

**SUPPLEMENTAL CONTRACT NO. 1
BETWEEN
CITY OF PFLUGERVILLE, TEXAS
AND
H.R. GRAY AND ASSOCIATES INC.
FOR THE
PFLUGERVILLE COMMUNITY LIBRARY EXPANSION PROJECT –
OWNER’S REPRESENTATIVE SERVICES**

ARTICLE 1 – GENERAL

This modification to the CONTRACT FOR OWNER’S REPRESENTATIVE SERVICES, entered into by and between the CITY OF PFLUGERVILLE, a Texas home-rule municipal corporation, whose offices are located at 100 East Main Street, Pflugerville, Texas 78660, (hereinafter referred to as the “City”), and H.R. Gray and Associates, Inc., 7320 North MoPac Expressway, Suite 308, Austin, Texas, 78731, (hereinafter designated as the Owner’s Representative).

WHEREAS, the original contract, dated November 9, 2010, was for \$248,094.00; and

WHEREAS, the total compensation for all authorized parts of this supplemental contract number 1 shall not exceed fifty four thousand and 00/100 cents (**\$54,000.00**), with a total contract amount of \$302,094.00.

WITNESSETH: That the City and the Owner’s Representative, for mutual considerations herein contained and specified, have agreed and do hereby agree as follows:

ARTICLE 2 – SERVICES BY THE CONSULTANT

2.1 The Owner’s Representative agrees to perform the following work in Phases and/or Parts and only if authorized by the City in subsequent written authorization(s) to proceed.

2.1.1 Extend the contract duration to coincide with the contractual completion date of April 13, 2013 of which the General Contractor is obligated to.

ARTICLE 3 – CONTRACT CERTIFICATION

It is further agreed by the Owner’s Representative that this Supplemental Contract shall in no way constitute breach of the original contract.

It is further understood and agreed by and between the City and the Owner’s Representative that as to all other work under the original contract that the covenants, provisions, terms, and conditions thereof shall be binding and that the purpose of this Supplemental Contract is for the changes outlined above: additional funding.

ARTICLE 4 – ATTACHMENTS REQUIRED

The following documents are hereby incorporated into and made part of the Agreement:

4.1 Exhibit A, Cost Summary

[Remainder of page intentionally left blank]

ARTICLE 5 – EXECUTION, APPROVAL AND CERTIFICATION

IN WITNESS WHEREOF, the parties have executed this Supplemental Contract as of the day and year written below.

CITY OF PFLUGERVILLE

Brandon Wade, City Manager

Date

H.R. GRAY AND ASSOCIATES, INC.

Signature

Print Name

President & CEO
Title

Date

Approved as to form:

George E. Hyde, City Attorney

Exhibit A

Cost Summary