31. Approve Amendment #9 to PS-549-00/BJC – A&E Services Agreement for the Seminole County New Criminal Justice Center and Renovation of Existing Courthouse, to HKS Architects, Inc. of Orlando (Time Extension).

PS-549-00/BJC was approved by the Board in November, 2000 and provides for programming, architectural and engineering services for the new Criminal Justice Center and for renovations to the existing courthouse. Amendment #9 will amend the agreement to run concurrent with the construction and renovation project plus 30 days.

Administrative Services and Fiscal Services/Purchasing and Contracts Division recommend the Board to approve and authorize the County Manager to execute the Amendment as prepared by the County Attorney's Office.

NINTH AMENDMENT TO ARCHITECTURAL AND ENGINEERING SERVICES AGREEMENT
(PS-549-00/BJC)
SEMINOLE COUNTY NEW CRIMINAL JUSTICE CENTER
AND RENOVATION OF EXISTING COURTHOUSE

THIS NINTH AMENDMENT is made and entered into this _____ day of _____, 20___ and is to that certain Agreement made and entered into on the 8th day of November, 2000, as amended on May 30, 2002, October 9, 2002, March 19, 2003, July 22, 2003, August 19, 2003, March 26, 2004, May 17, 2004, and on November 8, 2004, between **HKS ARCHITECTS, INC.**, whose address is 225 East Robinson Street, Suite 405, Orlando, Florida 32801, hereinafter referred to as "CONSULTANT," and **SEMINOLE COUNTY**, a political subdivision of the State of Florida, whose address is Seminole County Services Building, 1101 East First Street, Sanford, Florida 32771, hereinafter referred to as "COUNTY".

W I T N E S S E T H:

WHEREAS, the CONSULTANT and COUNTY entered into the above-referenced Agreement on November 8, 2000, as amended on May 30, 2002, October 9, 2002, March 19, 2003, July 22, 2003, August 19, 2003, March 26, 2004, May 17, 2004, and on November 8, 2004 for architectural and engineering services for the Seminole County new Criminal Justice Center and renovation of the existing Courthouse; and

WHEREAS, the parties desire to amend the Agreement so as to extend the time for completion of the Scope of Services; and

WHEREAS, Section 22 of the Agreement provides that any amendments shall be valid only when expressed in writing and duly signed by the parties,

NOW, THEREFORE, in consideration of the mutual understandings and agreements contained herein, the parties agree to amend the Agreement as follows:

1. Section 2 of the Agreement is hereby amended to read:

SECTION 2. TIME FOR COMPLETION. The services to be rendered by

CONSULTANT shall commence within thirty (30) days of execution of this Agreement by the parties and shall terminate thirty (30) days after final payment has been made to the CONSTRUCTION MANAGER upon completion of the Project. However, this Section is subject to the following provisions which shall survive termination of this Agreement under this Section: all call-back inspections identified in Section 1 above, all indemnification obligations, warranties and guarantees required hereunder. Time is of the essence concerning performance of all of the obligations of the CONSULTANT and COUNTY under this Agreement.

2. Except as herein modified, all terms and conditions of the Agreement shall remain in full force and effect for the term of the Agreement, as originally set forth in said Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this instrument for the purpose herein expressed.

ATTEST:

HKS ARCHITECTS, INC.

_____

By: _____
G. CRAIG WILLIAMS
Senior Vice-President

(CORPORATE SEAL)

Date: _____

ATTEST:

BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY, FLORIDA

_____
MARYANNE MORSE
Clerk to the Board of
County Commissioners of
Seminole County, Florida.

By:_____
CARLTON HENLEY, Chairman

Date:_____

For the use and reliance
of Seminole County only.

Approved as to form and
legal sufficiency.

_____
County Attorney

AC/lpk
11/4/04
9am-ps-549

As authorized for execution
by the Board of County Commissioners
at their _____, 20_____
regular meeting.