

CITY CLERK
ORIGINAL

C-8679-1
02/19/2014

FIRST AMENDMENT TO
CONSTRUCTION AGREEMENT
BETWEEN THE CITY OF GLENDALE AND
SOUTHWEST FABRICATION, LLC

This First Amendment to that certain Construction Agreement between the City of Glendale (the "City") and Southwest Fabrication, LLC, ("Contractor"), dated October 25, 2013, is made and entered into this 19th day of February 2014 ("Execution Date"), by and between the City, an Arizona municipal corporation, and Contractor, an Arizona corporation.

RECITALS:

WHEREAS, the City and Contractor entered into the Construction Agreement in order to replace a pedestrian safety fence panel on the pedestrian bridge over State Loop 101 at 63rd Avenue;

WHEREAS, Contractor will need additional time to complete its work; and

WHEREAS, the City and Contractor desire to amend the Construction Agreement to provide additional time for Contractor to complete its work.

NOW, THEREFORE, in consideration of the promises, conditions and covenants contained in this Agreement, the City and Contractor mutually agree that the Agreement is amended as follows:

AGREEMENT:

1. **Schedule.** Paragraph 2 of the Agreement is deleted in its entirety and replaced by the following

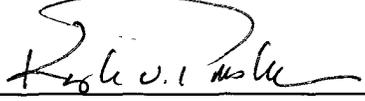
"The Project will be undertaken in a manner that ensures it is completed in a timely and efficient manner. If not otherwise stated in Exhibit A, Contractor will complete the project no later than July 31, 2014 "

2. **Other Terms Unmodified.** Except as provided in this First Amendment, all provisions, terms, and conditions of the Agreement shall remain unmodified and in effect.

[SIGNATURES ON FOLLOWING PAGE]

IN WITNESS OF THIS AMENDMENT, the parties have executed this agreement on the day and year first written above.

Southwest Fabrication, LLC

By: 

Its: CONTROLLER

City of Glendale

By: 

Its: Interim Deputy Transpo Director

ATTEST:

City Clerk

Approved as to form


City Attorney