

This is **EXHIBIT K**, consisting of 2 pages, referred to in and part of the **Agreement between Owner and Engineer for Professional Services – Task Order Edition** dated January 1, 2018.

Amendment No. 2 To Task Order No. 2023-4: 2024 Watermain and Lead Service Line Replacement Project

1. Background Data:

- a. Effective Date of Task Order: September 5, 2023
- b. Owner: City of Dickinson, ND
- c. Engineer: Apex Engineering Group, Inc.
- d. Specific Project: 2024 Watermain and Lead Service Line Replacement Project

2. Description of Modifications

- a. The Scope of Services currently authorized to be performed by Engineer in accordance with the Task Order and previous amendments, if any, is modified as follows:
 - i. the services (and related terms and conditions) set forth in the following sections of Exhibit A, as attached to the Agreement referred to above, such sections being hereby incorporated by reference:
 - Construction Phase Services (Exhibit A, Paragraph A1.05)
 - including Resident Project Representative (RPR) services (A1.05.A.2) - Exhibit D of the Agreement is expressly incorporated in this Task Order Amendment by reference.
 - Post-Construction Phase Services (Exhibit A, Paragraph A1.06)
- b. Attachments: **Attachment 1 – Scope of Services** pertaining to specific tasks for the project.

- c. For the Additional Services or the modifications to services set forth above, Owner shall pay Engineer the following additional or modified compensation: \$413,800* (Hourly Rates)
 *Based on construction schedule provided by Contractor - will not be exceeded without Owner's written approval.
- d. The schedule for rendering services under this Task Order is modified as follows (Contractor dependent):
 - Construction Phase Services: May 21, 2024 to October 31, 2024 (includes estimated 22 weeks of construction)
 - Post Construction Phase Services: November 1, 2024 to February 1, 2025

3. Task Order Summary (Reference only)

a.	Original Task Order amount:	\$ 258,800
b.	Net change for prior amendments:	\$ 26,600
c.	This amendment amount:	\$ 413,800
d.	Adjusted Task Order amount:	\$ 699,200

The foregoing Task Order Summary is for reference only and does not alter the terms of the Task Order, including those set forth in Exhibit C.

Owner and Engineer hereby agree to modify the above-referenced Task Order as set forth in this Amendment. All provisions of the Agreement and Task Order not modified by this or previous Amendments remain in effect. The Effective Date of this Amendment is May 21, 2024.

OWNER:

By: _____

Title: _____

Date

Signed: _____

ENGINEER:

By: Scott M. Schneider

Title: Vice President

Date

Signed: 5-15-2024



Water | Transportation | Municipal | Facilities

Attachment 1 to Amendment No. 2, Task Order No. 2023-4

Scope of Services: 2024 Watermain and Lead Service Line Replacement Project

City of Dickinson, North Dakota

May 15, 2024

Tasks
Task 1, Construction and Post Construction Services
Task 2, Funding Documentation and Support Services

Background:

Project to replace existing cast-iron watermain and lead service lines. The 2024 project includes the following areas: 5th, 6th and 7th Avenues: Villard St. to 4th Street W. All service lines will be replaced from the main to the curb stop and lead service lines will also be replaced as part of the project from the curb stop to the meter. A 6" Watermain on 5th Avenue from 2nd St. West to 4th Street will be abandoned and the service lines will be connected to the 12" watermain. The project also includes a Street Improvement District (SID) which entails the assessment of the removal and replacement of failed curb and gutter, sidewalks and driveways to adjacent property owners. A mill and overlay for the watermain replacement area is also included in the scope of the project.

Task 1, Construction and Post Construction Services

Objective:

The objective of this task is to observe and manage construction of the 2024 Watermain and Lead Service Line Replacement Project. This task also includes project management for the entire project. The estimated construction schedule is from June 13, 2024 to October 25, 2024.

1.0 Construction and Post Construction Services

1.1 Contract Administration

1.2 Construction Observation

- Contractor has scheduled five 12-hour days plus one 8-hour day per week.
- Lead Service line replacements will be coordinated with City staff and specific property owners. Construction Observation includes coordinating with property owners and City staff in the field.

1.3 Construction Progress Meetings

- Progress meetings will be weekly

1.4 Shop Drawing & Submittal Review

1.5 Partial Payment Processing

1.6 Project Startup

1.7 Closeout

- Record Drawings and GIS files of pipes, valves and hydrants with City attributes populated (pipe size, material, year installed)

Task 2, Funding Documentation and Support Services

Objective:

The objective of this task is to document construction costs for the following funding requirements:

2.0 Funding Documentation Services

2.1 Street Improvement District (SID):

- Replacement of failed curb and gutter, sidewalks and driveways will be tracked and assessed to adjacent property owners through an established SID.
- Apex will provide the final digital assessment letters to the City for printing and mailing to the property owners.

2.2 ND Department of Water Resources (NDDWR):

- The City has a contract with NDDWR for cost share of the watermain and associated costs of 10-feet of surface improvements over the watermain and service lines.
- Quantities for NDDWR Cost Share reimbursements will be tracked according to the approved Cost Share application.
- Apex will assist the City with Cost Share request submittals.

2.3 Drinking Water SRF Loan:

- The City will be applying for a two separate loans through the Drinking Water State Revolving Fund (CWSRF). One loan will be specific to Lead Service line replacements. This task includes assisting with the final loan documentation and coordinating and submitting Pay Requests for the DWSRF Program and loan closeout documents.

City of Dickinson Responsibilities:

- ✓ Execute contract between City of Dickinson and Apex.
- ✓ Provide requested information in a timely manner.
- ✓ Coordinate with Engineer of Record as requested.

Apex Responsibilities and Deliverables:

- ✓ Review and execute contract with City of Dickinson in a timely manner.
- ✓ Communicate with City of Dickinson on project updates and schedule.
- ✓ Manage Project Staff to complete project tasks, meet contractual deadlines and stay within budget.