

**FIRST AMENDMENT
TO AGREEMENT**

THIS FIRST AMENDMENT (the “First Amendment”) to Agreement is made and entered into this **2nd day of June, 2010** by and between the CITY OF NAPLES, a Florida Municipal Corporation (the “City”), and **Youngquist Brothers, Inc.** (the “Contractor”).

WITNESSETH

WHEREAS, the City and the Contractor entered into that certain Agreement to furnish professional services dated **17th day of March, 2010 (Tracking 10-00007)** (the “Original Agreement”) **for Aquifer Storage and Recovery (ASR) Test Well # 2** (‘Project’); and

WHEREAS, the parties desire to amend the Original Agreement by this First Amendment so that the Contractor will provide additional services pursuant to the terms and conditions contained herein.

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, and in consideration of the mutual covenants, promises and conditions herein set forth, it is hereby acknowledged and agreed as follows:

1. The above recitals are true and correct and are incorporated herein by this Reference.
2. “Article Five, Compensation” shall be amended for the provision of additional fees by the Contractor **in the amount not-to-exceed \$280,000.00 to construct additional monitoring wells as part of the construction of ASR well #2.**
3. The terms of this First Amendment shall control and take precedence over any and all terms, provisions and conditions of Original Agreement which might vary, contradict or otherwise be inconsistent with the terms and conditions hereof. All of the other terms, provisions and conditions of Original Agreement, except as expressly amended and modified by this First Amendment, shall remain unchanged and are hereby ratified and confirmed and shall remain in full force and effect.
4. This First Amendment may be executed in any number of counterparts, each of which shall be deemed to be an original as against any part whose signature appears thereon and all of which shall together constitute one and the same instrument.

IN WITNESS WHEREOF, the City and the Contractor have caused this First Amendment to be duly executed by their duly authorized officers, all as of the day and year first above written.

CITY:

ATTEST:

CITY OF NAPLES, FLORIDA

By: _____
Tara Norman, City Clerk

By: _____
A William Moss, City Manager

Approved as to form and legal sufficiency:

By: _____
Robert D. Pritt, City Attorney

Youngquist Brothers, Inc.

witness

By: _____

Name: _____

Title: _____



Youngquist Brothers, Inc.
15465 Pine Ridge Road
Fort Myers, Florida 33908

May 12, 2010

VIA ELECTRONIC MAIL

Hazen and Sawyer, P.C.
2101 N.W. Corporate Blvd, Suite 301
Boca Raton, Florida 33431
ATTN: Albert Muniz

Re: Aquifer Storage and Recovery (ASR) Test Well
Project No. #018-10

Dear Mr. Muniz,

Please accept the enclosed proposal for the project referenced above. The schedule of values includes a line item breakdown of the cost for the scope of work per well. If you have any questions or concerns please feel to contact me at your convenience at 239-292-2374.

Respectfully,

Brett Youngquist
Vice President
Youngquist Brothers Inc.

