

## FIRST AMENDMENT TO CONTRACTOR AGREEMENT

**THIS FIRST AMENDMENT TO CONTRACTOR AGREEMENT** (the "First Amendment") is made and entered into as of January 18, 2023 (the "Effective Date"), by and between **FLORIDA ENGINEERING AND DEVELOPMENT CORP.**, a Florida corporation (the "Contractor"), and the **HALLANDALE BEACH COMMUNITY REDEVELOPMENT AGENCY**, a public body corporate and politic (the "HBCRA").

### R E C I T A L S

1. The HBCRA and the Contractor entered into that certain Contractor Agreement dated August 16, 2021 (the "Contractor Agreement").

2. The Contractor and the HBCRA desire to incorporate certain modifications into the Contractor Agreement in order to increase the Fee by \$23,818.29 for an increased not to exceed Fee of \$505,798.89, as set forth in this First Amendment.

**NOW, THEREFORE**, in consideration of the mutual promises and agreements set forth in this First Amendment and the Contractor Agreement, the adequacy of which is hereby acknowledged, the Contractor and the HBCRA agree as follows.

Section 1. Recitals. The foregoing recitals are true and correct and incorporated herein by this reference. All defined terms not defined in this First Amendment shall have the meanings set forth in the Contractor Agreement.

Section 2. Compensation and Method of Payment. HBCRA hereby approves the change order increase for the transformer relocation and pea-rock installation including the the purchase of materials (wiring, PVC piping, additional pea-rock) and labor to complete the project in the total amount of Twenty Three Thousand Eight Hundred Eighteen and 29/100 Dollars (\$23,818.29). HBCRA and Contractor acknowledge and agree that the Fee shall not exceed Five Hundred Five Thousand Seven Hundred Ninety Eight and 89/100 Dollars (\$505,798.89). All other terms and conditions of the Contractor Agreement including, but not limited to, Section 4 apply to the change order.

Section 3. Conflicts. Except as expressly modified herein by this First Amendment, the provisions of the Contractor Agreement remain unmodified and in full force and effect and are hereby ratified by the parties. In the event of any conflict between the terms and provisions of this First Amendment and the terms and provisions of the Contractor Agreement, the terms and provisions of this First Amendment shall control.

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**IN WITNESS WHEREOF**, the undersigned have caused the execution hereof as of January 18, 2023.

CONTRACTOR:

FLORIDA ENGINEERING AND DEVELOPMENT  
CORP., a Florida corporation

By:   
Jose Vega  
President

HBCRA:

HALLANDALE BEACH COMMUNITY REDEVELOPMENT AGENCY,  
a public body corporate and politic

By: \_\_\_\_\_  
Jeremy Earle  
Executive Director

Attest:

By: \_\_\_\_\_  
Jenorgen M. Guillen  
HBCRA Secretary

Approved as to form and legal sufficiency:

By: \_\_\_\_\_  
Taylor English Duma LLP  
HBCRA Attorney