

**ADDENDUM NO 1**

**TO THE CITY OF ALVIN  
HVAC PREVENTATIVE MAINTENANCE  
AND REPAIR SERVICES AGREEMENT**

THIS Addendum No 1 to the City of Alvin HVAC Preventative Maintenance and Repair Services Agreement (the 'Addendum No 1') is entered into on this the 4th day of August, 2016 by and between the City of Alvin, Texas, a home-rule city of the State of Texas (the 'City') and Comfort Systems USA (South Central) with an effective date of October 1, 2016

**WHEREAS**, on September 17, 2015, the City approved and entered into a HVAC Preventative Maintenance and Repair Services Agreement for HVAC preventative maintenance and repairs to the City of Alvin facilities (the "Agreement"), and

**WHEREAS**, Section III of the Agreement states the initial term ends September 30, 2016 and provides the option of three additional one year renewable terms, and that renewal shall be the sole option of the City and upon agreement by the Contractor, and

**WHEREAS**, Comfort Systems USA has provided the initial year of service and now requests the first one-year renewal term to provide HVAC preventative maintenance and repair services for City facilities (See Comfort Systems USA letter attached as Exhibit 'A'), and

**WHEREAS**, the City and Comfort Systems USA desire to extend the term of the Agreement for the first one-year renewal term ending September 30, 2017

**WITNESSETH**

**NOW, THEREFORE**, for and in consideration of the mutual covenants and promises contained herein, the City and Comfort Systems USA hereby agree as follows

**I**

This renewal term is subject to all the provisions contained within the original Agreement, except as amended by the February 2016 Letter Addendum whereby the Animal Adoption Center HVAC equipment was added

**II**

Except as amended herein, all other terms and conditions of the Agreement, as amended, shall remain in full force and effect. To the extent of a conflict or inconsistency between or among the provisions of the Agreement, the 2016 Letter Addendum and Addendum No 1, the provisions of Addendum No 1 shall control. Addendum No 1 may only be amended, modified or supplemented by written agreement and signed by all parties

IN WITNESS WHEREOF, the parties have made and executed Addendum No 1 to the HVAC Preventative Maintenance and Repair Services Agreement in multiple copies, each of which shall be an original, as of the date set forth in the preamble hereof

COMFORT SYSTEMS USA

CITY OF ALVIN, TEXAS

By Jonathan Parow  
Name JONATHAN PAROW  
Title Executive VP Building Services

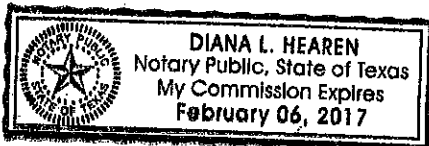
By Seremah Breland  
Seremah Breland, City Manager

ATTEST/SEAL

ATTEST/SEAL

By Diana Hearen  
Name Diana Hearen  
Title Executive Assistant

By Dixie Roberts  
Dixie Roberts, City Clerk



APPROVED AS TO FORM;

By Bobbi J Kacz  
Bobbi J Kacz, City Attorney