15-00134

THIRD AMENDMENT TO AGREEMENT (CONSTRUCTION MANAGER-AT-RISK SERVICES)

THIS THIRD AMENDMENT (the "Third Amendment") to the Contract for Construction Manager-at-Risk Services is made and entered into this <u>19th day of August</u>, <u>2015</u> by and between the CITY OF NAPLES, a Florida Municipal Corporation (the "City"), and MANHATTAN CONSTRUCTION (FLORIDA), INCORPORATED, a Florida Profit Corporation (the Consultant").

WHEREAS, the City and the Consultant entered into that certain Agreement to furnish Contract for Construction Manager-at-Risk Services, dated March 4, 2015 (the "Original Agreement") (Reference Original Bid No. RFQ 15-004 and Original Clerk Tracking No. 15-00023 for services associated with Construction Manager at Risk Pier Renovation Project: Third Amendment: Attachment A-1: Concession Stand, Storage & Fishing Pavilions Improvements; Attachment A-2: Pier Fire Line renovation additions to the ('Project'); and

WHEREAS, the parties desire to amend the Original Agreement by this Third Amendment so that the Consultant will provide additional services pursuant to the terms and conditions contained herein.

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, and in consideration of the mutual covenants, promises and conditions herein set forth, it is hereby acknowledged and agreed as follows:

- 1. The above recitals are true and correct and are incorporated herein by this Reference.
- 2. "Article Three, Time" shall be amended to **November 10, 2015** for the provision of additional time the Consultant will have for the completion and close out of the **Construction Manager at Risk Pier Renovation Project.**
- 3. "Article Four, Compensation" shall be amended for the provision of additional fees by the Consultant in the amount of \$219,363.00 as indicated in Attachment A-1: \$144,966.00 for Concession Stand, Storage & Fishing Pavilions Improvements and Attachment A-2: \$74,397.00 for added Pier Fire Line renovation additions to the Project. Both of the Attachments A-1 & A-2 Scope of Services and Basis of Compensation are attached and made a part of this Third Amendment.
- 4. The terms of this Third Amendment shall control and take precedence over any and all terms, provisions and conditions of Original Agreement which might vary, contradict or otherwise be inconsistent with the terms and conditions hereof. All of the other terms, provisions and conditions of Original Agreement, except as expressly amended and modified by this Third Amendment, shall remain unchanged and are hereby ratified and confirmed and shall remain in full force and effect.

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5. This Third Amendment may be executed in any number of counterparts, each of which shall be deemed to be an original as against any part whose signature appears thereon and all of which shall together constitute one and the same instrument.

IN WITNESS WHEREOF, the City and the Consultant have caused this Third Amendment to be duly executed by their duly authorized officers, all as of the day and year first above written.

ATTES Bv: Patricla SSOSCIMLESSO

<u>CITY:</u>

CITY OF NAPLES, FLORIDA

Bv: (

A. William Moss, City Manager

Approved as to form and legal sufficiency:

Robert D. Pritt, City Attorney

itness (Signature)

Printed ValKy (14

CONSULTANT:

MANHATTAN CONSTRUCTION (FL), INC.

3705-1 Westview Drive Naples, Florida 34104 Attention**/Gordon Knapp**, Senior Vice President

By: (Signature)

Printed Name: GORDON KNAM

Title: VK

FEI/EIN Number: On File A Florida Profit Corporation

2



August 11, 2015

Mr. Rony Joel 573 Baid Eagle Drive Marco Island, FL 34145

Project: Naples Pier & Restroom Renovations RE: Concession Stand, Storage & Fishing Pavilions Improvements

Dear Mr. Joel:

We are pleased to provide you with a lump sum proposal for the additional scope of work requested for the Naples Pier & Restroom Renovations project which includes roof replacement, new siding & associated framing, shutter replacement, door/frame/hardware replacement, new Ipe (exterior) and granite (interior) countertops, new TV wall framing & glass with shutter, new restroom entrance opening shutters, painting and associated demolition for the pier building upgrades. The attached proposal is based on field discussions and RFI #12. This proposal is valid until \$/21/15.

If you have any questions, please feel free to call.

Sincerely yours,

MANHATTAN CONSTRUCTION

Brate Mont:

Brett Martin Project Manager

RFQ 15-004

NAPLES PIER & RESTROOM RENOVATIONS CONCESSION STAND, STORAGE & FISHING PAVILIONS IMPROVEMENTS Estimate Summary

10 Schedule Change Days

Manhattan Construction 3705-1 Westview Drive Naples, Fl. 34104 Phone: 239-656-4778

1	Remove & Install New Roofing	\$65,843
2	Remove Existing Shakes and Felt	incl in above
3	Install new 5/8" CDX plywood on existing battens	incl in above
4.	Install Polystick 60 mil membrane & felt at shakes	incl in above
5	Install Hand Split 24" cedar shakes	Incl in above
6	Install Metal flashing and trim - 24 ga standard kynar	incl in above
7	Remove existing deteriorated wall framing, siding & trim	\$1,800
8	Install new well framing and marine plywood as necessary	\$3,800
9	Install hardle board siding, trim & moisture barrier	\$21,560
10	Install (3) new doors, frames & hardware at concession & storage	\$3,000
11	Remove & install new counter brackets & lpe counter (outside)	\$1,800
12	Remove & install new counter brackets & Level 1 granite countertop (inside)	\$3,000
13	Install (3) new manual operated window shutters	\$5,000
14	Install well framing & support for 42" TV (provided by other)	\$750
15	Install impact glass at TV viewing box	\$600
16	Install (1) new manual operated window shutter for TV	\$950
17	Install (2) new manual operated shutters at restroom openings	\$5,500
18	Caulting & Painting	\$5,000
19	Protection of New Deck	\$1,750
20	Disposal / Dumpster Rental	\$2,500
21	General Conditions	\$12,285
22	GL, Longshoreman's & Builders Risk Insurance (2%)	\$2,457
23	Performance & Payment Bond (1%)	\$1,229
. 24	Fea (5%)	<u>\$6,143</u>

*This proposal is our interpretation of scope. No design, details or specs were provided

*This proposal excludes permits and assumes no further improvements are necessary for code compliance

*This proposal excludes removal and replacement of existing coder lattice, gable wall & exposed ridge beams

*This proposal ancludes removal and replacement of existing trusses & fascia

*This proposal excludes fascia on fishing pavilion (None existing)





August 11, 2015

Mr. Rony Joel 573 Baid Eagle Drive Marco Island, FL 34145

Project: Naples Pier & Restroom Renovations RE: Added Pier Fire Line (Revised - VE)

Dear Mr. Joel:

We are pleased to provide you with a proposal for the additional scope of work requested for the Naples Pier & Restroom Renovations project which includes a complete design build package of a manual 4" dry SS standpipe system on the pier ending at the concession stand. The attached proposal is based on field discussions, meetings with the Fire Dept. and City requested revision from our previous proposal for the fire line on the entire pier (AR#8). The time extension requested to complete this added scope is 5 days. This proposal is valid until 8/21/15.

If you have any questions, please feel free to call.

Sincerely yours,

MANHATTAN CONSTRUCTION

Brath Mont-

Brett Martin Project Manager



Authorization Request

Detailed Form, Grouped by Humber (with Cill Breakd

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005	Fee	\$3,600.00

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