACH PROPOSAL