

STATE OF TEXAS §
 §
COUNTY OF HIDALGO §

AMENDMENT No.1

TO

**AGREEMENT BETWEEN THE COUNTY OF HIDALGO
AND NASSRI-WARREN GROUP ARCHITECTS, INC.
(Design and Construction of Memorial Park Phase I)
C-17-184-06-27**

This **AMENDMENT** (the “Amendment”), dated the **19th** day of **September, 2017**, is between **NASSRI-WARREN GROUP ARCHITECTS, INC.**, a Texas corporation (the “Architect”), and **HIDALGO COUNTY, TEXAS** (the “Owner”), and amends the Agreement (as such term is defined below).

WHEREAS, Architect and Owner executed that certain Agreement made as of the 27th day of June, 2017, in which the Architect agreed to provide professional services for the Owner’s project for the Design and Construction of Memorial Park Phase I (the “Project”) located at 107 Highway and Sunflower Road, Edinburg, Texas 78539 (the “Agreement”);

WHEREAS, the Architect and Owner have agreed to amend the Agreement as set forth herein to (i) modify the scope of services being provided by the Architect pursuant to the Agreement in order to include certain civil engineering services as Basic Services (as defined in the Agreement) being provided pursuant to the Agreement and (ii) make related changes, including increasing the compensation to the Architect by the amount of the fee for the civil engineering services to South Texas Infrastructure Group, LLC, a Texas limited liability company, which is the engineer providing such civil engineering services for the Project as a subcontractor of the Architect;

NOW THEREFORE, for and in consideration of the terms and provisions set forth herein and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Owner and Architect hereby agree as follows:

1. **Amendments.** The Agreement is amended as follows:
 - a. Section 3.1.7.3 of the AIA Document B101-2007 Standard Form of Agreement Between Owner and Architect (the “B101”) of the Agreement is deleted and replaced with the following:

§ 3.1.7.3 Civil Engineering Services (which means the services enumerated under the Bid Documents, Bid Assistance and

Construction Phase Services for Civil Engineering sections on Exhibit D-1);

b. Section 11.1 of the B101 is amended to read as follows in its entirety:

§ 11.1 For the Architect's Basic Services described under Article 3, the Owner shall compensate the Architect as follows:

The aggregate amount of Eighty-Five Thousand, Eight Hundred Thirty-Six Dollars and Zero Cents (\$85,836.00).

(The parties acknowledge the aggregate amount is the sum of the original compensation of Eighty Thousand Dollars and Zero Cents (\$80,000.00) plus Five Thousand, Eight Hundred Thirty-Six Dollars and Zero Cents (\$5,836.00), added pursuant to that certain first amendment to this Agreement that included Civil Engineering Services as part of Basic Services.)

c. Exhibit C of the Agreement is amended by adding the insurance certificate attached as Exhibit I hereto at the end thereof. References in the Agreement to "Exhibit C" shall be deemed to be to Exhibit C as amended hereby to include the certificate attached hereto as Exhibit I.

d. Exhibit D of the Agreement is amended by including at the end thereof Exhibit D-1, which is attached hereto as Exhibit II and made a part of the Agreement. References in the Agreement to "Exhibit D-1" shall be deemed to be to the Exhibit D-1 attached hereto as Exhibit II and references in the Agreement to "Exhibit D" shall be deemed to be to Exhibit D" as amended hereby to include such Exhibit D-1.

2. **Ratification.** Except as modified herein, all terms and conditions of the Agreement, as amended by this Amendment, remain in full force and effect, and Architect and Owner ratify and confirm the terms and provisions of the Agreement, as amended by this Amendment.

[SIGNATURE PAGE FOLLOWS]

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

NASSRI-WARREN GROUP ARCHITECTS, INC.

