

TAB 9



# City of Palmetto Agenda Item

**Meeting Date**

8/15/11

**Presenter:** Allen R. Tusing

**Department:** Public Works

**Title:**

Engineering Continuing Contract Extensions

On June 21, 2010 the city commission approved with a motion from Commissioner Varnadore and a second from Commissioner Cornwell and carried with a 4-0 vote to accept the recommendation from the selection committee's for LFK to be selected as the City Engineer and Wade Trim, PBS&J (Atkins) and JEA as additional Engineers.

This was for a continuing contract to be used as needed for the engineering needs of the city. These contracts are up for renewal for the first of five potential renewal periods per the following excerpt from the contracts:

**ARTICLE 4. DURATION OF AGREEMENT**

**A. Term.**

a) Agreement shall remain in full force and effect for one (1) year from the date of full execution with respect to the rights and duties of City and Consultant to negotiate and authorize Work Assignments and, with respect to all Work Assignments authorized during the effective period of this Agreement, until all Work Assignments have been completed.

b) This Agreement may be renewed for Five (5) additional periods, each of one (1) year, upon mutual agreement of City and Consultant as evidenced by execution of an addendum which shall establish adjustments in attached Exhibit "B" as authorized by Article 6.

Exhibit B of each firm's contract is included in this agenda packet. The original contracts can be found in LaserFiche under the city Clerk's office.

The renewal will take the contract forward into 2012 see below:

- Lombardo 8/18/11 to 8/18/12
- Atkins (PBS&J) 9/14/11 to 9/14/12
- Wade Trim 8/16/11 to 8/16/12
- Jones Edmunds 9/14/11 to 9/14/12

The budget has some dollars for engineering to be used on an as needed bases for items that will need to be performed by an engineer that a city staff member can not perform. (IE Edenfield, Palmetto PD, Wastewater Treatment, etc. Projects will be funded as approved to include engineering services.

<b>Budgeted Amount:</b>	\$0.00	<b>Budget Page No(s):</b>		<b>Available Amount:</b>	\$0.00	<b>Expenditure Amount:</b>	\$0.00
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**Additional Budgetary Information:**

<b>Funding Source(s):</b>	<span style="border: 1px solid black; display: inline-block; width: 80px; height: 20px;"></span>	<b>Sufficient Funds Available:</b>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<b>Budget Amendment Required:</b>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<b>Source:</b>	<span style="border: 1px solid black; display: inline-block; width: 80px; height: 20px;"></span>
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<b>City Attorney Reviewed:</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A	<b>Advisory Board Recommendation:</b>	<input type="checkbox"/> For <input type="checkbox"/> Against <input checked="" type="checkbox"/> N/A	<b>Consistent With:</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A	<span style="border: 1px solid black; display: inline-block; width: 80px; height: 20px;"></span>
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**Potential  
Motion/  
Direction  
Requested:**

Motion to approve the extension of one year to the existing contracts with Lombardo Foley and Kolarik, Atkins (formerly know as PBS&J) Wade Trim and Jones Edmunds

**Staff Contact:**

Allen R. Tusing

Director

Public Works

**Attachments:**

Exhibit B of the original continuing contracts.

**ADDENDUM  
PROFESSIONAL ENGINEERING CONSULTING SERVICES  
FOR GENERAL ENGINEERING PROJECTS**

**LOMBARDO, FOLEY & KOLARIK, INC.**

**THIS AGREEMENT** is made and entered into by and between the **CITY OF PALMETTO**, a Florida Municipal Corporation, hereinafter referred to as the "City," with offices located at 516 8th Avenue West, Palmetto, Florida 34221, and Lombardo, Foley & Kolarik, Inc., hereinafter called "Consultant," duly authorized to conduct business in the State of Florida, with offices located at 825 4<sup>th</sup> Street West, Palmetto, Florida 34221.

