

15. Approve Amendment #3 to M-56-98/BJC – Utility Relocation for SR 434, Phase II with Rockett & Associates, Orlando (\$139,020.89).

M-56-98/BJC provides for a continuation of the design of the SR 434- Phase II relocation of the utility for the Florida Department of Transportation (FDOT) road-widening project.

Amendment #3 will add hours for construction administration and inspection. This is a Florida Department of Transportation (FDOT) project with utility relocates by an FDOT contractor via Interlocal Agreement between the County and FDOT. The construction is taking longer than anticipated and is requiring a full-time inspector presence, including night work and weekends. The completion time for this project is November 2004. The following is a summary of the cost of the project:

Original Contract Sum	\$122,552.59
Amendments #1-2	156,640.33
Add Amendment #3	<u>139,020.89</u>
Revised Contract Sum	\$418,213.81

Funds are available in account number 087801-56065000 (Water and Sewer, Construction in Progress) CIP #DF885241X. Environmental Services and Fiscal Services/Purchasing and Contracts Division recommend the Board to approve and authorize the Chairman to execute the Amendment as prepared and approved by the County Attorney's Office.

SEMINOLE COUNTY ENVIRONMENTAL SERVICES
AMENDMENT REQUEST FORM

15

This section to be completed by the Requester

Amendment

Date: April 14, 2003 Requester: Hugh P. Sipes Telephone Number: 665-2117
 Contract Title: Utility Relocation for SR 434, Phase II Contract Number: M-56-98/BJC
 Project Title: Construction Phase Services - Amendment #3 Completion Date: Concurrent w/construction
 Consultant Name: Rockett & Associates (formerly Blount Sikes & Associates) Amount: \$13,775.00

Other parties involved

Necessary documents executed:

- Other County Department _____
- City of _____
- Other _____
- Contact person / title of other party involved: _____
- Interlocal Agreement
- Other: _____

To be completed by Accounting Supervisor

Account # 027801-56065000 I# 19R CIP #: DF85244X

This section to be completed by the Requester:

Scope of Services Attached Method of Compensation: Contracted Amount
 Fixed Fee
 Not to Exceed

Provide in the space below a detailed justification for this project. Please include why the project and/or services are needed and the date approved by the Board (if applicable). Also state any required deadline dates.

Amendment to add hours to the construction administration and inspection services.

(See Attachment "A" - Scope of Services and Attachment "B" - Compensation)

BCC YES NO

J. Dennis Westrick, P.E. Division Manager	<u>J. Dennis Westrick</u>	Date: <u>4/15/03</u>
Hugh P. Sipes Senior Engineer	<u>Hugh P. Sipes</u>	Date: <u>4-15-03</u>
Tammy Ryals Contract Technician:	<u>Tammy Ryals</u>	Date: <u>4-15-03</u>
Judy Garrett Accounting Supervisor:	<u>Judy Garrett</u>	Date: <u>5/12/03</u>
Robert Briggs Finance Manager	<u>RB</u>	Date: <u>5/12/03</u>
Robert G. Adolphe, P.E. Director:	<u>Robert G. Adolphe</u>	Date: <u>5/12/03</u>

FOR PURCHASING USE:

Purchasing Review for Compliance (date): 5-15-03
 Action needed/Assignment: AMENDMENT #3
 Signature Authority: [Signature]

*No BCC ACTION Required
 Per Legal - combined with Amend 4, BCC approval.*

SEMINOLE COUNTY ENVIRONMENTAL SERVICES
AMENDMENT REQUEST FORM

15

This section to be completed by the Requester

Amendment

Date: May 15, 2003 Requester: Hugh P. Sipes Telephone Number: 665-2117
 Contract Title: Utility Relocation for SR 434, Phase II Contract Number: M-56-98/BJC
 Project Title: Construction Phase Services – Amendment #3 (combine) Completion Date: Concurrent w/construction
 Consultant Name: Rockett & Associates (formerly Blount Sikes & Associates) Amount: \$125,245.89

Other parties involved

Necessary documents executed:

- Other County Department Purchasing and Legal Interlocal Agreement
 City of _____ Other: _____
 Other _____
 Contact person / title of other party involved: _____

To be completed by Accounting Supervisor

Account # 087801-56065000 I#19R CIP #: DF85241X

This section to be completed by the Requester:

Scope of Services Attached Method of Compensation: Contracted Amount
 Fixed Fee
 Not to Exceed

Provide in the space below a detailed justification for this project. Please include why the project and/or services are needed and the date approved by the Board (if applicable). Also state any required deadline dates.

Amendment to add hours to the construction administration and inspection services. This is a Florida Department of Transportation (FDOT) project with utility relocates by FDOT contractor via interlocal agreement with the County and FDOT. The construction of the utility work is taking longer than originally anticipated and is requiring full time inspector presence, sometimes including night work and weekends.

