



# Agenda Report

2725 Judge Fran Jamieson  
Way  
Viera, FL 32940

## Consent

F.5.

4/21/2020

### Subject:

Approval Re: Task Order PO-005 with DRMP, Inc. for Additional Construction Management Services for the Pineda Causeway Grade Separation Overpass of the Florida East Coast Railway - District 4

### Fiscal Impact:

\$482,710.49 from the State of Florida Department of Transportation Joint Participation Agreement grant fund. No additional fiscal impact to the County.

### Dept/Office:

Public Works Department/Finance and Contracts Administration

### Requested Action:

It is requested the Board of County Commissioners approve and authorize the Chair to execute Task Order PO-005 in the amount of \$482,710.49 for additional construction management services with DRMP, Inc. for the Pineda Causeway Grade Separation Overpass. It is further requested the Board approve any Budget Change Requests associated with this action.

### Summary Explanation and Background:

On October 4, 2011, the Board of County Commissioners approved and authorized the execution of the Joint Participation Agreement (J.P.A.) with the State of Florida Department of Transportation (F.D.O.T.) for the design, right-of-way, and construction of an overpass for the Pineda Causeway over the Florida East Coast Railway in the amount of \$26,160,000. The J.P.A. provides for F.D.O.T. reimbursement to the County for the costs associated with all phases of the project.

DRMP, Inc. was awarded the consultant agreement on July 17, 2012 with compensation related to Phase 4 - Construction Management in the amount of \$359,200.09. On April 10, 2018, the Board approved and authorized the execution of Task Order PO-004 to provide for additional services related to post-design and Construction Engineering Services related to Phase 4 - Construction Management of the consultant contract in the amount of \$547,761.56. Those additional services provided for the construction engineering inspection of the bridge components along with the Quality Control materials acceptance testing for the project on behalf of the County. Following commencement of construction, the contractor encountered unforeseen constructability issues related to existing underground utilities owned by the City of Melbourne. Due to the schedule impacts associated with the underground utilities, 192 calendar days will be added to the construction contract time, pursuant to Construction Contract Change Order No. 4B.

DRMP, Inc. has prepared Exhibit "A" to Task Order PO-005, detailing the requested additional services related to Phase 4 - Construction Management. In addition to providing the post-design and construction engineering services for the additional 192 calendar days, DRMP has included an allowance in the proposed fees to

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address any future contract time changes, as approved by the County. DRMP will also provide asphalt inspection services for the milling and paving operations, Asphalt Plant Operations, temporary pavement, and asphalt cores testing. Staff has determined the additional construction management services are in the best interests of the County. Approval and execution of Task Order PO-005 will amend the existing consultant agreement and provide authorization for staff to issue the Notice to Proceed to DRMP, Inc. for the additional construction management services in the amount up to \$482,710.49, with the Phase 4 - Construction Management total compensation amount not to exceed \$1,389,672.14. Construction management services are within the approved amount provided by the Joint Participation Agreement; therefore, these additional costs will be reimbursed by the grant.

**Clerk to the Board Instructions:**

Please return the fully executed Task Order PO-005 with DRMP, Inc. for the Pineda Causeway Grade Separation Overpass to the Public Works Department.



April 22, 2020

**MEMORANDUM**

**TO:** Corrina Gumm, Interim Public Works Director

**RE:** Item F.5., Approval for Task Order PO-005 with DRMP, Inc. for Additional Construction Management Services for the Pineda Causeway Grade Separation Overpass of the Florida East Coast Railway

The Board of County Commissioners, in regular session on April 21, 2020, approved and authorized the Chair to execute Task Order PO-005 in the amount of \$482,710.49 for additional construction management services with DRMP, Inc. for the Pineda Causeway Grade Separation Overpass of the Florida East Coast Railway; and approved any budget change requests associated with this action. Enclosed is the executed Task Order PO-005.

**Upon execution by all parties, please return a fully-executed Task Order to this office for inclusion of the official minutes.**

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS  
SCOTT ELLIS, CLERK

*Kimberly Powell*  
Kimberly Powell, Deputy Clerk

Encl. (1)

cc: Contracts Administration  
Finance  
Budget

TASK ORDER NO. PO-005 FOR THE  
PROFESSIONAL ENGINEERING SERVICES AGREEMENT  
BREVARD COUNTY PUBLIC WORKS DEPARTMENT  
PINEDA CAUSEWAY GRADE SEPARATION OVERPASS

This Task Order No. PO-005, entered into by and between Brevard County, Florida, a political subdivision of the State of Florida, hereinafter referred to as "County", and DRMP, Inc., a Florida Corporation, whose local address is 941 Lake Baldwin Lane, Orlando, FL 32814, hereinafter referred to as "Consultant" amending that certain agreement between the parties dated July 17, 2012.

