

**FIRST AMENDMENT TO WORK ORDER NO. 1 BETWEEN
THE CITY OF DORAL, FLORIDA
AND
GANNETT FLEMING, INC.**

This First Amendment to Gannett Fleming, Inc. Work Order No. 3 made and entered into this 8th day of January, 2020, by and between the City of Doral, Florida, a municipal corporation of the State of Florida ("City") and Gannett Fleming, Inc. ("Consultant") having its place of business at PO Box 67100, Harrisburg, PA 17106, for the provision of Construction Engineering & Inspection (CEI) and Professional Services associated with the NW 82nd Avenue Roadway Widening Project between NW 27th Street and NW 33rd Street.

WHEREAS, the City of Doral is presently engaged in completing the construction of the NW 82nd Avenue Roadway Widening Project between NW 27th Street and NW 33rd Street ("Project"); and

WHEREAS, the City of Doral is presently contracted with Gannett Fleming, Inc. for the provision of Construction Engineering & Inspection (CEI) and professional services for the Project; and an increase in the CEI and professional services hours is required to prevent an interruption in services and be able to have day-to-day oversight of the construction, ensuring that the improvements are constructed consistent with the approved plans and allow for a proper closeout of the project; and

WHEREAS, the original cost for the professional services contracted for the Project approved by the Work Order was a not to exceed amount of \$199,814.85; and

WHEREAS, due to numerous conflicts with existing utilities additional efforts from GF were required for utility coordination during the construction process; and

WHEREAS, the project cannot be completed as originally anticipated due to the need of designing and constructing spread footer foundations for the proposed streetlight system as a result of conflicts with major utilities that could not be relocated; and

WHEREAS, the cost for the provision of professional services was increased to a not exceed amount of \$214,586.85, with the cost of the amended work to be a not to exceed amount of \$14,772.00; and

WHEREAS, Gannett Fleming, Inc. is a prequalified provider of professional engineering services selected in accordance with Consultant Competitive Negotiation Act (CCNA) requirements and approved by the City Council in November 2017.

NOW THEREFORE, in consideration of the mutual covenants set forth in this First Amendment, the parties agree as follows:

Section 1. Recitals. The above recitals are true and correct and incorporated herein.

Section 2. Amendments. The following Sections of the Work Order are hereby amended to read as follows:

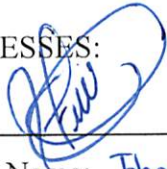
“SCOPE OF SERVICES AND SCHEDULE:

...The performance of services associated with this Work Order will be executed on a time and material basis with a not to exceed amount of \$199,814.85\$214,586.85.”

EXCEPT AS PROVIDED HEREIN, all other terms and conditions of the Contract dated February 13, 2018, remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this First Amendment on the day and date first above written, in three (3) counterparts, each of which shall, without proof or accounting for the other counterpart be deemed an original.

WITNESSES:



Typed Name: Johanna Fuller

CONSULTANT: Gannett Fleming, Inc.

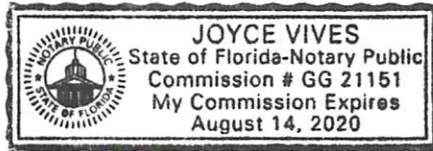
By:



Name: Alina Fernandez, PE

Title: Vice President

ATTEST:



Connie Diaz, City Clerk

CITY OF DORAL

By:



Albert P. Childress, City Manager

APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE SOLE USE OF THE CITY OF DORAL:

By:



Name: Luis Figueredo, ESQ.