**WHEREAS**, on August 18, 2010, the parties hereto entered into an Agreement for Professional Engineering Consulting Services, a copy of which is attached hereto as **Exhibit A** ("Agreement"); and

**WHEREAS**, pursuant to Article 4 of the Agreement, the Agreement is to remain in full force and effect for a period of one year but may be renewed for five (5) additional periods, each of one (1) year; and

**WHEREAS**, the City has determined a need for services beyond the initial one (1) year period; and

**WHEREAS**, the City finds that the continuation of services for an additional year by execution of this Addendum is in the best interest of the public health, safety and welfare.

**NOW THEREFORE**, for and in consideration of the mutual benefits to be derived, the parties hereto agree as follows:

1. The duration of the Agreement shall be extended by one (1) year, commencing August 18, 2011 and ending August 18, 2012.
2. Exhibit B to the Agreement, Fee Rate Schedule, shall remain the same during this extension.
3. All other terms and conditions of the Agreement shall remain in full force and effect during the term of the Agreement, as amended by this Addendum.

The parties hereto have caused this Addendum to Agreement for Professional Engineering Consulting Services to be fully executed, in duplicate, by their authorized representatives.

WITNESSES: **LOMBARDO, FOLEY & KOLARIK, INC.**

\_\_\_\_\_  
By: \_\_\_\_\_

Print name \_\_\_\_\_ Name: \_\_\_\_\_

\_\_\_\_\_  
Title: \_\_\_\_\_

Print name: \_\_\_\_\_ Date: \_\_\_\_\_

ATTEST: **JAMES R. FREEMAN**  
City Clerk

**CITY OF PALMETTO, FLORIDA, BY  
AND THROUGH THE CITY  
COMMISSION OF THE CITY OF  
PALMETTO**

By: \_\_\_\_\_  
City Clerk/ Deputy Clerk

By: \_\_\_\_\_  
Shirley Groover Bryant, Mayor

Date: \_\_\_\_\_

EXHIBIT "B"

Lombardo, Foley & Kolarik, Inc.

FEE RATE SCHEDULE

	<u>Standard Services</u>	<u>Development Review Services</u>
Principal or Professional Engineer	\$ 185 per hour	\$ 167 per hour
Professional Land Surveyor	\$ 158 per hour	\$ 142 per hour
Land Planner	\$ 132 per hour	\$ 119 per hour
Professional Landscape Architect/Environmentalist	\$ <u>Sub</u> per hour	\$ <u>Sub</u> per hour
Expert Witness Testimony (Trial, Arbitration/Deposition)	\$ 250 per hour	N/A
Graduate Engineer or Senior Designer	\$ 127 per hour	\$ 114 per hour
Technician, Designer, Senior Drafter or Field Representative	\$ 90 per hour	N/A
Junior Drafter	\$ 74 per hour	N/A
Survey Crew (Four Man Crew)	\$ 127 per hour	N/A
Survey Crew (Three Man Crew)	\$ 111 per hour	N/A
Survey Crew (Two Man Crew)	\$ 95 per hour	N/A
Aide (Technical Secretary)	\$ 53 per hour	N/A
Special Surveying Equipment:     Boat and motor	\$ 95 per day	N/A
Materials:		
Plans, including submittals per sheet 24 x 36	\$ 0.40 each	\$ 0.40 each
Mylars 24" x 36"	\$ 0.60 each	\$ 0.60 each
Photocopies (specifications, etc.)	\$ 0.10 each	\$ 0.10 each
Sticky back reproductions	\$ 1.00 each	\$ 1.00 each
CD's	\$ 0.60 each	\$ 0.60 each

Out of County travel, long distance telephone calls, facsimile transmittals, special mailings (next day delivery), governmental maps, deeds, reductions, etc., and other out of pocket project expenses, will be billed at actual expense incurred.

Submittal fees required by governmental agencies are the responsibility of the client, at the time of submittal.

Development review services include attendance at DRC meetings, review of plans, or record plats, from applicants and attendance at City Council meetings regarding said review.