W I T N E S S E T H:

WHEREAS, the County and Consultant entered into a contract dated July 17, 2012, to design a transportation project known as the Pineda Causeway Grade Separation Overpass ("Project"); and

WHEREAS, pursuant to Consultant's proposal and fees, dated April 8, 2020, for the additional post-design engineering and Construction Engineering Inspection services for this Project, as stated in Exhibit "A" hereto; and

WHEREAS, it is necessary to amend the contract, dated July 17, 2012, to provide for these additional services in the amount up to \$482,710.49 which will increase the compensation to be paid to the Consultant, a fee not to exceed \$1,389,672.14, for services rendered pursuant to Phase 4 - Construction Management as shown in Exhibit "A".

Now, therefore, in consideration of the premises and of the mutual covenants and agreements contained herein, it is agreed as follows:

1. Amendment of Paragraph 5:

That paragraph 5, Compensation, of the contract dated July 17, 2012, is hereby amended as follows:

The professional services fee relating to Phase 4 – Construction Management, shall be increased by an additional \$482,710.49, as shown in attached Exhibit "A" subject to the limitations of paragraph 6 (B) of the original contract dated July 17, 2012. The total amount of compensation to be paid pursuant to Phase 4 – Construction Management is \$1,389,672.14.

2. By execution of this Task Order, the additional services described in Exhibit "A" are added to the original scope of service.


3. All other terms and conditions of the contract dated July 17, 2012, between the County and the Consultant are ratified, confirmed and incorporated by reference herein.

In witness whereof, the parties have hereunto set their hands and seals.

Attest:

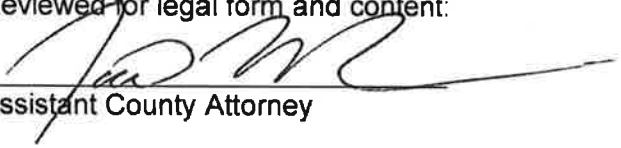
Board of County Commissioners of  
Brevard County, Florida

  
\_\_\_\_\_  
Scott Ellis, Clerk

  
\_\_\_\_\_  
Bryan Lober, Chair

As approved by the Board on: 4/21/2020

Reviewed for legal form and content:

  
\_\_\_\_\_  
Assistant County Attorney

Attest:

DRMP, Inc.  
A Florida Corporation

\_\_\_\_\_  
(Name and Title)

\_\_\_\_\_  
Wayne Chalifoux, P.E., Vice President

#### ACKNOWLEDGMENT

STATE OF FLORIDA  
COUNTY OF ORANGE

I hereby certify that on this day, before me, an officer duly authorized in the state and county aforesaid to take acknowledgments, personally appeared Wayne Chalifoux to me known to be the Vice President of DRMP, Inc., who executed the foregoing instrument, and they acknowledged before me that they executed the same.

Witness my hand and official seal, this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Notary Public  
State of Florida  
My commission expires:

In witness whereof, the parties have hereunto set their hands and seals.

Attest:

Board of County Commissioners of  
Brevard County, Florida

\_\_\_\_\_  
Scott Ellis, Clerk

\_\_\_\_\_  
Bryan Lober, Chair

As approved by the Board on: \_\_\_\_\_

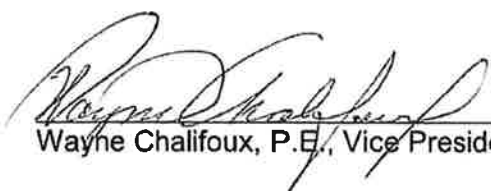
Reviewed for legal form and content:

\_\_\_\_\_  
Assistant County Attorney

Attest:

DRMP, Inc.  
A Florida Corporation

\_\_\_\_\_  
(Name and Title)

  
Wayne Chalifoux, P.E., Vice President

#### ACKNOWLEDGMENT

STATE OF FLORIDA  
COUNTY OF ORANGE

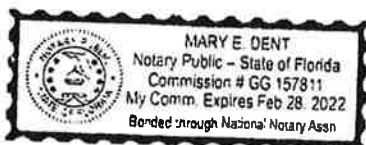
I hereby certify that on this day, before me, an officer duly authorized in the state and county aforesaid to take acknowledgments, personally appeared Wayne Chalifoux to me known to be the Vice President of DRMP, Inc., who executed the foregoing instrument, and they acknowledged before me that they executed the same.

Witness my hand and official seal, this 21 day of April, 2020.



