

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

Meeting Date: December 15, 2020 [X] Consent [] Regular [] Ordinance[] Public Hearing

Department: Facilities Development & Operations

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: a Fourth Amendment to Agreement (R-2017-1895) for Art Services for the Palm Beach County Convention Center Courtyard Public Art Project (Agreement) with Susan Narduli of Narduli Studio (Artist) to extend the Agreement an additional 90 days to March 31, 2021, modify the scope of services and increase the fixed fee in the amount of \$15,200 for additional services.

Summary: On December 19, 2017, the Board of County Commissioners (Board) approved the Agreement in the amount of \$454,000 for the design, permitting, fabrication and installation of "Light Play" sculptural screens for the Palm Beach County Convention Center Courtyard. Regulatory review of the construction drawings by the City of West Palm Beach Construction Services Department resulted in a requirement for two additional gates (to provide for life-safety ingress and egress), which were incorporated into the approval of the First Amendment to the contract. Said amendment not only provided for the design, permitting, fabrication and installation of the two additional gates but also artist oversight of the entire Courtyard design and construction phases. The Second Amendment to the contract provided for a net deduction of the total contract price resulting from modifications to the project's design and scope of work. The Third Amendment to the contract provided for a time extension to complete security design and engineering work and to ensure adequate coordination with Convention Center facility rental bookings. The following table reflects the contract history.

Contract	Resolution No.	BCC Approval	Agreement / Amendment Amount	Agreement / Amendment Duration
Original	R2017-1895	12/19/17	\$454,000	155 days
Amendment #1	R2018-0255	3/13/18	Add \$330,600	Add 275 days
Amendment #2	R2018-1991	12/18/18	Deduct \$4,625	Add 456 days
Amendment #3	R2019-1759	11/19/19	\$0	Add 397 days

This Fourth Amendment includes additional changes to the schedule of work, services provided and an increase of the fixed fee for services to reach project completion. Based upon current construction and sculptural screen fabrication status, Courtyard construction is anticipated to achieve Substantial Completion in late January 2021. Whereas the Third Amendment establishes a December 31, 2020 completion date for all services, an extension to March 31, 2021 is necessary to accomplish project closeout. In addition, a \$10,200 increase to the fixed fee is necessary due to the additional Artist time as well as design services required due to field conditions encountered during the construction process. Also during construction it was determined to be most appropriate for the Artist rather than the Construction Manager to be responsible for various footer anchoring hardware in the amount of \$5,000, which will be deducted from the Construction Manager's budget resulting in no net cost impact to the overall project budget. Thus, this Fourth Amendment increases the Artist's agreement to \$795,175. Funding for the Courtyard art project is from the \$68M Rev Bond AC2/Convention Center Parking Garage. (FDO ADMIN) District 7/Countywide (MWJ)

Background & Justification: Construction of the Convention Center Courtyard remains actively in progress. Upon installation of supportive infrastructure for the sculptural screen and peripheral access gates, field conditions were found to vary slightly from the original design. Due to the level of specificity involved with these project elements, a degree of redesign is required for full coordination. Additionally, the Artist's fabricator has experienced quality control issues during fabrication of the sculptural screen elements, thus the Artist has rejected certain pieces not meeting the standards and expectations for this highly visual location and mass assembly facility. This Fourth Amendment supports changes to the schedule of work and an increase of the fixed fee to adequately respond to current conditions and time to achieve final completion of the project.

Courtyard project funds are available from proceeds of the bond issuance for the related Convention Center Garage. The additional \$10,200 in project funding related to this Fourth Amendment will be applied in full to the project contingency, such that the total construction cost would remain within the original budget established for the project and Convention Center Garage.

Attachments:

- 1. November 19, 2019 BCC Agenda Item 3H-5 (R-2019-1759)
- 2. Fourth Amendment to Agreement for Art Services
- 3. BAS

Recommended By:	TEM Some C. Wat Collas	12/09/20
•	Department Director	Date //
Approved By:	Water	12/9/2020
Professional sections and the section of the se	County Administrator	Date

II. FISCAL IMPACT ANALYSIS

Α.	Five Year Summary of Fisc	cal Impact:				
Fisc	al Years	2021	2022	2023	2024	2025
Ope Exte Prog	ital Expenditures rating Costs ernal Revenues gram Income (County) Kind Match (County)	15,200				
NET	FISCAL IMPACT	15,200	210000000000000000000000000000000000000	***************************************		
	ODITIONAL FTE SITIONS (Cumulative)	0			PATANTAL MANAGEMENT AND	
	em Included in Current Budg s this item include use of fede			No NoX		
Bud	get Account No: Fund	1 3076	Dept 411	Unit B572	Object 6502	
В.	Recommended Sources of	Funds/Summary	y of Fiscal Imp	act:		
C.	Departmental Fiscal Revie		EVIEW COMM	MENTS		
A.	OFMB Fiscal and/or Cont	ract Developme	nt Comments:	4 / 0	n	
В.	OFMB Sufficiency: Legal Sufficiency: Assistant County Attorney	- 11/2/20 8/11/12	Contract De	evelopment and Co	W)	213 0
C.	Other Department Review	:				
	Department Director					

This summary is not to be used as a basis for payment.

