

Third Amendment to Agreement for Professional Services

This Third Amendment to Agreement for Professional Services (the "Third 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 RockSol Consulting Group, Inc., an independent contractor with a principal place of business at 12076 Grant Street, Thornton, CO 80214 ("Contractor") (each a "Party" and collectively the "Parties").

Whereas, on May 13, 2022, the Parties entered into an Agreement for Professional Services (the "Agreement");

Whereas, on March 1, 2023, the Parties amended the Agreement to add additional services and change the amount of compensation (the "First Amendment");

Whereas, on March 28, 2023, the Parties amended the Agreement to add additional services and change the amount of compensation (the "Second Amendment"); and

Whereas, the Parties wish to amend the Agreement again 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. Exhibit A to the Agreement is hereby amended by the inclusion of the following additional items in the Scope of Work.

Contractor shall provide:

a. Additional Hydraulic Modeling of the box culvert channel and Historic Clearance Services for the Sullivan Ditch and adjacent property at the southwest corner of the project as required by CDOT; as described in Contractor's proposal dated October 27, 2023; and

b. Post-Design Services including:

- RFI Review and Response
- Submittals Review and Response
- Support for design updates/changes
- As-built drawings

All as described in Contractor's proposal dated October 31, 2023.

2. Compensation. Exhibit B to the Agreement is hereby amended to increase the maximum amount of compensation to \$191,608, allocated as follows

Original Base Contract Amount:	\$ 53,759
1 st Amendment:	\$ 8,063

2 nd Amendment:	\$ 79,816
3 rd Amendment:	
Services	\$ 43,453
Contingency (15%)	<u>\$ 6,517</u>
Subtotal 3 rd Amendment	\$ 49,970
Total New Contract Amount	\$191,608

3. Term. The term of the Agreement is hereby extended through June 30, 2024.

4. Remainder of Agreement. Except as expressly modified herein, the Agreement, as modified by the First Amendment and Second Amendment, shall remain in full force and effect.

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


Town of Erie, Colorado

Justin Brooks, Town Mayor

Attest:

Debbie Stamp, Town Clerk

Contractor

DocuSigned by:


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State of Colorado)
) ss.
County of _____)

The foregoing instrument was subscribed, sworn to and acknowledged before me this ____ day of _____, 2023, by _____ as _____ of RockSol Consulting Group, Inc.

My commission expires:

(Seal)

Notary Public