

**AMENDMENT NO. 1 TO CONTINUING CIVIL ENGINEERING DESIGN CONSULTANT
SERVICES AGREEMENT**

THIS AMENDMENT #1 TO AGREEMENT, made and entered into this ____ day of _____ 2021, by and between the following Parties: **MORGAN & ASSOCIATES CONSULTING ENGINEERS, INC.**, (herein referred to as "CONSULTANT"), and the BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, a political subdivision of the State of Florida, (hereinafter referred to as "COUNTY").

WITNESSETH:

WHEREAS, the County and Consultant have previously entered into an Agreement dated July 12, 2018, a copy of which is attached hereto and incorporated herein as Exhibit "A," and

WHEREAS, the Agreement dated July 12, 2018, engaged services of the Consultant to perform certain professional services for continuing architectural/engineering design consultant services;

WHEREAS, the Parties desire to amend the Agreement dated July 12, 2018, due to subsequent amendments to Florida Statute 287.055;

NOW, THEREFORE, in consideration of the premises and mutual covenants herein contained, the Parties hereby agree as follows:

- I. **RECITALS**: The above recitals are true and correct and by this reference are hereby incorporated into and made an integral part of this Amendment #1.

II. **AMENDMENTS**

- A. Pursuant to Florida Statute 287.055, this is an Agreement for professional services for projects in which the construction costs do not exceed \$4 million, for study activity when the fee for services for each study does not exceed \$500,000, or for work of specified nature projects that may be funded or submitted for reimbursement by/through the Federal Emergency Management Agency, as outlined in the Agreement.

- III. **FULL FORCE AND EFFECT**: Except as modified by this Amendment #1, all other terms and provisions of the Continuing Architectural/Engineering Design Consultant Services Agreement dated July 12, 2018, shall remain in full force and effect. To the extent any conflict between the provisions of the Continuing Architectural/Engineering Design Consultant Services Agreement dated July 12, 2018, and the terms of this Amendment #1, the terms of this Amendment #1 shall control.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals on the date first above written.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
BREVARD COUNTY, FLORIDA

Rachel Sadoff, Clerk of Court

Commissioner Rita Pritchett, Chair

MORGAN & ASSOCIATES CONSULTING
ENGINEERS, INC.

Reviewed for legal form and content:

Robin Rogers 4/16/2021

Robin Rogers, Asst County Attorney

BY:

Printed Name

Date