AMENDMENT NO. 5
TO THE
AGREEMENT
DATED DECEMBER 7, 2016
between
CALDWELL COUNTY, NORTH CAROLINA
and
HDR ENGINEERING, INC. OF THE CAROLINAS
for
PROFESSIONAL ENGINEERING SERVICES

THIS AMENDMENT NO. 5, dated as of _____, 2026, is hereby made to the AGREEMENT dated December 7, 2016, AMENDMENT NO. 1 dated March 25, 2019, AMENDMENT NO. 2 dated March 16, 2022, AMENDMENT NO. 3 dated September 11, 2023, and AMENDMENT NO. 4 dated June 9, 2025, between Caldwell County ("OWNER"), with principal offices at 905 West Ave NW, Lenoir, North Carolina 28645, and HDR Engineering, Inc. of the Carolinas ("ENGINEER"), with principal offices at 555 Fayetteville Street, Suite 900, Raleigh, North Carolina 27601, for services in connection with the project known as the Design and Construction of Western Water Storage Tank Project ("Project").

The construction of the 200,000-gallon elevated storage tank at the site on Abington and Rocky Roads provided under the Agreement, Amendment No. 1, Amendment No. 2, Amendment No. 3 and Amendment No. 4 has resulted in a project of longer duration for construction than anticipated. Also, the direct costs of providing engineering services have increased since the 2025 amendment that addressed services related to the remaining level of effort to successfully complete this project.

In consideration of the mutual promises contained herein, the parties hereby agree to amend the AGREEMENT by including the following provisions:

SECTION I SCOPE OF SERVICES

In accordance with Exhibit A associated with the AGREEMENT dated December 7, 2016, AMENDMENT NO. 1 dated March 25, 2019, AMENDMENT NO. 2 dated March 16, 2022, AMENDMENT NO. 3 dated September 11, 2023 and AMENDMENT NO. 4 dated June 9, 2025, the following tasks will be amended and are hereby incorporated into the AGREEMENT:

Task 500 – CONSTRUCTION ADMINSTRATION SERVICES

The task items remain unchanged; however, the Fee for this task is increased to provide construction administration services for an additional four (4) months, and to cover the direct cost of providing engineering services.

Task 600 – PROJECT CLOSEOUT SERVICES

The task items remain unchanged; however, the Fee for this task is increased to cover the direct cost of providing engineering services.

SECTION IV. COMPENSATION

Compensation for ENGINEER's services under this Amendment shall be on the basis of lump sum in the amount of $22,100. This compensation represents the additional costs associated with the changes included in this amendment and are broken down by task as follows:

Task Number		Additional Fee
500	Construction Administration Services	$ 19,400
600	Project Closeout Services	$ 2,700
	Amendment No. 5 Total	$ 22,100

Lump Sum shall mean a fixed amount which shall be the total compensation agreed upon in advance for the Scope of Services.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment as of the day and year first written above.

Caldwell County
"OWNER"

BY: _____

NAME: Shane Fox

TITLE: County Manager

ADDRESS: 905 West Ave NW
Lenoir, NC 28645

HDR Engineering, Inc. of the Carolinas
"ENGINEER"

BY: _____

NAME: Jonathan Henderson

TITLE: Senior Vice President

ADDRESS: 555 Fayetteville St., Suite 900
Raleigh, NC 27601