

AMENDMENT NO. 001

THIS AMENDMENT to AGREEMENT is made this **13th** day of **August** in the year **2019**, between **Park Associates, Inc. DBA NSP3, Park Planet**, hereinafter referred to as "**VENDOR**", and the **LA CAÑADA UNIFIED SCHOOL DISTRICT**, hereinafter referred to as "**DISTRICT**".

WITNESSETH

1. The VENDOR and DISTRICT do mutually agree as follows:

To amend that certain AGREEMENT dated April 16, 2019, approved by the Board of Trustees of the La Cañada Unified School District on April 16, 2019 for the purchase and installation of pre-fabricated lunch shelters for the Paradise Canyon Elementary School. Amend the AGREEMENT to include the following:

The parties agree that during the course of installation of the lunch shelters, the Vendor encountered site conditions, specifically subsurface obstructions that were not expected, and which require the use of specialized equipment and additional labor to resolve. In addition, vendor was required to work overtime to maintain the construction schedule. The District investigated the conditions and finds that such conditions do materially so differ and caused an increase in the Vendor's cost of, and the time required for, performance of the work under the Agreement. This Amendment provides equitable adjustment of the contract as compensation for the additional services, equipment, labor and supervision employed by the Vendor. By reference, this Amendment incorporates the requests for Change Orders:

| | |
|------------------------|-------------|
| Change Order Number 1 | \$3,885.31 |
| Change Order Number 2 | \$971.38 |
| Change Order Number 5 | \$12,760.29 |
| Change Order Number 6 | \$1,938.95 |
| Change Order Number 7 | \$1,148.42 |
| Change Order Number 8 | \$2,726.55 |
| Change Order Number 9 | \$2,296.83 |
| Change Order Number 10 | \$6,662.90 |
| Change Order Number 11 | \$7,684.12 |
| Change Order Number 12 | \$11,200.87 |

The Contract Amount is increased from \$179,060.57 to \$230,336.20.

2. Except as amended herein, the terms and conditions of original AGREEMENT shall remain in full force and effect.
3. The undersigned Vendor approves the foregoing as to the changes, if any, to the Contract Amount specified for each item, and as to the extension of time allowed, if any, for completion of the entire work as stated therein, and agrees to furnish all labor, materials and services and perform all work necessary to complete any additional work specified for the consideration stated therein. Submission of sums which have no basis in fact or which Vendor knows are false are at the sole risk of Vendor and may be a violation of the False Claims Act set forth under Government Code section 12650, et seq.
4. This Amendment is subject to approval by the governing board of this District and must be signed by the District.
5. It is expressly understood that the compensation and time, if any, granted herein represent a full accord and satisfaction for any and all time and cost impacts of the items herein, and Vendor waives any and all further compensation or time extension based on the items herein. The value of the extra work or changes expressly includes any and all of the Vendor's costs and expenses, and its subcontractors, both direct and indirect, resulting from additional time required on the project or resulting from delay to the project. Any costs, expenses, damages or time extensions not included are deemed waived.

IN WITNESS WHEREOF, the DISTRICT and the VENDOR have executed this Amendment to the original Agreement.

**PARK ASSOCIATES, INC. DBA NSP3, PARK LA CAÑADA UNIFIED SCHOOL DISTRICT
PLANET**

By Cynthia Cooper

By _____

Name: Cynthia Cooper

Name: _____