

**AMENDMENT NO. 1 TO SERVICES AGREEMENT**

1. Background Data:
  - a. Effective Date of Services Agreement: November 20, 2023
  - b. City: City of Noblesville, Indiana, a municipal corporation
  - c. Contractor: Christopher B. Burke Engineering, LLC
  - d. Project: Sand Creek Letter of Map Revision

2. Nature of Amendment  
 Modifications to Compensation

3. Description of Modifications Attachment 1, "Modifications"

City and Contractor hereby agree to modify the above-referenced Agreement as set forth in this Amendment. All provisions of the Agreement not modified by this or previous Amendments remain in effect.

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Attachment No. 1

**Modifications**

1. City shall pay Contractor the following additional compensation. Section IV, Compensation is modified to read as follows and outline in **Exhibit A**:

**SECTION IV. COMPENSATION**

- 4.1 Contractor proposes to furnish all labor, materials and supplies in accordance with the conditions of this Agreement necessary to complete the work as defined in Exhibit A. Compensation for this amendment shall not exceed Twenty-Seven Thousand Five Hundred Dollars and Zero Cents (\$27,500.00).

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the dates subscribed below.

**Christopher B. Burke Engineering, LLC** (“Contractor”)

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

Date: August 20, 2024

Printed: Jon D. Stolz, P.E.

Title: Managing Vice President

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August 23, 2024

Denise Aschelman  
Department of Planning and Development  
City of Noblesville  
16 S. 10<sup>th</sup> St.  
Noblesville, IN 46060

Subject: **Sand Creek LOMR  
Amendment No. 1**

Dear Ms. Aschelman:

In accordance with our contract, we are notifying you of a change in the scope of work for this project that will result in additional work that was not included in our original contract. Burke presented these additional scope items in an email on August 12, 2024. The specific scope changes and resulting additional fees are outlined below.

### **BACKGROUND**

Burke submitted a Letter of Map Revision request to the Federal Emergency Management Agency for Sand Creek. Due to recently changed modeling requirements in Indiana, FEMA provided a long list of comments on the submittal. Understanding what is needed to meet the new FEMA requirements and making the associated changes in support of LOMR approval took more time than was included in our original proposal. In addition, FEMA may make additional comments on the LOMR submittal prior to final resolution.

### **ADDITIONAL SCOPE OF WORK ITEMS**

**Task 1 - Respond to Initial FEMA Comments:** Burke met with the FEMA reviewer to discuss and understand the comments and then revised the four models that had to be included, updated associated tables of results and required exhibits, obtained additional requested information on existing bridges, and provided a memo responding to the more than 20 comments.

**Task 2 - Respond to Potential Future FEMA Comments:** Burke has allowed up to 18 hours to respond to future comments from FEMA.

### **ESTIMATED FEE**

We have estimated the total cost for the tasks outlined above to be **\$27,500**. This amendment would increase the total estimated fee for this project to \$65,400 and is subject to the general terms and conditions included in the original contract dated October 17, 2023.

We appreciate your consideration to this matter and look forward to working with you towards successful completion of this project. Please contact me or Peggy Shepherd, PE at the number listed above if you have any questions.

Sincerely,



Jon D. Stolz, PE  
Managing Vice President

**THIS AMENDMENT AND ESTIMATED FEE ARE ACCEPTED BY CITY OF NOBLESVILLE:**

Signature: \_\_\_\_\_

Name (Printed): \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

All of which is approved by the Board of Public Works and Safety of the City of Noblesville this

27<sup>th</sup> day of August 2024.

  
\_\_\_\_\_  
JACK MARTIN, PRESIDENT

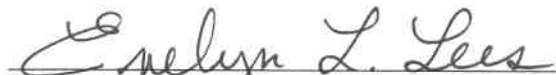
  
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JOHN DITSLEAR, MEMBER

  
\_\_\_\_\_  
LAURIE DYER, MEMBER

  
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ROBERT J. ELMER, MEMBER

  
\_\_\_\_\_  
RICK L. TAYLOR, MEMBER

ATTEST:

  
\_\_\_\_\_  
EVELYN L. LEES, CLERK  
CITY OF NOBLESVILLE, INDIANA