

**FIRST AMENDMENT TO AGREEMENT
BETWEEN THE CITY OF FORT LAUDERDALE
AND MOLLOY BROS. INC.**

THIS IS A FIRST AMENDMENT TO AGREEMENT, made and entered into this _____ day of _____, 2015, by and between CITY OF FORT LAUDERDALE, a Florida municipal corporation, ("CITY"), and Molloy Bros. Inc., a Florida corporation ("CONTRACTOR").

WHEREAS, the CITY and the CONTRACTOR entered into an Agreement for Annual Utilities Restoration, ITB 343-11405 Project 11905, dated August 19, 2014, for a one-year term with three one-year extensions; and

WHEREAS, at its meeting of August 18, 2015, the City Commission, by motion, authorized the proper City Officials to execute this First Amendment, increasing the total awarded contract price by \$250,000 to \$949,745;

NOW, THEREFORE, the CITY and the CONTRACTOR, agree as follows:

Section 1: That the total awarded contract amount shall be increased by \$250,000 to \$949,745.

Section 2: That Article 6, titled "Contract Price" of the Agreement, Section 6.2 is hereby replaced and amended to read as follows:

6.2 The parties expressly agree that the Contract Price, which shall not exceed the amount of **\$949,745.50**, constitutes the total maximum compensation payable to Contractor for performing the Work, plus any Work done pursuant to a Change Order. The Contract Price is in accordance with the line item unit prices listed in the Bid. Line items are based on a unit price cost multiplied by a defined quantity. Any additional duties, responsibilities and obligations assigned to or undertaken by Contractor shall be at Contractor's expense without change to the Contract Price.

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IN WITNESS WHEREOF, the parties execute this First Amendment of Agreement as follows:

WITNESSES:

CITY OF FORT LAUDERDALE, a Florida municipality:

Signature:

By: _____
LEE R. FELDMAN, City Manager

Print Name
:

Signature:

Print Name

ATTEST:

JEFFREY A. MODARELLI, Senior Assistant City Clerk

Approved as to form:

RHONDA MONTOYA HASAN
Assistant City Attorney

CONTRACTOR

WITNESSES

MOLLOY BROS. INC. a Florida corporation

Signature:

By: _____
THOMAS W. MOLLOY, President

Print Name
:

ATTEST:

Signature:

Print Name

CRYSTAL H. MOLLOY, Secretary

(CORPORATE SEAL)

STATE OF FLORIDA:
COUNTY OF BROWARD:

The foregoing instrument was acknowledged before me this ____ day of _____, 2015, by THOMAS W. MOLLOY as President of MOLLOY BROS. INC. a Florida corporation.

(SEAL)

Notary Public, State of Florida
(Signature of Notary Public)

Name of Notary Typed, Printed or Stamped

Personally Known ____ OR Produced Identification _____

Type of Identification Produced _____