

**Lee County Board Of County Commissioners  
Agenda Item Summary**

**Blue Sheet No. 20040753**

**1. REQUESTED MOTION:**

**ACTION REQUESTED:** Approve Change Order No. 6 to Contract #1064, with Post Buckley Schuh & Jernigan, Inc., for CN-99-12 Sanibel Causeway Improvements Study, for a total not-to-exceed amount of \$168,895.38.

**WHY ACTION IS NECESSARY:** Board approval required.

**WHAT ACTION ACCOMPLISHES:** Change Order No. 6 covers additional work over the next 24 months, bridge inspections, repair design, engineering and environmental support, legal support and expenses. .

**2. DEPARTMENTAL CATEGORY:**

09. Transportation

*C9B*

**3. MEETING DATE:**

*06-29-2004*

**COMMISSION DISTRICT #:**

**4. AGENDA:**

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- WALK ON
- TIME REQUIRED:

**5. REQUIREMENT/PURPOSE:**  
(Specify)

- STATUTE
- ORDINANCE
- ADMIN. CODE AC-4-4
- OTHER

**6. REQUESTOR OF INFORMATION:**

- A. COMMISSIONER \_\_\_\_\_
- B. DEPARTMENT Transportation
- C. DIVISION \_\_\_\_\_
- BY: Scott Gilbertson, Director

**7. BACKGROUND:**

On the Board meeting of October 12, 1999, the Board entered into a contract for CN-99-12 Sanibel Causeway Improvements Study, to Post, Buckley Schuh & Jernigan, Inc., for a contract amount of \$1,072,613.72.

The following is a summary of the existing Change Orders approved to date:

Change Order No. 1, was approved on October 9, 2001 for non-personnel reimbursable expenses in the amount of \$64,619.00.

Change Order No. 2, was approved in the amount of \$175,000.00.

Change Order No. 3, was approved on June 11, 2003 to add additional sub-consultants to Exhibit D. There was no amount added by this Change Order.

Change Order No. 4 was approved in the amount \$319,738.39

Change Order No. 5 was approved on March 25, 2004 to add additional sub-consultants to Exhibit D. There was no amount added by this Change Order.

Approval is required for this Change Order No. 6 under CN-99-12 Sanibel Causeway Improvements Study, Lee County Contract #1064, in the not-to-exceed amount of \$168,895.38 with PBS&J. This change covers additional work over the next 24 months, bridge inspections, repair design, engineering and environmental support, legal support and expenses. .

Funds will be available from account string: 20581442133.506510

Attachments: Change Order #6 for Execution (3 originals)

**8. MANAGEMENT RECOMMENDATIONS:**

**9. RECOMMENDED APPROVAL:**

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services			G County Manager
					OA	OM	Risk	GC
<i>[Signature]</i>	<i>[Signature]</i>	N/A		<i>[Signature]</i> 6/10/04	<i>[Signature]</i> 6/14/04	<i>[Signature]</i> 6/14/04	<i>[Signature]</i> 6/14/04	<i>[Signature]</i> 6/14/04

**10. COMMISSION ACTION:**

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by CoAtty  
Date: *6/10/04*  
Time: *1:20 PM*  
Forwarded To:

RECEIVED BY  
COUNTY ADMIN:  
*6/11/04*  
*9:10 AM SLT*  
COUNTY ADMIN  
FORWARDED TO: *PH*  
*6-9-04*  
*SPM*

LEE COUNTY PROFESSIONAL SERVICE/SERVICE PROVIDER AGREEMENT  
CHANGE ORDER/SUPPLEMENTAL TASK AUTHORIZATION

Change Order  
 Supplemental Task Authorization

NO.: 6

(A Change Order or Supplemental Task Authorization Requires Approval by the Department Director for Expenditures Under \$25,000 or Approval by the County Manager for Expenditures Between \$25,000 and \$50,000 or Approval by the Board of County Commissioners for Expenditures over \$50,000)

