

## ATTACHMENT C

### AMENDMENT NO. TWO TO ON-CALL MAINTENANCE/REPAIR SERVICES AGREEMENT WITH RAY BRIAN CARMODY DBA CARMODY CONSTRUCTION COMPANY FOR ON-CALL GENERAL BUILDING MAINTENANCE SERVICES FOR PUBLIC WORKS

THIS AMENDMENT NO. TWO TO ON-CALL MAINTENANCE/REPAIR SERVICES AGREEMENT ("Amendment No. Two") is made and entered into as of this 10th day of February, 2025 ("Effective Date"), by and between the CITY OF NEWPORT BEACH, a California municipal corporation and charter city ("City"), and RAY BRIAN CARMODY, a sole proprietor doing business as ("DBA") CARMODY CONSTRUCTION COMPANY ("Contractor"), whose address is 1240 Birch Tree Court, La Habra, CA 90631, and is made with reference to the following:

#### RECITALS

- A. On February 22, 2022, City and Contractor entered into an On-Call Maintenance/Repair Services Agreement ("Agreement") to perform on-call maintenance and/or repair services for City ("Project").
- B. On July 30, 2024, City and Contractor entered into Amendment No. One to the Agreement ("Amendment No. One") to increase the total compensation due to the volume of work exceeding what was originally anticipated.
- C. The parties desire to enter into this Amendment No. Two to extend the term of the Agreement to February 21, 2027.

**NOW, THEREFORE**, it is mutually agreed by and between the undersigned parties as follows:

#### 1. TERM

Section 1 of the Agreement is amended in its entirety and replaced with the following: "The term of this Agreement shall commence on the Effective Date, and shall terminate on February 21, 2027, unless terminated earlier as set forth herein."

#### 2. INTEGRATED CONTRACT

Except as expressly modified herein, all other provisions, terms, and covenants set forth in the Agreement shall remain unchanged and shall be in full force and effect.

[SIGNATURES ON NEXT PAGE]

IN WITNESS WHEREOF, the parties have caused this Amendment No. Two to be executed on the dates written below.

APPROVED AS TO FORM:  
CITY ATTORNEY'S OFFICE

Date: 02/05/25

By: Jose Montoya for  
Aaron C. Harp  
City Attorney

ms  
2/5/25

CITY OF NEWPORT BEACH,  
a California municipal corporation

Date: 2-6-2025

By: David Webb  
David Webb  
Director of Public Works

ATTEST:

Date: 2.13.2025

By: Leilani I. Brown  
Leilani I. Brown  
City Clerk

CONTRACTOR: RAY BRIAN CARMODY,  
a sole proprietor doing business as  
("DBA") CARMODY CONSTRUCTION  
COMPANY

Date: \_\_\_\_\_

Signed in Counterpart  
By: \_\_\_\_\_  
Ray Brian Carmody,  
Sole Proprietor.

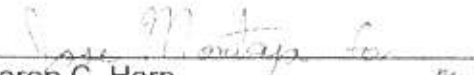


[END OF SIGNATURES]

IN WITNESS WHEREOF, the parties have caused this Amendment No. Two to be executed on the dates written below.

**APPROVED AS TO FORM:  
CITY ATTORNEY'S OFFICE**

Date: 02/05/2025

By:   
Aaron C. Harp  
City Attorney

**CITY OF NEWPORT BEACH,  
a California municipal corporation**

Date: \_\_\_\_\_

By: \_\_\_\_\_  
David Webb  
Director of Public Works

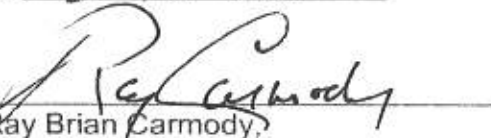
**ATTEST:**

Date: \_\_\_\_\_

By: \_\_\_\_\_  
Leilani I. Brown  
City Clerk

**CONTRACTOR: RAY BRIAN CARMODY,  
a sole proprietor doing business as  
("DBA") CARMODY CONSTRUCTION  
COMPANY**

Date: 2-10-25

By:   
Ray Brian Carmody,  
Sole Proprietor.

**[END OF SIGNATURES]**