

**AMENDMENT #1 TO CONTRACT NO. 2016000008
BETWEEN CHARLOTTE COUNTY
and
GIFFELS-WEBSTER ENGINEERS, INC.
for
DESIGN – WASTEWATER EXPANSION PHASE 2**

THIS AMENDMENT #1 to Contract 2016000008 (the "Contract") is made by and between CHARLOTTE COUNTY, a political subdivision of the State of Florida, 18500 Murdock Circle, Port Charlotte, Florida 33948-1094 ("County"), and GIFFELS-WEBSTER ENGINEERS, INC. 900 Pine Street, Suite 225, Englewood, Florida 34223 ("Consultant").

WHEREAS, pursuant to RFP No. 2016000008 and a selection and negotiation process conducted in accordance with the requirements of law and County policy, the County determined that it would be in the best interest of the County to award a contract to Consultant for the rendering of professional services associated with the Charlotte Harbor Wastewater Expansion Phase 2 Project (the "Project"); and

WHEREAS, the parties entered into Contract No. 2016000008 on March 16, 2016 for professional services associated with the Project; and

WHEREAS, the Consultant has been providing, and is capable of continuing to provide, the necessary Project services; and

WHEREAS, the parties wish to amend the original Ackerman design scope to eliminate certain Project areas and add certain additional services associated with the design of water and force main lines, and water booster and lift stations.

NOW THEREFORE, in consideration of the mutual covenants contained herein, the County and Consultant amend Contract No. 2016000008 as follows:

1. The effective date of this Amendment #1 is the date upon which this Amendment is signed by both parties;
2. The provisions of this Amendment #1, and **Exhibits A and B** attached to it, are specifically incorporated into, and made a part of, the Contract;
3. This Amendment #1 consists of the deletion of certain Project services with a corresponding reduction in Project cost of One Hundred Fifty-Four Thousand Nine Hundred Thirty Dollars and Thirty-Eight Cents (\$154,930.38), and the addition of certain other Project services, with a corresponding addition to Project cost of Seven Hundred Twenty Thousand Five Hundred Ninety Dollars and No Cents (\$720,590.00); for a net increase in Project cost of Five Hundred Sixty-Five Thousand Six Hundred Fifty-Nine Dollars and Sixty-Two Cents (\$565,659.62);
4. Consultant agrees to Project deletions, and agrees to perform the additional Project services, in accordance with the Contract as amended by this Amendment #1 and **Exhibit A**;
5. County agrees to pay to Consultant an amount not to exceed Five Hundred Sixty-Five Thousand Six Hundred Fifty-Nine Dollars and Sixty-Two Cents (\$565,659.62) to perform the

additional Project services in accordance with the Contract, as amended by this Amendment #1 and **Exhibit A**;

6. The time for completion of the Project, as amended, is extended to December 31, 2023, in accordance with **Exhibit B**;

7. All other provisions of the Contract not in conflict with this Amendment #1 shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have entered into this Amendment #1 as of the date written below.

WITNESSES:

Signed By: LuAnn D Overby
Print Name: LuAnn D Overby
Date: April 15, 2021

Kendra Kotlarski
Kendra Kotlarski
April 15, 2021

ATTEST:

Roger D. Eaton, Clerk of Circuit Court and
Ex-officio Clerk to the Board of County
Commissioners

By: David Revalb
Deputy Clerk

Exhibits:

Exhibit A, Amendment to Scope of Services
Exhibit B, Schedule

GIFFELS-WEBSTER ENGINEERS, INC.