CONTINUATION SHEET

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULE VALUE	D WORK COMPLETED		E THIS PERIOD	F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D+E+F)	H % TO DATE (G/C)	I BALANCE TO FINISH TO DATE (C-G)
			FROM PREVIOUS APPLICATION (D+E)						
Construction and Testing of ASR -2									
	relocate rig to ASR-2	\$205,000.00	\$0.00	0.00	0.00	\$0.00	\$0.00	0.000%	\$205,000.00
	Per LS	1.000	0.000	0.000	0.000	0.000	0.000	0.000%	1.000
	Furnish and install pit casing (minimum 44" to contractor specified depth)	\$10,000.00	\$0.00	0.00	0.00	\$0.00	\$0.00	0.000%	\$10,000.00
	Per LS	1.000	0.000	0.000	0.000	0.000	0.000	0.000%	1.000
	Drill nominal 12 1/4" pilot hole to 450' bis	\$9,000.00	\$0.00	0.00	0.00	\$0.00	\$0.00	0.000%	\$9,000.00
	Per LS	1.000	0.000	0.000	0.000	0.000	0.000	0.000%	1.000
	Geophysical logging	\$7,500.00	\$0.00	0.00	0.00	\$0.00	\$0.00	0.000%	\$7,500.00
	Per LS	1.000	0.000	0.000	0.000	0.000	0.000	0.000%	1.000
	Furnish and install 34" to 450' bis	\$38,250.00	\$0.00	0.00	0.00	\$0.00	\$0.00	0.000%	\$38,250.00
	Per LS	1.000	0.000	0.000	0.000	0.000	0.000	0.000%	1.000
	Drill nominal 12 1/4" pilot hole to 1,150' bis	\$14,000.00	\$0.00	0.00	0.00	\$0.00	\$0.00	0.000%	\$14,000.00
	Per LS	1.000	0.000	0.000	0.000	0.000	0.000	0.000%	1.000
	Rock Core Samples (up to 6)	\$15,000.00	\$0.00	0.00	0.00	\$0.00	\$0.00	0.000%	\$15,000.00
	Per LS	1.000	0.000	0.000	0.000	0.000	0.000	0.000%	1.000
	Geophysical logging	\$7,500.00	\$0.00	0.00	0.00	\$0.00	\$0.00	0.000%	\$7,500.00
	Per LS	1.000	0.000	0.000	0.000	0.000	0.000	0.000%	1.000
	Conduct (4) straddle packer tests	\$20,000.00	\$0.00	0.00	0.00	\$0.00	\$0.00	0.000%	\$20,000.00
	Per LS	1.000	0.000	0.000	0.000	0.000	0.000	0.000%	1.000
	Drill nominal 34" borehole to 1,100' bis	\$39,000.00	\$0.00	0.00	0.00	\$0.00	\$0.00	0.000%	\$39,000.00
	Per LS	1.000	0.000	0.000	0.000	0.000	0.000	0.000%	1.000
	Geophysical logging	\$8,500.00	\$0.00	0.00	0.00	\$0.00	\$0.00	0.000%	\$8,500.00
	Per LS	1.000	0.000	0.000	0.000	0.000	0.000	0.000%	1.000
	Install 24" casing and cement in place	\$242,000.00	\$0.00	0.00	0.00	\$0.00	\$0.00	0.000%	\$242,000.00
	Per LS	1.000	0.000	0.000	0.000	0.000	0.000	0.000%	1.000
	Conduct pressure test on 24" casing	\$4,500.00	\$0.00	0.00	0.00	\$0.00	\$0.00	0.000%	\$4,500.00
	Per LS	1.000	0.000	0.000	0.000	0.000	0.000	0.000%	1.000
	Displace drilling mud - drill out cement plug	\$35,000.00	\$0.00	0.00	0.00	\$0.00	\$0.00	0.000%	\$35,000.00
	Per LS	1.000	0.000	0.000	0.000	0.000	0.000	0.000%	1.000
	Drill nominal 12 1/4" pilot hole to 1,350' bis	\$4,000.00	\$0.00	0.00	0.00	\$0.00	\$0.00	0.000%	\$4,000.00
	Per LS	1.000	0.000	0.000	0.000	0.000	0.000	0.000%	1.000
	Geophysical logging	\$10,000.00	\$0.00	0.00	0.00	\$0.00	\$0.00	0.000%	\$10,000.00

