

CITY OF MARATHON, FLORIDA  
RESOLUTION 2013-35

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA APPROVING AMENDMENT NO. 2 TO WORK AUTHORIZATION NO. 42 PURSUANT TO THE CONTINUING SERVICES AGREEMENT DATED JUNE 23, 2004, BETWEEN THE CITY AND WEILER ENGINEERING CORPORATION FOR THE DESIGN OF THE KEYS RV ON-SITE WASTEWATER COLLECTION SYSTEM IN THE ORIGINAL AMOUNT OF \$57,565.00; INCREASING THE WORK AUTHORIZATION IN THE AMOUNT OF \$22,797.50 FOR CONSTRUCTION ENGINEERING AND INSPECTION SERVICES AT KEYS RV; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AMENDMENT AND EXPEND BUDGETED FUNDS ON BEHALF OF THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE

**WHEREAS**, the City of Marathon, Florida (“City”) and Weiler Engineering Corporation (“Weiler”) entered into a Continuing Services Contract in June 2004 (“Contract”); and

**WHEREAS**, pursuant to the Contract, the City issued a Work Authorization to Weiler in February of 2011 for the design of the Keys RV on-site wastewater collection system and related construction administration services (“Project”); and

**WHEREAS**, Amendment No. 2 to the Work Authorization approves the expenditure of \$22,797.50 to allow Weiler to continue to perform construction inspection services to certify the completion of the Project.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, THAT:**

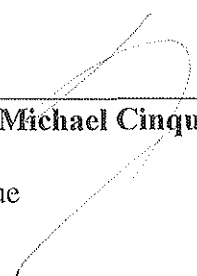
**Section 1.** The above recitals are true and correct and incorporated herein.

**Section 2.** Amendment No. 2 to Work Authorization No. 42 between the City and Weiler attached hereto as Exhibit “A” is hereby approved. The City Manager is authorized to execute Amendment No. 2 and expend budgeted on behalf of the City.

**Section 3.** This resolution shall take effect immediately upon its adoption.

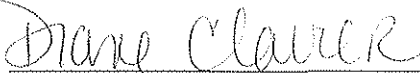
PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MARATHON,  
FLORIDA, THIS 9<sup>th</sup> DAY OF APRIL, 2013.

THE CITY OF MARATHON, FLORIDA

  
\_\_\_\_\_  
Michael Cinque, Mayor

AYES: Bull, Keating, Ramsay, Snead, Cinque  
NOES: None  
ABSENT: None  
ABSTAIN: None

ATTEST:

  
\_\_\_\_\_

Diane Clavier, City Clerk

(City Seal)

APPROVED AS TO FORM AND LEGALITY FOR THE USE  
AND RELIANCE OF THE CITY OF MARATHON, FLORIDA ONLY:

  
\_\_\_\_\_  
City Attorney

AMENDMENT No. 2

WORK AUTHORIZATION NUMBER 42

Keys RV Grinder Pump Station Collection System Design, Permitting and Construction  
Engineering/Inspection

UNDER

City of Marathon, FLORIDA

With

Weiler Engineering Corporation

THIS AMENDMENT No. 2 to WORK AUTHORIZATION NUMBER 42 is issued under and pursuant to that certain consulting agreement by and between the City of Marathon and Weiler Engineering Corporation ("Weiler Engineering"), dated June 23, 2004.

WHEREAS, the City and Weiler Engineering entered into a master consulting agreement dated June 23, 2004 ("Consulting Agreement"), and Work Authorization No. 42 dated February 22, 2011;

Whereas, the City has requested that Weiler Engineering provide services that require expertise of professional;

WHEREAS, the City and Weiler Engineering have negotiated this Amendment No. 2 to Work Authorization No. 42 to the Consulting Agreement at compensation that Weiler Engineering represents, and the City believes, to be fair, competitive, and reasonable after analysis of the cost of the professional services required as well as their scope and complexity;

NOW THEREFORE, in consideration of the premises and in further consideration of the promises below, the City does hereby approve Amendment No. 2 as described herein and directs Weiler Engineering to continue with the work as outlined in Work Authorization No. 42 subject to the following terms and conditions:

1. The work shall be conducted under and in accordance with the consulting agreement dated June 23, 2004, as the same has been amended, except as expressly provided herein.
2. The work shall consist of continued CEI services as described in Work Authorization 42, needed due to delays in construction of the project causing extended contract times and consequent need for extended CEI services.
3. The not-to-exceed amount for Work Authorization 42 is increased from \$64,761.40 to \$87,558.90.

IN WITNESS WHEREOF, the parties have executed this amendment to Work Authorization No. 42 on the dates opposite their names.

ATTEST:

CITY OF MARATHON

Diane Clavier  
City Clerk

By: Roger Hernstadt  
Roger Hernstadt, City Manager

Date: 6/4/13

APPROVED AS TO FORM AND LEGALITY FOR THE USE  
AND RELIANCE OF THE CITY OF MARATHON, FLORIDA ONLY:

[Signature]  
City Attorney

ATTEST:

WEILER ENGINEERING CORPORATION

By: [Signature]  
Edward R. Castle, P.E.  
Vice President

Date: 4/2/13

[Signature]      GC

Marathon Key RV Delay CEI

Description	Principal	Project Manager	PE	Structural Engineer	Engineering Intern	Inspector	Clerical	Total Hrs
<b>CEI and Administration</b>								
Project administration	27.50							27.50
Pay applications, communications, etc.		33.00						33.00
Daily inspections and documentation		22.00			143.00			165.00
							SubTotal	\$22,797.50
Total Hours	27.50	55.00			143.00			
Rate	\$125.00	\$105.00	\$105.00	\$105.00	\$95.00	\$75.00	\$35.00	
	<b>Subtotal</b>	<b>\$3,437.50</b>	<b>\$5,775.00</b>		<b>\$13,585.00</b>			<b>\$22,797.50</b>

Reimbursable Expenses	QTY	Unit Cost						Total
<b>Reimbursable Subtotal</b>								

Total Estimated Hourly Cost **\$22,797.50**