

SUPPLEMENTAL AGREEMENT NO. 6
TO
AGREEMENT FOR
LANDSCAPE ARCHITECTURAL
PHASE II SERVICES

WILLIAMSON COUNTY RIVER RANCH COUNTY PARK PROJECT
(“Project”)

This Supplemental Agreement No. 6 to Agreement for Landscape Architectural Phase II Services (“Supplemental Agreement No. 6”) is by and between Williamson County, Texas, a political subdivision of the State of Texas, (the “County”) and Design Workshop, Inc. (the “LA”).

RECITALS

WHEREAS, County intends to improve the Williamson County River Ranch County Park, hereinafter called the “Project;”

WHEREAS, County and LA previously executed an Agreement for Landscape Architectural Services dated effective July 16, 2015 (the “Phase I Services Agreement”); and under the Phase I Services Agreement, LA performed and has completed Programming and Master Plan refinement, and Schematic Design services (collectively referred to as “Phase I Services”);

WHEREAS, County and LA thereafter executed Agreement for Landscape Architectural Phase II Services, being dated effective August 3, 2016, (the “Phase II Services Agreement”) whereby LA agreed to provide Design Development Services, Construction Document Services, Bidding or Negotiation Services and Construction Observation Services, Regulatory Review, Surveys and Studies, and Cultural Resource Plan Services for the Project (collectively referred to herein as “Phase II Services”);

WHEREAS, pursuant to Article 4 of the Phase II Services Agreement, County and LA thereafter executed Supplemental Agreement Nos. 1, 2, 3, 4 & 5 in order to add Additional Services that were outside of the LA’s Phase II Services, as described in the Phase II Services Agreement;

WHEREAS, pursuant to Article 4 of the Phase II Services Agreement, the County now wishes to obtain Additional Services to be provided by LA;

WHEREAS, pursuant to Article 4 of the Phase II Services Agreement, this Supplemental Agreement No. 6 provides a description of the scope of Additional Services that have become necessary, as well as the Additional Services compensation for LA’s Additional Services;

WHEREAS, this Supplemental Agreement No. 6 shall serve as a written agreement and authorization for LA to proceed with the Additional Services described herein; and

WHEREAS, it has become necessary to supplement, modify and amend the Phase II Services Agreement in accordance with terms and conditions thereof.

AGREEMENT

NOW, THEREFORE, premises considered, the County and the LA agree that the Phase II Services Agreement is supplemented, amended and modified as follows:

I. Additional Services

A. Construction Observation | RRCP Phase I Improvements

LA provided Additional Services in the form of Construction Observation from 9/13/2020 through 6/2/2021 in relation to River Ranch County Park (the “RRCP”) Phase I Improvements. The services rendered during that time included participation and attendance at OAC meetings, site visits with associated field reports, responses to submittals and RFIs, management and reporting on the on-going RRCP Action Items Log, and additional meetings and coordination with the County and LA. LA and County agree that the total Lump Sum amount of \$31,160.00 shall be paid to LA for such Additional Services.

B. Extended Construction Observation Services | RRCP Phase I Improvements

As of the execution of this Supplemental Agreement No. 6, County and LA anticipate at least six (6) months of Additional Services to realize final completion for the RRCP Phase I Improvements. Services will include continued coordination/communication with the construction contractor and Owner, attendance at OAC meetings, additional site visits and field reports as requested each month until the monthly allowance described below has been reached.

The basis for compensation of these ongoing services shall be hourly at the rates set out in hourly rate schedule pursuant to the Phase II Services Agreement, as amended. A monthly allowance for these Extended Construction Observation Services in relation to the RRCP Phase I Improvements shall be \$8,200.00. The total not-to-exceed fee amount allowed for these Additional Services shall be \$49,200.00. The LA will continue to bill monthly in accordance with the Phase II Services Agreement and will notify the County when such services performed reach 75% of the monthly allowance. Upon reaching the monthly allowance in a particular month, the LA will notify the County and shall not proceed with Additional Services during that particular month unless LA receives written authorization from the County.

