

RESOLUTION NO. 2018-123

A RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT TO THE 2016 SPLOST PROGRAM MANAGEMENT SERVICES AGREEMENT WITH CROY ENGINEERING, LLC RELATED TO PASSIVE PARK DESIGN ON HOPKINS ROAD AND LANCER DRIVE FOR AN AMOUNT OF \$20,000.00; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, the City of Powder Springs (hereinafter “the City”) and Croy Engineering, LLC (hereinafter “Croy”) previously entered into a Program Management Services Agreement (hereinafter “the Agreement”) whereby Croy would provide specified program management services to the City as part of the 2016 Special Purpose Local Option Sales Tax (hereinafter “SPLOST”) program; and

WHEREAS, the Agreement provides that Croy is authorized to perform additional services as requested by the City; and

WHEREAS, the City desires for Croy to provide design services for the design of passive parks on Hopkins Road and Lancer Drive, consisting of the design of site layout, grading, and erosion control plans; preparation of construction package for public bidding; and production of plan sheets and specifications for construction documents.

NOW THEREFORE, be it hereby resolved by the Mayor and Council of the City of Powder Springs that it approves and authorizes the Mayor to execute an amendment to the Agreement with Croy to develop plans for passive parks on Hopkins Road and Lancer Drive for an amount of \$20,000.00, subject to review and approval by the City Attorney. This resolution shall be effective immediately upon adoption.

SO RESOLVED this 20th day of August, 2018.



Albert Thurman, Mayor



Patrick Bordelon, Council Member



Doris Dawkins, Council Member



Patricia Wisdom, Council Member

[signatures continued on following page]

**6th AMENDMENT TO
PROGRAM MANAGEMENT SERVICES AGREEMENT**

THIS SIXTH AMENDMENT TO THE 2016 SPLOST PROGRAM MANAGEMENT SERVICES AGREEMENT (“Sixth Amendment”) made as of the 20th day of August, in the year Two Thousand and Eighteen, by and between City of Powder Springs (the “Owner”) and Croy Engineering, LLC (the “Program Manager”).

WHEREAS, the Owner and Program Manager entered into the Program Management Services Agreement (the “Agreement”) dated as of September 22nd, 2015;

WHEREAS, this is the Sixth Amendment.

WHEREAS, the parties desire to amend the Agreement to require Program Manager to provide additional services under the Agreement and to be compensated therefore;

WHEREAS, Parks and Recreation is part of the 2016 SPLOST Program;

Now Therefore, for good and valuable consideration, the Owner and Program Manager Agree to amend the Agreement and it shall be amended as follows:

In accordance with Article 3.2, Program Manager is authorized to perform Additional Services (as defined in the Agreement) for design of a Passive Park on Hopkins Road and a Passive Park on Lancer Drive. The scope of work is as follows:

Site Work Design

Design site layout, grading, and erosion control plans. Prepare full construction package for the project to be publically bid. Produce plan sheets and specifications for construction documents.

Project Budget: \$20,000.00

In accordance with Article 3.2, Article 4.1.3.3 and Article 4.1.2 Program Manager is authorized to provide necessary Field Engineering and Inspection Services and will be compensated on an hourly basis in accordance with Exhibit B of the Agreement.

IN WITNESS WHEREOF the parties have made and executed this Sixth Amendment to the Agreement as of the date and year written above.

OWNER

PROGRAM MANAGER

CITY OF POWDER SPRINGS

CROY ENGINEERING, LLC

By: _____
Mayor, City of Powder Springs, GA

By: _____
Member, Croy Engineering, LLC

ATTEST:

ATTEST:

By: _____

By: _____