

**FIRST AMENDMENT  
TO ENGINEERING AGREEMENT  
FOR HYDRAULIC ANALYSIS  
AND PLAN PREPARATION  
OF LANCASTER COUNTY BRIDGE N-19**

**THIS AMENDMENT** entered into this \_\_\_\_ day of May, 2018, by and between the firm of **JEO**, hereinafter referred to as the "**ENGINEER**", and Lancaster County, hereinafter referred to as the "**COUNTY**". Collectively the County and the Engineer may be referred to as "the Parties."

WHEREAS, on February 21, 2017, the Parties previously entered into a contract for Hydraulic analysis and Plan Preparation of Lancaster County Bridge N-19, under County Contract No. C-17-0160 ("the Agreement"); and

WHEREAS, the Parties wish to amend the Agreement to add additional environmental permitting services related to the replacement of bridge N-19;

WHEREAS, as part of the agreement, the ENGINEER prepared a U.S. Army Corps of Engineers section 404 permit application and submitted it to the Corps of Engineers. As part of their review, the Corps identified this project as requiring a Section 408 permit which is outside of the scope of the original agreement.

NOW, THEREFORE, in consideration of the mutual covenants contained herein and in the Agreement, the Parties hereto agree as follows:

1. The Agreement shall be amended by requiring the Engineer to perform the following additional permitting preparation services related to road improvements on bridge N-19 and coordination with the U.S. Army Corps of Engineers, Nebraska Game and Parks Commission, and the COUNTY:

-Prepare all necessary documents as requested by the Corps of Engineers for their Section 408 submittal.

-Address comments on Section 408 submittal from the Corps of Engineers.

2. Section VI.A.1 of the Agreement shall be amended by:

- a. inserting a lump sum fee of \$6000 for the additional permitting preparation services added to the Agreement pursuant to this First Amendment ;

- b. revising the total fee for all services under the Agreement, as amended, from \$27,700, to \$33,700.00; and

- c. inserting the following language at the end of Section VI.A.1:

- i. The \$6,000.00 lump sum fee for the environmental permitting services added to the Agreement pursuant to the First Amendment will be full and complete compensation for the successful completion of the services provided for in the First Amendment. This fee will be considered due and payable upon completion of all the services provided for in the First Amendment.

3. All other terms and conditions of the Agreement not in conflict with this Amendment, shall remain in full force and effect.
4. This Amendment shall be binding upon the Parties, their heirs, administrators, executors, legal and personal representatives, successors, and assigns.

EXECUTED this 17<sup>th</sup> day of MAY, 2018, by the ENGINEER.

By: 

Name: Eric S. Dixon, PE

Title: Project Manager

EXECUTED this \_\_\_\_\_ day of \_\_\_\_\_, 2018, by the COUNTY.

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: Chair, Lancaster County Board of Commissioners

APPROVED AS TO FORM

this \_\_\_\_\_ day of \_\_\_\_\_, 2018

\_\_\_\_\_  
Deputy County Attorney  
for Joe Kelly  
County Attorney