

**W.O. 19-12, West End Reservoir Project**

**Standard Agreement and General Conditions  
Between Owner and General Contractor/Construction Manager (GC/CM)**

**Change Order No. 4**

OWNER: City of Billings

CONTRACTOR: Dick Anderson Construction, LLC

DATE: January 16, 2025

In accordance with the terms of this Contract, the following changes are approved:

**CHANGE IN CONTRACT PRICE:**

Original Contract Price:	\$153,211.35
Net Increase from Previous Change Orders:	\$14,126,443.44
Contract Price Prior to this Change Order:	\$14,279,654.79
<b>Net Increase of this Change Order:</b>	<b>\$2,168,482.86</b>
Contract Price with all Approved Change Orders:	\$16,448,137.65

**CHANGE IN CONTRACT TIME:**

Original Contract Time:	N/A
Net Change from Previous Change Orders:	577
Contract Time Prior to this Change Order:	577
Net Increase of this Change Order:	0
Contract Time with all Approved Change Orders:	577

**DESCRIPTION:**

Dick Anderson Construction is directed to make the following changes in the Contract Documents:

- Clear, grub and strip 35 acres along the north and east sides of the future north reservoir cell for installation of dewatering drain pipe. Clear 20 additional acres for future excavation and material transfer to adjacent property. Remove refuse across the site, and burn slash piles. Perform exploratory excavation to locate buried concrete and confirm depth to shale. Remove 40,000 CY of overburden along the dewatering trench lines. Excavate trenches to 1 foot below shale for 5000 linear feet to install 12-inch perforated HDPE pipe surrounded by drainrock and geofabric, and backfill trenches. Place excavated material in lifts adjacent to the east trench to 10-12 feet above grade for installation of WEWTP Zone 3 Transmission Main by future project. Work is for a Guaranteed Maximum Price to be paid on a time and materials basis (\$2,168,482.86 increase).

**REASON FOR CHANGE ORDER:**

Installing the drain pipe allows for continuous long-term overall site dewatering to enable future construction of the north reservoir cell. Building the 2500-foot long 10 to 12-foot high berm along the east City property line brings a portion of the site to the future surface grade and enables construction of the remaining phase of the WEWTP Zone 3 transmission main in 2025 under a separately bid project.



ATTACHMENTS:

- Site Clearing & Preparation, Change Order No. 4 (6pp., 1/10/25)

In consideration of the terms and performance contained herein, or attached and incorporated herein, the Owner and Contractor also agree to the following modifications to the Standard Agreement and General Conditions Between Owner and General Contractor/Construction Manager dated December 13, 2023:

1. ARTICLE 2 GENERAL PROVISIONS, Section 2.6 DEFINITIONS, 2.6.1.1. Add the following to the list of exhibits that are part of this Agreement:
  - EXHIBIT H: W.O. 19-12 Billings West End Reservoir, Site Clearing & Preparation, Change Order No. 4 (6pp., 1/10/25)
2. ARTICLE 16 SCOPE OF WORK, Add the following:
  - 16.4 SCOPE OF WORK – CHANGE ORDER NO. 4. Pursuant to Section 3.4 and ARTICLE 7, the Owner and CG/CM desire to establish an additional Guaranteed Maximum Price (GMP) for performance of the portion of Work in accordance with the exhibits listed below, which are part of this Agreement:
    - a) EXHIBIT H: W.O. 19-12 Billings West End Reservoir, Site Clearing & Preparation, Change Order No. 4 (6pp., 1/10/25)

The said Contract as hereby amended shall remain in full force and effect.

IN WITNESS WHEREOF the said Parties have caused this agreement to be executed as of the day and year signed below.

GENERAL CONTRACTOR/CONSTRUCTION MANAGER

Name: \_\_\_\_\_

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

Title: \_\_\_\_\_

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

CITY OF BILLINGS, MONTANA

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

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

END OF DOCUMENT.

