

**FIRST AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT  
BETWEEN THE CITY OF LEAGUE CITY  
AND BINKLEY & BARFIELD, INC.**

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This First Amendment ("Amendment") is entered into between the City of League City ("City") and Binkley & Barfield, Inc. ("Professional") on the date set forth below.

**RECITALS**

WHEREAS, the City and Professional entered into an Agreement ("Agreement") on October 26, 2016 whereby Professional agreed to provide professional services related to the Dickinson Avenue Reconstruction Project – RE1702C (the "Project") and the Agreement is incorporated into this Amendment by reference; and

WHEREAS, the City wishes to amend the Agreement to 1) increase the scope of services to incorporate drainage improvements along Mulberry Street, Ohio Street, and Virginia Avenue and 2) increase the total compensation by \$79,935.00, which is an increase of 8.65% of the original compensation amount; and

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto hereby agree to the following terms:

**TERMS**

1. The above-listed recitals are true and correct and hereby incorporated into this Amendment.
2. The Scope of Services of the Agreement shall be amended to add Exhibit A-1, which is attached and incorporated herein, and which can be generally described as incorporating drainage improvements along Mulberry Street, Ohio Street, and Virginia Avenue.
3. The total compensation under the Agreement shall be increased from \$923,864.00 to \$1,003,799.00.
4. The below-listed chart shows the summary of fees for this Project:

**Summary of Fees:**

Original Agreement:	\$923,864.00
This Amendment	\$ 79,935.00

<b>Total Amended Agreement Amount:</b>	<b>\$1,003,799.00</b>
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5. Except as expressly provided in this Amendment, all other terms, conditions and provisions of the Agreement shall continue in full force and effect as provided therein.

Executed this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

**BINKLEY & BARFIELD, INC.**



\_\_\_\_\_  
Todd A. Calvin, P.E., Vice President

**CITY OF LEAGUE CITY**

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John Baumgartner, City Manager

ATTEST:

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Diana Stapp, City Secretary

APPROVED AS TO FORM:

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Nghiem V. Doan, City Attorney