

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

Blue Sheet No. 20030186

1. REQUESTED MOTION:

ACTION REQUESTED:

Approve Change Order No. 3 to Contract No. 4055 to Pitman-Hartenstein Inc. for CN-99-04 GUNNERY ROAD IMPROVEMENTS FROM SR 82 TO OPPOSITE DANIELS PARKWAY EXTENSION TO LEE BOULEVARD in the amount of \$59,145.48.

WHY ACTION IS NECESSARY: Pursuant to the Lee County Contract Manual, approved by the Board on September 25, 2001, the Board is required to approve all Change Orders in excess of \$50,000.00 to Professional Services Agreements.

WHAT ACTION ACCOMPLISHES: Provides for revisions to the current contract for Gunnery Road Improvements from SR 82 to opposite Daniels Parkway Extension to Lee Boulevard.

2. DEPARTMENTAL CATEGORY:

09 Transportation
COMMISSION DISTRICT #:

C9B

3. MEETING DATE:

03-11-2003

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 Transportation
- C. DIVISION
- BY: Scott Gilbertson, Director

7. BACKGROUND:

On April 27, 2001, the Board of County Commissioners approved a Professional Services Agreement for preliminary design of Gunnery Road Improvements in the amount of \$136,744.68 to Pitman-Hartenstein Inc.

On February 26, 2002, the Board of County Commissioners approved Change Order #1 in the amount of \$787,824.08 and on August 12, 2002, Change Order #2 was approved in the amount of \$32,474.00 for Landscaping

The Department of Transportation is requesting revisions to the current Gunnery Road plans (Roadway, Bridge, Signing and Pavement Marking, Signalization and Landscaping) and it is being requested that the Board approve Change Order No. 3 in the amount of \$59,145.48 for a total contract amount of \$1,016,188.24 (under Contract No. 4055/820).

Funding will be from account string: 20405518803.506510,

Attachments: (2) Original Change Orders

8. MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL:

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services <i>up to 2/19/03</i>				G County Manager
					OA	OM	Risk	GC	
<i>For SMG 2/17/03</i>	<i>[Signature]</i>	N/A	<i>SAD 2/17/03</i>	<i>[Signature]</i>	<i>2-18-03</i>	<i>2/19/03</i>	<i>2/19/03</i>	<i>KG 2-18-03</i>	<i>[Signature]</i>

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by CoAtty
Date: *2/18/03*
Time: *11:30 AM*
Forwarded To: *[Signature]*
2/18/03 2:45 PM

RECEIVED BY
COUNTY ADMIN. *[Signature]*
2-18-03
3:15
COUNTY ADMIN.
FORWARDED TO:
[Signature]

(LORI/CONTRACTS)

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: Gunnery Road Improvements from S.R. 82 Opposite Daniels Parkway Extension to Lee Boulevard

CONSULTANT: Pitman-Hartenstein & Assoc., Inc.

PROJECT NO.: ~~820~~ 4055

SOLICIT NO.: 4055 CN NO.: CN-99-04

ACCOUNT NO.: 20405518803.520570

REQUESTED BY: Department of Transportation

DATE OF REQUEST: 1/20/03

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: 1/20/03

EXHIBIT "CO/STA-B": COMPENSATION & METHOD OF PAYMENT: DATED: 1/20/03

EXHIBIT "CO/STA-C": TIME AND SCHEDULE OF PERFORMANCE: DATED: 1/20/03

EXHIBIT "CO/STA-D": CONSULTANT'S/PROVIDERS ASSOCIATED
SUB-CONSULTANT(S)/SUB-CONTRACTORS: DATED: 1/20/03

EXHIBIT "CO/STA-E": PROJECT GUIDELINES AND CRITERIA: DATED: 1/20/03

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

RECOMMEND:

ACCEPTED:

APPROVED:

By: _____
Department Director Date

By: [Signature]
Consultant/Provider

By: _____
Department Director

By: [Signature] 2/7/03
Contracts Mgmt Date

Alan Hartenstein
Executive Vice President
Date Accepted: 1/20/03

(Under \$25,000)
Date Approved: _____

APPROVED:

Corporate Seal

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

By: _____
*County Attorney's Office Date

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

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

CHANGE ORDER AGREEMENT No. 3
or
 SUPPLEMENTAL TASK AUTHORIZATION No.

EXHIBIT "CO/STA-A"

Date: 1/20/03

SCOPE OF PROFESSIONAL SERVICES

for Gunnery Road Improvements from S.R. 82 Opposite Daniels Parkway Extension to Lee Boulevard

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:

Refer to the Exhibit "E" for changes to original Scope of Services.