Signed By: John H. Cole
Print Name: Jonathan H. Cole, P.E.
Title: President
Date: April 15, 2021

**BOARD OF COUNTY COMMISSIONERS
OF CHARLOTTE COUNTY, FLORIDA**

By: William G. Truex
William G. Truex, Chairman
Date: April 13, 2020

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By: Janette S. Knowlton
Janette S. Knowlton, County Attorney
LR21-0253: (Signature)



**Giffels-Webster
Engineers, Inc.**

February 12, 2021

REF: 6272.00

Bruce Bullert, P.E.
Engineering Manager
Charlotte County Utilities
25550 Harbor View Rd
Port Charlotte, FL 33980

EXHIBIT "A"

RE: ACKERMAN/COUNTRYMAN AMENDMENT 1 TO SCOPE OF SERVICES

Dear Mr. Bullert,

This request is to amend our original Ackerman design scope dated March 2016. The primary reason for this scope amendment is twofold:

1. To eliminate areas of the project that are either inconsistent with the BOCC approved MSBU boundary or the sewer shed of the vacuum station.
2. As a result of water and wastewater modeling after the initial scope was developed, it is necessary to add water and force mains lines and a water booster station as well as an upgraded lift station 23 at the Ohara site.

More specifically the deletions and additions are summarized as follows:

1. To be **DELETED** from scope:
