

SECOND AMENDMENT TO AGREEMENT FOR GOODS AND/OR SERVICES

THIS SECOND AMENDMENT TO AGREEMENT FOR GOODS AND/OR SERVICES (this “Second Amendment”), is made this 8th day of October, 2024, by and between the TOWN OF FRISCO, a Colorado home rule municipal corporation (the “Town”), and Sno-Engineering, Inc, DBA: SE Group a New Hampshire Corporation, as independent contractor, hereinafter referred to as (the “Contractor”).

Recitals

This Second Amendment is made with respect to the following facts:

A. On or about March 22, 2022, the Town and Contractor entered into that certain Agreement for Goods and/or Services (the “Agreement”) pursuant to which the Contractor agreed to provide certain planning services for the USFS proposal or Resource Management and NEPA Review in Frisco’s Backyard; and

B. On September 26, 2023, The Town and Contractor entered into a 1st Amendment to the Agreement to address desires to expand the scope of services set forth in the Agreement to include an expanded scope of area consisting of approximately 2,850 acres, include compliance with requirements in relation to the Camp Hale – Continental Divide National Monument designation including a more robust alternatives development process, more opportunities for public involvement, additions to resource analysis, and an increase in the number of prepared documents; and

C. The Contractor desires to finalize all tasks as outlined in the scope of work and requests to extend the agreement through September 30, 2025, to complete all tasks as set forth in this Second Amendment; and

D. Accordingly, the Town and Contractor desire to amend the Agreement to provide for the extended timeline of September 30, 2025, and authorize the additional expenditure as set forth below.

Agreement

NOW, THEREFORE, in consideration of the foregoing Recitals, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Town and Contractor agree that this Second Amendment shall amend the Agreement as follows:

SECTION 1.2 Scope of Services: FRISCO agrees to retain CONTRACTOR to complete the Project. CONTRACTOR shall commence work upon direction to proceed and complete the Project on or before SEPTEMBER 30, 2025. Additional services beyond those listed in Attachment A, if requested, shall be provided only when authorized in writing by FRISCO. FRISCO reserves the right to extend this CONTRACT FOR GOODS AND/ OR SERVICES to include future project phases associated with this project.

SECTION 2 All capitalized terms used in this Second Amendment shall have the same meaning as provided in the Agreement, unless otherwise defined herein. Except as expressly amended by this Second Amendment, the Agreement and First Amendment to the Agreement shall remain in full force and effect. In the event of any conflict, inconsistency, variance, or contradiction between the provisions of this Second Amendment and any of the provisions of the Agreement or any prior modification to the Agreement, the provisions of this Second Amendment shall in all respects supersede, govern, and control.

IN WITNESS WHEREOF, the Town and Contractor have caused these presents to be executed by their duly authorized officers, as of the date first above written.

TOWN OF FRISCO

ATTEST:

Stacey Nell, Town Clerk

Frederick J. Ihnken, Mayor

Sno-Engineering, Inc. DBA SE Group

By:

