



SOUTH FLORIDA WATER MANAGEMENT DISTRICT AMENDMENT

4600004364-A01

AMENDMENT NO. 01

TO AGREEMENT NO. 4600004364

BETWEEN THE

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

AND

BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS

This **AMENDMENT NO. 01**, is entered into on _____ to that Agreement dated November 12, 2020, between "the Parties," the South Florida Water Management District (District), and Broward Board of County Commissioners (Recipient).

Background

1. The Governing Board of the District, at its November 12, 2020 meeting, approved entering into this Agreement with the Parties for Water Conservation – High Efficiency Toilet Replacement Credit Program.
2. The term of the Agreement is Seven Hundred and Nineteen (719) days.
3. The Parties wish to amend the Agreement to extend the period of performance, revise the Statement of Work, Payment and Deliverable Schedule, Quarterly Status Report, Final Project Summary Report, Cost Breakdown of the Agreement.

Terms and Conditions

4. The term of the Agreement is hereby extended by One (1) year and the expiration date, as amended, is October 31, 2023. Regardless of the actual date of execution, this **AMENDMENT NO. 01** shall be effective as of November 1, 2022.
5. This **AMENDMENT NO. 01** shall be at no additional cost to the District.
6. The Statement of Work, attached as Exhibit "A" to the Agreement, is hereby amended by revising "Scope of Work" and "Work Breakdown Structure" as set forth in Exhibit "A1", attached hereto and made a part of this **AMENDMENT NO. 01**.



SOUTH FLORIDA WATER MANAGEMENT DISTRICT AMENDMENT

- 7. The Payment and Deliverable Schedule is also hereby revised in accordance with Exhibit "B1", attached hereto and made a part of this **AMENDMENT NO. 01**.
- 8. The Quarterly Status Report is also hereby revised in accordance with Exhibit "C1", attached hereto and made a part of this **AMENDMENT NO. 01**.
- 9. The Final Project Summary Report is also hereby revised in accordance with Exhibit "D1", attached hereto and made a part of this **AMENDMENT NO. 01**.
- 10. The Cost Breakdown is also hereby revised in accordance with Exhibit "F1", attached hereto and made a part of this **AMENDMENT NO. 01**.
- 11. The Project Manager for the District is amended to be Stacey Adams, telephone number (561) 682-2577, sadams@sfwmd.gov.
- 12. All other terms and conditions of the Agreement remain unchanged.

IN WITNESS WHEREOF, the Parties or their duly authorized representatives hereby execute this **AMENDMENT NO. 01** on the date first written above.

SOUTH FLORIDA WATER MANAGEMENT DISTRICT

By:

Candida Heater, Director
Administrative Services Division

SFWMD PROCUREMENT APPROVED
BY: 

DATE: 08/09/2022

BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS

Reviewed and approved as to form:
Andrew J. Meyers, County Attorney

By: _____

Title: _____

EXHIBIT A1
STATEMENT OF WORK

High Efficiency Toilet Replacement Credit Program
Broward County Water and Wastewater Services

A. INTRODUCTION/BACKGROUND

Broward County Water and Wastewater Services (BCWWS or Recipient) provides retail water distribution to three major districts in northeast, central, and south-central Broward County. BCWWS has over 212,000 retail customers, which is the target group of this project. The BCWWS United States Environmental Protection Agency (EPA) WaterSense® High Efficiency Toilet Replacement Credit Program has been a successful water conservation project since 2010. Overall, this program has replaced nearly 3,700 toilets and saved approximately 78 million gallons of potable water cumulatively through Fiscal Year 2018.

B. OBJECTIVES

The overall objective of this water conservation program is to reduce household potable water use by replacing old, inefficient toilets with new EPA WaterSense® labelled high efficiency toilets using 1.28 gallons per flush (gpf).

C. SCOPE OF WORK

The target group is the BCWWS service area residential customers. The BCWWS will offer a \$100 credit for each toilet replacement (limited to two per household). This project's target is 600 toilet replacements. The BCWWS will credit the participating customer's bill once they provide proper identification, a receipt for an EPA WaterSense® labeled high efficiency toilet(s) and a receipt and/or affidavit of toilet installation and disposal of the old unit. The estimated water savings for this project is 3.9 million gallons per year (MGY).

