

AMENDATORY AGREEMENT NO. 2

THIS AMENDATORY AGREEMENT, made and entered into by and between the **CITY OF ATLANTIC CITY**, a municipal corporation of the State of New Jersey, with its principal offices located at 1301 Bacharach Boulevard, Atlantic City, New Jersey 08401, hereinafter referred to as "**CITY**", and **SOUTH STATE, INC.** with offices located at Box 68, Bridgeton, New Jersey 08302, hereinafter referred to as "**CONTRACTOR**", pursuant to Resolution No. 594 adopted by the Council of the **CITY** on September 16, 2026, a copy of which is attached hereto and made a part hereof.

WHEREAS, by Resolution No. 535 adopted July 16, 2025, the City entered into an Agreement with **SOUTH STATE, INC.** for the **PACIFIC AVENUE SIGNAL OPTIMIZATION** in the amount of **SIX MILLION TWO HUNDRED SIXTY-THREE THOUSAND FOUR HUNDRED EIGHTY DOLLARS AND NINETY-NINE CENTS (\$6,263,480.05)**; and

WHEREAS, it was necessary for additional work to include **THERMOPLASTIC TRAFFIC STRIPS AND CONTROLLER MODIFICATIONS** in the amount of **THREE THOUSAND NINE HUNDRED SEVEN DOLLARS AND NINETY-FOUR CENTS (\$3,907.94)** known as **AMENDATORY AGREEMENT No. 1**; and

WHEREAS, it is again necessary to amend the agreement to **INSTALL FO CABLES & PATHWAY INSTALLATION IN THE AMOUNT OF THIRTY THOUSAND EIGHTY-TWO DOLLARS (\$30,082.50)** for a new total not to exceed **SIX MILLION TWO HUNDRED NINETY-SEVEN THOUSAND FOUR HUNDRED SIXTY-NINE DOLLARS AND NINETY-NINE CENTS (\$6,297,469.99)** to be known as **AMENDATORY AGREEMENT No. 2**; and

WHEREAS, with the exception of the modifications contained herein, all other terms,

conditions and provisions of the Agreement between the parties shall remain in full force and effect.

NOW, THEREFORE, BE IT RESOLVED in consideration of the mutual covenants contained herein, the parties agree that the Agreement authorized by Resolution No. 535 adopted by the Council of the **CITY** on July 16, 2025, is hereby amended to include the above referenced **INSTALL FO CABLES & PATHWAY INSTALLATION IN THE AMOUNT OF THIRTY THOUSAND EIGHTY-TWO DOLLARS (\$30,082.50)** for a new total not to exceed **SIX MILLION TWO HUNDRED NINETY-SEVEN THOUSAND FOUR HUNDRED SIXTY-NINE DOLLARS AND NINETY-NINE CENTS (\$6,297,469.99)** to be known as **AMENDATORY AGREEMENT NO. 2.**

CONTRACTOR represents that it is in compliance with all laws of the State of New Jersey, all Ordinances of the City of Atlantic City, including Ordinance No. 24 of 1993 and Executive Order No. 1 of 1993, and will remain so for the term of this Agreement and Amendatory Agreement No. 2, and failure to continue in compliance shall be deemed a breach of the Agreement and this Amendatory Agreement No. 2.

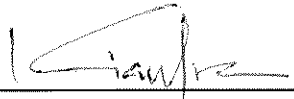
CONTRACTOR cannot assign its rights or obligations under the Agreement without the prior written consent of the **CITY**.

The Amendatory Agreement No. 2 is effective as of the date of complete execution hereof.

[SIGNATURE PAGE TO FOLLOW]

IN WITNESS WHEREOF, the CITY and CONTRACTOR have caused this Amendatory Agreement No. 2 to be executed on or as of the day and year first below written.

ATTEST:



Paula Geletei, City Clerk
Krem Train, Deputy

CITY OF ATLANTIC CITY

By: 

Marty Small, Sr., Mayor

Date: 10-19-26

WITNESS:



SOUTH STATE, INC.

