

**CONTRACT AMENDMENT #1
BETWEEN THE TOWN OF PROSPER, TEXAS, AND GARVER, LLC.
FOR THE FIRST STREET (COLEMAN-CRAIG) PROJECT (2305-ST)**

This Contract Amendment for Professional Engineering Services, hereinafter called "Amendment," is entered into by the **Town of Prosper, Texas**, a municipal corporation, duly authorized to act by the Town Council of said Town, hereinafter called "Town," and **Garver, LLC**, a company authorized to do business in Texas, acting through a duly authorized officer, hereinafter called "Consultant," relative to Consultant providing professional engineering services to Town. Town and Consultant when mentioned collectively shall be referred to as the "Parties."

W I T N E S S E T H:

WHEREAS, the Town previously engaged the services of the Consultant to design and prepare construction documents for First Street (Coleman-Craig) Project (2305-ST), hereinafter called "Project"; and

WHEREAS, the Parties previously entered into an professional services agreement regarding the Project on or about June 13th, 2023 in the amount of Four Hundred Ninety-Six Thousand Five Hundred Forty-Nine and 00/100 Dollars (\$496,549.00), hereinafter called the "Original Agreement"; and

WHEREAS, the Parties now desire to amend the Original Agreement to increase the scope of services and compensation provided to prepare ROW and Easement Instruments of Conveyance.

For the mutual promises and benefits herein described, Town and Consultant agree to amend the Original Agreement as follows:

1. **Additional Services to be Performed by Consultant.** The Parties agree that Consultant shall perform such additional services as are set forth and described in **Exhibit A1 – Scope of Services** and incorporated herein as if written word for word. All references in the Original Agreement to "Exhibit A" are hereby amended to state "Exhibits A and A1."
2. **Additional Compensation of Consultant.** Town agrees to pay to Consultant for the satisfactory completion of all services included in this Amendment a total additional fee of Sixty-Six Thousand Six Hundred and 00/100 Dollars (\$66,700.00) for the additional services as set forth and described in **Exhibit B1 – Compensation Schedule** and incorporated herein as if written word for word. All references in the Original Agreement to "Exhibit B" are hereby amended to state "Exhibits B and B1."
3. **Revised Compensation for Consultant's Services.** Paragraph 4 of the Original Agreement is hereby amended to increase Consultant's total compensation by deleting "Four Hundred Ninety-Six Thousand Five Hundred Forty-Nine and 00/100 Dollars (\$496,549.00)" and replacing it with "Five Hundred Sixty-Three Thousand Two Hundred Forty-Nine and 00/100 Dollars (\$563,249.00)".
4. **Original Agreement.** All other provisions and terms of the Original Agreement shall remain in full force and effect and this Amendment to the Original Agreement shall in no way release, affect, or impair any other provision or responsibility contained in the Original Agreement.

IN WITNESS WHEREOF, the Parties, having read and understood this Amendment, have executed such in duplicate copies, each of which shall have full dignity and force as an original, on the _____ day of _____, 20____.

GARVER, LLC

TOWN OF PROSPER, TEXAS

By: Wendy G. Travis
Signature

Wendy G. Travis, AICP
Printed Name

Vice President
Title

May 13, 2025
Date

By: _____
Signature

Mario Canizares
Printed Name

Town Manager
Title

Date

**EXHIBIT A1
SCOPE OF SERVICES**

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I. PROJECT DESCRIPTION

Provide right of way and easement documents for procurement prepared by a licensed surveyor for 24 parcels, 3 of which have multiple boundaries. This scope of work assumes 1 draft preparation and 1 revision for final sealed exhibits and metes & bounds.

II. TASK SUMMARY

Task 7 – ROW & ESMT Document Preparation

Develop 1 set of drafts and 1 set of final right of way and easement documents, with metes and bounds where required, for 24 parcels adjacent to the project.

III. DELIVERABLES

<u>Task 7 – ROW & ESMT Document Preparation</u>	1 set of drafts and 1 set of final sealed right of way and easement documents for 24 parcels
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**EXHIBIT B1
COMPENSATION SCHEDULE**

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I. COMPENSATION SCHEDULE

Task	Completion Schedule (End of Month)	Compensation Schedule
Notice-to-Proceed	May 2025	
<u>Task 7 – ROW & ESMT Document Preparation (Draft)</u>	July 2025	\$53,280.00
<u>Task 7 – ROW & ESMT Document Preparation (Final)</u>	August 2025	\$13,420.00
Total Compensation		\$66,700.00

II. COMPENSATION SUMMARY

Basic Services (Lump Sum)	Amount
<u>Task 7 – ROW & ESMT Document Preparation</u>	\$66,700.00
Total Basic Services:	\$66,700.00

Special Services (Hourly Not-to-Exceed)	Amount
None	\$0,000
Total Special Services:	\$0,000

Direct Expenses	Amount
None	\$0,000
Total Direct Expenses:	\$0,000