

# AGENDA REQUEST FORM

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

MEETING DATE	2018-10-16 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-1.

**TITLE:**  
Third Amendment to Professional Services Agreement - Williamson Dacar Associates, Inc. - Rickards Middle School (f.k.a. James S. Rickards Middle School) - Oakland Park - Project No. P.001743 - SMART Program Renovations - RFQ 16-142C

**REQUESTED ACTION:**  
Approve the Third Amendment to the Professional Services Agreement dated August 16, 2016, with Williamson Dacar Associates, Inc., Rickards Middle School, Project No. P.001743, SMART Program Renovations, RFQ 16-142C, in the amount of \$42,500.

**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:**  
The financial impact of the Third Amendment to the Professional Services Agreement is \$42,500. This project has been appropriated in the Adopted District Educational Facilities Plan (September 5, 2018). 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) Third 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

Signature  
Leo Bobadilla Jr  
10/8/2018 12:42:48 PM

Approved In Open Board Meeting On: **OCT 16 2018**  
By: *Nora Rupert*  
School Board Chair

**EXHIBIT 1**

**EXECUTIVE SUMMARY**

**Third Amendment to Professional Services Agreement  
Williamson Dacar Associates, Inc.  
Rickards Middle School (f.k.a. James S. Rickards Middle School), Oakland Park  
Project No. P.001743  
SMART Program Renovations  
RFQ 16-142C**

**PROJECT OVERVIEW:**

<b>Type of Contract:</b>	<b>Professional Services Agreement (Design/Bid/Build)</b>
<b>Project Consultant:</b>	<b>Williamson Dacar Associates, Inc.</b>
<b>Authorization to Proceed Date:</b>	<b>September 14, 2016</b>
<b>Budget:</b>	<b>See Below</b>

**GENERAL OVERVIEW:**

The Professional Services Agreement was approved by the Board on August 16, 2016 (Agenda Item JJ-2). The original SMART scope included total funding of \$13,000 to furnish fire sprinklers for the Media Production Lab located in Building 1 (FISH Room # 106A; approximately 1,470 square feet).

The progress set of construction documents has been reviewed by the District’s Chief Fire Official who determined that the fire sprinkler scope should be modified to provide full sprinkler coverage for Building 1 (main building) and Building 2 (Exceptional Student Education (ESE) building) to address life safety concerns and to comply with Code requirements. Building 1 has approximately 54,000 square feet of area that is currently furnished with fire sprinklers and approximately 72,800 square feet of area that requires fire sprinklers to be provided. Building 2 is approximately 3,300 square feet.

The purpose of this Third Amendment to the Professional Services Agreement with Williamson Dacar Associates, Inc. (the “Designer”), is to address the fire sprinkler scope changes associated with Building 1 and Building 2 by increasing Basic Service fees in the amount of \$39,500 and increasing the Allowances by \$3,000 for a partial site survey for a net total increase of \$42,500.

The Designer has estimated the construction cost for this additional fire sprinkler scope would be approximately \$475,000.

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](#).

**THIRD AMENDMENT  
TO  
PROFESSIONAL SERVICES AGREEMENT**

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

This Third Amendment to the Professional Services Agreement ("Agreement") between The School Board of Broward County, Florida (hereinafter referred to as "Owner") and WILLIAMSON DACAR ASSOCIATES INC. (hereinafter referred to as "Project Consultant") for architectural/engineering services dated the 16<sup>th</sup> day of August, 2016, is entered into this 16<sup>th</sup> day of October, 2018 by and between the Owner and the Project Consultant.

For the project known as: **Rickards, James S. Middle School  
Project No. P.001743  
SMART Program Renovations**

WHEREAS, the Owner and Project Consultant acknowledge and agree that the Agreement between the Owner and Project Consultant dated the 16<sup>th</sup> day of August, 2016, is in full force and effect as revised by the First Amendment dated February 7, 2017 and by the Second Amendment dated March 20, 2018; and

WHEREAS, the original SMART scope included total funding of \$13,000 to furnish fire sprinklers for the Media Production Lab located in Building 1 (FISH Room #106A; approximately 1,470 square feet); and

WHEREAS, Building 1 has approximately 54,000 square feet of area that is currently furnished with fire sprinklers; and

WHEREAS, during scope review of life safety work with the District's Chief Fire Official, The District's Chief Official determined that the fire sprinkler scope should be modified to provide complete fire sprinkler coverage for Building 1 (approximately an additional 72,800 square feet) and Building 2 (approximately 3,300 square feet), so as to address life safety concerns and to comply with Code requirements; and

WHEREAS, as a result of the discussions between the Chief Fire Official, the Project Consultant and the Owner's Program Manager, CBRE | Heery, it has been determined that it would be in the best interest of the Owner to include the additional fire sprinklers for Buildings 1 and 2; and

WHEREAS, the Project Consultant agrees to include the additional fire sprinkler scope for Buildings 1 and 2 in exchange for an increase in basic fees for design services in the amount of \$39,500 and an increase in Allowances in the amount of \$3,000 for partial site survey; and

