

Fourth Amendment to Agreement for Professional Services
(Zone 3 WCR7 Waterline Improvements P22-290)

This Fourth Amendment to Agreement for Professional Services (the "Fourth 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 Burns & McDonnell Engineering Company, Inc., an independent contractor with a principal place of business at 9191 S. Jamaica Street, Englewood, CO 80112 ("Contractor") (each a "Party" and collectively the "Parties").

Whereas, on July 12, 2022, the Parties entered into an Agreement for Professional Services (the "Agreement"); and

Whereas, on October 12, 2023, the Parties amended the Agreement to add additional services and change the amount of compensation (the "First Amendment");

Whereas, on May 3, 2024, and the Parties amended the Agreement to add additional services and change the amount of compensation (the "Second Amendment");

Whereas, on September 24, 2024, and the Parties amended the Agreement to add additional services and change the amount of compensation (the "Third 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. Amendments. The Agreement is hereby amended as follows:

a. 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.

b. Compensation. Exhibit B to the Agreement is hereby amended to increase the maximum amount of compensation to \$721,174 allocated as follows

Original Contract Amount:	\$418,550
1st Amendment:	\$ 32,357
2nd Amendment:	\$ 19,117
3rd Amendment:	\$219,156
4 th Amendment:	<u>\$ 31,994</u>
Total New Contract Amount	\$721,174

2. Remainder of Agreement. Except as expressly modified herein, the Agreement as modified by the First through Third Amendments 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

DocuSigned by:
Dan Korinek
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State of Colorado)
) ss.
County of _____)

The foregoing instrument was subscribed, sworn to and acknowledged before me
this ____ day of _____, 2025, by _____ as
_____ of Burns & McDonnell Engineering Company, Inc.

My commission expires:

(Seal)

Notary Public

Exhibit A-1

Scope of Services

Contractor Duties:

During the term of this Agreement, Contractor shall provide the following Construction Management and Administration services for this project as directed by the Town.

Task 707 – Change Order Consultation and Preparation:

Review and comment on prospective construction change orders, Requests No. 1, 3, 6, and 7 and make recommendation to Town to approve or deny change orders. Conduct meetings with the Town and construction contractor to discuss review comments. Prepare and issue change orders after approval by the Town.

Task 711 – Construction Observation:

Provide construction observations during the relocation of construction crew and equipment to and from FRICO ditch related to construction change order Requests No. 3 and No. 6. Document time required for relocation for crew and equipment and provide a summary report.

Contractor Deliverables:

- Final construction change orders 1, 3, 6 and 7; and documentation for issuance of each change order to construction contractor.