 - a. The entire vacuum (Pac Vac) area north of Edgewater Drive is to be deleted.
 - b. The entire Gravity areas (area east of Pellam WW, North of Countryman WW) is to be deleted.
2. To be **ADDED** to scope:
 - a. Amendments to existing tasks 4, 8, 9, 10, 11, 12, 13, 15, 16, 17, 18 which outline the responsibilities of the CONSULTANT necessary to address the additional work.
 - b. The Addition of tasks 21 and 22 for the lift station, water booster station, and additional main lines.
 - c. Revised Exhibit B - overall map indicating the revised project area as well as graphically summarizing the elements of the additional work.

We have included credits for the deletion of the pac-vac and gravity areas. The amount(s) credited will be reallocated back into the supplemental services line item (task 19). The credit is based upon the proportional share of ERCs that have been deleted less the expended amount to date.

The requested changes to our fees which include design services by GWE and our sub-consultants are included on the Revised Exhibit D - Compensation

Thank you for the opportunity to submit this scope and fee amendment.

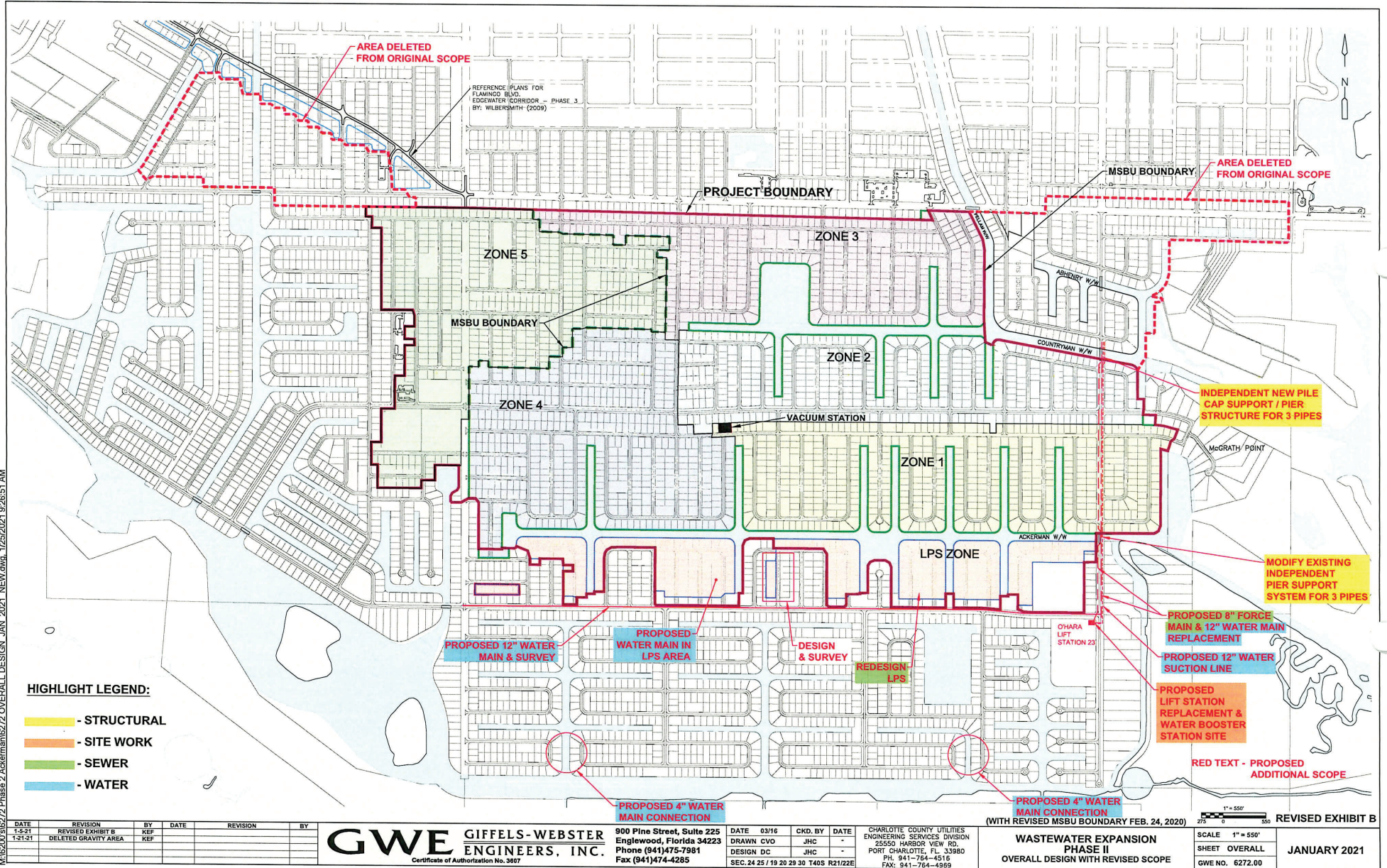
Sincerely,
GIFFELS-WEBSTER ENGINEERS, INC.

