

Amendment 1
To INDEPENDENT CONTRACTOR AGREEMENT
WEBB COUNTY INVITATION TO BID I.T.B. 2020-002
“BRUNI PUBLIC HEALTH FACILITY”
TCDBG TCDP CONTRACT NO. 7218028

The original contract, dated February 27, 2020 by and between **WEBB COUNTY**, a political subdivision of the State of Texas (hereinafter called “Owner”) and **TRILLIUM, LLC., D/B/A COBALT CONSTRUCTION**, Texas Limited Liability Company, (hereinafter called “Contractor”) to construct a building to be known as “The Bruni Public Health Facility” is hereby amended in the following respects:.

Exhibit C, Contract Terms & General Conditions, - Part I for Construction

6. Payment to Contractor

(a)

1) *is amended as follows:*

The Contractor shall prepare the requisition for partial payment as of the last day of the month and submit it, with the required number of copies, to the Engineer for approval. The amount of the payment due the Contractor shall be determined by adding to the total value of work completed to date, the value of materials properly stored on the site and deducting (1) ~~ten percent (10%)~~ five percent (5) of the total amount, to be retained until final payment, and (2) the amount of all previous payments. The total value of work completed to date shall be based on the estimated quantities of work completed and on the unit prices contained in the agreement. The value of materials properly stored on the site shall be based upon the estimated quantities of such materials and the invoice prices. Copies of all invoices shall be available for inspection of the Engineer.

Paragraph 2: The parties agree that the foregoing amendment (with the strikethrough language no longer being in effect and the underlined language being effective) shall be hereinafter considered a part of the contract referred to above and incorporated by reference therein for all purposes. The amendments shall be subject to any and all other provisions of the contract which are hereby ratified by the parties and remain in full force and effect, with the exception of the parts or provisions of the contract which have been modified by this amendment or prior amendments.

This Agreement becomes effective when signed by the last party whose signing makes the Agreement fully executed.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment 1 on the dates set forth below.

[Remainder of page intentional left blank]

WEBB COUNTY

TRILLIUN, LLC. D/B/A COBALT CONSTRUCTION
A Texas Limited Liability Company

Tano E. Tijerina
Webb County Judge

EDUARDO SALIDO
Managing Partner

Date: _____

Date: _____

ATTEST:

Margie Ramirez Ibarra
Webb County Clerk

Approved as to Form:

Nathan R. Bratton
General Counsel
Civil Legal Division*

*The General Counsel, Civil Legal Division's office, may only advise or approve contracts or legal documents on behalf Webb County, its client. It may not advise or approve a contract or legal document on behalf of other parties. Our review of this document was conducted solely from the legal perspective of our client. Our approval of this document was offered solely for the benefit of our client. Other parties should not rely on this approval, and should seek review and approval of their own respective attorney(s).