

AMENDMENT NO. THIRTY-FOUR (34)
TO
AGREEMENT FOR ENGINEERING SERVICES
CITY OF BILLINGS AVIATION AND TRANSIT DEPARTMENT

DATED May 5, 2022

This AMENDMENT, made and entered into on _____ by and between the following:

City of Billings, Montana, a Municipal Corporation, PO Box 1178
Billings, Montana 59103, hereinafter designated the OWNER

and

Morrison-Maierle, Inc., 315 N. 25th Street, Suite 102, Billings, Montana 59101,
a private Montana Corporation, hereinafter designated as the ENGINEER

WITNESSETH:

WHEREAS, the OWNER and the ENGINEER have entered into an Agreement for Professional Engineering service contract dated **May 5, 2022**, and;

WHEREAS, the OWNER has a need for additional engineering services, and;

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

NOW, THEREFORE, in consideration of the terms, conditions, covenants and performance contained herein, or attached and incorporated herein, the parties hereto agree to amend the **May 5, 2022** Agreement, corresponding amendments to this Agreement, and all related exhibits as follows:

ARTICLE I – SCOPE OF SERVICES

The following items of work listed below are added and amended by Amendment THIRTY-FOUR (34) for West Shuttle Parking Lot Construction.

The general scope of work is to prepare plans, specifications, provide bidding assistance and construction administration/observation to construct a new shuttle parking lot on the west end of the airport.

Section A2 - SERVICES OF ENGINEER

A2.01 Design and Construction Administration of Airport Improvement Projects

- Phase I Programming and Pre-Design Activities for the Project (Master Agreement Section 2.01 B.)
- Phase II Preliminary Design Engineering for the Project (Master Agreement Section 2.01 B.)
- Phase III Final Design Engineering for the Project (Master Agreement Section 2.01 B.)
- Phase IV Assistance in the Bidding Process (Master Agreement Section 2.01 B.)
- Phase V Construction Phase Services including Resident Project Representative (Master Agreement Section 2.01 B.)
- Phase VI Project Closeout (Master Agreement Section 2.01 B.)

A2.02 Basic Services

The ENGINEER agrees to provide normal professional engineering and construction services in

connection with the Project as set forth below:

Construction of a new 300-stall parking lot for overflow parking during peak season that can be expanded in the future for the parking garage construction in the long-term parking lot. This will be a lot with shuttle information to get to the airport. The lot will be striped, parking lot lights for pedestrian use, and security cameras that tie to the airport security at the Terminal.

Schedule 1 will be designed for construction in fall of 2026. Preliminary design for Schedule 2 will also be done for the cut/fill balance of the future lot and grades, and stormwater. The fiber and electrical design will be designed for future expansion.

The schedule 1 parking lot is approximately 105,000 sq. ft. in an undeveloped area with significant terrain change. The parking lot will require extensive cut and fill to level the area, drainage added to keep storm water on airport property, and power and fiber installed to the west end of the airport for parking lot lights and security cameras. Inlets and storm drainage will be installed along with a post and cable fence with 2 entrance/exit gates.

- New pavement section area is approximately 105,000 sq. ft.
- New post and chain fence with gates.
- New storm drainage to keep water on airport property. Stay within existing storm drainage ponds.
- Pavement marking on the new pavement surface.
- New parking lot lights and security cameras.

The project is estimated at 60 calendar days for removal, excavation, pavement section, paving, electrical work, low-voltage work, and storm drain construction.

Section A3 – Owner’s Responsibilities

The provisions of **Section 3 Owner’s Responsibilities** from the Master Agreement are hereby incorporated by reference.

The following SPONSOR’s responsibilities related directly to this project are added to this Task Amendment: No additional Changes added to this section.

