



**COBB COUNTY
DEPARTMENT OF TRANSPORTATION
AMENDMENT TO
COBB FRAMEWORK AGREEMENT**

**Project No. X2312
AMENDMENT NO. 1**

WHEREAS, the City of Powder Springs (CITY) and Cobb County, Georgia (COUNTY), hereinafter collectively referred to as the parties, entered into a Cobb Framework Agreement (the “Agreement”) on April 7, 2016, for services associated with Powder Springs Road at Flint Hill Road/Pine Grove Drive/Deercreek Drive Project, Project No. X2312 (PROJECT); and

WHEREAS, the parties originally anticipated the total PROJECT costs to be \$1,050,000 and agreed upon a funding split, with the COUNTY contributing 52% (\$550,000) and the CITY contributing 48% (\$500,000); and

WHEREAS, the PROJECT design, ROW acquisition, and construction are complete; and

WHEREAS, the total PROJECT costs are now anticipated to be \$3,124,976; and

WHEREAS the parties agree that the financial contributions for the PROJECT shall be specifically set forth by this amendment to the Agreement; and

NOW THEREFORE, for and in consideration of the mutual benefits and obligations flowing each to the other, the receipt and sufficiency of which is hereby acknowledged, the parties hereby agree to amend the Agreement as follows:

1. Section 14 is hereby amended by revising the maximum financial contributions of each party as follows:

CITY - \$1,499,988 COUNTY - \$1,624,988

2. Exhibit B of the Agreement, attached hereto, is hereby amended by revising the distribution amounts to reflect the 52% contribution from the COUNTY and 48% contribution from the CITY for the PROJECT.

3. All other terms and conditions of the Agreement not changed by this Amendment shall remain in full force and effect.

4. This First Amendment shall become effective upon the date this Amendment is signed by both parties (“Effective Date”).

IN WITNESS WHEREOF, the parties have caused this First Amendment to the Agreement to be executed by their duly authorized representatives.

This _____ day of _____, 20____

RECOMMEND FOR APPROVAL:

CITY OF POWDER SPRINGS

COBB COUNTY, GEORGIA

By: _____

By: _____

Printed Name: _____

Printed Name: Lisa N. Cupid

Title: _____

Title: Chairwoman, Board of Commission

Date _____

Date _____

Attest: _____
City Clerk

Attest: _____
County Clerk

[ATTACH CITY SEAL]

[ATTACH COUNTY SEAL]

APPROVED AS TO FORM BY:

County Attorney's Office