D. WORK BREAKDOWN STRUCTURE

The work breakdown structure associated with this project is described below. Note that if the project is complete prior to the due date of a Status Report (Tasks 1-10), then Exhibit "D1" shall replace the Status Report and subsequent Status Reports shall not be required.

Task 1 – Exhibit "C" Quarterly Status Report: **Recipient** shall submit to the project manager a status report summarizing progress made to date, issues of concern potentially affecting project performance, and any other information pertinent to the project.

Due Date: March 31, 2021

Task 2 – Exhibit "C" Quarterly Status Report: **Recipient** shall submit to the project manager a status report summarizing progress made to date, issues of concern potentially affecting project performance, and any other information pertinent to the project.

Due Date: June 30, 2021

Task 3 – Exhibit "C" Quarterly Status Report: **Recipient** shall submit to the project manager a status report summarizing progress made to date, issues of concern potentially affecting project performance, and any other information pertinent to the project.

Due Date: September 30, 2021

Task 4 – Exhibit “C” Quarterly Status Report: **Recipient** shall submit to the project manager a status report summarizing progress made to date, issues of concern potentially affecting project performance, and any other information pertinent to the project.

Due Date: December 31, 2021

Task 5 – Exhibit “C” Quarterly Status Report: **Recipient** shall submit to the project manager a status report summarizing progress made to date, issues of concern potentially affecting project performance, and any other information pertinent to the project.

Due Date: March 31, 2022

Task 6 – Exhibit “C” Quarterly Status Report: **Recipient** shall submit to the project manager a status report summarizing progress made to date, issues of concern potentially affecting project performance, and any other information pertinent to the project.

Due Date: June 30, 2022

Task 7 – Exhibit “C1” Quarterly Status Report: **Recipient** shall submit to the project manager a status report summarizing progress made to date, issues of concern potentially affecting project performance, and any other information pertinent to the project.

Due Date: September 30, 2022

Task 8– Exhibit “C1” Quarterly Status Report: **Recipient** shall submit to the project manager a status report summarizing progress made to date, issues of concern potentially affecting project performance, and any other information pertinent to the project.

Due Date: December 31, 2022

Task 9– Exhibit “C1” Quarterly Status Report: **Recipient** shall submit to the project manager a status report summarizing progress made to date, issues of concern potentially affecting project performance, and any other information pertinent to the project.

Due Date: March 31, 2023

Task 10 – Exhibit “C1” Quarterly Status Report: **Recipient** shall submit to the project manager a status report summarizing progress made to date, issues of concern potentially affecting project performance, and any other information pertinent to the project.

Due Date: June 30, 2023

Task 11: **Recipient** shall approve, process, and apply \$100 credits on the owner/customers’ utility bill for the purchase and installation of 600 WaterSense® labeled High Efficiency Toilets, with a limit of two (2) per residential dwelling unit.

Due Date: Upon Task Completion.

Task 12 – Reimbursement Package & Project Summary Sheet (Exhibit “D”): **Recipient** shall submit to the project manager the reimbursement request package, to include but not limited to, signed certification letter that the project is complete per the agreement, copies of vendor invoices, Exhibit “F” Cost Breakdown with documented man-hours, other in-kind services and any other documentation supporting payment.

Due Date: September 30, 2023

EXHIBIT B1 PAYMENT AND DELIVERABLES SCHEDULE

High Efficiency Toilet Replacement Credit Program Broward County Water and Wastewater Services