Section A4 - Times for Rendering Services

<u>Phase</u>	<u>Completion Date</u>
Phase I – Programming and Pre-Design Activities	February 2026
Phase II – Preliminary Design Engineering	February 2026
Phase III –Final Design Engineering	March-April 2026
Phase IV – Bidding Assistance	
• Advertise	April 2026
• Bid Opening	April 2026
Phase V - Construction Phase Services	August - October 2026
Phase VI – Project Closeout Services	Winter 2026

Section A5 - Payments to ENGINEER

A5.01 Effective Rates for this Task Amendment

- A. The approved federal overhead rate in effect on the date of this Amendment is 230.60 %.
- B. Per Diem, Subsistence and Transportation rate shall be as set forth in the Federal Travel

Regulations.

A5.02. Summary of Total Compensation

The total compensation for services identified under this Amendment is estimated to be \$ 303,230 based on the following assumed distribution:

Phase	Method of Payment		Compensation
Phase I – Programming & Pre-Design Activities	Lump Sum		\$ 7,070
Phase II – Preliminary Design Services	Lump Sum		\$ 51,810
Phase III – Final Design Services	Lump Sum		\$ 100,330
Phase IV – Assistance in the Bidding Process	Cost Plus Fixed Fee		
	Direct Labor, Payroll & Overhead	\$9,296	
	Reimbursable Expenses	\$0	
	Subconsultant Costs	\$0	
	Estimated Total Cost	\$9,296	
	Fixed Fee	\$1,394	
Phase V - Construction Phase Services	Cost Plus Fixed Fee		
	Direct Labor, Payroll & Overhead	\$97,871	
	Reimbursable Expenses	\$4,218	
	Subconsultant Costs	\$12,000	
	Estimated Total Cost	\$114,089	
	Fixed Fee	\$14,681	
Phase VI – Project Closeout Services	Lump Sum		\$ 4,560
TOTAL COMPENSATION THIS TASK AMENDMENT			\$ 303,230

Section A6 - CONSULTANTS:

Rimrock Engineering for Geotechnical Construction Phase Acceptance Testing.

Section A7- OTHER MODIFICATIONS TO MASTER AGREEMENT:

None

Section A8 - ATTACHMENTS:

- A. Exhibit A – Engineering Budget
- B. Exhibit B – Total Amendments to Date

Section A9 - APPROVAL AND ACCEPTANCE:

A9.01 Approval and Acceptance of this Amendment, including the attachments listed above, shall incorporate this document as part of the Master Agreement. Engineer is authorized to begin performance of Programming and Pre-Design Activities on the Project on February 1, 2026, which date is confirmed upon receipt of a copy of this Amendment signed by **Owner**.

The Effective Date of this Amendment is as written in above.

IN WITNESS WHEREOF, the parties hereto have made and executed the Amendment THIRTY-FOUR (34) on

CONSULTANT

Morrison-Maierle, Inc.

BY: *Gill A. Cook*

DATE: 3/4/2026

OWNER

City of Billings

BY: _____

DATE: _____

ATTEST:

BY: _____
City Clerk

APPROVED AS TO FORM:

BY: _____
City Attorney

Exhibit A

TABLE 1A

Amendment 34 DESIGN ENGINEERING BUDGET

Engineering Services	Total Man-hours	Labor Rate	Total
Professional Services for	773	\$176.61	\$136,522

Expenses

Vehicle (Company)	\$70
Vehicle (Rental)	\$0
Air Travel (Commercial)	\$0
Air Travel (Charter)	\$0
Meals	\$0
Lodging	\$0
Survey Supplies	\$1,500
Survey Equipment	\$600
Printing	\$40
Full Size ALP Printing + Postage	\$0
Total Expenses	\$2,210
Professional Charges	\$0 subconsultants

Total MU Labor	\$136,522
Total Direct Expenses	\$2,210
Total Fixed Fee	\$20,478
Total MU Labor & Expenses & Fixed Fee	<u>\$159,210</u>
Professional Expenses	\$0
Total Lump Sum for Design Phase	\$159,210

