

13. **Approve Amendment #4 to RFP-4128-01/BJC – Lake Drive Major Road Appraisal Services with Clayton, Roper & Marshall of Altamonte Springs, FL., for \$53,000.00.**

RFP-4128-01/BJC provides for appraisal services and associated engineering services for Lake Drive major road project. Amendment #4 will provide for complete appraisal updates including engineering services necessary for the acquisition of remaining Lake Drive: Phase II project parcels. The additional cost for Amendment #4 is \$53,000.00. The following is a summary of the cost of the contract:

| | |
|-----------------------|---------------------|
| Original Contract Sum | \$ 281,301.00 |
| Amendments 1-3 | \$ 260,205.00 |
| Add Amendment #4 | <u>\$ 53,000.00</u> |
| Revised Contract Sum | \$ 594,506.00 |

Funds are available in accounts 077515.560610 and 077525.560610 sub-ledger 012401. Public Works/Engineering and Fiscal Services/Purchasing and Contracts recommend that the Board approve and authorize the County Manager to execute Amendment #4.



Clayton, Roper & Marshall, Inc., a Florida Corporation

CRAIG H. CLAYTON, MAI
State-Certified General Appraiser RZ 118

PAUL M. ROPER, MAI, SRA
State-Certified General Appraiser RZ 141

STEVEN L. MARSHALL, MAI, SRA
State-Certified General Appraiser RZ 155

January 18, 2005

Mark Gislar, Major Project Acquisition Coordinator
Seminole County
1101 East First Street
Sanford, FL 32771

Re: Fee Proposal Request – 4th Amendment
Lake Drive, Phase II
RFP-4128-01/BJC

Dear Mark:

We request a 4th Amendment to the above listed contract for a total fee of \$53,000 in order to complete this project in its entirety. Attached is a detailed description of what invoices we will re-submit to Seminole County in an attempt to correct the Accounting errors against the 3rd Amendment.

I hope that this proposal is satisfactory for your needs. If you have any questions or need additional information, please feel free to call me at your convenience. Thank you again for the opportunity to provide appraisal services to Seminole County.

Respectfully submitted,
CLAYTON, ROPER & MARSHALL, INC.

Paul M. Roper, MAI, SRA
State-Certified General Appraiser
License No: RZ 141

PMR:clk
02-178

Real Estate Appraisers • Consultants • Since 1982

Orlando Headquarters: 246 North Westmonte Drive, Altamonte Springs, Florida 32714
Telephone: (407) 772-2300 / Facsimile: (407) 772-1340

CLAYTON, ROPER AND MARSHALL, INC.
LAKE DRIVE, 4TH AMENDMENT

| PARCEL NO. | FEES DERIVED FROM? | BUDGET REQUIREMENTS |
|--|----------------------|------------------------|
| 104 | 50% OF 3RD AMENDMENT | \$ 3,992.50 |
| 105/705 & 106/706 | 50% OF 3RD AMENDMENT | \$ 3,416.00 |
| 107/707 | 50% OF 3RD AMENDMENT | \$ 2,494.00 |
| 108/708 | 50% OF 3RD AMENDMENT | \$ 2,010.00 |
| 116/716A/716B | 50% OF 3RD AMENDMENT | \$ 3,000.00 |
| 117/717 | 50% OF 3RD AMENDMENT | \$ 1,975.00 |
| 118/718 | 50% OF 3RD AMENDMENT | \$ 2,791.00 |
| 121/721 | 50% OF 3RD AMENDMENT | \$ 3,231.50 |
| 122/722 | 50% OF 3RD AMENDMENT | \$ 2,835.50 |
| 131 | 50% OF 3RD AMENDMENT | \$ 1,120.00 |
| 132 | 50% OF 3RD AMENDMENT | \$ 1,954.00 |
| 133 | 50% OF 3RD AMENDMENT | \$ 3,246.50 |
| 139/739 | 50% OF 3RD AMENDMENT | \$ 3,050.00 |
| 1740 | 50% OF 3RD AMENDMENT | \$ 2,100.00 |
| 115 (CHANGE OF SCOPE, SUBDIVIDED PARCEL) | HOURLY | \$ 6,385.00 |
| VARIOUS PARCELS (ORDERS OF TAKING) | HOURLY | \$ 2,250.00 |
| VARIOUS PARCELS (ORDERS OF TAKING) | HOURLY | \$ 3,375.00 |
| VARIOUS PARCELS (ORDERS OF TAKING) | HOURLY | \$ 3,675.00 |
| | | \$ 52,901.00 |