Agenda Item #: 3H-5

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

Meeting Date:	•		Consent Ordinance	•	Regular Public Hearing
Department:	Facilities Development & Ope	ratio	ns		

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: a Third Amendment to Agreement (R2017-1895) for Art Services for the Palm Beach County Convention Center Courtyard Public Art Project (Agreement) with Susan Narduli of Narduli Studio to extend the Agreement an additional 397 days to December 31, 2020.

Summary: On December 19, 2017, the Board approved the Agreement in the amount of \$454,000 for the design, permitting, fabrication and installation of "Light Play" sculptural screens for the Palm Beach County Convention Center Courtyard. The following table reflects the contract history.

Contract	Resolution No.	BCC Approval	Agreement / Amendment	Agreement / Amendment
			Amount	Duration
Original	R2017-1895	12/19/17	\$454,000	155 days
Amendment #1	R2018-0255	3/13/18	Add \$340,600	Add 275 days
Amendment #2	R2018-1991	12/18/18	Deduct \$4,625	Add 456 days

This Third Amendment supports ongoing design and engineering work to structurally reinforce the sculptural screen for increased perimeter security. To remain coordinated with Convention Center facility rental bookings, Courtyard construction has been changed to June-September 2020, thus a 397-day extension to the Agreement is required to fully complete the project construction and administration by end of year 2020. There is no additional cost associated with this Third Amendment. Funding for the Courtyard art project is from the \$68M Rev Bond AC2/Convention Center Parking Garage. Following the completion of the professional design phase, a separate construction contract will be presented to the BCC for approval. (FDO ADMIN) District 7/Countywide (MJ)

Background & Justification: In Fall 2018, while in the Courtyard's design development phase, the Tourist Development Council Board of Directors directed the design team to incorporate perimeter bollards into the Courtyard's design. Over the course of the following six and a half (6.5) months, the Artist, design team and Convention Center staff proceeded to determine bollard specifications and scope of their installation, and evaluate the feasibility of re-designing, re-engineering and fabricating the sculptural screen to integrate bollards. This Third Amendment provides 397 additional days to Artist schedule to accommodate the Convention Center's event bookings and to close out the project after construction completion. In coordination with Convention Center management, Courtyard construction must occur between June 26 and September 27, 2020.

Courtyard project funds are available from proceeds of the bond issuance for the related Convention Center Garage, and the total construction cost would remain within the original budget established for the Convention Center Garage.

Attachments:

1. Third Amendment to Agreement for Art Services

2. December 18, 2018 BCC Agenda Item 3H-3 (R-2018-1991)

II. FISCAL IMPACT ANALYSIS

A.	rive rear Summary	i riscai impact:				
Fisca	l Years	2020	2021	2022	2023	2024
Oper Exter Progr	tal Expenditures ating Costs rnal Revenues ram Income (County) ind Match (County)					
NET	FISCAL IMPACT	0		tion of the second		
	DITIONAL FTE TIONS (Cumulative)	0		· ·		
	m Included in Current this item include use of		X	No NoX		
Budg	et Account No:	Fund 3076 Dep	ot 411	Unit B57 2	. Object (,502
B.	Recommended Source	es of Funds/Summary o	f Fiscal Imp	act:		
	This item has no fiscal	impact.				
C.	Departmental Fiscal	Review: Wht En	Trible	lle		
		III. <u>REV</u>	IEW COMM	<u>IENTS</u>		
A.	OFMB Fiscal and/or	Contract Development	A	J. Jace	Court 1	
В.	Legal Sufficiency: Assistant County Attor	11/4/1 ^s	7	16/36/19 Tw) //	
C.	Other Department R	eview:				
	Department Director					

This summary is not to be used as a basis for payment.

THIRD AMENDMENT TO AGREEMENT FOR ART SERVICES

THIS THIRD AMENDMENT is made and entered this 19th day of November, 2019, by and between Palm Beach County, a political subdivision of the State of Florida ("COUNTY) and Susan Narduli ("ARTIST").

WHEREAS, the COUNTY and ARTIST entered into an Agreement for the Palm Beach County Convention Center Courtyard Public Art Project ("Agreement") on December 19, 2017; and

WHEREAS, the COUNTY and ARTIST entered into a First Amendment to the Agreement on March 13, 2018 (the "First Amendment") to change the scope of services and make certain other changes; and

WHEREAS, the COUNTY and ARTIST entered into a Second Amendment to the Agreement on December 18, 2018 (the "Second Amendment") to change the scope of services, reduce the contract amount, extend the contract duration and make certain other changes; and

WHEREAS, the COUNTY and ARTIST desire to amend the Agreement to incorporate additional changes to the schedule of work based upon further design development and project team coordination.