TABLE 2A

**Amendment 34
ENGINEERING BUDGET
CONSTRUCTION ADMINISTRATION**

Engineering Services	Total Man-hours	Labor Rate	Total
Professional Services	663	\$167.65	\$111,151
 Expenses			
Vehicle (Company)		\$276	
Vehicle (per Hour)		\$1,720	
Vehicle (Rental)		\$0	
Air Travel (Commercial)		\$0	
Air Travel (Charter)		\$0	
Meals		\$0	
Lodging		\$0	
Survey Supplies		\$1,000	
Survey Equipment		\$1,200	
Printing		\$0	
Full Size ALP Printing + Postage		\$0	
Total Expenses		\$4,196	
<u>Professional Charges</u>		<u>\$12,000</u>	<u>subconsultants</u>
Total MU Labor			<i>\$111,151</i>
Total Direct Expenses			<u><i>\$4,196</i></u>
Total MU Labor & Expenses			<u><i>\$115,347</i></u>
Fixed Fee			<i>\$16,673</i>
Professional Expenses			<u><i>\$12,000</i></u>
Total Cost Plus Fixed Fee for Construction Phase			<u><i>\$144,020</i></u>

Exhibit B

Summary of Agreements for Professional Engineering Services				
Description		Labor & Expenses	Fixed Fee	Total
Amendment No. 1 FY 23 On Call				
PHASE I - DESIGN	TABLE 1A	\$24,999		\$24,999
PHASE II - CONSTRUCTION	TABLE 2A			\$0
TOTAL Amendment No. 1		\$24,999	\$0	\$24,999
Amendment No. 2 Carpet Replacement				
PHASE I - DESIGN	TABLE 1A	\$9,792		\$9,792
PHASE II - CONSTRUCTION	TABLE 2A	\$2,047	\$299	\$2,346
TOTAL Amendment No. 2		\$11,839	\$299	\$12,138
Amendment No. 3 Baggage Claim Restroom Remodel				
PHASE I - DESIGN	TABLE 1A	\$29,627		\$29,627
PHASE II - CONSTRUCTION	TABLE 2A	\$14,810	\$1,073	\$15,883
TOTAL Amendment No. 3		\$44,437	\$1,073	\$45,510
Amendment No. 4 Steam Boiler Replacement Project				
PHASE I - DESIGN	TABLE 1A	\$9,561		\$9,561
PHASE II - CONSTRUCTION	TABLE 2A	\$2,837	\$416	\$3,253
TOTAL Amendment No. 4		\$12,398	\$416	\$12,814
Amendment No. 5 Mid-Field Service Road				
PHASE I - DESIGN	TABLE 1A	\$54,709		\$54,709
PHASE II - CONSTRUCTION	TABLE 2A	\$65,006	\$8,841	\$73,847
TOTAL Amendment No. 5		\$119,715	\$8,841	\$128,556
Amendment No.6 Commerical Apron - Schedule 4				
PHASE I - DESIGN	TABLE 1A	\$67,332		\$67,332
PHASE II - CONSTRUCTION	TABLE 2A	\$143,015	\$19,070	\$162,085
TOTAL Amendment No.6		\$210,347	\$19,070	\$229,417
Amendment No. 7 MET Transit OnCall				
PHASE I - DESIGN	TABLE 1A	\$24,999		\$24,999
PHASE II - CONSTRUCTION	TABLE 2A			
TOTAL Amendment No. 7		\$24,999	\$0	\$24,999
Amendment No. 8 Passenger Facility Charge (PFC) Application Assistance				
PHASE I - DESIGN	TABLE 1A	\$12,168		\$12,168
PHASE II - CONSTRUCTION	TABLE 2A			
TOTAL Amendment No. 8		\$12,168	\$0	\$12,168
Amendment No. 9 Terminal Patch and Paint				
PHASE I - DESIGN	TABLE 1A	\$9,126		\$9,126
PHASE II - CONSTRUCTION	TABLE 2A	\$3,362	\$504	\$3,866
TOTAL Amendment No. 9		\$12,488	\$504	\$12,992