FOURTH AMENDMENT TO APPRAISAL SERVICES AGREEMENT (RFP-4182-02/BJC)
LAKE DRIVE ROAD IMPROVEMENT PROJECT

THIS FOURTH AMENDMENT is made and entered into this _____ day of _____, 20____ and is to that certain Agreement made and entered into on the 13th day of June, 2002, as amended on July 15, 2002, August 14, 2003, and on December 30, 2003, between **CLAYTON, ROPER & MARSHALL, INC.**, whose address is 246 N. Westmonte Drive, Altamonte Springs, Florida 32714, hereinafter referred to as "APPRAISER," and **SEMINOLE COUNTY**, a political subdivision of the State of Florida, whose address is Seminole County Services Building, 1101 East First Street, Sanford, Florida 32771, hereinafter referred to as "COUNTY".

W I T N E S S E T H:

WHEREAS, the APPRAISER and COUNTY entered into the above-referenced Agreement on July 13, 2002, as amended on July 15, 2002, August 14, 2003, and on December 30, 2003 for appraisal services for the Lake Drive Road Improvement Project; and

WHEREAS, the parties desire to amend the Agreement so as to increase the Scope of Services and increase the compensation paid to the APPRAISER by FIFTY-THREE THOUSAND AND NO/100 DOLLARS (\$53,000.00); and

WHEREAS, Section 19 of the Agreement provides that any amendments shall be valid only when expressed in writing and duly signed by the parties,

NOW, THEREFORE, in consideration of the mutual understandings and agreements contained herein, the parties agree to amend the Agreement as follows:

1. The Scope of Services attached to the Agreement is increased to provide for the additional services provided in the attached Exhibit "A", which is incorporated by this reference.

2. The COUNTY agrees to compensate APPRAISER the fixed fee sum of FIFTY THREE THOUSAND AND NO/100 DOLLARS (\$53,000.00) for the

increased Scope of Services. The total fixed fee compensation through this Fourth Amendment shall not exceed the sum of FIVE HUNDRED NINETY-FOUR THOUSAND FIVE HUNDRED SIX AND NO/100 DOLLARS (\$594,506.00). In no event shall APPRAISER be paid more than the fixed fee sum stated above.

3. The County Manager is hereby authorized to sign this Amendment on behalf of the County.

4. Except as herein modified, all terms and conditions of the Agreement shall remain in full force and effect for the term of the Agreement, as originally set forth in said Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this instrument for the purpose herein expressed.

ATTEST:

CLAYTON, ROPER & MARSHALL, INC.

STEVEN L. MARSHALL, MAI SRA
Secretary

By: _____
PAUL A. ROPER, MAI, SRA
President

(CORPORATE SEAL)

Date: _____

WITNESSES:

SEMINOLE COUNTY, FLORIDA

By: _____
J. KEVIN GRACE, County Manager

For the use and reliance
of Seminole County only.

Date: _____

Approved as to form and
legal sufficiency.

Within authority of Resolution
No. 93-R-71 adopted February 23,
1993.

County Attorney
AC/lpk
2/10/05
4am-rfp-4128

Attachment:
Exhibit "A" - Scope of Services

EXHIBIT A

SCOPE OF SERVICES

Complete appraisal updates and associated engineering services for the remaining Lake Drive: PHASE II project parcels, (per the attached cost proposal). Scope of services includes: (1) Appraisal updates, and (2) Trial preparation and expert witness testimony required for OT Hearings.