* Attach additional pages, if needed

CHANGE ORDER AGREEMENT No. 3
or
 SUPPLEMENTAL TASK AUTHORIZATION No.

EXHIBIT "CO/STA-B"

Date: 1/20/03

COMPENSATION AND METHOD OF PAYMENT

for Gunnery Road Improvements from S.R. 82 Opposite Daniels Parkway Extension to Lee Boulevard

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 "CO/STA-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.)
1.00	Public Involvement Program	\$ 0	LS	W.I.P.P.
2.00	Engineering and Land Surveys	\$ 11,838.48	LS	W.I.P.P.
3.00	Geotechnical Services	\$ 0	LS	W.I.P.P.
4.00	Environmental Inventory and Hazardous Material Report	\$ 0	LS	W.I.P.P.
5.00	Design Alternatives	\$ 0	LS	W.I.P.P.
6.00	Comparative Analysis	\$ 0	LS	W.I.P.P.
7.00A	Roadway Plans	\$ 79,198.50	LS	W.I.P.P.
7.00B	Bridge and Structures Plans	(\$ 67,000.00)	LS	W.I.P.P.
7.00C	Box Culvert	\$ 20,676.00	LS	W.I.P.P.
8.00	Utility Relocation Plans	\$ 3,254.50	LS	W.I.P.P.
9.00	Right-of-Way Maps	\$ 0	LS	W.I.P.P.
10.00	Signalization/Street Lighting Plans	\$ 1,500.00	LS	W.I.P.P.
11.00	Signing/Pavement Marking Plans	\$ 9,178.00	LS	W.I.P.P.
12.00	Not Used	\$ 0	LS	W.I.P.P.
13.00	Permits	\$ 0	LS	W.I.P.P.
14.00	Final Bidding/Contract Documents	\$ 0	LS	W.I.P.P.
15.00	Advisory Services During Bidding	\$ 0	LS	W.I.P.P.
16.00	Post-Design Services	\$ 0	LS	W.I.P.P.
	Miscellaneous Expenses	\$ 500.00	NTE	W.I.P.P.
TOTAL (Unless list is continued on next page)		\$ 59,145.48	LS/NTE	

CHANGE ORDER AGREEMENT No. 3

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 Change Order Nos. <u>1, 2,</u>	Adjustment(s) due to this CO or STA	Summary of Changed Compensation
1.00	Public Involvement Program	\$ 10,966.00	\$ 0.00	\$ 0.00	\$ 10,966.00
2.00	Engineering and Land Surveys	\$ 21,923.68	\$ 153,198.88	\$ 11,838.48	\$ 186,961.04
3.00	Geotechnical Services	\$ 4,174.00	\$ 19,011.00	\$ 0.00	\$ 23,185.00
4.00	Environmental Inventory and Hazardous Material Report	\$ 23,820.00	\$ 1,680.00	\$ 0.00	\$ 25,500.00
5.00	Design Alternatives	\$ 40,036.00	\$ 0.00	\$ 0.00	\$ 40,036.00
6.00	Comparative Analysis	\$ 22,030.00	\$ 0.00	\$ 0.00	\$ 22,030.00
7.00A	Roadway Plans	\$ 0.00	\$ 304,837.00	\$ 79,198.50	\$ 384,035.50
7.00B	Bridge and Structures Plans	\$ 9,378.00	\$ 110,580.00	(\$ 67,000.00)	\$ 52,958.00
7.00C	Box Culvert Plans	\$ 0.00	\$ 0.00	\$ 20,676.00	\$ 20,676.00
8.00	Utility Relocation Plans	\$ 2,002.00	\$ 21,383.00	\$ 3,254.50	\$ 26,639.50
9.00	Right-of-Way Maps	\$ 0.00	\$ 72,609.20	\$ 0.00	\$ 72,609.20
10.00	Signalization/Street Lighting Plans	\$ 0.00	\$ 24,290.00	\$ 1,500.00	\$ 25,790.00
11.00	Signing/Pavement Marking Plans	\$ 0.00	\$ 26,646.00	\$ 9,178.00	\$ 35,824.00
12.00	Not Used	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
13.00	Permits	\$ 2,415.00	\$ 23,923.00	\$ 0.00	\$ 26,338.00
14.00	Final Bidding/Contract Documents	\$ 0.00	\$ 17,128.00	\$ 0.00	\$ 17,128.00
15.00	Advisory Services During Bidding	\$ 0.00	\$ 8,538.00	\$ 0.00	\$ 8,538.00
16.00	Post Design Services	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00
	Miscellaneous Expenses	\$ 0.00	\$ 4,000.00	\$ 500.00	\$ 4,500.00
STA #2			\$ 32,474.00		\$ 32,474.00
TOTAL		\$136,744.68	\$ 820,298.08	\$ 59,145.48	\$ 1,016,188.24

CHANGE ORDER AGREEMENT No. 3
or
 SUPPLEMENTAL TASK AUTHORIZATION No.

