

First Amendment to Construction Contract
(Lagoon Conversion to Stormwater Quality Pond and Demolition of the South Water Reclamation Facility Improvements P21-638)

This First Amendment to Construction Contract (the "First Amendment") is made and entered into this ____ day of _____, 2023 (the "Effective Date"), by and between the Town of Erie, a Colorado municipal corporation with an address of 645 Holbrook Street, P.O. Box 750, Erie, CO 80516 (the "Town"), and L4 Construction LLC, a Colorado limited liability company, with a principal place of business at 2350 17th Ave. #204, Longmont, CO 80503 ("Contractor") (each a "Party" and collectively the "Parties").

Whereas, on January 17, 2023, the Parties entered into a Construction Contract (the "Contract");

Whereas, the Parties wish to amend the Contract as set forth herein.

Now Therefore, for the consideration hereinafter set forth, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:

1. Scope of Work. The Contract is hereby amended to include the following additional items in the Scope of Work:

- A. Demolition of additional concrete rings around the clarifiers;
- B. Abandon two existing sewer lines;
- C. Pump out wet well; and
- D. Tap domestic main for new irrigation connection.

2. Compensation. The Contract is hereby amended to increase the maximum amount of compensation to \$4,557,390, allocated as follows:

Original Contract Amount:	\$4,500,390
First Amendment:	\$ 57,000
Total New Contract Amount	\$4,557,390

3. Term. The term of the Contract is hereby extended through June 15, 2024.

4. Remainder of Contract. Except as expressly modified herein, the Contract shall remain in full force and effect.

In Witness Whereof, the Parties have executed this First Amendment as of the Effective Date.

Town of Erie, Colorado

Justin Brooks, Mayor

Attest:

Debbie Stamp, Town Clerk

L4 Construction, LLC

DocuSigned by:
Arden Ferris

B061567072F9497...
Arden Ferris, CEO

State of Colorado)

) ss.

County of)

The foregoing instrument was subscribed, sworn to and acknowledged before me this ___ day of _____, 2023, by _____ as _____ of L4 Construction, LLC.

My commission expires:

(Seal) _____

Notary Public

Certificate Of Completion

Envelope Id: 83BD0F2A42E6424FA1EA91CF03FA2920	Status: Completed
Subject: Complete with DocuSign: First Contract Amendment L4.pdf	
Source Envelope:	
Document Pages: 2	Signatures: 1
Certificate Pages: 5	Initials: 0
AutoNav: Enabled	Envelope Originator:
Enveloped Stamping: Enabled	Lyndsy Willette
Time Zone: (UTC-07:00) Mountain Time (US & Canada)	645 Holbrook Street
	P.O. Box 750
	Erie, CO 80516
	lwillette@erieco.gov
	IP Address: 71.229.138.252

Record Tracking

Status: Original	Holder: Lyndsy Willette	Location: DocuSign
10/30/2023 3:09:05 PM	lwillette@erieco.gov	

Signer Events

Arden Ferris
 arden@i4construction.com
 Controller & Business Manager
 Security Level: Email, Account Authentication (None)

Signature

DocuSigned by:

 B061567072F9497...
 Signature Adoption: Pre-selected Style
 Using IP Address: 71.33.216.126

Timestamp

Sent: 10/30/2023 3:10:09 PM
 Resent: 10/30/2023 3:10:43 PM
 Resent: 10/31/2023 12:34:49 PM
 Viewed: 10/31/2023 12:35:16 PM
 Signed: 10/31/2023 12:35:31 PM

Electronic Record and Signature Disclosure:
 Accepted: 10/30/2023 3:16:46 PM
 ID: 0955f7cf-827b-4025-aef4-625a415ea08c

In Person Signer Events

Signature

Timestamp

Editor Delivery Events

Status

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Agent Delivery Events

Status

Timestamp

Intermediary Delivery Events

Status

Timestamp

Certified Delivery Events

Status

Timestamp

Carbon Copy Events

Status

Timestamp

Wendi Palmer
 wpalmer@erieco.gov
 Civil Engineer III
 Security Level: Email, Account Authentication (None)

COPIED

Sent: 10/31/2023 12:35:31 PM
 Viewed: 10/31/2023 12:38:13 PM

Electronic Record and Signature Disclosure:
 Accepted: 10/30/2023 4:52:15 PM
 ID: c7f0e1fa-7aaf-4679-bc6d-4070ef40eb64

