

AMENDMENT No. 3
TO
THE AGREEMENT BY AND BETWEEN
TOWN OF YUCCA VALLEY AND ACTION PUMPING INC.
FOR
TOWN SEWER LATERAL CONNECTIONS
(TOWN PROJECT NO. 8667)

This amendment (hereinafter referred to as the "AMENDMENT") to an agreement (hereinafter "AGREEMENT") is made and entered into this 12 day of November, 2019, by and between the Town of Yucca Valley (hereinafter "TOWN"), and Action Pumping Inc., (hereinafter "CONTRACTOR"), sometimes referred to individually as the "PARTY" and collectively as "PARTIES", for the construction of the Town Building Sewer Connections project (hereinafter "PROJECT") within the Town of Yucca Valley.

RECITALS

- A. On April 2, 2019, the TOWN and the CONTRACTOR entered into an AGREEMENT for the Town Sewer Lateral Connections to install and connect sewer laterals on Town-owned buildings to the main sewer system installed by the High Desert Water District (HDWD).
- B. On August 20, 2019; the PARTIES entered into Amendment No. 1 amending the AGREEMENT to include two (2) additional locations and to provide additional \$57,480 to the original contract amount of \$64,635 for a total amended contract amount of \$122,115.
- C. On November 5, 2019; the PARTIES entered into Amendment No. 2 amending the AGREEMENT to include the Town Branch Library as an additional location and modify the scope of work to include the installation of a water service at this location and to provide additional \$50,125 to the contract amount of \$122,115 for a total amended contract amount of \$172,240.
- D. The PARTIES now desire to amend the AGREEMENT to include the septic system seepage pit abandonment at the Community Development and Public Works building. This AMENDMENT No 3 results in an increase of \$14,358.91 to amend the contract amount to a total of \$186,598.91.

TERMS

- 1. This Amendment provides for an increase in the contract amount of \$14,358.91 from \$172,240 to \$186,598.91.
- 2. Section 1.1 pertaining to "Scope of Work" references Exhibit A as the description and locations of the scope of work in the original AGREEMENT, and Exhibit A, Section I, Sub-section A is hereby amended to read as follows:
 - viii. 58928 Business Center Dr. (Community Development Building) Sewer connection and septic tank abandonment.
- 3. Section 2.1 pertaining to "Contract Sum" is hereby amended to read as follows:

Subject to any limitations set forth in this Agreement, Town agrees to pay Contractor the total amount of \$186,598.91 (\$64,333 as specified in Exhibit C "Schedule of Compensation" of the original AGREEMENT; \$57,480 as specified in Amendment No. 1 dated August 20, 2019; \$50,125 as specified in Amendment No. 2 dated November 5, 2019; and \$14,358.91 as specified in the "Action Pumping Inc Estimates" attached hereto as Exhibit E and incorporated

· herein by this reference), unless additional compensation is approved pursuant to Section 1.10.

4. Except as amended by this Amendment No. 3, all provisions of the original AGREEMENT shall remain in full force and effect and shall govern the actions of the parties under this Amendment.

SIGNATURE PAGE
TO
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IN WITNESS WHEREOF, the parties hereto have executed this Amendment No. 3 on the date first herein above written.

TOWN OF YUCCA VALLEY

By 
Curtis Yakimow, Town Manager

ACTION PUMPING, INC

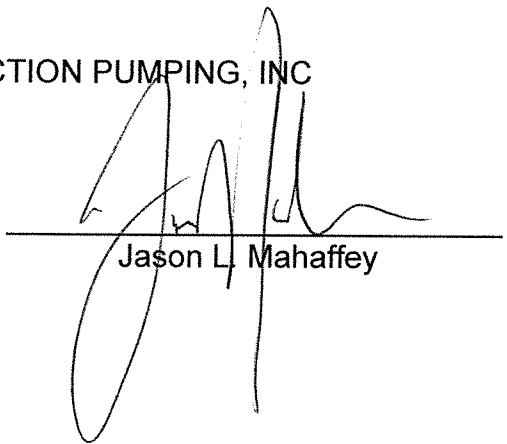
By 
Jason L. Mahaffey

EXHIBIT E

ACTION PUMPING INC. ESTIMATES

SUMMARY - ACTION PUMPING INC. ESTIMATES

Description	Costs
Equipment	\$5,707.45
Services	\$2,645.00
Subcontractors	\$1,375.00
Labor	\$7,436.23
Materials	\$1,981.53
TOTAL	\$19,145.21
25% Discount	4,786.30
TOTAL ADDITIONAL COST	\$14,358.91

AMENDED CONTRACT AMOUNT

	Contract Amount
Original	\$64,635.00
Amendment #1	\$57,480.00
Amendment #2	\$50,125.00
Amendment #3	\$14,358.91
Total	\$186,598.91