

FIRST AMENDMENT TO JOB ORDER CONTRACTING AGREEMENT

STATE OF TEXAS §

COUNTY OF BEXAR §

This first amendment to the Job Order Contracting Agreement, authorized by Ordinance No. 2018-__-__-____, is entered into by and between the City of San Antonio ("City"), a home rule municipal corporation, Davila Construction, Inc. ("Contractor"), referred to collectively herein as the "Parties".

WHEREAS, on January 15, 2015, through Ordinance 2015-01-15-0013, the City and Contractor entered into a Job Order Contract Agreement for a one year term in an amount not to exceed \$2,000,000 per year, with three optional one year Extension Periods; for a total contract value not to exceed \$8,000,000 ("Original Agreement"); and

WHEREAS, each extension period has been exercised; and

WHEREAS, the Parties now wish to increase the total dollar value of the Original Agreement by \$1,000,000 for a maximum expenditure of \$3,000,000 for the final option period; for a total revised contract value in an amount not to exceed \$9,000,000;

NOW, IN ACCORDANCE THEREWITH, the Parties agree as follows:

I. AMENDMENTS

Parties agree and acknowledge that the maximum expenditure for the final year of the Original Agreement shall not exceed \$3,000,000.00.

II. PROVISIONS REMAIN IN EFFECT

All other terms, conditions, covenants and provisions of the Original Agreement, not specifically mentioned herein and revised by this document, are hereby retained in their entirety, unchanged, and shall remain in full force in effect for the duration of said Original Agreement, and any renewals thereof.

III. ENTIRE AGREEMENT

This agreement, as amended, embodies the complete agreement of the parties hereto with regard to the subject matter contained herein, superseding all oral or written previous and contemporary agreements between the parties relating to matters herein.

EXECUTED and **AGREED** to as of the dates indicated below.

City Of San Antonio

Davila Construction, Inc.

(Signature)

(Signature)

Printed Name: _____
Title: _____
Date: _____

Printed Name: _____
Title: _____
Date: _____

Approved as to Form:

Assistant City Attorney