Title: City Attorney

RESOLUTION No. 20-10

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE THE FIRST AMENDMENT TO WORK ORDER No. 3 BETWEEN GANNETT FLEMING, INC. AND THE CITY OF DORAL TO INCREASE THE AVAILABLE FUNDS FOR PROFESSIONAL SERVICES TO COVER THE COST FOR ADDITIONAL CEI SERVICES AND PROJECT CLOSURE FOR THE NW 82 AVENUE ROADWAY WIDENING PROJECT BETWEEN NW 27 STREET AND NW 33 STREET IN AN AMOUNT OF \$14,772.00; FOR A TOTAL NOT TO EXCEED AMOUNT OF \$214,586.85; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AMENDMENT AND EXPEND BUDGETED FUNDS ON BEHALF OF THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, via Resolution 16-128, the design of the NW 82nd Avenue Roadway Widening Project between NW 27th Street and NW 33rd Street was awarded to Gannett Fleming Inc.(GF); and

WHEREAS, the improvements include widening from a 3-lane typical section to a 5-lane typical section along NW 82nd Avenue from NW 27th Street to NW 33rd Street, new lighting, improvements to the stormwater drainage system, signalization improvements, and improvements as depicted in the approved design plans; and

WHEREAS, completion of these improvements will provide a 5-lane typical section along NW 82nd Avenue from NW 12th Street through to Doral Boulevard (NW 36th Street); and

WHEREAS, on January 9, 2019 the City executed Work Order No. 3 (as part of RFQ 2017-21, Pool of Pre-Qualified Engineering and Architecture Firms) for GF to provide Construction Engineering & Inspection (CEI) services for the NW 82nd Avenue Roadway Widening Project in a not to exceed amount of \$200,000, as approved by Resolution No. 19-27; and

WHEREAS, Work Order No. 3 was executed in an exact amount of \$199,814.85;
and

WHEREAS, GF's proposal considered services for the anticipated 8-month project duration; and

WHEREAS, the construction phase of the Project was advertised on October 9, 2018 and awarded for construction to JVA Engineering, Inc. via Resolution No. 19-25, in a not to exceed amount of \$2,142,578.37 (which included a 10% contingency for any unforeseen conditions); and

WHEREAS, the construction commenced on April 29, 2019 with a Project Contract duration of 240 calendar days which set the completion date for December 25, 2019; and

WHEREAS, the contract currently has 26 weather days approved which extends the Contract completion date to January 20, 2020; and

WHEREAS, as a result of numerous conflicts with existing utilities additional efforts from GF were required for utility coordination during the construction process;
and

WHEREAS, the project cannot be completed as originally anticipated due to the need of designing and constructing spread footer foundations for the proposed streetlight system as a result of conflicts with major utilities that could not be relocated;
and

WHEREAS, the pending work for the completion of the project will push the completion date of the project to the end of January 2020, thus depleting the funding available for the CEI services provided by GF; and

WHEREAS, in order to prevent an interruption in services and be able to have day-to-day oversight of the construction, ensuring that the improvements are constructed consistent with the approved plans and allow for a proper closeout of the project, the PWD requested a proposal from GF to extend the CEI services until the completion of the project; and

WHEREAS, Public Works Department staff and GF negotiated the attached supplemental proposal on a time and material basis with a not to exceed amount of \$14,772.00; and

WHEREAS, City staff respectfully requests that the City Council approve the Amendment to Work Order No. 3 for Gannett Fleming, Inc, a copy of which is attached hereto as Exhibit "A", for additional hours of CEI services and professional services for the NW 82nd Avenue Widening Project, for a revised total not to exceed amount of \$214,586.85; and

WHEREAS, funding for this request is available in the Public Works Department Fiscal Year 2019-20 Transportation Fund, Account Num. 101.80005.500650.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DORAL AS FOLLOWS:

Section 1. Recitals. The above recitals are confirmed, adopted, and incorporated herein and made part hereof by this reference.

Section 2. Approval. The Amendment to Work Order No. 3 between the City of Doral and Gannett Fleming, Inc. for the additional hours of CEI and professional services for the NW 82nd Avenue Widening Project between NW 27th Street and NW 33rd Street, in an amount not to exceed \$14,772.00 for a revised total not to exceed amount of \$214,586.85, a copy which is attached hereto as Exhibit "A", is hereby approved.

