

May 22, 2023

Contract 23-59

Agenda Action Report
Prepared for the
Cascade County Commission

ITEM: BSC&E Professional Services Contract
(Rainbow Dam Road Emergency Repairs)

INITIATED AND PRESENTED BY: Les W Payne, Public Works Director

ACTION REQUESTED: Approval of Contract 23-59

BACKGROUND:

Cascade County Public Works Department is working to make the repairs to the slide that occurred on Rainbow Dam Road. For the county to make these repairs, they needed a local engineer to help get this repair made as soon as possible. Public Works, reached out to Big Sky Civil, of Great Falls, for these services, because they had performed data on this section of road, back in 2019, so they were already familiar with the work, and could keep the cost to a minimum. Big Sky Civil, will provide the following services, Develop contract documents for bidding of an emergency land slide repair on Rainbow Dam Road. Given the emergent nature of the project, there may be deviations from the plans and some items will be adjusted in the field as necessary, these services would be paid out by time and materials, based on Big Sky Civils standard hourly rate. The amount of this contract did not require public sealed bids, per Montana Codes Annotated.

RECOMMENDATION:

Cascade County Staff, recommends that the Board of County Commissioners award contract 23-59 to Big Sky Civil & Environmental, Inc.

TWO MOTIONS PROVIDED FOR CONSIDERATION:

MOTION TO APPROVE:

“Madam Chair, I move Cascade County Commission **APPROVE** Contract 23-59, proposal from Big Sky Civil & Environmental, Inc, of Great Falls, for professional services, pertaining to the Rainbow Dam Road Slide, for a cost of time & materials and instruct staff to complete the contracting process.”

MOTION TO DISAPPROVE:

“Madam Chair, I move Cascade County Commission **DISAPPROVE** Contract 23-59.”

Professional Services Agreement

Date: May 16, 2023

Client: Cascade County Board of Commissioners

Address: 325 2nd Ave. North
Great Falls, MT 59401

Project: Emergency Slide Repair, Rainbow Dam Road, Cascade County MT

CLIENT hereby requests and authorizes ENGINEER (Big Sky Civil & Environmental, Inc.) to perform the following services:

Scope: Develop contract documents for bidding of an emergency land slide repair on Rainbow Dam Road. Given the emergent nature of the project, there may be deviations from the plans and some items will be adjusted in the field as necessary.

Compensation: Time and Materials basis based on BSCE's standard hourly rates (see attached).

CLIENT shall be responsible for:

- Obtaining and making available for review and/or use all information necessary for the above scope of work.
- Complete prompt reviews of design drawings, reports, specifications, and bid documents, as necessary.

If technical or professional services are furnished by an outside source, an additional 10% shall be added to the cost of the services for ENGINEER'S administrative costs.

Miscellaneous:

Services covered by this authorization shall be performed in accordance with **PROVISIONS** attached to this form.

Approved for **CLIENT**

Accepted for **Big Sky Civil & Environmental, Inc.**

By: _____

By: Mark Le

Title: _____

Title: Principal

Late Payment: Payments are due within 30 days of invoice date. Penalties on late payments shall be assessed at a rate of 18% (1-1/2%/month). This includes interest plus direct costs for rebilling, postage, etc

DATED this ___ day of May, 2023

Contractor:

STATE OF MONTANA)
 :SS
County of Cascade)

This instrument was signed or acknowledged before me on this ___ day of May, 2023.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal the
day and year in this certificate first above written.

(NOTARIAL SEAL)

Notary Public for the State of Montana
Residing at _____
My Commission expires: _____

County:

BOARD OF COUNTY COMMISSIONERS,
CASCADE COUNTY, MONTANA

Rae Grulkowski, Chair

James L. Larson, Commissioner

Joe Briggs, Commissioner

Attest

On this ___ day of May, 2023, I hereby attest the above-written signatures of the Board of Cascade County Commissioners.

Sandra Merchant
Cascade County Clerk and Recorder

* APPROVED AS TO FORM:
Josh Racki, County Attorney

DEPUTY COUNTY ATTORNEY

* THE COUNTY ATTORNEY HAS PROVIDED ADVICE AND APPROVAL OF THE FOREGOING DOCUMENT LANGUAGE ON BEHALF OF THE BOARD OF CASCADE COUNTY COMMISSIONERS, AND NOT ON BEHALF OF OTHER PARTIES OR ENTITIES. REVIEW AND APPROVAL OF THIS DOCUMENT BY THE COUNTY ATTORNEY WAS CONDUCTED SOLELY FROM A LEGAL PERSPECTIVE AND FOR THE EXCLUSIVE BENEFIT OF CASCADE COUNTY. OTHER PARTIES SHOULD NOT RELY ON THIS APPROVAL AND SHOULD SEEK REVIEW AND APPROVAL BY THEIR OWN RESPECTIVE COUNSEL.