ACTION R and \$94,698.0)2 respectively to to purchase ma	oack to this const	ruction mana	gement contrac	lge Construction (Cot for the SW transfernot affect the existing	er station and alle	ow Lodge			
		<u>ARY</u> : Contract ch <u>LISHES</u> : Allows c	•	ŕ	0. urchase fill dirt, asp	halt, etc. for cons	struction.			
2. DEPARTM COMMISS	ENTAL CATEGION DISTRICT	<u>ORY</u> : #: CW	C81	3	3. MEETING DATE		-2003			
4. AGENDA:		5. REQUIREM	ENT/PURPOSE	<u>6.</u>	REQUESTOR OF INFO	ORMATION:				
APPEALS PUBLIC WALK ON	ADMINISTRATIVE STATUTE B. DEPARTMENT: Lee County-Public Works APPEALS ORDINANCE C. DIVISION/SECTION: Solid Waste Division PUBLIC X ADMIN. CODE, Contract Manual BY: Lindsey Sampson, Solid Waste Director									
"deduct" cha construction : Lodge Constr	nge orders to pr sequence and in ruction, Inc. to p	rovide for direct p the availability a ourchase specific	purchases of s and quality of remaining rec	pecific materia fill material, r quired materia		s now more prude	s in the			
There is no ci	range to the out	ginai comtract Gu	aranteeu (via)	ximum Price u	ue to these change o	ruers.				
8. MANAGEN	MENT RECOMM	IENDATIONS:								
			9. RECOMM	ENDED APPRO	OVAL					
A DEPARTMENT DIRECTOR	B PURCH. OR CONTRACTS	C HUMAN RESOURCES	D OTHER	E COUNTY ATTORNEY	BUD SERV CAMPA	GET ICES :	G COUNTY MANAGER			
January 9.11.03	alulo3	N.A.	Sec regt.	917/63	2 11 03 1 K 13	Risk GC	January 9-17-03			
	SION ACTION:	v		PROTECTION						
	DEI DEI	PROVED NED PERRED HER		Rec. Date: Time	1.751	COUNT	ED BY YADMIN: YADMIN: YADMIN ADED TO:			
		•		Ch	reed to: Admin 03/245	. 9/	800			

LEE COUNTY BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY
BLUE SHEET NO: 20031117

LEE COUNTY CONSTRUCTION CONTRACT CHANGE ORDER

No(5) Five	
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A Change Order Requires Approval by the Department Director for Expenditures Under \$25,000 or Approval by the County Administrator for Expenditures Between \$25,000 and \$50,000 or Approval by the Board of County Commissioners over \$50,000.00 CONTRACT/PROJECT NAME: Lee County Solid Waste Transfer Station Lodge Construction, Inc. CONTRACTOR: PROJECT NO: _ CONTRACT NO: 2370 Bid No: RFO-02-05 CHANGE REQUESTED BY: Construction Manager - Lodge Construction Date of Request ___ July 3, 2003 Upon the completion and execution of this Change Order by both parties to the Contract the Contractor is authorized to and shall proceed to make the following changes in the Contract Documents: Description: This is to account for the cost of certain materials that cannot be purchased through Walters Enterprise under DP No.2 and to reduce P.O. No. 45772 issued by the County issued to DW Walters Enterprise for fill purchases through thier pit operations to a total value of 146,494.64 the cost for direct purchase. The tax savings has already been included in the contract between Lodge and the Sub and Lodge and Lee County. Therefore, this accounts for direct cost only as the Tax savings Remains with the Owner per the contract. Purchase or Change Order: Attachments: Cover Letter with break down, Direct Invoice Tracking Chart and Sub Change Order. CHANGE IN CONTRACT PRICE: **CHANGE IN CONTRACT TIME:** Original Contract Price Original Contract Time 5,594,031.00 Calendar Days Previous Change Orders No. 0 to No.4 Net change from previous Change Orders (1,082,938.88)Calendar Days Contract Price prior to this Change Order Contract Time prior to this Change Order 4,511,092,12 365 days Calendar Days Net Increase Net Decrease of this Change Order Net Increase Net (Decrease) of this Change Order 193,187.12 Calendar Days Contract Price with all approved Change Orders Contract Time with all Approved Change Orders 4,704,279.24 365 days Calendar Days It is understood and agreed that the acceptance of this modification by the CONTRACTOR constitutes an accord and satisfaction, and represents payment in full (both time and money) for all costs arising out of, or incidental to, the above mentioned change. COUNTY APPROVAL: Consultant (if applicable) Date Department Director Contractor (Under \$25,000) Date approved ____ Date accepted Corporate Seal County Administrator (Over Level III, Under \$50,000) Pg. 1 of 2 C/O No.5 Date Approved: See P. 2/2 CMO:011 9/25/01

