

**AMENDMENT NO. 2**  
**TO THE**  
**ENGINEERING SERVICES AGREEMENT**  
**BETWEEN**  
**THE TOWN OF APEX**  
**AND**  
**THE WOOTEN COMPANY**  
**DATED**  
**July 7, 2020**  
**TWC PROJECT # 2519-CK**

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The following Amendment shall become a part of the Contract Agreement.

**1. SCOPE MODIFICATION:**

The scope for Task 2 – Design and Permitting, Item 5, from the original contract has been changed to update the design services for the water main connection from the new elevated storage tank to the distribution system. The original scope included design services based upon a 200 LF distance of 20-inch diameter water main for making the connection from the tank to the distribution system. Due to the selection of the tank site and location of available water mains to connect to the tank, the revision of this task and basis of this amendment is to include design and surveying services for an additional 900+ LF of 20-inch water main along Kings View Trail R/W to connect to the site. In addition, a Subsurface Utility Engineering (SUE) Level A Allowance has been added to locate natural gas mains that cross the Kings View Trail R/W.

**2. FEE SUMMARY**

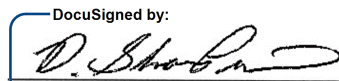
The initial contract fees will be modified per this amendment as noted below:

Description	Payment Method	Original Fee	Amendment 1	Task Adjustment	Updated Fee per this Amendment
1 – Site Selection	Lump Sum	\$40,000.00	\$21,700.00		\$61,700.00
2 – Design & Permitting	Lump Sum	\$138,000.00	-	\$20,800.00	\$158,800.00
2a – SUE Allowance	Hourly	-	-	\$5,000.00	\$5,000.00
3 – Survey / Mapping	Lump Sum	\$10,000.00	-		\$10,000.00
4 – Bidding / Negotiation	Lump Sum	\$5,500.00	-		\$5,500.00
5 - Construction Administration	Lump Sum	\$48,000.00	-		\$48,000.00
6 – Construction Observation	Hourly	\$85,000.00	-		\$85,000.00
<b>Total Fee</b>		<b>\$326,500.00</b>	<b>\$21,700.00</b>	<b>\$25,800.00</b>	<b>\$374,000.00</b>

### 3. SIGNATURES


IN WITNESS WHEREOF, the parties hereto have executed, or caused to be executed by duly authorized officials, this Agreement in duplicate on the respective dates indicated below.

#### TOWN OF APEX

DocuSigned by:  
  
D78A035D93C8450...  
Shawn Purvis  
Interim Town Manager

8/10/2023 | 8:00 AM PDT  
Date

#### LE WOOTEN & COMPANY dba THE WOOTEN COMPANY

  
W. Brian Johnson, PE  
Vice President  
8/8/23  
Date

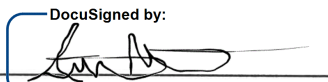
#### PRE-AUDITED STATEMENT

This instrument has been pre-audited in a manner required by the Local Government Budget and Fiscal Control Act.

Print Name: Antwan Morrison

Title: Finance Officer

By (Signature):

DocuSigned by:  
  
C1FC1A957C74406...

Date Signed: 8/10/2023 | 8:21 AM EDT