NOW THEREFORE, in accordance with the mutual covenants herein contained, and other good valuable considerations, the receipt and sufficiency of which are hereby acknowledged, and the parties agree as follows:

- 1. The foregoing recitals are true and correct and are incorporated herein by this reference.
- 2. Exhibit 4 (Schedule), as set forth in Attachment C to the Second Amendment is replaced in its entirety with Attachment A to this Third Amendment.
- 3. All other terms and conditions of the Agreement dated December 19, 2017, as modified by the First Amendment dated March 13, 2018 and the Second Amendment dated December 18, 2018, shall remain the same.

THE REST OF THIS PAGE INTENTIONALLY LEFT BLANK

authorized representatives, as of the date first written above. R 2 0 1 9 NOV 1 9 2019 PALM BEACH COUNTY, FLORIDA, BY ITS **COUNTY** ATTEST: SHARON R. BOCK Clerk & Comptroller BOARD OF COUNTY COMMISSIONERS Deputy Clerk COUNTY FLORIBA APPROVED AS TO FORM APPROVED AS TO TERMS AND CONDITIONS AND LEGAL SUFFICIENCY By: ZEr Hu May Wor Director of Facilities Development & Operations County Attorney ARTIST: (Artist's signature) Vivek Sai Susan Narduli Witness (print)

(Artist's name print)

IN WITNESS WHEREOF, this Third Amendment has been fully executed on behalf of the parties hereto by its duly

ATTACHMENT A

Exhibit 4 Schedule

ACTIVITY	START DATE	END DATE	DURATION
Notice to Proceed – Screens/Gates	12/19/2017		
Preliminary Design – Screens/Gates	12/19/2017	12/29/2017	1 Week
Schematic Design – Screens/Gates	01/01/2018	09/21/2018	9 Months
Schematic Design Submittal & Review – Screens/Gates	09/21/2018		
Notice to Proceed – Courtyard	03/14/2018		
Schematic Design – Courtyard	03/15/2018	09/26/2018	6 Months
Schematic Design Submittal – Courtyard	09/26/2018		
Design Development	09/22/2018	04/05/2019	6.5 Months
Design Development Submittal	04/05/2019		
Construction Documentation	04/06/2019	03/02/2020	11 Months
95% Construction Documentation Submittal	10/04/2019		
Submittal for Permit	10/23/2019		
Permitting – Review, Comments and Updates	10/23/2019	02/03/2020	3.5 Months
Receive Permit	02/03/2020		
100% Construction Documentation Submittal	03/02/2020		
Preparation of Shop Drawings and Lighting Submittals	02/03/2020	03/02/2020	1 Month
County Review/Approval of Shop Drawings and Lighting	03/02/2020	03/30/2020	1 Month
Fabrication of Sculptural Screens and Gates. Procure Lighting	03/30/2020	08/21/2020	5 Months
Construction Administration	06/26/2020	09/27/2020	3 Months
Installation of Screen/Gates Sculptures with Lighting Fixtures	08/10/2020	09/27/2020	7 Weeks
Substantial Completion	09/27/2020		
Project Closeout	12/31/2020		

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

PALM BEACH COUNTY
BOARD OF COUNTY
BOARD OF COUNTY
BOARD OF COUNTY
BOARD OF COUNTY

December 18, 2018

Department:

Meeting Date:

Facilities Development & Operations

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: a Second Amendment to Agreement for Art Services (R2017-1895) with Susan Narduli of Narduli Studio to decrease the fixed fee amount by \$4,625 and extend the contract duration by an additional 456 days to November 30, 2019 for the Palm Beach County Convention Center Courtyard.

Summary: On December 19, 2017, the Board approved an Agreement for Art Services with Susan Narduli (Artist) of Narduli Studio in the amount of \$454,000 for the design, permitting, fabrication and installation of "Light Play" (sculptural screens artwork) for the Palm Beach County Convention Center Courtyard. On March 13, 2018 the Board approved the first amendment to the Artist's contract (R2018-0255) adding \$340,600, plus an extension of 275 days to oversee the programming and design of the entire Courtyard project to use the attwork as the vehicle for converting the Courtyard into a unique rentable venue. Through the design development process, Convention Center staff determined that additional improvements were necessary to support the specific operations, functionality and circulation requirements of the new venue adding design scope in the amount of \$75,375. In addition, it was also determined to be most efficient and effective for the project's Construction Manager to install all footers, including those currently in the Artist's contract. Thus, this Second Amendment includes an \$80,000 reduction to the Artist contract for footers that were originally included in her scope of work. The net impact to the project price is a \$4,625 reduction in the contract amount. Based on Convention Center facility rental bookings and the desire to accomplish the Courtyard construction concurrent with another major scheduled renewal/replacement project. Courtyard construction has been rescheduled to June-September 2019 (as opposed to 2018), thus a 456 day extension to the Artist contract is required. Funding for this Courtyard at project is from the \$68M Rev Bond AC2/Convention Center Parking Garage. Following the completion of the Artist's and architect's design, a separate construction contract will be presented to the BCC for approval. (FDO ADMIN) District 7/Countywide (M2)

