

**Amendment to the Agreement Between
Nine Mile Creek Watershed District and HAB Aquatic Solutions
Aluminum Treatment for Lake Cornelia
Edina, Minnesota**

This amends the October 2, 2019, agreement (the Agreement) between the Nine Mile Creek Watershed District, a public body with powers set forth at Minnesota Statutes chapters 103B and 103D (NMCWD), and HAB Aquatic Solutions LLC, a private Nebraska corporation (Contractor). In consideration of the terms and conditions set forth herein, including mutual consideration, the sufficiency of which is hereby acknowledged, NMCWD and Contractor agree to amend the Agreement as follows:

A. The effective term of the contract, stated in Paragraph 7 of the Agreement, is extended to June 30, 2020.

B. Paragraph 16 – Completion of Work is amended to read as follows:

The Work, as provided in Exhibit A and Exhibit B, must be certified by the Contractor as complete on or before ~~October 31, 2019~~ May 31, 2020.

C. Paragraph 1.07.A.1 of Section 01000, Summary of Work in Exhibit A is amended to read as follows:

Aluminum application shall be conducted such that the Work is conducted between May 10, 2020, and May 31, 2020, such that the Work is completed by ~~October 31, 2019~~ May 31, 2020.

D. Paragraph 1.03.A of Section 02400, Chemical Treatment in Exhibit A is amended to read as follows:

Treatment is to occur once in ~~2019~~ 2020.

E. Paragraph 1.03.C of Section 02400, Chemical Treatment in Exhibit A is amended to read as follows:

Aluminum application shall be conducted between May 10, 2020, and May 31, 2020, such that the Work ~~is must be~~ completed by ~~October 31, 2019~~ May 31, 2020.

Except as explicitly amended or revised herein, the Agreement remains in full force and effect in accordance with its terms. In the event of a conflict between this amendment and the Agreement, the terms of this amendment will prevail.

IN WITNESS WHEREOF, intending to be legally bound, the parties hereto execute and deliver this amendment.

HAB Aquatic Solutions LLC

By Tadd M. Barrow
Its manager

Date: _____

Approved as to form and execution

NMCWD attorney

Nine Mile Creek Watershed District

Randy Anhorn
Its administrator

Date: _____

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