



**Department of Engineering
and Public Works**

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**Palm Beach County
Board of County
Commissioners**

Melissa McKinlay, Mayor

Mack Bernard, Vice Mayor

Hal R. Valeche

Paulette Burdick

Dave Kerner

Steven L. Abrams

Mary Lou Berger

County Administrator

Verdenia C. Baker

*"An Equal Opportunity
Affirmative Action Employer"*



May 7, 2018

Network Engineering Services, Inc. d/b/a Bolton Perez & Associates, Inc.
7205 Corporate Center Drive, Suite 201
Miami, Florida 33126
Attn: Mr. Joaquin Perez, P.E., President

**RE: INTERSECTION IMPROVEMENTS ANNUAL SERVICES
CONTRACT ON A WORK TASK ORDER BASIS
RESOLUTION NO.: R2017-0778
CONTRACT DATED: JUNE 20, 2017**

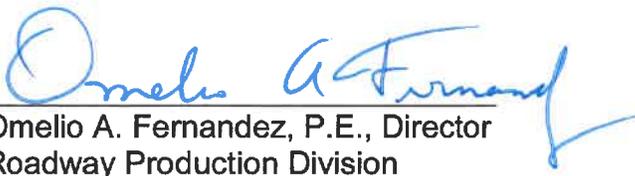
Mr. Perez:

This letter serves as your **"Notice to Proceed"** with the above referenced Annual Service Renewal, which was approved by the Board of County Commissioners (Board) on May 1, 2018 (R2018-0634).

The County User Departments will be in touch with you when your services are required.

If you have any questions, please feel free to contact Holly B. Knight, at 561-684-4122.

Sincerely,


Omelio A. Fernandez, P.E., Director
Roadway Production Division

OAF:jd

Attachment

pc: Administrative Services, Fiscal (NTP)
Contract Development & Control
Office of Small Business Assistance
Finance Department
CCNA File (w/original)
John Chesher, Director, Capital Improvements
James Stiles, Director, Water Utilities
Deborah L. Drum, Director of E.R.M
Bruce Pelly, Director, Department of Airports

ec: Omelio A. Fernandez, P.E., Director, Roadway Production Division
Morton L. Rose, P.E., Assistant Director, Roadway Production Division
Holly B. Knight, P.E., Contracts Section Manager, Roadway Production Division
Vanessa Jagoo, TA III, Roadway Production Division

R2018 0634

MAY 0 1 2018

**FIRST AMENDMENT TO THE ANNUAL INTERSECTION IMPROVEMENTS
CONTRACT NO. R2017-0778
DATED JUNE 20, 2017, BY AND BETWEEN
NETWORK ENGINEERING SERVICES, INC. d/b/a BOLTON PEREZ &
ASSOCIATES, INC. AND PALM BEACH COUNTY**

THIS FIRST AMENDMENT to the Annual Intersection Improvements Contract dated June 20, 2017, (R2017-0778), hereinafter "CONTRACT" by and between Network Engineering Services, Inc. d/b/a Bolton Perez & Associates, Inc., hereinafter "CONSULTANT" and the Board of County Commissioners of Palm Beach County, a political subdivision of the state of Florida, hereinafter, "COUNTY".

W I T N E S S E T H

WHEREAS, on June 20, 2017, the CONSULTANT and COUNTY entered into a twelve month Annual Intersection Improvements Contract for engineering services and other related tasks throughout Palm Beach County; and

WHEREAS, the CONTRACT provides that the contract may be extended, at the COUNTY's option for a defined period of time, not to exceed thirty-six months total contract time, upon approval of the Board of County Commissioners; and

WHEREAS, this is the first of the two allowable one (1) year term CONTRACT extensions per section 4.1; and

WHEREAS, by this amendment, the CONSULTANT and the COUNTY mutually agree to amend the CONTRACT terms to extend the expiration date of the CONTRACT from June 19, 2018 to June 19, 2019, with all original terms, conditions and unit prices adhered to; and

WHEREAS, the original CONTRACT provides in section 5.3.2 that the rates may be adjusted by negotiation; and

WHEREAS, by this amendment, the CONSULTANT and the COUNTY mutually agree to amend the CONTRACT terms to modify the Fee Schedule of the CONTRACT to the revised Fee Schedule provided by the CONSULTANT dated January 18, 2018, and attached hereto as **Exhibit B1**; and

WHEREAS, by this amendment, the CONSULTANT and the COUNTY mutually agree to add to the CONTRACT SECTION 22 – **ADDITIONAL REPORTING**.

NOW, THEREFORE, in consideration of the mutual covenants, promises, and agreements herein contained, the parties agree as follows:

- 1. The above recitations are true and correct and incorporated herein.

