



AGENDA REQUEST FORM

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

MEETING DATE	2018-08-21 10:05 - Regular School Board Meeting
AGENDA ITEM	ITEMS
CATEGORY	JJ. OFFICE OF FACILITIES & CONSTRUCTION
DEPARTMENT	Facilities Pre-Construction

Special Order Request	<input type="radio"/> Yes	<input checked="" type="radio"/> No
Time		
Open Agenda	<input checked="" type="radio"/> Yes	<input type="radio"/> No

ITEM No.:
JJ-3.

TITLE:
First Amendment to Professional Services Agreement - M.C. Harry and Associates, Inc. - Miramar High School - Miramar - Project No. P.002003 - SMART Program Renovations - RFQ 18-037C

REQUESTED ACTION:
Approve the First Amendment to the Professional Services Agreement dated November 7, 2017, with M.C. Harry and Associates, Inc., Miramar High School, Project No. P.002003, SMART Program Renovations, RFQ 18-037C, in the amount of \$74,075.

SUMMARY EXPLANATION AND BACKGROUND:
Purpose of the Amendment: See Executive Summary (Exhibit 1).
This Amendment has been reviewed and approved as to form and legal content by the Office of the General Counsel.

SCHOOL BOARD GOALS:
 Goal 1: High Quality Instruction Goal 2: Continuous Improvement Goal 3: Effective Communication

FINANCIAL IMPACT:
This project has been appropriated in the Adopted District Educational Facilities Plan (September 6, 2016). There is no current impact to the project budget. There is a potential future impact to the project budget based on the additional scope approved in this item.

EXHIBITS: (List)
(1) Executive Summary (2) First Amendment (3) Collaboration Form

BOARD ACTION:
APPROVED
(For Official School Board Records Office Only)

SOURCE OF ADDITIONAL INFORMATION:	
Name: Shelley N. Meloni, Director	Phone: 754-321-1515
Name: Robert C. Corbin, CBRE I Heery Director	Phone: 754-321-4850

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA
Senior Leader & Title
Leo Bobadilla - Chief Facilities Officer

Approved In Open Board Meeting On: **AUG 21 2018**

Signature
Leo Bobadilla Jr
8/13/2018 5:38:33 PM

By: *Nora Ruppert*
School Board Chair

EXECUTIVE SUMMARY

**First Amendment to Professional Services Agreement
 M.C. Harry and Associates, Inc.
 Miramar High School, Miramar
 Project No. P.002003
 SMART Program Renovations
 RFQ 18-037C**

PROJECT OVERVIEW:

Type of Contract:	First Amendment to Professional Services Agreement
Contractor:	M.C. Harry and Associates, Inc.
Notice to Proceed Date:	Pending Board Approval
Budget:	See Below

GENERAL OVERVIEW:

The Professional Services Agreement (PSA) was approved by the Board on November 7, 2017 (Agenda Item JJ-4).

The purpose of this First Amendment to the Professional Services Agreement with M.C. Harry and Associates, Inc., is to provide an increase to the project consultant’s Basic Services fees to provide complete fire sprinkler coverage for Building 2 in the amount of \$63,075, an increase to the Reproduction Expenses Allowance in the amount of \$1,000, an increase to the Non-Destructive/Destructive Testing Allowance in the amount of \$5,000, and an increase to the Supplemental Services Allowances in the amount of \$5,000 for a net total increase of \$74,075.

The original fire sprinkler scope for Miramar High School included furnishing fire sprinklers for Buildings 1 and 4. During scope review with the District’s Chief Fire Official, the Chief Fire Official provided direction to keep the original fire sprinkler scope and to add fire sprinkle coverage to Building 2. Building 2 is approximately 42,000 square feet and the Rough Order of Cost Magnitude (ROCM) to furnish these additional fire sprinklers has been estimated to be in the range of \$600,000 (Atkins) to \$725,000 (M.C. Harry).

The original additional services proposal received included an increase to the Basic Services in the amount of \$86,018. On behalf of the District, CBRE | Heery negotiated this to an amount of \$63,075.

This Amendment has been reviewed and approved as to form and legal content by the Office of the General Counsel.

For the latest Bond Oversight Committee Quarterly Report information regarding this project [click here](#).

**FIRST AMENDMENT
TO
PROFESSIONAL SERVICES AGREEMENT**

**BETWEEN
THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA AND PROJECT CONSULTANT FOR
ARCHITECTURAL/ENGINEERING SERVICES**

This First Amendment to the Professional Services Agreement ("Agreement") between The School Board of Broward County, Florida (hereinafter referred to as "Owner") and M.C. HARRY AND ASSOCIATES, INC. (hereinafter referred to as "Project Consultant") for architectural/engineering services dated the 7th day of November, 2017, is entered into this 21st day of August, 2018 by and between the Owner and the Project Consultant.

For the project known as: **Miramar High School
Project No. P.002003
SMART Program Renovations
FLCC: \$7,454,016**

WHEREAS, the Owner and Project Consultant acknowledge and agree that the Agreement between Owner and Project Consultant dated the 7th day of November, 2017, is in full force and effect except to the extent this First Amendment modifies specific provisions thereof; and

WHEREAS, the original fire sprinkler scope included adding coverage for Buildings 1 and 4.