CONTRACT/PROJECT NAME: Sanibel Causeway Improvements Study

CONSULTANT: PBS&J PROJECT NO.: 5814

SOLICIT NO.: CN 99-12 CONTRACT NO.: 1064 ACCOUNT NO.: \_\_\_\_\_

REQUESTED BY: Paul Wingard

DATE OF REQUEST: 4/23/04

Upon the completion and execution of this Change Order or Supplemental Task Authorization by both parties the Consultant/Provider is authorized to and shall proceed with the following:

EXHIBIT "CO/STA-A: SCOPE OF PROFESSIONAL SERVICE: DATED: April 23, 2004

EXHIBIT "CO/STA-B: COMPENSATION & METHOD OF PAYMENT: DATED: April 23, 2004

EXHIBIT "CO/STA-C: TIME AND SCHEDULE OF PERFORMANCE: DATED: April 23, 2004

EXHIBIT "CO/STA-D: CONSULTANT'S/PROVIDERS ASSOCIATED  
SUB-CONSULTANT(S)/SUB-CONTRACTORS: DATED: April 23, 2004

EXHIBIT "CO/STA-E: PROJECT GUIDELINES AND CRITERIA: DATED: April 23, 2004

It is understood and agreed that the acceptance of this modification by the CONSULTANT/PROVIDER constitutes an accord and satisfaction.

RECOMMENDED:

By: Richard M. Hockett 5/3/04  
Department Director Date

By: Richard M. Hockett 5/3/04  
Contracts Mgmt Date

APPROVED:

By: \_\_\_\_\_  
\*County Attorney's Office Date

\*County Attorney signature needed  
for over Board level expenditures only.

ACCEPTED:

By: Richard M. Hockett  
Consultant/Provider

Date Accepted: 4/24/04

Corporate Seal  
Richard M. Hockett  
Chairman of the Board

COUNTY APPROVAL:

By: \_\_\_\_\_  
Department Director  
(Under \$25,000)  
Date Approved: \_\_\_\_\_

By: \_\_\_\_\_  
County Manager (Between  
(\$25,000 and under \$50,000)  
Date Approved: \_\_\_\_\_

By: \_\_\_\_\_  
Chairman  
Board of County Commissioners  
Date Approved: \_\_\_\_\_

CHANGE ORDER AGREEMENT No. 6  
or  
 SUPPLEMENTAL TASK AUTHORIZATION No. \_\_\_\_\_

EXHIBIT "CO/STA-A"

Date: April 23, 2004

SCOPE OF PROFESSIONAL SERVICES

for Sanibel Causeway Improvements Study

(Enter Project Name from Page 1 of the  
Change Order or Supplemental Task Authorization)

SECTION 1.00 CHANGE(S) TO PROFESSIONAL SERVICES

The "Scope of Professional Services" as set forth in Exhibit "A" of the Professional Services Agreement, or Service Provider Agreement, referred to hereinbefore is hereby supplemented, changed or authorized, so that the CONSULTANT or SERVICE PROVIDER, shall provide and perform the following professional services, tasks, or work as a supplement to, change to, or authorized to, the scope of services previously agreed to and authorized:

Structural Engineering and Public Involvement: Change Order to change task limits set previously in Change Order #4 as follows.

CO #4 Task 1, Public Involvement: change \$110,848.97 to \$86,677.77, reduction of \$24,171.20

CO#4 Task 2, Engineering: change \$85,171.35 to \$127,567.49, increase of \$42,396.14

CO#4 Task 3, Environmental: change \$78,506.81 to \$77,057.73, reduction of \$1,449.08

CO#4 Task 4, Expenses: change \$45,211.26 to \$34,410.78, reduction of \$10,800.48

These changes result in a net increase of \$5,975.38 to compensate for work done in February, March, and April, 2004 beyond the previously established scope of services and over and above the previously established contract limits. This work included preparing and attending an additional Public Meeting on March 22, 2004 and design for supplemental beams for spans on the watch list.

