

**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 The Tamara Peacock Company Architects of Florida, 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 July, 2020 by and between the Owner and the Project Consultant.

For the Project known as: **Silver Ridge Elementary School
Project No. P.001984
SMART Program Renovations**

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 as revised by the first Amendment dated February 21, 2018, the Second Amendment dated March 20, 2018; and

WHEREAS, after the Project was successfully Permitted and Bid and a Contractor selected, the Owner requested to replace specific AHUs and CUs within the split DX HVAC systems which was not in the original scope of work; and

WHEREAS, the Project Consultant agrees to perform all design services required to incorporate the above-referenced Scope Enhancement for an increase to Basic Services Fees in the amount of \$14,000 and a \$2,000 increase to its Reproduction Allowances; 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 above and 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 additional Project scope identified herein as set forth below:

	Original Amount	First Amendment Amount	Second Amendment Amount	Description	Third Amendment Amount	Revised Amount
Basic Fees	\$131,000	\$0	\$0	Replacement of AHUs and CUs	\$14,000	\$145,000
Supplemental Services	\$20,000	\$0	\$0	N/A	\$0	\$20,000
Allowances	\$25,000	\$0	\$0	Reproduction Allowances	\$2,000	\$27,000
Total	\$176,000	\$0	\$0	---	\$16,000	\$192,000

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 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.

(Remainder of page intentionally left blank)

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**

ATTEST:

By _____
Donna P. Korn, Chair

Robert W. Runcie, Superintendent of Schools

Approved as to Form and Legal Content:



Office of the General Counsel

(Remainder of page intentionally left blank)

FOR PROJECT CONSULTANT

(Corporate Seal)

The Tamara Peacock Company Architects of Florida, Inc.

ATTEST:

Cristin Peacock
CRISTIN PEACOCK, Secretary

Tamara Peacock
Tamara Peacock, President

-or-

Angela Menzies
ANGELA MENZIES, Witness

Melanie Jesus
MELANIE JESUS, Witness



AL 12126 / AA 26002064
Project Consultant's
Registration Number

STATE OF FLORIDA)
)
COUNTY OF BROWARD)

The foregoing instrument was acknowledged before me, by means of physical presence or online notarization, this 25TH day of JUNE, 2020 by Tamara Peacock of The Tamara Peacock Company Architects of Florida, 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)



ROBERT A MURCHISON
Commission # GG 221779
Expires June 12, 2022
Bonded Thru Budget Notary Services

Robert Murchison
Signature, Notary Public

ROBERT MURCHISON
Printed Name of Notary