

LEE COUNTY BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

BLUE SHEET NO: 20050107

1. REQUESTED MOTION:

ACTION REQUESTED: Approve Change Order No. 3 to the Service Provider Agreement with Lace Construction, Inc. d/b/a D.J. Casey Enterprises (Lee Contract No. 2524) for a rate increase for yard waste processing due to extraordinary increases in the cost of fuel and steel since the work was originally bid. Approve transfer from Solid Waste operating reserves in the amount of \$165,000.

WHY ACTION IS NECESSARY: The estimated cost for the rate increase is expected to exceed \$50,000.00 in one year.

WHAT ACTION ACCOMPLISHES: Provides yard waste receipt and processing and recycling services for yard waste generated by the citizens and businesses of Lee County and brought to the Waste-to-Energy Plant.

2. DEPARTMENTAL CATEGORY:
COMMISSION DISTRICT #:

C8E

3. MEETING DATE:

02-08-2005

4. AGENDA:

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

5. REQUIREMENT/PURPOSE:

- (Specify)
- STATUTE
 - ORDINANCE
 - ADMIN. CODE
 - OTHER: Change Order

6. REQUESTOR OF INFORMATION:

- A. COMMISSIONER:
- B. DEPARTMENT: Lee County-Public Works
- C. DIVISION/SECTION: Solid Waste Division
- BY: Lindsey Sampson, Solid Waste Director

DATE:

Lindsey Sampson 1-26-05

7. BACKGROUND: The BOCC approved award of Contract No. 2524 to Lace Construction, Inc. d/b/a D. J. Casey Enterprise on April 1, 2003, for a per ton cost of \$14.58 (paid on outgoing, processed tons) to receive, process, remove from the County's site, and recycle horticultural/ vegetative materials, for a contract period of three (3) years, with the option of two (2) additional 12 month term extensions. Based on the 2004 CPI adjustment, in accordance with the contract, the current rate is \$15.00 per ton.

This Change Order has been requested by the Contractor to increase the contract rate by \$2.61 per ton, for a total of \$17.61 per ton, for horticulture material processed and removed from the County's Yard Waste Processing Facility. The increase is requested to cover extraordinary increases in the cost of fuel (approx. 80%) and steel parts (approx. 50%) experienced since the contract was first executed.

The account string is OB5340840100.503490

8. MANAGEMENT RECOMMENDATIONS: Approve the requested motion.

9. RECOMMENDED APPROVAL

(A) DEPARTMENT DIRECTOR	(B) PURCH. OR CONTRACTS	(C) HUMAN RESOURCES	(D) OTHER	(E) COUNTY ATTORNEY	(F) BUDGET SERVICES				(G) COUNTY MANAGER
					OA	OM	Risk	GC	
<i>J. Lavender</i> Date: 1-26-05	<i>Lindsey Sampson</i> Date: 1-26-05	N.A. Date:		<i>S. M...</i> Date: 1-26-05	<i>REC'D 1/27</i>	<i>1/26/05</i>	<i>1/26/05</i>	<i>1/26/05</i>	<i>J. Lavender</i> Date: 1-26-05

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by CoAtty
Date: 1/26/05
Time: 3:40
Forwarded To:
[Signature]

RECEIVED BY
COUNTY ADMIN: *[Signature]*
1/26/05
COUNTY ADMIN
FORWARDED TO:
[Signature]
4:00

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

Change Order
 Supplemental Task Authorization

NO.: 3

(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: Lee County Yard Waste Processing and Recycling Facility

CONSULTANT: D.J. Casey PROJECT NO.:

SOLICIT NO.: RFP-03-01 CONTRACT NO.: 2524 ACCOUNT NO.:

REQUESTED BY: Lee County DATE OF REQUEST: 1/17/05

DRAFT

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: 1/17/05
- EXHIBIT *CO/STA-B: COMPENSATION & METHOD OF PAYMENT: DATED: 1/17/05
- EXHIBIT *CO/STA-C: TIME AND SCHEDULE OF PERFORMANCE: DATED: 1/17/05
- EXHIBIT *CO/STA-D: CONSULTANT'S/PROVIDERS ASSOCIATED
SUB-CONSULTANT(S)/SUB-CONTRACTORS: DATED: N.A.
- EXHIBIT *CO/STA-E: PROJECT GUIDELINES AND CRITERIA: DATED: N.A.

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

RECOMMENDED:

By: [Signature]
Department Director Date 1-26-05

ACCEPTED:

By: _____
Consultant/Provider
(Print Name) _____

COUNTY APPROVAL:

By: _____
Department Director
(Print Name) _____
(Under \$25,000)

By: _____
Contracts Mgmt Date

Date Accepted: _____

Date Approved: _____

Corporate Seal

APPROVED:

By: _____
*County Attorney's Office Date

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

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

By: _____
Chairman
Board of County Commissioners
Date Approved: _____

CHANGE ORDER AGREEMENT No.

OR

SUPPLEMENTAL TASK AUTHORIZATION No. _____

EXHIBIT "CO/STA-A"

Date: 1/17/05

SCOPE OF PROFESSIONAL SERVICES

for Lee County Yard Waste Processing and Recycling Facility
(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:

NONE

*Attach additional pages, if needed.

CHANGE ORDER AGREEMENT No. 2524
 or
 SUPPLEMENTAL TASK AUTHORIZATION No. _____

EXHIBIT "CO/STA-B"
 Date: 1/17/05

COMPENSATION AND METHOD OF PAYMENT

for Lee County Yard Waste Processing and Recycling Facility, Contract No. 2524

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

DRAFT

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.)
	Rate increase for existing scope of work: to receive, process (grind and screen), remove from the County's site, and recycle horticultural/vegetative materials due to significant increase in cost of fuel and steel.	\$17.61	Per Ton*	
	Increase in rate based is \$2.61/ton at 80,000 tons/yer			
	Existing rate=\$15/ton at 80,000 tons/yer = \$1,200,000			
	Increased rate = \$17.61/ton at 80,000 tons/yer - \$1,408,800			
TOTAL	Increase Estimate (Per Fiscal Year)	\$208,800	NTE	

(Unless list is continued on next page)

CMO:026
 09/25/01

Page B1 of B1 _____

CMO:029
 09/25/01

Page B 1 of B1

