



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

AMENDMENT NO. 4 TO
GENERAL CONSULTING SERVICES AGREEMENT

BAXTER & WOODMAN, INC.

CITY OF DELRAY BEACH
AMENDMENT NO. 4 TO
GENERAL CONSULTING SERVICES AGREEMENT

THIS AMENDMENT NO. 4 to the General Consulting Services Agreement dated January 24, 2012, by and between City of Delray Beach (City), a municipal corporation of the State of Florida, and Baxter & Woodman, Inc. (Consultant), organized and existing under the laws of the State of Illinois and authorized to do business in the State of Florida, is entered into this 28 day of February, 2017.

WITNESSETH:

WHEREAS, on January 24, 2012, City entered into the Agreement with Mathews Consulting, Inc. for General Engineering Consulting Services; and

WHEREAS, on January 27, 2014, Amendment No. 1 was executed to renew the term of the Agreement with Mathews Consulting, Inc. However, Amendment No. 1 inadvertently stated that the renewal period was through January 24, 2015 rather than the correct date of January 23, 2015; and

WHEREAS, on March 6, 2015, Amendment No. 2 was executed to renew the term of the Agreement with Mathews Consulting, Inc. However, Amendment No. 2 inadvertently stated that the renewal period was through January 24, 2016 rather than the correct date of January 23, 2016; and

WHEREAS, on August 16, 2016, an Assignment and Assumption Agreement was executed to release and discharge Mathews Consulting, Inc. from any further liability under the Agreement and to look solely to Baxter & Woodman, Inc. as the responsible party under the Agreement for all liabilities or obligations; and

WHEREAS, on September 13, 2016, Amendment No. 3 was executed to renew the term of the Agreement. However Amendment No. 3 inadvertently stated that the renewal period was through January 24, 2017 rather than the correct date of January 23, 2017; and

WHEREAS, the City desires to extend this Agreement an additional six (6) months in order that the City may competitively bid for these services; and

WHEREAS, Consultant agrees to continue to provide General Engineering Consulting Services to City in accordance with the terms and conditions of the General Engineering Consulting Services Agreement; and

WHEREAS, the City determines that it is in the best interest of the City to approve this Amendment No. 4 to extend this Agreement to June 30, 2017.

NOW, THEREFORE, for and in consideration of the sum of Ten Dollars (\$10.00) and other valuable consideration, the receipt and sufficiency whereof are hereby acknowledged, the parties do agree that the General Engineering Consulting Services Agreement is amended as follows:

1. The above recitals are true and correct and are incorporated herein.

2. This Amendment No. 4 extends the Agreement, under the same terms and conditions, for the period of January 24, 2017 through June 30, 2017.
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, Assignment and Assumption Contract, 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.

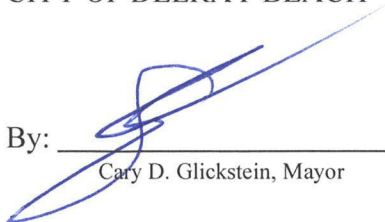
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IN WITNESS WHEREOF, the City and the Consultant executed this Agreement as of the day and year first above written.

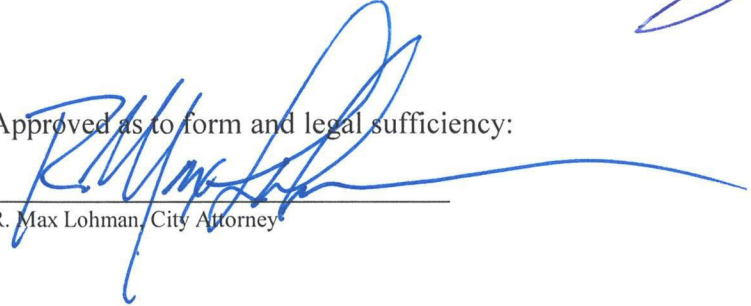
ATTEST:

CITY OF DELRAY BEACH

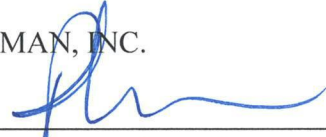

Chevelle Nubin, City Clerk

By: 
Cary D. Glickstein, Mayor

Approved as to form and legal sufficiency:


R. Max Lohman, City Attorney

BAXTER & WOODMAN, INC.

By: 

Print Name: Rene Mathews

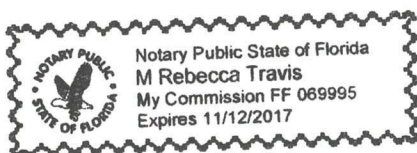
Title: Vice President

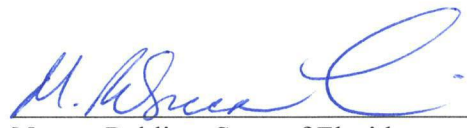
(SEAL)

STATE OF FLORIDA

COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me this 23rd day of January, 2017, by Rene L. Mathews, as Vice President (name of officer or agent, title of officer or agent), of Baxter + Woodman, Inc (name of corporation acknowledging), a Illinois (state or place of incorporation) corporation, on behalf of the corporation. He/She is personally known to me or has produced _____ (type of identification) as identification




Notary Public – State of Florida