

**RESOLUTION NO. 2024-R11**

**A RESOLUTION TO RATIFY THE EXECUTION OF CHANGE ORDER NO. 5 TO THE AGREEMENT BETWEEN THE CITY OF BOERNE AND AGAVE DESIGN STUDIO, LLC FOR THE COMPLETION OF THE RIVER ROAD PARK BANK STABILIZATION PROJECT FOR AN ADDITIONAL AMOUNT NOT TO EXCEED \$92,000.00**

**WHEREAS**, the City of Boerne City Council awarded the bid for the River Road Bank Park Stabilization Project to Agave Design Studio, LLC for an amount not to exceed \$2,305,523.44; and

**WHEREAS**, since construction began on September 18, 2023, there have been several change orders required in order to complete the project; and

**WHEREAS**, the project included a contingency amount which has been almost fully exhausted by the first four project change orders; and

**WHEREAS**, Change Order No. 5 exceeds the contracted project funding and the sediment removal required immediate action; and

**WHEREAS**, the City Council finds it necessary to ratify the execution of Change Order No. 5 to the agreement with Agave Design Studio, LLC for the completion of the River Road Bank Park Stabilization Project;

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BOERNE, TEXAS:**

Ratify the execution of Change Order No. 5 to the agreement between the City of Boerne and Agave Design Studio, LLC for the completion of the River Road Park Bank Stabilization Project for an additional amount not to exceed \$92,000.00.

PASSED and APPROVED on this the \_\_\_\_ day of February, 2024.

APPROVED:

\_\_\_\_\_  
Mayor Pro Tem

ATTEST:

\_\_\_\_\_  
City Secretary