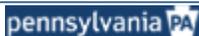


	home site map help ECMS	  RAJVI B. AMIN
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LEGAL DOCUMENT

Agreement: E02007	Project Specific	Active
Name: CM/CI for Tyburn Road (75793) and CI for County Line Road (57623)	Selection Process: Modified	Initiating Org: Engineering District 6-0
 Supplement: 5	Administrative	Executed
Description: Zero Costs supplement between Prime and Sub Consultants		

Project Specific Agreement E02007 Supplement # 5

Engineering District 6-0
Initiating Organization

\$0.00
Supplemental Agreement Cost

Trumbull Corporation 25-1021993
Consultant - FID

Specific Rate of Compensation
Specific Rate of Compensation - Construction Inspection
 Method(s) of Payment

THIS SUPPLEMENTAL AGREEMENT, made and entered into on 09/16/2011, at Harrisburg, Pennsylvania, between the Commonwealth of Pennsylvania, acting through its Department of Transportation, by the Secretary, ("Department"), and Trumbull Corporation, a Corporation of CONSULTANTS, registered as such in the Commonwealth of Pennsylvania, their heirs, executors, administrators, successors, or assigns, ("CONSULTANT").

WITNESSETH:

WHEREAS, the Department and the Consultant, under date of 05/14/2010, entered into an Agreement, designated in the Department's files as No. E02007, wherein the Consultant agreed to perform all work and services, and furnish all equipment and materials not otherwise provided, for supplementary construction inspection and documentation services under the Department's Inspector-in-Charge.; and

WHEREAS, the Department and the Consultant, under date of 12/01/2010 entered into Supplement Agreement 1 to establish a no cost transfer of direct cost and specific rate from part 2 to part 3; and

WHEREAS, the Department and the Consultant, under date of 02/07/2011 entered into Supplement Agreement 2 to No cost supplement to transfer funds from specific rate to direct cost; and

WHEREAS, the Department and the Consultant, under date of 06/20/2011 entered into Supplement Agreement 3 to 0 sum transfer of funds from sub to prime for Part 1; and

WHEREAS, the Department and the Consultant, under date of 07/28/2011 entered into Supplement Agreement 4 to 0 cost supplement to correct supplement 3 PDA/Direct Cost errors; and

WHEREAS, the Department and the Consultant desire to supplement the Agreement to Zero Costs supplement between Prime and Sub Consultants;

Now, THEREFORE, the parties hereto, for and in consideration of the foregoing premises and mutual promises, hereinafter contained, with the intention of being legally bound thereby, agree as follows:

1. Terms, Conditions and Provisions

- a. The Consultant agrees to comply with and to provide the required work and services in accordance with the provisions listed below, which are incorporated into this AGREEMENT by reference, as though physically attached.
 - i. **Commonwealth Contractor Responsibility Provisions, dated April 16, 1999**
 - ii. **Consultant Integrity Provisions, dated July 30, 2010**
 - iii. **Commonwealth Nondiscrimination Clause for Consultant Agreements, dated July 30, 2010**
 - iv. **Federal Nondiscrimination and Equal Employment Opportunity Clauses, dated January 1976**
 - v. **Offset Provision for Commonwealth Contracts, dated April 16, 1999**
 - vi. **Pennsylvania Election Code, dated February 22, 2001**
 - vii. **Publication 442, Bureau of Design Specifications for Consultant Agreements, dated August 4, 2010**
 - viii. **Provisions Concerning the Americans With Disabilities Act, dated January 2001**

- b. By signing this Agreement, the Consultant certifies their compliance with the following requirements:
 - i. **Consultant's Certification of Non-Collusion, dated February 1990**
 - ii. **Certification Regarding Debarment, Suspension and Other Responsibility Matters, dated August 1990**
 - iii. **Certificate of Restrictions on Lobbying, dated August 6, 1990**
 - iv. **Consultant's Acceptance of PA Workmen's Compensation Act, dated August 1999**

c. By signing this Agreement, the Department certifies their compliance with the following requirement:

i. **Department's Certificate of Non-Collusion, dated January 1999**

d. The Consultant agrees to comply with and to provide the required work and services in accordance with the **Department's Standard Agreement Special Requirements, dated April 26, 2001** and the following standard method of payment special provisions: **Method of Payment - Specific Rate of Compensation, dated February 28, 2001**, **Method of Payment - Specific Rate of Compensation - Construction Inspection, dated February 28, 2001**, which have been made available to the Consultant in electronic or paper form, and the Consultant's **Technical Proposal**, and **Price Proposal**, which are incorporated into this Agreement by reference.

e. That the maximum cost of each part of this supplement is as follows:

<u>Part</u>	<u>Current Cost</u>	<u>Supplemental Adjustment</u>	<u>New Part Total</u>
1	449,568.72	0.00	449,568.72
2	995,158.63	0.00	995,158.63

f. That the maximum cost of this Agreement is as follows:

<u>Current Cost</u>	<u>Supplemental Adjustment</u>	<u>New Agreement Cost</u>
2,472,076.10	0.00	2,472,076.10

g. That the time of completion for each Part shall be the termination date of this Agreement or as shown below, whichever occurs first:

Part 1 - 01/18/2013 .
 Part 2 - 01/18/2013 .

h. That the Department approved invoice template has been amended and will be available to the Consultant effective the execution date of this Supplemental Agreement.

i. That all other terms and conditions of the Agreement, which are not changed by this Supplemental Agreement, remain in full force and effect.

Document Status: Executed
Negotiator: Harter, Michele L.

Attachments		
Name	Created By	Created On
<i>No records found.</i>		

Workflow			
Status	Name	Disposition	Date/Time
Draft	Keith I Dawson/PennDOT	Submit	09/16/2011 02:06:54 PM
Consultant Review	John Maffeo/PennDOT BP-000030 - Vice President	Approve	09/16/2011 03:53:03 PM
Deputy Secretary Review	Brian D Hare/PennDOT	Approve	09/16/2011 04:48:45 PM
CAD Chief Approval	Gary R Kleist/PennDOT	Execute	09/16/2011 05:59:20 PM

Audit Information			
Created By	Created On	Modified By	Modified On
Keith I Dawson/PennDOT	09/16/2011 02:06:54 PM	Gary R Kleist/PennDOT	09/16/2011 05:59:20 PM

You are currently logged in as **Rajvi B. Amin**.

Release: 19.0
 Session size: 0.1k

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Tue Sep 20 10:48:15 EDT 2011
 Official ECMS Date/Time