Background & Justification: In Fall 2018, while in the Courtyard's design development phase, it was determined that gates at the east and west entrance/exits and lighting in the Food Service area were necessary to provide a functional staging area to support facility rental catering. The total cost to design lighting for Food Service area, plus design, engineer, permit, fabricate and install the two gates is \$29,375. In addition, the Artist is being tasked with redesigning a sculptural screen in order to limit public access into the Courtyard through the screen, which runs parallel to Okeechobee Boulevard. The total cost for the Artist to provide additional design, engineering, materials, fabrication and screen installation to improve Convention Center circulation and operations is \$46,000. These additional Artist services total \$75,375, which is included within this proposed Second Amendment along with a deduction of Artist responsibility for footers to support the screens and gates at a cost of \$80,000. This Second Amendment provides for a \$4,625 reduction in the fixed fee and 456 additional days to Artist schedule to accommodate the Convention Center's event bookings and to close out the project after construction completion. In coordination with Convention Center Management, Courtyard construction must occur June-September 2019.

Courtyard project funds are available from proceeds of the bond issuance for the related Convention Center Garage, and the total construction cost including these required additions would remain within the original budget established for the Convention Center Garage.

Budget Availability Statement
 Second Amendment to Agreement for Art Services

Department Director 11/14/19 Date Recommended By: 222 Mbare

Approved By:

IL FISCAL IMPACT ANALYSIS

· ·

A.	Five Year Summary	of Fiscal	Impact:						
Fisca	al Years		201	9	2020		2021	2022	2023
Oper Exte Prog	ital Expenditures rating Costs rnal Revenues ram Income (County) ind Match (County))	(\$4,625)	ì .					
NET	FISCAL IMPACT		(\$4,625)	1					
	DITIONAL FTE ITIONS (Cumulative)							
	em Included in Curre this Item Include Us			Yes Yes	x	No No	<u> </u>		
Budg	get Account No:	Fund	3076 Program	Dept	<u>411</u> -	Unit	B572	Object	6502
в.	Recommended Som	rces of Fu	nds/Sumi	mary of	Fiscal Im	pact:			
c.	With the reduction is subsequent contract/ electrical requiremer grid, both to meet or future audio and secu. Rev Bond Airport Corequirement included used for the Convent Departmental Fisca	item will its includir ode. Court rity systen enter 2/Cou I in the de- tion Center	further in ag contract yard light as are incl recation (velopment Parking	ncrease cting an ting cor luded. T Center I at order Garage	the total pelectrical drols and dhe recommerking Garfor the gards for th	roject bengineer electrical nended same as the nend	oudget to so and tie in infrastructource of fu he artwork e debt serv	\$2,025,375 to Conventi ture to supp nding for the is in satisfa- rice for the p	to fulfill Courtyard ion Center electrical cort the Courtyard's is project is the 68M ction of a regulatory portion of the bonds
					W COMN				
A. (B.	OFMB Fiscal and/o	r Contrac	HA 91	•	Corneari De		and phd Co	of JE)14)18
C.	Other Department		//	, , ,					
	Department Director	et to be se		acia for	novement				

BUDGET AVAILABILITY STATEMENT REQUEST DATE: 11/27/2018 REQUESTED BY; R. Erio McClellan PHONE: 233-0253 PROJECT TITLE: Convention Center Court, and (Light Plat, project) (Same as CIP or IST, if applicable) IST PLANNING NO.: NA ORIGINAL CONTRACT AMOUNT: \$784,600 BCC RESOLUTION#: NA REQUESTED AMOUNT: \$ (4,625) DATE: N/A CSA or CHANGE ORDER NUMBER: Second Amendment LOCATION: 650 Okeechobee Boulevard, West Palm Beach, FL BUILDING NUMBER: NA DESCRIPTION OF WORK/SERVICE LOCATION: Professional artist services PROJECT/W.O. NUMBER: N/A CONSULTANT/CONTRACTOR; Narduli Studio PROVIDE A BRIEF STATEMENT OF THE SCOPE OF SERVICES TO BE PROVIDED BY THE CONSULTANT/CONTRACTOR: Decrease of fixed fee amount (responsive to a change in scope) and extension of contract duration by an additional 456 days. \$ \$ \$ (4,625) * By signing this BAS your department agrees to these CID staff charges and your account will be charged upon receipt of this BAS by FDAO. Unless there is a change in the scope of work, no additional staff charges will be billed. If this BAS is for construction costs of \$25,9000 or greater, staff charges will be billed as causal and reconciled at the end of the project. If the project requires Facilities Marnagement or ESS staff your department will be billed actual hours worked upon project completion.

