



Cuyahoga County Executive

Edward FitzGerald

AMENDMENT TO AGREEMENT

By and Between

Cuyahoga County, Ohio

And

Partners Environmental Consulting Inc.

This Amendment to Agreement ("Amendment") is made by and between the County Of Cuyahoga, Ohio, a county and political subdivision of the state of Ohio (hereinafter called "County"), on behalf of its Department of Development ("DOD"), and Partners Environmental Consulting Inc. (hereinafter called "Consultant") an Ohio Limited Liability Corporation with principal offices located at 31100 Solon Road, Suite G, Solon, Ohio 44139 for services at the Commercial/Warehouse Building 3204 Sackett Site ("Facility") at 3204 Sackett Avenue, Cleveland, Ohio 44109.

WITNESSETH:

WHEREAS, the County and the Consultant entered into Contract # CE-1300483 dated October 15, 2013 (hereinafter the "Agreement") whereby the Consultant was awarded \$2,700.00 in Brownfield Revolving Loan funds for brownfield environmental site assessment services and

WHEREAS, the Agreement expires on April 13, 2014 and the County desire to change the scope of services under the Agreement; and

WHEREAS, in order to change the scope of services, terms and extend the time period in order to perform such services an amendment to the agreement is necessary.

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

ARTICLE I - AMENDMENTS

Section 1. **Scope of Services:** During the term of this Amendment, Consultant shall continue to provide the services described in Sections 3 and 4 of the ESA (as applicable), and any subsequent amendments previously approved by the DOD, and will provide the additional services outlined in the Revised Services Schedule attached hereto as "Exhibit A" and incorporated herein by reference.

Section 3. **Compensation:** In consideration of the additional services to be provided by Consultant under this Amendment, Section 3 of the Agreement is hereby amended to increase the compensation by \$26,100.00, for a total contract amount of \$ 28,800.00.

Section 4. **Term and Time of Performance:** Section 4 of the Agreement is hereby amended to extend the time for performance of the scope of services, as amended, by 180 days. The Agreement, as amended hereby, shall terminate, unless sooner terminated or extended pursuant to the terms of the Agreement, on October 10th 2014.

ARTICLE II - MISCELLANEOUS

Section 1. **Effective Date:** This Amendment shall become effective upon the date of its execution by the County.

Section 2. **Incorporation.** The provisions of this Amendment are incorporated into the original Agreement, as if fully rewritten in the Agreement. All terms used in this Amendment shall be defined and construed in the manner set forth in the original Agreement. Except as otherwise provided in, or as otherwise necessary or appropriate to give effect to the terms of this Amendment, all the provisions, terms, and conditions contained in the Agreement and not inconsistent with this Amendment shall remain unchanged and in full force and effect. In the event of any conflict between the original Agreement and this Amendment, the terms, the conditions and provisions of this Amendment shall control.

IN WITNESS WHEREOF, the County and Consultant have each caused this Amendment to be executed the day, month and year as set for the below.

Partners Environmental Consulting Inc.

BY: 

Dan Brown

DATE: 1/24/14

COUNTY OF CUYAHOGA, OHIO

Edward FitzGerald, County Executive

BY: 

Edward FitzGerald, County Executive

DATE: _____