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:

1. The recitals contained herein are true and correct and are incorporated herein by reference.

2. **Revised Terms.** The Project Consultant shall add the additional fire sprinkler scope for Buildings 1 and 2 in exchange for an increase in basic fees for design services in the amount of \$39,500 and an increase in Allowances in the amount of \$3,000 for partial site survey as set forth below:

	Original PSA	First Amendment	Second Amendment	Third Amendment				Revised
	Amount	Revisions	Revisions	Amendment #/ Item #	Change Order Category	Description	Revisions	Amount
Basic Fees	\$298,395.24	\$5,230	N/A	003/001	Owner's Request	Increase to Provide Complete Fire Sprinkler Coverage for Buildings 1 and 2	\$39,500	\$343,125.24
Allowances	\$30,004.76	N/A	N/A	003/002	Owner's Request	Increase for Partial Site Survey	\$3,000	\$33,004.76
Supplemental Services	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
<b>Total</b>	<b>\$328,400</b>	<b>\$5,230</b>	---	---	---	---	<b>\$42,500</b>	<b>\$376,130</b>

3. **Other Provisions Remain in Force.** All other terms and conditions of the Contract shall remain in full force and effect. Except as expressly provided herein and as may have been previously amended, all other portions of the Agreement remain in full force and effect.

4. **Order of Precedence among Agreement Documents.** In the event of conflict between the provisions of the Agreement and the provisions contained herein, the provisions of the following documents shall take precedence in this order:

- a) this Third Amendment to Agreement; then
- b) the Second Amendment to Agreement; then
- c) the First Amendment to Agreement; then
- d) the Agreement.

5. **Authority:** Each person signing this Third Amendment on behalf of either party warrants that he or she has full legal power to execute this Third 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 Third Amendment.

IN WITNESS WHEREOF, the parties hereto have caused this Third 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 OWNER**

(Corporate Seal)

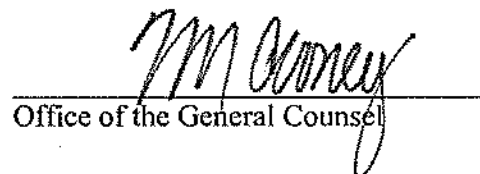
**THE SCHOOL BOARD OF BROWARD  
COUNTY, FLORIDA**

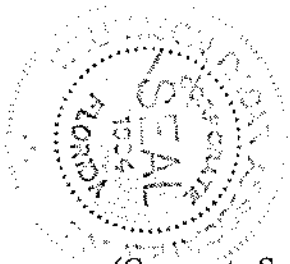
By   
Nora Rupert, Chair

ATTEST:

  
Robert W. Runcie, Superintendent of Schools

Approved as to Form and Legal Content:

  
Office of the General Counsel



(Corporate Seal)

FOR PROJECT CONSULTANT

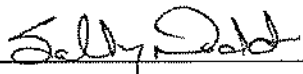
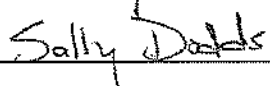
WILLIAMSON DACAR ASSOCIATES INC.

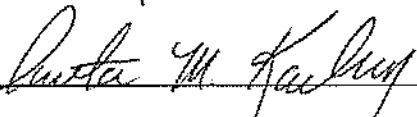
ATTEST:

\_\_\_\_\_  
, Secretary

  
THEODORE J. WILLIAMSON, President

-OF-

  
\_\_\_\_\_  
, Witness

  
\_\_\_\_\_  
ANITA M. KALLINS, Witness

AA0002541  
Project Consultant's  
Registration Number

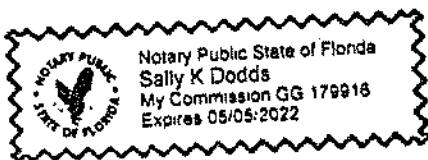
STATE OF FLORIDA     )  
                                  Pinellas     )  
COUNTY OF BROWARD    )

The foregoing instrument was acknowledged before me this 13 day of September, 2018 by THEODORE J. WILLIAMSON of WILLIAMSON DACAR 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

  
\_\_\_\_\_  
Printed Name of Notary

EXHIBIT 3

COLLABORATION

SIGN-OFF FORM

Item #/Title of Agenda Request Item: JJ-1./Third Amendment to Professional Services Agreement  
Williamson Dacar Associates, Inc.  
Rickards Middle School (f.k.a. James S. Rickards Middle School),  
Oakland Park  
Project No. P.001743  
SMART Program Renovations  
RFQ 16-142C

School Board Meeting: 10/16/2016

The financial impact of this item is \$42,500

- This project has not been appropriated in the Adopted District Educational Facilities Plan (September 5, 2018). 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 5, 2018). There is no impact to the project budget.
- This project has been appropriated in the Adopted District Educational Facilities Plan (September 5, 2018). 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 5, 2018). 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

9/17/2018  
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.