

GOAA DATE 9/15/2021
ITEM NO 10-T
DOCUMENT NO 101206

**ADDENDUM NO. 11
TO THE AGREEMENT DATED DECEMBER 28, 2015
BETWEEN THE GREATER ORLANDO AVIATION AUTHORITY
AND NV5, INC.**

Project: Construction Phase OAR Services for FY22 for W-S111 South Terminal C (Phase 1) – Program & Project Management Services (OAR), Orlando International Airport

THIS ADDENDUM is effective this 1st day of October, 20 21, by and between the GREATER ORLANDO AVIATION AUTHORITY (“Authority”), and NV5, INC. (“Consultant”).

WITNESSETH:

WHEREAS, by Agreement dated December 28, 2015 , Authority and Consultant entered into an agreement for Consultant to provide **Program and Project Management Services for the South Terminal C, Phase 1** at Orlando International Airport; and

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

WHEREAS, the 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 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 ONE MILLION THREE HUNDRED EIGHTY-SIX THOUSAND TWO HUNDRED SEVENTY-TWO AND NO/100 DOLLARS (\$1,386,272.00)**, broken down as follows:

Professional Fees:	NTE:	\$1,386,272.00
Professional Fees:	LS:	\$0.00
Reimbursable Expenses:	NTE:	\$0.00
Total:		\$1,386,272.00

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. 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, 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 December 28, 2015 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 20th day of Sept., 2021.

GREATER ORLANDO AVIATION AUTHORITY

Approved as to Form and Legality
(for the benefit of GOAA only)
this 15 day of Sept., 2021
By: Ko R
**NELSON MULLINS BROAD AND
CASSEL, Legal Counsel
Greater Orlando Aviation Authority**

By: Phillip N. Brown
Phillip N. Brown, AAE
Chief Executive Officer

NV5, INC.

By: Amr Sallam
Signature (Duly Authorized Rep.)
Amr Sallam, PhD, PE
Printed Name
Vice president
Title



Orlando International Airport
One Jeff Fuqua Boulevard
Orlando, Florida, 32827-4392
(407) 825-2001

Memorandum

To: Members of the Construction Committee

From: Davin Ruohomaki, Senior Director of Planning, Engineering & Construction
(Prepared by Ross Spence, OAR)

Date: August 24, 2021

Re: Request for Recommendation of Approval of an Addendum to the Program and Project Management Services for the South Terminal C, Phase 1 Agreement with NV5, Inc. to provide Construction Phase OAR Services for FY22 for W-S111 South Terminal C (Phase 1) – Program & Project Management Services (OAR), Orlando International Airport

Consultant’s proposal, dated August 04, 2021, is to provide construction management support services including assistance to the GOAA staff in the areas of QA/QC Review of Specifications and Drawings, attending OAR /Construction Management meetings, special sessions with planned subconsultants, and assist with QA/QC testing and inspection services through May 31, 2022 for project W-S111 South Terminal C (Phase 1) – Program & Project Management Services (OAR).

If approved, these services would be effective October 1, 2021.

The DBE has been reviewed by the Office of Small Business Development. Their findings and recommendation are attached.

Funding is from General Airport Revenue Bonds, Customer Facility Charges, Passenger Facility Charges to the extent eligible, and Florida Department of Transportation grant to the extent eligible. Funding source verified by Marisa Dennis of Construction Finance on 08/18/21 as correct and available.

It is respectfully requested that the Construction Committee recommend to the Aviation Authority Board approval of an Addendum to the Program and Project Management Services for the South Terminal C, Phase 1 Agreement with NV5, Inc. for the services contained herein and as shown below:

Not to Exceed Fees:	\$1,386,272.00
Lump Sum Fees:	\$0.00
Not to Exceed Expenses:	\$0.00
TOTAL:	\$1,386,272.00
Reviewed by AAC	<i>JSS</i>



August 4, 2021

POC Project No.: 17010.11

Greater Orlando Aviation Authority
Orlando International Airport
10792 Jeff Fuqua Boulevard
Orlando, Florida 32827-4399

Project WS-111 Program & Project Mgt Services for South Terminal C, Phase I (QA/QC Review & Inspections)	
POC Staffing Fee	\$983,568.00
Sub-consultants Staffing Fee	\$402,704.00
Reimbursable Expense Allowance	\$0.00
Total Estimated Fee	\$1,386,272.00
One Million, Three Hundred Eighty-Six Thousand, Two Hundred Seventy-Two Dollars	

Attn: Mr. Ross Spence
Program Manager

Dear Mr. Spence:

Further to our discussions and as referenced in the previous NV5, Inc. proposal, we hereby submit our fee proposal to render additional QA/QC Review and Inspection Support Staff to assist with establishing and maintaining QA/ QC Control Procedures through our Continuing Program and Project Management Services for South Terminal C, Phase 1 at the Orlando International Airport.