EXHIBIT "CO/STA-C"

Date: 1/20/03

TIME AND SCHEDULE OF PERFORMANCE

for Gunnery Road Improvements from S.R. 82 Opposite Daniels Parkway Extension to Lee Boulevard

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 as follows:

Phase and/or Task Reference as Enumerated in EXHIBIT "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 For This CO or STA
1.00	Public Involvement Program	NA	NA
2.00	Engineering and Land Surveys	21	21
3.00	Geotechnical Services	NA	NA
4.00	Environmental Inventory and Hazardous Material Report	NA	NA
5.00	Design Alternatives	NA	NA
6.00	Comparative Analysis	NA	NA
7.00A	Roadway Plans	225	225
7.00B	Bridge and Structures Plans	NA	NA
7.00C	Box Culvert Plans	225	240
8.00	Utility Relocation Plans	225	240
9.00	Right-of-Way Maps	NA	NA
10.00	Signalization/Street Lighting Plans	225	240
11.00	Signing/Pavement Marking Plans	225	240
12.00	Not Used	NA	NA
13.00	Permits	NA	NA
14.00	Final Bidding/Contract Documents	NA	NA
15.00	Advisory Services During Bidding	NA	NA
16.00	Post Design Services	NA	NA

CHANGE ORDER AGREEMENT No. 3
or
 SUPPLEMENTAL TASK AUTHORIZATION No. ___

EXHIBIT "CO/STA-C"

Date: 1/20/03

TIME AND SCHEDULE OF PERFORMANCE

for Gunnery Road Improvements from S.R. 82 Opposite Daniels Parkway Extension to Lee Boulevard

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
1.00	Public Involvement Program	NA	NA
2.00	Engineering and Land Surveys	120	120
3.00	Geotechnical Services	120	240
4.00	Environmental Inventory and Hazardous Material Report	90	540
5.00	Design Alternatives	NA	NA
6.00	Comparative Analysis	NA	NA
7.00A	Roadway Plans	450	540
7.00B	Bridge and Structures Plans	400	540
7.00C	Box Culvert Plans	400	540
8.00	Utility Relocation Plans	400	540
9.00	Right-of-Way Maps	90	540
10.00	Signalization/Street Lighting Plans	400	540
11.00	Signing/Pavement Marking Plans	400	540
12.00	Not Used	NA	NA
13.00	Permits	180	565
14.00	Final Bidding/Contract Documents	25	565
15.00	Advisory Services During Bidding	30	595
16.00	Post Design Services	NA	NA

CHANGE ORDER AGREEMENT No. 3
or
 SUPPLEMENTAL TASK AUTHORIZATION No. ___

EXHIBIT "CO/STA-D"

Date: 1/20/03

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

for Gunnery Road Improvements from S.R. 82 Opposite Daniels Parkway Extension to Lee Boulevard

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 work "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
Survey	AIM Engineering & Surveying, Inc. 5300 Lee Boulevard Lehigh Acres, Florida 33970-1235		X			X
Signing and Lighting	Metro Transportation Group, Inc. 12651 McGregor Blvd, Suite 4-403 Fort Myers, Florida 33919-4489		X			X

CHANGE ORDER AGREEMENT No. 3

or

SUPPLEMENTAL TASK AUTHORIZATION No. ___

EXHIBIT "CO/STA-E"

Date: 1/20/03

PROJECT GUIDELINES AND CRITERIA

for Gunnery Road Improvements from S.R. 82 Opposite Daniels Parkway Extension to Lee Boulevard

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 work "None" in the space below.)

1. **Revise the current Gunnery Road plans (Roadway, Bridge, Signing and Pavement Marking, Signalization and Landscaping) to incorporate 14 feet outside lanes instead of the 12 foot width, while maintaining the median width as currently designed. The Lee County Electric Easement will be utilized to meet the stormwater management requirements for the project.**
2. **Incorporate a sidewalk on the East side of Gunnery Road between State Road 82 and 27th Street S.W. adjacent to the existing stormwater management pond constructed for the Daniels Parkway Extension.**
3. **Provide design and construction plans for West and Eastbound Left and Right Hand turn lanes on Leonard Blvd. and 23rd Street S.W. at the intersection with Gunnery Road. The intersection design will be in accordance with the recommendations presented in the Preliminary Traffic Report for Gunnery Road.**
4. **Provide design and construction plans for a box culvert at the Butterfly canal in lieu of a bridge. Provide hydraulic analysis of the proposed box culvert utilizing design flow rates provided by the East County Water Control District.**