

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

Blue Sheet No. 20030668

**1. REQUESTED MOTION:**

**ACTION REQUESTED:** Approve Change Order No. 6 to Barany Schmitt Summers Weaver & Partners Inc. for CN-01-03 Justice Center Expansion, Contract No. 1785, for the 3<sup>rd</sup> Floor Pod A Remodeling in the amount of \$58,750.00.

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

**WHAT ACTION ACCOMPLISHES:** The Consultant will provide feasibility studies and preliminary design, design, documentation, permitting and contractor negotiations, and construction administration for the 3<sup>rd</sup> Floor Pod A Remodeling of the Justice Center Expansion Project.

**2. DEPARTMENTAL CATEGORY:**  
02 CONSTRUCTION & DESIGN  
**COMMISSION DISTRICT #:**

*C2C*

**3. MEETING DATE:**

*06-17-2003*

**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 Public Works
- C. DIVISION
- BY: Jim Lavender, Director

**7. BACKGROUND:**

On June 12, 2001, the Board entered into a Professional Services Agreement with Barany Schmitt Summers Weaver & Partners Inc., under CN-01-03 Justice Center Expansion for an amount of \$76,103.00 (Phase I) with the understanding that future Phases for design, permitting and construction of selected option will be brought back to the Board for approval by change orders.

Summary of Change Orders:

- C.O. #1 in the amount of \$94,775.00 approved by the Board on 3/12/2002
- C.O. #2 in the amount of \$46,398.00 approved 11/21/2002
- C.O. #3 in the amount of \$24,090.00 approved 3/25/2003
- C.O. #4 in the amount of \$18,015.00 approved 3/25/2003
- C.O. #5 in the amount of \$19,400.00 approved 4/10/2003

The Dept of Construction & Design is requesting Board approval of this Change Order No. 6, with Barany Schmitt Summers & Weaver & Partners, under CN-01-03 Justice Center Expansion for the purpose of providing the provide feasibility studies and preliminary design, design, documentation, permitting and contractor negotiations, and construction administration for the 3<sup>rd</sup> Floor Pod A Remodeling of the Justice Center Expansion Project. In the amount of \$58,750.00.

Funds will be available from account string: 20863030100.506510

Attachments: Two (2) Supplemental Task Authorization Forms from Environmental Consulting & Technology Inc.

**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>Summers</i> 6-2-03	<i>[Signature]</i> 6/2	N/A		<i>[Signature]</i> 6/2/03	<i>ebw</i> 6-5-03	<i>[Signature]</i> 6/5/03	<i>vb</i> 6/5/03	<i>[Signature]</i> 6/5/03	<i>Summers</i> 6-2-03

**10. COMMISSION ACTION:**

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by CoAtty  
Date: *6/2/03*  
Time: *3:30 PM*

Forwarded To:  
*Co. Admin.*  
*6/3/03*

RECEIVED BY  
COUNTY ADMIN. *EW*  
*6-3-03*  
*9:15*  
COUNTY ADMIN.  
FORWARDED TO:  
*6/5/03*

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: Justice Center Expansion - 3<sup>rd</sup> Floor Pod "A" Remodeling

CONSULTANT: Barany Schmitt Summers Weaver & Partners, Inc. PROJECT NO.: 208630

SOLICIT NO.: CN-01-03 CONTRACT NO.: 1785 ACCOUNT NO.: 20863030100

REQUESTED BY: Betty Schuetzman, Project Manager DATE OF REQUEST: 4/15/03

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: 4/15/03

EXHIBIT "CO/STA-B: COMPENSATION & METHOD OF PAYMENT: DATED: 4/15/03

EXHIBIT "CO/STA-C: TIME AND SCHEDULE OF PERFORMANCE: DATED: 4/15/03

EXHIBIT "CO/STA-D: CONSULTANT'S/PROVIDERS ASSOCIATED  
SUB-CONSULTANT(S)/SUB-CONTRACTORS: DATED: 4/15/03

EXHIBIT "CO/STA-E: PROJECT GUIDELINES AND CRITERIA: DATED: 4/15/03

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

RECOMMENDED:

By: [Signature] 5.15.03  
Department Director Date

By: [Signature] 5/21/03  
Contracts Mgmt Date

APPROVED:

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

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

ACCEPTED:

By: [Signature]  
Consultant/Provider

Date Accepted: 4/17/03

Corporate Seal

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: 4/15/03

SCOPE OF PROFESSIONAL SERVICES

for Justice Center Expansion - 3<sup>rd</sup> Floor Pod "A" Remodeling  
(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:

Add Programming, Architectural, Engineering and Construction Phase Services to include remodeling of Third Floor, Pod "A". Scope of work to include the following:

1. Demolition of existing interior construction.
2. Review and update of life/safety systems in vicinity of project.
3. New space to meet functional program needs of Court Administration Technology, the new "Court Smart" Program and miscellaneous related ancillary support spaces.
4. Update of electrical power, electrical lighting and fire protection systems as required by above.
5. Partially new, partially renovated HVAC systems as required by above.

\*Attach additional pages, if needed.

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

EXHIBIT "CO/STA-B"

Date: 4/15/03

COMPENSATION AND METHOD OF PAYMENT

for Justice Center Expansion - 3<sup>rd</sup> Floor Pod "A" Remodeling

(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.)
1.01	Feasibility Studies and Preliminary Design	\$ 8,000.00	LS	WIPP
1.02	Design, Documentation, Permitting and Contractor Negotiations	\$ 38,000.00	LS	WIPP
1.03	Construction Administration	\$ 12,000.00	LS	WIPP
1.04	Reimbursable Expenses	\$ 750.00	LS	
<b>TOTAL</b>		<b>\$ 58,750.00</b>		

(Unless list is continued on next page)

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

**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. _____	Adjustment(s) Due to this CO or STA	Summary of Changed Compensation
		\$ 76,103.00			
C.O. #1	Elevator Addition		\$ 94,775.00		\$ 170,878.00
C.O. #2	Pod "B"		\$ 46,398.00		\$ 217,276.00
C.O. #3	Pod "C"		\$ 24,090.00		\$ 241,366.00
C.O. #4	Value Engineering		\$ 18,015.00		\$ 259,381.00
C.O. #5	Master Plan Update		\$ 19,400.00		\$ 278,781.00
C.O. #6	Pod "A" Third Floor			\$ 58,750.00	\$ 337,531.00
TOTAL		\$ 76,103.00	\$ 278,781.00	\$ 58,750.00	\$ 337,531.00



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

**EXHIBIT "CO/STA-C"**

Date: 4/15/03

**TIME AND SCHEDULE OF PERFORMANCE**

for Justice Center Expansion - 3<sup>rd</sup> Floor Pod "A" Remodeling

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

**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
	N/A		

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

EXHIBIT "CO/STA-D"

Date: 4/15/03

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

for Justice Center Expansion - 3<sup>rd</sup> Floor Pod "A" Remodeling

(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
Structural Engineering	Liebl & Barrow Engineering, Inc.		X			X
Mechanical/ Electrical/ Plumbing and Fire Protection	Tilden Lobnitz & Cooper, Inc.		X			X

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CHANGE ORDER AGREEMENT No. 6

or

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

EXHIBIT "CO/STA-E"

Date: 4/15/03

PROJECT GUIDELINES AND CRITERIA

for Justice Center Expansion - 3<sup>rd</sup> Floor Pod "A" Remodeling

(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