Бу:	BV:
County Attorney's Office	Chairman Board of County Commissioners (Over \$50,000)
Date Approved:	Date Approved:
CMO:011 09/25/01	
09,23,01	E-15

Pg 2of 2 C/O No.5

Lodge Construction, Inc.

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

CHANGE ORDER-**DIRECT PURCHASE** No.2

To:

Mr. Mike Avoglia, Project Engineer

Lee County Solid Waste 10500 Buckingham Road Fort Myers, Fl. 33905

From:

Michael Dunn, Project Manager

Project:

Lee County Solid Waste Transfer Station

Subject:

Reduction to Purchase Order- Change to Contract

Date:

July 3, 2003

Dear Mr. Mike Avoglia:

Attached you will Find an add Change Order for the GMP and Walters Enterprise. The Add Change Order pulls monies from the Direct Purchase Order No.2 Lee County Purchase Order NO.45772 and places it back into the GMP and Subcontract to permit the purchasing of fill materials from vendors other than Walters Enterprise who was the vendor the County issued the DP to.

The funding summary is as follows:

1. Original Fill Materials included in the total P.O. issued by County

2. Fill Materials purchased or approved for payment through July 3, 2003

Balance on Original Fill Materials to be purchased from Other vendors

LESS BASEFOCK AND STABILIZER =\$285,449.52 = \$92,262.40

= 193.187.12

(193,187.12) The Change order is for \$192,187.12

> 1. The balance remaining for Stabilizer and Base Rock to be purchased direct from Walters Enterprise is 146,494.64.

The County is To:

Reduce your purchase order No.45772 to the value of \$146,494.64 from it's original value of \$339,681,76

- = 92,262.40 INVOICED MATERIALS

+ 54 232.24 REMAINING BASEROCK STABILIZED

146,494.64

We will continue with the direct purchase of materials against an original balance of \$146.494.64 less payments made to fate until the purchase Order is either modified or exhausted. If you have any questions please contact me.

Sincerely,

Michael Dunn;