BCC YES NO

J. Dennis Westrick, P.E. Division Manager	<u>J. Dennis Westrick</u>	Date: <u>5/15/03</u>
Hugh P. Sipes Senior Engineer	<u>Hugh P. Sipes</u>	Date: <u>5-15-03</u>
Tammy Ryals Contract Technician:	<u>Tammy Ryals</u>	Date: <u>5-15-03</u>
Judy Garrett Accounting Supervisor:	<u>Judy Garrett</u>	Date: <u>5/15/03</u>
Robert Briggs Finance Manager	<u>Robert Briggs</u>	Date: <u>5/15/03</u>
Robert G. Adolphe, P.E. Director:	<u>Robert G. Adolphe</u>	Date: <u>5/19/03</u>

FOR PURCHASING USE:

Purchasing Review for Compliance (date): 5/19/03
 Action needed/Assignment: 4th Amend.
 Signature Authority: [Signature] 6/10/03

05/19/03 10:41:03
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 05/19/03 10:41:03

**THIRD AMENDMENT TO ENGINEERING SERVICES AGREEMENT (M-56-98/BJC)
UTILITY RELOCATION FOR S.R. 434 - PHASE II**

THIS THIRD AMENDMENT is made and entered into this _____ day of _____, 20__ and is to that certain Agreement made and entered into on the 5th day of May, 1998, as amended on July 26, 2000 and on November 14, 2002 between **ROCKETT & ASSOCIATES**, formerly known as **BLOUNT, SIKES & ASSOCIATES**, whose address is 1199 North Orange Avenue, Orlando, Florida 32804, hereinafter referred to as "ENGINEER," 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 ENGINEER and COUNTY entered into the above-referenced Agreement on May 5, 1998, as amended on July 26, 2000 and on November 14, 2002 for engineering services utility relocation on S.R. 434, Phase II; and

WHEREAS, the parties desire to amend the Agreement so as to increase the Scope of Services and the amount of compensation therefore; and

WHEREAS, Section 20 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 ENGINEER the fixed fee sum of ONE HUNDRED THIRTY-NINE THOUSAND TWENTY AND 89/100 DOLLARS (\$139,020.89)

for the increased Scope of Services. The total fixed fee compensation through this Third Amendment is the fixed sum of FOUR HUNDRED EIGHTEEN THOUSAND TWO HUNDRED THIRTEEN AND 81/100 DOLLARS (\$418,213.81). In no event shall ENGINEER be paid more than the fixed fee sum stated above.

3. Except as herein modified, all terms and conditions of the Agreement dated May 5, 1998, as amended on July 26, 2000 and on November 14, 2002 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:

ROCKETT & ASSOCIATES f/k/a
BLOUNT, SIKES & ASSOCIATES

LOWRY E. ROCKETT , Secretary
(CORPORATE SEAL)

By: _____
JIM HUCKEBA, President

Date: _____

ATTEST:

BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY, FLORIDA

MARYANNE MORSE
Clerk to the Board of
County Commissioners of
Seminole County, Florida.

By: _____
DARYL G. MCLAIN, Chairman

Date: _____

For the use and reliance
of Seminole County only.

As authorized for execution
by the Board of County Commissioners
at their _____, 20____
regular meeting.

Approved as to form and
legal sufficiency.

County Attorney
AC/lpk
5/20/03 5/22/03
3am-m-56

Attachment:
Exhibit "A" - Scope of Services

EXHIBIT "A"

SCOPE OF SERVICES

**THIRD AMENDMENT TO ENGINEERING SERVICES AGREEMENT (M-56-98/BJC
UTILITY RELOCATION FOR S.R. 434 - PHASE II**

These changes occurred after the services authorized in the First Amendment to M-56-98/BJC, dated July 26, 2000, and after the Second Amendment dated November 14, 2002.

Task 1 - Construction Inspection Phase Services

FDOT has requested numerous meetings between their representatives, representatives of KCCS, their CEI consultant, DRMP, their design consultant, and Seminole County. The purpose of these meetings has been to resolve the force main installation issues brought about by Southland Construction's proposed sequence of work.

Since initiation of the utility work, Southland Construction has been working up to five (5) pipeline crews, ten (10) hour days, and in several cases, six (6) day work weeks. These work hours along with the type and quality of work being performed has required the Construction Inspector to be on site on a full-time basis and has been required on site through extensive overtime periods.

Task 2 - Construction Inspection Phase Services

Since initiation of the utility work, Southland Construction has been working up to five (5) pipeline crews, ten (10) hour days, and in several cases, six (6) day work weeks. These work hours along with the type and quality of work being performed has required the Construction Inspector to be on site on a full-time basis and has been required on site through extensive overtime periods, as evidenced by our monthly activity reports and invoices, the construction inspection time authorized by M-56-98/BJC and its amendments are exhausted. We estimate construction may take an additional nine (9) months from the end of May, 2003. The Construction Inspection Services requested herein are for an estimated thirty-nine (39) weeks at forty (40) hours per week.

Task 3 - Construction Design/Administrative Services

The services to be provided under this task are for continued design and related construction administration for changes in the project during construction. These services include:

3.1 Design of modifications to Seminole County's permitted utility construction plans.

3.2 Preparation of revised construction plans, special technical provisions and cost estimates reflecting the design modifications.

3.3 Preparation of applications with supporting documentation to modify FDOT and/or FDEP permits and preparation of documents for multiple clearances of the pipelines.