New Task under CO #6: \$162,920, to last up to 24 months

Task 1, Bridge Inspections: Provide up to six quarterly bridge inspections and review inspection reports.

Task 2, Repair Design: Provide up to three (3) designs for emergency or preventative repairs, shop drawing review, coordination, and construction supervision.

Task 3, Engineering and Environmental Support: Provide general engineering and environmental support, including agency coordination, review of construction bids, BOCC presentations, etc., as requested.

Task 4, Legal Support: Provide legal support from PBS&J staff and outside experts for court depositions, discovery, and testimony. Includes up to 4 trips for meetings and hearings.

Task 5, Expenses: Provides for travel, per diem, overnight deliveries, report copies.

\*Attach additional pages, if needed.

CHANGE ORDER AGREEMENT No. 6  
or  
 SUPPLEMENTAL TASK AUTHORIZATION No.

EXHIBIT "CO/STA-B"

Date: April 23, 2004

COMPENSATION AND METHOD OF PAYMENT

for Sanibel Causeway Improvements Study

(Enter Project Name from Page 1 of the  
Change Order or Supplemental Task Authorization)

SECTION 1.00 CHANGE(S) IN COMPENSATION

The compensation the CONSULTANT, or SERVICE PROVIDER, shall be entitled to receive for providing and performing the supplemented, changed or authorized services, tasks, or work as set forth and enumerated in the Scope of Services set forth in this CHANGE ORDER OR SUPPLEMENTAL TASK AUTHORIZATION AGREEMENT, Exhibit "CO/STA-A", attached hereto shall be as follows:

NOTE: A Lump Sum (L.S.) or Not-to-Exceed (N.T.E.) amount of compensation to be paid the CONSULTANT should be established and set forth below for each task or sub-task described and authorized in Exhibit "S/COA-A". In accordance with Professional Services Agreement Article 5.03(2) "Method of Payment", tasks to be paid on a Work-in-Progress payment basis should be identified (WIPP).

Task Number	Task Title	Amount of Compensation	Indicate Basis of Compensation LS or NTE	If Applicable Indicate (W.I.P.P.)
CO #4 Task 1	Public Involvement	(\$24,171.20)	NTE	
CO #4 Task2	Engineering	\$42,396.14	NTE	
CO #4 Task 3	Environmental	(\$1,449.08)	NTE	
CO #4 Task 4	Expenses	(10,800.48)	LS	
Task 1	Bridge Inspections	\$25,920	NTE	
Task 2	Repair Design	\$30,000	NTE	
Task 3	Engineering and Environmental Support	\$51,000	NTE	
Task 4	Legal Support	\$50,000	NTE	
Task 5	Expenses	\$6,000	NTE	
<b>TOTAL</b>		<b>\$168,895.38</b>	<b>NTE</b>	

(Unless list is continued on next page)





CHANGE ORDER AGREEMENT No. 6  
 SUPPLEMENTAL TASK AUTHORIZATION No. \_\_\_\_\_

EXHIBIT "CO/STA-D"

Date: March 23, 2004

CONSULTANT'S, OR SERVICE PROVIDER'S, ASSOCIATED SUB-CONSULTANT(S) AND SUBCONTRACTOR(S)

for Sanibel Causeway Improvements Study

(Enter Project Name from Page 1 of the Change Order or Supplemental Task Authorization Agreement)

CONSULTANT, or SERVICE PROVIDER, intends to engage the following sub-consultant(s) and/or sub-contractor(s) to assist the CONSULTANT, or SERVICE PROVIDER, in providing and performing the services, tasks, or work required under this CHANGE ORDER, or SUPPLEMENTAL TASK AUTHORIZATION AGREEMENT.

(If none, enter the word "none" in the space below.)

