

AMENDMENT #2 TO PROFESSIONAL SERVICES AGREEMENT

Utility Financial Plan and Rate Study

THIS PROFESSIONAL SERVICES AGREEMENT AMENDMENT NO. 2 is made and entered into this 9th day of February, 2021, by and between the **CITY OF MISSOULA, MONTANA**, a municipal corporation organized and existing under the laws of the State of Montana, 435 Ryman, Missoula, Montana 59802, hereinafter referred to as “City,” and **Financial Consulting Solutions Group, Inc.**, Redmond Town Center, 7525 166th Ave. NE, Suite D-215, Redmond, Washington, 98052, hereinafter referred to as “Consultant.”

Recitals

1. On July 5, 2017, the above parties entered into an agreement whereby the Consultant agreed to create updated water, wastewater, and storm water rate schedules and system development charges, for which the City agreed to pay the amount of One Hundred Seventy-Two Thousand, Seven Hundred Five Dollars (\$172,705.00), herein referred to as “Agreement.”
2. On March 2, 2020, the parties desire to amend it as set forth in this Professional Services Agreement Amendment to include further work on water and wastewater revenue requirements, cost-of-service analyses, and system development charges as well as drafting and finalizing documentation at a cost not to exceed Twenty-Nine Thousand, Forty Dollars (\$29,040.00) for the additional work.
3. Since the execution of the Agreement, the parties desire to amend it as set forth in this Professional Services Agreement Amendment to revise section 13 to replace John Wilson with Jeremy Keene at 1345 W. Broadway and to include cash-flow analyses, update presentations and findings, and develop the rate design for water at a cost not to exceed Twenty-Four Thousand, Two Hundred Forty-One Dollars (\$24,241.00) for the additional work. This brings the Agreement total to \$225,986.00.
4. Provisions of the original contract dated July 5, 2017, that are not amended herein remain in full force and effect.

Amendment

In consideration of the mutual covenants and agreements herein contained, the receipt and sufficiency whereof being hereby acknowledged, the parties hereto agree to amend the Agreement as follows:

1. Paragraph 3, **Scope of Work/Task Deadlines**, is amended to incorporate the following Scope of Services for the Utility Financial Plan and Rate Study: revise section 13 to replace John Wilson with Jeremy Keene at 1345 W. Broadway and to include cash-flow analyses, update

presentations and findings, and develop the rate design for water, as itemized in Consulting Scope of Services & Cost Estimate, attached hereto as Exhibit A2.

2. Paragraph 4, **Payment**, is amended in the first sentence to read as follows: “City agrees to pay Consultant an amount not to exceed Two Hundred Twenty-Five Thousand, Nine Hundred Eighty-Six Dollars (\$225,986.00) for services performed pursuant to the Scope of Services.”

IN WITNESS WHEREOF, the parties hereto have executed this instrument the day and year first above written.

CONSULTANT:

Financial Consulting Solutions Group, Inc.

MAYOR

City of Missoula, Montana

John Engen

ATTEST:

APPROVED AS TO FORM AND CONTENT:

Martha L. Rehbein, CMC, City Clerk

Jim Nugent, City Attorney

(SEAL)