

CITY OF BEAUMONT
FOURTH AMENMDNMENT TO PUBLIC WORKS AGREEMENT
(ST. Francis Electric, LLC.)

This FOURTH AMENDMENT TO PUBLIC WORKS AGREEMENT (“Agreement”) is made as of the 1st day of July, 2020, by and between the City of Beaumont, a municipal corporation (“CITY”), and St. Francis Electric, LLC (“CONTRACTOR”). In consideration of the mutual covenants and conditions set forth herein, the parties agree as follows:

RECITALS

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

- A. On August 2, 2016, the City entered into a Public Works Agreement (“Agreement”) with St. Francis Electric, LLC, after following an RFP process, to provide on-going maintenance and emergency services for existing traffic signals in the amount of \$41,040 for the fiscal year 2016/2017.
- B. Effective August 1, 2017, the Council extended the Agreement for the fiscal year 2017/2018 pursuant to a Public Works Agreement (also collectively the “Agreement” or individually the “First Amendment”).
- C. Effective June 5, 2018, the Council extended the Agreement for the fiscal year 2018/2019 pursuant to a Public Works Agreement (also collectively the “Agreement” or individually the “Second Amendment”).
- D. Pursuant to City of Beaumont Municipal Code 3.01.040, a maintenance contract may extend for a three-year initial term with a maximum of two, one-year extensions. City will utilize the first extension to extend the Agreement for a period of one year beginning July 1, 2019 and ending June 30, 2020.
- E. Pursuant to City of Beaumont Municipal Code 3.01.040, a maintenance contract may extend for a three-year initial term with a maximum of two, one-year extensions. City will utilize the second extension to extend the Agreement for a period of one year beginning July 1, 2020 and ending June 30, 2021.

AMENDMENT

The Agreement is amended to replace section III regarding the Contract Sum and to add a provision entitled Term, as set forth below:

THE CONTRACT SUM

The CITY shall pay to the CONTRACTOR for the performance of this Agreement, as amended, the sum of forty-one thousand, forty dollars and zero cents (\$41,040.00).

TERM

The term of the Agreement is hereby extended to cover the time period from July 1, 2020 until June 30, 2021 and the Time for Project Completion Section II, is extended accordingly.

Any terms of the Proposal that are different from or in addition to the terms of the Agreement, as amended, shall be of no force or effect. 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 Second Amendment to Professional Services Agreement to be effective as of the day and year first above-written.

CITY:

CITY OF BEAUMONT

By: _____
Ray Santos, Mayor

CONTRACTOR:

By: _____

Print Name: _____

Title: _____

ATTEST:

By: _____
Steven Mehlman, City Clerk

APPROVED AS TO FORM:

By: _____
John O. Pinkney, City Attorney