



AGENDA REQUEST FORM

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

ITEM No.:

JJ-9.

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

Yes

No

Time

Open Agenda

Yes

No

TITLE:

Third Amendment to Professional Services Agreement - The Tamara Peacock Company Architects of Florida, Inc. - Silver Ridge Elementary School - Davie - Project No. P.001984 - SMART Program Renovations - RFQ 18-034C

REQUESTED ACTION:

Approve the Third Amendment in the amount of \$16,000 to the Professional Services Agreement dated November 7, 2017, with The Tamara Peacock Company Architects of Florida, Inc., Silver Ridge Elementary School, Project No. P.001984, SMART Program Renovations, RFQ 18-034C.

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) Third Amendment (3) Collaboration Form

BOARD ACTION:

APPROVED

(For Official School Board Records Office Only)

SOURCE OF ADDITIONAL INFORMATION:

Name: Shelley N. Meloni, Director, Pre-Const.

Phone: 754-321-1515

Name: Daniel Jardine, Director, CBRE | Heery

Phone: 754-321-4850

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

Senior Leader & Title

Frank Girardi - Executive Director

Signature

Frank L. Girardi

7/10/2020, 5:51:43 PM

Electronic Signature

Form #4189 Revised 07/25/2019

RWR/ FG/SNM/DJ:dch

Approved In Open Board Meeting On:

JUL 21 2020

By:

Donna Kan
School Board Chair

EXECUTIVE SUMMARY

**Third Amendment to Professional Services Agreement
The Tamara Peacock Company Architects of Florida, Inc.
Silver Ridge Elementary School, Davie
Project No. P.001984
SMART Program Renovations
RFQ 18-034C**

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 November 7, 2017 (Agenda Item JJ-7).

The purpose of this Third Amendment to the Professional Services Agreement in the amount of \$16,000 with The Tamara Peacock Company Architects of Florida, Inc., is to increase Basic Services Fees and the Reproduction Allowances associated with the modification of permit documents for Owner-Requested HVAC Design Changes for the SMART Program Renovations at Silver Ridge Elementary School.

AGENDA ITEM	AGENDA ITEM No.	DATE APPROVED	DESCRIPTION	AMOUNT	REVISED FEE AMOUNT
Original PSA	JJ-7	11/07/2017	Professional Services Agreement (PSA)	\$176,000	\$176,000
First Amendment	J-11	2/21/2018	Name Correction of the Project Consultant Throughout Original PSA	\$0	\$0
Second Amendment	JJ-11	8/6/2019	e-Builder Language	\$0	\$0
Third Amendment	JJ-9	Pending Board Approval	Increase to Basic Services Fees associated with Modifications of All Documents for the HVAC Design Changes at Owner's Request	\$16,000	\$192,000

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 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.

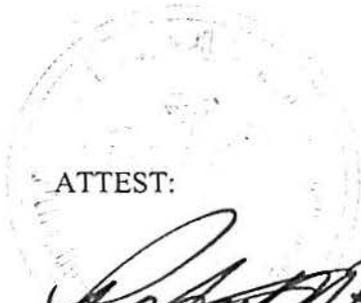
5. **Authority:** Each person signing this Third Amendment on behalf of either party warrants that he or she has full legal power to execute this Third Amendment on behalf of the party for whom he or she is signing it to bind and obligate such party with respect to all provisions contained in this Third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

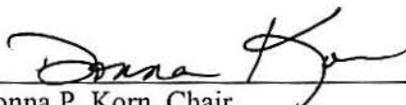
(Corporate Seal)



ATTEST:


Robert W. Runcie, Superintendent of Schools

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

By 
Donna P. Korn, Chair

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 Menyah, Witness

Melanie De 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
Elected Thru Budget Notary Services

Robert Murchison
Signature, Notary Public

ROBERT MURCHISON
Printed Name of Notary

COLLABORATION

SIGN-OFF FORM

Item #/Title of Agenda Request Item: JJ-9. /Third Amendment to Professional Services Agreement
The Tamara Peacock Company Architects of Florida, Inc.
Silver Ridge Elementary School, Davie
Project No. P.001984
SMART Program Renovations
RFQ 18-034C

School Board Meeting: 07/21/2020

The financial impact of this item is \$16,000

- () 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 (X) 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.