

**ADDENDUM NO. 15
TO THE AGREEMENT DATED APRIL 18, 2023
BETWEEN GREATER ORLANDO AVIATION AUTHORITY
AND AVCON, INC.**

Project: Engineering Consulting, Bid & Award Services for V-1042 B-Side Commercial Lanes Canopies Rehabilitation, Orlando International Airport

THIS ADDENDUM is effective this 17th day of September, 2024, by and between the **GREATER ORLANDO AVIATION AUTHORITY** (“Aviation Authority”), and **AVCON, INC.** (“Consultant”).

WITNESSETH:

WHEREAS, by Agreement dated April 18, 2023, Aviation Authority and Consultant entered into an agreement for Consultant to provide Continuing Civil Engineering Consulting Services; and

WHEREAS, under the Agreement, Consultant agreed to perform such additional services for the Aviation Authority as are contained in any additional scope of work established by the Aviation Authority in any addendum to the Agreement and accepted in writing by the Consultant; and

WHEREAS, the Aviation Authority and the Consultant desire to enter into this Addendum to the Agreement to provide for additional services to be rendered by the Consultant under the terms of said Agreement.

NOW, THEREFORE, in consideration of the premises and the mutual covenants herein contained, the Aviation Authority and the Consultant do hereby agree as follows:

1. Consultant shall perform additional services in accordance with the terms of the Agreement and the attached Exhibit “A.” Consultant shall be paid for such additional services according to the payment terms set forth in the Agreement.

2. Consultant shall be compensated for such additional services in the **NOT TO EXCEED amount of SIX THOUSAND NINE HUNDRED EIGHTY-FOUR AND NO/100 DOLLARS (\$6,984.00)**, broken down as follows:

Professional Fees:	NTE:	\$6,984.00
Professional Fees:	LS:	\$0.00
Reimbursable Expenses:	NTE:	<u>\$976.00</u>
Total:		\$6,984.00

3. A. Consultant hereby certifies that it is not on the Scrutinized Companies that Boycott Israel List and is not engaged in a boycott of Israel, as defined in Florida Statutes § 287.135, as amended;

AND

B. (applicable to agreements that may be \$1,000,000 or more) - Consultant hereby certifies that it is: (1) not on the Scrutinized Companies with Activities in Sudan List or the Scrutinized Companies with Activities in the Iran Petroleum Energy Sector List as defined in Florida Statutes § 287.135; and (2) not engaged in business operations in Cuba or Syria, as defined in Florida Statutes § 287.135, as amended.


4. Aviation Authority may terminate the Agreement for cause and without the opportunity to cure if the Consultant is found to have submitted a false certification or has been placed on the Scrutinized Companies that Boycott Israel List or is engaged in a boycott of Israel.

In the event the Agreement is for One Million Dollars (\$1,000,000.00) or more, Aviation Authority may terminate this Agreement for cause and without the opportunity to cure if the Consultant is found to have submitted a false certification or has been placed on the Scrutinized Companies with Activities in Sudan List or the Scrutinized Companies with Activities in the Iran Petroleum Energy Sector List or is engaged in business operations in Cuba or Syria.

5. Except as expressly modified in this Addendum, the Agreement dated April 18, 2023 and all prior addenda will remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto by their duly authorized representatives, have executed this Addendum this day of Sep 19, 2024.

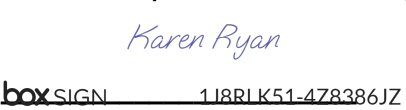
GREATER ORLANDO AVIATION AUTHORITY



By: box SIGN 4W88Q9ZJ-4Z8386JZ

Max Marble
Sr. Vice President, Capital Programs

**Approved as to Form and Legality
(for the benefit of GOAA only)
this day of Sep 18, 2024**



By: box SIGN 1J8RLK51-4Z8386JZ
**NELSON MULLINS RILEY AND
SCARBOROUGH, Legal Counsel
Greater Orlando Aviation Authority**

AVCON, INC.



By: box SIGN 4W8779J8-4Z8386JZ

Signature (Duly Authorized Rep.)

Sandeep Singh

Printed Name

President

Title

MEMORANDUM

TO: Members of the Construction Committee

FROM: Scott Shedek, Vice President of Construction

DATE: September 17, 2024

ITEM DESCRIPTION

Request for Approval of an Addendum to the Continuing Civil Engineering Consultant Services Agreement with AVCON, Inc. for Engineering Consulting, Bid & Award Services for V-01042 B-Side Commercial Lanes Canopies Rehabilitation at Orlando International Airport.