- A summary deliverable schedule associated with this project is set forth below.
- The **Recipient** shall submit all deliverables to the **District's** project manager. All deliverables submitted hereunder are subject to review by the **District**. The **Recipient** hereby agrees to provide the **District** all deliverables, data and information described in the Statement of Work.
- The **Recipient** shall provide quarterly progress reports summarizing a brief description of the current status of the project and the extent of project completion. Progress reports are due within 10 days of the due dates: March 31, 2021, June 30, 2021, September 30, 2021, December 31, 2021, March 31, 2022, June 30, 2022, September 30, 2022, December 31, 2022, March 31, 2023, and June 30, 2023. Reports will provide detail on the progress of the project and outline any potential issues affecting project completion. Progress reports shall be submitted on the Quarterly Status Report, attached hereto as Exhibit "C1".
- Reimbursement Request Packages shall include but not be limited to, a copy of **Recipient's** invoice, signed certification letter that task(s) are complete per the agreement, Exhibit "D1" Project Summary Report, copies of vendor invoices, copies of vendor payments, Exhibit "F1" Cost Breakdown Summary¹ with documented man-hours, other in-kind services², and any other documentation supporting payment. Timely payment of invoices shall be contingent upon the District's review and acceptance of all invoice(s). Final payment is subject to the final project cost. The Reimbursement Request Package shall be submitted on or before September 30, 2023.
- Total reimbursement payment by the **District** for all work completed herein *shall not exceed* the amount of \$24,000. All payments are subject to **District** fiscal year appropriations. The **Recipient** shall contribute funding in the amount of \$36,000 or approximately 60 percent of actual costs. If the total consideration for this **Agreement** is subject to multi-year funding allocations, funding for each applicable fiscal year of this **Agreement** will be subject to Governing Board budgetary appropriation. In the event the **District** does not approve funding for any subsequent fiscal year, this **Agreement** shall terminate upon expenditure of the current funding, notwithstanding other provisions in this **Agreement** to the contrary.

¹ Exhibit "F", Cost Breakdown Summary sheet will be sent electronically for Recipient's use during the agreement period.

² Ineligible in-kind services include non-paid volunteer hours; educational programs and materials, such as coloring books, stickers, etc.; waived fees; or an individual's entire annual salary. Exception is the required educational component for flapper toilets.

Task No.	Deliverable(s)	Invoice Date¹	Report Due Date	District Not-To-Exceed Payment
1	Exhibit “C” – Quarterly Status Report	N/A	March 31, 2021	N/A
2	Exhibit “C” – Quarterly Status Report	N/A	June 30, 2021	N/A
3	Exhibit “C” – Quarterly Status Report	N/A	September 30, 2021	N/A
4	Exhibit “C” – Quarterly Status Report	N/A	December 31, 2021	N/A
5	Exhibit “C” – Quarterly Status Report	N/A	March 31, 2022	N/A
6	Exhibit “C” – Quarterly Status Report	N/A	June 30, 2022	N/A
7	Exhibit “C1” – Quarterly Status Report	N/A	September 30, 2022	N/A
8	Exhibit “C1” – Quarterly Status Report	N/A	December 31, 2022	N/A
9	Exhibit “C1” – Quarterly Status Report	N/A	March 31, 2023	N/A
10	Exhibit “C1” – Quarterly Status Report	N/A	June 30, 2023	N/A
11	Approve, process, and apply 600 \$100 credits on the owner/customers’ utility bill. for the purchase and installation of 600 WaterSense® labeled High Efficiency Toilets, with a limit of two (2) per residential dwelling unit.	Upon Task Completion	Upon Task Completion	\$24,000
12	Reimbursement Request Package & Project Summary Report (Exhibit “D1”)	September 30, 2023	September 30, 2023	N/A
Total District Funding				\$24,000
Total Project Cost				\$60,000

¹The deadline for the Reimbursement Request Package submittal is on or before September 30, 2023 for reimbursement, *no exceptions*.



EXHIBIT "C1"

Water Conservation

Quarterly Status Report

Agreement Number:	4600004364	Purchase Order Number:	9500009168
Reporting Quarter: 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4 <input type="checkbox"/> 5 <input type="checkbox"/> 6 <input type="checkbox"/> 7 <input type="checkbox"/> 8 <input type="checkbox"/> 9 <input type="checkbox"/> 10 <input type="checkbox"/>			
Project Title:	High Efficiency Toilet Replacement Credit Program	Recipient:	Broward County Water and Wastewater Services
Installations/Rebates per Agreement:	600	Installations/Rebates to date:	
Overall status of project:	On Schedule <input type="checkbox"/>	Behind Schedule <input type="checkbox"/>	
If behind schedule, provide an explanation:			
Project Summary (to date):			
Recommended Actions:			
Submitted by:		Title:	
Email:		Date:	
Report submittal and/or questions: Email or call Stacey Adams at sadams@sfwmd.gov or 561-682-2577			
SFWMD staff only:			
Date received:		Received by:	
Status:	Commenced <input type="checkbox"/>	On Schedule <input type="checkbox"/>	Behind Schedule <input type="checkbox"/>
	Completed <input type="checkbox"/>	Closed <input type="checkbox"/>	



