

AMENDMENT TO SERVICE CONTRACT

This First Amendment to the Service Contract ("First Amendment") dated as of the Effective Date (as defined below) is made by and between the **City of Burleson** ("City" or "Burleson"), a municipal corporation, and **PRP Services, LLP; dba Municipal Mosquito** ("Firm" or "Vendor").

WHEREAS, the City and Vendor entered into a Contract for Mosquito Services executed administratively, dated effective as of March 4, 2022 (the "Agreement"); and

WHEREAS, the fiscal year 2024 mosquito season in the North Central Texas region has been unusually active; and

WHEREAS, the original agreement lacks sufficient funds to meet the ongoing abatement needs; and

WHEREAS, the urgency of the situation precludes the delays associated with the public bidding process. This necessitates the use of the exemption outlined in Chapter 252 of the Texas Local Government Code, which allows municipalities to bypass competitive procurement requirements in extenuating circumstances that impact the health or safety of the city's residents; and

WHEREAS, both the City and the Firm mutually desire to amend the Agreement to allow for additional spending beyond the amount outlined in the original agreement.

NOW THEREFORE, in consideration of the foregoing, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, City and Vendor, acting herein by and through their duly authorized representatives, hereby agree as follows:

1. Section 5 of the Agreement is hereby deleted in its entirety and replaced with the following:

PAYMENT.

Payment for all Contingent Mosquito Management Services shall be due within thirty (30) days of receipt of invoice by Municipal Mosquito by City. Payment which is not received on a timely basis shall be subject to interest at statutorily stated rates. Total of all payments during the term as listed in Section 2, sub-section 2.1 **shall not exceed \$123,000.00 USD.**

2. All other terms, provisions, conditions, covenants, and recitals of the Agreement not expressly amended herein shall remain in full force and effect.

[Signature Page Follows]

Executed effective date as of the date signed by the City Manager below (“Amendment Effective Date”).

City of Burluson

**PRP Services, LLP
Dba: Municipal Mosquito**

By: _____

By: _____

Name: _____

Name: _____

Title: _____

Title: _____

Date: _____

Date: _____