

## **PROFESSIONAL SERVICES**

### **AMENDMENTS**

- 19. Approve Amendment #1 to PS-566-00/BJC – Master Agreement for NPDES Consulting Services and Implementation with BCI Engineers & Scientists, Inc. of Lakeland, FL to update the wage rates.**

PS-566-00/BJC provides professional services to assist the Stormwater Division in conducting required inspections, monitoring, and assessment of County-owned facilities, in accordance with National Pollutant Discharge Elimination System (NPDES) applications and permits. This contract is a work order based agreement and was awarded with four consultants on August 3, 2000. It is Not-to-Exceed \$535,000.00 per year and has a term of five (5) year with two (2) renewal periods not to exceed one (1) year each. There is one year remaining on the contract.

BCI Engineers & Scientists is requesting an update of the wage rates for work under the remaining year of the contract. Staff has reviewed the audit package provided by BCI and has determined that the increased rates are fair, reasonable and acceptable for this project. Consideration was given to rates paid under other County contracts and the time lapsed since the original rates were established.

Public Works Department/Engineering Division and Fiscal Services Department/Purchasing and Contracts Division recommend that the Board approve the updated wage rates and authorize the County Manager to execute Amendment #1.

**FIRST AMENDMENT TO CONSULTANT SERVICES AGREEMENT (PS-566-00/BJC)**  
**NPDES CONSULTANT SERVICES AND IMPLEMENTATION**

**THIS FIRST AMENDMENT** is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ and is to that certain Agreement made and entered into on the 3<sup>rd</sup> day of August, 2000, between **BCI ENGINEERS & SCIENTISTS, INC.**, whose address is 2000 E. Edgewater Drive, Suite 215, Lakeland, Florida 33803, hereinafter called the "CONSULTANT", 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 CONSULTANT and COUNTY entered into the above referenced Agreement on August 3, 2000 for NPDES consultant services and implementation; and

**WHEREAS**, the parties desire to amend the Agreement so as to enable both parties to continue to enjoy the mutual benefits it provides; and

**WHEREAS**, Section 23 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. Exhibit "C" of the Agreement is deleted and Exhibit "C", Rate Schedule, attached hereto, is substituted therefore.

2. 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:

BCI ENGINEERS & SCIENTISTS, INC.

\_\_\_\_\_

By: \_\_\_\_\_  
WALTER R. REIGNER, P.E.  
Vice-President

(Corporate Seal)

Date: \_\_\_\_\_

ATTEST:

BOARD OF COUNTY COMMISSIONERS  
SEMINOLE COUNTY, FLORIDA

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

By: \_\_\_\_\_  
CARLTON HENLEY, 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

AWS/lpk  
8/2/06  
ps-566 1am

Attachment:  
Exhibit "C" - Rate Schedule



June 29, 2006  
BCI Project No. 19-10846

Peter W. Maley, CPPO, CPCM, C.P.M.  
Contracts Supervisor  
Purchasing & Contracts Division  
Department of Fiscal Services  
Seminole County  
1101 E. First Street  
Sanford, FL 32771

Dear Mr. Maley,

BCI Engineers & Scientists, Inc. respectfully requests an increase in billing rates for Contract #PS-566-00 / BJC. We have experienced an increase in wage costs since inception of our contract. Enclosed you will find the proposed rates as well as the truth in negotiations certificate as requested.

Thank you for your consideration in this matter.

Regards,

**BCI Engineers & Scientists, Inc.**

A handwritten signature in black ink, appearing to read "Wendy Lee", is written over a horizontal line.

Wendy Lee, CFO

Enclosure

WAL/tlm

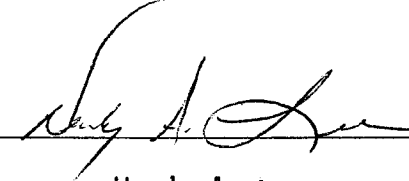
## Truth in Negotiations Certificate

This is to certify that, to the best of my knowledge and belief, the wage rates and other factual unit costs supporting the compensation (as defined in section 287.055 of the Florida Statutes (otherwise known as the "Consultants' Competitive Negotiations Act" or CCNA) and required under CCNA subsection 287.055 (5) (a)) submitted to Seminole County Purchasing and Contracts Division, Contracts Section, either actually or by specific identification in writing, in support of PS-566-00 \* are accurate, complete, and current as of 06-29-06 (Date)\*\*.

This certification includes the wage rates and other factual unit costs supporting any Work Orders or Amendments issued under the agreement between the Consultant and the County.

Firm BCI Engineers & Scientists, Inc.

Signature



Name Wendy A. Lee

Title CFO / VP

Date of execution\*\*\* 6-27-04

\* Identify the proposal, request for price adjustment, or other submission involved, giving the appropriate identifying number (e.g., PS No.).

\*\* Insert the day, month, and year when wage rates were submitted or, if applicable, an earlier date agreed upon between the parties that is as close as practicable to the date of agreement on compensation. .

\*\*\* Insert the day, month, and year of signing.

(End of certificate)

SEMINOLE COUNTY  
NPDES Consultant Services Implementation  
Contract # PS-566-00/BJC  
BCI ENGINEERS & SCIENTISTS, INC  
PROJECT NUMBER 19-10846

**EXHIBIT C**

Position	Name	Raw Salary Audit 12/31/99	Present	Multiplier	Proposed 2006 Billing Rate
Associate					
	Reigner	\$ 40.87	85.72		
	Kiefer	\$ -	55.29		
	<b>Average</b>		<b>\$ 70.51</b>	<b>2.90</b>	<b>\$ 204.46</b>
Project Manager					
	Kelly	\$ 32.21	43.75		
	<b>Average</b>		<b>43.75</b>	<b>2.90</b>	<b>\$ 126.88</b>
Sr. Engineer					
	Terry Dykehouse	\$ -	34.33		
	Timpe	\$ 22.50	38.64		
	<b>Average</b>		<b>\$ 36.49</b>	<b>2.90</b>	<b>\$ 105.81</b>
Staff Professional					
	Liz O'Brien	\$ -	24.04		
	Steve Kuhn (as of 2000)	\$ 12.50	21.96		
	<b>Average</b>		<b>\$ 23.00</b>	<b>2.90</b>	<b>\$ 66.70</b>
Project Engineer, Scientist, GIS					
	Pederson	\$ 21.74	29.71		
	Jones	\$ -	32.45		
	<b>Average</b>		<b>31.08</b>	<b>2.90</b>	<b>\$ 90.13</b>
Sr. Cadd					
	Thad Ellington	\$ -	24.45		
	Catherine Beuzeville	\$ -	24.52		
	<b>Average</b>		<b>\$ 24.49</b>	<b>2.90</b>	<b>\$ 71.01</b>
Lab Field Tech					
	Eric Brown	\$ -	\$ 16.82	<b>2.90</b>	<b>\$ 48.78</b>
Clerical					
	Kelley Kneeland	\$ -	\$ 15.79		
	Bobbi Simmons	\$ -	\$ 17.25		
	<b>Average</b>		<b>\$ 16.52</b>	<b>2.90</b>	<b>\$ 47.90</b>