BACKGROUND

On March 15, 2023, the Aviation Authority approved an agreement with AVCON, Inc. for Continuing Civil Engineering Consultant Services at the Orlando International Airport.

ISSUES

Consultant’s proposal, dated September 09, 2024, is to provide professional engineering services for the Inspection, Evaluation of costs, Bid & Award services for the referenced project. The scope of this project is to rehabilitate the structural steel and replace the canopy membranes on the Terminal B commercial lane.

If approved, services will be effective the date of Construction Committee approval.

This continuing consultant was selected for this task based on (all that apply):

- Experience
- Available Personnel
- Current Workload
- Expertise
- Equitable Distribution
- Other: _____

SMALL BUSINESS

The MWBE/LDB participation has been reviewed by the Office of Small Business Development. Their findings and recommendation are attached.

ALTERNATIVES

None.

FISCAL IMPACT

Funding is from the previously approved Capital Expenditure Fund 308.631.611.5660003.000.501524. Funding source verified by Malvin Martinez of Construction Finance on 09 / 11 / 24 as correct and available.

EXHIBIT A

CC
ITEM IV-B
9/17/2024

RECOMMENDED ACTION

It is respectfully requested that the Construction Committee approve an Addendum to the Continuing Civil Engineering Consultant Services Agreement with AVCON, Inc. for the services contained herein and the amount as shown below:

Not to Exceed Fees	\$6,984.00
Lump Sum Fees	\$0.00
Not to Exceed Expenses	\$0.00
TOTAL	\$6,984.00
AAC – Compliance Review Date	<i>SJ</i> 09/10/24
AAC – Funding Eligibility Review Date	09/10/24



AVCON, INC.
Engineers & Planners

5555 E. Michigan St., Suite 200
Orlando, Florida 32822
Phone: (407) 599-1122
Fax: (407) 599-1133
www.avconinc.com

September 9, 2024

Mr. Scott Shedek, P.E.
Vice President of Construction
Greater Orlando Aviation Authority
11314 Terminal C Service Road
Orlando, FL 32824

Attn: Mr. Colin Paterson, CCM

Reference: **Proposal for Professional Engineering Services
V-01042, Steel Repairs and Repainting of Structural Steel
B-side Commercial Lane Canopies
Orlando International Airport**

Dear Mr. Shedek:

Pursuant to our recent discussions and clarifications, **AVCON INC** (AVCON) has prepared the following proposal to provide professional engineering services for the design of **V-01042, Steel Repairs and Repainting of Structural Steel, B-side Commercial Lanes, Orlando International Airport (MCO)**. This proposal includes an evaluation of the Commercial Lane canopy structures and development of construction plans/specs for repairs.

Under V-00992, AVCON assessed many of the existing canopy modules selected for paint resurfacing and steel clip and the Polytetrafluoroethylene (PTFE) tension fabric connection replacement. The goal of this new project is to revisit the disrepairs at B-side Commercial Lanes canopy and update the plan and details and administer to the construction phase services similar to which was done on the V-00992 project.

To meet the above-stated objectives, AVCON will perform the following general outline of work:

1. A visual inspection of the existing Commercial Lane canopy structures (B side) for any disrepair advancements beyond the condition in the previous 2023 inspections,
 - a. Design Phase Services includes preparation of a contract document set for bidding purposes from the V-00992 with site-specific Safety and Security requirements, maintenance of vehicle and pedestrian traffic (MOT) plans, and performance specifications for steel preparation and multi-coat paint system.
 - b. Responses to GOAA's and the OAR's design review comments.
2. Bid Phase Service, which include:
 - a. Issuance of Bid Documents.
 - b. Assistance with bidding such as preparing bid forms, attending a Pre-bid meeting, response to bidder questions, and award selection process.
 - c. Prepare and issue conformed documents.



3. Construction Phase Services have been excluded at this time.

Deliverables

The Project will encompass electronic signed and sealed Construction Documents to be used during internal reviews, bidding, and construction, and final record drawings.

Design and Post Design Fees

For the above noted Scope of Work, **AVCON** proposes a Total Not-to-Exceed Project Fee of **Six thousand, nine hundred and eighty-four and 00/100 dollars (\$6,984.00)** including reimbursable expenses, as set forth in the attached C-Tables.

