

This is Task Order  
No. 6, consisting of  
11 pages.

## **Task Order No. 6 – 30<sup>th</sup> Avenue Sanitary Sewer System**

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In accordance with Paragraph 1.01 of the Agreement Between Owner and Engineer for Professional Services – Task Order Edition, dated May 10, 2012 ("Agreement"), Owner and Engineer agree as follows:

1. Specific Project Data

A. Title: 30<sup>th</sup> Avenue Sanitary Sewer System

B. Description: Study, planning, design and construction for sanitary sewer system improvements along the 30<sup>th</sup> Avenue corridor. Project includes, study and planning, as well as design and construction of a gravity sewer, pumping stations, and forcemains. Project will also include any Environmental Reports to meet the requirements of funding agencies.

C. Number of Construction Contracts

The Specific Project is anticipated to be constructed under a maximum of two (2) Construction Contracts.

2. Services of Engineer

- Study and Report Services
- Design Services
- Bidding or Negotiating Services
- Construction and Commissioning Services
- Resident Project Representative Services

Engineer will provide Resident Project Representative services pursuant to Part 4 of Exhibit A; Exhibit D of the main Agreement is expressly incorporated by reference.

- Other Services
- Additional Services Requiring an Amendment to Task Order

Part 6 of Exhibit A is incorporated by reference unless otherwise noted.

3. Owner's Responsibilities

Owner shall have those responsibilities set forth in Article 2 and in Exhibit B, subject to the following:

4. Times for Rendering Services – A more detailed schedule, including interim completion dates, is included in Attachment No. 1.

<u>Phase</u>	<u>Completion Date (Week of)</u>
Execute Engineering Agreement	September 2, 2012
Begin Preliminary Design / Survey	September 30, 2012
Begin Design	December 2, 2012
Advertise for Bids – Lift Stations	June 3, 2013
Advertise for Bids – Gravity Sewer	May 26, 2013
Open Bids – Lift Stations	July 7, 2013
Open Bids – Gravity Sewer	June 30, 2013
Award Contracts	August 4, 2013
Begin Construction	August 4, 2013
Substantial Completion (LS/Sewer)	December 1, 2014 / May 25, 2015
Final Completion (LS/Sewer)	January 5, 2015 / June 29, 2015

5. Payments to Engineer

A. Owner shall pay Engineer for services rendered as follows:

<i>Category of Services</i>	<i>Compensation Method</i>	<i>Lump Sum, or Estimate of Compensation for Services</i>
Study and Report	B. Standard Hourly Rates	\$16,500.00
Design and Bidding/ Negotiating	B. Standard Hourly Rates	\$445,620.00
Construction and Commissioning, Resident Project Representative	B. Standard Hourly Rates	\$474,240.00
Additional Services Requiring an Amendment to Task Order	B. Standard Hourly Rates	

**Reimbursables/Subconsultants** **\$299,840.00**

**Total Project Fee** **\$1,236,200.00**

B. The terms of payment are set forth in Article 4 of the Agreement and in Exhibit C.

6. Consultants: To be determined
7. Other Modifications to Agreement N.A.
8. Attachments: Attachments No. 1 – Scope, Schedule, and Hourly Fees
9. Documents Incorporated By Reference: None
10. Terms and Conditions: Execution of this Task Order by Owner and Engineer shall make it subject to the terms and conditions of the Agreement (as modified above), which Agreement is incorporated by this reference. Engineer is authorized to begin performance upon its receipt of a copy of this Task Order signed by Owner.


The Effective Date of this Task Order is September 2, 2012.

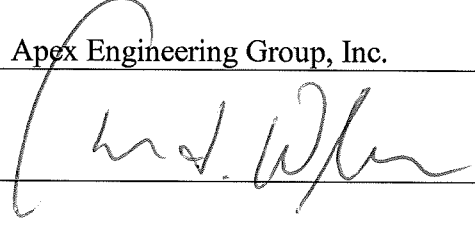
OWNER:

ENGINEER:

By: City of Minot

By: Apex Engineering Group, Inc.

Name: 

Name: 

Title: Acting Mayor

Title: Thomas J. Welle, President

Engineer License or Firm's Certificate No. COCP #975

State of: North Dakota

DESIGNATED REPRESENTATIVE FOR TASK ORDER:

DESIGNATED REPRESENTATIVE FOR TASK ORDER:

Name: Lance Meyer, PE

Name: Timothy J. Paustian, PE

Title: City Engineer

Title: Project Manager

Address: 1025 31<sup>st</sup> Street SE  
Minot, ND 58702

Address: 4733 Amber Valley Parkway South  
Fargo, ND 58104

E-Mail Address: lance.meyer@minotnd.org

E-Mail Address: tim.paustian@apexenggroup.com

Phone: 701-857-4100

Phone: 701-373-7991

Fax: \_\_\_\_\_

Fax: \_\_\_\_\_

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 May 10, 2012.

**Amendment No. 1 to Task Order No. 6**

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1. Background Data:

- a. Effective Date of Task Order Agreement: September 2, 2012
- b. Owner: City of Minot, ND
- c. Engineer: Apex Engineering Group, Inc.
- d. Specific Project: 30<sup>th</sup> Avenue Sanitary Sewer System

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:

*The original scope and fee was based on preliminary construction costs presented in the North Minot Sanitary Sewer Study (NMSSS) completed in 2011. These preliminary costs were found to be quite low and the level of effort needed to complete these projects was much more than originally planned. This Amendment represents costs for the remaining tasks under this Task Order, recognizing that a certain level of operational efficiencies will be realized by having multiple projects occurring at the same time.*

*In addition, the following changes to the scope have occurred:*

- *Analysis of sanitary sewer service to NE Industrial Addition.*
- *Location of 30<sup>th</sup> Avenue Lift Station within the NE Industrial Addition was changed resulting in redesign.*
- *Negotiations and appraisal preparation for lift station properties.*
- *Analysis for tie in and abandonment of Stonebridge Lift Station, including temporary bypass design.*

- b. For the Additional Services or the modifications to services set forth above, Owner shall pay Engineer the following additional or modified compensation: *Total additional compensation shall not exceed \$255,000.00.* With this addition, total compensation will equal approximately 9.20% of estimated construction costs.

3. Task Order Summary (Reference only)

a. Original Task Order amount:	\$ 1,236,200.00
b. Net change for prior amendments:	\$ 0.00
c. This amendment amount:	\$ 255,000.00
d. Adjusted Task Order amount:	\$ 1,491,200.00

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 April 1, 2015.

OWNER:		ENGINEER:	
By:	_____	By:	_____
Title:	Mayor, City of Minot	Title:	Thomas J. Welle, PE - President
Date Signed:	4/9/15	Date Signed:	3/9/15