BUDGET ACCOUNT NUMBER(S) (Specify distribution if more than one and order in which (unds are to be used):

FUND: 3076 DEPT: 411 UNIT: B572 OBJ:

Department:
BAS APPROVED BY: DATE 1/37/8

ATTACHMENT 1

P 2018 1991 second amendment to agreement for art services

DEC 1 8 2018 THIS SECOND AMENDMENT is made and entered this . 2018, by and between Palm Beach County, a political subdivision of the State of Florida ("COUNTY) and Susan Narduli ("ARTIST").

WHEREAS, the COUNTY and ARTIST entered into an Agreement for the Palm Beach County Convention Center Courtyard Public Art Project ("Agreement") on December 19, 2017; and

WHEREAS, the COUNTY and ARTIST entered into a First Amendment to the Agreement on March 13, 2018 (the "First Amendment") to change the scope of services and make certain other changes; and

WHEREAS, the COUNTY and ARTIST desire to amend the Agreement to incorporate additional changes to the scope and schedule of work and make certain other changes based upon further design development and Project team coordination; and

WHEREAS, the COUNTY and ARTIST desire to amend the Agreement specifically to incorporate the addition of sculptural screen reinforcement, service area gates and lighting to the scope of the Project; and

WHEREAS, the COUNTY and ARTIST also desire to amend the Agreement to remove the ARTIST's responsibility for the installation of foundations for the sculptural screen and gates from the scope of the Agreement.

NOW THEREFORE, in accordance with the mutual covenants herein contained, and other good valuable considerations, the receipt and sufficiency of which are hereby acknowledged, and the parties agree as follows:

- 1. The foregoing recitals are true and correct and are incorporated herein by this reference.
- 2. Exhibit 1 (Artist Proposal) to the Agreement is amended to include the additional services and eliminate the installation of foundations as set forth in Attachment A to this Second Amendment.
- 3. Exhibit 3 (Budget), as set forth in Attachment B to the First Amendment is replaced in its entirety with Attachment B to this Second Amendment.
- 4. Exhibit 4 (Schedule), as set forth in Attachment C to the First Amendment is replaced in its entirety with Attachment C to this Second Amendment.
- 5. Exhibit 5 (Materials), as set forth in Attachment D to the First Amendment is replaced in its entirety with Attachment D to this Second Amendment.
- 6. Section 3.01 of the Agreement, "Firm Fixed Price" shall be revised to decrease the fixed fee to \$779,975.
- 7. All other terms and conditions of the Agreement dated December 19, 2017, as modified by the First Amendment dated March 13, 2018, shall remain the same.

THE REST OF THIS PAGE INTENTIONALLY LEFT BLANK

IN WITNESS WHEREOF, this Second Ame authorized representatives, as of the date firs	endment has been fully executed on behalf of the parties hereto by its duly t written above.
Clerk & Comptroller By A OVER 1 TY	The second of th
Debuty Clerk	Mack Bemard, Mayor
APPROVED AS TO FORM	APPROVED AS TO TERMS AND CONDITIONS
AND LEGAL-SUFFICIENCTY By: County Attorney	By: ZEA HA Wiley JA & F Director of Facilities Development & Operations
ARTIST: (Artist's signature)	Witness (signature)
Susan Martuli (Artist's name print)	Chris Richard Witness (print)

ATTACHMENT A

Exhibit 1 Artist Proposal

Narduli Studio (collectively Narduli Studio, its representatives and consultants) (NS) shall be responsible for the following additional SCOPE OF SERVICES: For Service Area, NS shall provide Design for Lighting and Gates, as well as Engineering, Permits, Fabrication, Materials, and Installation of Gates. For Reinforced Sculptural Screens, NS shall provide Design and Engineering, Materials, Fabrication, and Installation of sculptural screens to accommodate structural reinforcements.

Service Area:

- Design of Lighting for Service Area
- Design of Gates for Service Area
- CAD Drawings and Shop Drawing Review for Gates for Service Area
- Engineering of Gates for Service Area
- Permits for Gates for Service Area
- Materials for Gates for Service Area
- Fabrication of Gates for Service Area
- Installation of Gates for Service Area

Reinforced Sculptural Screens:

- · Design revisions to accommodate structural reinforcements
- Engineering of Foundations and Sculptural Screens to accommodate structural reinforcements
- Additional Materials for Sculptural Screens to accommodate structural reinforcements
- Additional Fabrication of Sculptural Screens to accommodate structural reinforcements
- Additional Installation of Sculptural Screens to accommodate structural reinforcements

Credited Services:

NS shall no longer be responsible for Installation of Foundations for Screens and Gates

ASSUMPTIONS

Any additional work beyond that outlined in this proposal will be considered outside of the scope of this agreement and will be considered Additional Services to be billed hourly or under a separate agreement.

