

This is **EXHIBIT K**, consisting of 1 page, referred to in and part of the **Agreement between Owner and Engineer for Professional Services** dated January 16, 2017.

AMENDMENT NO. 2 TO OWNER-ENGINEER AGREEMENT

1. Background Data:

- a. Effective Date of Owner-Engineer Agreement: January 16, 2017
- b. Owner: City of Ankeny, IA
- c. Engineer: Nilles Associates, Inc.
- d. Project: SW District Drive and SW Merchant Street

2. Nature of Amendment:

- a. Additional Services to be performed by Engineer
- b. Modifications to Responsibilities of Owner

3. Description of Modifications


Attachment 1, "Modifications"

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. The Effective Date of this Amendment is January 21, 2019.

OWNER:

ENGINEER:

By: Gary Lorenz
Title: Mayor
Date Signed: January 21, 2019


By: John P. Nilles
Title: President
Date Signed: January 21, 2019

Modifications

1. Engineer shall perform the following Additional Services:

A1.03 Final Design Phase

- A. Prepare a separate set of Construction Documents for the SW District Drive Landscaping project.

A1.04 Bidding Phase

- A. Engineer shall provide additional Bidding Phase services for the SW District Drive Landscaping project.

A1.05 Construction Phase

- A. Add SW District Drive Landscaping project to the Construction Phase services.
- B. Extension of Construction Phase services due to Project exceeding scheduled working days. Per the Contract Documents with the Contractor, the City will have liquidated damages to assess to pay for this additional work.

2. The responsibilities of Owner are modified as follows:

Paragraph C2.01.A.4.is modified to include the following:

1. The compensation for services shall be increased by \$100,800 based on the following assumed distribution of compensation:
 - a. SW District Drive Landscaping \$10,800
(Includes Final Design Phase Construction Documents,
Bidding Phase services and Construction Phase services.)
 - b. SW District Drive Construction Phase \$90,000
2. The total compensation for services under paragraph C2.01 shall not exceed \$445,500 (except by written agreement with Owner).