By: 

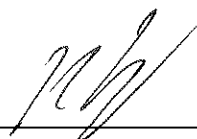
President

Chester J. Ottinger, Jr.
(PLEASE PRINT NAME ABOVE)

DATE: October 2, 2026

The Amendatory Agreement No. 2 is approved as to form and execution.

Date: 10/14/26

By: 

Michal Czarnecki, Esq.
Assistant City Solicitor

Resolution of the City of Atlantic City

No. 594

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified to by

City Solicitors/s/ Michael J. Perugini

City Engineer/s/ Uzoma Ahirakwe

Prepared by City Solicitor's Office

Council Members MARSHALL, RANDOLPH, SHABAZZ & KURTZ Present the following Resolution:

RESOLUTION AUTHORIZING AMENDATORY AGREEMENT WITH SOUTH STATE, INC FOR PACIFIC AVE SIGNAL OPTIMIZATION IN THE AMOUNT OF \$30,082.50

WHEREAS, by Resolution No. 535 of 2025, the City of Atlantic City entered into an agreement with **SOUTH STATE, INC.** for **PACIFIC AVE SIGNAL OPTIMIZATION** in the amount of **SIX MILLION TWO HUNDRED SIXTY-THREE THOUSAND FOUR HUNDRED EIGHTY DOLLARS AND FIVE CENTS (\$6,263,480.05)**; and

WHEREAS, it was necessary to include **THERMOPLASTIC TRAFFIC STRIPS AND CONTROLLER MODIFICATIONS** in the amount of **THREE THOUSAND NINE HUNDRED SEVEN DOLLARS AND NINETY-FOUR CENTS (\$3,907.94)** for a total amount to exceed **SIX MILLION TWO HUNDRED SIXTY-SEVEN THOUSAND THREE HUNDRED EIGHTY-SEVEN DOLLARS AND NINETY-NINE CENTS (\$6,267,387.99)** to be known as **AMENDATORY AGREEMENT No. 1**; and

WHEREAS, again it is necessary to **INSTALL FO CABLES & PATHWAY INSTALLATION FOR THE PACIFIC AVENUE SIGNAL OPTIMIZATION PROJECT** in the amount of **THIRTY THOUSAND EIGHTY-TWO DOLLARS (\$30,082.00)** for a new total not to exceed **SIX MILLION TWO HUNDRED NINETY-SEVEN THOUSAND FOUR HUNDRED SIXTY-NINE DOLLARS AND NINETY-NINE CENTS (\$6,297,469.99)** to be known as **AMENDATORY AGREEMENT No. 2**; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Atlantic City that the Mayor is hereby authorized to execute and the City Clerk to attest to an **AMENDATORY AGREEMENT** with **SOUTH STATE INC.** on the aforementioned work to be known as an **AMENDATORY AGREEMENT No. 2**.

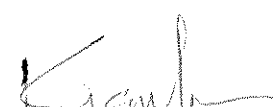
BE IT FURTHER RESOLVED that a Certification from the Chief Financial Officer is attached to this Resolution, showing the availability of funds from Account No. 6-01-20-165-400-290 and specifying the line-item appropriation from the 2026 Budget to satisfy the aforesaid award of an Amendatory Agreement.

October 2, 2026 11:38 AM

DO NOT USE SPACE BELOW THIS LINE													
RECORD OF COUNCIL VOTE ON FINAL PASSAGE													
COUNCIL MEMBER	AYE	NAY	N.V	A.B.	MOT.	SEC.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	MOT.	SEC.
AHMED	X						KURTZ				X		
BAILEY	X						LACCA	X					
CROUCH	X					X	MARSHALL	X					
DUNSTON	X						SHABAZZ	X				X	
RANDOLPH, PRESIDENT							X						
X-Indicates Vote NV-Not Voting AB-Absent MOT-Motion SEC-Second													

This is a Certified True copy of the Original Resolution on file in the City Clerk's Office.

DATE OF ADOPTION: SEPTEMBER 16, 2026


/s/ Paula Geletei, City Clerk

Kiem Tran, Deputy