Based on the specialized nature and size of this assignment, the work will be performed by AVCON personnel only. There are no additional testing or survey services proposed, and AVCON has not identified any opportunities to engage in a sub-consultant for support during design or construction.

Thank you for considering AVCON to perform these services on behalf of the Authority. We look forward to working with you in facilitating the necessary repairs and extending the life of this critical infrastructure at Orlando International Airport.

Sincerely,

AVCON, INC.

A handwritten signature in blue ink that reads "James A. Kriss". The signature is fluid and cursive, with the first name being the most prominent.

James A. Kriss, P.E.
Sr. Vice President

Enclosures

Cc: Rick Baldocchi, P.E., AVCON Structures
Dominick Fiorentino, P.E., AVCON Structures

EXHIBIT A - CONSULTANT'S COMPENSATION PROPOSAL
TABLE C-1
SUMMARY OF TOTAL CONTRACT VALUE

V-01042, Steel Repairs and Repainting of Structural Steel B-side Commercial Lane Canopies

Phase of Project:	Inspection & Reporting	Schematic 30%	Development 60%	Const. Docs. 95%	Bidding & Award	SUBTOTAL	Const. Admin.	Record Documents	TOTAL CONTRACT
1.0 Lump Sum Fee:	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
2.0 Not to Exceed Reimbursable Fees:	\$2,360	\$0	\$0	\$0	\$4,624	\$6,984	\$0	\$0	\$6,984
3.0 Not to Exceed Reimbursable Expenses:	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
4.0 TOTAL CONTRACT VALUE:	\$2,360	\$0	\$0	\$0	\$4,624	\$6,984	\$0	\$0	\$6,984

Total Lump Sum Labor Hours:	0	0	0	0	0	0	0	0	0
Total Not to Exceed Reimbursable Labor Hours:	12	0	0	0	34	46	0	0	46
TOTAL LABOR HOURS:	12	0	0	0	34	46	0	0	46
Average Hourly Rate:									\$151.83

Notes:

1. The lump sum cells in Table C-1 are linked to Table C-2 values
2. The Not to Exceed cells in Table C-1 are linked to Table C-4 values
3. The linked cells are based on a maximum of 5 subconsultants; if more than 5 are included enter all values manually.

EXHIBIT A - CONSULTANT'S COMPENSATION PROPOSAL
TABLE C-4
SUMMARY OF NOT TO EXCEED REIMBURSABLE FEES AND EXPENSES

V-01042, Steel Repairs and Repainting of Structural Steel B-side Commercial Lane Canopies

Phase of Project:	Preliminary Design		Schematic (30%)		Development (60%)		Const. Docs. (95%)		Bidding & Award		Const. Admin.		Record Documents		TOTAL		
	labor hours	Total Fee	labor hours	Total Fee	labor hours	Total Fee	labor hours	Total Fee	labor hours	Total Fee	labor hours	Total Fee	labor hours	Total Fee	labor hours	Cost	Avg. Rate
Consultant - AVCON, Inc.																	
Not to Exceed Reimbursable Fee	12	\$2,360	0	\$0	0	\$0	0	\$0	34	\$4,624	0	\$0	0	\$0	46	\$6,984	\$151.83
Not to Exceed Reimbursable Expenses														\$0		\$0	
Sub-Total Designer	12	\$2,360	0	\$0	0	\$0	0	\$0	34	\$4,624	0	\$0	0	\$0	46	\$6,984	\$151.83
Subconsultant No. 1																	
Not to Exceed Reimbursable Fee	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	#DIV/0!
Not to Exceed Reimbursable Expenses		\$0												\$0		\$0	
Sub-Total Subconsultant No. 1	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	#DIV/0!
Subconsultant No. 2																	
Not to Exceed Reimbursable Fee	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	#DIV/0!
Not to Exceed Reimbursable Expenses																\$0	
Sub-Total Subconsultant No. 2	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	#DIV/0!
Subconsultant No. 3																	
Not to Exceed Reimbursable Fee	0		0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	#DIV/0!
Not to Exceed Reimbursable Expenses																\$0	
Sub-Total Subconsultant No. 3	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	#DIV/0!
Subconsultant No. 4																	
Not to Exceed Reimbursable Fee			0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	#DIV/0!
Not to Exceed Reimbursable Expenses																\$0	
Sub-Total Subconsultant No. 4	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	#DIV/0!
Subconsultant No. 5																	
Not to Exceed Reimbursable Fee			0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	#DIV/0!
Not to Exceed Reimbursable Expenses																\$0	
Sub-Total Subconsultant No. 5	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	#DIV/0!
Total Not to Exceed Fee:	12	\$2,360	0	\$0	0	\$0	0	\$0	34	\$4,624	0	\$0	0	\$0	46	\$6,984	\$151.83