Project Description

Project includes a world-class domestic and international airport terminal building, consisting of an airside terminal with between 16 and 24 airline gates, a parking garage, and a landside terminal with both secure and non-secure areas.

Services

Our scope will be to provide the Authority with QA/QC Review of Specifications and Drawings and to assist with establishing QA/QC Control Procedures for the project. Our services will include attending OAR/ Construction Management meetings, special sessions with planned subconsultants, obtaining and reviewing proposals, and assist with QA/QC testing and inspection services on the project for the Authority. Support duration is from October 1, 2021 through May 31, 2022.

Fee Summary

Based on the attached worksheets, our anticipated staffing plan equates to a total NTE Fee of \$1,386,272.00 (One Million, Three Hundred Eighty-Six Thousand, Two Hundred Seventy-Two Dollars) distributed as follows:

NTE Professional Fees	\$ 983,568.00
NTE Subconsultant Fees	\$ 402,704.00
NTE Reimbursable Expenses	\$ 0.00
TOTAL	\$1,386,272.00

Our fee is based on regular time of forty hours per week. No costs have been included in our fee proposal for any overtime as we do not expect there to be any overtime.

MWBE/LDB Participation

We have identified an opportunity for small business sub-consultant services for this project.

Payment

We will invoice in accordance with the terms of our Contract with the Authority.

Best regards,

NV5, INC.

DocuSigned by:

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Amr M. Sallam
Director CQA Services, Vice President

cc: File 17010.11

Greater Orlando Aviation Authority
 Orlando International Airport
 South Terminal C, Phase I - QA/QC Review

Manpower from October 1, 2021 through May 31, 2022

Role		Oct-21	Nov-21	Dec-21	Jan-22	Feb-22	Mar-22	Apr-22	May-22	Jun-22	Jul-22	Aug-22	Sep-22	Total Mhrs	Hourly Rate	Total
Prime - NV5, Inc.																
NV5, Inc.	STC Project Manager II	Simon Fernandez	84	88	100	84	80							436	\$158.00	\$68,888.00
NV5, Inc.	STC Sr Contract Admin.	Courtney Blankenship	168	168	168	168	160	194	168	168				1352	\$108.00	\$146,016.00
NV5, Inc.	STC Project Manager I	Corey Green	168	168	168	168	160	184	168	168				1352	\$146.00	\$197,392.00
NV5, Inc.	STC Senior Inspector I	John Michael Danner	168	168	168	168	160	184						1016	\$117.00	\$118,672.00
NV5, Inc.	STC Senior Inspector I	Juan Vazquez	84	88	100									272	\$117.00	\$31,824.00
NV5, Inc.	STC Senior Inspector I	Clay Whitney	168	168	168	168	160	184	168	168				1352	\$117.00	\$158,184.00
NV5, Inc.	STC Senior Inspector II	Kevin Kruger	168	168	168	168	160							832	\$135.00	\$112,320.00
NV5, Inc.	STC Asst. Project Mgr. I	Kim Heckle	168	168	168	168	160	184	168	168				1352	\$111.00	\$150,072.00
SUBTOTAL - NV5, Inc.																\$983,568.00
SUBCONSULTANT - PSA Management																
PSA	STC Project Manager III	Don Corthell	168	168	168	168	160	184	168	168				1352	\$170.00	\$229,840.00
PSA	STC Project Manager I	Michael Babalunde	168	168	168	168	160	184	168					1184	\$146.00	\$172,864.00
SUBTOTAL - PSA Management																\$402,704.00
TOTALS																\$1,386,272.00

NV5, Inc. - FY 2022 TOTAL: \$983,568.00

PSA Management - FY 2022 TOTAL: \$402,704.00

FY 2022 - TOTAL: \$1,386,272.00



August 10, 2021

Davin D. Ruohomaki, MBA, CGC
Senior Director Engineering & Construction
Orlando International Airport
5855 Cargo Road
Orlando, FL 32827 – 4363

RE: FY22 OAR Project Management Services for the South Terminal Complex, at the Orlando International Airport.

Dear Mr. Ruohomaki,

PSA Management, Inc. is pleased to provide this proposal for **FY22 OAR Project Management Services for the South Terminal Complex, at the Orlando International Airport**. PSA Management, Inc. will provide staffing support through proposed completion in May 2022.