CONTINUATION SHEET

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULE VALUE	D WORK COMPLETED		E THIS PERIOD	F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D+E+F)	H BALANCE TO FINISH (C-G)
			FROM PREVIOUS APPLICATION (D+E)					
	Per LS	1.000	0.000	0.000	0.000	0.000	0.000	1.000
	Ream nominal 24" diameter borehole to 1,350'	\$12,500.00	\$0.00	\$0.00	0.00	\$0.00	\$0.00	\$12,500.00
	Per LS	1.000	0.000	0.000	0.00	0.000	0.000	1.000
	Develop well	\$4,000.00	\$0.00	\$0.00	0.00	\$0.00	\$0.00	\$4,000.00
	Per LS	1.000	0.000	0.000	0.00	0.000	0.000	1.000
	Conduct pumping test Tests	\$6,000.00	\$0.00	\$0.00	0.00	\$0.00	\$0.00	\$6,000.00
	Per LS	1.000	0.000	0.000	0.00	0.000	0.000	1.000
	Acidize and conduct step drawdown test	\$15,000.00	\$0.00	\$0.00	0.00	\$0.00	\$0.00	\$15,000.00
	Per LS	1.000	0.000	0.000	0.00	0.000	0.000	1.000
	Develop Well	\$4,000.00	\$0.00	\$0.00	0.00	\$0.00	\$0.00	\$4,000.00
	Per LS	1.000	0.000	0.000	0.00	0.000	0.000	1.000
	Conduct Step Drawdown Test after acidizing	\$7,500.00	\$0.00	\$0.00	0.00	\$0.00	\$0.00	\$7,500.00
	Per LS	1.000	0.000	0.000	0.00	0.000	0.000	1.000
	Disinfect well, collect water samples	\$15,000.00	\$0.00	\$0.00	0.00	\$0.00	\$0.00	\$15,000.00
	Per LS	1.000	0.000	0.000	0.00	0.000	0.000	1.000
	Install wellhead	\$12,500.00	\$0.00	\$0.00	0.00	\$0.00	\$0.00	\$12,500.00
	Per LS	1.000	0.000	0.000	0.00	0.000	0.000	1.000
	Demobilize Rig	\$254,250.00	\$0.00	\$0.00	0.00	\$0.00	\$0.00	\$254,250.00
	Per LS	1.000	0.000	0.000	0.00	0.000	0.000	1.000
		\$1,000,000.00	#REF!	#REF!	#REF!	#REF!	#REF!	#REF!
		\$1,000,000.00	#REF!	#REF!	#REF!	#REF!	#REF!	#REF!
Construction and Testing of Monitor Well - 1								
	setup rig on MW-1	\$75,000.00	0.000	\$0.00	0.00	\$0.00	\$0.00	\$75,000.00
	Per LS	1.000	0.000	0.000	0.00	0.000	0.000	1.000
	Remove Wellhead	\$5,000.00	\$0.00	\$0.00	0.00	\$0.00	\$0.00	\$5,000.00
	Per LS	1.000	0.000	0.000	0.00	0.000	0.000	1.000
	Drill Nominal 16" to 1350' bpl	\$6,250.00	\$0.00	\$0.00	0.00	\$0.00	\$0.00	\$6,250.00
	Per LS	1.000	0.000	0.000	0.00	0.000	0.000	1.000
	Geophysical logging	\$5,000.00	\$0.00	\$0.00	0.00	\$0.00	\$0.00	\$5,000.00
	Per LS	1.000	0.000	0.000	0.00	0.000	0.000	1.000
	Set 6 5/8" FRP Casing to 1,080 bpl	\$54,000.00	\$0.00	\$0.00	0.00	\$0.00	\$0.00	\$54,000.00
	Per LS	1.000	0.000	0.000	0.00	0.000	0.000	1.000
	Perform Cement Bond Log	\$3,500.00	\$0.00	\$0.00	0.00	\$0.00	\$0.00	\$3,500.00
	Per LS	1.000	0.000	0.000	0.00	0.000	0.000	1.000
	Drill out well to 1,350 bpl	\$10,000.00	\$0.00	\$0.00	0.00	\$0.00	\$0.00	\$10,000.00
	Per LS	1.000	0.000	0.000	0.00	0.000	0.000	1.000
	Geophysical logging of pilot hole	\$5,000.00	\$0.00	\$0.00	0.00	\$0.00	\$0.00	\$5,000.00
	Per LS	1.000	0.000	0.000	0.00	0.000	0.000	1.000