By: _____
Laura N. Warren,
AIA Principal and President

COUNTY OF HIDALGO

By: _____
Ramon Garcia, County Judge

ATTEST:

By: _____
Arturo Guajardo Jr., County Clerk

**APPROVED AS TO FORM:
ATLAS, HALL & RODRIGUEZ, LLP**

By: _____
Stephen L. Crain

EXHIBIT I

TO

AMENDMENT No.1

TO

**AGREEMENT BETWEEN THE COUNTY OF HIDALGO
AND NASSRI-WARREN GROUP ARCHITECTS, INC.
(Design and Construction of Memorial Park Phase I)
C17-184-06-27**

**ADDITIONAL INSURANCE CERTIFICATE
(Becomes part of Exhibit C of the Agreement)**

**CERTIFICATE OF LIABILITY INSURANCE**

DATE (MM/DD/YYYY)

9/18/2017

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an **ADDITIONAL INSURED**, the policy(ies) must have **ADDITIONAL INSURED** provisions or be endorsed. If **SUBROGATION IS WAIVED**, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER	RISKPRO Insurance Agency, LLC 901 Waterfall Way, Suite 407 Richardson, Texas 75080	CONTACT NAME:	
		PHONE (A/C, No, Ext): (972) 235-3030	FAX (A/C, No): (972) 235-3556
		E-MAIL ADDRESS: brunker@riskpro.us	
		INSURER(S) AFFORDING COVERAGE	NAIC #
		INSURER A: SENTINEL INSURANCE COMPANY, LIMITED	11000
INSURED	Nassri-Warren Group Architects, Inc. dba The Warren Group Architects, Inc. 1801 South 2nd Street, Suite 330 McAllen, TX 78503	INSURER B: Hartford Accident and Indemnity Company	22357
		INSURER C: Liberty Insurance Underwriters, Inc.	19917
		INSURER D:	
		INSURER E:	
		INSURER F:	

COVERAGES**CERTIFICATE NUMBER:****REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input checked="" type="checkbox"/> LOC OTHER:			46 SBA RP0246	9/6/2017	9/6/2018	EACH OCCURRENCE \$ 2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 2,000,000 GENERAL AGGREGATE \$ 4,000,000 PRODUCTS - COMP/OP AGG \$ 4,000,000 \$
A	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO OWNED AUTOS ONLY <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS NON-OWNED AUTOS ONLY			46 SBA RP0246 NO OWNED AUTOS	9/6/2017	9/6/2018	COMBINED SINGLE LIMIT (Ea accident) \$ 2,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	UMBRELLA LIAB EXCESS LIAB DED RETENTION \$						OCCUR CLAIMS-MADE \$ \$ \$
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N N	N/A	46 WBC AF3933	5/22/2017	5/22/2018	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
A	Design Professional Liability			AEXNYABFZ5T001	3/9/2017	3/9/2018	Each Claim \$1,000,000 Aggregate \$2,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
Coverage subject to all policy terms, conditions, exclusions and endorsements.

RE: Service Contact # C-17-184-06-27-Design & Construction of Memorial Park Ph. I for Precinct 4, located at Hwy. 107 and Sunflower Road, Edinburg, Texas 78539

CERTIFICATE HOLDER**CANCELLATION**

County of Hidalgo
Attn: Purchasing Department
2812 S. Highway Bus 281
Edinburg, TX 78539

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

EXHIBIT II
TO
AMENDMENT No. 1
TO
AGREEMENT BETWEEN THE COUNTY OF HIDALGO
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(Design and Construction of Memorial Park Phase I)
C17-184-06-27

EXHIBIT D-1
CONTINUATION OF SCOPE OF WORK
(Becomes part of Exhibit D of Agreement)

Exhibit D-1
(part of Exhibit D)



1801 South 2nd Street, Ste. 330 McAllen, TX 78503

August 22, 2017

Mr. Joseph Palacios
Commissioner Precinct 4
1051 N. Doolittle Rd.
Edinburg, Texas 78542
Phone: 956-383-3112

Re: HIDALGO COUNTY PRECINCT NO. 4 MEMORIAL PARK
PHASE I PROFESSIONAL SERVICES PROPOSAL- **AMENDMENT 1**
Purchase Order No. 765626

Dear Mr. Palacios:

The Warren Group Team appreciates the continued opportunity to submit this additional services proposal as an Amendment to our executed Contract (C-17-184-06-27) dated June 27, 2017. This Amendment is based on the following:

UNDERSTANDINGS AND ASSUMPTIONS:

AMENDMENT 1:

The Warren Group Architects (TWG) will include the Civil Engineer, South Texas Infrastructure Group as a Subcontractor to provide bid and construction phase services detailed below.