	Company/ Title	Employee	Hours	Billable Rate	Total
Project	PSA Management STC Program Manager III	Don Corthell	1352	\$170/Hr.	\$229,840
Project	PSA Management STC Program Manager I	Michael Babatunde	1184	\$146/Hr.	\$172,864
Not to Exceed Fees					\$402,704

We want to thank you and your organization for giving us this opportunity to work together. Please call me should you have any questions.

Sincerely,

Patrick Aliu, CSI, CGC, CCI, CCPM, CRA, PMI, BDIA
President/CEO

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.

Consultant: NV5, Inc.

DocuSigned by:
By: Amr Sallam
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Print Name: Amr M. Sallam, Ph.D., P.E.

Date: 8/4/21



GREATER ORLANDO AVIATION AUTHORITY

Orlando International Airport
5850-B Cargo Road
Orlando, Florida 32827-4399

MEMORANDUM

To: Members of the Construction Committee

From: George I. Morning, Director of Small Business Development Department

Date: August 24, 2021

Re: Request for Recommendation of Approval of an Addendum to the Program and Project Management Services for the South Terminal C, Phase 1 Agreement with NV5, Inc. to provide Construction Phase OAR Services for FY22 for W-S111 South Terminal C (Phase 1) – Program & Project Management Services (OAR), Orlando International Airport

We have reviewed the qualifications of the subject contract's DBE specifications and determined that NV5, Inc. proposes 29% DBE participation on this Addendum.

Our analysis indicates that NV5, Inc. is eligible for award of the subject Addendum.

DBE UTILIZATION FORM FOR FEDERALLY FUNDED PROJECTS
PLEASE COMPLETE THIS FORM

This form should be used to report Construction and Engineering /Professional Services activities.

Name of Airport: Orlando International Airport

Telephone No: (407) 825-7130

Address: One Jeff Fuqua Boulevard, Orlando, FL 32827

Project Name & Number: Request for Recommendation of Approval of an Addendum to the Program and Project Management Services for the South Terminal C, Phase 1 Agreement with NV5, Inc. to provide Construction Phase OAR Services for FY22 for W-5111 South Terminal C (Phase 1) – Program & Project Management Services (OAR), Orlando International Airport

1. Construction Information:

Addendum Amount: _____

2. DBE Goal by Group Representation:

Asian Pacific American	_____	Actual Result	_____
Asian Subcontinent American	_____	Actual Result	_____
Black American	_____	Actual Result	_____
Caucasian Female American	_____	Actual Result	_____
Hispanic American	_____	Actual Result	_____
Native American	_____	Actual Result	_____
Other	_____	Actual Result	_____
Total DBE Participation	-	Actual Result	_____

3.a. Prime Contractor Information:

Name: _____
 Address: _____
 City, State, Zip: _____
 Telephone: _____

3.b. Name and Address of DBE Subcontractor

Name: _____
 Address: _____
 City, State, Zip: _____
 Telephone: _____

3.c. *Identity:

Work Item(s): _____
 Amount of Subcontract _____
 Percent of Prime Contract (%): _____

4. Engineering/Professional Services Information:

Addendum Amount: \$1,386,272.00

5. DBE Goal by Group Representation:

Asian Pacific American	_____	Actual Result	_____
Asian Subcontinent American	_____	Actual Result	_____
Black American	<u>402,704.00</u>	Actual Result	<u>29%</u>
Caucasian Female American	_____	Actual Result	_____
Hispanic American	_____	Actual Result	_____
Native American	_____	Actual Result	_____
Other	_____	Actual Result	_____
Total DBE Participation	<u>402,704.00</u>	Actual Result	<u>29%</u>

6.b. Engineering / Professional Service Firm Information:

Name: NV5, Inc.
 Address: 5780 Hoffner Avenue, Suite 401
 City, State, Zip: Orlando, Florida 32822
 Telephone: (407) 275-5120

6.b. Name and Address of DBE Subconsultant

Name: PSA Management, Inc.
 Address: 1516 E. Hillcrest Street, Suite 310
 City, State, Zip: Orlando, FL 32803
 Telephone: (407) 898-9119

6.c. *Identity:

Work Item(s): STC Project Management
 Amount of Subcontract \$402,704.00
 Percent of Prime Contract (%): 29%

I certify that the information included on this form and its attachment is correct
 Signature: Edelis Molina Date: 08/24/21
 for George I. Morning, Director of Small Business Development Department

