

C-4404(B)

**AMENDMENT NO. ONE TO MAINTENANCE SERVICES AGREEMENT
WITH FOX PAINTING CONTRACTORS
FOR AS-NEEDED PAINTING SERVICES**

THIS AMENDMENT NO. ONE TO MAINTENANCE SERVICES AGREEMENT ("Agreement") is made and entered into as of this 29th day of ~~December~~ ^{JANUARY}, 2012 ("Effective Date") by and between the CITY OF NEWPORT BEACH, a California municipal corporation and charter city ("City"), and TROY POURCHOT, a sole proprietor, doing business as ("DBA") FOX PAINTING CONTRACTORS ("Contractor"), whose principal place of business is 2328 Centennial Way Corona, CA 92882 and is made with reference to the following:

RECITALS

- A. On November 1, 2011 City and Contractor entered into an Agreement ("Agreement") for as-needed facility painting services ("Project").
- B. City desires to enter into this Amendment No. One to increase the not to exceed compensation amount (Amendment No. One).

NOW, THEREFORE, it is mutually agreed by and between the undersigned parties as follows:

1. COMPENSATION

Section 4.1 of the Agreement shall be amended to reflect an increase in the total not to exceed compensation to One Hundred Twenty Thousand Dollars and 00/100 (\$120,000.000).

2. INTEGRATED AGREEMENT

Except as expressly modified herein, all other provisions, terms, and covenants set forth in the Agreement shall remain unchanged and shall be in full force and effect.

[SIGNATURES ON NEXT PAGE]

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed on the dates written below.

**APPROVED AS TO FORM:
CITY ATTORNEY'S OFFICE**

Date: 12/11/12

By: [Signature]
Aaron C. Harp
City Attorney

KSA
12/1

**CITY OF NEWPORT BEACH,
A California municipal corporation**

Date: 1/27/2013

By: [Signature]
Dave Kiff
City Manager

ATTEST:
Date: 1-29-13

By: [Signature]
Leilani I. Brown
City Clerk

CONTRACTOR: Troy Pourchot, a sole proprietor DBA Fox Painting Contractors
Date: 12-31-12

By: [Signature]
Troy Pourchot
Owner/Sole Proprietor



[END OF SIGNATURES]

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