

SERVICES AUTHORIZATION #4(b) ENGINEERING SERVICES AGREEMENT

THIS SERVICES AUTHORIZATION is made and entered into this _____ day of _____, 20____, by and between the **City of Orlando, Florida**, a municipal corporation existing under the laws of the State of Florida (CITY), and **CDM Smith Inc.**, doing business locally at 2301 Maitland Center Parkway, Suite 300, Maitland, Florida 32751 (ENGINEER).

WHEREAS, the CITY and the ENGINEER have previously entered into an agreement for the ENGINEER's professional services (Agreement) on October 11, 2011, concerning the Orlando LAP Construction Engineering & Inspection (CEI) Project (Project); and

WHEREAS, the Agreement was approved and authorized by the City Council and signed by the Mayor Pro Tem and City Clerk, as Documentary #111003I04; and

WHEREAS, the CITY and the ENGINEER wish to amend the Agreement as set forth herein; and

WHEREAS, the CITY and the ENGINEER now wish to memorialize their understanding for the ENGINEER's additional professional services for the Project.

NOW, THEREFORE, in consideration of the mutual promises and covenants contained herein and given one to the other, the sufficiency of which is hereby acknowledged, the parties agree as follows:

I. SCOPE OF SERVICES

The scope of services has been agreed to by the parties, and is attached hereto and incorporated herein, by reference, as EXHIBIT I.

II. FEE

The additional not-to-exceed fee of \$10,665.60 has been agreed to by the parties as set forth on EXHIBIT I.

III. TERM

ENGINEER shall complete all work in accordance with the timeframes set forth in the scope of services, if any, provided, however, that all work and the term of the Services Authorization shall be completed by the end of business (5:00 p.m.) on May 31, 2015. It is also agreed that the CITY shall have an option for extension of this Services Authorization as necessary to complete the present scope of Services (EXHIBIT I) or to provide additional services.

IV. ENTIRE AGREEMENT

This Services Authorization supersedes all previous services authorizations, amendments, agreements, or representations, either verbal or written, heretofore in effect between the CITY and the ENGINEER that may have concerned the matters covered herein, except that this Services Authorization shall in no way supersede or amend the Agreement or other services authorizations or amendments except as specifically provided herein. No additions, alterations, or variations to the terms of this Services Authorization shall be valid, nor can the provisions of this Services Authorization be waived by either party, unless such additions, alterations, or waivers are expressly set forth in writing in a document duly executed by both parties. ENGINEER acknowledges and agrees that any proposals or proposed agreements from subconsultants attached to this Services Authorization are attached solely to reflect the scopes of work to be performed and the fees to be charged by such subconsultants. By executing this Services Authorization, the CITY does not become a party thereto or bound by the terms thereof.

IN WITNESS WHEREOF, the parties hereto have executed this Services Authorization on the day and year first written above.

City of Orlando, Florida

By: _____
Mayor Pro Tem

ATTEST:

Alana C. Brenner, City Clerk

(SEAL)

APPROVE AS TO FORM AND LEGALITY
for the use and reliance of the
City of Orlando, Florida, only.

_____, 20____.

Assistant City Attorney
Orlando, Florida

CDM Smith Inc.

By: _____

(Print Name)

Title: _____

STATE OF FLORIDA }

COUNTY OF _____ }

PERSONALLY APPEARED before me, the undersigned authority, _____, [] well known to me or [] who has produced _____ as identification, and known by me to be the _____ of the corporation named above, and acknowledged before me that he/she executed the foregoing instrument on behalf of said corporation as its true act and deed, and that he/she was duly authorized to do so.

WITNESS my hand and official seal this ____ day of _____, 20____.

NOTARY PUBLIC

Print Name: _____

My Commission Expires: _____