



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

AMENDMENT NO. 2 TO
AGREEMENT NO. 2017-048 (918-42, 918-89, 906-56)

KCI TECHNOLOGIES, INC.
(Formerly Keith and Schnars, P.A.)

CITY OF DELRAY BEACH
AMENDMENT NO. 2 TO
AGREEMENT NO. 2017-048 (918-42, 918-89, 906-56)

THIS AMENDMENT NO. 2 to Agreement No. 2017-048 (918-42, 918-89, 906-56) 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 KCI Technologies, Inc. (hereinafter referred to as "Consultant"), a Delaware 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 three-year agreement with Keith and Schnars, P.A. for engineering, land surveying, and landscaping architecture 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 February 15, 2019, the City was informed that Keith and Schnars, P.A. was acquired by Consultant on January 1, 2019; and

WHEREAS, the City desires to formally adopt the company acquisition, assigning all interests and rights under the Agreement to Consultant from Keith and Schnars, P.A.; and

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

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 Agreement is amended as follows:

1. The above recitals are true and correct and are incorporated herein.
2. The Parties agree to amend the Agreement to reflect the company acquisition of Keith and Schnars, P.A. by Consultant. The Parties further agree that all references to Keith and Schnars, P.A. are changed respectively to Consultant.
3. Except as provided herein, all other terms and conditions of the Agreement remain in full force and effect and are hereby ratified and confirmed. The Agreement, Amendment No. 1, and this Amendment No. 2 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.

[Remainder of page intentionally left blank]

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

CONSULTANT



(SEAL)

By:

Christine Koski

Printed Name

Title

STATE OF Maryland
COUNTY OF Baltimore

The foregoing instrument was acknowledged before me this 26 day of February, 2019, by Christine Koski, as VP-CFO (name of officer or agent, title of officer or agent), of KCI Technologies Inc. (name of corporation acknowledging), a Delaware (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.



Jessica Michelle Hines
Notary Public – State of Maryland