

**THIRD AMENDMENT TO
AGREEMENT FOR CONCRETE
MAINTENANCE, REPAIR, AND INSTALLATION SERVICES**

THIS THIRD AMENDMENT TO AGREEMENT FOR CONCRETE MAINTENANCE, REPAIR, AND INSTALLATION SERVICES ("Second Amendment") is made and entered into this 21st day of November 2016, by and between the City of Maricopa, Arizona, an Arizona municipal corporation ("City"), and DWA Construction Co., LLC, an Arizona limited liability company ("Contractor"), for concrete maintenance, repair, and installation services on an "as needed" basis.

WHEREAS, on December 16, 2014, the Maricopa City Council approved an Agreement for Concrete Maintenance, Repair, and Installation Services with Contractor for concrete maintenance, repair and installation services on an "as needed" basis ("Agreement"); and

WHEREAS, on June 16, 2015, the Maricopa City Council approved a First Amendment to the Agreement for Concrete Maintenance, Repair, and Installation Services with Contractor to extend the term of the Agreement until December 16, 2016, and to increase the not-to-exceed compensation amount ("First Amendment"); and

WHEREAS, on June 21, 2016, the Maricopa City Council approved a Second Amendment to the Agreement for Concrete Maintenance, Repair, and Installation Services with Contractor to increase the not-to-exceed compensation amount ("Second Amendment"); and

WHEREAS, pursuant to Section 2 of the Agreement the Initial Term was for one (1) year and the City has the option to extend the term for four (4) additional one (1) year terms; and

WHEREAS, the parties now desire to amend the Agreement, the First Amendment and the Second Amendment to extend the term of the Agreement to allow Contractor to provide additional concrete maintenance, repair and installation services.

NOW, THEREFORE, the parties specifically agree to amend the Agreement approved on December 16, 2014, the First Amendment approved on June 16, 2015, and the Second Amendment approved on June 21, 2016 as follows:

1. Section 2, TERM, shall be amended to reflect that in accordance with the terms and conditions of the Agreement, the First Amendment, the Second Amendment and this Third Amendment, the term of the Agreement shall be extended to July 30, 2017.
2. All other terms and conditions of the original Agreement, the First Amendment and the Second Amendment are to continue in full force and effect as stated and agreed to in the Agreement dated December 16, 2014, the First Amendment dated June 16, 2015 and the Second Amendment June 21, 2016 as if fully set forth herein.

IN WITNESS WHEREOF, the parties have caused this Third Amendment to be signed

by their duly authorized representatives as of the day and year first above written.

CONTRACTOR:

DWA Construction Co., LLC,
an Arizona limited liability company

By: _____
Title: _____

CITY OF MARICOPA

An Arizona municipal corporation

Christian Price
Mayor

ATTEST:

APPROVED AS TO FORM:

Vanessa Bueras,
City Clerk

Denis M. Fitzgibbons,
City Attorney