

**AMENDMENT NO. 1
TO THE AGREEMENT FOR THE PERFORMANCE OF SERVICES
BY AND BETWEEN THE
CITY OF SANTA CLARA, CALIFORNIA,
AND
SBV CONCRETE, INC. DBA VALLEY CONCRETE, INC.**

PREAMBLE

This agreement ("Amendment No. 1") is entered into between the City of Santa Clara, California, a chartered California municipal corporation (City) and SBV Concrete, Inc. dba Valley Concrete, Inc. (Contractor). City and Contractor may be referred to individually as a "Party" or collectively as the "Parties" or the "Parties to this Agreement."

RECITALS

- A. The Parties previously entered into an agreement entitled "Agreement for the Performance of Services by and between the City of Santa Clara, California and SBV Concrete, Inc., dba Valley Concrete, Inc. dated December 8, 2016 (the "Original Agreement"); and
- B. The Parties entered into the Original Agreement for the purpose of having Contractor provide concrete curb, gutter and sidewalk maintenance services, and the Parties now wish to amend the Original Agreement to adjust the term of the agreement.

The Parties agree as follows:

AGREEMENT TERMS AND CONDITIONS

1. AMENDMENT TERMS AND CONDITIONS

That Section 5 of the Original Agreement, "Term of Agreement", is hereby amended by deleting "December 31, 2019" and replacing it with "December 31, 2021."

2. AMENDMENT TERMS AND CONDITIONS

That Section 1 ("Scope of Work") of Exhibit A ("Scope of Services") of the Original Agreement is hereby amended by deleting "December 31, 2019 from the fifth paragraph and replacing it with "December 31, 2021".

3. TERMS

All other terms of the Original Agreement which are not in conflict with the provisions of this Amendment No. 1 shall remain unchanged in full force and effect. In case of a conflict in the terms of the Original Agreement and this Amendment No. 1, the provisions of this Amendment No. 1 shall control.

4. COUNTERPARTS

This Agreement may be executed in counterparts, each of which shall be deemed to be an original, but both of which shall constitute one and the same instrument.

The Parties acknowledge and accept the terms and conditions of this Amendment No. 1 as evidenced by the following signatures of their duly authorized representatives.

CITY OF SANTA CLARA, CALIFORNIA
a chartered California municipal corporation

APPROVED AS TO FORM:

Approved as to Form:

Dated: _____

BRIAN DOYLE
City Attorney

DEANNA J. SANTANA
City Manager
1500 Warburton Avenue
Santa Clara, CA 95050
Telephone: (408) 615-2210
Fax: (408) 241-6771

"CITY"

SBV CONCRETE, INC.
a California corporation dba Valley Concrete, Inc.

Dated: _____

By (Signature): _____

Name: Teresa Arro

Title: Operations Manager

Principal Place of Business Address: 1020 Ruff Drive
San Jose, CA 95110

Email Address: teresa@valleyconcrete.com

Telephone: (408) 287-6091

Fax: (408) 287-6095

"CONTRACTOR"