

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. 7

OWNER: City of Billings

CONTRACTOR: Dick Anderson Construction, LLC

DATE: October 29, 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:	\$24,409,183.71
Contract Price Prior to this Change Order:	\$24,562,395.06
Net Increase of this Change Order:	\$779,887.57
Contract Price with all Approved Change Orders:	\$25,342,282.63

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 (DAC) is directed to make the following changes in the Contract Documents:

- Clear the South Reservoir site, remove trash, burn slash piles and haul approximately 100,000 cubic yards of material to the Knife River property east of the north reservoir site. Clear and grub the City's property prior to excavation. Knife River will clear their property and spread and compact the deposited material (\$779,887.57 increase).

REASON FOR CHANGE ORDER:

The City will have excess material on the South Reservoir site, and Knife River would like to spread it on their property.

ATTACHMENTS:

- W.O. 19-12 Billings West End Reservoir – Site Clearing & South Material Haul, Change Order No. 7 (1p., 10/29/25)



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 N: W.O. 19-12 Billings West End Reservoir – Site Clearing & South Material Haul, Change Order No. 7 (1p., 10/29/25)
2. ARTICLE 16 SCOPE OF WORK, Add the following:
 - 16.4 SCOPE OF WORK – CHANGE ORDER NO. 6. 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 N: W.O. 19-12 Billings West End Reservoir – Site Clearing & South Material Haul, Change Order No. 7 (1p., 10/29/25)

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.

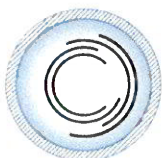


EXHIBIT N

W.O. 19-12 BILLINGS WEST END RESERVOIR
SITE CLEARING & SOUTH MATEIAL HAUL BUDGETED ESTIMATE



Budget Item	Description	Budget Quantity	Units	Unit Price	Budget Total	Note:
100	MOBILIZATION	1.00	LS	\$ 17,820.00	\$ 17,820.00	BUDGETED 5 LOADS IN, 5 LOADS FROM UNLOADER AND 10 LOADS OUT FOR A TOTAL OF 20 LOADS.
200	GENERAL REQUIREMENTS	2.00	MO	\$ 47,096.90	\$ 94,193.80	BUDGETED 8 WKS FOR SUPERINTENDENT, LODGING, SUBSISTENCE, FIELD TRAILER, CELL/COMPTER/IT, SURVEY STS. SAFETY STS, & ONSITE FUEL/MAINTENANCE.
300	SOUTH - SITE CLEARING	35.00	AC	\$ 1,987.02	\$ 69,545.70	BUDGETED 80 CREW HOURS, CREW TRUCK, 300 CL EX., 3.5 CY LOADER, 50K LBS. DOZER, 1 FOREMAN, & 3 OPERATORS.
301	GARABAGE REMOVAL	150.00	CY	\$ -	\$ -	INCLUDED IN LINE ITEM 300 - BUDGETED 10 CREW HOURS, CREW TRUCK, 300 CL EX., 3.5 CY LOADER, TRACK SKID STEER, 30 TN OTR HAUL TRUCK, 1 FOREMAN, & 3 OPERATORS.
302	BURN SLASH PILES	5.00	EA	\$ -	\$ -	INCLUDED IN LINE ITEM 300 - BUDGETED 30 CREW HOURS, CREW TRUCK, 300 CL EX., 3.5 CY LOADER, 1 FOREMAN, & 2 OPERATORS.
800	SOUTH - LOAD/HAUL DELIVERY MATERIAL	100,000.00	CY	\$ 5.18	\$ 518,000.00	BUDGETED 335 CREW HOUR, CREW TRUCK, 400 CL EX., 50K LBS. DOZER, 6 -30 TON ARTIC TRUCK 1 FOREMAN, AND 8 OPERATORS.
	DIRECT COST OF WORK				\$ 699,559.50	GENERAL NOTES: DOES NOT INCLUDE GC FEE DOES NOT INCLUDE GC GENERAL CONDITIONS 2024 PREVAILING WAGES FOR HEAVY CONSTRUCTION BUDGETED \$4.00/GAL DIESEL WHICH INCLUDES \$0.15 FOR OIL, GREASE & FILTERS

Item	Description	Total	Note:
	DIRECT COST OF THE WORK	\$ 699,559.50	See above and Direct Cost of the Work Sheet for breakout.
	GC/CM GENERAL CONDITIONS	\$ -	Per Proposed General Conditions Cost
	GC/CM FEE	\$ 699,559.50	Construction Fee of 7.95% to be applied to the Direct Cost of the Work.
	BOND + 2-yr Warranty	\$ 755,174.48	Bond & 2-year Warranty, to be applied to the Direct Cost of the Work, Construction Fee, and General Conditions Cost.
	INSURANCE	\$ 755,174.48	Insurance, to be applied to the Direct Cost of the Work, Construction Fee, and General Conditions Cost.
	GROSS RECEIPTS TAX	\$ 772,165.91	Montana Gross Receipt Tax of 1% applied to Direct Cost, General Condition, Construction Fee, Bond, and Allowance
	CONTINGENCY - GC/CM ALLOWANCE	\$ -	A fund to cover cost growth during the project used at the discretion of the GC/CM usually for costs that result from changes in scope or conditions. Allowances are risk items that City takes responsibility for. All remaining budget is owned by the city. See
	TOTAL GC/CM GMP	\$ 779,887.57	