

AMENDATORY AGREEMENT NO. 1

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 **L. FERIOZZI CONCRETE COMPANY** with offices located at 3010 Sunset Avenue, Atlantic City, New Jersey 08401, hereinafter referred to as "**CONTRACTOR**", pursuant to Resolution No. 390 adopted by the Council of the **CITY** on June 17, 2026, a copy of which is attached hereto and made a part hereof.

WHEREAS, by Resolution No. 590 adopted August 20, 2025, the **CITY** entered into an Agreement with **CONTRACTOR** for **TENNESSEE AVENUE ROADWAY IMPROVEMENTS** in the amount of **EIGHT HUNDRED NINETY-NINE THOUSAND SEVEN HUNDRED EIGHTY-FOUR DOLLARS (\$899,784.00)**; and

WHEREAS, additional funding is necessary to **ACCOMMODATE CHANGES REQUIRED TO COMPLETE AND FINALIZE THE WORK**, at an additional cost of **THIRTY THOUSAND NINE HUNDRED THIRTY-ONE DOLLARS AND THIRTY-NINE CENTS (\$30,931.39)** to be known as **AMENDATORY AGREEMENT No. 1**.

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. 590 adopted by the Council of the **CITY** on August 20, 2025 is hereby amended to include the above referenced change in scope outlined in Resolution No. 390 adopted by Council on June 17, 2026, in the amount of **THIRTY THOUSAND NINE HUNDRED THIRTY-ONE DOLLARS AND THIRTY-NINE CENTS (\$30,931.39)** to be known as **AMENDATORY AGREEMENT No. 1**.

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, Executive Order No. 1 of 1993, and will remain so for the term of this Agreement and all extensions and amendments hereto, and failure to continue in compliance shall be deemed a breach of the Agreement, and all extensions and amendments hereto.

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

The Amendatory Agreement No.1 is effective as of the date of complete execution hereof.

[THIS SECTION INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, the CITY and CONTRACTOR have caused this Amendatory Agreement No.1 to be executed on or as of the day and year first below written.

ATTEST:

CITY OF ATLANTIC CITY

Paula Geletei
Paula Geletei, City Clerk

By: Marty Small, Sr.
Marty Small, Sr., Mayor

Date: 7-10-26

WITNESS:

L. FERIOZZI CONCRETE COMPANY

Nancy Wentz
NANCY WENTZ

By: Joseph L. Feriozzi
President / SECRETARY / TREASURER
JOSEPH L. FERIOZZI
(PLEASE PRINT NAME ABOVE)

DATE: 06-30-26

This Amendatory Agreement No. 1 is approved as to form and execution.

Date: 7/10/26

By: Peter T. Sallata
Peter T. Sallata, Esq.
Assistant City Solicitor

STATE OF NEW JERSEY)
) ss.

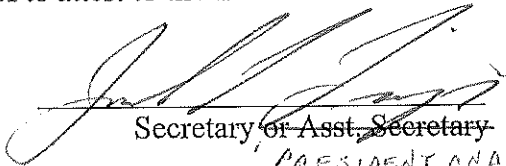
COUNTY OF ATLANTIC)

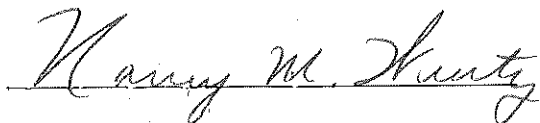
I CERTIFY that on JUNE 30TH, 2026,
JOSEPH L. FERIOZZI ^(MYSELF) ^{PRESIDENT AND TREASURER}, the Secretary, ~~or Assistant Secretary~~ of the Corporation,
personally came before me, and this person acknowledged under oath, to my satisfaction, that:

- (a) this person is the secretary ^{PRESIDENT AND TREASURER} ~~or assistant secretary~~ of
L. FERIOZZI CONCRETE COMPANY
(the corporation named in this document);
- (b) this person is the attesting witness to the signing of this document by the proper
corporate officer of the corporation;
- (c) this document was signed and delivered by the corporation as its voluntary act
duly authorized by a proper resolution of its Board of Directors and;
- (d) this person signed this proof to attest to the truth of these facts.

Signed and sworn to before me on

JUNE 30, 2026


Secretary ~~or Asst. Secretary~~ ^{PRESIDENT AND TREASURER}
JOSEPH L. FERIOZZI



Nancy M Wentz
NOTARY PUBLIC
State of New Jersey
ID # 2055920
My Commission Expires 2/1/2029

Resolution of the City of Atlantic City

No. 390

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 Ahiairakwe

Prepared by City Solicitor's Office

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

RESOLUTION AWARDING AN AMENDATORY AGREEMENT TO L. FERIOZZI CONCRETE COMPANY IN THE AMOUNT OF \$30,931.39

WHEREAS, by Resolution No. 590 of August 20, 2025, the City of Atlantic City entered into an Agreement with L. FERIOZZI CONCRETE COMPANY for TENNESSEE AVENUE ROADWAY IMPROVEMENTS for a total delivered sum of EIGHT HUNDRED NINETY-NINE THOUSAND SEVEN HUNDRED EIGHTY-FOUR DOLLARS (\$899,784.00); and

WHEREAS additional funding is necessary TO ACCOMMODATE CHANGES REQUIRED TO COMPLETE AND FINALIZE THE WORK, at an additional cost of THIRTY THOUSAND NINE HUNDRED THIRTY-ONE DOLLARS AND THIRTY-NINE CENTS (\$30,931.39), to be known as AMENDATORY AGREEMENT NO. 1.

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 L. FERIOZZI CONCRETE COMPANY at an additional cost of THIRTY THOUSAND NINE HUNDRED THIRTY-ONE DOLLARS AND THIRTY-NINE CENTS (\$30,931.39), for a new total amount not to exceed NINE HUNDRED THIRTY THOUSAND SEVEN HUNDRED FIFTEEN DOLLARS AND THIRTY-NINE CENTS (\$930,715.39), for the aforementioned change of scope of work to be known as AMENDATORY AGREEMENT NO. 1.

BE IT FURTHER RESOLVED that a Certificate of Funds from the Chief Financial Officer is attached to this Resolution, showing the availability of funds from Account No. 6-01-20-165-400-280 and specifying the line-item appropriation from the 2026 Budget to satisfy the aforesaid award of this amendatory agreement and pursuant to State approval.

June 18, 2026 10:02 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				X		LACCA	X					
CROUCH	X					X	MARSHALL				X		
DUNSTON	X						SHABAZZ				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: JUNE 17, 2026

Paula Geletei
/s/ Paula Geletei, City Clerk