

**NORTH CAROLINA
DURHAM COUNTY**

**CONTRACT AMENDMENT
BEYNON SPORTS SURFACES, INC.**

THIS CONTRACT AMENDMENT is made and entered into this 13th day of May 2019 by and between the **COUNTY OF DURHAM** (hereinafter referred to as “**County**”) and **BEYNON SPORTS SURFACES, INC.** (hereinafter referred to as “**Contractor**”).

WITNESSETH:

THAT WHERE AS, the County and Contractor entered into a contract dated March 11, 2019, for the provision of Durham County Memorial Stadium Track Resurfacing, (hereinafter the “Original Agreement”); and

WHEREAS, the County and Contractor desire to amend the Original Agreement, while keeping in effect all terms and conditions of the Original Agreement not inconsistent with the terms and conditions set forth below.

NOW THEREFORE, for and in consideration for the mutual covenants and agreements made herein, the parties agree to amend the Original Agreement as follows:

1. Remove and dispose of existing javelin runway surface. Furnish and install new BSS 1000 13mm Encapsulated track surfacing system for javelin runway.
2. The Term of the Original Agreement shall hereby remain the same through June 30, 2019.
3. The compensation paid to Contractor shall increase by \$48,039.00 for a total contract amount not to exceed \$417,039.00.
4. **REQUIRED PROVISIONS FOR CONTRACTS/AGREEMENTS/GRANTS UTILIZING FEDERAL FUNDS.** Pursuant to the Federal Uniform Guidance Appendix II to 2 CFR Part 200, if Federal Funds are involved in this Contract/Agreement/Grant Agreement, by executing this Contract/Agreement/Grant Agreement, the Contractor/Vendor/Grantee, certifies that it agrees to and is in compliance with the provisions specified in **Exhibit B – Federal Uniform Guidance Contract Provisions Certification.**
5. By execution hereof, the person signing for Contractor below certifies that he/she has read this Contract Amendment and that he/she is duly authorized to execute this contract on behalf of the Contractor.
6. Except for the changes made herein, the Original Agreement shall remain in full force and effect to the extent not inconsistent with this Amendment. In the event that there is a conflict between the Original Agreement and this Amendment, this Amendment shall control.

IN WITNESS WHEREOF, the parties have expressed their agreement to these terms by causing this Contract Amendment to be executed by their duly authorized office or agent. This Contract Amendment shall be effective as of the date herein.

BEYNON SPORTS SURFACES, INC.

DURHAM COUNTY

By: _____

By: _____

Name/Title: _____

Wendell Davis, County Manager

This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.

Susan Tezai, Durham County Chief Financial Office