

Third Amendment to Agreement for Professional Services
(Schofield Farms Concept Design and Construction Drawings)

This Third Amendment to Agreement for Professional Services (the "Third Amendment") is made and entered into this ____ day of _____, 2025 (the "Effective Date"), by and between the Town of Erie, a Colorado home rule municipality with an address of 645 Holbrook Street, P.O. Box 750, Erie, CO 80516 (the "Town"), and Wenk Associates, Inc., an independent contractor with a principal place of business at 1130 31st Street, Suite 101, Denver, CO 80205 ("Consultant") (each a "Party" and collectively the "Parties").

Whereas, on June 25, 2024, the Parties entered into an Agreement for Professional Services (the "Agreement"); and

Whereas, on November 25 ,2024, the Parties amended the Agreement to add additional services and change the amount of compensation (the "First Amendment"); and

Whereas, on September 23, 2025, 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 Services. Exhibit A of the Agreement is hereby amended by the inclusion of additional scope of work to Phase 2, Package A: Trailhead, Drainage, Trails, & Waypoints, as follows:

Task 6: Resubmittal of 100% Construction Documents:

- Establish Project phasing adjustments for Erie Lake Dam Improvements.
- Coordinate and resubmit 100% Construction Documents to revise plans per final electrical design.
- Stormwater Pond Alternative Analysis.

2. In Exhibit A, Task 5: Construction Observation to Phase 2, Package A: Trailhead, Drainage, Trails, & Waypoints is hereby deleted in its entirety and replaced with the following:

Task 5: Construction Observation:

- Attend one (1) preconstruction meeting.

- Attend up to fifty (50) regular weekly construction meetings (assuming a 12-month construction period). Meeting Agendas and Meeting Notes shall be prepared by the Contractor.
- Attend/Conduct up to thirty-five (35) site visits, and prepare field reports as required by the Town (assuming a 12-month construction period).
- Answer Contractor's requests for information (RFI's)
- Review submittals, samples, and mock-ups.
- Attend Substantial Completion site walks and prepare punchlists for Substantial Completion. Separate Substantial Completion walks and punchlists shall be conducted and prepared for the following components (two (2) walks/punchlists total):
 - Hardscape, Utilities, and Grading (concrete flatwork, cast-in place concrete, crusher fines paving, flagstone pavers, asphalt paving, curbs, walls, utilities, and ponds); and Site Elements (furnishings, trash enclosure, fencing, and gates).
 - Planting
- Attend Final Completion site walks and prepare punchlists for Final Completion. One (1) Final Completion walk and one (1) punchlist shall be conducted and prepared to verify completion of all elements and closeout requirements for the following components:
 - Hardscape, Utilities, and Grading (concrete flatwork, cast-in place concrete, crusher fines paving, flagstone pavers, asphalt paving, curbs, walls, utilities, and ponds); and Site Elements (furnishings, trash enclosure, fencing, and gates).
 - Planting
- Prepare as-built record drawings based on redlines provided by the Contractor.
- Provide Conformance Letter for structural calculations prepared by the Contractor.

3. Compensation: Section III of the Agreement is hereby amended to increase the compensation by an additional amount of \$135,530.

Original Contract	\$385,247
First Amendment	\$ 14,350
Second Amendment	\$ 5,100
Third Amendment	\$135,530
Contract Total	\$540,227

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

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

Town of Erie, Colorado

Andrew J. Moore, Mayor

Attest:

Debbie Stamp, Town Clerk

Consultant
DocuSigned by
Nicole Horst

82249C41B2E1419

State of Colorado)
) ss.
County of _____)

The foregoing instrument was subscribed, sworn to and acknowledged before me this ____ day of _____, 2025, by _____ as _____ of Wenk Associates, Inc.

My commission expires:

(Seal)

Notary Public

Certificate Of Completion

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Nicole Horst

nhorst@wenkla.com

Principal/President

Wenk Associates

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Kathy Kron

kkron@erieco.gov

Senior Parks Planner

Town of Erie

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Kathy Kron

kkron@erieco.gov

Senior Parks Planner

Town of Erie

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Envelope Updated	Security Checked	11/5/2025 11:04:09 AM
Certified Delivered	Security Checked	11/5/2025 3:01:03 PM
Signing Complete	Security Checked	11/5/2025 3:01:14 PM
Completed	Security Checked	11/5/2025 3:01:14 PM
Payment Events	Status	Timestamps
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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.

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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

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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.

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- 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.