

SUPPLEMENTAL AGREEMENT

1. Contract: Wastewater Treatment Plant Expansion City of Kyle, Texas Effective Date: 01/13/2020	2. Supplemental Agreement: No. 01	3. Contractor Name & Address: Burgess & Niple, Inc. 9601 Amberglen Blvd Suite 275 Austin, Texas 78729
4. The parties hereto agree to modify the contract identified in Block 1, above, and as described in Block 5, below.		
5. Description of Supplemental Agreement (attach a continuation sheet, if necessary): <p style="text-align: center;">This Supplemental Agreement is entered into by mutual agreement of the parties and includes increases and decreases in the project scope and fee for various tasks as outlined below:</p> <p>A. Amend Article 3 Paragraph B.(1), BASIC ENGINEERING SERVICES, Page 3 to read:</p> <p style="margin-left: 20px;">a. The ENGINEER will make site visits for the duration of the construction phase of the PROJECT up to eight hundred thirty-two (832) hours). Site visits will be coordinated with progress meetings. The length of construction period is anticipated to be thirty-three (33) months. Additional site visits may be considered as a SPECIAL SERVICE; and</p> <p>B. Amend Article 3 Paragraph C.(1) Page 3 to change the following:</p> <p style="margin-left: 20px;">a. Expended hours is changed from 2,189 to 2,800.</p> <p style="margin-left: 20px;">b. Drawing submittals reviewed is changed from 200 to 420.</p> <p>C. Amend Article 3 Paragraph E.(2) Page 4 to change the following:</p> <p style="margin-left: 20px;">a. Number of Project Change Orders is changed from up to 3 to up to 5.</p> <p>D. Amend Article 3 Paragraph E.(3) Page 4 to as follows:</p> <p style="margin-left: 20px;">a. Preparation of combined field directed change orders, requests for proposals and work change requests in excess of 110 may be considered a SPECIAL SERVICE.</p> <p>E. Amend Article 4 Paragraph 4.2.2 Page 6 as follows:</p> <p style="margin-left: 20px;">a. Task II REDUCE the not to exceed amount from \$276,100 to \$196,100.</p> <p style="margin-left: 20px;">b. Task III INCREASE the not to exceed amount from \$420,100 to \$510,100.</p> <p style="margin-left: 20px;">c. Task V INCREASE the not to exceed amount from \$2,760 to \$47,000</p> <p style="margin-left: 20px;">d. ADD Task VII AUTHORIZED ADDITIONAL AND SPECIAL ENGINEERING SERVICES not to exceed \$64,000.</p> <p style="margin-top: 10px;">Except as modified herein, all other provisions of the contract (including, but not limited to, price, delivery, and completion data) remain unchanged.</p>		
6. Amount (if any): \$118,240.00 <input checked="" type="checkbox"/> increase of 12% or <input type="checkbox"/> decrease or <input type="checkbox"/> not applicable		
7. Name & Title of Person Authorized to Sign on Behalf of the Contractor (Print or Type): James Busby, P.E. Vice President, Burgess & Niple, Inc.	Contractor Signature: <div style="border-bottom: 1px solid black; height: 20px; width: 100%;"></div>	Date Signed: <div style="border-bottom: 1px solid black; height: 20px; width: 100%;"></div>
8. Name & Title of Person Authorized to Sign on Behalf of Owner: City of Kyle, Texas	Owner Signature: <div style="border-bottom: 1px solid black; height: 20px; width: 100%;"></div> (Signature of Person Authorized to sign)	Date Signed: <div style="border-bottom: 1px solid black; height: 20px; width: 100%;"></div>