

**AMENDMENT NO. 1 TO FORM OF CONTRACT**

Contractor: **K&E Group USA, LLC**

Contract No. **23ITB139005A-JWT, Standby Utility Pavement Patching & Paving Services**

Address: **3137 Daleview Way**  
City, State **Atlanta, GA 30331**

Telephone: **770-906-2157**

E-mail: [kemi@thekegroup.us](mailto:kemi@thekegroup.us)

Contact: **Kemi Inegbedion**  
**President**

**W I T N E S S E T H**

WHEREAS, Fulton County (“County”) entered into a Contract with K&E Group USA, LLC to provide standby utility pavement patching and paving services, dated September 20, 2023, on behalf of the Public Works Department; and

WHEREAS, this amendment to provide an increase in spending authority for standby utility pavement patching & paving services is needed because the number and size of repairs has exceeded the amount projected for the year and we will deplete the current funding amount before the end of the second quarter of 2024; 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 as of the \_\_\_\_ day of \_\_\_\_\_, 20\_\_, between the County and K&E Group USA LLC, 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:** The contract provides for Standby Utility Pavement Patching & Paving Services. The work consists of providing all labor, equipment, and materials necessary for the construction, installation, and emergency repair of, among other things, streets, sidewalks, curbs, gutters, and

other pavement within Fulton County. The work includes providing an emergency paving repair crew on an as-needed basis. All work shall be in conformance with the contract documents, drawings, and Fulton County standards and specifications. The work will be located in various locations throughout Fulton County.

2. **COMPENSATION:** The services described under Scope of Work herein shall be performed by Contractor for a total amount not to exceed the dollar amount of the contract \$300,000.00.
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**

CONSULTANT:

**K&E Group USA, LLC**

\_\_\_\_\_  
Robert L. Pitts, Chairman  
Fulton County Board of Commissioners

\_\_\_\_\_  
Kemi Inegbedion  
PRESIDENT

ATTEST:

ATTEST:

\_\_\_\_\_  
Tonya R. Grier  
Clerk to the Commission

\_\_\_\_\_  
Secretary/  
Assistant Secretary

(Affix County Seal)

(Affix Corporate Seal)

APPROVED AS TO FORM:

ATTEST:

\_\_\_\_\_  
Office of the County Attorney

\_\_\_\_\_  
Notary Public

APPROVED AS TO CONTENT:

County: \_\_\_\_\_

\_\_\_\_\_  
David Clark, Director  
Department of Public Works

Commission Expires: \_\_\_\_\_

(Affix Notary Seal)

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| ITEM#: _____ RCS: _____<br><b>RECESS MEETING</b> | ITEM#: _____ RM: _____<br><b>REGULAR MEETING</b> |
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