WHEREAS, during scope review with the District's Chief Fire Official, The District's Chief Fire Official provided direction to keep the original fire sprinkler scope and to add fire sprinkler coverage to Building 2.

WHEREAS, as a result of discussions between the Chief Fire Official, the project consultant and CBRE|Heery, it has been determined that it would be in the best interest of the Owner to include the addition of the fire sprinkler coverage for Building 2.

NOW, THEREFORE, in exchange for the mutual covenants and promises set forth herein and the sums of money agreed to be paid by the Owner to the Project Consultant, the parties agree as follows:

As a result of this design change, this amendment provides for an increase to the project consultant's Basic Services to provide complete fire sprinkler coverage for Building 2 in the amount of \$63,075, an increase to the Reproduction Expenses Allowance in the amount of \$1,000, an increase to the Non-Destructive/Destructive Testing Allowance in the amount of \$5,000, an increase to the Supplemental Services Allowances in the amount of \$5,000 for a net total increase of \$74,075, set forth below:

Amendment #/ Item #	Change Order Category	Description	Original Amount	Amendment Amount	Revised Amount
001/001	Owner's Request	Increase in Basic Services to provide complete Fire Sprinkler Coverage for Building 2	\$650,000	\$63,075	\$713,075
001/002	Owner's Request	Increase in Reproduction Expenses Allowance	\$10,000	\$1,000	\$11,000
001/003	Owner's Request	Increase in Non-Destructive/Destructive Testing Allowance	\$60,000	\$5,000	\$65,000
001/004	Owner's Request	Increase in Supplemental Services Allowance. (Multiplier 2.81)	\$50,000	\$5,000	\$55,000
Net Total			\$770,000	\$74,075	\$844,075

Authority:


Each person signing this First Amendment on behalf of either party warrants that he or she has full legal power to execute this First Amendment on behalf of the party for whom he or she is signing it to bind and obligate such party with respect to all provisions contained in this First Amendment.

IN WITNESS WHEREOF, the parties hereto have caused this First Amendment to be executed and their Corporate Seal affixed by and through their proper offices, thereunto duly authorized on this day and year first above written.

For The School Board of Broward County, Florida

(SEAL)

ATTEST THE SCHOOL BOARD OF
BROWARD COUNTY, FLORIDA


Superintendent of Schools
Robert W. Runcie


Chair
Nora Rupert

Approved as to Form and Legal Content:


Office of the General Counsel

The School Board of Broward County, Florida
Architectural/Engineering Services -- Amendment
Revised October 2014

M.C. HARRY AND ASSOCIATES, INC.

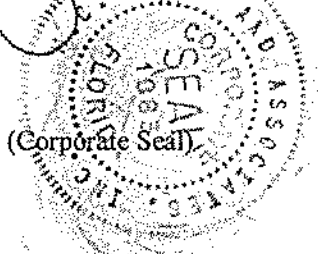
ATTEST
M.C. HARRY AND ASSOCIATES, INC.



Thomas M. Carlson AIA, Vice President



Lourdes Solera, Secretary



AR 14445

Project Consultant's
Registration Number STATE OF FLORIDA

COUNTY OF BROWARD

The foregoing instrument was acknowledged before me this 9 day of Aug, 2018 by

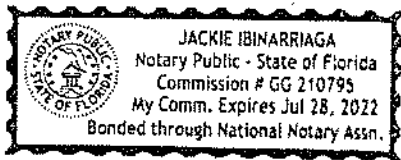
Thomas M. Carlson AIA of M.C. HARRY AND ASSOCIATES, INC. on behalf of the corporation or agency.

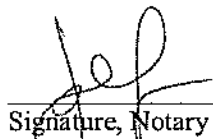
He/she is personally known to me or produced _____ as

Identification and did/did not first take an oath.

My commission expires:

(SEAL)





Signature, Notary Public

Jackie Ibinarriga

Printed Name of Notary

GG 210795

Notary's Commission

COLLABORATION

SIGN-OFF FORM

Item #/Title of Agenda Request Item: JJ-3./First Amendment to Professional Services Agreement
M.C. Harry and Associates, Inc.
Miramar High School, Miramar
Project No. P.002003
SMART Program Renovations
RFQ 18-037C

School Board Meeting: 08/21/2018

The financial impact of this item is \$74,075

- () This project has not been appropriated in the Adopted District Educational Facilities Plan (September 6, 2017). These funds in the amount of \$_____ will come from the Capital Projects Reserve.
- () These projects have been appropriated in the Adopted District Educational Facilities Plan (September 6, 2017). There is no impact to the project budget.
- This project has been appropriated in the Adopted District Educational Facilities Plan (September 6, 2017). There is no current impact to the project budget. There is a potential future impact to the project budget based on the additional scope approved in this item.
- () This project has been appropriated in the Adopted District Educational Facilities Plan (September 6, 2017). There is an additional impact to the project budget. These funds in the amount of \$_____ will come from the Capital Projects Reserve.
- () Comments:

Department Name

Department Head

Department Head

Capital Budget

Omar Shim, Director


Signature

8/19/2018
Date

Note: By signing this collaboration the Capital Budget Department is acknowledging that the budget impact as stated is correct. Other aspects of the agenda item are the responsibility of the department submitting the item.