



**ARLINGTON COUNTY, VIRGINIA
AGREEMENT NO. 23-DES-ITB-607
AMENDMENT NUMBER 1**

This Amendment Number 1 is made on 2/25/2024 and amends Agreement Number 23-DES-ITB-607 ("Main Agreement") dated May 12, 2023, between ReAgg LLC ("Contractor") and the County Board of Arlington County, Virginia ("County").

The County and the Contractor agree to amend the Main Agreement as follows:

1. **Contract Renewal:** Pursuant to contract clause 4. Contract Term ([as amended below](#)), this contract is renewed for an additional 12-month period beginning May 1, 2024, with three (3) additional renewals remaining.
2. **Contract Term** is hereby changed to remove April 31, 2024, and replaced with the following:
 4. **CONTRACT TERM**
Time is of the essence. The Work will commence on May 1, 2023, and must be completed no later than [April 30, 2024](#) ("Initial Contract Term"), subject to any modifications provided in the Contract Documents. Upon satisfactory performance by the Contractor, the County may, through the issuance of a bilateral Notice of Renewal, authorize continuation of the Agreement under the same contract prices for not more than four additional 12-month periods, from May 1, 2024, until April 30, 2028 (each a "Subsequent Contract Term"). The Initial Contract Term and any Subsequent Contract Term(s) are together the "Contract Term."
3. **Price Adjustment:** Pursuant to contract clause 6. Contract Pricing with Optional Price Adjustments (as amended below), adjustments to the Contract Amount/unit price(s) will [not exceed 3.1%](#) of change in the U.S. Department of Labor Consumer Price Index, All Items, Unadjusted, Urban Areas for the month of [January 2024](#) statistics.
4. **Contract Pricing With Optional Price Adjustments** is hereby changed to correct the "Price Adjustment Date" from May 1, 2024, and replaced with the following:
 6. **CONTRACT PRICING WITH OPTIONAL PRICE ADJUSTMENTS**
The Contract Amount/unit price(s) will remain firm until [April 30, 2024](#) ("Price Adjustment Date"). To request a price adjustment, the Contractor or the County must submit a written request to the other party not less than 90 days before the Price Adjustment Date. Adjustments to the Contract Amount/unit price(s) will not exceed the percentage of change in the U.S. Department of Labor Consumer Price Index, All Items, Unadjusted, Urban Areas ("CPI-U") for the 12 months of statistics available at the time of the Contract's renewal.

Any Contract Amount/unit price(s) that result from this provision will become effective the day after the Price Adjustment Date and will be binding for 12 months. The new Price Adjustment Date will be 12 months after the price adjustment.

If the Contractor and the County have not agreed on a requested adjustment by 30 days before the Price Adjustment Date, the County may not renew the Contract, whether or not the County has previously elected to renew the Contract’s term.

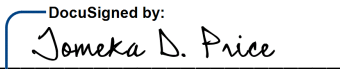
- 5. **Exhibit B - Pricing is hereby deleted** in its entirety and replaced with the attached [Revised Exhibit B - Pricing](#) to increase the unit price by 3.1% beginning May 1, 2024.

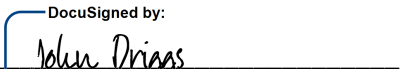
All other terms and conditions of the Main Agreement remain in effect.

WITNESS these signatures:

THE COUNTY BOARD OF ARLINGTON
COUNTY, VIRGINIA

REAGG LLC

AUTHORIZED
SIGNATURE: 

AUTHORIZED
SIGNATURE: 

NAME: Tomeka D. Price

NAME: John Driggs

TITLE: Procurement Officer

TITLE: Manager

DATE: 2/25/2024

DATE: 2/21/2024

REVISED

EXHIBIT B - PRICING					
MAXIMUM DELIVERY TIME: 24 HOURS AFTER RECEIPT OF ORDER					
MINIMUM DELIVERED ORDER QUANTITY: 20 TONS					
MINIMUM PICK UP ORDER QUANTITY: 10 TONS					
LINE	DESCRIPTION	ESTIMATED ANNUAL QUANTITY	UNIT PRICE	CPI-U Increase beginning May 1, 2024	NEW UNIT PRICE 5/1/2024
1	Cold Mix Asphalt Delivered to Arlington County Trade Center	500	\$ 164.00	3.1%	\$ 169.08
2	Cold Mix Asphalt Picked Up by the County	50	\$ 155.00		\$ 159.81