



AGENDA REQUEST FORM

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

MEETING DATE	2020-07-21 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-5.

TITLE:

Second Amendment to Professional Services Agreement - The Tamara Peacock Company Architects of Florida, Inc. - Eagle Ridge Elementary School - Coral Springs - Project No. P.001722 - SMART Program Renovations - RFQ 16-171C

REQUESTED ACTION:

Approve the Second Amendment in the amount of \$6,000 to the Professional Services Agreement dated October 18, 2016, with The Tamara Peacock Company Architects of Florida, Inc., Eagle Ridge Elementary School, Project No. P.001722, SMART Program Renovations, RFQ 16-171C.

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: Safe & Supportive Environment Goal 3: Effective Communication

FINANCIAL IMPACT:

This project has been appropriated in the Adopted District Educational Facilities Plan (September 4, 2019). There is no current impact to the project budget. There is a potential future impact to the project budget.

EXHIBITS: (List)

(1) Executive Summary (2) Second Amendment (3) Collaboration Form

BOARD ACTION:

APPROVED
(For Official School Board Records Office Only)

SOURCE OF ADDITIONAL INFORMATION:

Name: Shelley N. Meloni, Director, Pre-Constr.	Phone: 754-321-1515
Name: Daniel Jardine, CBRE Heery, Director	Phone: 754-321-4850

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA
Senior Leader & Title

Frank Girardi - Executive Director

Signature

Frank L. Girardi
7/13/2020, 2:39:20 PM

Electronic Signature

Form #4189 Revised 07/25/2019
RWR/ FG/SNM/DJ:dch

Approved In Open Board Meeting On:

JUL 21 2020

By:

School Board Chair

EXECUTIVE SUMMARY

**Second Amendment to Professional Services Agreement
 The Tamara Peacock Company Architects of Florida, Inc.
 Eagle Ridge Elementary School, Coral Springs
 Project No. P.001722
 SMART Program Renovations
 RFQ 16-171C**

PROJECT OVERVIEW:

Type of Contract:	Professional Services Agreement
Project Architect:	The Tamara Peacock Company Architects of Florida, Inc.
Authorization to Proceed:	TBD
Original Funding Allocation:	See Below

GENERAL OVERVIEW:

The Professional Services Agreement was approved by the Board on October 18, 2016 (Agenda Item JJ-4).

The purpose of this Second Amendment to the Professional Services Agreement in the amount of \$6,000 with The Tamara Peacock Company Architects of Florida, Inc., is to increase Basic Services Fees to accommodate air conditioning in the existing electrical room to meet the District’s design criteria and to comply with the manufacturer’s recommendation for the SMART Program Renovations at Eagle Ridge Elementary School.

AGENDA ITEM	AGENDA ITEM No.	DATE APPROVED	DESCRIPTION	AMOUNT	REVISED FEE AMOUNT
Original PSA	JJ-4	10/18/2016	Professional Services Agreement	\$153,000	\$153,000
First Amendment	JJ-3	3/20/2018	e-Builder Language	\$0	\$153,000
Second Amendment	JJ-5	Pending Board Approval	Basic Services Fees to Accommodate for A/C in Existing Electrical Room for New Fire Alarm Panel	\$6,000	\$159,000

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](#).

**SECOND AMENDMENT
TO
PROFESSIONAL SERVICES AGREEMENT**

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

This Second Amendment to the Professional Services Agreement ("Agreement") between The School Board of Broward County, Florida (hereinafter referred to as "Owner") and The Tamara Peacock Company Architects of Florida, Inc. (hereinafter referred to as "Project Consultant") for architectural/engineering services dated the 5th day of October, 2016, is entered into this 21st day of July, 2020 by and between the Owner and the Project Consultant.

For the project known as: **Eagle Ridge Elementary School
Project No. P.001722
SMART Program Renovations**

WHEREAS, the Owner and Project Consultant acknowledge and agree that the Agreement between Owner and Project Consultant dated the 5th day of October, 2016, is in full force and effect as revised by the First Amendment dated March 20, 2018, and this Second Amendment; and

WHEREAS, after completion of design, bidding and award of the Project, the District changed its Fire Alarm specifications requiring fire alarm panels in multiple locations; and

WHEREAS, during the construction phase of the Project, in order to comply with the District's Design Criteria and manufacture's recommendation, the Owner directed the Project Consultant to design and incorporate a new DX split unit air conditioning system into the existing electrical room housing the new Fire Alarm Panel; and

WHEREAS, the Project Consultant agrees to perform all related redesign services to accommodate this addition of the new air conditioning system to the Electrical Room for an increase to Basic Fees in the amount of \$6,000; and

WHEREAS, the Owner's Program Manager, CBRE | Heery and District staff have successfully negotiated and hereby recommend such additional fees as set forth herein below.

NOW, THEREFORE, in exchange for the mutual covenants and promises set forth herein and the sums of money agreed to be paid by the Project Consultant to the Owner, 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 perform all related design services for the revision in Scope for the Project identified herein as set forth below:

	Original Amount	First Amendment Amount	Description	Second Amendment Amount	Revised Amount
Basic Fees	\$133,000	\$0	AC System in the Electrical Room	\$6,000	\$139,000
Allowance Expenses	\$5,000	\$0	N/A	\$0	\$5,000
Supplemental Services	\$15,000	\$0	N/A	\$0	\$15,000
Total	\$153,000	\$0	---	\$6,000	\$159,000

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 Second Amendment to Agreement; then
- b) the First Amendment to Agreement; then
- c) the Agreement.

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

IN WITNESS WHEREOF, the parties hereto have caused this Second 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.



(SEAL)

FOR OWNER

THE SCHOOL BOARD OF BROWARD
COUNTY, FLORIDA

By Donna Korn
Donna P. Korn, Chair

ATTEST

Robert W. Runcie
Robert W. Runcie, Superintendent of Schools

Approved as to Form and Legal Content:

M. Ormeau
Office of the General Counsel

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COLLABORATION

SIGN-OFF FORM

Item #/Title of Agenda Request Item: JJ-5./Second Amendment to Professional Services Agreement
The Tamara Peacock Company Architects of Florida, Inc.
Eagle Ridge Elementary School, Coral Springs
Project No. P.001722
SMART Program Renovations
RFQ 16-171C

School Board Meeting: 07/21/2020

The financial impact of this item is \$6,000

() This project has not been appropriated in the Adopted District Educational Facilities Plan (September 4, 2019). These funds in the amount of \$_____ will come from the Capital Projects Reserve.

() This project has been appropriated in the Adopted District Educational Facilities Plan (September 4, 2019). There is no impact to the project budget.

OS

~~()~~ This project has been appropriated in the Adopted District Educational Facilities Plan (September 4, 2019). There is no current impact to the project budget. There is a potential future impact to the project budget.

() This project has been appropriated in the Adopted District Educational Facilities Plan (September 4, 2019). 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

Omar Shim

7/18/2020

Signature

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.