



# Board of Public Works and Safety

## Agenda Item

## Cover Sheet

---

**MEETING DATE:** December 17, 2024

- Consent Agenda Item
- New Item for Discussion
- Previously Discussed Item
- Miscellaneous

**ITEM #:** 8

**INITIATED BY:** Mykel Overby

- Information Attached
- Bring Paperwork from Previous Meeting
- Verbal
- No Paperwork at Time of Packets



**TO: NOBLESVILLE BOARD OF PUBLIC WORKS AND SAFETY**  
**FROM: MYKEL OVERBY, MS4 COORDINATOR, ENGINEERING**  
**SUBJECT: AMENDMENT TO ENGINEERING CONTRACT EN-367**  
**BF&S MS4 SUPPORT**  
**DATE: DECEMBER 17, 2024**

---

A professional services agreement with Butler, Fairman & Seufert Civil Engineers to conduct an internal MS4 audit, not to exceed \$32,500, was previously approved at the May 23, 2023, Board of Public Works & Safety meeting. An amendment to the contract for on-call MS4 support, updating city Standard Operating Procedures (SOPs), providing inspection support, and training required personnel, not to exceed an additional \$67,500, was also approved at the October 24, 2023, Board of Public Works & Safety meeting. Attached is an amendment to the contract, which changes the following:

- Termination date: From June 15, 2024, to December 31, 2026

This project remains ongoing, focusing on streamlining processes and addressing identified shortfalls. However, the original funding allotment expired in June 2024. This amendment to the contract extends the end date to December 2026, ensuring continued support through the current permit cycle.

**I recommend the Board of Public Works approve the amendment to the contract with Butler, Fairman & Seufert for MS4 Support.**

In advance, I greatly appreciate your consideration of this request.

**AMENDMENT NO. 2 TO SERVICES AGREEMENT**

1. Background Data:

- a. Effective Date of Services Agreement: May 23, 2023
- b. City: City of Noblesville, Indiana, a municipal corporation
- c. Contractor: Butler, Fairman, & Seufert, Inc.
- d. Project: Support for MS4 Internal Audit

2. Nature of Amendment

Modifications to Section III. TERM, 3.1

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.

***Signature Page Follows***

Approved by the Board of Public Works and Safety of the City of Noblesville this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

CITY:

\_\_\_\_\_  
Jack Martin, President

\_\_\_\_\_  
John Ditslear, Member

\_\_\_\_\_  
Laurie Dyer, Member

\_\_\_\_\_  
Robert J. Elmer, Member

\_\_\_\_\_  
Rick L. Taylor, Member

Attest:

\_\_\_\_\_  
Evelyn L. Lees, Clerk  
City of Noblesville, Indiana

CONTRACTOR:

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

Printed: Samantha Groce

Title: Stormwater Department Head

Date Signed: December 5, 2024

This is **Attachment 1**, consisting of 1 page, to Amendment No. 2.

## **Modifications**

---

1. The Term of the Agreement is extended. Section III. Term is modified to read as follows:

### **SECTION III. TERM**

- 3.1 The Term of this Agreement shall begin upon execution and terminate **December 31, 2026** ("Termination Date") and shall automatically renew for a one year term unless the City gives Contractor notice not to renew the Contract by **December 1, 2026** or unless terminated in accordance with this Agreement. The parties may also amend the term by written agreement.