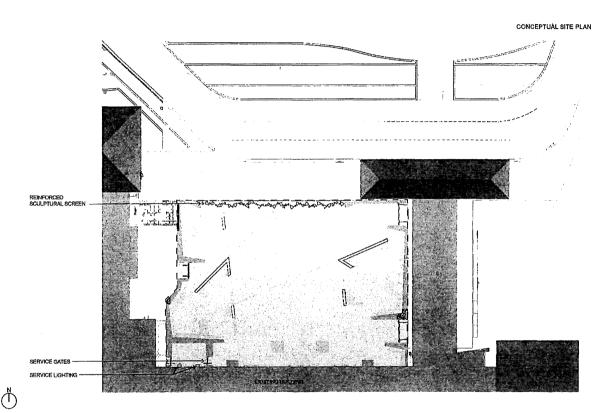
County shall provide NS with existing conditions documentation and other information that records the physical conditions of the site and existing structures and will compile Project Base Drawing Set input to office standards (AutoCAD) depicting the complete physical characteristics of the site and existing structures to be used for the development of the Project by NS, the Architect and their Consultants and Engineers.

The County / Architect shall provide the Lighting Designer, in writing, with information about any existing conditions that could affect luminaire selection and/or location, including all code-related requirements prior to issuance of Lighting Designer's design development drawings.

All Life Safety and automated Security Systems design and installation is by others.

County / Architect shall confirm location, size and adequacy of utilities serving the site as well as critical dimensions through field measurements as required.

Architect shall provide egress and code-related requirements to NS to facilitate development of the design. The Architect shall be responsible for all interface, submittals and code compliance guidance relative to regulatory agencies having jurisdiction over the Courtyard project.



PALM BEACH COUNTY CONVENTION CENTER COURTYARD PROJECT



ATTACHMENT B

Exhibit 3 Budget

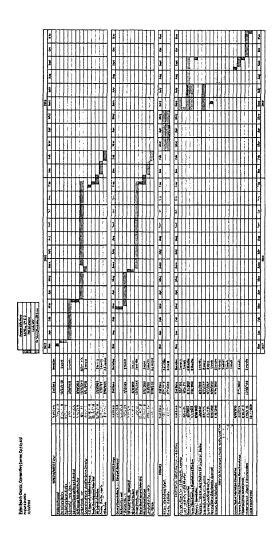
SCREEN / EGRESS GATES	
Design Development	\$10,000.00
Construction Documents	\$14,000.00
CAD, Engineering /Permitting	\$25,000.00
Shop Drawings Coordination	\$3,000.00
Screen and Gate Materials	\$75,000.00
Screen and Gate Fabrication	\$40,500.00
Light Fixtures & Controls	\$85,200.00
Light Installation	\$50,000.00
Screen and Gate Installation	\$60,900.00
Artist Fee	\$45,400.00
Lighting Consultant	\$20,000.00
Construction Oversight/Proj. Mgmt	\$10,000.00
Insurance	\$5,000.00
Engineering Screen/Gates Foundation	\$10,000.00
Engineering for additional Gates	\$5,000.00
Materials for additional Gates	\$55,000.00
Lighting for Additional Gates	\$24,600.00
Fabricate Additional Gates	\$30,000.00
Permit for Additional Gates	\$6,500.00
Installation of Additional Gates	\$20,000.00
Lighting Installation - Additional Gates	\$10,000.00
COURTYARD DESIGN	
Concept/ Schematic Design	\$10,000.00
Design Development	\$10,000.00
Construction Documents	\$5,000.00
Shop Drawing Review / Detailing	\$2,000.00
CAD Drawings including Elevations	\$5,500.00
Artist Fee	\$45,000.00
Lighting Consultants	\$10,000.00
Construction Oversight/Proj. Mgmt	\$10,000.00
Insurance	\$2,000.00
SERVICE GATES	
Design	\$2,500.00
CAD & Shop Drawings	\$1,000.00
Permit	\$1,500.00
Engineering	\$1,125.00
Materials	\$11,250.00

ATTACHMENT 2

Fabrication	\$5,000.00
Installation	\$5,000.00
SERVICE GATES LIGHTING	\$5,000.00
Design and Specifications	\$2,000.00
Design and Specifications	\$2,000.00
SCULPTURAL SCREEN REINFORCEMENT	
Screen Design	\$12,000.00
Courtyard Design	\$3,500.00
Engineering	\$12,500.00
Materials	\$10,000.00
Fabrication	\$5,000.00
Installation	\$3,000.00
TOTAL	\$779,975.00

ATTACHMENT C

Exhibit 4 Schedule



ATTACEMENT D

Exhibit 5 Materials

Sculptural Screen: Powder-coated Perforated Aluminum, Stainless Steel Hardware, Dichoric Glass, Lighting

Egress Gates: Powder-coated Perforated Aluminum, Stainless Steel Hardware, Lighting

Services Gates: Powder-coated Perforated Aluminum, Stainless Steel Hardware, Lighting

FOURTH AMENDMENT TO AGREEMENT FOR ART SERVICES

THIS FOURTH AMENDMENT is made and entered this **15th** day of **December**, **2020**, by and between Palm Beach County, a political subdivision of the State of Florida ("COUNTY) and Susan Narduli ("ARTIST").