**ADDENDUM  
PROFESSIONAL ENGINEERING CONSULTING SERVICES  
FOR GENERAL ENGINEERING PROJECTS**

**WADE-TRIM, INC.**

**THIS AGREEMENT** is made and entered into by and between the **CITY OF PALMETTO**, a Florida Municipal Corporation, hereinafter referred to as the "City," with offices located at 516 8th Avenue West, Palmetto, Florida 34221, and Wade Trim, Inc., hereinafter called "Consultant," duly authorized to conduct business in the State of Florida, with offices located at 8745 Henderson Road, Suite 220, Tampa, Florida 33634.

**WHEREAS**, on August 16, 2010, the parties hereto entered into an Agreement for Professional Engineering Consulting Services, a copy of which is attached hereto as **Exhibit A** ("Agreement"); and

**WHEREAS**, pursuant to Article 4 of the Agreement, the Agreement is to remain in full force and effect for a period of one (1) year but may be renewed for five (5) additional periods, each of one (1) year; and

**WHEREAS**, the City has determined a need for services beyond the initial one (1) year period; and

**WHEREAS**, the City finds that the continuation of services for an additional year by execution of this Addendum is in the best interest of the public health, safety and welfare.

**NOW THEREFORE**, for and in consideration of the mutual benefits to be derived, the parties hereto agree as follows:

1. The duration of the Agreement shall be extended by one (1) year, commencing August 16, 2011 and ending August 16, 2012.
2. Exhibit B to the Agreement, Fee Rate Schedule, shall remain the same during this extension.
3. All other terms and conditions of the Agreement shall remain in full force and effect during the term of the Agreement, as amended by this Addendum



The parties hereto have caused this Addendum to Agreement for Professional Engineering Consulting Services to be fully executed, in duplicate, by their authorized representatives.

WITNESSES:

WADE TRIM, INC.

\_\_\_\_\_

By: \_\_\_\_\_

Print name: \_\_\_\_\_

Name: \_\_\_\_\_

\_\_\_\_\_

Title: \_\_\_\_\_

Print name: \_\_\_\_\_

Date: \_\_\_\_\_

ATTEST: JAMES R. FREEMAN  
City Clerk

CITY OF PALMETTO, FLORIDA, BY  
AND THROUGH THE CITY  
COMMISSION OF THE CITY OF  
PALMETTO

By: \_\_\_\_\_  
City Clerk/ Deputy Clerk

By: \_\_\_\_\_  
Shirley Groover Bryant, Mayor

Date: \_\_\_\_\_

EXHIBIT "B"

Wade Trim, Inc.

FEE RATE SCHEDULE

Principal or Professional Engineer	\$ <u>143.00</u> per hour
Professional Land Surveyor or Land Planner	\$ <u>125.00</u> per hour
Professional Landscape Architect/Environmentalist	\$ <u>135.00</u> per hour
Expert Witness Testimony (Trial, Arbitration/Deposition)	\$ _____ per hour *
Graduate Engineer or Senior Designer	\$ <u>120.00</u> per hour
Technician, Designer, Senior Drafter or Field Representative	\$ <u>80.00</u> per hour
Junior Drafter	\$ <u>47.00</u> per hour
Survey Crew (Four Man Crew)	\$ <u>160.00</u> per hour
Survey Crew (Three Man Crew)	\$ <u>141.00</u> per hour
Survey Crew (Two Man Crew)	\$ <u>124.00</u> per hour
Aide (Technical Secretary)	\$ <u>45.00</u> per hour
Special Surveying Equipment:     Boat and motor	\$ <u>120.00</u> per day
Materials:	
Plans, including submittals (24" x 36")	\$ <u>1.10</u> each/sheet
Mylars	\$ <u>11.00</u> each
Photocopies (specifications, etc.)	\$ <u>.10</u> each B/W .25 each color
Sticky back reproductions	\$ <u>0</u> each
CD's	\$ <u>5.00</u> each

Out of County travel, long distance telephone calls, facsimile transmittals, special mailings (next day delivery), governmental maps, deeds, reductions, etc., and other out of pocket project expenses, will be billed at actual expense incurred.

Submittal fees required by governmental agencies are the responsibility of the client, at the time of submittal.

\*Note: Hourly rate of professional w/o surcharge for testimony.