

**AMENDMENT NO 1**  
**TO**  
**ACCO ENGINEERED SYSTEMS**  
**AGREEMENT**  
**FOR**  
**HVAC MAINTENANCE AND REPAIR**



**\*26**

This Amendment is entered into this 15<sup>TH</sup> day of July 2009, by and between the City of Milpitas, a municipal corporation of the State of California (hereafter referred to as "CITY") and **ACCO Engineered Systems**, (hereafter referred to as "CONTRACTOR").

**RECITALS**

WHEREAS, the parties entered into an Agreement for HVAC maintenance and repair on January 14<sup>th</sup> 2009; and

WHEREAS, the parties desire to amend the Agreement to allow CONTRACTOR to perform incidental repair work not otherwise covered in the maintenance agreement.

NOW THEREFORE, in consideration of the mutual covenants and conditions herein contained, the parties agree to amend the Agreement as follows:

1. The dollar value of the agreement shall be increased by \$20,000.00 form \$40,000.00 to \$60,000.00.
2. All other provisions of the Agreement shall remain in full force and effect.

This Amendment is executed as of the date written above.

APPROVED BY:

CITY OF MILPITAS

CONSULTANT

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City Manager

Approved As  
To Content:

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City Project Manager

Approved As  
To Form:

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City Attorney

Prepared By:

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City Purchasing Agent



Mechanical Services  
510 / 346-4300 Voice  
510 / 347-1318 Fax  
1133 Aladdin Avenue  
San Leandro, California  
94577-4311

May 19, 2009

Ed Loreda  
**Milpitas City Hall**  
455 E. Calaveras Blvd.  
Milpitas, CA 95035

RE: Preventive Maintenance: 455 E. Calaveras Blvd.  
Milpitas, CA  
(#43254)

Dear Ed:

Thank you for your continued confidence in ACCO's services. We value your business very much and trust you are satisfied with our performance.

Despite rising costs in auto fuel, field labor, materials, insurance, regulator compliance and related training, we have made it our goal to hold maintenance pricing. However, to continue to provide you with the same level of quality maintenance service, we must increase the agreement price from **\$4,996.90** to **\$5,122.87** for each scheduled visit. This change will become effective with your August 2009 maintenance billing.

Again, we appreciate your business and look forward to a continued relationship built upon trust and quality service. Please contact me regarding any questions or comments involving the HVAC system.

Sincerely,

Jack Holke  
Project Manager

cc: Rick Adams  
Master File