FIRST AMENDMENT

TO

4600007410/C53573
2007-0618

CONTRACT FOR SCRAP TIRE DISPOSAL SERVICES FOR VARIOUS DEPARTMENTS

This **FIRST AMENDMENT TO CONTRACT FOR SCRAP TIRE DISPOSAL SERVICES FOR VARIOUS DEPARTMENTS** ("First Amendment") is made by and between the **CITY OF HOUSTON, TEXAS** (the "City"), a municipal corporation and home-rule city of the State of Texas, principally situated in Harris County, Texas, acting by and through its governing body, the City Council, and **LIBERTY TIRE RECYCLING, LLC** ("Contractor").

WITNESSETH

WHEREAS, pursuant to Ordinance No. 2002-149, passed and adopted March 6, 2002, the City entered into an Agreement for scrap tire disposal services for various departments (the "Original Agreement") with Contractor: and

WHEREAS, the parties desire to amend the Original Agreement: and

NOW, THEREFORE, the City and Contractor amend the Original Agreement as follows:

I.

The parties hereby delete in its entirety Article IV, Contract Term, of the Original Agreement and replace with the following:

This Contract shall commence on the Effective Date and shall remain in effect until June 9, 2009 ("Agreement Term"), unless sooner terminated as provided for in this Contract.

II.

In the event of a conflict between the Original Agreement and this First Amendment, this First Amendment shall prevail.

II.

All other terms and conditions of the Original Agreement, except as amended in this First Amendment, shall continue if full force and effect.

IN WITNESS HEREOF, parties have executed this First Amendment in multiple originals, each of equal force and effect.

LIBERTY TIRE RECYLING LLC

By: Ronald B Carlson
Title: Chief operating officer

ATTEST/SEAL:

By: Loretta M. Shahade
Name: Loretta M. Shahade
Title: Secretary

THE CITY OF HOUSTON, TEXAS

Bill White
Mayor

ATTEST/SEAL

City Secretary

COUNTERSIGNED:

City Controller

DATE OF COUNTERSIGNATURE:

June 8, 2007

APPROVED:

City Purchasing Agent

APPROVED AS TO FORM:

Legal Assistant ~~City Attorney~~
~~L.D. File No.~~