

Task Order #2, Amendment 1

Professional Services Agreement between the City of Fort Lauderdale and EDSA, Inc.

Dated this _____ day of _____, 2016

CITY PROJECT No. P11900

FORT LAUDERDALE PUBLIC WORKS DEPARTMENT

P11900 Las Olas Blvd Corridor Project

PROFESSIONAL SERVICES

This is Amendment No.1 to Task Order No. 2 between the City of Fort Lauderdale and EDSA, Inc. which was dated November 3, 2015. EDSA, Inc. (hereinafter referred to as the CONSULTANT) shall perform the following professional services related to the contract for Landscape Architecture and Civil Engineering Services for the Las Olas Blvd Corridor Project dated February 4, 2014 for the City of Fort Lauderdale (hereinafter referred to as the CITY).

PROJECT BACKGROUND

This is an amendment to existing Task Order No.2 for the design of the Las Olas Blvd Corridor Project. On May 11, 2016, EDSA presented 60% design plans and cost estimates at a joint CRA Board of Directors and Beach Redevelopment Advisory Board (BRAB) meeting. At the conclusion of the presentation, the CRA Board and the BRAB directed EDSA to make significant design changes. These owner requested changes required new design of the parking garage and redesign of other elements that had previously been approved by the City at 30% schematic design. The City requested changes were not anticipated in the existing Task Order No. 2. Amendment No. 1 increases the Terms of Compensation for Task Order No. 2 and increases the duration of the Performance Schedule. All other sections of Task Order No. 2 are unchanged.

The Las Olas Corridor Project is part of implementing the overall Central Beach Master Plan adopted by the City Commission. The planned enhancements have the opportunity and responsibility to culminate the Fort Lauderdale Beach experience. Creating a strong visual and physical connection to the beach, prioritizing people spaces over vehicles, creating flexible outdoor spaces for day to day gatherings, and special events is crucial to the success of the improvements.

The key elements of the project are the strategic implementation, in a phased approach, the following initiatives:

- Las Olas Boulevard Corridor Enhancements
- Oceanside Park (formerly Oceanside parking lot)
- Parking Garage at the Las Olas Marina / Intracoastal Parking Lot
- Intracoastal Promenade

The overall goals for these project elements include:

- A focus on creating pedestrian priority within the corridor;
- The creation of a world-class legacy project for the community;

- Keeping an eye on the vision of the future; with an understanding of future redevelopment, transportation innovations, future population demands, climatic change and future programming for beach events and activities;
- Sustainability through environmentally conscious planning and design, understanding future maintenance requirements as well as the incorporation of green roadway design, green parking garage design, sustainable principles, and other emerging sustainability practices;
- Creating a memorable and iconic place on the beach, with a clear vista of the Atlantic Ocean, appropriate open space that is flexible for programmed events, as well as day to day activities for residents and tourists alike;
- Zero net-loss of parking.

The CONSULTANT will work with a Construction Management at Risk Contractor (CM@R) selected by the CITY as part of the project delivery method.

The critical urban design principles that will inform the design along the Las Olas Boulevard Corridor, as described by the Central Beach Master Plan and the Beach Community Redevelopment Plan will include:

- Pedestrian Connectivity
 - Enhance connectivity to create a continuous Central Beach experience.
 - Expand opportunities for the pedestrian to experience the active edge of the Intracoastal Waterway.
- Gathering Places
 - Create a symbolic center / gathering place at the nexus of the Las Olas Boulevard and A1A intersection at the beach parking lot and on the beach.
 - Create a variety of usable public spaces for daily use, as well as special events and performances. Plan for infrastructure needs for special events, but design spaces that are memorable, iconic, and work on a day to day basis.
 - Create places for families and children.
- Streetscape and Parking
 - Allow for multi-modal transportation to work (Trams, Sun Trolley, Busses, Water Taxis, and bikes). Create great spaces for the interface of these modes, when appropriate – station, stops, etc.
 - Establish a comprehensive identity and way finding system – make it part of the street vocabulary.
 - Re-allocate parking between the Oceanside lot and the Intracoastal lots with zero net-loss. Also provide for expansion of parking, due to potential marina improvements.
 - Re-establish and enhance the branding of the beach and the streetscape vocabulary through site elements, landscape, hardscape and lighting.
- Make it Iconic and Memorable
 - Our City has been and will continue to be known because of our beach. The Las Olas Boulevard Corridor Improvements provide an opportunity to further enhance this brand and become the iconic beach place in all of Florida.

Specific Project Limits are identified in Exhibits 1 and 2.

SCOPE OF SERVICES AND DELIVERABLES

PHASE II: DETAILED DESIGN

Phase II consists of detailed design and 60%, 90%, 100% Plans.

