

First Amendment to Agreement for Professional Services
(Boulder Creek Diversion Structure and Pipeline P23-097)

This First Amendment to Agreement for Professional Services (the "First 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 Civil Resources, LLC, an independent contractor with a principal place of business at 8308 Colorado Blvd., Suite 200, Firestone Colorado 80504 ("Contractor") (each a "Party" and collectively the "Parties").

Whereas, on October 3, 2023, the Parties entered into an Agreement for Professional Services (the "Agreement"); and

Whereas, the Parties wish to amend the Agreement 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 additional items set forth in **Exhibit A-1**, attached hereto and incorporated herein by this reference.
2. Compensation. The compensation amount in Section III of the Agreement is hereby amended to increase the maximum amount of compensation to \$183,712, which includes a base amount of \$163,300 and a contingency of \$20,412.
3. Accessibility. Section IV of the Agreement is hereby amended to include the following new subsection E:

E. *Accessibility.* Contractor shall comply with the accessibility standards for an individual with a disability adopted by the State Office of Information Technology pursuant to C.R.S. § 24-85-103, and shall indemnify, hold harmless and assume liability on behalf of the Town and its officers, employees, agents and attorneys for all costs, expenses, claims, damages, liabilities, court awards, attorney fees and related costs, and any other amounts incurred by the Town in relation to Contractor's noncompliance with such accessibility standards.
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

Contractor

Signed by:


BC45D3ED23F94BD...

State of Colorado)
) ss.
County of _____)

The foregoing instrument was subscribed, sworn to and acknowledged before me this ____ day of _____, 2025, by _____ as _____ of Civil Resources, LLC.

My commission expires:

(Seal)

Notary Public

Exhibit A-1 **Scope of Services**

Contractor's Duties:

During the term of this agreement Contractor shall provide the following Services at the North Water Treatment Facility:

Project Management:

Contractor shall coordinate with Town and other Town consultants to ensure the completed design meets project goals and the design of the North Water Treatment Facility.

Final Design:

Contractor shall conduct geotechnical investigation including aquifer pumping tests to more accurately estimate the aquifer parameters and resulting likely yield of the proposed underdrains. Contractor shall summarize the detailed design analyses, calculations and assumptions in a design basis memorandum, which shall explain the system component sizing and also present the results of the hydrogeology investigation. Contractor shall provide an Opinion of Construction Cost at 90% design.

Field Investigation:

Contractor shall subcontract with Authentic Drilling, LLC or other qualified drilling company to install monitoring and pumping wells and conduct aquifer pumping tests. The field investigation shall include 18 borings with 4 completed as observation wells (1.5 to 2" diameter) and 3 converted to pumping wells (4- to 6" diameter).

Contractor's Deliverables:

In performance of the duties described above, Contractor shall deliver the following key items to the Town, during timeframes as mutually established:

- Geotechnical investigation including boring logs, aquifer pumping tests report, aquifer conductivity and estimate of yield of the underdrains system.
- Basis of design memorandum
- Opinion of Construction Cost estimate at 90% design completion

Schedule:

Contractor shall complete this Scope of Services within 16 weeks from the Effective Date.

Certificate Of Completion

Envelope Id: E102275B-747E-407B-8CD6-E0868E5B04D3
 Subject: Complete with Docusign: Final - Civil Resources 1st Amend-A051525 - 5-21-25.docx
 Source Envelope:
 Document Pages: 3
 Certificate Pages: 5
 AutoNav: Enabled
 Envelopeld Stamping: Enabled
 Time Zone: (UTC-07:00) Mountain Time (US & Canada)

Status: Completed

 Envelope Originator:
 Lyndsy Willette
 645 Holbrook Street
 P.O. Box 750
 Erie, CO 80516
 lwillette@erieco.gov
 IP Address: 73.78.40.90

Record Tracking

Status: Original
 6/11/2025 11:05:24 AM
 Holder: Lyndsy Willette
 lwillette@erieco.gov
 Location: DocuSign

Signer Events

Brad Hagen
 brad@civilresources.com
 Member

Security Level: Email, Account Authentication
 (None)

Signature

Signed by:

 BC45D3ED23F94BD...

Signature Adoption: Drawn on Device
 Using IP Address: 174.237.3.232
 Signed using mobile

Timestamp

Sent: 6/11/2025 11:08:18 AM
 Resent: 6/13/2025 11:29:37 AM
 Viewed: 6/13/2025 11:57:35 AM
 Signed: 6/13/2025 11:58:00 AM

Electronic Record and Signature Disclosure:
 Accepted: 6/13/2025 11:57:35 AM
 ID: 8cbe77ca-bfe6-4fb7-8a0c-77aa5726fea8

In Person Signer Events

Signature

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Editor Delivery Events

Status

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Agent Delivery Events

Status

Timestamp

Intermediary Delivery Events

Status

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Certified Delivery Events

Status

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Carbon Copy Events

Status

Timestamp

Zachary Ahinga
 zahinga@erieco.gov

Security Level: Email, Account Authentication
 (None)

Electronic Record and Signature Disclosure:
 Accepted: 1/21/2021 8:37:15 AM
 ID: 4929dc91-03c6-4879-95ae-23b1a958ad37

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Witness Events

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Notary Events

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Envelope Summary Events

Status

Timestamps

Envelope Sent	Hashed/Encrypted	6/11/2025 11:08:18 AM
Certified Delivered	Security Checked	6/13/2025 11:57:35 AM
Signing Complete	Security Checked	6/13/2025 11:58:00 AM
Completed	Security Checked	6/13/2025 11:58:02 AM

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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.