Memorandum

MIAMI-DADE COUNTY

Date: September 1, 2015

Agenda Item No. 8(F)(8)

To: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor

Subject: Resolution Authorizing Amendment No. 1 to the Professional Services Agreement with Wiss, Janney, Elstner, Associates, Inc. for Architectural and Engineering Consulting Services for the Miami-Dade County Courthouse Façade Restoration Project, ISD Project No. E04-GSA-02 GOB ESP; ISD Contract No. W30025 GOB ESP

Recommendation

It is recommended that the Board of County Commissioners (Board) authorize Amendment No. 1 to the professional services agreement (PSA), *ISD Contract No. W30025 GOB ESP*, between Miami-Dade County and Wiss, Janney, Elstner, Associates, Inc. (WJE) for architectural and engineering consulting and contract administration services for the Miami-Dade County Courthouse Façade Restoration Project, *ISD Project No. E04-GSA-02 GOB ESP*. More specifically, this amendment does the following:

- increases the contract value by $469,204 (from $3,776,327 to $4,245,531), and will fund additional architectural and engineering consulting and contract administration services required for the oversight of roof replacement and the replacement of light fixtures on the roof as requested by the County's Internal Services Department, Facilities and Utilities Management Division; and
- extends the original contract end date by 280 days, to June 22, 2016, to align the contract term with that of the general contractor's contract term in order to ensure completion of the project's construction and warranty administration period.

This project was added to the County's Economic Stimulus Plan approved projects list through Resolution No. R-196-13 approved by the Board on April 2, 2013.

Scope

Although this project is located in District 5, which is represented by Commissioner Bruno A. Barreiro, the impact of the project is countywide in nature.

Fiscal Impact/Funding Source

This amendment will not increase the overall budgeted amount of $34.797 million for the Courthouse Façade Restoration Project as shown in Volume 2, page 72, of the FY 2014-15 Adopted Budget and Multi-Year Capital Plan (Project #3024160). The $469,204 being requested, which includes a compensable delay of 280 days due to material changes to the original scope of the PSA requested by the County, will be funded using projected project reserves.

Delegated Authority

The authority of the County Mayor or County Mayor's designee to execute and implement this contract amendment is consistent with those authorities granted under the Code of Miami-Dade County. Approval of this amendment will not result in any new or additional delegations of authority.

Track Record/Monitor
The project manager is Marc A. LaFrance, Construction Manager in the Design and Construction Services Division of the Internal Services Department. Rick Martinez, Director of Facilities and Security Management in Judicial Administration, manages this project on behalf of the Administrative Office of the Courts.

Background
The Miami-Dade County Courthouse was designed by A. Ten-Eyck Brown and August Geiger in 1926 and was built in 1928. In 1989, the Miami-Dade County Courthouse was placed on the National Register of Historic Places for its historical and architectural significance.

The exterior terra cotta clad façade has deteriorated due to age and exposure to the elements. In order to analyze the condition and necessary repairs, Miami-Dade County awarded a PSA to WJE through a competitive selection process in May 2007 through Resolution No. R-634-07. The contracted professional services included architectural, structural and materials engineering, laboratory testing, and construction administration. In addition, on-site investigations to develop a restoration design - inclusive of construction documents to repair/restore existing deteriorated conditions on the terra cotta facade, the existing windows, and the stone-surfaced plaza - were included as necessary.

The project scope of the construction contract with Mark 1 Restoration, the contractor conducting the restoration of the façade under the oversight of WJE, includes the roof replacement at Levels 4, 7, 20 and 24, for a total flat roof area of approximately 23,000 square feet, and the replacement of all existing light fixtures on the roof at the referenced levels with new light-emitting diode fixtures. This scope to replace the roof and the corresponding light fixtures was not included in WJE's construction administration services, requiring the extension and increase in associated fees. The time extension will align the design consultant's contract with that of the general contractor in order to ensure continuity of services throughout the June 2016 anticipated full project completion date.

The project is currently on schedule and is at 60 percent completion. The estimated completion date is June 2016.

Attachment

Edward Marquez
Deputy Mayor

MEMORANDUM
(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: September 1, 2015

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Agenda Item No. 8(F)(8)

Please note any items checked.

_____ **"3-Day Rule" for committees applicable if raised**

_____ **6 weeks required between first reading and public hearing**

_____ **4 weeks notification to municipal officials required prior to public hearing**

_____ **Decreases revenues or increases expenditures without balancing budget**

_____ **Budget required**

_____ **Statement of fiscal impact required**

✓ **Ordinance creating a new board requires detailed County Mayor's report for public hearing**

_____ **No committee review**

_____ **Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous _____) to approve**

_____ **Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required**

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 8(F)(8)
9-1-15

RESOLUTION NO. _____

RESOLUTION APPROVING AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN MIAMI-DADE COUNTY AND WISS, JANNEY, ELSTNER, ASSOCIATES, INC. FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR THE MIAMI-DADE COUNTY COURTHOUSE FACADE RESTORATION PROJECT, ISD PROJECT NO. E04-GSA-02 GOB ESP, ISD CONTRACT NO. W30025 GOB ESP, INCREASING THE CONTRACT AMOUNT BY $469,204.00 AND THE CONTRACT DURATION BY 280 COMPENSABLE CALENDAR DAYS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE SAME

