

Lee County Board Of County Commissioners

Blue Sheet No. 20051717

Agenda Item Summary

1. ACTION REQUESTED/PURPOSE: Approve Supplemental Agreement No. 2 with HDR, Inc. for an amount not to exceed \$631,788.00 for required engineering services related to the waste to energy expansion project including consulting services for negotiating the operations service agreement revisions, construction monitoring, acceptance test monitoring, and preparing final finance documents for this project.

2. WHAT ACTION ACCOMPLISHES: Provides for additional engineering services related to the WTE expansion project

3. MANAGEMENT RECOMMENDATION: Staff recommends approval of the requested motion.

4. Departmental Category: 8 - **C8A** **5. Meeting Date:** **12-13-2005**

6. Agenda: <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Administrative <input type="checkbox"/> Appeals <input type="checkbox"/> Public <input type="checkbox"/> Walk-On	7. Requirement/Purpose: (specify)		8. Request Initiated:	
	<input type="checkbox"/> Statute	<input type="checkbox"/> Ordinance	Commissioner	
	<input type="checkbox"/> Admin. Code	<input type="checkbox"/> Other	Department	Public Works
	<input checked="" type="checkbox"/> Other	Supp. Agr	Division	Solid Waste
			By: Lindsey J. Sampson	

Lindsey J. Sampson 11/24/05

9. Background:

HDR, Inc. has been providing assistance to the County in negotiating the project management agreement between Lee County and Covanta for the construction of the WTE expansion project and has prepared a feasibility study for the project. As the project moves forward, the County will require assistance for such tasks as construction monitoring, acceptance test review/monitoring, regulatory/permit issues, punch list support, equipment specification review, etc.

This Supplemental Agreement provides for such services to be provided to the County by HDR.

Funds are available in account string: 20092340102.506510

10. Review for Scheduling:

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services				County Manager/P.W. Director
<i>J. J. ...</i>	<i>Wendy ...</i>	N/A		<i>[Signature]</i>	Analyst	Risk	Grants	Mgr.	<i>[Signature]</i>
11-23-05				11/28/05			11/29/05	11/29/05	11-23-05

11. Commission Action:

- Approved
- Deferred
- Denied
- Other

RECEIVED BY COUNTY ADMIN 11-25-05 4770 4:30 PM	Rec. by CoAtty Date: 11/28/05 Time: 11:10 AM Forwarded To: Budget 11/28/05 1:15 PM
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LEE COUNTY PROFESSIONAL SERVICE/SERVICE PROVIDER AGREEMENT
CHANGE ORDER/SUPPLEMENTAL TASK AUTHORIZATION

*SIGNED
ORIGINALS
TO FOLLOW*

NO.: 2

- Change Order
- Supplemental Task Authorization

(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: Engineering Consultant for WTE Expansion Project

CONSULTANT: HDR Engineering, Inc.

PROJECT NO.: _____

SOLICIT NO.: CN- 05-08 CONTRACT NO.: 3117

ACCOUNT NO.: _____

REQUESTED BY: Lee County

DATE OF REQUEST: Nov. 1, 2005

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: 11/15/05

EXHIBIT "CO/STA-B: COMPENSATION & METHOD OF PAYMENT: DATED: 11/15/05

EXHIBIT "CO/STA-C: TIME AND SCHEDULE OF PERFORMANCE: DATED: 11/15/05

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:

ACCEPTED:

COUNTY APPROVAL:

By: *Kimberly Johnson* 11/23/05
Department Director Date

By: _____
Consultant/Provider

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

By: _____
Contracts Mgmt Date

Date Accepted: _____

Date Approved: _____

Corporate Seal

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

APPROVED:

By: _____
*County Attorney's Office Date

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

*SIGNED
ORIGINALS
TO FOLLOW*

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

CMO:023
09/25/01

CHANGE ORDER AGREEMENT No. _____

or

SUPPLEMENTAL TASK AUTHORIZATION No. 1

EXHIBIT "CO/STA-A"

Date: 11/15/05

SCOPE OF PROFESSIONAL SERVICES

for - Engineering Consultant for WTE Expansion Project

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:

No Change to Original Tasks

CHANGE ORDER AGREEMENT No. _____

SUPPLEMENTAL TASK AUTHORIZATION No. 1

EXHIBIT "CO/STA-B"

