

**AMENDMENT NO. 3**  
**TO**  
**CONTRACT FOR PROFESSIONAL ENGINEERING SERVICES**  
**W.O. 19-42**  
**WEST END WATER TREATMENT PLANT PROJECT**

THIS AGREEMENT, made and entered into on \_\_\_\_\_, 2022, by and between the following:

CITY OF BILLINGS, a Municipal Corporation,  
Billings, Montana 59103,  
Hereinafter designated the City

and

Burns & McDonnell Engineering Company, Inc.  
9785 Maroon Circle, Suite 400  
Centennial, CO 80112  
Hereinafter designated the Contractor

WITNESSETH:

WHEREAS, the City and Contractor have entered into a contract dated August 26, 2019, for Contractor to provide engineering services to the City for Work Order 19-42 West End Water Treatment Plant Project, and;

WHEREAS, the City has need for additional engineering services, and;

WHEREAS, the City has authority to contract for consulting engineering services, and;

WHEREAS, the Contractor represents that he is qualified to perform such services, is in compliance with Montana Statutes relating to the registration of professional engineers and is willing to furnish such services to the City;

NOW, THEREFORE, in consideration of the terms, conditions, covenants and performance contained herein, or attached and incorporated herein, the Parties hereto agree as follows:

Part I, Section 3, Paragraph C. Delete paragraph and replace with the following:

C. The Contract shall terminate at midnight on April 30, 2025.

Appendix A, Section 3. Include Final Design Scope of Work additions to provide:

- bidding services for a new Zone 3 water transmission main to connect the future WEWTP to the existing distribution system,
- bidding services for a sanitary sewer main extension from approximately Gabel Road to Shiloh Road,
- membrane filter procurement and submittals review services,
- engineering services rate escalation per Appendix B, Section 4 of the contract,
- additional team meetings and design effort to create additional value engineering options to reduce project costs, and
- additional survey and geotechnical services for a relocated WEWTP.

Appendix B, Section 1, Paragraph A. replace with the following:

ORIGINAL CONTRACT (August 26, 2019)

1. Task Series 100-800 – Preliminary Design \$883,732

AMENDMENT NO. 1 (April 26, 2021)

2. Task Series 1000 – Meetings and Project Management \$444,614

3. Task Series 1100 – 30% Design \$572,386

4. Task Series 1200 – CM/GC Selection \$35,850

5. Task Series 1300 – Work Package 1 \$915,901

6. Task Series 1400 – Work Package 2 \$1,244,726

7. Task Series 1500 – Permitting \$64,344

8. Task Series 1600 – Issued for Construction \$153,058

WATER TREATMENT PLANT PROJECT TOTAL \$3,430,879

9. Task Series 1700 – Pipelines Design \$347,463

TOTAL, Amendment No. 1 \$3,778,342

AMENDMENT NO. 2 (August 27, 2021)

10. Task Series 1400 – Work Package 2 \$58,237

11. Task Series 1500 – Permitting \$3,836

12. Task Series 1600 – Issued for Construction \$7,205

TOTAL, Amendment No. 2 \$69,278

AMENDMENT NO. 3

A. Bidding services: Water transmission and sanitary sewer mains \$15,015

B. Membrane filter procurement & submittal review: \$79,869

C. Rate escalation \$87,506

D. Value engineering design efforts \$76,309

E. Survey & Geotech for new WEWTP Site \$48,021

**TOTAL, Amendment No. 3 \$306,720**

All other terms and conditions of the contract to which this amendment applies shall remain in full effect.

CONSULTANT

NAME: \_\_\_\_\_

BY: \_\_\_\_\_

TITLE: \_\_\_\_\_

DATE: \_\_\_\_\_

CITY OF BILLINGS, MONTANA

BY: \_\_\_\_\_

Mayor

DATE: \_\_\_\_\_