**EXHIBIT A - CONSULTANT'S COMPENSATION PROPOSAL
TABLE C-5
BREAKDOWN OF NOT-TO-EXCEED REIMBURSABLE FEES**

V-01042, Steel Repairs and Repainting of Structural Steel B-side Commercial Lane Canopies

Position:	PRINCIPAL		PROJECT MANAGER		SENIOR ENGINEER		PROJECT ENGINEER		SR CAD DESIGNER		ADMINISTRATIVE		TOTAL		
	labor hours	Cost	labor hours	Cost	labor hours	Cost	labor hours	Cost	labor hours	Cost	labor hours	Cost	labor hours	Cost	Avg. Hourly Rate
Rate (\$/Hour):	\$312		\$240		\$207		\$143		\$131		\$91				
AVCON, Inc.															
Verification															
Site Visit	0	\$0	4	\$960	4	\$828	4	\$572	0	\$0	0	\$0	12	\$2,360	\$196.67
Sub-Total Preliminary Design	0	\$0	4	\$960	4	\$828	4	\$572	0	\$0	0	\$0	12	\$2,360	\$196.67
Design Development (60%)															
N/A	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	\$0.00
Sub-Total Design Development (60%)	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	\$0.00
Construction Documents (95%)															
N/A	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	\$0.00
Sub-Total Construction Documents (95%)	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	\$0.00
Bidding and Award - (Continuing Contractors)															
Prepare 95% Comments on Drawings/ Specs/Documents	0	\$0	1	\$240	2	\$414	2	\$286	12	\$1,572	8	\$728	25	\$3,240	\$129.60
Coordination with GOAA PM/Distribute 95% Documents	0	\$0	1	\$240	2	\$414	2	\$286	2	\$262	2	\$182	9	\$1,384	\$153.78
Sub-Total Bidding and Award	0	\$0	2	\$480	4	\$828	4	\$572	14	\$1,834	10	\$910	34	\$4,624	\$136.00
Construction Administration															
Prepare/Reproduce/Distribute Conformed Documents/Drawings	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	\$0.00
Attend Pre-Construction Conference	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	\$0.00
Attend JCMs (4)	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	\$0.00
Site Visits	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	\$0.00
Review Contractor's Submittals	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	\$0.00
Review Contractor's CO/Pay Apps	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	\$0.00
Responses to Contractor RFIs	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	\$0.00
Substantial Completion Inspection	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	\$0.00
Final Completion Inspection	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	\$0.00
Sub-Total Construction Administration	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	\$0.00
Project Closeout															
Prepare Record Documents	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	\$0.00
Sub-Total Closeout	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	0	\$0	\$0.00
TOTAL NOT-TO-EXCEED REIMBURSABLE FEE:	0	\$0	6	\$1,440	8	\$1,656	8	\$1,144	14	\$1,834	10	\$910	46	\$6,984	\$151.83

NOTES:

1. A separate spreadsheet is required for each consultant/subconsultant with any portion of it's services to be compensated on a not to exceed reimbursable basis.
2. Each spreadsheet to be customized to accurately indicate the actual services to be provided for each phase of the Project.

EXHIBIT A - CONSULTANT'S COMPENSATION PROPOSAL
TABLE C-9
CONTRACT HOURLY RATES

All amounts invoiced by the Consultant as Reimbursable Fees shall be calculated on the basis of the actual number of hours of services rendered under this Agreement by each of the positions defined and by the new positions as identified below, multiplied by the corresponding Contract Hourly Rate, up to the Not to Exceed limit defined by the Agreement. Include information on positions held by both the design consultant and each subconsultant.