A. Design Development and Final Construction Documents (60%, 90%, 100% Plans)

During this phase of work, the overall project will be developed in sufficient detail to submit to permitting agencies and City for approval and for the development of a Guaranteed Maximum Price by the CM@R and for construction.

- 1) CONSULTANT shall review and address a one-time phase comments by City.
- 2) CONSULTANT shall meet with City staff to resolve comments and responses.
- 3) CONSULTANT shall review and respond to FDOT comments.
- 4) CONSULTANT shall prepare a Design Development package that will include:
 - i. Site Plan and Design
 - a. Cover sheet
 - b. Legend and general notes
 - c. Drawing and revision dates, as applicable
 - d. Survey of existing conditions, including topographic survey, right-of-way
 - e. Demolition plans
 - f. Site plan layout
 - g. Site elements
 1. Buildings
 2. Parking areas
 3. Sidewalks
 4. Signs
 5. Light fixtures
 - h. Hardscape plans
 1. EDSA to assist with defining potential construction easements in the form of a diagram. City to provide official construction easements for project.
 - i. Hardscape and paving details
 1. Pavers, concrete, hardscape ground cover material
 - j. Site Structural Drawings
 - k. Site Electrical Drawings
 - l. Site details
 1. Fences/walls
 2. Light fixtures
 3. Trash receptacles, benches, other street furniture
 4. Dumpster
 5. Handrails and railings
 - ii. Architectural Floor Plans
 - a. Cover sheet
 - b. Legend and general notes
 - c. Drawing and revision dates, as applicable
 - d. Floor plan
 - e. Floor plan for every level of parking garage
 - f. Roof plan
 - g. Property lines and setbacks on all plans
 - h. Dimensions and use of spaces
 - i. Structural and mechanical drawings and details
 - iii. Architectural Building Elevations and Sections
 - a. All building facades with directional labels
 - b. Typical and structural sections
 - c. Dimensions, including height and width of all structures
 - d. Dimensions of setbacks and required setbacks from property lines
 - e. Construction details
 - f. Architectural elements, materials, and colors
 - g. Proposed signage
 - ii. Landscape Plans
 - a. Cover sheet
 - b. Legend and general notes
 - c. Tree disposition plan
 - d. Names and locations for all proposed trees, shrubs and groundcover, with quantities noted at each location
 - e. Plant list (note species, sizes, quantities and any appropriate specifications)

- f. Planting Details
 - g. Soils plan
 - h. Irrigation plans
 - i. Irrigation details
- iii. Site Civil Engineering Plans
 - a. Cover sheet
 - b. Legend and general notes
 - c. Demolition plans
 - d. Grading and drainage
 - e. Grading and drainage details
 - f. Erosion and sedimentation control plan and details
 - g. Roadway plans with typical sections and cross sections
 - h. Utility plans and details
 - i. Water and sanitary sewer plans
 - j. Water and sanitary sewer details
- iv. Lighting Plans
 - a. Light fixture locations
 - b. Light Fixture selection and details
 - c. Site photometric plans
- v. Site Electrical Plans
- vi. Fountain Design Drawings
- vii. Geotechnical Work
 - a. Prepare technical specifications for augered cast-in-place (ACIP) piers and earthwork. Draft specifications to be submitted at 60% and 90% plans. Final specifications submitted at 100% plans.
 - b. Answer geotechnical-related external comments from the agencies and internal RFIs from other design team members.
- viii. Survey
 - a. Provide certified topographic survey formatted to engineering design sheet layouts to depict existing conditions, topography, and right-of-ways for permitting.
 - b. Provide certified DEP permit survey, recover/reset benchmarks and obtain current beach profiles. Review and update existing conditions for changes.
- 5) CONSULTANT shall prepare a maintenance plan at 90% completion for all buildings, structures, mechanical, site lighting, landscape, hardscape and water features.
- 6) CONSULTANT shall coordinate the preparation of the technical specifications with the CITY of Fort Lauderdale standard General Conditions for format and content consistency. Consultant shall provide specifications in CSI format

B. Engineering Permits

Based on plans progress, CONSULTANT shall continue coordination with permit agencies, submit permit applications and respond to comments.

- 1) Florida Department of Environmental Protection and Coastal Construction Control Line
- 2) Florida Fish and Wildlife Conservation
- 3) Florida Department of Transportation (Design, Traffic Operations, Modal Development, drainage, right-of-way and permits offices)
- 4) South Florida Water Management District (SFWMD ERP) and dewatering
- 5) City of Fort Lauderdale Engineering
- 6) Broward County Environmental Regulation Division, Environmental Resource Permit – Drainage
- 7) Broward County Environmental Regulation Division, Dewatering

C. Public Meeting Updates

CONSULTANT shall attend and provide updates to the City. CONSULTANT will assist City staff to prepare agendas, conduct meetings and disseminate information.

