

STATE OF ALABAMA)
TUSCALOOSA COUNTY)
CITY OF TUSCALOOSA)

**AMENDMENT NO. 1 TO AGREEMENT BETWEEN THE CITY OF TUSCALOOSA AND
WARD SCOTT ARCHITECTURE, INC. TO FURNISH ARCHITECTURAL AND RELATED
SERVICES FOR DESIGN AND CONSTRUCTION OF:
(ALBERTA PARK PROJECT)
(Project No. A15-0757)**

THIS AMENDMENT to that certain agreement made and entered into by and between the parties on the 30th day of August, 2016, is made and entered into by and between the Architectural Firm of WARD SCOTT ARCHITECTURE, INC., hereinafter referred to as the "ARCHITECT," and the CITY OF TUSCALOOSA, a Municipal Corporation, hereinafter sometimes referred to as the "OWNER" or "CITY," on this the 27th day of January, 2017, as follows:

W-I-T-N-E-S-S-E-T-H:

WHEREAS, heretofore, the City of Tuscaloosa and WARD SCOTT ARCHITECTURE, INC. ("Architect") entered into a contract to provide architectural and related services to the City of Tuscaloosa for design and construction of Alberta Park Project; and,

WHEREAS, it is necessary to amend the Architect's contract to increase the total compensation amount as a result of additional landscaping and irrigation design services necessary to complete the next phase of the project.

NOW, THEREFORE, the City of Tuscaloosa and the Architect do hereby enter into this amendment to the contract between the parties on the above date, for and in consideration of the mutual benefits moving each to the other as more particularly set forth herein as follows:

SECTION ONE. That Article 2--ARCHITECTS SERVICES AND RESPONSIBILITIES, Subsection B. Additional Services, Item "26--Landscape and irrigation design services", be and the same is hereby amended to reflect an increase of \$2,717.00 from \$9,000.00 to \$11,717.00 for additional engineering services associated with the updated scope and shall be amended to read as follows:

"26. Landscape and Irrigation design services. The estimated fee for this service is \$ 11,717.00."

IN WITNESS WHEREOF, the parties hereto each herewith subscribe the same on the date first above written.

CITY OF TUSCALOOSA, A Municipal Corporation

BY: Walter Maddox
Mayor Walter Maddox

ATTEST:

Tom Meigs
City Clerk

ARCHITECT:

WARD SCOTT ARCHITECTURE, INC.

BY: Kimberly McGhee

ATTEST:

Haley DeLoach

STATE OF ALABAMA)
TUSCALOOSA COUNTY)

I, the undersigned authority, a Notary Public in and for said State and County, hereby certify that Walter Maddox, whose name as Mayor of the City of Tuscaloosa, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the within instrument, he, as such officer and with full authority, executed the same voluntarily on the day the same bears date.

Give under my hand and official seal this the 18th day of January, 2017.

Vickie Gilliland
Notary Public

My Commission Expires: 2/3/19

STATE OF ALABAMA)
COUNTY OF TUSCALOOSA)

I, Christy L. Baker, a Notary Public in and for said State at Large, hereby certify that Kimberly McMurray, who is named as Architect, is signed to the foregoing document, and,

- Who is known to me, or
- Whose identity I proved on the basis of _____, or
- Whose identity I proved on the oath/affirmation of _____, a creditable witness to the signer of the above document

and that being informed of the contents of the document, he/she, as such officer and with full authority, executed the same voluntarily on the day the same bears date.

Give under my hand and official seal this the 27th day of January, 2017.

Christy L. Baker
Notary Public

My Commission Expires: 5/17/20

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: GDW/mh
Requested: Projects Cmte
Presentation on: 1/17/17
Suspension of Rules: No

RESOLUTION

**RESOLUTION AUTHORIZING AMENDMENT TO "RESOLUTION
AUTHORIZING MAYOR TO EXECUTE AMENDMENT NO. 3 TO
CONTRACT WITH WARD SCOTT ARCHITECTURE, INC. FOR DESIGN
OF THE ALBERTA PARK"
(A15-0757)**

WHEREAS, heretofore, on December 20, 2016, the Tuscaloosa City Council adopted a resolution titled "RESOLUTION AUTHORIZING MAYOR TO EXECUTE AMENDMENT NO. 3 TO CONTRACT WITH WARD SCOTT ARCHITECTURE, INC. FOR DESIGN OF THE ALBERTA PARK"; and,

WHEREAS, said resolution contained clerical errors and said amendment to the contract with Ward Scott Architecture should reflect Amendment No. 1;

NOW, THEREFORE BE IT RESOLVED BY THE TUSCALOOSA CITY COUNCIL, that the resolution adopted on December 20, 2016 regarding an amendment to the contract with Ward Scott Architecture for Alberta Park be and is hereby amended as follows:

RESOLUTION

**RESOLUTION AUTHORIZING MAYOR TO EXECUTE AMENDMENT NO. 1 TO
CONTRACT WITH WARD SCOTT ARCHITECTURE, INC. FOR DESIGN
OF THE ALBERTA PARK
(A15-0757)**

BE IT RESOLVED BY THE TUSCALOOSA CITY COUNCIL that the Mayor be, and is hereby, authorized to execute Amendment No. 1 to the Contract with Ward Scott Architecture for Design of the Alberta Park Project with an increase of compensation from \$9,000.00 to \$11,717.00 with total compensation of \$166,094.00 for additional landscape and irrigation design services necessary to complete the next phase of the project; and the City Clerk is authorized to attest the same.'

FUNDING REQUIRED: Yes No

CDBG-DR

22817162-12084-20131

Landscape Park - \$8.800

By: per Mike Wright
Finance Director

COUNCIL ACTION

Resolution _____
Ordinance _____
Introduced _____
Passed 1-17-17
2nd Reading _____
Unanimous _____
Failed _____
Tabled _____
Amended _____
Comments: _____