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board approves Amendment No. 1 to the Professional Services Agreement between Miami-Dade County and Wiss, Janney, Elstner, Associates, Inc. for architectural and engineering services for the Miami-Dade County Courthouse Facade Restoration Project, ISD Project No. E04-GSA-02 GOB ESP, ISD Contract No. W30025 GOB ESP, increasing the contract amount by $469,204.00 and the contract duration by 280 compensable calendar days, substantially in the form attached hereto and made a part hereof; and authorizes the County Mayor or the County Mayor's designee to execute the same

The foregoing resolution was offered by Commissioner ,

who moved its adoption. The motion was seconded by Commissioner

and upon being put to a vote, the vote was as follows:

Jean Monestime, Chairman
Esteban L. Bovo, Jr., Vice Chairman

Bruno A. Barreiro	Daniella Levine Cava
Jose "Pepe" Diaz	Audrey M. Edmonson
Sally A. Heyman	Barbara J. Jordan
Dennis C. Moss	Rebeca Sosa
Sen. Javier D. Souto	Xavier L. Suarez
Juan C. Zapata	

The Chairperson thereupon declared the resolution duly passed and adopted this 1st day of September, 2015. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By:_____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

EWG

Eduardo W. Gonzalez

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MIAMI-DADE COUNTY, FLORIDA

INTERNAL SERVICES DEPARTMENT
AMENDMENT TO ORIGINAL CONTRACT

AMENDMENT NO: 1 **CONTRACT NO:** W30025 GOB ESP **DATE:** 4/27/2015

PROJECT TITLE: Architectural and Engineering Services for the Miami-Dade County Courthouse Building Envelope and Plaza Restoration Project.

TO CONTRACTOR: Wiss, Janney, Elstner, Associates, Inc., 330 Pfingsten Road, Northbrook, IL 60062.

YOU ARE HEREBY REQUESTED TO MAKE THE FOLLOWING CHANGES IN THE PLANS AND SPECIFICATIONS FOR THIS PROJECT AND TO PERFORM THE WORK ACCORDINGLY, SUBJECT TO ALL CONTRACT STIPULATIONS AND COVENANTS.

Description of work authorized: The purpose of this amendment in the amount of $469,204 is to fund additional work requested by the County's Internal Services Department (ISD)/Facilities and Utilities Management Division (FUMD). The added work includes the roof replacement at Levels 4, 7, 20 and 24, for a total flat roof area of approximately 23,000 square feet. The replacement of all existing light fixtures on the roof at Levels 4, 7, 20, and 24 with new light-emitting diode (LED) fixtures has also been requested.

Monetary Justification: This amendment will increase the contract value from $3,776,327 to $4,245,531. The amount of $469,204 is comprised of a) $403,390 resulting from additional work at the request of ISD/FUMD; and b) $65,814 due to increased construction administration services caused by the additional work. The funding needed to address this work is already part of the overall project budget. No additional dollars are required.

Time Justification: A compensable time extension of 280 days is required to align the design consultant's contract with that of the general contractor, in order to ensure completion of the project's construction and warranty administration period.

This change order includes not only all direct costs of contractor such as labor, material, job overhead, and profit markup; but also includes any costs for modifications or changes in sequence of work to be performed, delays, rescheduling, disruption, extended direct overhead or general overhead, acceleration, material or other escalation which include wages and other impact costs.

Contractor hereby waives, fully releases, discharges and acquits Miami-Dade County of any and all liability for claims, additional costs, and any requests for additional time arising out of the fulfillment of the contract and this change order from the date of the contract award to and including execution of this change order

SUMMARY OF CONTRACT AMOUNT / TIME

ORIGINAL CONTRACT AMOUNT	$3,776,327
COST OF CHANGES PREVIOUSLY ORDERED	$0
ADJUSTED CONTRACT AMOUNT PRIOR TO THIS CHANGE	$3,776,327
COST OF CHANGES WITH THIS DOCUMENT	**$469,204**
ADJUSTED CONTRACT AMOUNT INCLUDING THIS CHANGE	$4,245,531
PERCENT INCREASE WITH THIS CHANGE	12%
TOTAL PERCENT INCREASE TO DATE	12%
TIME: ORIGINAL CONTRACT / PREVIOUS CHANGES / THIS CHANGE	2,220 / 0 / 280
CONTINGENCY TIME: ORIGINAL CONTRACT / PREVIOUS CHANGES / THIS CHANGE	222 / 0 / 0
ADJUSTED DURATION INCLUDING THIS CHANGE	2,722

CERTIFYING STATEMENT: The Contractor certifies that the changes and supporting cost data included is in its considered opinion necessary and accurate and that the prices quoted are fair and reasonable

Time Justification Declaration:

A time extension is provided for additional work performed outside the scope of the original Contract that affects the critical path schedule of the contracted work or previously approved changes. Should additional work be required which does not affect the critical path schedule, no time extension will be granted. Should one item of additional work run concurrent with another item of additional work, only time not duplicated can be provided.

Accepted By:

Organization	**Name**	**Title**	**Date**
Wiss, Janney, Elstner, Associates, Inc.		Consultant	5/28/15
Surety	N/A	Surety	N/A

Title	**Name**	**Date**
Approved By: **County Attorney** (for legal sufficiency)	Eduardo W. Gonzalez	6/2/15
Approved By: **County Mayor**		
Attested By: **Clerk of the Board**		