Date: 6/15/05

COMPENSATION AND METHOD OF PAYMENT

for - Engineering Consultant for WTE Expansion Project

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.)
1.0	Feasibility Study	\$25,000.00	NTE	WIPP
3.0	Performance Review	\$53,252.00	NTE	WIPP
4.0	Major Equipment Specifications	\$14,520.00	NTE	WIPP
5.0	Cost Est. Review	\$4,000.00	NTE	WIPP
6.0	Vendor Shop Drawing Review	\$107,420.00	NTE	WIPP
7.0	Construction Monitoring	\$136,706.00	NTE	WIPP
8.0	Service Agreement Preparation	\$40,000.00	NTE	WIPP
9.0	Acceptance Tests & Test Reviews	\$99,867.00	NTE	WIPP
10.0	Regulatory & Permit Issues	\$58,293.00	NTE	WIPP
11.0	Punch List Development	\$70,824.00	NTE	WIPP
12.0	Contract/Purch. & Dispute Resolution	\$21,906.00	NTE	WIPP
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	<p>Note: Funds may be re-allocated between tasks only with written authorization from the Solid Waste Division Director. Such change(s) must be accompanied by a written request/explanation by the Consultant or the Division Director.</p>			
<p>TOTAL (Unless list is continued on next page)</p>		<p>\$631,788.00</p>	<p>NTE</p>	<p>WIPP</p>

CHANGE ORDER AGREEMENT No. _____
or
 SUPPLEMENTAL TASK AUTHORIZATION No. 2

EXHIBIT "CO/STA-B"

Date: 11/15/05

SECTION 2.00 SUMMARY OF CHANGE(S) IN COMPENSATION

Pursuant to and in consideration of the change(s) in the Scope of Professional Services set forth in the CHANGE ORDER or AGREEMENT, Exhibit "CO/STA-A", the compensation the COUNTY has previously agreed to pay to the CONSULTANT, or SERVICE PROVIDER, as set forth in Exhibit "B" of the Professional Services Agreement, or Service Provider Agreement, shall be changed to be as follows:

Section/ Task Number	Section/Task Name	Compensation In the Basic Agreement	Adjustment(s) by Previous CO or STA Nos. <u>1</u>	Adjustment(s) Due to this CO or STA	Summary of Changed Compensation
SA 1	Tasks 2,5, 8	0	0	\$50,000	\$197,900.00
SA 2	Tasks 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12,		\$50,000	631,788	\$829,688.00
TOTAL				\$681,788.00	\$829,688.00

CHANGE ORDER AGREEMENT No. _____

SUPPLEMENTAL TASK AUTHORIZATION No. 1

EXHIBIT "CO/STA-C"

Date: 11/15/05

TIME AND SCHEDULE OF PERFORMANCE

for - Engineering Consultant for WTE Expansion Project

SECTION 1.00 CHANGES FOR THIS CHANGE ORDER OR SUPPLEMENTAL TASK AUTHORIZATION AGREEMENT

The time and schedule of completion for the various phases or tasks required to provide and perform the services, tasks, or work set forth in this CHANGE ORDER or SUPPLEMENTAL TASK AUTHORIZATION AGREEMENT, Exhibit "CO/STA-A", entitled "Scope of Professional Services" attached hereto is as follows:

Phase and/or Task Reference as Enumerated in EXHIBIT AA@	Name or Title of Phase and/or Task	Number of Calendar Days For Completion of Each Phase and/or Task	Cumulative Number of Calendar Days For Completion from Date of Notice to Proceed For this CO or STA
Orig Agrmt	Original Agreement	75	85
SA 1	Supp. Agrmt No. 1	1095	1095
SA 2	Supp. Agrmt No. 2	730	730

CHANGE ORDER AGREEMENT No. _____
 or
 SUPPLEMENTAL TASK AUTHORIZATION No. 2

EXHIBIT "CO/STA-C"

Date: 11/15/05

TIME AND SCHEDULE OF PERFORMANCE

for - Engineering Consultant for WTE Expansion Project

SECTION 2.00 SUMMARY OF THE IMPACT OF CHANGE(S) IN PROFESSIONAL SERVICES ON THE OVERALL PROJECT TIME AND SCHEDULE OF PERFORMANCE

Pursuant to and in consideration of the changes in the Scope of Professional Services in this CHANGE ORDER or SUPPLEMENTAL TASK AUTHORIZATION AGREEMENT, Exhibit "CO/STA-A", the time and schedule the COUNTY and the CONSULTANT, or SERVICE PROVIDER, has previously agreed to for all of the work to be done under this Professional Services Agreement, or Service Provider Agreement, shall be changed to be as follows:

Phase and/or Task Reference As Enumerated in EXHIBIT >A= and EXHIBIT >CO/STA-A=	Name or Title of Phase and/or Task	Number of Calendar Days For Completion of Each Phase and/or Task	Cumulative Number of Calendar Days For Completion From Date of Notice to Proceed
	Original		85
SA 1	Supp. Agrmt No. 1	1095	1095
SA 2	Supp. Agrmt No. 2	730	1095