

STATE OF TEXAS §

COUNTY OF HIDALGO §

**AMENDMENT TO AIA B-141-1997
STANDARD FORM OF AGREEMENT BETWEEN ARCHITECT AND OWNER, PARTS
1 AND PARTS 2
C-08-131-08-07**

This AMENDMENT to the AIA Document B141-1997 Part 1 and Part 2, between ALCOCER GARCIA ASSOCIATES DESIGN CONSULTING (“the Architect”) and **HIDALGO COUNTY, TEXAS** (“Owner”), effective the 5th day of June, 2012, is made between the Architect and the Owner, (the “Amendment”), as follows:

WHEREAS, Architect and Owner executed the AIA Document B141-1997 Parts 1 & 2, between Architect and the Owner on or about July 11, 2008, in which the Architect agreed to provide professional services for the assessment and preparation of construction documents for the remodel of Existing Old Administration Building (1st and 2nd Floor) (the “Project”); and the remodeling of the 3rd Floor excluding Bidding Phase Services located at 100 E. Cano Street, Edinburg, Texas (the “Agreement”);

WHEREAS, the Architect has since changed their name to Alcocer Garcia Associates, Inc.;

WHEREAS, the remodel of the 3rd floor of the Existing Old Administration Building has been completed;

WHEREAS, due to a change in circumstances the Architect and Owner have agreed to modify the original scope of services to be provided by the Architect for the Owner under the Agreement with respect to the remodel of the 1st and 2nd Floor of the Old Administration Building at the request of the Owner resulting in an increase of the estimated overall budget amount for the Project including the estimated compensation to be paid to the Architect under the Agreement; and

WHEREAS, the advertising for bids for the Project has commenced beginning June 2, 2012;

WHEREAS, the construction phase of the Project has not commenced since the date of the Agreement;

WHEREAS, the original Exhibit C to the Agreement, being the AIA Document A 201-1997, General Conditions of the Contract for Construction, as modified by Owner has become outdated and the Architect and the Owner have agreed to replace Exhibit C in its entirety with the AIA Document A 201-2007, General Conditions of the Contract for Construction, as modified by the Owner;

WHEREAS, the parties desire to amend the Agreement as hereinafter provided.

NOW THEREFORE, for and in consideration of the terms and provisions set forth herein, for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Owner and Company hereby agree to the following amendment to the Contract.

1. Article 1.1.2.5.1. of Part 1 of the Agreement is hereby deleted and shall be replaced as follows:

“Amount of the Owner’s overall budget for the Project, including the Architect’s compensation, is: Estimated to be approximately \$4,622,500.00 of which approximately \$322,500.00 is the estimated cost of the Architect’s Compensation.”

2. Article 1.1.2.5.2 of Part 1 of the Agreement is hereby deleted and shall be replaced as follows:

“Amount of the Owner’s budget for the Cost of the Work, excluding the Architect’s compensation is: Approximately, \$4,300,000.00.”

3. A new Article 1.4.1.5 is hereby added to Part 1 of the Agreement and shall read as follows:

“Scope of services for the remodel of existing Old Administration Building (1st and 2nd Floor) includes the following:

- Inclusion of Office Space for the Hidalgo County District Attorney including the South Tower, in the first and second floors of the Building;
- Installation of an emergency generator for the Building;
- New 2nd Floor County Judge’s Office Area;
- Addition of a Restroom in the County Judge’s Office Area;
- Redesign and conversion of the Hidalgo County Commissioner’s Court Area into a new Judicial Court Room with Administrative and Support Offices;
- Replacement and repair of old clay sanitary sewer line(s) at Concourse Area;
- Removal and Replacement of Ceramic Tile Flooring at Concourse Area;
- Replacement of existing HVA/C controls with a new HVA/C system; and
- Addition of occupational control sensors in all Building offices instead toggle switches.”

4. Exhibit C to the Agreement is hereby deleted in its entirety and shall be replaced with a new Exhibit C, being the form AIA A201-2007, General Conditions of the Contract of Construction, as modified by the Owner and is attached hereto as

Attachment "A".

5. All references to "A201" or General Conditions" or Exhibit C shall refer to the new Exhibit C as referenced herein paragraph 3 and attached hereto as Attachment "A".
6. Except as modified herein, all terms and conditions of the Agreement, as amended by this Amendment, remain in full force and effect and Contractor and Owner ratify and confirm the terms and provisions of the Agreement, as amended by this Amendment.

EXECUTED IN DUPLICATE ORIGINALS and effective as of the day and year first written above.

ALCOCER GARCIA ASSOCIATES, INC., ARCHITECT

By: _____

HIDALGO COUNTY, OWNER

Ramon Garcia, County Judge

ATTEST:

Arturo Guajardo Jr., County Clerk

APPROVED AS TO FORM:

ATLAS, HALL & RODRIGUEZ, LLP

By: _____

Stephen L. Crain

ATTACHMENT "A"