

**AMENDMENT No. 5**  
**REGULATORY REPORTING, CONSULTING AND**  
**REPAIR SERVICES AGREEMENT**  
 City of West Point

THIS FIFTH AMENDMENT TO THE ABOVE NOTED Regulatory Reporting, Consulting and Repair Services Agreement is effective September 1, 2022, between Hardin County Water District No. 1 ("District") and the City of West Point ("City"),

WHEREAS, The District and the City do hereby extend and revise the original Agreement dated November 18, 2011, including Amendment No. 1 which was effective November 26, 2012 and Amendment No.2 which was effective November 19, 2014, and Amendment No.3 which was effective January 14, 2016 and Amendment No.4 which was effective March 1, 2018.

NOW THEREFORE, the District and the City agree to modify the original Agreement and previous Amendments as follows:

1. The monthly service fee as originally included with Attachment A, Item B, shall be increased in accordance with Section III, E of the Agreement, and said amount for Item B shall be changed to:

B. **BASE MONTHLY SERVICE FEE: = \$417.51 per month**

2. The table with hourly rates and overhead percentages as originally included with Attachment A, at Section II.B.1., Hourly Rates, are changed and replaced with the following;

1. **Hourly rates:**

<b>Position / Item</b>	<b>Hourly</b>	<b>Comments</b>
Administrative Staff	\$88.61	As requested, per hour
Supervisory Staff	\$60.07	As requested, per hour
Heavy Equipment Operator	\$48.44	As requested, per hour
Distribution System Operator	\$40.54	As requested, per hour
Water Quality Specialist	\$50.37	As requested, per hour
Maintenance & Controls Specialist	\$58.68	As requested, per hour
Treatment Plant Operator	\$33.90	As requested, per hour
Collection System Operator	\$40.19	As requested, per hour
Backhoe / Excavator	\$61.01	As requested, per hour
Equipment Trailer	\$12.53	As requested, per hour
Dump Truck	\$14.72	As requested, per hour
Utility Truck	\$7.22	As requested, per hour
½ Ton Truck	\$6.24	As requested, per hour
Vac Truck	\$87.42	As requested, per hour
Jetter	\$59.17	As requested, per hour
Portable bypass pump	\$23.41	As requested, per hour
Portable Generator	\$39.43	As requested, per hour
Misc. Power Tools	\$5.00	As requested, per hour

2. Additional items / personnel not listed in table:
  - a. *Personnel- Will be charged at current hourly rate, +54.8% benefits / taxes overhead, +4.4% G&A adder*
  - b. *District Equipment- Annual depreciation rate / 2080 hours, +4.4% G&A, + equipment hourly rate operating costs (fuel & maintenance)*
  - c. *Materials -Actual costs, District paid, + any delivery or shipping costs*
  - d. *Outside professional services, actual District costs, +4.4% G&A*

3. Section D, Term, of the original Agreement shall be replaced in its entirety with the following:

*Term: This agreement may be terminated by either party by providing no less than thirty (30) days written notice to the other party. The term of the Agreement shall be on a month-to-month basis. If neither party has elected to terminate then services will continue to the next month.*

IN WITNESS WHEREOF, the parties have herunto agreed to all terms and language of this Amendment and have indicated their acknowledgment and certification by signing below and also by signing that they are authorized representatives and have authority to amend the original Agreement,

HARDIN COUNTY WATER DISTRICT NO. 1

By: \_\_\_\_\_

  
Stephen M. Hogan, P.E., General Manager

Date: \_\_\_\_\_

8-18-2022

Name: \_\_\_\_\_

(Printed Name)

ATTEST: \_\_\_\_\_

  
(Signature)

ATTEST: \_\_\_\_\_

Jessica Warren  
(Printed Name)

CITY OF WEST POINT

By: \_\_\_\_\_

  
Mayor William Ash

Date: \_\_\_\_\_

8-18-2022

Name: \_\_\_\_\_

William Ash  
(Printed Name)

ATTEST: \_\_\_\_\_

  
(Signature)

ATTEST: \_\_\_\_\_

Sandra Gaye Moore  
(Printed Name)