Notary Public  
State of Florida

My commission expires: 2/28/2022



**DRMP, INC.**

PRINCIPALS  
 Lawrence L. Smith, Jr.  
 Wayne D. Chalfoux  
 Donaldson K. Barton, Jr.  
 Glenn J. Lusink  
 Jon S. Meadows  
 Mark D. Prochak  
 Mark E. Puckett



Exhibit "A"

941 Lake Baldwin Lane, Orlando, Florida 32814  
 Phone: 407.896.0594 | Fax: 407.896.4836

April 8, 2020

**DRMP Job # 12-0042.004**

Ms. Tammy Thomas-Wood  
 Public Works Support Service Manager  
 Finance & Contracts  
 Administrations Section  
 Brevard Co. Public Works Department  
 2725 Judge Fran Jameson Way  
 Room A-204  
 Viera, FL 32940-6605

**Subject: Pineda Causeway Grade Separation Overpass  
 Construction Post Design and CEI Services**

Dear Ms. Thomas-Wood:

DRMP is respectfully requesting additional funds necessary to complete the Construction Post Design and CEI Services of the Pineda Causeway Grade Separation Overpass. DRMP acknowledges the contract time has been adjusted to November 12, 2020. This extension, along with potential future contract time adjustments, as granted by the County, requires these additional funds in order for DRMP to continue to provide its services thru this new construction end date. In addition, we have been asked to provide asphalt inspection services which were not part of the original scope. The details are as follows:

**TASK 1: Contract Time Extension**

DRMP's original contract scope and fee for the Post Design and CEI Services was based on 22 months of anticipated construction activities. This task is a request for additional funds related to a construction contract time extension to November 12, 2020 along with potential future contract time adjustments as granted by the County. This additional fee request is based on an anticipated average monthly invoice of \$42,789.00 and was calculated utilizing the past 3 months average as well as anticipated future work efforts.

**TASK 1 Fee****\$375,710.49****TASK 2: CEI**

DRMP will provide Construction Engineering Inspection Services which will include the following additional services:

**Task 2A: Asphalt Inspection**

These inspection services include: monitor and inspect Milling/Paving operations, monitor and inspect Asphalt Plant Operations, complete all associated asphalt inspection reports, record the field and laboratory test results in the appropriate forms for all permanent structural and friction course asphalt pavement. This scope of work also includes performing asphalt inspection for all temporary pavement. The

OFFICES  
 Asheboro, North Carolina  
 Boca Raton, Florida  
 Cary, North Carolina  
 Charlotte, North Carolina  
 Chipley, Florida  
 Fort Myers, Florida  
 Gainesville, Florida  
 Jacksonville, Florida  
 Lakeland, Florida  
 Melbourne, Florida  
 Orlando, Florida  
 Panama City Beach, Florida  
 Pensacola, Florida  
 Stockbridge, Georgia  
 Tallahassee, Florida  
 Tampa, Florida  
 Troutman, North Carolina

1 833 811 3767  
 www.DRMP.com



temporary pavement inspection consists of visual inspection including but not limited to temperature checks, cross slope measurements, depth measurements.

**Task 2A Fee**

**\$102,000.00**

**Task 2B: Asphalt Cores**

This includes randomly identifying core locations throughout the structural asphalt pavement. Asphalt cores will be tested in laboratory for density and asphalt content.

**Task 2B Fee**

**\$5,000.00**

**Compensation Summary:**

Task	Task Description	Fee
1.	Month Contract Extension	
	A. 13 Months of Additional Invoicing (beginning with April invoice for March work effort) at \$42,789.00 per month	\$556,257.00
	B. Less Remaining Funds in Contract as of February 26, 2020 (March Invoice)	<u>-\$180,546.51</u>
	C. Sub-Total	\$375,710.49
2A.	Asphalt Inspection	\$102,000.00
2B.	Asphalt Cores	\$5,000.00
	<b>Total Limiting Amount Fee</b>	<b>\$482,710.49</b>

We sincerely appreciate the opportunity to continue to provide these professional services and look forward to the successful completion of the Pineda Causeway. Should you need any additional information or have any questions, please do not hesitate to call.

Sincerely,  
**DRMP, Inc.**

Wayne D. Chalifoux, PE  
Vice President

CC: John Burkett  
Ryan Pellarin  
Rasha Al Obaydi



Tammy Rowe, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

Telephone: (321) 637-2001  
Fax: (321) 264-6972  
Tammy.Rowe@brevardclerk.us

April 22, 2020

**MEMORANDUM**

**TO:** Corrina Gumm, Interim Public Works Director

**RE:** Item F.5., Approval for Task Order PO-005 with DRMP, Inc. for Additional Construction Management Services for the Pineda Causeway Grade Separation Overpass of the Florida East Coast Railway

The Board of County Commissioners, in regular session on April 21, 2020, approved and authorized the Chair to execute Task Order PO-005 in the amount of \$482,710.49 for additional construction management services with DRMP, Inc. for the Pineda Causeway Grade Separation Overpass of the Florida East Coast Railway; and approved any budget change requests associated with this action. Enclosed is the executed Task Order PO-005.

