

Lee County Board Of County Commissioners
Agenda Item Summary

Blue Sheet No. 20021465

*6
X
K
C
NO*

1. REQUESTED MOTION:

ACTION REQUESTED:

Approve Addendum to the Construction Manager Agreement, for RFQ-01-09 Construction Management for University Overlay Landscape & Irrigation Project, with Lodge Construction Inc. to include the Guaranteed Maximum Price (GMP) for Phase II Construction in the amount of \$1,900,000.00 (includes CM Fee) upon approval of (MSTBU) Public Hearing for additional funding. Also approve waiving of the formal process (if needed) and authorize the use of the Direct Material Purchase Orders based on CM's competitive process, which allows the County to purchase directly from suppliers of equipment and/or materials as a cost/time saving measure.

WHY ACTION IS NECESSARY: Pursuant to Administrative Code AC-4-4 Lee County Contract Manual approved by the Board on September 25, 2001, construction projects estimated to be over \$50,000 will be executed through the formal advertised process.

WHAT ACTION ACCOMPLISHES: This phase of the project is for the construction of the project for the landscaping and irrigation in the median areas of Ben Hill Griffin Parkway (BHG) from Alico Road to Corkscrew Road, and Corkscrew Road from Ben Hill Griffin Parkway to I-75.

2. DEPARTMENTAL CATEGORY:

06. Independent
COMMISSION DISTRICT #:

C6A

3. MEETING DATE:

01-21-2003

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 Resources
- C. DIVISION MSTBU
- BY: Elizabeth Walker, Director
Public Resources

7. BACKGROUND:

On November 13, 2001, the Board approved award to Lodge Construction Inc. for RFQ-01-09, Construction Management for University Overlay Landscape & Irrigation Project in the amount of six percent (6%) of the total project and also authorized staff to enter into a Construction Manager Agreement.

On August 6, 2002, the Board approved an Addendum to the Construction Manager Agreement for Phase I design & permitting in the amount of \$425,676.52 (includes CM fee).

At this time, the second phase of this project for the construction is being recommended for approval in the amount of \$1,900,000.00 (includes CM Fee). A FINAL PHASE (phase III) will come back to the Board upon Board approval of an amendment increasing the NTE amount of the project at a Public Hearing on January 14th.

In order for the County to take advantage of saving the sales tax and as a time saving measure we are requesting authorization to purchase materials from various vendors selected by the construction manager and the County to secure materials.

Funding account: 80671835212.506540

Attachment: Letter from Lodge Construction dated December 10, 2002.

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>	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>	

Rec. by CoAtty
Date: 1/6/03
Time: 4:15 PM
Forwarded To:
1/7/03
9:30 AM

1-7-03
11:25
COUNTY ADMIN. HS
FORWARDED TO:
1/9/03

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER



Lodge Construction, Inc.

00 DEC 17 11:10:00

2161 McGregor Blvd.
Ft. Myers, Fl. 33901
Fax: 1-941-332-0218
1-941-332-4371

MEMORANDUM

To: Libby Walker; Public Resources Manager
Lee County MTSBU
P.O. Box 398
Fort Myers, Fl 33902

From: Michael Dunn, Project Manager

Subject: Ben Hill Parkway Phase II Amendment/ Report

Date: December 10, 2002

Phone: 335-2186
Fax: 335-2449

Dear Libby Walker; Public Resources Manager:


Attached you will find our post bid report. Included in the report is a variety of records for your review and use. One of these items is the amendment letter with cost /bid spread sheet. I have also enclosed one loose leaf amendment letter.

Please review and forward to Ms. Lori Borman Cindy Logan for approval and distribution. Once they have recieved the approval of the Board they will be issuing an amendment agreement with instructions for me to acquire the builders risk insurance and payment and performance bond. This process takes approx. (7) days following the receipt of the same.

Once we have received the agreement to amend we will issue the Purchase Orders and contracts to the Nurseries and Subcontractors involved. In the interim we will mobilize and develop a staging area.

If you have any questions or comments please contact me.

Sincerely,



Michael Dunn;
Senior Project Manager/
Vice President

cc: File



LODGE CONSTRUCTION, INC.

