

**CONTRACT AMENDMENT #3**  
**BETWEEN THE TOWN OF PROSPER, TEXAS, AND TRANSYSTEMS CORPORATION**  
**FOR THE US 380 DECELERATION LANE MODIFICATIONS PROJECT (2302-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 **TranSystems Corporation dba TranSystems Corporation Consultants**, 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."

**WITNESSETH:**

**WHEREAS**, the Town previously engaged the services of the Consultant to provide engineering services in connection with the **US 380 Deceleration Lanes Modification Project (2302-ST)**, hereinafter called "Project"; and

**WHEREAS**, the Parties previously entered into a professional engineering services agreement regarding the Project on or about November 7, 2022, in the amount of Twenty Four Thousand, Six Hundred Seventy Dollars (\$24,670.00), 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 include the redesign/adding proposed deceleration lanes approved by TxDOT and the Town of Prosper to the US 380 construction plans and estimating quantities for construction cost for proposed deceleration lanes (Phase III);

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 A3 - 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, A1, A2, and A3."

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 Seventy Nine, One Hundred Fifty Dollars (\$79,150.00) for the additional services as set forth and described in **Exhibit B3 - 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, B1, B2, and B3."

3. **Revised Compensation for Consultant's Services.** Paragraph 4 of the Original Agreement is hereby amended to increase Consultant's total compensation by deleting "Twenty Four Thousand, Six Hundred Seventy Dollars (\$24,670.00)" and replacing it with "Two Hundred Thirty Two Thousand, Two Hundred Sixty Dollars (\$232,260.00)."

4. **Original Agreement.** All other provisions and terms of the Original Agreement, Contract Amendment No. 1, Contract Amendment No. 2, and Contract Amendment No. 3 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\_\_\_\_.

**TRANSYSTEMS CORPORATION dba  
TranSystems Corporation Consultants**

**TOWN OF PROSPER, TEXAS**

By:   
Signature

By: \_\_\_\_\_  
Signature

Chad Gartner, P.E.  
Printed Name

Mario Canizares  
Printed Name

Senior Vice President  
Title

Town Manager  
Title

01-31-2024  
Date

\_\_\_\_\_  
Date

**EXHIBIT A3  
SCOPE OF SERVICES**

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**I. PROJECT DESCRIPTION**

The US 380 TxDOT project is in Denton County and includes 10.45 centerline miles of state highway improvements from US 377 to west of CR 26. The project work will include redesign and addition of proposed roadway deceleration lanes from FM 1385 to east of Legacy Drive. The project scope includes initial evaluation of deceleration lanes requested by the Town of Prosper (Phase I); and redesign/ adding proposed deceleration lanes including median openings and driveways approved by TxDOT and the Town of Prosper to the US 380 construction plans and estimating quantities and construction cost for proposed deceleration lanes (Phase II & Phase III).

**II. TASK SUMMARY**

Task 5 – Phase III Project Management. Meet with the Town of Prosper and TxDOT staff to discuss redesign evaluation progress, pre-final submittal review comments, and final submittal deliverables (2 meetings assumed). Prepare and provide meeting notes as requested. Evaluate pre-final submittal review comments for resolution. (\*Pre-final submittal review comments by the Town of Prosper and TxDOT assumed to only apply to plan revisions based on requested deceleration lane, median opening, and driveway improvements.)

Task 6 – Phase III Redesign. Add deceleration lane, median opening, and driveway improvements requested by the Town of Prosper to the US 380 construction plans. Prepare and provide plans (11x17 drawings) including quantity revisions and estimated construction costs of requested deceleration lanes, median openings, and driveways. The Town of Prosper will prepare a list of franchise utilities impacted by the requested deceleration lanes, median openings, and driveways based on the provided construction plans and coordinate any franchise utility relocations needed with TxDOT.

**III. DELIVERABLES**

Task 5 – Phase III Project Management	Three (3) PDF copy of meeting notes as requested One (1) Excel file of pre-final submittal review comments with resolution
Task 6 – Phase III Redesign	One (1) PDF copy of 11x17 revised drawings and quantity changes of requested deceleration lanes One (1) PDF copy of estimated construction costs of requested deceleration lanes, median openings, and driveways

**EXHIBIT B3  
COMPENSATION SCHEDULE**

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**I. COMPENSATION SCHEDULE**

Task	Completion Schedule	Compensation Schedule
Notice-to-Proceed	March 13, 2024	
Task 5 – Phase III Project Management	March 2024	\$2,580
	April 2024	\$1,720
	May 2024	\$0
	June 2024	\$0
Task 6 – Phase III Redesign	March 2024	\$56,140
	April 2024	\$18,710
	May 2024	\$0
	June 2024	\$0
<b>Total Compensation</b>		<b>\$79,150</b>

**II. COMPENSATION SUMMARY**

Basic Services (Lump Sum)	Amount
Task 5 – Phase III Project Management	\$4,300
Task 6 – Phase III Redesign	\$74,750
<b>Total Basic Services:</b>	<b>\$79,050</b>

Special Services (Hourly Not-to-Exceed)	Amount
None	\$0
<b>Total Special Services:</b>	<b>\$0</b>

Direct Expenses	Amount
Mileage (Under Task 6)	\$100
<b>Total Direct Expenses:</b>	<b>\$100</b>