

AMENDMENT NO. 1

AMENDMENT NO. 1 TO AN EXISTING AGREEMENT WITH MURGA, STRANGE AND CHALMERS FOR AN AMOUNT NOT TO EXCEED \$11,000.00 TO PROVIDE FOR THE INSTALLATION OF CURB, GUTTER AND SIDEWALK ON FALCON WAY

The parties to this Contract Amendment do mutually agree and promise as follows:

1. Parties. The parties to this Contract Amendment are the City of Hercules/Redevelopment Agency of the City of Hercules, a public body corporate and politic (Agency) and the following named Contractor:

**Murga, Strange and Chalmers
94 Lemon Street
Vallejo, CA 94590-7248**

2. Purpose. This Amendment No. 1 is being entered into to amend an existing contract between the City and Contractor which was approved by the Council of the City of Hercules on January 26, 2010 by Resolution No. 10-010. Said contract shall hereinafter be referred to as the "Original Contract" and is incorporated herein by reference.

3. Original Contract Provisions. The parties hereto agree to continue to abide by those terms and conditions of the Original Contract, and any amendments thereto, which are unaffected by this Contract Amendment Agreement.

4. Amendment Provisions. This Amendment No. 1 is subject to the provisions attached hereto as Exhibit A, which are incorporated herein by reference, and which control over any conflicting provisions of the Original Contract, or any amendment thereto.

5. Signatures. These signatures attest the parties' agreement hereto:

City of Hercules

Contractor:

By _____

Nelson E. Oliva

By _____

Title: City Manager

Title: _____

Date: _____

Date: _____

Form approved:

By _____

Alfred Cabral, City Attorney