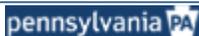


	<a href="#">home</a> <a href="#">site map</a> <a href="#">help</a> <span style="font-size: 2em; font-weight: bold; color: green;">ECMS</span>	  <b>RAJVI B. AMIN</b>
---	--	--

## LEGAL DOCUMENT

<b>Agreement:</b> E01238	<b>Project Specific</b>	<b>Active</b>
<b>Name:</b> Replacement of Broad Run Road and College Avenue Bridges		<b>Selection Process:</b> Normal
		<b>Initiating Org:</b> Engineering District 6-0
<b>Supplement:</b> 2	<b>Normal</b>	<b>Executed</b>
<b>Description:</b> add additional costs for drilling and lab testing for 3034-WCC.		

### Project Specific Agreement E01238 Supplement # 2

**Engineering District 6-0**  
Initiating Organization

**\$11,798.17**  
Supplemental Agreement Cost

**Johnson, Mirmiran & Thompson, Inc. 52-0963531**  
Consultant - FID

**Cost Plus Fixed Fee**  
Method(s) of Payment

THIS SUPPLEMENTAL AGREEMENT, made and entered into on 09/20/2011, at Harrisburg, Pennsylvania, between the Commonwealth of Pennsylvania, acting through its Department of Transportation, by the Secretary, ("Department"), and Johnson, Mirmiran & Thompson, Inc., 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 07/16/2008, entered into an Agreement, designated in the Department's

files as No. E01238, wherein the Consultant agreed to perform all work and services, and furnish all equipment and materials not otherwise provided, for the replacement of College Avenue Bridges over SEPTA and over Cobbs Creek and adjacent culvert in Haverford Township, Delaware County (MPMS# 75800) and Broad Run Road Bridge over the East Branch of White Clay Creek in London Britain Township, Chester County (MPMS# 80060).; and

This Agreement was reassigned on 10/07/2008, Reassignment Agreement 430024.

WHEREAS, the Department and the Consultant, under date of 06/11/2009 entered into Supplement Agreement 1 to provide for additional work and services under Parts 1 and 2 concerning traffic work that is required to design a left turn lane on College Ave. as requested by the department's traffic unit and under Parts 4 and 5 concerning additional public involvement and agency coordination regarding pedestrian, bike and equestrian use of the bridge and combining the signing and pavement marking plans; and

WHEREAS, the Department and the Consultant desire to supplement the Agreement to add additional costs for drilling and lab testing for 3034-WCC.;

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 - Cost Plus Fixed Fee, dated May 1, 2009**, 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>
5	381,035.44	11,798.17	392,833.61

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

<u>Current Cost</u>	<u>Supplemental Adjustment</u>	<u>New Agreement Cost</u>
1,673,595.05	11,798.17	1,685,393.22

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 5 - 01/18/2012 .

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**

<b>Name</b>	<b>Created By</b>	<b>Created On</b>

**No records found.**

<b>Workflow</b>			
<b>Status</b>	<b>Name</b>	<b>Disposition</b>	<b>Date/Time</b>
Draft	Michele L Harter/PennDOT	Submit	09/16/2011 01:03:37 PM
Consultant Review	Craig Campbell PE/PennDOT BP-000119 - Vice President	Approve	09/16/2011 02:17:47 PM
Deputy Secretary Review	Brian D Hare/PennDOT	Approve	09/16/2011 04:45:10 PM
Chief Counsel Review	Michael H Kline/PennDOT	Approve	09/20/2011 11:34:08 AM
Comptroller Review	Brenda A Zorbaugh/PennDOT	Approve	09/20/2011 01:59:44 PM
CAD Chief Approval	Gary R Kleist/PennDOT	Execute	09/20/2011 04:30:41 PM

<b>Audit Information</b>			
<b>Created By</b>	<b>Created On</b>	<b>Modified By</b>	<b>Modified On</b>
Michele L Harter/PennDOT	09/16/2011 01:03:34 PM	Gary R Kleist/PennDOT	09/20/2011 04:30:41 PM

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

Release: 19.1  
Session size: 0.1k

[PennDOT](#) | [Home](#) | [Site Map](#) | [Help](#) | [Pennsylvania](#)  
Copyright © 2009 Pennsylvania Department of Transportation. All Rights Reserved.  
[PennDOT Privacy Policy](#)

**Tue Oct 04 08:27:58 EDT 2011**  
Official ECMS Date/Time