/s/ Jonathan H. Cole

Jonathan H. Cole, P.E.

REVISED EXHIBIT D -						
WASTEWATER EXPANSION - PHASE 2 DESIGN						
COMPENSATION FOR TASKS 1 - 21						
Giffels-Webster Engineers, Inc.		Original Scope	Credit		Amended Scope	
TASKS - DESCRIPTION		Fee	Pac Vac Area	Gravity Area	FEE	Total
TASK 1 - CONCEPTUAL DESIGN AND TECHNICAL MEMORANDUM	Lump Sum	\$ 29,290.00	\$ -	\$ -		\$ 29,290.00
TASK 2 - PROJECT MANAGEMENT	Lump Sum	\$ 99,540.00	\$ 3,724.20	\$ 2,919.41		\$ 92,896.39
TASK 3 - PUBLIC INFORMATION AND PRELIMINARY DESIGN REPORT	Lump Sum	\$ 104,930.00	\$ -	\$ -		\$ 104,930.00
TASK 4 - LAND SURVEYING AND ENVIRONMENTAL REVIEW	Lump Sum	\$ 219,730.00	\$ 456.72	\$ -	\$ 25,975.00	\$ 245,248.28
TASK 5 - ONSITE LATERAL CONNECTION DESIGN	Lump Sum	\$ 19,130.00	\$ 795.26	\$ 1,402.66		\$ 16,932.08
TASK 6 - VACUUM STATION DESIGN (2)	Lump Sum	\$ 101,475.00	\$ 26,475.00	\$ -		\$ 75,000.00
TASK 7 - GRAVITY LIFT STATION DESIGN	Lump Sum	\$ 27,370.00	\$ -	\$ 10,948.00		\$ 16,422.00
TASK 8 - FORCE MAIN DESIGN	Lump Sum	\$ 15,610.00	\$ 750.00	\$ 400.00	\$ 19,995.00	\$ 34,455.00
TASK 9 - VACUUM, GRAVITY & LOW PRESSURE COLLECTION DESIGN	Lump Sum	\$ 844,612.00	\$ 35,111.53	\$ 24,771.60	\$ 25,000.00	\$ 809,728.87
TASK 10 - WATER MAIN DESIGN SERVICES	Lump Sum	\$ 274,924.00	\$ 11,428.92	\$ 20,158.09	\$ 89,960.00	\$ 333,296.99
TASK 11 - UTILITY NOTIFICATION AND COORDINATION	Lump Sum	\$ 6,846.00	\$ 284.60	\$ 501.97	\$ 4,950.00	\$ 11,009.43
TASK 12 - SUBSURFACE SOILS INVESTIGATION	Lump Sum	\$ 12,680.00	\$ 263.56	\$ -	\$ 9,975.00	\$ 22,391.44
TASK 13 - STORM WATER ENHANCEMENTS	Lump Sum	\$ 24,590.00	\$ 1,022.24	\$ 721.20	\$ 9,950.00	\$ 32,796.56
TASK 14 - RECLAIMED WATER MAIN DESIGN	Lump Sum	\$ 25,935.00	\$ -	\$ 6,483.75		\$ 19,451.25
TASK 15 - PERMITTING ASSISTANCE	Lump Sum	\$ 16,040.00	\$ 666.80	\$ 1,176.09	\$ 11,710.00	\$ 25,907.11
TASK 16 - CONTRACT DOCUMENTS	Lump Sum	\$ 38,895.00	\$ 1,616.91	\$ 2,851.88	\$ 13,845.00	\$ 48,271.21
TASK 17 - BID PHASE SERVICES	Hourly NTE	\$ 22,320.00	\$ -	\$ -	\$ 19,980.00	\$ 42,300.00
TASK 18 - CONSTRUCTION ADMINISTRATION AND INSPECTION	Hourly NTE	\$ 75,000.00	\$ -	\$ -	\$ 25,000.00	\$ 100,000.00
TASK 19 - SUPPLEMENTAL SERVICES	Lump Sum	\$ 150,000.00	\$ -	\$ -		\$ 150,000.00
TASK 20 - O'HARA BOOSTER AND DISINFECTION STATION NO. 9						
Meetings and Coordination					\$ 9,142.00	
Prelim Engineering and Station Layout					\$ 8,952.00	
Site Planning					\$ 65,790.00	
Engineering Design and Specifications					\$ 140,035.00	
Bid Phase Services					\$ 4,732.00	
Construction Administration Services					\$ 49,214.00	
TOTAL	Lump Sum	\$ -	\$ -	\$ -	\$ 277,865.00	\$ 277,865.00
TASK 21 - O'HARA LIFT STATION NO. 23 REPLACEMENT						
Meetings and Coordination					\$ 9,142.50	
Prelim Engineering and Station Layout					\$ 7,457.75	
Engineering Design and Specifications					\$ 118,956.00	
Bid Phase Services					\$ 4,732.25	
Construction Administration Services					\$ 46,097.75	
TOTAL	Lump Sum	\$ -	\$ -	\$ -	\$ 186,385.00	\$ 186,385.00
Total Contract		\$ 2,108,917.00	\$ (82,595.74)	\$ (72,334.64)	\$ 720,590.00	\$ 2,674,576.62
NET CHANGE					\$ 565,659.62	

M:\6200\16272 Phase 2 Ackerman\6272 OVERALL DESIGN JAN 2021 NEW.dwg, 1/25/2021 9:26:51 AM



