

**CITY OF BILOXI
AGENDA ITEM
FACT SHEET**

Item No.: 5 W

Council Meeting Date: August 20, 2019

ITEM TITLE: RESOLUTION

INTRODUCED BY: Mayor Andrew "FoFo" Gilich

CONTACT PERSON: E. Michael Leonard, CAO *ML*

Christy LeBatard, Director of the Engineering Department

SUMMARY EXPLANATION:

Resolution authorizing Amendment No. One (1) to Professional Services Agreement with Brown, Mitchell & Alexander, Inc. for Capital Project No 1000: West Biloxi Boardwalk

Resolution Ordinance _____ Public Hearing _____ Routine Agenda _____

Exhibits for Review

Contract Minutes _____ Plans/Maps _____ Deed _____ Lease _____

Other (Specify): Exhibit A: Amendment No. One (1)

Submittal Authorization: Council President _____ Mayor

STAFF RECOMMENDATION: Staff recommends approval

COUNCIL ACTION: Motion By: _____ Second By: _____

Vote:	<u>Councilmember</u>	<u>Yes</u>	<u>No</u>	<u>Other</u>	<u>Councilmember</u>	<u>Yes</u>	<u>No</u>	<u>Other</u>
	Lawrence	_____	_____	_____	Tisdale	_____	_____	_____
	Gines	_____	_____	_____	Glavan	_____	_____	_____
	Newman	_____	_____	_____	Barrett	_____	_____	_____
	Deming	_____	_____	_____				

ACTION TAKEN:

Resolution No.

RESOLUTION AUTHORIZING AMENDMENT NO. ONE (1) TO PROFESSIONAL SERVICES AGREEMENT WITH BROWN, MITCHELL & ALEXANDER, INC. FOR CAPITAL PROJECT NO 1000: WEST BILOXI BOARDWALK

WHEREAS, by Resolution No. 31-17, the governing authorities of the City of Biloxi (the "City") approved entry into that certain Professional Service Agreement (the "Agreement") with Brown, Mitchell & Alexander, Inc. ("BMA") for provision of Resident Project Representative ("RPR") Services in connection with Capital Project No. 1000: West Biloxi Boardwalk ("Project 1000");

WHEREAS, BMA has now submitted Amendment No. One (1), attached hereto as Exhibit "A," for approval, which continues BMA's RPR services through the end of construction for Project 1000, and increases the value of the Agreement by \$7,360.00, for a total value of \$45,760.00; and

WHEREAS, it is the recommendation of E. Michael Leonard, Chief Administrative Officer, and Christy LeBatard, P.E., Director of Engineering that the City accept and enter into Amendment No. One (1) to the Agreement with BMA for Project No. 1000.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILOXI, MISSISSIPPI, THAT:

Section 1: The findings, conclusions, and statements of fact contained in the foregoing preamble are hereby adopted, ratified, and incorporated herein.

Section 2: The Mayor is, on behalf of the City of Biloxi, hereby authorized to accept and execute Amendment No. One (1), attached hereto as Exhibit "A", to the Professional Services Agreement with Brown, Mitchell & Alexander, Inc. for Capital Project No. 1000: West Biloxi Boardwalk.

Section 3: This resolution shall take effect and be in force from and after adoption.



**BROWN, MITCHELL
& ALEXANDER, INC.**
CONSULTING ENGINEERS



401 Cowan Road, Suite A
Gulfport, MS 39507
228-864-7612

AMENDMENT 1

To the Agreement between
City of Biloxi

&

Brown, Mitchell & Alexander, Inc.

Professional Engineering Services
*Resident Project Representation - West Biloxi Boardwalk
City of Biloxi Project No. 1000*

796 Vieux Marche, 2nd Floor
Biloxi, MS 39530
228-436-7612

3103 Pascagoula Street
Pascagoula, MS 39567
228-436-7612

www.bmaengineers.com

This Amendment is attached to, made a part of, and incorporated by reference into a Letter Form Agreement made on the 23rd day of January, 2017, between the City of Biloxi (Owner) and Brown, Mitchell & Alexander, Inc. (Engineer), providing for professional Resident Project Representative (RPR) services for construction phase of the West Biloxi Boardwalk, Phase I. The Agreement is amended or supplemented as indicated below:

Additional Services: Continued RPR services

Increase scope of services necessary to provide Resident Project Representative services through completion of the construction phase of the project, including review of the following construction work:

1. Pathway Signage;
2. Parking Area Improvements; and
3. Final Punchlist work.

Additional RPR Services Fee

\$ 7,360.00 Hourly, not-to-exceed

This AMENDMENT 1 is hereby made a part of and incorporated into the original Agreement, dated July 23, 2019, as though originally included therein.

IN WITNESS WHEREOF, the parties hereto have made and executed this Amendment, as of this _____ day of August, 2019.

OWNER:

City of Biloxi

A.M. Gilich, Jr., Mayor

Address for giving notice:
Post Office Box 775
Biloxi, MS 39533

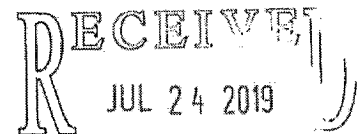
ENGINEER:

Brown, Mitchell & Alexander, Inc.

Benjamin Smith
Benjamin Smith, P.E.
Vice President

401 Cowan Road Suite A
Gulfport, MS 39507

CELEBRATING



BY _____ aw