Section 3. Authorization. The City Manager is authorized to execute the work order amendment and expend budgeted funds on the behalf of the City.

Section 4. Implementation. The City Manager and the City Attorney are hereby authorized to take such further action as may be necessary to implement the purpose and the provisions of this Resolution.

Section 5. Effective Date. This Resolution shall take effect immediately upon adoption.

The foregoing Resolution was offered by Councilmember Mariaca who moved its adoption. The motion was seconded by Councilmember Cabrera and upon being put to a vote, the vote was as follows:

Mayor Juan Carlos Bermudez	Yes
Vice Mayor Christi Fraga	Yes
Councilwoman Digna Cabral	Absent/Excused
Councilman Pete Cabrera	Yes
Councilwoman Claudia Mariaca	Yes

PASSED AND ADOPTED this 8 day of January, 2020.



JUAN CARLOS BERMUDEZ, MAYOR

ATTEST:



CONNIE DIAZ, MMC
CITY CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY
FOR THE USE AND RELIANCE OF THE CITY OF DORAL ONLY:



LUIS FIGUEREDO, ESQ.
CITY ATTORNEY

EXHIBIT "A"

WORK ORDER No. 3 FOR PROFESSIONAL SERVICES

TO: Gannett Fleming, Inc.
7300 Corporate Center Drive, Suite 701
Miami, Florida 33126
(786) 845-9540

DATE: January 9, 2019

The City of Doral authorizes the firm of Gannett Fleming, Inc. to provide Construction Engineering & Inspection (CEI) services for the construction of roadway widening along NW 82 Avenue between NW 27 Street and NW 33 Street as depicted in the proposal dated December 27, 2018. The work shall be performed in accordance with the contract provisions contained in the Continuing Professional Services Final Agreement between Gannett Fleming, Inc. and the City of Doral dated February 13, 2018, and the attached Proposal submitted by your firm for the above referenced project.

SCOPE OF SERVICES AND SCHEDULE:

The scope of the project will be as described in the attached proposal from Gannett Fleming, Inc. The schedule requires the work to be completed within 240 days after notice to proceed is issued. All limitations of time set forth in this Work Order are of the essence. The performance of services associated with this Work Order will be executed on a times and materials basis with a not to exceed amount of \$199,814.85.

You are required by the Continuing Service Agreement to begin work subsequent to the execution of this Work Order, or as directed otherwise. If you fail to begin work subsequent to the execution of this Work Order, the City of Doral will be entitled to disqualify the Proposal and revoke the award.

Work Order incorporates the terms and conditions set forth in the Continuing Services Agreement dated February 13, 2018 between the parties as though fully set forth herein. In the event that any terms or conditions of this Work Order conflict with the Continuing Services Agreement, the provisions of this specific Work Order shall prevail and apply.

Work Order is not binding until the City of Doral agrees and approves this Work Order.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the day and date first above written, in three (3) counterparts, each of which shall, without proof or accounting for the other counterpart be deemed an original Contract.

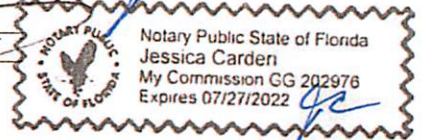
CONSULTANT: Gannett Fleming, Inc

BY: [Signature]
NAME: Alina Fernandez, PE
TITLE: Vice President

WITNESSES:

SEAL: [Signature]

1. [Signature]
2. [Signature]



OWNER: City of Doral
BY: [Signature]
NAME: Albert P. Childress
TITLE: Acting City Manager

AUTHENTICATION:

BY: [Signature]
NAME: Connie Diaz
TITLE: City Clerk

APPROVED AS TO FORM:

BY: [Signature]
NAME: Luis Figueredo, ESQ.
TITLE: City Attorney