Service and/or Work to be Provided or Performed	Name and Address of Individual or Firm	Disadvantaged, Minority or Women Business Enterprise, (If Yes, Indicate Type)			Sub-Consultant Services are Exempted from Prime Consultant's Insurance Coverage	
		Yes	No	Type	Yes	No
	NONE					

CHANGE ORDER AGREEMENT No. 6

or

SUPPLEMENTAL TASK AUTHORIZATION No. \_\_\_\_\_

EXHIBIT "CO/STA-E"

Date: March 23, 2004

PROJECT GUIDELINES AND CRITERIA

for Sanibel Causeway Improvements Study

(Enter Project Name from Page 1 of the  
Change Order or Supplemental Task Authorization Agreement)

As a supplement, or change, to the Project Guidelines and Criteria set forth in the Professional Services Agreement, or Service Provider Agreement, Exhibit "E", the COUNTY has established the following Guidelines, Criteria, Goals, Objectives, Constraints, Schedule, Budget, and/or Requirements which shall serve as a guide to the CONSULTANT, or SERVICE PROVIDER, in performing the professional services, tasks, or work to be provided pursuant to the professional services set forth hereinbefore in CHANGE ORDER or SUPPLEMENTAL TASK AUTHORIZATION AGREEMENT, Exhibit "CO/STA-A", attached hereto:

(If none, enter the word "None" in the space below.)

ITEM No. 1

NONE



**TASK 1: INSPECTIONS**

2 Sr. Eng*2 days*8 hrs/day*6 inspections*\$135	\$25,920
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**TASK 2: REPAIR DESIGNS**

Initial Repairs Spans 48/60:

Review Shop Drawings 24 hrs*\$125	\$ 3,000
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Construction supervision 24 hrs*\$125	\$ 3,000
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New Designs 3 designs*64 hrs*\$125	<u>\$24,000</u>
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TOTAL	\$30,000
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**TASK 3: ENGINEERING AND ENVIRONMENTAL SUPPORT**

Meetings (6): 2 staff*8 hours*6 days*\$125	\$12,000
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Coordination/Engineering support/Presentations 200 hours*\$125	\$25,000
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Management 4 hrs*18 months*\$125	\$ 9,000
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JGK 50 hrs*\$100	<u>\$ 5,000</u>
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TOTAL	\$51,000
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**TASK 4: LEGAL SUPPORT**

200 hrs*\$125 (meetings, depositions, presentation, multiple staff)	\$25,000
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JGK 50 hours*\$100	\$ 5,000
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Tadros & Associates	\$10,000
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Dr. Zureick	<u>\$10,000</u>
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TOTAL	\$50,000
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**TASK 5: EXPENSES**

6 inspections

Rental car 6 @ \$50	\$ 300
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Fuel 6 @ \$20	\$ 120
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Hotel rooms 6 @ \$85	\$ 510
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Lunches 12 @ \$6	\$ 72
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Dinner 6 @ \$12	\$ 72
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15 trips: hearings, BOCC, meetings

Rental car 15 @ \$50	\$ 750
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Fuel 15 @ \$20	\$ 300
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Hotel rooms 15 @ \$85	\$ 1275
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Lunches 15 @ \$6	\$ 90
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Dinner 15 @ \$12	\$ 180
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USCG meeting

Airfare 2 staff*\$251	\$ 502
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Rental car 1 @ \$50	\$ 50
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Fuel 1 @ \$10	\$ 10
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Lunches 2 @ 6	\$ 12
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Fed Ex Packages 15 @ \$12	\$ 180
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Report Copies 10 @ \$50	\$ 500
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Misc Copies 1000 @ \$0.15	\$ 150
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Mileage to FDOT 2 * 100 mi * 0.29	\$ 58
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Box of CDs	\$ 10
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Misc	<u>\$ 859</u>
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TOTAL	\$6,000
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**GRAND TOTAL****\$162,920**