- 1) City Commission Meeting. Attend up to (12) meetings.
- 2) Beach Redevelopment Advisory Board. Attend up to (4) meetings.

D. Project Administration / Preparation of Project Progress Reports and Coordination with City Staff

- 1) Preparation for meetings with City staff and preparation of monthly progress reports. Provide up to (24) reports to the CRA and City Engineering Department. CONSULTANT to rely upon City staff to disseminate materials to the public.

E. Sustainability

- 1) The CONSULTANT will coordinate and refine document for sustainability opportunities.
- 2) The Proposed Parking Garage design will meet the Green Parking Council Certification requirements.

F. Opinions of Probable Construction Cost Estimates

- 1) Review of 60% Design Development plans.
 - i. Meetings with designers for clarification.
 - ii. Evaluate construction phasing.
 - iii. Finalize and submit updated estimate.
- 2) Review of 90% Construction Document and CM@R draft GMP
 - i. Meetings with designers for clarification.
 - ii. Evaluate construction phasing.
 - iii. Finalize and submit updated estimate review
- 3) Review of Final CM@R GMP
 - i. Provide recommendation to City staff on the GMP

Deliverables:

- Drawing submittals for the 60%, 90% and 100% drawings in PDF and CADD format. Hard copies of drawings will be provided and billed as a reimbursable.
- Drawing documents (including but not limited to Specifications, Calculations, etc.) in PDF format.
- Permitting – obtaining all permits and approvals for the Construction Documents
- Preparation of up to one (1) addendum submission, if necessary for the CM@R.
- Staff review meeting of Package (up to one [1] meeting and preparation of meeting notes, per submission [up to four [4]]).
- Public meeting updates (up to six [6] meetings).
- Preparation of a revised technical memorandum regarding sustainability opportunities for the project, including up to one (1) meeting for review.
- Preparation of revised opinion of probable construction cost estimates and recommendations regarding the CM@R GMP.
- Preparation of monthly reports and preparation and participation in monthly staff meetings (up to six [6] meetings / months).

PHASE III: CONSTRUCTION ADMINISTRATION

The CONSULTANT will provide construction administrative duties during the construction of the improvements. While it is intended that the CM@R contractor will be providing overall construction management, the CONSULTANT shall assist with the following main activities:

- In- Office Support and Administration
- Periodic Construction Observation and Administration

In-Office Support and Administration

- Office administrative support in order to review and respond to:
 - RFI's
 - Shop Drawing and submittals
 - Requests for supplemental information and field modifications
 - Review of Pay Requests
 - Review of Application of Contingency Requests
 - Preparation of correspondence and communications related to the construction
 - Other items that come up with the administration related to the project
- The CONSULTANT shall review all shop drawings, samples and other submittals within (10) business days of receipt of the item to determine compliance with the drawings and specifications. The CONSULTANT shall note approval or disapproval on the items and retain two copies for the project record.
- The CONSULTANT shall provide a written response to all requests for clarification and interpretation by the contract documents within seven business days.
- In-house construction technical assistance, including support related to quality and aesthetic review and consistency of design intent of Contract Drawings.
- Preparation of punch lists, substantial completion lists, and project close out memorandum.
- Pay Application Review
- Media Contact for Design Related activities (Please note, the CONSULTANT assumes that the City or the CM@R will have a public consensus consultant contracted separately to work with the City and CM@R in providing information to the public about the construction.

Periodic Construction Observation and Administration

- Periodic construction observations services to review quality, aesthetic review and consistency of design intent of Contract Drawings.
- Provide periodic construction observation related visits and services, including site visits associated with subcontractor selection and qualifications, substantial completion, punch list and project close-out
 - Attend periodic Monthly Construction Meetings during the construction duration.
 - Preparation of site observation reports

PROJECT ASSUMPTIONS

Specific assumptions for the project:

1. Any work beyond the scope of services will require a separate written authorization and will be considered Additional Services.
2. The CONSULTANT assumes that the City or the CM@R will facilitate any public information or public outreach that is necessary during construction.
3. The CONSULTANT will rely upon the CITY to provide all agendas for the meetings. The CONSULTANT will be responsible to prepare meeting notes from all meetings, including up to one (1) revision to the meeting notes, based on City Comments.