C. Construction Observation Services | RRCP Interpretive Center Improvements

LA provided Additional Services in the form of Construction Observation from 9/13/2020 through 6/2/2021 in relation to RRCP Interpretive Center Improvements. The services rendered during that time included participation and attendance at OAC meetings, site visits with associated field reports, responses to submittals and RFIs, management and reporting on the on-going RRCP Action Items Log, and additional meetings and coordination with the

County and LA. LA and County agree that the total Lump Sum amount of \$48,766.00 shall be paid to LA for such Additional Services.

D. Extended Construction Observation | RRCP Interpretive Center Improvements

As of the execution of this Supplemental Agreement No. 6, County and LA anticipate at least six (6) months of Additional Services to realize final completion for the RRCP Interpretive Center Improvements. Services will include continued coordination/communication with the construction contractor and Owner, attendance at OAC meetings, additional site visits and field reports as requested each month until the monthly allowance described below has been reached.

The basis for compensation of these ongoing services shall be hourly at the rates set out in hourly rate schedule pursuant to the Phase II Services Agreement, as amended. A monthly allowance for these Extended Construction Observation Services in relation to the RRCP Interpretive Center Improvements shall be set at \$5,900.00. The total not-to-exceed fee amount allowed for these Additional Services shall be \$35,400.00. The LA will continue to bill monthly in accordance with the Phase II Services Agreement and will notify the County when such services performed reach 75% of the monthly allowance. Upon reaching the monthly allowance in a particular month, the LA will notify the County and shall not proceed with Additional Services during that particular month unless LA receives written authorization from the County.

E. LA Project Management Services | RRCP Phase I Improvements and RRCP Interpretive Center Improvements

LA is requesting Project Management Fees in order to continue providing oversight and management by LA's subconsultants in relation to RRCP Phase I Improvements and RRCP Interpretive Center Improvements.

The basis for compensation of these ongoing services shall be hourly at the rates set out in hourly rate schedule pursuant to the Phase II Services Agreement, as amended. A monthly allowance for these additional Project Management Services shall be set at \$875.00. The total not-to-exceed fee amount allowed for these Additional Services shall be \$5,250.00. The LA will continue to bill monthly in accordance with the Phase II Services Agreement and will notify the County when such services performed reach 75% of the monthly allowance. Upon reaching the monthly allowance in a particular month, the LA will notify the County and shall not proceed with Additional Services during that particular month unless LA receives written authorization from the County.

II. Additional Services Fee

In accordance with Article 11 of the Phase II Services Agreement, LA will provide the Additional Services described herein for the following lump sum fees and not-to-exceed fees:

- A. Additional Construction Observation | RRCP Phase I Improvements:
Lump Sum: \$31,160.00
- B. Extended Construction Observation Services | RRCP Phase I Improvements:
Not-to-Exceed Fee: \$49,200.00
- C. Additional Construction Observation Services | RRCP Interpretive Center Improvements:
Lump Sum: \$48,766.00
- D. Extended Construction Observation | RRCP Interpretive Center Improvements:
Not-to-Exceed Fee: \$35,400.00
- F. Additional LA Project Management Services RRCP Phase I Improvements and RRCP Interpretive Center Improvements
Not-to-Exceed Fee: \$5,250.00

III. Schedule

LA will perform the Additional Services in accordance with the time periods allowed by the Phase II Services Agreement.

IV. Terms of Agreement Control and Extent of Supplemental Agreement No. 6

All Additional Services described herein will be performed in accordance with the terms and conditions of the Phase II Services Agreement. All other terms of the Phase II Services Agreement and any prior amendments thereto which have not been specifically amended herein shall remain the same and shall continue in full force and effect.

V. IN WITNESS WHEREOF, the County and the LA have executed this Supplemental Agreement No. 6, in duplicate, to be effective as of the date of the last party's execution below.

LA:

Design Workshop, Inc.

By:  _____

Printed Name: Claire Hempel

Title: Principal

Date: September 28, 2021

COUNTY:

Williamson County, Texas

By: _____

Bill Gravell, Jr.,
County Judge

Date: _____, 20__