AMENDMENT #2 TO AGREEMENT BETWEEN OWNER AND ARCHITECT FOR DESIGN AND CONSTRUCTION ADMINISTRATION SERVICES BOOKER HIGH SCHOOL RE-BUILD

THIS AMENDMENT #2 to Agreement Between Owner and Architect for Design and Construction Administration Services is entered into this 17th day of August, 2010, by and between The School Board of Sarasota County, Florida, a body corporate under the laws of the State of Florida (the "Owner") and Harvard Jolly, Inc. (the "Architect").

RECITALS

A. The Owner and the Architect entered into an Agreement Between Owner and Architect for Design and Construction Administration Services for the Booker High School Re-build (the "Agreement"), dated November 3, 2009.

B. The parties modified the "Agreement" on May 4, 2010 through the execution of "Amendment #1" to the "Agreement Between Owner and Architect for Design and Construction Administration Services".

C. The parties hereto desire to further modify the Agreement to include the total amount of all payments to the Architect for all services, including Basic and Additional Services, which have been or will be provided by the Architect pursuant to the Agreement, and to include an updated Project Schedule for the Design Phase and the Construction Phase, and hereby enter into this Amendment #2 to memorialize this modification.

NOW, THEREFORE, in consideration of the mutual promises made herein, the parties do hereby agree as follows:

1. The total amount payable to the Architect under this Agreement for all services is \$3,825,733.00, as reflected and

itemized on the attached Exhibit "D". Exhibit "D", which is dated 7/27/10, is hereby incorporated into and included as an Exhibit to the Agreement.

2. The attached Exhibits "A" and "B", both of which are dated July 27, 2010, hereby replace the Exhibits "A" and "B" which had been previously attached to Amendment #1. All references within the Agreement to either Exhibits "A" or "B" shall now apply to the Exhibits "A" and "B" dated July 27, 2010 attached hereto.

3. The attached Exhibit "C" Project Schedule, dated 7/27/10, shall be the Exhibit "C" Project Schedule referenced and identified in the Agreement.

4. The parties acknowledge and agree that, except as otherwise expressly modified or amended herein, the remainder of the terms of the Agreement shall remain in full force and effect.

5. Where there is any direct conflict between the terms of this Amendment #2 and any terms of the Agreement or of Amendment #1, the terms of this Amendment #2 shall control.

IN WITNESS WHEREOF, the parties have executed this Amendment #2 as of the date first above written.

THE SCHOOL BOARD OF SARASOTA COUNTY, FLORIDA

HARVARD JOLLY, INC.

BY:____

Shirley Brown, Chair

BY: Jeffrey Cobble PRESIDEN T

Approved for Legal Content July 29, 2010, by Matthews, Eastmoore, Hardy, Crauwels & Garcia, Attorneys for The School Board of Sarasota County, Florida Signed: MG

EXHIBIT "A" INVOICE FOR PROFESSIONAL SERVICES

Construction Services Department TopS Full-Willer Road Sarasola, FL 34240 ATTN: Ernest F. DuBose II, Project Manager ARCHITECT: Jeffrey E. Cobble, President INVOICE NO.: Harvard Joly, Inc. DATE: Zarasola Street North SI. Petersburg, FL 33704 Street North SChool Board Project No.: 2085 School Board Contract No. : DATE: Professional Project No.: 2085 School Board Contract No. : DUE TO DATE SERVICE SCHEDULED VALUE Course, term Payment Reoutest TOTAL PREVIOUS Payment Reoutest Service SCHEDULED VALUE Course, term Payment Reoutest TOTAL PREVIOUS Payment Reoutest Service Design Development Phase \$329,000 0.00% \$ Gendueby \$371,100 0.00% \$ \$ Gendueby \$328,000 0.00% \$ \$ Gendueby \$71,100 0.00% \$ \$ Gendueby<						
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2714 Dr. Martin Luther King Jr. Street North St. Petersburg, FL 33704 RE: School Board Project Name: Booker High School - Rebuild School Board Project No:: <u>3086</u> School Board Contract No. : Professional Project No:: <u>3086</u> School Board Contract No. : SERVICE SCHEDULED VALUE <u>7074L PREVIOUS</u> PAYMENT REQUEST TOTAL AMOUNT Scharatic Design Presso \$529,000 0.00%	ATTN:	Ernest F. DuBose II,	Project Ma	nager		
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TOTAL AMOUNT DUE AND PAYABLE THIS INVOICE:

Typed Name and Title:

CERTIFIED TRUE AND CORRECT BY: (Signature of Architect)

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(Date)

(For School Board Use ONLY)

Recommended for Payment by: (Signature of Project Manager)

(Date)

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AMENDMENT # / ADD. SERVICES (INCLUDE DESCRIPTION)	SCHEDULED VALUE (BUDGET)	% COMP	TOTAL PREVIOUS PAYMENTS +	PAYMENT REQUEST THIS INVOICE =	TOTAL AMOUNT DUE TO DATE
SD Additional Services					
Orange Avenue Re-Route	\$ 73,805.00	85%			ı ب
DD-CA Additional Services					
Civil (Poratable Dining)	\$ 14,543.00				ı ج
Architectural (Poratable Dining)	\$ 88,256.00				ı ب
Food Service (Poratable Dining)	\$ 10,498.00				ı ب
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ATTACH DOCUMENTATION TO SUPPORT ADDITIONAL SERVICES ITEMS.	SERVICES ITEMS.				
CERTIFIED TRUE	ERTIFIED TRUE AND CORRECT BY:				
		(Signature of Architect)	f Architect)		(Date)
τ.	Typed Name and Title:				
(For School Board Use ONLY)					

Architect Agreement 7/27/10 Exhibit "A" / Page 2 of 3

(Date)

Recommended for Payment by: (Signature of Project Manager) PROFESSIONAL SERVICES INVOICE FOR REIMBURSABLES

REIMBURSABLES (INCLUDE DESCRIPTION)	SCH	% COMP	TOTAL PREVIOUS PAYMENTS +	PAYMENT REQUEST THIS INVOICE =	TOTAL AMOUNT DUE TO DATE
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			(Signature of Project Manager)		(Date)

Architect Agreement 7/27/10 Exhibit "A" / Page 3 of 3

EXHIBIT "B" SCHEDULE OF ADDITIONAL SERVICES

B.1 ADDITIONAL SERVICES

B.1.1 Provide all Civil Engineering Services necessary to design and realign Orange Avenue in accordance with the eight (8) page Scope of Services prepared and provided by the Architect's Civil Engineering consultant, DMK Associates, Inc., dated March 18, 2010, which is incorporated herein.

B1.1.1: \$73,805.00, in accordance with the Orange Avenue Realignment Task Hours and Associated Fees proposal dated 3/17/2010 submitted by the Architect's Civil Engineering consultant, DMK Associates, Inc., which is incorporated herein.

B.1.2 Provide all Architectural and Engineering Services necessary to design the portable campus, comprised of 47 portable classroom and support buildings to be utilized by students and staff until construction of new buildings is complete in December, 2013.

B1.2.1: \$14,543.00, for preparation of all civil engineering construction documents required to provide for the complete portable campus design.

B1.2.2: \$88,256.00, for preparation of all architectural construction documents required to provide for the complete portable campus design.

B1.2.3: \$10,498.00, for preparation of all food service construction documents required to provide for the complete portable campus design.

B1.2.4: \$31,500.00, for preparation of all mechanical, electrical, plumbing, fire alarm, and communications engineering construction documents required to provide for the complete portable campus design.