Summary of Agreements for Professional Engineering Services (Cont.)				
Description		Labor & Expenses	Fixed Fee	Total
Amendment No. 10	MET Monad Office Remodal			
PHASE I - DESIGN	TABLE 1A	\$296,720		\$296,720
PHASE II - CONSTRUCTION	TABLE 2A	\$105,530	\$6,750	\$112,280
TOTAL Amendment No. 10		\$402,250	\$6,750	\$409,000
Amendment No. 11	FY 24 On Call			
PHASE I - DESIGN	TABLE 1A	\$24,999		\$24,999
PHASE II - CONSTRUCTION	TABLE 2A			\$0
TOTAL Amendment No. 11		\$24,999	\$0	\$24,999
Amendment No. 12	2023 Apron Schedule 4 - Amendment			
PHASE I - DESIGN	TABLE 1A			
PHASE II - CONSTRUCTION	TABLE 2A	\$22,000	\$900	\$22,900
TOTAL Amendment No. 12		\$22,000	\$900	\$22,900
Amendment No. 13	Gate Fiber Replacement Project			
PHASE I - DESIGN	TABLE 1A	\$12,080		\$12,080
PHASE II - CONSTRUCTION	TABLE 2A	\$9,485	\$1,423	\$10,908
TOTAL Amendment No. 13		\$21,565	\$1,423	\$22,988
Amendment No. 14	MET IT Security Infrastructure			
PHASE I - DESIGN	TABLE 1A	\$8,500		\$8,500
PHASE II - CONSTRUCTION	TABLE 2A	\$4,498	\$602	\$5,100
TOTAL Amendment No. 14		\$12,998	\$602	\$13,600
Amendment No. 15	Cargo Slot 5 Ramp Construction			
PHASE I - DESIGN	TABLE 1A	\$341,120		\$341,120
PHASE II - CONSTRUCTION	TABLE 2A	\$330,075	\$42,015	\$372,090
TOTAL Amendment No. 15		\$671,195	\$42,015	\$713,210
Amendment No. 16	Aviation Place Road Rehabilitation			
PHASE I - DESIGN	TABLE 1A	\$80,345		\$80,345
PHASE II - CONSTRUCTION	TABLE 2A	\$71,466	\$9,719	\$81,185
TOTAL Amendment No. 16		\$151,811	\$9,719	\$161,530
Amendment No. 17	IP 9 Window Replacement			
PHASE I - DESIGN	TABLE 1A	\$6,390		\$6,390
PHASE II - CONSTRUCTION	TABLE 2A	\$3,660	\$550	\$4,210
TOTAL Amendment No. 17		\$10,050	\$550	\$10,600
Amendment No. 18	FY 25 On Call			
PHASE I - DESIGN	TABLE 1A	\$24,999		\$24,999
PHASE II - CONSTRUCTION	TABLE 2A			\$0
TOTAL Amendment No. 18		\$24,999	\$0	\$24,999

