

**AMENDMENT TO PUBLIC CONTRACT FOR SERVICES  
ENVIRONMENTAL SPILL REMEDIATION SERVICES  
DOUGLAS COUNTY PROJECT NUMBER SW 2023-016  
AMENDMENT NUMBER TWO (2)  
PURCHASE ORDER NUMBER: PO #2023413 (PO for original contract)  
New PO # will be created  
ACCOUNT NUMBER: 30300.443600**

**THIS AMENDMENT** is entered into as of this \_\_\_\_\_ day of April, 2024, by and between the Board of County Commissioners of the County of Douglas, State of Colorado (the “County”), and **WESTON SOLUTIONS** (the “Consultant”).

**WHEREAS**, the County and the Consultant entered into a certain Public Contract for Services dated **May 1<sup>st</sup> 2023** (the “Contract”); and

**WHEREAS**, the County and the Consultant **originally** agreed to a Maximum Contract Expenditure for services in the amount of **Thirty Thousand Dollars and No Cents (\$30,000.00)**. Per Amendment Number One (1), the Contract was extended to December 31<sup>st</sup>, 2024 and Fifty Thousand Dollars and No Cents (\$50,000.00) was added to said Contract. Compensation for the additional work associated with this Amendment Number Two (2) shall be Fifty Thousand Dollars and No Cents (\$50,000.00); and

**WHEREAS**, the County and the Consultant desire to amend the Contract by increasing the Maximum Contract Expenditure which may be paid to the Consultant, by extending the Term; and

**WHEREAS**, the County has budgeted and appropriated the necessary funds to satisfy the financial obligations set forth in the Contract.

**NOW, THEREFORE**, the parties hereto mutually agree as follows:

1. Section 4 of the Contract is hereby amended to read:

**“Maximum Contract Expenditure.** Any other provision of this Contract notwithstanding and pursuant to Section 29-1-110, C.R.S., the amount of funds appropriated for this Contract is One Hundred Thirty Thousand Dollars and No Cents (\$130,000.00). In no event shall the County be liable for payment under this Contract for any amount in excess thereof. The County is not under obligation to make any future apportionment or allocation to this Contract nor is anything set forth herein a limitation of liability for Consultant. Any potential expenditure for this Contract outside the current fiscal year is subject to future annual appropriation of funds for any such proposed expenditure.

**THE COST OF THIS ADDITIONAL WORK SHALL NOT EXCEED: \$ 50,000.00**  
**PREVIOUSLY APPROVED PCS REVISIONS: \$ 50,000.00**  
**TOTAL FOR ALL PCS REVISIONS (TO DATE): \$ 80,000.00**  
**TOTAL FOR ORIGINAL PCS: \$ 30,000.00**  
**GRAND TOTAL INCLUDING ALL PCS REVISIONS SHALL NOT EXCEED: \$ 130,000.00**

**ACTUAL TIME AND MATERIALS FOR SERVICES PROVIDED SHALL BE BILLED MONTHLY.**

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2. The remainder of the Contract shall remain in full force and effect.



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**PROJECT MANAGER REQUIRED TO COMPLETE:**

**Name of Contact at Consultant's Place of Business: (example: Joe Smith, ABC Consulting, Inc.) Maggie Graham, Weston Solutions**

**Email Address of Contact: maggie.graham@westonsolutions.com**

**Phone # of Contact: 907-538-7699**

**Address of Contact: 1536 Cole Blvd Building 4, Suite 375**

**Lakewood, CO 80404**

## MEMORANDUM

DATE: April 5, 2024

TO: Janet Herman, P.E., Director of Public Works

THROUGH: Daniel R. Roberts, P.E., Assistant Director, Operations

FROM: Jake Muller, Erosion Control Inspector III

SUBJECT: Amendment No. 2, PCS Contract For Environmental Spill Remediation Services, Douglas County Project No. SW2023-016 (PO2023413)

Copy: Ashley Pennick, Dan Roberts, Jake Muller

ATTACH: Amendment No. 2, PCS Contract For Environmental Spill Remediation Services, Douglas County Project No. SW2023-016

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Attached for your review and approval is the Public Contract for Services (PCS) for Weston Solutions for the above referenced project. Amendment No. 2 proposes the addition of \$50,000.00 to the contract; this agreement **will** exceed \$100,000 and **will** require approval by the Board of County Commissioners (BOCC) at a regular business meeting, tentatively scheduled for April 23, 2024.

**Background Information:**

This Professional Services Contract with Weston Solutions provides on-call spill remediation services. The current contract amount is \$80,000.00 and was extended to December 31, 2024.

**Amendment Process:**

This amendment adds funding to the contract in the amount of \$50,000.00 in funding will be added, bringing the total contract amount to \$130,000.00.

Staff has reviewed the proposed amendment and support the addition funding to the contract.

**Funding:**

Funding for this project will come from Business Unit 30300.443600, in Fund 100, for the amount of \$50,000.00. The previous PO (PO #2023413) associated with this contract has been depleted (\$0 balance), so a new PO will be created with this amendment.

**If you approve of the above-mentioned actions, please sign below:**

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**Janet Herman, P.E.**  
**Director of Public Works**

If you approved of the used of a Sole Source / Preferred Vendor Contract (signatures are required here is the Contract is greater than \$25,000, otherwise type or print in "N/A" for not applicable) for this work, then please sign below:

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*(Signature required if greater than \$25K)*

**Janet Herman, P.E.**  
**Director of Public Works**

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*(Signature required if greater than \$25K)*

**Douglas J. Debord**  
**County Manager**

Upon completion of your review and approval, please return the signed documents (including this memorandum) to **Ashley Pennick** in order to complete the next steps required to move this request forward. If you have any questions or require additional information, please contact Dan Roberts at 303-663-6284.