

## AMENDMENT 1

### Phase 2 Contract Price Amendment

#### CIP#7: McElhaney Lift Station and Forcemain Project

This Amendment is entered into this \_\_\_\_ day of \_\_\_\_\_, 2023 (the “Effective Date”) between the City of Republic (“Owner”) and Burns & McDonnell Engineering Co., Inc., a Missouri company (“Design-Builder”), and is governed by the terms and conditions of the Progressive Design-Build Agreement for Water and Wastewater Projects- CIP#7: McElhaney Lift Station and Forcemain Project dated February 18, 2022 (“Agreement”), which is incorporated herein by reference. Owner and Design-Builder are referred to individually as a “Party” and collectively as the “Parties”.

1. Phase 2 Services to be performed:
  - 1.1 The Phase 2 Services to be performed shall be as listed in Exhibit B – Scope of Services.
2. Phase 2 Contract Price:
  - 2.1 Owner shall pay Design-Builder in accordance with Article 6 of the General Conditions of Contract the sum of Five Million Nine Hundred Ninety-Three Thousand Three Hundred Dollars (\$5,993,300.00) for the Phase 2 services, subject to adjustments made in accordance with the Agreement and the General Conditions of Contract. This cost does not include Owner Allowances.
3. Phase 2 Contract Time:
  - 3.1 Substantial Completion of the entire Work shall be achieved no later than 596 calendar days after the Date of Commencement (“Scheduled Substantial Completion Date”).
  - 3.2 The Phase 2 Contract Time and adjustments thereto shall be as governed by the Agreement and the General Conditions of Contract.
4. The following Exhibits are incorporated herein by reference:
  - 4.1 Exhibit “A” – Not Used
  - 4.2 Exhibit “B” – Scope of Services
  - 4.3 Exhibit “C” – Assumptions, Clarifications & Exclusions
  - 4.4 Exhibit “D” – Not Used
  - 4.5 Exhibit “E” – Anticipated Lost Days to Inclement / Adverse Weather
  - 4.6 Exhibit “F” – Not Used
  - 4.7 Exhibit “G” – Allowances
  - 4.8 Exhibit “H” – Permit and Easement Matrix
  - 4.9 Exhibit “I” – Geotechnical Soils Report
  - 4.10 Exhibit “J” – Schedule
  - 4.11 Exhibit “K” – Pre-final Design Documents



IN WITNESS WHEREOF, the parties have executed this Amendment as of the date first above written.

**OWNER:**

**DESIGN-BUILDER:**

City of Republic \_\_\_\_\_  
(Name of Owner)

Burns & McDonnell Engineering Company, Inc. \_\_\_\_\_  
(Name of Design-Builder)

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Printed Name)

\_\_\_\_\_  
(Printed Name)

\_\_\_\_\_  
(Title)

\_\_\_\_\_  
(Title)

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

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