



**AMENDMENT NO. 1
PROFESSIONAL SERVICES AGREEMENT**

This Amendment to Professional Services Agreement ("***Amendment***") is effective as of the date of the Mayor's signature below, and is between the City of Everett, a Washington municipal corporation (the "***City***"), and the person identified as the Service Provider below ("***Service Provider***"). The City and Service Provider are parties to the Professional Services Agreement described below, as may be previously amended ("***Agreement***"). In consideration of the covenants, terms and conditions set forth below, and for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the City and Service Provider agree to amend the Agreement as set forth below:

Service Provider	MxM Landscape Architecture, LLC
City Project Manager	Katherine Phillips
	kphillips@everettwa.gov
Original Agreement Date	1/20/2023

AMENDMENTS		
New Completion Date	If this Amendment changes the Completion Date, enter the new Completion Date: 12/31/2027 If no new date is entered, this Amendment does not change the Completion Date.	
New Maximum Compensation Amount	If this Amendment changes compensation, complete the following table. If the table is not completed, this Amendment does not change compensation.	
	Maximum Compensation Amount Prior to this Amendment	\$159,037.00
	Compensation Added (or Subtracted) by this Amendment	\$184,392.00
	Maximum Compensation Amount After this Amendment	\$343,429.00

Changes to Scope of Work	<p>Scope of Work is changed by ADDING the work in the attachment to this Amendment </p> <p>Leaving selection as "Click for Dropdown Menu" means no change to Scope of Work.</p>
Other Amendments	<p>Enter other changes to the Agreement, if any.</p>
Standard Amendment Provisions	<p>Regardless of the date(s) on which this Amendment is signed by the parties, and regardless of any Agreement completion date(s) that may have been in the Agreement prior to this Amendment, the parties agree that the Agreement is deemed continuously in effect since the Original Agreement Date.</p>
	<p>This Amendment may be signed in counterparts, each of which shall be deemed an original, and all of which, taken together, shall be deemed one and the same document. AdobeSign signatures are fully binding. Any ink, electronic, faxed, scanned, photocopied, or similarly reproduced signature on this Amendment will be deemed an original signature and will be fully enforceable as an original signature.</p>
	<p>All provisions in the Agreement shall remain in effect except as expressly modified by this Amendment. From and after the effective date of this Amendment, all references to the Agreement in the Agreement are deemed references to the Agreement as modified by this Amendment.</p>

SIGNATURES ON FOLLOWING PAGE

IN WITNESS WHEREOF, the City and Service Provider have executed this Amendment.

**CITY OF EVERETT
WASHINGTON**



Cassie Franklin, Mayor

05/05/2025

Date

ATTEST



Office of the City Clerk

MXM LANDSCAPE ARCHITECTURE, LLC

Scott Melbourne

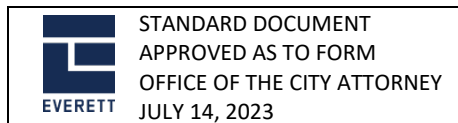
Signature: _____

Name of Signer: Scott Melbourne

Signer's Email Address: scott@mxmla.com

Title of Signer: Principal

05/05/2025



Edgewater Park Renovation

PSA Amendment No. 1

Amendment to Project Service Description:

MxM Landscape Architecture (MxM) to provide Architecture & Engineering services for the renovation of Edgewater Park, located at 3802 Shore Ave., Everett, WA. Additional services are required to revise plans and specifications as needed per the results of geotechnical site investigation and to undertake value engineering with the goal of reducing project construction costs.

Project services will include:

- Value engineering exercise including one meeting with City and up to 6 hours of plan revision by the MxM
- Updated stormwater management approach
- Updated Drainage Report
- Updated drainage plans, details, and specifications
- Production of final construction documents to reflect City review comments
- Phase 1 bid and construction support services
- Production of a reconciled Phase 2 construction set, taking into account site conditions following the construction of Phase 1 and the status of the Edgewater Bridge Replacement and Lift Station #15 projects.
- Phase 2 bid and construction support services
- Record drawings

PSA Scope History:

Original PSA scope assumed no change to stormwater management on site. Previously completed geotechnical analysis did not include infiltration study. Project was found to require infiltration analysis, drainage report, and long form SWPPP, necessitating change in scope and use of PSA contingency, approved by project manager in 2023.

Additional geotechnical study found that infiltration is infeasible on the eastern portion of the site most distal to steep slopes. City of Everett Surface Water Management examined the proposed infiltration facility on the western portion of the site and determined that further geotechnical analysis was needed. Areas of concern were 1) Destabilizing effects of groundwater flows on nearby slopes and 2) Need to monitor facility after construction to confirm performance, given the high potential for soil compaction during Edgewater Bridge construction activities currently taking place.

Completing this analysis to support infiltration approach to stormwater is cost and schedule prohibitive. City of Everett project manager determined that directing the A&E consultants to change stormwater management approach to detention was the best course of action to keep the project moving forward.

Compensation:

Project will be billed hourly not to exceed.

Total compensation will be as follows:

Additional Design, Bid, and Construction Support Services for Edgewater Park.....\$153,172.00

Design Contingency (10%).....\$ 31,220.00

Total Not to Exceed.....\$184,392.00

Contingency may be used for issues that surface during the project ONLY as approved in writing by the authorized City representative.











Edgewater Park Renovation PSA Amendment No. 1v2_SD

Final Audit Report

2025-05-05

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Agreement completed.

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