

**AMENDMENT TO
PROFESSIONAL SERVICES AGREEMENT
FOR ARCHITECT SERVICES FOR
THE MAGIK THEATER RENOVATION PROJECT
NO.: 23-04037
AMENDMENT NO. 1**

This Amendment to the Professional Services Agreement for Architect Services for the Magik Theater Renovation Project ("Project"), is entered into by and between the City of San Antonio ("City"), a home rule municipal corporation, acting by and through its City Manager, and Architexas – Architecture, Planning and Historic Preservation, Inc. ("Consultant"), acting by and through its duly authorized corporate representative, as set out below. The City and Consultant are referred to collectively herein as the "Parties".

WHEREAS, on November 10, 2022, through Ordinance 2022-11-10-0872, City Council approved the execution of a Professional Services Agreement between the Parties for Professional Services for the Project; and

WHEREAS, on August 16, 2023, the Parties executed a Professional Services Agreement in an amount not to exceed \$174,020.00 ("Original Agreement"); and

WHEREAS, the Parties desire to add additional Architect services and increase the contract capacity by \$357,150.00 to the Project, as described in the Fee Proposal attached as **Exhibit 1**, and summarized in the table below:

Original contract capacity	\$174,020.00
Amendment amount	\$357,150.00
New contract capacity	\$531,170.00

WHEREAS, it is understood between the Parties that **Exhibit 1** is attached solely for reference to the additional scope of services contained therein, and City is not bound by any additional terms or conditions contained therein nor in any attachments thereto; and

WHEREAS, the Contract Price is hereby revised to a not to exceed amount of \$531,170.00; and

NOW THEREFORE, in consideration of the terms, covenants, agreements and demises herein contained each to the other given, the sufficiency and receipt of which are hereby acknowledged, the Original Agreement is amended as follows:

1. **Contract Price.** The not to exceed amount of the Contract Price is hereby increased in the amount of \$357,150.00 for a revised not to exceed Contract Price of FIVE HUNDRED THIRTY-ONE THOUSAND, ONE HUNDRED SEVENTY AND 00/100 U.S. DOLLARS (\$531,170.00).
2. **Additional Services.** The additional services described in the proposal letter attached as

Exhibit 1, excluding any additional terms contained therein or in any attachments thereto, are hereby added and incorporated into the Original Agreement.

Except as amended hereby, all other provisions of the Agreement and corresponding Amendments are hereby retained in their entirety and remain unchanged.

EXECUTED and **AGREED** on this date: _____

CITY OF SAN ANTONIO

**ARCHITEXAS – Architecture, Planning
and Historic Preservation, Inc.**

(Signature)

Razi Hosseini, P.E., R.P.L.S.
Director/City Engineer
Public Works Department



(Signature)

John P. Allender
Principal

Approved as to Form:

Assistant City Attorney