

**AMENDMENT NO. 1  
TO  
AGREEMENT FOR PROFESSIONAL CONSULTING SERVICES  
BETWEEN  
CITY OF BROKEN ARROW (OWNER)  
AND  
EAGLE ENVIRONMENTAL CONSULTING, INC. (CONSULTANT)  
FOR  
EVENTS PARK ROADWAY EXTENSION  
PROJECT NO. 2152330**

THIS **AMENDMENT NO. 1**, made and entered into this 9th day of February, 2023, by and between the CITY OF BROKEN ARROW, OKLAHOMA, a municipal corporation of the State of Oklahoma, hereinafter referred to as "CITY", and Eagle Environmental Consulting, Inc., hereinafter referred to as "CONSULTANT";

**WITNESSETH:**

**WHEREAS**, CITY and CONSULTANT entered into an Agreement dated August 2, 2022 "ORIGINAL AGREEMENT" for services as set forth in said Agreement; and

**WHEREAS**, said ORIGINAL AGREEMENT requires CONSULTANT to provide environmental engineering services for the proposed single span bridge as part of the roadway extension project connecting the Broken Arrow Events Park to the Adult Softball Complex north of New Orleans Street.

**WHEREAS**, CITY and CONSULTANT propose to amend said ORIGINAL AGREEMENT to expand the project scope and compensation to include preparation Waterway and Wetland mitigation requirements for the Events Park Roadway Extension project.

**WHEREAS**, the ORIGINAL AGREEMENT and Amendments No. 1 shall hereinafter collectively be referred to as the "Agreement"; and

**WHEREAS**, funding is now available for said additional services; and

**WHEREAS**, CONSULTANT is prepared to provide said additional services identified in this Amendment.

**NOW THEREFORE**, in consideration of the promises contained herein, the parties hereto agree to amend the Agreement as follows:

**1. PROJECT SCOPE.**

This Amendment requires CONSULTANT to include the preparation of OSMM worksheet and Waterway mitigation requirements as well as the Wetland mitigation requirements for mitigation credit calculations for the roadway extension project connecting Broken Arrow Events Park to the Adult Softball Complex north of New Orleans Street.

**2. CHANGE IN CONTRACT AMOUNT.**

As compensation for the additional work, CITY shall pay CONSULTANT in accordance with the terms as a change in the contract amount;

|  |                   |
|--|-------------------|
| Original Contract Amount executed August 2, 2023 | \$7,000.00        |
| <u>Amendment No. 1</u>                           | <u>\$1,050.00</u> |
| Revised Total Contract Amount                    | \$8,050.00        |

**3. EFFECTIVE DATE AND AUTHORIZATION TO PROCEED.**

This Amendment No. 1 is effective upon signature of both parties.

**4. ELECTRONIC SIGNATURES**

The Parties agree this transaction may be completed by electronic means and an electronic signature on this AMENDMENT will be given the same legal effect as a handwritten signature and cannot be denied enforceability solely because it is in electronic form. If CONSULTANT signs this AMENDMENT electronically and/or submits documents electronically, CONSULTANT agrees to comply with OWNER'S requirements for submission of electronically signed and/or submitted documents.

Except as amended hereby, all terms of the Agreement shall remain in full force and effect without modification or change.

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