BID DOCUMENTS

1. Assistance in Preparing Bid Documents coordinated with Architectural Plans.

BID ASSISTANCE

1. Attend and assist to coordinate Pre-Bid conference
2. Assist in Evaluating Bids
3. Assist in making Award Recommendation
4. Assist HC Pct 4 with preparation of contract documents.
5. Attend pre-construction conference upon request by County and Architect and Notice to Proceed.

CONSTRUCTION PHASE SERVICES for Civil Engineering

1. Construction Contract Administration
2. Construction Inspection of Civil Construction
3. Assist with Construction RFI's
4. Construction Substantially Complete Review
5. Assist in Construction Closure of contract.

• **AMENDMENT NO. 1 TOTAL STIPULATED SUM FEE:**

~~XXXXXX~~
\$5,836

CERTIFICATE OF INTERESTED PARTIES

FORM 1295

1 of 1

Complete Nos. 1 - 4 and 6 if there are interested parties.
Complete Nos. 1, 2, 3, 5, and 6 if there are no interested parties.

OFFICE USE ONLY CERTIFICATION OF FILING

1 Name of business entity filing form, and the city, state and country of the business entity's place of business.

Nassri-Warren Group Architects, Inc
McAllen , TX United States

Certificate Number:
2017-261508

Date Filed:
09/15/2017

2 Name of governmental entity or state agency that is a party to the contract for which the form is being filed.

County of Hidalgo, Texas

Date Acknowledged:

3 Provide the identification number used by the governmental entity or state agency to track or identify the contract, and provide a description of the services, goods, or other property to be provided under the contract.

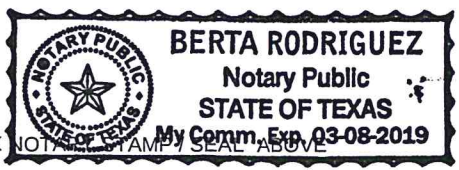
C-17-184-06-27

Amendment 1- Memorial Park Phase I for Precinct 4 located at Hwy 107 and Sunflower Road, Edinburg, Texas 78539

4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary
	Laura, Warren	McAllen , TX United States	X	

5 Check only if there is NO Interested Party.

6 AFFIDAVIT I swear, or affirm, under penalty of perjury, that the above disclosure is true and correct.



[Handwritten Signature]
Signature of authorized agent of contracting business entity

Sworn to and subscribed before me, by the said Laura Warren, this the 18th day of Sept., 2017, to certify which, witness my hand and seal of office.

[Handwritten Signature]
Signature of officer administering oath

Berta Rodriguez
Printed name of officer administering oath

Lending Assoc.
Title of officer administering oath

CERTIFICATE OF INTERESTED PARTIES

FORM **1295**

1 of 1

Complete Nos. 1 - 4 and 6 if there are interested parties.
 Complete Nos. 1, 2, 3, 5, and 6 if there are no interested parties.

**OFFICE USE ONLY
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 Nassri-Warren Group Architects, Inc
 McAllen , TX United States

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 County of Hidalgo, Texas

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 09/18/2017

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4	Name of Interested Party	City, State, Country (place of business)	Nature of interest (check applicable)	
			Controlling	Intermediary
	Laura, Warren	McAllen , TX United States	X	

5 Check only if there is NO Interested Party.

6 AFFIDAVIT I swear, or affirm, under penalty of perjury, that the above disclosure is true and correct.

 Signature of authorized agent of contracting business entity

AFFIX NOTARY STAMP / SEAL ABOVE

Sworn to and subscribed before me, by the said _____, this the _____ day of _____, 20_____, to certify which, witness my hand and seal of office.

 Signature of officer administering oath Printed name of officer administering oath Title of officer administering oath