

8366-03
Amd 7

**AMENDMENT NUMBER SEVEN TO AGREEMENT
BETWEEN
THE CITY OF JACKSONVILLE
AND
BERGMANN ASSOCIATES, INC.
FOR
HISTORIC PRESERVATION PROJECTS COUNTYWIDE**

THIS AMENDMENT NUMBER SEVEN to Agreement is made and entered into in duplicate this 16 day of June, 2014, by and between the CITY OF JACKSONVILLE, a municipal corporation in Duval County, Florida (hereinafter the "CITY"), and BERGMANN ASSOCIATES, INC., a foreign profit corporation authorized to do business in Florida with principal offices at 200 1ST Federal Plaza, 23 East Main Street, Rochester, New York 14614-1915 and with local office at 8653 Baypine Road, Suite 100, Jacksonville, Florida 32256 (hereinafter the "CONSULTANT"), for performance of architectural and engineering services for historic preservation projects countywide (hereinafter the "Project").

RECITALS:

WHEREAS, on January 29, 2008, the parties made and entered into City of Jacksonville Contract # 8366-03 (hereinafter the "Agreement") for the Project; and

WHEREAS, said Agreement has been amended six (6) times previously; and

WHEREAS, said Agreement should be further amended by extending the period of service through July 31, 2015 for existing work only and by allowing change orders to open purchase orders only, with no increase in the maximum indebtedness, such indebtedness remaining a not-to-exceed amount of \$350,000, and with all other provisions, terms, and conditions of said Agreement remaining unchanged; now therefore

IN CONSIDERATION of the Agreement and of the mutual covenants and agreements hereinafter contained, the parties agree as follows:

1. The above-stated recitals are accurate, true, and correct and are incorporated herein and made a part hereof by this reference.

2. Section 1.02 in said Agreement is amended in part by extending the period of service through July 31, 2015, for existing work only, subject to earlier termination, and as amended shall read as follows:

“This Agreement shall commence on the day and year first above written and shall continue and remain in full force and effect thereafter through July 31, 2015, or earlier termination as provided in Section 5.01 hereof.”

3. Section 3.06 in said Agreement is amended in part to allow change orders to open purchase orders only and as amended shall read as follow:

“The maximum indebtedness of the CITY for all Services to be performed pursuant to this Agreement shall not exceed the sum of THREE HUNDRED FIFTY THOUSAND AND 00/100 DOLLARS (\$350,000.00). Change orders shall be allowed to open purchase orders only.”

4. The total maximum indebtedness shall remain a not-to-exceed amount of \$350,000.00.

SAVE AND EXCEPT as expressly amended in this instrument, the provisions, terms, and conditions of said Agreement of January 29, 2008 (City of Jacksonville Contract # 8366-03), as previously amended, shall remain unchanged and shall continue in full force and effect.

[Remainder of this page is left blank intentionally. Signature page follows immediately.]

IN WITNESS WHEREOF, the parties hereto have duly executed this Agreement the day and year first above written.

ATTEST:

CITY OF JACKSONVILLE

By James R. McCain, Jr.
James R. McCain, Jr.
Corporation Secretary

By Karen Bowling
Alvin Brown, Mayor
Karen Bowling



Chief Administrative Officer
For: Mayor Alvin Brown
Under Authority of:
Executive Order No. 2013-04
BERGMANN ASSOCIATES, INC.

ATTEST:

BERGMANN ASSOCIATES, INC.

By Michael J. Abell
Signature
MICHAEL J. ABELL
Type/Print Name
REG. ARCH.
Title

By Michael G. Stuebben
Signature
MICHAEL G. STUEBBEN
Type / Print Name
REGIONAL OFFICE MANAGER
Title

In accordance with Section 24.103(e), of the *Ordinance Code* of the City of Jacksonville, I do hereby certify that there is an unexpended, unencumbered and unimpounded balance in the appropriation sufficient to cover the foregoing agreement; *provided however*, this certification is not nor shall it be interpreted as an encumbrance of funding under this Contract. Actual encumbrance[s] shall be made by subsequent purchase order[s], and all funding control checking shall be performed at the time said purchase orders are issued.

C. Ronald Belton
Director of Finance
City Contract # 8366-03
Amendment # 7: Term extension

Form Approved:

James R. McCain, Jr.
Office of General Counsel