



**CITY OF DELRAY BEACH
100 NW 1st AVENUE, DELRAY BEACH, FL 33444**

AMENDMENT NO. 4 TO
AGREEMENT FOR PROFESSIONAL SERVICES
RFQ NO. 2017-048

BAXTER & WOODMAN, INC.

CITY OF DELRAY BEACH
AMENDMENT NO. 4 TO AGREEMENT NO. 2017-048
CONTINUING ENGINEERING, SURVEYING, AND LANDSCAPING ARCHITECTURAL
CONSULTING SERVICES

THIS AMENDMENT NO. 4 to Agreement No. RFQ 2017-048 Continuing Engineering, Surveying and Landscaping Architectural Consulting Services dated August 31, 2017, by and between City of Delray Beach, a municipal corporation of the State of Florida (hereinafter referred to as “City”), and Baxter & Woodman, Inc. (hereinafter referred to as “Consultant”), an Illinois corporation authorized to do business in the State of Florida, is entered into this ____ day of _____, 20__.

WITNESSETH:

WHEREAS, on August 31, 2017, the City entered into a five-year agreement with Baxter & Woodman, Inc., dba Matthews Consulting, a Baxter & Woodman Company for continuing engineering, surveying, and landscape architectural consulting services (hereinafter referred to as the “Agreement”); and

WHEREAS, on April 17, 2018, the City executed Amendment No. 1 to the Agreement to add a lump sum compensation method and a multiplier option; and

WHEREAS, on July 6, 2021, the City executed Amendment No. 2 to the Agreement to make an adjustment to the hourly rates of the Consultant’s personnel and to recognize the name change of the Consultant to Baxter & Woodman, Inc.; and

WHEREAS, on October 11, 2022, the City executed Amendment No. 3 to the Agreement to make an adjustment to the hourly rates of the Consultant’s personnel; and

WHEREAS, pursuant to the terms and conditions of the Agreement, the Consultant has applied for and the City desires to accept an adjustment to the hourly rates of Consultant’s personnel beginning retroactively as of September 1, 2023; and

WHEREAS, Consultant agrees to continue to provide services to City in accordance with the terms and conditions of the Agreement.

NOW, THEREFORE, in consideration of the mutual promises contained herein and other good and valuable consideration of which the parties hereto acknowledge, the parties agree as follows:

1. The above recitals are true and correct and are incorporated herein.
2. Effective September 1, 2023, Exhibit “B” of the Agreement, is hereby replaced in its entirety with the revised Exhibit “B”, which is attached hereto and incorporated herein.
3. Except as provided herein, all other terms and conditions of the Agreement remain in full force and effect and are hereby confirmed. The Agreement, Amendment No. 1, Amendment No. 2, Amendment No. 3, and this Amendment No. 4 represent the entire understanding between the parties on the issues contained herein, either written or oral, and may only be amended by written instrument signed by both parties.

IN WITNESS WHEREOF, the City and Consultant hereto have executed this Amendment as of the day and year first above written:

ATTEST:

CITY OF DELRAY BEACH

Katerri Johnson, City Clerk

BY: _____
Shelly Petrolia, Mayor

Approved as to form for legal sufficiency:

Lynn Gelin, City Attorney

BAXTER & WOODMAN, INC.

By: _____

Printed Name

Title

(SEAL)

STATE OF _____
COUNTY OF _____

The foregoing instrument was acknowledged before me by means of physical presence or online notarization, this ____ day of _____, 20__, by _____ (name of person), as _____ (type of authority) for _____ (name of party on behalf of whom instrument was executed).

Personally known ___ OR Produced Identification ___
Type of Identification Produced _____

Notary Public – State of _____