2. The CONSULTANT warrants and represents that all of its employees are treated equally during employment without regard to race, color, religion, disability, sex, age, national origin, ancestry, marital status, familial status, sexual orientation, gender identity and expression, or genetic information pursuant to Palm Beach County Resolution R-2017-1770, as may be amended.
3. Add the following: SECTION 22 – **ADDITIONAL REPORTING**

COUNTY requires CONSULTANT to track during the CONTRACT, and report at the end of the CONTRACT, the county of residence of the Consultant's employees and its subconsultants' employees. CONSULTANT agrees to prepare and provide the required report with its request for final payment.
4. The CONTRACT, dated June 20, 2017, between the CONSULTANT and the COUNTY is hereby amended to extend the expiration date of the CONTRACT from June 19, 2018 to June 19, 2019.
5. The Fee Schedule shown as **Exhibit B** in the Original Contract is hereby modified as shown in the revised Fee Schedule provided by the CONSULTANT dated January 18, 2018, and attached hereto as **Exhibit B1**.
6. It is the intent of the parties hereto that this Amendment shall not become binding until the date executed by the COUNTY.
7. Except as provided herein, all other provisions of the Annual Intersection Improvements Contract dated June 20, 2017, hereby confirmed shall remain in full force and effect.

REMAINDER OF PAGE LEFT INTENTIONALLY BLANK

IN WITNESS WHEREOF, the parties have caused this Amendment to the Annual Intersection Improvements Contract (R2017-0778) to be executed and sealed this MAY 01 2018 day of _____, 20__.

OWNER:

Palm Beach County, Florida, a Political Subdivision of the State of Florida

R2018 0634

BOARD OF COUNTY COMMISSIONERS

BY: Melissa McKinlay
Melissa McKinlay, Mayor

CONSULTANT:

Network Engineering Services, Inc.
d/b/a Bolton Perez & Associates, Inc.
a Florida Corporation

BY: Joaquin Perez 11/18/18
Joaquin Perez, P.E., President



SEAL

CORPORATE SEAL

ATTEST:

Sharon R. Bock, Clerk & Comptroller
Circuit Court

ATTEST WITNESS:

BY: Vivian Perez
(Print Name)

[Signature]
(Signature)

BY: Tracey Powell
(Print Name)
Tracey Powell
(Signature)



BY: Jennifer Bolton
(Print Name)

[Signature]
(Signature)

APPROVED AS TO TERMS AND CONDITIONS:

BY: Omelio A. Fernandez
Omelio A. Fernandez, P.E.
Director of Roadway Production

APPROVED AS TO FORM & LEGAL SUFFICIENCY:

BY: [Signature]
Yelzaveta B. Herman,
Assistant County Attorney



*Rates OK
HK*

**PBC 2018 First Renewal for Intersection Improvements Annual Services Contract
on a Task Work Order Basis (R2017-0778) - Effective June 20, 2018 through June 19, 2019**

Classification	Raw Hourly Rate	Revised Hourly Rate	Multiplier	Original Contract Rate	Proposed Contract Rate
CADD/Computer Technician	\$17.25	\$17.77	2.8468	\$49.11	\$50.58
Chief Engineer	\$78.00	\$80.34	2.8468	\$222.05	\$228.71
Designer	\$31.50	\$32.45	2.8468	\$89.67	\$92.36
Engineer	\$34.00	\$35.02	2.8468	\$96.79	\$99.69
Engineering Intern	\$27.50	\$28.33	2.8468	\$78.29	\$80.64
Project Manager	\$70.00	\$72.10	2.8468	\$199.28	\$205.25
Senior Engineer	\$60.00	\$61.80	2.8468	\$170.81	\$175.93
Senior Project Engineer	\$46.00	\$47.38	2.8468	\$130.95	\$134.88
FDOT 2016/2017 Audit Information					
Salaries	100.00%				
Home Office Overhead Rate	154.18%				
Operating Margin	43.00%				
CDAF - n/a	0.00%				
FCCM	0.066%				
Direct Expense	2.12%				
Proposed Multiplier	299.37%				
Allowed Multiplier	~ 2.8468				

Joaquin Perez

Joaquin Perez, PE, President

January 18, 2018

DESCRIPTIONS (Continued from Page 1)

ongoing operations on per project basis, coverage is primary and non contributory. Waiver of subrogation in favor of the additional insureds applies to all policies listed above as required by written contract. Thirty (30) days prior written notice of cancellation except 10 days for non payment of premium will be given on all policies listed above. Professional Liability retro date is 03/01/1997.