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C-10256-1
03/22/2016

AMENDMENT NO. 1
LINKING AGREEMENT
WITH
BALAR HOLDING CORP. DBA BALAR EQUIPMENT
(Maricopa County Contract No. 15021-C, Contract No. C-10256)

This Amendment No. 1 ("Amendment") to the Linking Agreement with Balar Holding Corp. dba Balar Equipment ("Agreement") is made this 22 day of March, 2016, ("Effective Date"), by and between the City of Glendale, an Arizona municipal corporation ("City") and Balar Holding Corporation dba Balar Equipment, an Arizona corporation authorized to do business in Arizona ("Contractor").

RECITALS

- A. City and Balar Holding Corp dba Balar Equipment ("Contractor") previously entered into a Linking Agreement, Contract No. C-10256, dated September 8, 2015 ("Agreement"); and
- B. The original Maricopa County Agreement No. 15021-C, had an initial one-year term beginning September 8, 2015 through July 31, 2016 with the option to extend an additional four (4) years in one-year increments; and
- C. City and Contractor wish to modify and amend the Agreement subject to and strictly in accordance with the terms of this Amendment.

AGREEMENT

In consideration of the mutual promises set forth herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the City and Contractor hereby agree as follows:

1. **Recitals.** The recitals set forth above are not merely recitals, but form an integral part of this Amendment.
2. **Term.** The term of this Agreement is unchanged.
3. **Scope of Work.** The Scope of Work is unchanged.
4. **Compensation.** Section 3 of the Linking Agreement is hereby modified and amended as follows:

B. The total purchase price for the supplies and/or services purchased under this Agreement shall not exceed an estimated one hundred fifty-thousand dollars (\$150,000)/annually, and in a total amount not to exceed \$750,000 over the remaining term of the five year Agreement.

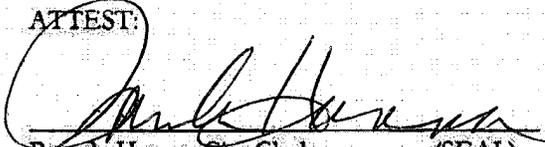
5. **Insurance Certificate.** Current certificate will expire on March 1, 2016 and a new certificate applying to the extended term must be provided prior to this date to Materials Management and the Contract Administrator.
6. **Non-discrimination.** Contractor must not discriminate against any employee or applicant for employment on the basis of race, color, religion, sex, national origin, age, marital status, sexual orientation, gender identity or expression, genetic characteristics, familial status, U.S. military veteran status or any disability. Contractor will require any Sub-contractor to be bound to the same requirements as stated within this section. Contractor, and on behalf of any subcontractors, warrants compliance with this section.
7. **Ratification of Agreement.** City and Contractor hereby agree that except as expressly provided herein, the provisions of the Agreement shall be, and remain in full force and effect and that if any provision of this Amendment conflicts with the Agreement, then the provisions of this Amendment shall prevail.

CITY OF GLENDALE, an Arizona
municipal corporation.



Kevin R. Phelps, City Manager

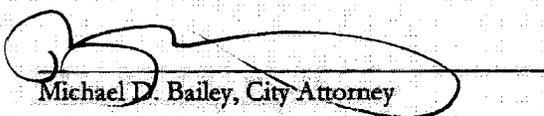
ATTEST:



Pamela Hanna, City Clerk

(SEAL)

APPROVED AS TO FORM:



Michael D. Bailey, City Attorney

Balar Holding Corp. dba Balar
Equipment, an Arizona corporation



By: Peter Evans

Its: COO