Witness Events

Signature

Timestamp

Notary Events

Signature

Timestamp

Envelope Summary Events

Status

Timestamps

Envelope Sent	Hashed/Encrypted	10/30/2023 3:10:09 PM
Envelope Updated	Security Checked	10/30/2023 3:10:43 PM
Certified Delivered	Security Checked	10/31/2023 12:35:16 PM

Envelope Summary Events	Status	Timestamps
Signing Complete	Security Checked	10/31/2023 12:35:31 PM
Completed	Security Checked	10/31/2023 12:35:31 PM

Payment Events	Status	Timestamps
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Electronic Record and Signature Disclosure

ELECTRONIC RECORD AND SIGNATURE DISCLOSURE

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Withdrawing your consent

If you decide to receive notices and disclosures from us electronically, you may at any time change your mind and tell us that thereafter you want to receive required notices and disclosures only in paper format. How you must inform us of your decision to receive future notices and disclosure in paper format and withdraw your consent to receive notices and disclosures electronically is described below.

Consequences of changing your mind

If you elect to receive required notices and disclosures only in paper format, it will slow the speed at which we can complete certain steps in transactions with you and delivering services to you because we will need first to send the required notices or disclosures to you in paper format, and then wait until we receive back from you your acknowledgment of your receipt of such paper notices or disclosures. Further, you will no longer be able to use the DocuSign system to receive required notices and consents electronically from us or to sign electronically documents from us.

All notices and disclosures will be sent to you electronically

Unless you tell us otherwise in accordance with the procedures described herein, we will provide electronically to you through the DocuSign system all required notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you during the course of our relationship with you. To reduce the chance of you inadvertently not receiving any notice or disclosure, we prefer to provide all of the required notices and disclosures to you by the same method and to the same address that you have given us. Thus, you can receive all the disclosures and notices electronically or in paper format through the paper mail delivery system. If you do not agree with this process, please let us know as described below. Please also see the paragraph immediately above that describes the consequences of your electing not to receive delivery of the notices and disclosures electronically from us.

How to contact Town of Erie:

You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

To contact us by email send messages to: docusign@erieco.gov

To advise Town of Erie of your new email address

To let us know of a change in your email address where we should send notices and disclosures electronically to you, you must send an email message to us at docusign@erieco.gov and in the body of such request you must state: your previous email address, your new email address. We do not require any other information from you to change your email address.

If you created a DocuSign account, you may update it with your new email address through your account preferences.

To request paper copies from Town of Erie

To request delivery from us of paper copies of the notices and disclosures previously provided by us to you electronically, you must send us an email to townclerk@erieco.gov and in the body of such request you must state your email address, full name, mailing address, and telephone number. We will bill you for any fees at that time, if any.

To withdraw your consent with Town of Erie

To inform us that you no longer wish to receive future notices and disclosures in electronic format you may:

- i. decline to sign a document from within your signing session, and on the subsequent page, select the check-box indicating you wish to withdraw your consent, or you may;
- ii. send us an email to docusign@erieco.gov and in the body of such request you must state your email, full name, mailing address, and telephone number. We do not need any other information from you to withdraw consent.. The consequences of your withdrawing consent for online documents will be that transactions may take a longer time to process..

Required hardware and software

The minimum system requirements for using the DocuSign system may change over time. The current system requirements are found here: <https://support.docusign.com/guides/signer-guide-signing-system-requirements>.

Acknowledging your access and consent to receive and sign documents electronically

To confirm to us that you can access this information electronically, which will be similar to other electronic notices and disclosures that we will provide to you, please confirm that you have read this ERSD, and (i) that you are able to print on paper or electronically save this ERSD for your future reference and access; or (ii) that you are able to email this ERSD to an email address where you will be able to print on paper or save it for your future reference and access. Further, if you consent to receiving notices and disclosures exclusively in electronic format as described herein, then select the check-box next to ‘I agree to use electronic records and signatures’ before clicking ‘CONTINUE’ within the DocuSign system.

By selecting the check-box next to ‘I agree to use electronic records and signatures’, you confirm that:

- You can access and read this Electronic Record and Signature Disclosure; and
- You can print on paper this Electronic Record and Signature Disclosure, or save or send this Electronic Record and Disclosure to a location where you can print it, for future reference and access; and
- Until or unless you notify Town of Erie as described above, you consent to receive exclusively through electronic means all notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you by Town of Erie during the course of your relationship with Town of Erie.