Summary of Agreements for Professional Engineering Services (Cont.)				
Description		Labor & Expenses	Fixed Fee	Total
Amendment No. 19	West Sewer and Water Expansion			
PHASE I - DESIGN	TABLE 1A	\$14,495		\$14,495
PHASE II - CONSTRUCTION	TABLE 2A	\$30,380	\$4,470	\$34,850
TOTAL Amendment No. 19		\$44,875	\$4,470	\$49,345
Amendment No. 20	MET Bus Wash			
PHASE I - DESIGN	TABLE 1A	\$35,670		\$35,670
PHASE II - CONSTRUCTION	TABLE 2A	\$13,326	\$994	\$14,320
TOTAL Amendment No. 20		\$48,996	\$994	\$49,990
Amendment No. 21	MET Transit Camera System and Sidewalk Modifications			
PHASE I - DESIGN	TABLE 1A	\$25,200		\$25,200
PHASE II - CONSTRUCTION	TABLE 2A	\$9,317	\$1,383	\$10,700
TOTAL Amendment No. 21		\$34,517	\$1,383	\$35,900
Amendment No. 22	Runway 7/25 Extension and Reconstruction			
PHASE I - DESIGN	TABLE 1A	\$324,845		\$324,845
PHASE II - CONSTRUCTION	TABLE 2A	\$20,684	\$3,101	\$23,785
TOTAL Amendment No. 22		\$345,529	\$3,101	\$348,630
Amendment No. 23	Pavement Condition Index Study			
PHASE I - DESIGN	TABLE 1A	\$72,330		\$72,330
PHASE II - CONSTRUCTION	TABLE 2A			\$0
TOTAL Amendment No. 23		\$72,330	\$0	\$72,330
Amendment No. 24	Overlook Road Rehabilitation			
PHASE I - DESIGN	TABLE 1A	\$63,700		\$63,700
PHASE II - CONSTRUCTION	TABLE 2A	\$53,103	\$7,012	\$60,115
TOTAL Amendment No. 24		\$116,803	\$7,012	\$123,815
Amendment No. 25	2025 Land Acquisition			
PHASE I - DESIGN	TABLE 1A	\$24,020		\$24,020
PHASE II - CONSTRUCTION	TABLE 2A	\$0	\$0	\$0
TOTAL Amendment No. 25		\$24,020	\$0	\$24,020
Amendment No. 26	MET Transit Addition Construction Administration			
PHASE I - DESIGN	TABLE 1A			
PHASE II - CONSTRUCTION	TABLE 2A	\$25,000	\$0	\$25,000
TOTAL Amendment No. 26		\$25,000	\$0	\$25,000
Amendment No. 27	Terminal Ticket Area			
PHASE I - DESIGN	TABLE 1A	\$1,019,570		\$1,019,570
PHASE II - CONSTRUCTION	TABLE 2A	\$0	\$0	\$0
TOTAL Amendment No. 27		\$1,019,570	\$0	\$1,019,570

Summary of Agreements for Professional Engineering Services (Cont.)				
Description		Labor & Expenses	Fixed Fee	Total
Amendment No. 28 Runway 7/25 Construction Administration				
PHASE I - DESIGN	TABLE 1A	\$27,000	\$0	\$27,000
PHASE II - CONSTRUCTION	TABLE 2A	\$550,385	\$73,175	\$623,560
TOTAL Amendment No. 28		\$577,385	\$73,175	\$650,560
Amendment No. 29 MET Transit Addition Construction Administration				
PHASE I - DESIGN	TABLE 1A			\$0
PHASE II - CONSTRUCTION	TABLE 2A	\$20,000		\$20,000
TOTAL Amendment No. 29		\$20,000	\$0	\$20,000
Amendment No. 30 FY26 On Call				
PHASE I - DESIGN	TABLE 1A	\$24,999		\$24,999
PHASE II - CONSTRUCTION	TABLE 2A			
TOTAL Amendment No. 30		\$24,999	\$0	\$24,999
Amendment No. 31 Terminal Ticket Area - Final Design & Bidding				
PHASE I - DESIGN	TABLE 1A	\$740,700	\$0	\$740,700
PHASE II - CONSTRUCTION	TABLE 2A	\$35,162	\$2,138	\$37,300
TOTAL Amendment No. 31		\$775,862	\$2,138	\$778,000
Amendment No. 32 2026 Taxilane Construction				
PHASE I - DESIGN	TABLE 1A	\$115,780	\$0	\$115,780
PHASE II - CONSTRUCTION	TABLE 2A	\$150,348	\$19,002	\$169,350
TOTAL Amendment No. 32		\$266,128	\$19,002	\$285,130
Amendment No. 33 Pond E Expansion				
PHASE I - DESIGN	TABLE 1A	\$122,610	\$0	\$122,610
PHASE II - CONSTRUCTION	TABLE 2A	\$113,772	\$14,718	\$128,490
TOTAL Amendment No. 33		\$236,382	\$14,718	\$251,100
Amendment No. 34 West Shuttle Lot Construction				
PHASE I - DESIGN		\$159,210	\$0	\$159,210
PHASE II - CONSTRUCTION		\$127,347	\$16,673	\$144,020
TOTAL Amendment No. 34		\$286,557	\$16,673	\$303,230