B.2 HOURLY RATES

A	rch	ite	ctu	Ira	Des	sign	Services:	
August 10			112.5	12	 2 S. S. S.	115		

Principal Architect	\$ 200.00	per hr
Project Architect	\$ 170.00	per hr
Interior Design Director	\$ 125.00	per hr
Landscape Architect	\$ 110.00	per hr
Senior CAD Technician	\$ 100.00	per hr
Junior CAD Technician	\$ 90.00	per hr
Interior Designer	\$ 75.00	per hr
Clerical Staff	\$ 60.00	per hr
Civil Engineering Services: Principal Engineer Senior Project Manager Project Manager Project Engineer Design Engineer Senior CAD Technician CAD Technician Clerical Staff	\$ 150.00 \$ 125.00 \$ 110.00 \$ 90.00 \$ 80.00 \$ 75.00 \$ 50.00 \$ 50.00	per hr per hr per hr per hr per hr per hr per hr per hr

Contract Between Owner and Architect for Design & Construction Administration Services – Exhibit "B"

The School Board of Sarasota County, Florida

7/27/2010

Structural Engineering Ser	vices:
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Principal Engineer Project Manager Senior Engineer Engineer Senior CAD Technician CAD Technician Clerical Staff	\$ 168.00 \$ 126.00 \$ 120.00 \$ 105.00 \$ 100.00 \$ 80.00 \$ 45.00	per hr per hr per hr per hr per hr per hr per hr
Mechanical Engineering Services: Principal Engineer Engineer Senior Designer. Draftperson Construction Coordinator. Clerical Staff	\$ 190.00 \$ 105.00 \$ 75.00 \$ 60.00 \$ 70.00 \$ 45.00	per hr per hr per hr per hr per hr per hr
<u>Food Services:</u> Principal Design Principal Project Manager Draftperson Construction Coordinator Clerical Staff	\$ 150.00 \$ 100.00 \$ 80.00 \$ 68.00 \$ 65.00 \$ 50.00	per hr per hr per hr per hr per hr per hr

Booker High School Rebuild

EXHIBIT "C" PROJECT SCHEDULE

Design Phase:	Due Date:
Design Development	10/8/2010
Early Site Package	10/29/2010
Construction Documents	1/14/2011
Construction Phase:	Start Date: End Date:
Construction Administration (Building)	7/1/2010 12/1/2013
Construction Administration (Site Work Completion)	7/1/2010 12/1/2014

Exhibit "D" Booker High School Rebuild School Board of Sarasota County

A/E Basic Services

Consultant			Fee
HJ/FB/DA	Architectural		\$1,872,994
Eng. Matrix	MEP,FP,Tech		\$668,500
DMK	Civil		\$308,637
Fishman	Food Service		\$23,000
W.P. Moore	Structural		\$180,000
		Basic Services Sub-Total:	\$3,053,131

A/E Additional Services

Harvard JollyLandscape, IrrigatHarvard JollyInteriors, Signage,Design AestheticsCommunity LiasonHarvard JollySmall Learning Community	FISH n/Concession/Ticket/Toilet Renovations mmunities	Included Included Included Included
	Sub-Total:	\$0
DMK Portable Campus		\$14,543
Harvard Jolly Portable Campus Fishman Portable Campus		\$88,256
Eng. Matrix Portable Campus		\$10,498 \$31,500
	Sub-Total:	\$144,797
DMK Early Site/Struct. F		Included
	Package - Architectural	Included
	Package - Structural	Included
Eng. Matrix Early Site/Struct. F	Package - MEP, FP, Tech Sub-Total:	Included \$0
DMK Orange Avenue Re	eroute (SD - Civil Addtl Serv. Authorization #1):	\$73,805
	Additional Services Sub-Total:	\$218,602
	Reimbursables:	\$25,000
	Total Basic & Additional Services DD - CA:	\$3,296,733
A/E Team	Schematic Design A/E Fee:	\$529,000
	Total Basic & Additional Services SD - CA:	\$3,825,733