

AMENDMENT NO. 1 TO FORM OF CONTRACT

Contractor: Mariani Enterprises, LLC dba Ed Castro Landscape
Contract No.: 22ITB077A-KM, Landscaping Restoration Services
Address: 387 18th Street, NW
City, State Atlanta, GA 30363
Telephone: (770) 998-8444
Email: jdavis@edcastro.com
Contact: James Davis
President

W I T N E S S E T H

WHEREAS, Fulton County ("County") entered into a Contract with Mariani Enterprises, LLC d.b.a. Ed Castro Landscape to provide design, fertilizing, and planting services in North and South Fulton, dated 4th day of January 2023, on behalf of the Department of Public Works; and

WHEREAS, the County wishes to amend the existing contract to increase the spending authority to cover the added cost for landscaping services in accordance with the contract; and

WHEREAS, the Contractor has performed satisfactorily over the period of the contract; and

WHEREAS, this amendment was approved by the Fulton County Board of Commissioners on, [Insert Board of Commissioners approval date and item number].

NOW, THEREFORE, the County and the Contractor agree as follows:

This Amendment No. 1 to Form of Contract is effective upon BOC approval through the 31st day of December 2025, between the County and Mariani Enterprises, LLC dba Ed Castro Landscape, who agree that all Services specified will be performed in accordance with this Amendment No. 1 to Form of Contract and the Contract Documents.

1. **SCOPE OF WORK TO BE PERFORMED:** This contract provides landscaping restoration services along private property that may be disturbed during the repair of sewer and/or water lines during emergency and maintenance activities by the Department of Public Works or a contractor. The request for additional spending authority is necessary due to a 10% increase in pricing, which amounts

to \$13,192.30. This will result in the contract value increasing to a not to exceed amount of \$145,115.30 for 2025.

2. **COMPENSATION:** The services described under Scope of Work herein shall be performed by Contractor for a total amount not to exceed the additional amount of \$13,192.30 (Thirteen Thousand, One Hundred and Ninety-Two Dollars and Thirty Cents).
3. **LIABILITY OF COUNTY:** This Amendment No. 1 to Form of Contract shall not become binding on the County and the County shall incur no liability upon same until such agreement has been executed by the Chair to the Commission, attested to by the Clerk to the Commission and delivered to Contractor.
4. **EFFECT OF AMENDMENT NO. 1 TO FORM OF CONTRACT:** Except as modified by this Amendment No. 1 to Form of Contract, the Contract, and all Contract Documents, remain in full force and effect.

[INTENTIONALLY LEFT BLANK]

IN WITNESS THEREOF, the Parties hereto have caused this Contract to be executed by their duly authorized representatives as attested and witnessed and their corporate seals to be hereunto affixed as of the day and year date first above written.

OWNER:

FULTON COUNTY, GEORGIA

CONTRACTOR:

**MARIANI ENTERPRISES LLC,
dba ED CASTRO LANDSCAPE,
INC**

Robert L. Pitts, Chairman
Fulton County Board of
Commissioners

ATTEST:

James Davis
President

ATTEST:

Tonya R. Grier
Clerk to the Commission

(Affix County Seal)

APPROVED AS TO FORM:

Secretary/
Assistant Secretary

(Affix Corporate Seal)

ATTEST:

Office of the County Attorney

APPROVED AS TO CONTENT:

Notary Public

County: _____

David Clark, Director
Public Works Department

Commission Expires: _____

(Affix Notary Seal)

ITEM#: _____ RM: _____ REGULAR MEETING
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ITEM#: _____ 2 ND RM: _____ SECOND REGULAR MEETING
