

EXHIBIT A-9

CHANGE ORDER

Vista Ridge Metropolitan District Landscape and Irrigation Improvements

Change Order No.: 5

Change Order Date: 12/12/2024

CONTRACTOR:

It is hereby mutually agreed that when this Change Order has been signed by the contracting parties, the following described changes shall be executed by Contractor without changing the terms of the Agreement, except as set forth herein. Owner represents that monies appropriated for the improvements are equal to or in excess of the agreement price including this Change Order.

Description of change (use attachment if necessary) made to the Agreement:

Cleaning and replacement of material at wet well

This Change Order is full and complete, and only compensation of Agreement Time and Agreement Price will be provided for this change. Contractor also agrees to furnish all materials and labor and to perform all Work required to complete the above-described changes in accordance with the requirements for similar Work covered by the Agreement, except as otherwise stipulated herein, for the following considerations:

<u>CHANGE TO AGREEMENT PRICE</u>	
Original Agreement Price	\$6,114,678.20
Change to Agreement Price due to this Change Order	\$7,823.13
New Agreement Price including this Change Order	\$6,199,920.68
<u>CHANGE TO AGREEMENT TIME</u>	
Current Agreement Completion Date	October 2025
Change to Agreement Completion Date due to this Change Order	
New Agreement Completion Date	October 2025

CONTRACTOR

Signed by: Nicholas Tobey
Name: Nicholas Tobey
Title: Commercial Admin

VISTA RIDGE METROPOLITAN DISTRICT

DocuSigned by: Michael P. Lund
Name: Michael P. Lund
Title: President



Environmental Designs LLC
 environmentaldesigns.com

Golden ♦ Centennial ♦ Brighton ♦ Castle Rock ♦ Colorado Springs ♦ Northern Colorado

Landscape Architecture ♦ Construction ♦ Maintenance ♦ Water Management ♦ Snow ♦ Arbor

CHANGE ORDER

EDLLC Contact: Nicholas Tobey

Project Name: Vista Ridge Metro District Landscaping

Project Address 2750 Vista Pkwy, Erie, CO 80516

Agreement #: 122841

Date of Agreement December 11, 2024

CO5: Wet well

THIS CHANGE ORDER dated 12/11/2024 (the "Change Date"), outlines the changes to the Scope of Services in the LANDSCAPE CONSTRUCTION AGREEMENT ("Agreement") by and between Environmental Designs, Inc. (the "Contractor") and Public Alliance (the "Client"). The Client and Contractor, in consideration of the mutual covenants and agreements contained herein, the receipt and sufficiency of which is hereby acknowledged, agree to the following changes:

1. CHANGE IN SCOPE OF WORK

A. The Client and the Contractor agree to the changes to the work as described more particularly on the Change in Scope attachment (the "Change in Scope") identified as Exhibit A.

2. CHANGE IN TIME OF COMPLETION

A. The Change to the Work as detailed herein shall change the days allowed as outlined in the "Agreement" along with any other "Change Orders" by 2 business days, Subject to delay due to inclement weather or any other conditions outside of the direct control of the Contractor (each a "Force Majeure Event" and collectively "Force Majeure Events"). Delays due to Force Majeure Events may cause additional price increases to be incurred.

3. GENERAL PROVISIONS

A. All other Terms and Conditions of the Agreement between the Client and the Contractor shall remain in full force.

4. PRICE AND TERMS

A. The Client and the Contractor agree that the final price for the Work shall be \$7,823.13

B. Any delay in executing this Change Order may result in a delay in the Work and credit will be given to the Contractor to adequately compensate for delay.

C. In the event that the Client's original Agreement for this project has Progress Payment Terms, then this Change Order will be invoiced with future progress on the project, otherwise the Client may be invoiced a 50% deposit on this Change Order.

D. If the Contractor's Vendors charge additional freight or add fuel surcharges, these fees will be passed on to the client. Additionally, utilizing data from eia, the U.S. Energy Information Administration, https://www.eia.gov/dnav/pet/hist/LeafHandler.ashx?n=PET&s=EMM_EPMRU_PTE_YDEN_DPG&f=W, for every \$0.50 increase in average fuel price, from the Weekly Denver, CO Regular Conventional Retail Gasoline Prices (Dollars per Gallon) correlating with the date of signing this agreement ("Benchmark Price"), a fuel surcharge of 0.5% will be applied to each invoice.

E. This Change Order does not change the terms of the Final Payment as outlined in the original Agreement.

5. ACCEPTANCE

The Pricing on this Change Order is only valid for three (3) days from the date of this agreement unless otherwise accepted by both parties.

By evidence of signatures below all Parties agree to the changes as outlined herein.

ENVIRONMENTAL DESIGNS, LLC

12511 E. 112th. Avenue

Henderson, CO 80640

303-287-9113

Public Alliance

2750 Vista Pkwy

Erie, CO 80516

Contractor Signature

Date

Client Signature

Date

Printed Name

Printed Name

Award-Winning Landscape Architecture, Construction, & Maintenance since 1989

☎ 303.287.9113 Main ☎ 970.237.6225 Northern Colorado 📍 12511 East 112th Avenue, Brighton, CO 80640 🌐 environmentaldesigns.com

EXHIBIT A
Change in Scope (the "Change")

The Client and the Contractor agree that the scope for the "Work" included in this Agreement will change as follows:

Wet Well

Description	Quantity	Unit	Unit Price	Price
Wet Well Cleanout McDonald Farms	1.00	EA	4,251.25	4,251.25
Dive Team Sub	1.00	EA	3,571.88	3,571.88
Group Total				\$7,823.13