

Consultant: **ABC Engineering Inc.**

MDT Contract Number		
Contract Name		
Agreement Termination Date	Enter Date	
Total Compensation Amount	Charge Account	Determined individually for each term assignment
	Overall Term Contract Ceiling	\$300,000
	Fixed Fee	Determined individually for each term assignment. Overall fixed fee not to exceed 12% of direct labor.

This AGREEMENT is made and entered into on the date last signed by the State of Montana Department of Transportation, 2701 Prospect, Helena, Montana, [hereinafter "MDT"] and the above-named Consultant. In consideration of the mutual covenants contained herein, MDT and the Consultant agree the Consultant will furnish services for the above-referenced Contract; and the Consultant agrees to provide such services in accordance with the conditions provided and to carry out all the duties and obligations imposed by this Agreement. MDT and the Consultant may agree to extend this Agreement by mutual written agreement. The parties hereto agree to comply with the terms and conditions contained herein, and with the terms and conditions of the following attachments which are by this reference made a part of the Agreement:

Attachment 1 – General Terms and Conditions (Rev. 10/2018)

Attachment 2 – MDT Nondiscrimination and Disability Accommodation Notice (Rev. 01/2020)

In witness whereof, on the dates indicated, MDT's authorized representative has hereunto signed on behalf of the State of Montana, the Consultant's authorized representative has hereunto signed on behalf of the Consultant, and both parties have executed this Agreement.

MDT	Consultant
X _____ Dated: _____ MDT Consultant Design Engineer Approved for Legal Content X _____ Dated: _____ MDT Legal Counsel Approved for Civil Rights X _____ Dated: _____ MDT Office of Civil Rights	X _____ Dated: _____ Consultant Signature

Project Scope Summary

(Describe overall Scope of Services of the Term Contract)

IDENTIFICATION OF LIAISONS

	MDT Liaison	Consultant's Liaison
Name	Ryan Dahlke	
Title	Consultant Design Engineer	
Address	Montana Department of Transportation Consultant Design Bureau 2701 Prospect Helena, MT 59620-1001	
Telephone	406-444-7292	
Email	rdahlke@mt.gov	

Election of Consultant IDC rate:

- ☐ Consultant's IDC rate will remain fixed through the term of this Agreement.
- ☐ Consultant's IDC rate will be submitted annually, within the Grace period.

Special Terms and Conditions

The following Terms and Conditions shall supersede the terms of this agreement:

This Agreement is executed as a Term Contract.

- Any term assignment that is entered into under this Term Contract will be made on the basis of an agreed-upon Scope of Services, cost estimate, and proposed schedule. It will be formalized in a writing signed by the Consultant and the appropriate MDT Bureau Chief or District Administrator.
- Within six (6) months of the execution date of the first assignment under an approved Term Contract, the Consultant and each Subconsultant shall provide the IDC rate required elsewhere in this Agreement.
- No Fixed Fee will be billed for services that are not performed.
- MDT reserves the right to limit progress payments based on percent of deliverables accepted by MDT.

Disadvantaged Business Enterprises

Through September 30, 2022, MDT's agency-wide FHWA-approved DBE race-neutral goal is 6.5%.