* In Items 3.c. and 6.c. above specify the Identity of DBE Subcontractors and E/PS Firms (e.g. Black American, Hispanic American, Asian Subcontinent American, Asian Pacific American, Caucasian Female American, Native American & Other)

REQUEST FOR RECOMMENDATION OF APPROVAL OF AN ADDENDUM TO THE PROGRAM AND PROJECT MANAGEMENT SERVICES FOR THE SOUTH TERMINAL C, PHASE 1 AGREEMENT WITH NV5, INC. TO PROVIDE CONSTRUCTION PHASE OAR SERVICES FOR FY 2022 FOR W-S00111, SOUTH TERMINAL C (PHASE 1) - PROGRAM AND PROJECT MANAGEMENT SERVICES (OAR), AT THE ORLANDO INTERNATIONAL AIRPORT.

10. Mr. Corthell presented the attached memorandum, dated August 24, 2021.

The Office of Small Business Development has reviewed the qualifications of the subject contract's DBE specifications and determined that NV5, Inc. proposes 29% DBE participation on this Addendum.

Chairman Ruohomaki noted that this is for the current staff that have been working on the STC Program from the beginning.

Upon motion of Mr. Pelletier, second by Mr. Gilliam, vote carried to recommend to the Aviation Authority Board approval of an Addendum to the Program and Project Management Services for the South Terminal C, Phase 1 Agreement with NV5, Inc. to provide Construction Phase OAR Services for FY 2022 for W-S00111, South Terminal C, Phase 1 - Program & Project Management Services (OAR), for the total not-to-exceed fee amount of \$1,386,272.00, with funding from FDOT Grants to the extent eligible, Passenger Facility Charges to the extent eligible, Customer Facility Charges to the extent eligible, and General Airport Revenue Bonds.

REQUEST FOR RECOMMENDATION OF APPROVAL OF AN ADDENDUM TO THE PROGRAM AND PROJECT MANAGEMENT SERVICES FOR THE SOUTH TERMINAL C, PHASE 1 AGREEMENT WITH COST MANAGEMENT, INC. DBA CMI TO PROVIDE CONSTRUCTION PHASE OAR SERVICES FOR FY 2022 FOR W-S00111, SOUTH TERMINAL C (PHASE 1) - PROGRAM AND PROJECT MANAGEMENT SERVICES (OAR), AT THE ORLANDO INTERNATIONAL AIRPORT.

11. Mr. Corthell presented the attached memorandum, dated August 24, 2021.

The Office of Small Business Development has reviewed the qualifications of the subject contract's DBE specifications and determined that, due to the specialized nature of the services to be provided, Cost Management, Inc. does not propose DBE participation on this Addendum.

Upon motion of Mr. Gilliam, second by Mr. Pelletier, vote carried to recommend to the Aviation Authority Board approval of an Addendum to the Program and Project Management Services for the South Terminal C, Phase 1 Agreement with Cost Management, Inc. dba CMI to provide Construction Phase OAR Services for FY 2022 for W-S00111 South Terminal C, Phase 1 - Program & Project Management Services (OAR), for the total amount of \$1,060,580.00, which includes the not-to-exceed fee amount of \$1,057,538.00 and the not-to-exceed expense amount of \$3,042.00, with funding from FDOT Grants to the extent eligible, Passenger Facility Charges to the extent eligible, Customer Facility Charges to the extent eligible, and General Airport Revenue Bonds.

REQUEST FOR RECOMMENDATION OF APPROVAL OF AN ADDENDUM TO THE PROGRAM AND PROJECT MANAGEMENT SERVICES FOR THE SOUTH TERMINAL C, PHASE 1 AGREEMENT WITH COST MANAGEMENT, INC. TO PROVIDE CONSTRUCTION PHASE TECHNOLOGY CONSULTING AND SUPPORT SERVICES FOR FY 2022 FOR W-S00111, SOUTH TERMINAL C (PHASE 1) - PROGRAM AND PROJECT MANAGEMENT SERVICES (OAR), AT THE ORLANDO INTERNATIONAL AIRPORT.

12. Mr. Corthell presented the attached memorandum, dated August 24, 2021.

The Office of Small Business Development has reviewed the qualifications of the subject contract's DBE specifications and determined that, due to the specialized nature of the services to be provided, Cost Management, Inc. does not propose DBE participation on this Addendum.



