

CONTRACT AMENDMENT AGREEMENT
(Purchase of Services – Long Form)

Number:
Fund/Org: 0080-WLP131
Account: 2310
Other:

1. **Identification of Contract to be Amended.**

Number:

Effective Date: April 24, 2017

Department: Public Works Department

Subject: Abatement & Demolition Contract – 343 Rodeo Ave., Rodeo

2. **Parties.** The County of Contra Costa, California (County), for its Department named above, and the following named Contractor mutually agree and promise as follows:

Contractor: Donald R. Lemings d/b/a D.R. Lemings Construction Company

Capacity: Sole Proprietor

Address: 1460 Washington Blvd., C3, Concord, CA 94521

3. **Amendment Date.** The effective date of this Contract Amendment Agreement is July 18, 2017.

4. **Amendment Specifications.** The Contract identified above is hereby amended as set forth in the “Amendment Specifications” attached hereto which are incorporated herein by reference.

5. **Signatures.** These signatures attest the parties’ agreement hereto:

COUNTY OF CONTRA COSTA, CALIFORNIA

BOARD OF SUPERVISORS By: _____ Chair/Designee	ATTEST: Clerk of the Board of Supervisors By: _____ Deputy
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CONTRACTOR

Signature A Name of business entity: Donald R. Lemings d/b/a D.R. Lemings Construction Company By: <u>Donald R. Lemings</u> (Signature of individual or officer) <u>Donald R Lemings</u> (Print name and title A, if applicable)	Signature B Name of business entity: By: _____ (Signature of individual or officer) _____ (Print name and title B, if applicable)
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Note to Contractor: For corporations (profit or nonprofit) and limited liability companies, the contract must be signed by two officers. Signature A must be that of the chairman of the board, president, or vice-president; and Signature B must be that of the secretary, any assistant secretary, chief financial officer or any assistant treasurer (Civil Code Section 1190 and Corporations Code Section 313). All signatures must be acknowledged as set forth on Form L-2.

* see attached
California Acknowledgment
Certificate

AMENDMENT SPECIFICATION
Donald R. Lemings d/b/a D.R. Lemings Construction Company
Amendment No. 1

Due to the additional quantity of asbestos containing materials found during demolition, and the County's need for the Contractor's services, in exchange for the mutual promise set forth in this amendment, County and Contractor agree to amend the Agreement as follows:

1. Section 4 (Payment Limit) is hereby increased by \$13,814.50 from \$99,930.00 to a new total Payment Limit of \$113,744.50.

2. Appendix A (Scope of Services) is hereby amended by deleting the introductory sentence in its entirety, and replacing it with the following:

“In consideration for payment of \$113,744.50 hereunder, Contractor shall perform the following demolition and abatement work at the Property located at 343 Rodeo Avenue, Rodeo (the “Property”), only as and when directed by Public Agency:”

All other conditions and terms of the Contract, as amended, remain in full force and effect.

Remainder of page intentionally left blank.

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

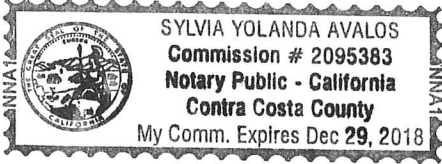
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of Contra Costa)
On July 7, 2017 before me, Sylvia Yolanda Avalos, Notary Public
Date Here Insert Name and Title of the Officer
personally appeared Donald B. Lemings
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.
Signature [Signature]
Signature of Notary Public



Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document Contract Amendment
Title or Type of Document: Agreement Document Date: 7/7/17
Number of Pages: 2 Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)
Signer's Name: _____
 Corporate Officer — Title(s): _____
 Partner — Limited General
 Individual Attorney in Fact
 Trustee Guardian or Conservator
 Other: _____
Signer Is Representing: _____