

**AMENDMENT TO AGREEMENT FOR
HONEYCUTT ROAD WIDENING**

THIS AMENDMENT TO Agreement (“First Amendment”) is made and entered into this 16th day of June 2015, by and between the City of Maricopa, Arizona, an Arizona municipal corporation (“City”), and Visus Engineering, Inc., an Arizona corporation (“Contractor”), for construction of Honeycutt Road Widening Project.

WHEREAS, on April 15, 2014, the Maricopa City Council approved an agreement with Contractor for construction of the Honeycutt Road Widening Project (“Agreement”); and

WHEREAS, during the course of the project, existing underground infrastructure was discovered in conflict or in sub-par condition; and

WHEREAS, resolution of these conflicts resulted in additional cost to the City; and

WHEREAS, the parties now desire to amend the Agreement to increase not to exceed compensation amount to address the resolution of existing underground infrastructure conflicts.

NOW, THEREFORE, the parties specifically agree to amend the Agreement approved on April 15, 2014 as follows:

1. Article 4, Contract Price, and the Bid Form shall be amended to reflect that in accordance with the terms and conditions of the Agreement and this First Amendment, City shall compensate Contractor for its professional services as set forth in the Bid Form. In no event, shall the total compensation under the Agreement and this First Amendment exceed One Million Six Hundred Sixty Nine Thousand Six Hundred Forty Four and 21/100 Dollars (\$1,669,644.21).
2. All other terms and conditions of the original Agreement are to continue in full force and effect as stated and agreed to in the Agreement dated April 15, 2014 as if fully set forth herein.

IN WITNESS WHEREOF, the parties have caused this First Amendment to be signed by their duly authorized representatives as of the day and year first above written.

CONTRACTOR
Visus Engineering, Inc.,
an Arizona corporation

By: _____
Title: _____

CITY OF MARICOPA
An Arizona municipal corporation

Christian Price
Mayor

ATTEST:

Vanessa Bueras
City Clerk

APPROVED AS TO FORM:

Denis M. Fitzgibbons
City Attorney