

**AMENDMENT NO. 2 SUMMARY
CITY OF BROKEN ARROW
ARROWHEAD PARK IMPROVEMENTS UMPIRE BUILDING, CONCESSIONS & RESTROOM
PROFESSIONAL CONSULTANT AGREEMENT
PROJECT NO. 176036**

1.0 Professional Consulting Firm:

- 1.1 Name: PDG LLC, dba Planning Design Group
- 1.2 Telephone No.: 918-628-1255
- 1.3 Address: 5314 South Yale Ave, Suite 510
Tulsa, OK 74135

2.0 Project Name/Location: Arrowhead Park Improvements, Broken Arrow, OK

3.0 Statement of Purpose: CONSULTANT understands that the OWNER has retained their professional services in order to prepare Construction Documents for construction of Arrowhead Park Improvements at 300 E Washington St, Broken Arrow, OK. Amendment No. 2 is to include revisions increasing the size of the umpire room, expand the current concessions building by adding the covered canopy connecting the new concession restroom with the existing concession restroom, adding bathroom entry privacy walls, revising the site plan, plaza layout and grading plans.

4.0 Agreement Summary:

- 4.1 Amendment No.2 Amount: \$16,730.00
- 4.2 Agreement Time: 63 calendar days
- 4.3 Estimated Construction Cost: \$ TBD

5.0 Contract Documents and Priority: The City of Broken Arrow (OWNER), represented by the City Manager, and the Professional Consulting firm, (CONSULTANT), identified in paragraph 1.0 agree to perform this AGREEMENT in strict accordance with the clauses, provisions, and the documents identified as below, all of which are made part of this Contract. In the event of conflict, these documents shall be interpreted in the following order:

- 5.1 AGREEMENT with corresponding Attachments;
- 5.2 Duly authorized Amendments to the AGREEMENT;
- 5.3 AGREEMENT Summary;
- 5.4 Specific project written correspondence mutually recognized; and
- 5.5 Specific project verbal instructions mutually recognized.

6.0 Agreement Approved by the Owner on:

03-20-18

**AMENDMENT NO. 2
TO
AGREEMENT FOR PROFESSIONAL CONSULTING SERVICES
BETWEEN
CITY OF BROKEN ARROW
AND
PDG LLC dba PLANNING DESIGN GROUP

ARROWHEAD PARK IMPROVEMENTS
UMPIRE BUILDING, CONCESSIONS & RESTROOM
PROJECT NO. 176036**

THIS **AMENDMENT NO. 2**, made and entered into this 20 day of March 2018 by and between the CITY OF BROKEN ARROW, OKLAHOMA, a municipal corporation of the State of Oklahoma, hereinafter referred to as "CITY", and PDG LLC dba Planning Design Group, hereinafter referred to as "CONSULTANT";

WITNESSETH:

WHEREAS, CITY and CONSULTANT entered into an Agreement dated January 10, 2017, for services as set forth in said Agreement; and

WHEREAS, said Agreement requires CONSULTANT to prepare construction documents for bidding purposes for the improvements to Arrowhead Park including a new building with an umpire room, concessions and restrooms.

WHEREAS, CITY and CONSULTANT propose to amend said Agreement to expand the project scope and compensation to account for a larger building and construction budget than specified in the January 10, 2017 Agreement.

WHEREAS, the January 10, 2017 Agreement and the Amendments 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 revise plans include revisions increasing the size of the umpire room, expand the current concessions building by adding the covered canopy connecting the new concession restroom with the existing concession restroom, adding bathroom entry privacy walls, revising the site plan, plaza layout and grading plans.

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 January 10, 2017	\$24,300.00
Amendment No. 1	\$14,500.00
Amendment No. 2	<u>\$16,730.00</u>
Revised Total Contract Amount	\$55,530.00

3. AMENDED PROJECT SCHEDULE

- 3.1 PDG to provide Concepts to City of BA – 3 Weeks from when Notice to Proceed is issued.
- 3.2 City of BA Review and Comment – 3 Weeks
- 3.3 Complete 95% Review Set – 3 Weeks from receiving selection of building and any comments.
- 3.4 City of BA Review Time – 2 Weeks
- 3.5 Complete Final Bidding Documents – 1 Week from receiving comments

4. EFFECTIVE DATE AND AUTHORIZATION TO PROCEED.

This Amendment No. 2 is effective upon signature by both parties.

Except as amended hereby, all terms of the January 10, 2017 Agreement shall remain in full force and effect without modification or change.

IN WITNESS WHEREOF, the parties have executed this AMENDMENT, in multiple copies on the respective dates herein below reflected to be effective on the date executed by the Assistant City Manager of the City of Broken Arrow, Oklahoma.

OWNER:

City of Broken Arrow

Approved as to form:

By *Leshi Myers*

Assistant City Attorney

By _____

Michael L. Spurgeon, City Manager

Date _____

Attest:

City Clerk

CONSULTANT:

PDG LLC dba Planning Design Group

By *Jim Crosby*

Print Name: Jim Crosby

Title: PRESIDENT

Date 3/1/2018

Attest:

Corporate Secretary (Seal)

Date _____

VERIFICATIONS (If not a corporation)

State of Oklahoma)
) §
County of Tulsa)

Before me, a Notary Public, on this 1 day of MARCH 2017, personally appeared TIM GROOPY, known to be to be the (President, Vice-President, Corporate Officer, Member, Partner, or Other:) PRESIDENT of PDG LLC dba Planning Design Group, and to be the identical person who executed the within and foregoing instrument, and acknowledged to me that he executed the same as his free and voluntary act and deed for the uses and purposes therein set forth.

My Commission Expires: 10-02-2018