WHEREAS, the COUNTY and ARTIST entered into an Agreement for the Palm Beach County Convention Center Courtyard Public Art Project ("Agreement") on December 19, 2017; and

WHEREAS, the COUNTY and ARTIST entered into a First Amendment to the Agreement on March 13, 2018 (the "First Amendment") to change the scope of services and make certain other changes; and

WHEREAS, the COUNTY and ARTIST entered into a Second Amendment to the Agreement on December 18, 2018 (the "Second Amendment") to change the scope of services, reduce the contract amount, extend the contract duration and make certain other changes; and

WHEREAS, the COUNTY and ARTIST entered into a Third Amendment to the Agreement on November 19, 2019 (the "Second Amendment") to change the scope of services, increase the contract amount, and extend the contract duration; and

WHEREAS, the COUNTY and ARTIST desire to amend the Agreement to incorporate additional changes to the schedule of work and increase in the fixed fee for redesign services due to field conditions and fabrication complications;

NOW THEREFORE, in accordance with the mutual covenants herein contained, and other good valuable considerations, the receipt and sufficiency of which are hereby acknowledged, and the parties agree as follows:

- 1. The foregoing recitals are true and correct and are incorporated herein by this reference.
- 2. Exhibit 1 (Schedule), as set forth in Attachment A to the Second Amendment is replaced in its entirety with Attachment A to this Fourth Amendment.
- 3. Exhibit 2 (Budget), as set forth in Attachment B to the Second Amendment is replaced in its entirety with Attachment B to this Fourth Amendment.
- 4. All other terms and conditions of the Agreement dated December 19, 2017, as modified by the First Amendment dated March 13, 2018, the Second Amendment dated December 18, 2018, and the Third Amendment dated November 19, 2019 shall remain the same.

THE REST OF THIS PAGE INTENTIONALLY LEFT BLANK

IN WITNESS WHEREOF, this Third Amendment has been fully executed on behalf of the parties hereto by its duly authorized representatives, as of the date first written above.

COUNTY

ATTEST: SHARON R. BOCK Clerk & Comptroller	PALM BEACH COUNTY, FLORIDA, BY ITS BOARD OF COUNTY COMMISSIONERS
By: Deputy Clerk	By: Mayor
APPROVED AS TO FORM AND LEGAL SUFFICIENCY By: County Attorney	APPROVED AS TO TERMS AND CONDITIONS By: Len Symphisce to Spill Director of Facilities Development & Operations
ARTIST:	1
Artist's (signature)	Witness (signature)
Susan Narduli (Artist's name print)	Victor Mustafa Witness (print)

ATTACHMENT A

Exhibit 1 Schedule

ACTIVITY	START DATE	END DATE	DURATION
Notice to Proceed - Screens/Gates	12/19/2017		
Preliminary Design - Screens/Gates	12/19/2017	12/29/2017	1 Week
Schematic Design - Screens/Gates	01/01/2018	09/21/2018	9 Months
Schematic Design Submittal & Review - Screens/Gates	09/21/2018		P
Notice to Proceed - Courtyard	03/14/2018		
Schematic Design - Courtyard	03/15/2018	09/26/2018	6 Months
Schematic Design Submittal - Courtyard	09/26/2018		
Design Development	09/22/2018	04/05/2019	6.5 Months
Design Development Submittal	04/05/2019		
Construction Documentation	04/06/2019	03/02/2020	11 Months
95% Construction Documentation Submittal	10/04/2019		
Submittal for Permit	10/23/2019		
Permitting - Review, Comments and Updates	10/23/2019	02/03/2020	3.5 Months
Receive Permit	02/03/2020		
100% Construction Documentation Submittal	03/02/2020		
Preparation of Shop Drawings and Lighting Submittals	03/02/2020	08/21/2020	6 Months
County Review/Approval of Shop Drawings and Lighting	03/09/2020	09/09/2020	6 Months
Procure Lighting	03/30/2020	08/31/2020	5 Months
Fabrication of Sculptural Screen and Gates	09/07/2020	12/31/2020	4 Months
Fabrication of Dichroic Glass	09/07/2020	01/29/2021	6 Months
Construction Administration	06/26/2020	02/12/2021	7.5 Months
Installation of Screen/Gates Sculptures with Lighting Fixtures	12/07/2020	01/19/2021	6 Weeks
Substantial Completion	01/22/2021		
Installation of Dichroic Glass	02/08/2021	02/08/2021	1 Day
Project Closeout	02/09/2021	03/31/2021	8 weeks