Amendment #1 to Contract No. 2016000008 - Design - Wastewater Expansion Phase 2

Schedule

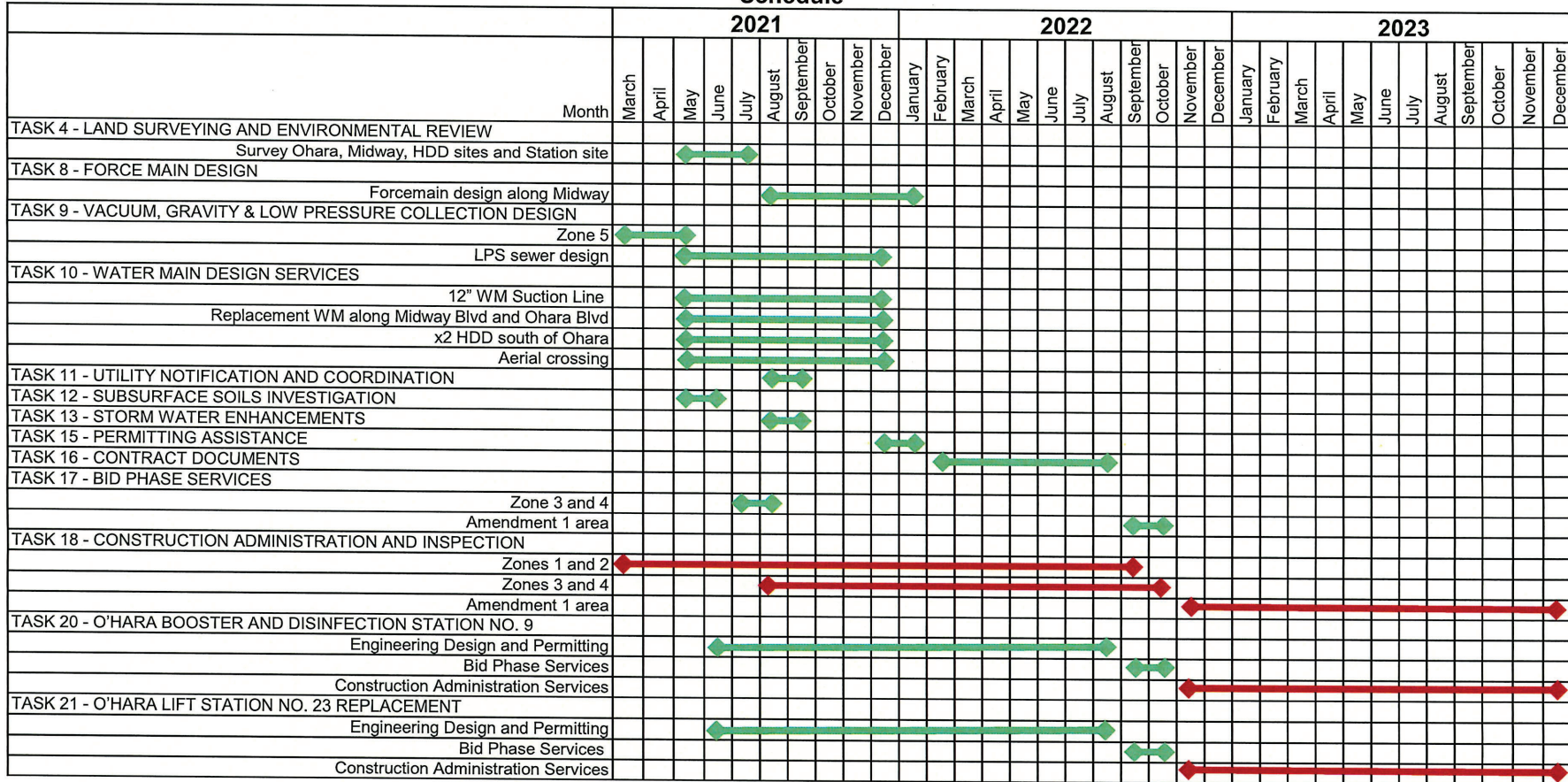


Exhibit "B"

Note: This schedule reflects the new tasks being added to the contract and the extended time elements for the MSBU and funding programs.

GWE Giffels-Webster Engineers, Inc.

2021 APR 16 AM 8:03

CHARLOTTE COUNTY
FLORIDA

April 15, 2021

Atten: Kimberly A. Corbett, C.P.M., CPPB
Senior Division Manager – Purchasing
Charlotte County Purchasing Department
18500 Murdock Circle, Suite 344
Port Charlotte, FL 33948-1094

**RE: CONTRACT #2016000008 – AMENDMENT 1
DESIGN WASTEWATER EXPANSION-PHASE 2**

Dear Ms. Corbett:

In accordance with the instructions contained in your letter of April 13, 2021, we have enclosed two fully executed sets of the above-referenced contract and have retained one set for our records.

Thank you for your assistance in this matter.

Sincerely,

GIFFELS-WEBSTER ENGINEERS, INC.



Jonathan H. Cole, P.E., President

JHC:ldo

Enclosures