CITY'S RESPONSIBILITIES

- The CITY's project manager, or a designated representative, will coordinate the project for the CITY.
- The CITY will provide all available existing as-built drawings and reports in a usable form by the CONSULTANT.
- CITY will provide CONSULTANT access to project site as required.
The CITY will be primarily responsible for public outreach, as described above, through their Public Information Officer department.

ADDITIONAL SERVICES

If authorized in writing by the CITY as an amendment to this Task Order, the CONSULTANT shall furnish, or obtain from others, Additional Services.

PERFORMANCE SCHEDULE

Phase I

60% Plans – Estimated (6) months	December 1, 2015 - May 15, 2016
90% Plans – Estimated (6) months	May 15, 2016 – October 15, 2016
100% Plans – Estimated (2.5) months	October 15, 2016 – January 1, 2017

Phase II

Estimated start of construction per CM@R February 15, 2017
Estimated two (2) construction phase at twelve (12) months each

METHOD OF COMPENSATION

The services performed will be accomplished using the Not-to-Exceed method of compensation. Reimbursable expenses associated with these services have also been established in a Not-to-Exceed limit. The total hourly rates payable by the CITY for each of CONSULTANT's employee categories, reimbursable expenses and sub-consultant fees are shown on Exhibit "B" of the contract for Landscape Architecture and Civil Engineering Services for the Las Olas Blvd Corridor Project dated February 4, 2014 between the CITY and the CONSULTANT.

TERMS OF COMPENSATION

Services shall be provided for the following Not-to-Exceed Amendment 1 amounts:

Task No	Task Title	Labor Fees		Total
		Consultant	Sub consultant	
Phase II	Detailed Design	EDSA		\$ 785,012.18
			ADE	\$ 148,020.00
			Arquitectonica	\$ 377,440.00
			Avirom	\$ 12,400.00
			CMS	\$ 79,684.60
			Coastal Systems	\$ 42,350.00
			EXP	\$ 146,031.00
			Kimley Horn	\$ 317,220.00
			Langan	\$ 13,125.00
			Walker Parking	\$ 308,900.00
Subtotal Phase II				\$2,230,182.78
Task No	Task Title	Labor Fees		Total
		Consultant	Sub consultant	
Phase III	Construction Administration	EDSA		\$ 337,000.00
			ADE	\$ 37,000.00
			Arquitectonica	\$ 70,000.00
			Coastal Systems	\$ 12,350.00
			EXP	\$ 26,883.00
			Kimley Horn	\$ 181,050.00
			Langan	\$ 27,225.00
			Walker Parking	\$ 83,480.00

Subtotal Phase III	\$ 774,988.00
Total Phase II and Phase III	\$3,005,170.78
Reimbursable Expenses - Not to Exceed	\$ 75,271.58
GRAND TOTAL	\$3,080,442.36

NOTE: Complete fee breakdown for CONSULTANT and SUBCONSULTANTS are provided in Exhibit "C"

CITY CONTACTS

Requests for payments should be directed to City of Fort Lauderdale Accounts Payable via e-mail to AcctsPayable@FortLauderdale.gov. All other correspondence and submittals should be directed to the attention of **Tom Green, P.E.** at the address shown below. **Please be sure that all correspondence refers to the City project number and title as stated above.**

City of Fort Lauderdale
Central Beach CRA
914 N.W. 6th Street
Fort Lauderdale, FL 33311

CONSULTANT CONTACTS

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DEPARTMENT SIGNATURES

Approved by:

Tom Green, P.E. Date:
Project Manager

Approved by:

Paul Berg Date:
Public Works Director

CLOSURE

IN WITNESS OF THE FOREGOING, the parties have set their hands and seals the day and year first above written.

CITY OF FORT LAUDERDALE, a municipal corporation of
the State of Florida:

By _____
LEE R. FELDMAN, City Manager

(CORPORATE SEAL)

ATTEST:

JEFFREY A. MODARELLI
City Clerk

Approved as to form:

RHONDA MONTOYA HASAN
Assistant City Attorney

CONSULTANT

WITNESSES:

Print Name

Print Name.

(CORPORATE SEAL)

EDSA, Inc.

By: _____

Name: Paul D. Kissinger

Title: Principal

ATTEST:

By: _____

Name: _____

Title: _____

STATE OF FLORIDA:
COUNTY OF BROWARD:

Paul D. Kissinger, and _____ as Principal and _____ respectively, of EDSA, Inc.,
acknowledged the foregoing instrument before me this _____ day of _____, 2014, on behalf of
the corporation. They are personally known to me and did not take an oath.

Notary Public, State of Florida
(Signature of Notary taking Acknowledgement)

Name of Notary Typed, Printed or Stamped

My Commission Expires

Commission No.