ATTACHMENT B

Exhibit 2 Budget

SCREEN / EGRESS GATES	
Design Development	\$10,000.00
Construction Documents	\$14,000.00
CAD, Engineering /Permitting	\$25,000.00
Shop Drawings Coordination	\$3,000.00
Screen and Gate Materials	\$75,000.00
Screen and Gate Fabrication	\$40,500.00
Light Fixtures & Controls	\$85,200.00
Light Installation	\$50,000.00
Screen and Gate Installation	\$60,900.00
Artist Fee	\$45,400.00
Lighting Consultant	\$20,000.00
Construction Oversight/Proj. Mgmt	\$10,000.00
Insurance	\$5,000.00
Engineering Screen/Gates Foundation	\$10,000.00
Engineering for additional Gates	\$5,000.00
Materials for additional Gates	\$55,000.00
Lighting for Additional Gates	\$24,600.00
Fabricate Additional Gates	\$30,000.00
Permit for Additional Gates	\$6,500.00
Installation of Additional Gates	\$20,000.00
Lighting Installation - Additional Gates	\$10,000.00
COURTYARD DESIGN	
Concept/ Schematic Design	\$10,000.00
Design Development	\$10,000.00
Construction Documents	\$5,000.00
Shop Drawing Review / Detailing	\$2,000.00
CAD Drawings including Elevations	\$5,500.00
Artist Fee	\$45,000.00
Lighting Consultants	\$10,000.00
Construction Oversight/Proj. Mgmt	\$10,000.00
Insurance	\$2,000.00
SERVICE GATES	
Design	\$2,500.00
CAD & Shop Drawings	\$1,000.00
Permit	\$1,500.00
Engineering	\$1,125.00
Materials	\$11,250.00

Fabrication	\$5,000.00
Installation	\$5,000.00
SERVICE GATES LIGHTING	
Design and Specifications	\$2,000.00
SCULPTURAL SCREEN REINFORCEMENT	
Screen Design	\$12,000.00
Courtyard Design	\$3,500.00
Engineering	\$12,500.00
Materials	\$10,000.00
abrication	\$5,000.00
nstallation	\$3,000.00
FIELD CONDITIONS REDESIGN	
Screen Layout	\$2,500.00
Gate Posts	\$4,700.00
Planter Walls	\$3,000.00
Footers	\$5,000.00
TOTAL	\$795,175.00

BUDGET AVAILABILITY STATEMENT

REQUEST DATE: 11/10/20	REQUESTE	JBY: Elayna Toby Singer	PHONE: 233-0235
PROJECT TITLE:Conve	ntion Center Courtyard, (Same as CIP or IST, if a		
ORIGINAL CONTRACT AN	401 INT:\$454 000 00		IST PLANNING NO.:
ORIGINAL CONTRACT AN	1001v1.\$434,000.00		BCC RESOLUTION#: R2017-1895
REQUESTED AMOUNT: \$1	5,200.00		DATE: December 19, 2017
CSA or CHANGE ORDER N	TUMBER:		DATE. December 19, 2017
LOCATION: Palm Beach Co	unty Convention Center		
BUILDING NUMBER:			
DESCRIPTION OF WORK/S	SERVICE LOCATION:	Redesign services due to	field conditions
PROJECT/W.O. NUMBER:			
CONSULTANT/CONTRAC	TOR: Susan Narduli		
PROVIDE A BRIEF STA CONSULTANT/CONTRAC		SCOPE OF SERVICES	S TO BE PROVIDED BY THE
STAFF COSTS* EQUIP. / SUPPLIES CONTINGENCY TOTAL	\$ \$	at C laura and an	utuill be about a duman nagaint of this DA
by FD&O. Unless there is a cho	ange in the scope of work, i aff charges will be billed as	no additional staff charges wi s actual and reconciled at the	nt will be charged upon receipt of this BAS Il be billed. If this BAS is for construction end of the project. If the project require upon project completion.
BUDGET ACCOUNT NUM	IBER(S) (Specify distrib	oution if more than one and	l order in which funds are to be used)
FUND:	DEPT:	UNIT:	OBJ:
3076	411	13572	6502
IDENTIFY FUNDING SOU Ad Valorem (Amount \$		`	ride detail for <u>all</u> that apply) ax (Amount \$)
State (source/type:	Amount \$)	Federal (source/type	:\$ Amount \$
Grant (source/type:	Amount \$)	Impact Fees: (Amou	<u>nt \$</u>)
Other (source/type:	Amount \$)		
Department:FL	140/	7	- ,
BAS APPROVED BY:	Kmy	<u></u>	DATE ///10/2020
ENCUMBRANCE NUMBE	R:		_

Attachment 3