EXHIBIT "D1" Water Conservation

Final Project Summary Report

High Efficiency Toilet Replacement Credit Program

Kevin Carter

Project Title

Recipient Project Manager

4600004364/ 9500009168

Broward County Water and Wastewater Services

SFWMD Agreement / PO Numbers

Recipient Name (Project Owner)

Type of Water Conservation Project	Project Start Date	Project End Date	Estimated Water Savings
HET Replacement Program			
Was the original project scope fulfilled per the District Purchase Order? <input type="checkbox"/> Yes <input type="checkbox"/> No If no, provide an explanation below.			

COST FOR THIS PROJECT		
	Agreement Amounts	Actual Costs
Total Project Cost	\$60,000	
FUNDING BREAKDOWN FOR THIS PROJECT		
District Funding	\$24,000	\$
Local Funds	\$36,000	\$
Other Funding Source / In-kind Services		
From:	\$	\$
TOTAL PROJECT COST	\$60,000	

To the best of my knowledge, the above information is correct.

Recipient Project Manager

All supporting documentation is to be included to support Actual Costs and Actual Water Savings for this project as specified in the deliverables table. Supporting documentation is to include but not limited to, copy of Recipient invoice, Recipient signed completion letter, copies of vendor invoices, Exhibit "F1", and any other documentation supporting payment.

Project Overview:

Provide a brief project summary below. Feel free to continue your responses on additional sheets if needed. Describe original scope of work verses what was actually completed. If applicable, explain why the original scope was not completed. If your project scope was completed under budget, please briefly explain why. How was this Project executed/implemented?

Device Purchased and Installed / Rebates Processed	Number of Devices / Rebates Proposed in Application	Number of Device / Rebates Actually Installed / Processed	Number of Dwelling Units (residences) or Facilities Affected	Cost per unit	Total Cost

Estimated Water Savings:

Show how estimated water savings for this Project was calculated if actual water savings are not available.

To the best of my knowledge, the above information is correct

Recipient Project Manager

All supporting documentation is to be included to support Actual Costs and Actual Water Savings for this project as specified in the deliverables table. Supporting documentation is to include but not limited to, copy of Recipient invoice, Recipient signed completion letter, copies of vendor invoices, Exhibit "F1", and any other documentation supporting payment.

EXHIBIT F1 Cost Breakdown

Agreement Number:	4600004364		
Purchase Order Number:	9500009168		
Recipient Name:	Broward County Water and Wastewater Services		
Project Name:	High Efficiency Toilet Replacement Credit Program		
Original Projected Scope - November 12, 2020 - September 30, 2023			
<i>Item/Device</i>	<i>No. of Units</i>	<i>Cost per Unit</i>	<i>Total Cost</i>
HET rebates	600	\$100.00	\$60,000
Total			\$60,000
Original Projected In-Kind - November 12, 2020 - September 30, 2023			
<i>Item/Device</i>	<i>No. of Units</i>	<i>Cost per Unit</i>	<i>Total Cost</i>
NONE			\$0
Total in-kind services & contributions			\$0
Total projected by Recipient			\$60,000
Actual Equipment Purchased & Installed - November 12, 2020 - September 30, 2023			
<i>Item/Device</i>	<i>No. of Units</i>	<i>Cost per Unit</i>	<i>Total Cost</i>
HET Rebates	0	#DIV/0!	#DIV/0!
		\$0	\$0
Total Purchased & Installed	0		#DIV/0!
Actual Recipient In-kind Services & Contributions - November 12, 2020 - September 30, 2023			
<i>Employee Name</i>	<i>No. of Hours</i>	<i>Cost per Hour</i>	<i>Total Cost</i>
None			
Total in-kind services & contributions			\$0
Total spent by Recipient		\$0	#DIV/0!
Original Funding as listed on Exhibit "B"			\$24,000
Original Scope Total Project Cost			\$60,000
Recipient approximate percentage of total funding as listed on Exhibit "B"			60%
District approximate percentage of funding			40%
Total Actual Project Expenditures			#DIV/0!
Actual Project Cost to Recipient after District funding			#DIV/0!
Actual District funding			#DIV/0!
*funding not to exceed 40% of actual cost or amount awarded, whichever is less			