**Upon execution by all parties, please return a fully-executed Task Order to this office for inclusion of the official minutes.**

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS  
SCOTT ELLIS, CLERK

Kimberly Powell, Deputy Clerk

Encl. (1)

cc: Contracts Administration  
Finance  
Budget

BREVARD COUNTY  
BOARD OF COUNTY COMMISSIONERS

## INITIAL CONTRACT REVIEW AND APPROVAL FORM

### SECTION I - GENERAL INFORMATION

1. Contractor: DRMP, Inc.	
2. Fund/Account #: 1700	3. Department Name: Public Works
4. Contract Description: Task Order PO-005 Pineda Causeway Overpass	
5. Contract Monitor: Jeanette Scott	7. Contract Type:  CONSULTANT
6. Dept/Office Director: Corrina Gumm, Interim Public Works Director	

### SECTION II - REVIEW AND APPROVAL TO ADVERTISE

<u>COUNTY OFFICE</u>	<u>APPROVAL</u>		<u>SIGNATURE</u>	<u>DATE</u>
	<u>YES</u>	<u>NO</u>		
User Agency	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
Risk Management	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____
County Attorney	<input type="checkbox"/>	<input type="checkbox"/>	_____	_____

### SECTION III - REVIEW AND APPROVAL TO EXECUTE

<u>COUNTY OFFICE</u>	<u>APPROVAL</u>		<u>SIGNATURE</u>	<u>DATE</u>
	<u>YES</u>	<u>NO</u>		
User Agency	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	04/14/2020
Risk Management	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	04/14/2020
County Attorney	<input checked="" type="checkbox"/>	<input type="checkbox"/>	_____	04/14/2020

### SECTION IV - CONTRACTS MANAGEMENT DATABASE CHECKLIST

CM DATABASE REQUIRED FIELDS	Complete ✓
Department Information	<input type="checkbox"/>
Department	<input type="checkbox"/>
Program	<input type="checkbox"/>
Contact Name	<input type="checkbox"/>
Cost Center, Fund, and G/L Account	<input type="checkbox"/>
Vendor Information (SAP Vendor #)	<input type="checkbox"/>
Contract Status	<input type="checkbox"/>
Contract Title	<input type="checkbox"/>
Contract Type	<input type="checkbox"/>
Contract Amount	<input type="checkbox"/>
Storage Location (SAP)	<input type="checkbox"/>
Contract Approval Date	<input type="checkbox"/>
Contract Effective Date	<input type="checkbox"/>
Contract Expiration Date	<input type="checkbox"/>
Contract Absolute End Date (No Additional Renewals/Extensions)	<input type="checkbox"/>
Material Group	<input type="checkbox"/>
Contract Documents Uploaded in CM database (Initial Contract Form with County Attorney/ Risk Management Approval; Signed/Executed Contract)	<input type="checkbox"/>
"Right To Audit" Clause Included in Contract	<input type="checkbox"/>
Monitored items: Uploaded to database (Insurance, Bonds, etc.)	<input type="checkbox"/>

BREVARD COUNTY  
BOARD OF COUNTY COMMISSIONERS

## INITIAL CONTRACT REVIEW AND APPROVAL FORM

### SECTION I - GENERAL INFORMATION

1. Contractor:	
2. Fund/Account #:	3. Department Name:
4. Contract Description:	
5. Contract Monitor:	7. Contract Type:
6. Dept/Office Director:	

### SECTION II - REVIEW AND APPROVAL TO ADVERTISE

<u>COUNTY OFFICE</u>	<u>APPROVAL</u> <u>YES</u> <u>NO</u>	<u>SIGNATURE</u>	<u>DATE</u>
User Agency			
Risk Management			
County Attorney			

### SECTION III - REVIEW AND APPROVAL TO EXECUTE

<u>COUNTY OFFICE</u>	<u>APPROVAL</u> <u>YES</u> <u>NO</u>	<u>SIGNATURE</u>	<u>DATE</u>
User Agency			04/14/2020
Risk Management			04/14/2020
County Attorney			04/14/2020

### SECTION IV - CONTRACTS MANAGEMENT DATABASE CHECKLIST

CM DATABASE REQUIRED FIELDS	Complete ✓
Department Information	
Department	
Program	
Contact Name	
Cost Center, Fund, and G/L Account	
Vendor Information (SAP Vendor #)	
Contract Status	
Contract Title	
Contract Type	
Contract Amount	
Storage Location (SAP)	
Contract Approval Date	
Contract Effective Date	
Contract Expiration Date	
Contract Absolute End Date (No Additional Renewals/Extensions)	
Material Group	
Contract Documents Uploaded in CM database (Initial Contract Form with County Attorney/ Risk Management Approval; Signed/Executed Contract)	
"Right To Audit" Clause Included in Contract	
Monitored items: Uploaded to database (Insurance, Bonds, etc.)	