Name: _____

Title: _____

Frisco Backyard Fuels and Recreation EA NEPA Process and Schedule version 7/15/2024			
Task/Milestone	Responsibility	Date	Completed
Fieldwork			
Initial Silviculture/Fuels Fieldwork on 230-acre area	SEG/ERIA	May 2022	X
Additional Silviculture/Fuels Fieldwork for expanded analysis area	SEG/ERIA	September/October 2022	X
Drone LiDAR and Imagery	SEG/Frontier Precision	September/October 2023	X
Initial Botanical and Wetlands Fieldwork on 230-acre area	SEG/Peak Eco	August/September 2022	X
Additional Botanical and Wetlands Fieldwork for expanded analysis area	SEG/Peak Eco	Thursday, July 27, 2023	X
Wildlife Fieldwork	SEG/RME	Monday, July 17, 2023	X
Cultural Fieldwork	Forest Service	September/October 2023	X
Proposal			
Initial TOF/SEG Contract Executed for 230-acre Project Area	TOF/SEG	Thursday, March 31, 2022	X
TOF/SEG/WRNF Kickoff Meeting	TOF/SEG/WRNF	Monday, April 11, 2022	X
TOF/SEG/WRNF Proposal Refinement Meeting	TOF/SEG/WRNF	Monday, May 16, 2022	X
Prepare Proposal Letter and Transmit to WRNF	SEG/TOF	Monday, July 25, 2022	X
WRNF Reviews and Accepts Proposal Letter	WRNF	Wednesday, August 3, 2022	X
Scoping and Alternatives Development			
Prepare and Transmit Scoping Notice/Mailing List/Legal Notice to WRNF	SEG	Thursday, December 15, 2022	X
Final Collaborative Revisions to Scoping Notice Complete	SEG/WRNF	Wednesday, April 5, 2023	X
Publish Legal Notice and Distribute Scoping Notice/Begin 30-Day Comment Period	SEG/WRNF	Friday, April 14, 2023	X
In Person Public Open House	All	Tuesday, May 2, 2023	X
End of 30-Day Public Scoping Period	N/A	Monday, May 15, 2023	X
Process Public Scoping Comments	SEG	Monday, May 29, 2023	X
Prepare Internal Study Plan and Transmit to WRNF	SEG	Monday, June 12, 2023	X
Post-Scoping ID Team Meeting to Discuss Issues, Indicators, and Alternatives	SEG/WRNF	Tuesday, June 13, 2023	X
ID Team Edits to Study Plan Complete	WRNF	Tuesday, June 27, 2023	X
Climate Adaptation Workbook Session #1	SEG/WRNF	Tuesday, August 8, 2023	X
Climate Adaptation Workbook Session #2	SEG/WRNF	Tuesday, August 15, 2023	X
Transmit Draft Final Study Plan to WRNF for Review	SEG	Friday, May 17, 2024	X
Finalize Fuels Proposed Action	WRNF	Monday, June 17, 2024	X
Transmit Final Study Plan to WRNF for Signature	SEG	Friday, June 28, 2024	X
Study Plan and Range of Alternatives Approved by Line Officer	WRNF	Thursday, July 11, 2024	x
Environmental Assessment			
Analysis/Technical Reporting Complete	SEG/ERIA/Peak Eco/RME/Metcalf	Friday, August 30, 2024	
Transmit Technical Reports to WRNF for Review	SEG	Friday, September 6, 2024	
Complete Review and Transmit Technical Report Edits to SEG	WRNF	Friday, September 20, 2024	
Finalize Technical Reports	SEG	Friday, September 27, 2024	
Transmit BA/Cultural Report to Agencies for Consultation	WRNF	Friday, October 4, 2024	
Transmit Internal EA to WRNF for Review	SEG	Friday, October 25, 2024	
Complete Review of EA	WRNF	Friday, November 8, 2024	
Revise and Prepare Public EA	SEG	Friday, November 22, 2024	
Print/Distribute Draft EA to Public, Publish Legal Notice, Initiate 30 Day Comment Per	SEG/WRNF	Friday, November 29, 2024	
Consultation Complete with Agencies, as necessary	WRNF	Tuesday, December 3, 2024	
In-Person Draft EA Public Meeting	All	Friday, December 13, 2024	
End of 30-Day Public Comment Period	N/A	Monday, December 30, 2024	

Process Draft EA Public Comments	SEG	Monday, January 13, 2025	
Post-Comment Period ID Team Meeting if Needed	SEG/WRNF	Monday, January 20, 2025	
Revise EA, Prepare RTC, FONSI and Draft DN and Submit to WRNF	SEG	Monday, February 10, 2025	
Review of Final EA/RTC/FONSI/Draft DN Complete	WRNF	Monday, February 24, 2025	
Revise and Prepare Public Final EA/RTC/FONSI/Draft EA, Prepare Legal Notice/Letter	SEG	Monday, March 10, 2025	
Distribute Final EA/RTC/FONSI/Draft DN to Public, Publish Legal Notice, Initiate 45-Day Objection Period	SEG/WRNF	Saturday, March 15, 2025	
Objection Period Ends	WRNF	Tuesday, April 29, 2025	
If no Objection, Final DN/FONSI Submitted for Signature	SEG	Tuesday, May 6, 2025	
Final DN Authorized by Responsible Official	WRNF	Tuesday, May 13, 2025	
If Objection is Filed, Conclude 45-day Objection Resolution	SEG/WRNF	Saturday, June 14, 2025	
Final DN Authorized by Responsible Official	WRNF	Wednesday, June 18, 2025	
Implementation	TOF/WRNF	Summer 2025	