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C-9304-1
03/24/2015

AMENDMENT NO. 1
TO THE LINKING AGREEMENT
BETWEEN
THE CITY OF GLENDALE, ARIZONA
AND
THE W.W. WILLIAMS COMPANY

This Amendment No. 1 to the Linking Agreement between the City of Glendale, Arizona and The W.W. Williams Company ("Amendment") is made to be effective the 24 day of March, 2015 ("Effective Date"), by and between the City of Glendale, an Arizona municipal corporation ("City") and The W.W. Williams Company, an Ohio corporation, authorized to do business in Arizona ("Contractor").

RECITALS

A. City and Contractor previously entered into Linking Agreement, Contract No. C-9304, dated October 28, 2014 ("Agreement");

B. Shortly after entering into the Agreement, the City discovered additional heavy duty equipment service and repair issues and that costs exceeded the original Agreement estimate;

C. In order to properly service and repair additional vehicles, 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 the Agreement is now extended until May 30, 2017 unless terminated or canceled as provided in the Agreement. In no event shall the term of this Agreement extend beyond May 30, 2017. All other provisions of the Agreement shall remain in their entirety.

3. **Scope of Work.** The Scope of Work is unchanged; however the amount of work will be increased.

4. **Compensation.** The compensation of the Agreement is increased and shall not exceed $300,000 over the term of the Agreement.

5. **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

Jennifer N. Campbell for
Richard A. Bowers, Acting City Manager

ATTEST:

Pamela Hanna, City Clerk (SEAL)

APPROVED AS TO FORM:

Michael D. Bailey, City Attorney

The W.W. Williams Company,
an Ohio Corporation

By: PER BORCHARDT
Its: BRANCH MANAGER