

This is **EXHIBIT K**, consisting of [ 3 ] pages, referred to in and part of the **Agreement between Owner and Engineer for Professional Services** dated [ 1/14/19 ].

**AMENDMENT TO OWNER-ENGINEER AGREEMENT**

**Amendment No. 2**

The Effective Date of this Amendment is: 10/XX/2022.

**Background Data**

Effective Date of Owner-Engineer Agreement: 1/14/19

Owner: City of Eden

Engineer: Enprotec / Hibbs & Todd, Inc.

Project: Water & Wastewater System Improvements

**Nature of Amendment:**

- ☒ Additional Services to be performed by Engineer
- ☐ Modifications to services of Engineer
- ☐ Modifications to responsibilities of Owner
- ☐ Modifications of payment to Engineer
- ☐ Modifications to time(s) for rendering services
- ☐ Modifications to other terms and conditions of the Agreement

**Description of Modifications:**

*See attachment for detailed description of the proposed additional improvements.*

**Agreement Summary:**

|                                  |                   |
|----------------------------------|-------------------|
| Original agreement amount:       | \$ <u>664,300</u> |
| Net change for prior amendments: | \$ <u>154,000</u> |
| This amendment amount:           | \$ <u>50,000</u>  |
| Adjusted Agreement amount:       | \$ <u>868,300</u> |

Change in time for services (days or date, as applicable): \_\_\_\_\_

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

Owner and Engineer hereby agree to modify the above-referenced Agreement as set forth in this Amendment. All provisions of the Agreement not modified by this or previous Amendments remain in effect.

OWNER:

ENGINEER:

City of Eden

Enprotec / Hibbs & Todd, Inc.

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

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

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name: Agapito Torres

name: Sage Diller, P.E.

Title: Mayor

Title: Associate Vice President

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

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

## Attachment

### Construction Time Extensions

Due to the additional 180 days added to both the South Water Improvements Project (via Change Order No. 2) and the Sanitary Sewer Improvements Project (via Change Order No.2), \$50,000 of additional professional fees will be required for part time Resident Project Representative (RPR) services, construction project management, and construction engineering. A summary of the additional fees are presented below:

| Summary of Professional Fees |           |                                  |
|------------------------------|-----------|----------------------------------|
| <u>Current Agreement</u>     |           | <u>Additional by Amendment 2</u> |
| Basic Engineering            | \$427,000 | \$10,000                         |
| Preliminary ENG Report       | \$51,800  | \$0                              |
| ENV Report                   | \$23,400  | \$0                              |
| RPR                          | \$228,300 | \$40,000                         |
| Surveying                    | \$23,600  | \$0                              |
| Testing                      | \$35,300  | \$0                              |
| Permitting                   | \$28,900  | \$0                              |