



AMENDMENT TO CONTRACT

Dated January 20, 2010

By and Between

CUYAHOGA COUNTY

And

HZW Environmental Consultants, LLC

This Amendatory Contract made as of January 20, 2010 between CUYAHOGA COUNTY (hereinafter called "County"), on behalf of the Department of Development ("DOD") and HZW Environmental Consultants, LLC (hereinafter called "Consultant") an Ohio Limited Liability Corporation with principal offices located at 6105 Heisley Road, Mentor, Ohio 44060 for services at the **Colombo Park Site** ("Facility") located at **6338 Pearl Road, Parma Heights, Ohio.**

WITNESSETH:

WHEREAS, the County and the Consultant entered into Contract # CE-1000164-01 dated January 20, 2010 through July 19, 2010 (hereinafter called the "Contract") whereby the Consultant was awarded \$17,245.00 in funds for an activity entitled brownfield environmental site assessment services and

WHEREAS, due to a change in the scope of work, the Contract was amended, effective May 17, 2010, to extend the time period to September 1, 2011 and to increase the contract amount by \$35,000.00 and

WHEREAS, the amount of the Contract now reads \$52,245.00, and

WHEREAS, in order to extend the time period to complete the existing scope of work an amendment to the contract is necessary, effective September 1, 2011.

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, the County and the Consultant hereby agree as follows:

1. Except as herein specifically amended, all terms used herein shall have the same meanings as in the Contract.
1. The time period shall be extended to December 15, 2011. The increase of time is due to the time required for the Consultant to complete the No Further Action process, per the Ohio State Fire Marshal's Bureau of Underground Storage Tank Regulations rules, which will facilitate the property transfer to Parma Heights. A significant amount of time was lost during the cleanup of the contaminated soils, as the cleanup could not be funded publicly and the County was unable to control the project schedule.
2. The contract amount shall remain \$52,245.00.

3. During the term of this Contract, the Consultant provided the services outlined in the amended contract approved by the County, and will complete Task 3 as outlined in the Proposal dated May 12, 2010 attached hereto as "Exhibit A" and incorporated herein as if fully rewritten.
4. Except as herein specifically amended, all of the terms and provisions contained in the Contract are hereby ratified and confirmed and said Contract is hereby incorporated to the same extent as if fully rewritten herein.

By entering into this Amendment to Contract for environmental assessment services, I agree on behalf of the contracting business entity, its officers, employees, subcontractors, subgrantees, agents or assigns, to conduct this transaction by electronic means by agreeing that all documents requiring county signatures may be executed by electronic means, and that the electronic signatures affixed by the County to said documents shall have the same legal effect as if that signature was manually affixed to a paper version of the document. I also agree on behalf of the aforementioned entities and persons, to be bound by the provisions of Chapters 304 and 1306 of the Ohio Revised Code as they pertain to electronic transactions, and to comply with electronic signature policy of Cuyahoga County.

IN WITNESS WHEREOF, the County and Consultant have caused this Amendment to Contract to be executed the day, month and year first above written.

H/W Environmental Consultants

BY: 

CUYAHOGA COUNTY, OHIO

Edward FitzGerald, County Executive

BY: 

2011-10-05 15:02:38