FIRM	POSITION	CONTRACT HOURLY RATE
AVCON (FY 2024)	PRINCIPAL	\$312.00
AVCON (FY 2024)	SR. PROJECT MANAGER	\$296.00
AVCON (FY 2024)	PROJECT MANAGER	\$240.00
AVCON (FY 2024)	SR. ENGINEER	\$207.00
AVCON (FY 2024)	PROJECT ENGINEER	\$143.00
AVCON (FY 2024)	ASSOCIATE ENGINEER	\$121.00
AVCON (FY 2024)	SR. CADD DESIGNER	\$131.00
AVCON (FY 2024)	SENIOR INSPECTOR/RPR	\$139.00
AVCON (FY 2024)	CONTRACT ADMINISTRATOR	\$120.00
AVCON (FY 2024)	CLERICAL	\$91.00



AVCON, INC.
Engineers & Planners

5555 E. Michigan St., Suite 200
Orlando, Florida 32822
Phone: (407) 599-1122
Fax: (407) 599-1133
www.avconinc.com

July 31, 2024

Mr. Scott Shedek, P.E.
Interim Senior Vice President of Capital Programs, Vice President of Construction
Greater Orlando Aviation Authority
11314 Terminal C Service Road
Orlando, FL 32824

Attn: Colin Patterson

Reference: **Proposal for Professional Engineering Services
V-01042, B-Side Commercial Lanes
Canopies Rehabilitation
Orlando International Airport**

Dear Mr. Shedek:

TRUTH IN NEGOTIATION CERTIFICATION

The Consultant hereby certifies, covenants, and warrants that wage rates and other factual unit costs supporting the compensation for this project's agreement are accurate, complete, and current at the time of contracting.

The Consultant further agrees that the original agreement price and any additions thereto shall be adjusted to exclude any significant sums by which the Greater Orlando Aviation Authority determines the agreement price was increased due to inaccurate, incomplete, or noncurrent wage rates and other factual unit costs. All such agreement adjustments shall be made within one (1) year following the end of the contract. For purposes of this certificate, the end of the agreement shall be deemed to be the date of final billing or acceptance of the work by the Greater Orlando Aviation Authority, whichever is later.

Certified:

AVCON, INC.

A handwritten signature in blue ink that reads "James A. Kriss". The signature is fluid and cursive, written over a light blue grid background.

James A. Kriss, P.E.
Sr. Vice President

Date: July 31, 2024

ATTACHMENT A
FINANCE FORM

Date:	<u>9/3/24</u>	CCM / PC:	<u>CCM</u>
Requestor's Name:	<u></u>	Requestor's Extension:	<u></u>
Form Preparer's Name:	<u>Colin Paterson</u>	Preparer's Extension:	<u>x 2990</u>
Requestor's Department:	<u></u>	Purchasing Solicitation #:	<u></u>
Description:	<u>B-Side Commercial Lanes Canopies Rehabilitation</u>	Committee Date:	<u>9/17/24</u>
Vendor:	<u></u>	Committee Agenda Item #:	<u></u>

NON-PROJECT FUNDS: O&M, CAPEX, OEA REVENUE FUNDS

Account Code Format: 308.631.611.5660003.000.501524	FY 24 Amount	FY25 Amount	FY26 Amount	FY27 Amount	FY28 Amount	TOTAL CONTRACT
A/E Fees - Construction	\$20,000.00					
Construction	\$1,550,000.00					
OAR Fees – Scope/Bid/Award	\$7,000.00					
OAR Fees - Construction	\$124,000.00					
Contingency	\$31,000.00					
Total Requisition:	\$1,732,000.00					
Requisition Number:	97814					
Funding Approver:	<i>Andrea Harper</i>					
OMB Notes:						

Number	Description	Approval Status	Creation Date	Currency	Total	Preparer	Reserved
97814	CMC 9/2024: B-Side	In Process	04-SEP-2024 10:22:14	USD	1,732,000.00	Field, John M	<input checked="" type="checkbox"/>

Requisition Headers Summary

Number	Description	Approval Status	Creation Date	Currency	Total	Preparer
97814	CMC 9/2024: B-Side	In Process	04-SEP-2024 10:22:14	USD	1,732,000.00	Field, Joh

Lines

New

Open

MEMORANDUM

TO: Members of the Construction Committee

FROM: Edelis Molina, Manager Small Business Programs

DATE: September 17, 2024

ITEM DESCRIPTION

Request for Approval of an Addendum to the Continuing Civil Engineering Consultant Services Agreement with AVCON, Inc. for Engineering Consulting, Bid & Award Services for V-01042 B-Side Commercial Lanes Canopies Rehabilitation at Orlando International Airport

SMALL BUSINESS

We have reviewed the qualifications of the subject contract's MWBE/LDB/VBE specifications and determined that, due to the limited and specialized nature of the services to be provided, AVCON, Inc. does not propose small business participation on this addendum.