CONTINUATION SHEET

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULE VALUE	D WORK COMPLETED		E THIS PERIOD	F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D+E+F)	H BALANCE TO FINISH (C-G)
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD				
	Collected Background Water Sample Per LS	\$8,000.00 1.000	\$0.00 0.000	\$0.00 0.000	0.00 0.00	\$0.00 0.000	\$0.00 0.000	\$8,000.00 1.000
	Install Wellhead Per LS	\$6,250.00 1.000	\$0.00 0.000	\$0.00 0.000	0.00 0.00	\$0.00 0.000	\$0.00 0.000	\$6,250.00 1.000
	Demob Per LS	\$60,000.00 1.000	\$0.00 0.000	\$0.00 0.000	0.00 0.00	\$0.00 0.000	\$0.00 0.000	\$60,000.00 1.000
Subtotal - Monitor Well - 1		\$238,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$238,000.00
Construction and Testing of MW - 2								
	relocate rig to MW2	\$70,000.00 1.000	\$0.00 0.000	\$0.00 0.000	0.00 0.00	\$0.00 0.000	\$0.00 0.000	\$70,000.00 1.000
	install pit casing Per LS	\$7,500.00 1.000	\$0.00 0.000	\$0.00 0.000	0.00 0.00	\$0.00 0.000	\$0.00 0.000	\$7,500.00 1.000
	drill 12 1/4 to 450 Per LS	\$8,000.00 1.000	\$0.00 0.000	\$0.00 0.000	0.00 0.00	\$0.00 0.000	\$0.00 0.000	\$8,000.00 1.000
	geophysical logging Per LS	\$5,000.00 1.000	\$0.00 0.000	\$0.00 0.000	0.00 0.00	\$0.00 0.000	\$0.00 0.000	\$5,000.00 1.000
	ream 24" nominal borehole Per LS	\$22,500.00 1.000	\$0.00 0.000	\$0.00 0.000	0.00 0.00	\$0.00 0.000	\$0.00 0.000	\$22,500.00 1.000
	install and cement 16" casing to 450 Per LS	\$30,000.00 1.000	\$0.00 0.000	\$0.00 0.000	0.00 0.00	\$0.00 0.000	\$0.00 0.000	\$30,000.00 1.000
	drill 12 1/4 to 700 Per LS	\$5,000.00 1.000	\$0.00 0.000	\$0.00 0.000	0.00 0.00	\$0.00 0.000	\$0.00 0.000	\$5,000.00 1.000
	geophysical logging Per LS	\$8,000.00 1.000	\$0.00 0.000	\$0.00 0.000	0.00 0.00	\$0.00 0.000	\$0.00 0.000	\$8,000.00 1.000
	ream 16" borehole to 670 Per LS	\$5,500.00 1.000	\$0.00 0.000	\$0.00 0.000	0.00 0.00	\$0.00 0.000	\$0.00 0.000	\$5,500.00 1.000
	install 6 5/8 FRP to 670 Per LS	\$33,500.00 1.000	\$0.00 0.000	\$0.00 0.000	0.00 0.00	\$0.00 0.000	\$0.00 0.000	\$33,500.00 1.000
	drill 6" to 740 Per LS	\$2,500.00 1.000	\$0.00 0.000	\$0.00 0.000	0.00 0.00	\$0.00 0.000	\$0.00 0.000	\$2,500.00 1.000
	geophysical logging Per LS	\$7,500.00 1.000	\$0.00 0.000	\$0.00 0.000	0.00 0.00	\$0.00 0.000	\$0.00 0.000	\$7,500.00 1.000
	Collect Background Water Sample Per LS	\$8,000.00 1.000	\$0.00 0.000	\$0.00 0.000	0.00 0.00	\$0.00 0.000	\$0.00 0.000	\$8,000.00 1.000
	install wellhead Per LS	\$6,250.00 1.000	\$0.00 0.000	\$0.00 0.000	0.00 0.00	\$0.00 0.000	\$0.00 0.000	\$6,250.00 1.000

CONTINUATION SHEET

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULE VALUE	D WORK COMPLETED		E THIS PERIOD	F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D+E+F)	H BALANCE TO FINISH TO FINISH (C-G)
			FROM PREVIOUS APPLICATION (D + E)					
	Per LS	1.000	0.000	\$0.00	0.000	0.00	0.000	1.000
	demobilize	\$23,750.00	0.000	\$0.00	0.000	0.00	\$0.00	\$23,750.00
	Per LS	1.000	0.000	\$0.00	0.000	0.000	0.000	1.000
	Subtotal - DZ - 2	\$242,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$242,000.00
	Subtotal - MW 1 and MW 2 / ASR 1 and ASR	\$1,480,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
	allowance	\$50,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
	GRAND TOTAL - ALL ITEMS	\$1,530,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00