GREATER ORLANDO AVIATION AUTHORITY

Orlando International Airport
One Jeff Fuqua Boulevard
Orlando, Florida 32827-4399

MEMORANDUM

TO: Members of the Aviation Authority
FROM: Davin D. Ruohomaki, Chairman, Construction Committee
DATE: September 15, 2021

ITEM DESCRIPTION

Recommendation of the Construction Committee to Approve an Addendum to the Program and Project Management Services for South Terminal C, Phase 1, Agreement with NV5, Inc. for Fiscal Year (FY) 2022 Construction Phase Owner's Authorized Representative (OAR) Quality Assurance (QA)/Quality Control (QC) Review, Project Controls and Inspection Support Staff Services for W-S00111, South Terminal C, Phase 1 – Program and Project Management Services (OAR), at the Orlando International Airport

BACKGROUND

In 2015, the firms providing Program and Project Management Services for South Terminal C Program were selected through a competitive award process. These services are paid for on an annual basis through program duration.

On October 21, 2015, the Aviation Authority Board approved a Program and Project Management Services Agreement for the South Terminal C, Phase 1, at the Orlando International Airport, with the following firms:

- Cost Management, Inc. dba CMI
- CMTS Construction Management Services, LLC
- Geotech Consultants International, Inc. dba GCI, Inc.
- Kraus-Manning, Inc.
- NV5, Inc.

These Services may include, but are not limited to, any and all services necessary for the management of the various Authority contracts for the Project, the management of design from planning and conceptual design phase through detailed design, bidding and award of construction contracts; extension of staff services, development of design criteria documents, specifications review and coordination, Building Information Modeling (BIM) development and implementation and management of construction contracts, including design/build and construction management at risk; management of the construction and commissioning of projects including performing as the Owner's Authorized Representative (OAR); development and implementation of project cost controls and documents; providing material testing, quantity surveying, construction inspection, construction safety compliance inspection, and other services required to verify compliance of construction with contract documents; providing cost estimating, cost control, scheduling, progress reporting, and planning services to support both design and construction activities; negotiating contracts for project related professional and construction services required from the Authority's other consultants and contractors; coordination with the Federal Aviation Administration (FAA), the Transportation Security Administration (TSA), the Florida Department of Transportation (FDOT), and other governmental agencies on project-related issues; coordination of the activities of multiple consultants and contractors onsite; and all other related services, which may be required to accomplish the planning, funding, design, bidding and award, construction, commissioning and operation of the Project, which includes both existing and future facilities.

ISSUES

A fee has been negotiated with NV5, Inc. for a total amount of \$1,386,272 for FY 2022 Construction Phase OAR QA/QC Review, Project Controls and Inspection Support Staff Services for W-S00111, South Terminal C, Phase 1 - Program and Project Management Services (OAR), at the Orlando International Airport. Services will include QA/QC review of specifications and drawings, and assistance with establishing QA/QC control procedures for the program. Services will also include, but are not limited to, attendance at OAR/Construction Management meetings, special sessions with planned subconsultants, obtaining and reviewing of proposals, assistance with QA/QC testing and inspection services, and associated project management support services. Services will be provided from October 1, 2021, through May 31, 2022.

The Aviation Authority has reviewed the proposal and determined that NV5, Inc. proposes 29% Disadvantaged Business Enterprise (DBE) participation on this addendum.

On August 24, 2021, the Construction Committee recommended approval of an Addendum to the Program and Project Management Services for South Terminal C, Phase 1, Agreement with NV5, Inc. for FY 2022 Construction Phase OAR QA/QC Review, Project Controls and Inspection Support Staff Services for W-S00111, South Terminal C, Phase 1 - Program and Project Management Services (OAR), at the Orlando International Airport, as outlined in the memorandum.

ALTERNATIVES

None.

FISCAL IMPACT

The fiscal impact is \$1,386,272. Funding is from FDOT Grants to the extent eligible, Passenger Facility Charges to the extent eligible, Customer Facility Charges to the extent eligible, and General Airport Revenue Bonds. ✓

RECOMMENDED ACTION

It is respectfully requested that the Aviation Authority Board resolve to accept the recommendation of the Construction Committee and approve an Addendum to the Program and Project Management Services for South Terminal C, Phase 1, Agreement with NV5, Inc. for FY 2022 Construction Phase OAR QA/QC Review, Project Controls and Inspection Support Staff Services for W-S00111, South Terminal C, Phase 1 - Program and Project Management Services (OAR), at the Orlando International Airport, for the total not-to-exceed fee amount of \$1,386,272, with funding from FDOT Grants to the extent eligible, Passenger Facility Charges to the extent eligible, Customer Facility Charges to the extent eligible, and General Airport Revenue Bonds; and authorize an Aviation Authority Officer or the Chief Executive Officer to execute the necessary documents following satisfactory review by legal counsel.