

CONTRACT NO.: CON-19-046-CMD-A3

AMENDMENT NO. THREE
to
AGREEMENT FOR PROFESSIONAL SERVICES
BETWEEN
THE TOWN OF PARADISE VALLEY
AND BROWN & ASSOCIATES

This Amendment No. Three ("Amendment Three") to the Agreement for Professional Services Between the Town of Paradise Valley and Brown and Associates is made and entered into as of this 1st day of July 2020 ("Effective Date"), by and between the Town of Paradise Valley, an Arizona municipal corporation ("Town") and Brown and Associates Certified Inspection Service, Inc., an Arizona corporation, authorized to do business in Arizona ("Consultant").

RECITALS

- A. At the request of Five Star Development Resort Communities, LLC ("Five Star") the Town and Consultant previously entered into Contract No. CON-19-046-CMD, dated November 1, 2018 ("Agreement") to provide certain plan review and inspection services in connection with Five Star's construction of a resort hotel and residential dwelling units in Paradise Valley, Arizona; and
- B. The Town and Five Star agreed that Consultant's Services had been mutually beneficial, Five Star requested additional Services be available from Consultant; and on July 1, 2019 the Town and Consultant entered in Contract No. CON-19-046-A1 to increase the compensation to allow additional Services to be available to Five Star; and
- C. On July 1, 2019 Town and Consultant entered into Amendment One to modify the amount of Compensation available to Consultant.
- D. On July 1, 2020, Town and Consultant entered into Amendment Two to extend the term of the Agreement to December 31, 2020
- E. Five Star has again requested additional Services be available from Consultant; and
- F.. Town and Consultant wish to modify and amend the Agreement to extend the Term to provide for the additional requested Services, subject to and strictly in accordance with the terms of this Amendment Three.

AGREEMENT

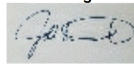
In consideration of the mutual promises set forth herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Town and Consultant hereby agree as follows:

1. **Recitals.** The recitals set forth above are not merely recitals, but form an integral part and are incorporated into this Amendment Three.
2. **Term.** Pursuant to Paragraph 1 of the Agreement, "Term of Agreement," Consultant and the Town agree to extend the term of the Agreement, including any Amendments, an additional six (6) months, so that the Agreement remains in full force and effect until midnight on June 30, 2021, unless sooner terminated as otherwise provided in the Agreement.
3. **Insurance Certificate.** There are no changes to the insurance requirements and other provisions. However, if the current certificate of insurance does not cover the extension period, a new certificate of insurance covering the extended Term must be provided to the Town within 5 days of the Effective Date.
4. **Ratification of Agreement.** Town and Consultant hereby agree that except as expressly provided herein, the provisions of the Agreement shall be, and remain in full force and effect, and that if any provision of this Amendment conflicts with the Agreement, then the provisions of this Amendment shall prevail.

IN WITNESS WHEREOF, the Parties hereto have accepted, made and executed this Amendment Three upon the terms, conditions and provisions stated above, upon the day and year first written above.

TOWN OF PARADISE VALLEY,
an Arizona municipal corporation

DocuSigned by:



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Jill Keimach, Town Manager

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ATTEST:

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Duncan Miller, Town Clerk

(SEAL)

APPROVED AS TO FORM:

DocuSigned by:



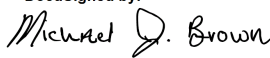
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Deborah Robberson, Acting Town Attorney

**BROWN & ASSOCIATES
CERTIFIED INSPECTION
SERVICES, INC.,**

an Arizona corporation

DocuSigned by:



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By: Michael J. Brown

Its: President