2161 McGregor Blvd. Unit B
Ft. Myers, FL 33901
(941) 332-4371
(FAX) 332-0218

December 10th, 2002

Libby Walker; Public Resources Manager
Lee County MTSBU
P.O. Box 398
Fort Myers, FL 33902

Re: Contract for C.M. Services
Phase II Construction Well Zones 1-13
RFQ-01-09 Ben Hill Griffin Parkway
Contract No.1937

Dear Libby:

The below revises the project GMP. This revision shall represent the amended agreement between Lodge Construction and the Lee County. It is understood that the funding for the project as of this date is not sufficient to cover the full cost of construction. It is also understood that the MTSBU Department has scheduled a public hearing for this topic to be held in January, 2003. The Public Hearing will be called to provide to the project additional funding necessary to provide for full and complete construction and general project cost. The below addendum is being issued to permit the project to go forward with contractual agreements and is not to be construed as the full value of the GMP.

Therefore, following the Public hearing either the project will be funded to provide full construction of the planned scope or the scope of work will be reduced in order to meet the funding provisions outlined.

The GMP for the project Phase II Construction Ben Hill Griffin Parkway shall be \$1,900,000.00 One Million Nin Hundred Thousand, Dollars...00/100.

(See attach Break Down of GMP Summary) Exhibit X.1

Article 3 Section 3.01 "... the amount of \$119,440.00 shall represent the entire fee due the CM for Phase II Ben Hill Griffin Parkway.

Article 3, Section 3.01, 2, "... Notice to Proceed the Sum of \$21,293.33 and a like amount for a (4) month period." to be followed by an amount of \$1,081.18 for a period of 12 months during

the maintenance period.

Article 3, 3.03 "... for Phase II Construction Shall be 5 months with a 12 month maintenance period following, from the date of Notice to Proceed. The Notice to Proceed is recognized as being January 17th, 2003. CM shall be entitled to \$ 522.30 per day or \$15,734.44 per month..." for Phase II.

Please contact me with any comments or questions.

Sincerely,

Michael Dunn
Vice President

cc:

File

OWNER: Lee County Board of CC
 JOB NAME: Ben Hill Griffin Parkway
 DATE: 06/14/02

CONTACT: Libby Walker
 Lee County Contract No.: 1937
 JOB LOCATION: Lee County

Division	Division Scope	Source	Budget	CONTRACT BUDGET	Notes
2800					
	Lee County Landscape Plant Materials Direct Purchase				
		Perkins Nursery, Inc	\$33,920.00	\$33,920.00	3200 "Coontie" plants
		Marian Gardens Tree Farm	\$110,240.00	\$110,240.00	104 200 G Live Oak 100-200 gallon
		Cherry Lake Tree Farm	\$96,460.00	\$96,239.00	260 Muskogee & Tuskegee Crape Myrtle
		JWD Trees, Inc	\$26,436.40	\$26,436.00	
		Walsh Brokerage	\$60,102.00	\$60,102.00	
		Guavas Estimated Cost	\$23,000.00	\$23,000.00	\$349,937.00
Bid Package No 1	Landscape and Irrigation				
		Valley Crest	\$982,803.00	\$982,803.00	
		Big Tree	\$1,053,380.00		
		Vila & Son	\$1,422,530.00		
		Hannula	\$1,893,748.00		
		JW Conner	\$1,572,000.00		
					\$1,121,803.00
Bid Package No 2	Maintenance 12 months				
		P&T Lawn and Tractor	\$240,000.00	\$139,000.00	
		Valley Crest	\$139,850.00		
	Chemicals and Mulch				\$275,842.00
	Estimated expenditure for One Year	Lodge Estimate	\$35,842.00	\$35,842.00	
	includes (1) full bedding over a year period				
				Total Maintenance Cost	\$174,842.00
				Percentage Of Total GMP Cost	10.816%

Bid Package No 3 Electrical

Forbis	\$109,000.00	\$109,000.00
ABC	\$124,555.00	

Amendment No 1 Expenditures to Date \$56,428.00

GENERAL CONDITIONS	Section 3 3.03 of contract	482 days	\$522.30		Total Percentage Without Maintenance	89.184%
		18 Months	\$15,734.44		Total Cost Without Maintenance	\$1,441,740.00
		Based on Projected Cost and Cost to Date		\$251,751.00	Total Cost Without GC	\$1,616,582.00
		Total			Section 3.3.02 of Contract	
					Fee Total of Construction Cost @ 89.549%	\$106,909.40 5 Months \$21,381.88
					Fee Total of Maintenance Cost @ 10.451%	\$12,477.08 12 Months \$1,039.76
		TOTAL COST		\$1,868,333.00		
		Total with Bond		\$1,896,358.00		
		Contengency 5%		\$93,416.65		
	Section 3 3.01 of contract	Construction Managers Fee 6%		\$119,386.48		
		Total GMP		\$2,109,161.12		
				\$1,900,000.00		
		Following Public Hearing				
			GMP Amendment II			
			GMP Amendment II A			
				(\$209,161.12)		