

**AMENDMENT NUMBER 1 TO THE
PROFESSIONAL SERVICES WORK STATEMENT AGREEMENT BETWEEN
ORCHARD, HILTZ & McCLIMENT, INC.
AND THE CITY OF ANN ARBOR FOR THE
WWTP PROFESSIONAL ENGINEERING SERVICE**

This Amendment Number 4 (“Amendment”) is to the agreement between the City of Ann Arbor, (“City”) and Orchard, Hiltz & McCliment, Inc, (“Contractor”) for Professional Engineering Services, which is dated May 3, 2022 (“Agreement”) for engineering design services for improvements to the wastewater treatment plant (WWTP) headworks treatment equipment. City and Contractor agree to amend the Agreement as follows:

1. **Article V, COMPENSATION OF CONTRACTOR** is amended to read as follows:
 - A. The Contractor shall be paid in the manner set forth in Exhibit B of the original Agreement dated May 3, 2022. Payment shall be made monthly, unless another payment term is specified in Exhibit B or applicable Work Statement, following receipt of invoices submitted by the Contractor, and approved by the Contract Administrator. Total compensation payable for all Services performed during the term of this Agreement shall not exceed **Three-Hundred and Eighty-eight Thousand and Five Hundred Dollars (\$388,500.00).**

All terms, conditions, and provisions of the Agreement, unless specifically amended above, shall apply to this Amendment, and are made a part of this Amendment as though expressly rewritten, incorporated, and included herein.

City and Contractor agree that for this Amendment and any documents related to the Agreement: 1) signatures may be delivered electronically in lieu of an original signature; 2) to treat electronic signatures as original signatures that bind them; and 3) signatures may be executed and delivered by facsimile and upon such delivery, the facsimile signature will be deemed to have the same effect as if the original signature had been delivered to the other party.

This Amendment to the Agreement shall be binding on the Parties’ heirs, successors, and assigns.

ORCHARD, HILTZ & McCLIMENT, INC.

CITY OF ANN ARBOR

By: _____

By: _____

Name: Robert Czachorski, P.E.

Name: Milton Dohoney Jr.

Title: Principal

Title: City Administrator

Date: _____

Date: _____

Approved as to substance:

By: _____

Name: Sue F. McCormick

Title: Interim Public Services Area
Administrator

Date: _____

Approved as to form:

By: _____

Name: Atleen Kaur

Title: City Attorney

Date: _____

CITY OF ANN ARBOR

By: _____

Name: Christopher Taylor

Title: Mayor

Date: _____

By: _____

Name: Jacqueline Beaudry

Title: Clerk

Date: _____