

**STATE OF NORTH CAROLINA
COUNTY OF DURHAM**

**SECOND AMENDMENT TO THE ASSIGNMENT AGREEMENT BETWEEN
THE CITY OF DURHAM AND O'BRIEN ARCHITECTURE, PLLC**

This second amendment to the Assignment Agreement ("Amendment") is dated and entered into as of the _____ day of _____, 20_____, between O'Brien Architecture, PLLC ("Recipient") and City of Durham ("City").

The City and the Recipient entered into an agreement entitled "Assignment of Architectural Services", dated October 10, 2012 and amended the original agreement on September 10, 2013. The contract is hereby amended as follows:

1. Amendment one added paragraph number 6 which states that; "All services as contained in the Agreement shall continue and be completed prior to April 15, 2015. The date in this paragraph is hereby amended to read that the completion date shall be revised to April 15, 2016.
2. The following Scope of Work shall be added to include completed services and extended services:

Engineering Costs (Completed)	\$24,650.00
• Site Studies	\$3,600.00
• Site Plan	\$3,350.00
• Construction Documents	\$2,200.00
• Cost Estimate	\$1,450.00
• Bidding	\$2,100.00
• Gateway Revisions	\$2,500.00
• Meetings	\$3,200.00
• Utility Extension As Builts and Certification	\$6,250.00
Architectural Costs (Completed)	\$13,900.00
• New House Design Sketches	\$2,250.00
• Homeowner Replacement Housing Ramp and Deck Design	\$3,000.00
• Hillside Plan G	\$2,000.00
• Reversed Plans	\$1,000.00
• Additional Foundation/Roof Plans	\$750.00
• Design Review	\$2,250.00
• Assistance to Homebuilders	\$2,250.00
• Printing Costs	\$400.00
Additional Phase 1 Tasks- Hillside Avenue and South Street Landscape Improvements	\$6,650.00
• Conceptual Design and Cost Estimating	\$5,250.00
• Meetings, Coordination and Construction Observation	\$1,250.00
• Printing Costs	\$150.00
Lakewood Ave. / South St. Crosswalk and Pedestrian Signal	\$12,460.00
• Traffic Signal Design and Permitting	\$9,000.00
• Meetings, Coordination, and Construction Observation	\$1,500.00

• Subsurface Utility Engineering (SUE)	\$900.00
• Topographic Surveying	\$810.00
• Printing Costs	\$250.00
Total	\$57,660.00

3. Except as amended herein, the Agreement is reaffirmed and remains in full force and effect.

ATTEST:

CITY OF DURHAM

City Clerk

By: _____
City Manager

By: _____
Michael C. O'Brien
Manager

NORTH CAROLINA
COUNTY of DURHAM

I, a Notary Public in and for the aforesaid County and State certify that _____ personally appeared before me this day, and acknowledged that he or she is the City Clerk of the City of Durham, a municipal corporation, and that by authority duly given and as the act of the City, the foregoing contract or agreement with O'Brien Architecture PLLC was signed in its corporate name by its _____ City Manager, sealed with its corporate seal, and attested by its said City Clerk or Deputy City Clerk. This the _____ day of _____, 20____

Notary Public

My commission expires:

STATE OF NORTH CAROLINA
COUNTY OF DURHAM

ACKNOWLEDGMENT BY
LIMITED LIABILITY COMPANY

I, a notary public in and for the aforesaid county and state, certify that Michael O'Brien personally (1) appeared before me this day (2) stated that he is the Manager of O'Brien Architecture, PLLC, a limited liability company organized and existing under the laws of the State of North Carolina (3) acknowledged that the foregoing contract or agreement with the City of Durham carries on the company's business in the usual way, and (4) acknowledged the due execution under seal, on behalf of the company. This the _____ day of _____, 20____.

My commission expires:

Notary Public

This instrument has been preaudited in the manner required by the Local Government Budget and Fiscal Control Act.

City's Finance Officer

Date