Senior Project Manager/

Vice President

ce: Fil

Walters Enterprise, Inc. Mike Farrar; Project Manager

	DP No./Name/ P.O. Amount	P.O. to Vendor	Lee County P.O. Number	P.O. Amount	Invoice Number	Invoice Amount	Date Recieved	Date sent to LCSW	Notes
1	Walters Enterprise						<u> </u>		
2	DP No.2								
3	Min, Contract Material Value	\$380,148.32			\$25 J. See S. 1807 881 80 1		l .		
4						· .			<u> </u>
5		D.W. Walters Enterprise	45772	\$339,681.76			 	<u> </u>	
6		Fill and Base		4500,001.10	9023	\$2.052.00	04/00		
7					9024	\$3,052.80	04/30		
8		Fil	194329.8		9025	\$2,984.96	04/30	05/28	
9		Base	9794.4		9034	\$3,459.84	04/30	05/28	
10	•	Stabilizer	5062.02		9034	\$3,120.64 \$440.96	04/30	05/28	
	Alternate	Fill	91119.72		9038	\$440.96 \$1,865.60	04/30	05/28	
12	<u> </u>	Base	39375.82		9050	\$1,865.60	04/30	05/28	
13					9054	\$1,458.56	04/30	05/28	
14					9055	\$1,560.32 \$1,967.36	04/30	05/28	
15					9056	\$1,967.36	04/30	05/28	
16			339681.76		9067	\$2,069.12	04/30	05/28	
17			0		9075	\$2,009.12	04/30	05/28	
18					9092	\$2,713.60	04/30	05/28	
19		\$285,449.52			9088	\$2,645.76	04/30	05/28	
20		\$193,187.12			9136	\$3,900.80	04/30	05/28	
21		\$146,494.64			9151	\$5,088.00	05/28	05/28	
22					9126	\$3,000.00	05/28	05/28	
23					9130	\$2,713.60	05/28	05/28	
24					9098	\$4,579.20	05/28	05/28	
25					9104	\$2,781.44	05/28	05/28	
7					9108	\$814.08	05/28	05/28	
8					9113	\$780.16	05/28	05/28	
9						\$1,119.36	05/28	05/28	
10					9114 9122	\$1,390.72	05/28	05/28	
11						\$3,052.80	05/28	05/28	
12					9170	\$3,290.24	05/28	05/28	
13					9164	\$3,595.52	05/28	05/28	
14					9156	\$4,477.44	05/28	05/28	
15					9234	\$1,153.28	06/18	07/03	
16					9242	\$610.56	06/18	07/03	
17					9247	\$1,458.56	06/25	07/03	
18					9246	\$508.80	06/25	07/03	
19					9244	\$1,729.92	06/25	07/03	
20				<u> </u>	9216	\$1,899.52	06/26	07/03	
21					9220	\$1,356.80	06/26	07/03	
22					9226	\$1,560.32	06/26	07/03	
23					9228	\$203.52	06/26	07/03	
24					9232	\$373.12 \$1.609.46	06/26	07/03	
25					9206	\$1,628.16	06/26	07/03	
26					9205	\$881.92	06/26	07/03	
27					9204	\$135.68	06/13	07/03	
28					9203	\$2,713.60	06/13	07/03	
29					9213	\$2,272.64	06/13	07/03	
30					9171	\$407.04	05/30	07/03	
31					9176	\$1,797.76	05/30	07/03	
32					9180	\$1,560.32	05/30	07/03	
33					9192	\$1,356.80	05/30	07/03	
34					9188	\$814.08	05/30	07/03	
35							1		

02-512: Lee Solid Waste Transfer Station

94			
95			
96			
97			
98			
99	Percentage	24.27%	
100	Balance of P.O	\$287,885.92	
101	Totals	\$380,148.32	
102		\$555,140.32	
103			
		!	\$92,262,40

!

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Alax Paving	43	T. (51) 50 50							
Alax Paving	45	Total Hils P.O. Percentage	27.16%						<u></u>
Alax Paving	43	Total Paid against This P.O.	\$92,262.40						
Alax Paving	46	Balance Remaining This P.O.	\$247,419.36						
49									
49	48	Ajax Paving		\$32,436,00					
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LEE COUNTY CONSTRUCTION CONTRACT CHANGE ORDER

No.	(6)	Six	

A Change Order Requires Approval by the Department Director for Expenditures Under \$25,000 or Approval by the County Administrator for Expenditures Between \$25,000 and \$50,000 or Approval by the Board of County Commissioners over \$50,000.00 CONTRACT/PROJECT NAME: Lee County Solid Waste Transfer Station Lodge Construction, Inc. CONTRACTOR: PROJECT NO: CONTRACT NO: 2370 Bid No: RFQ-02-05 CHANGE REQUESTED BY: Construction Manager - Lodge Construction Date of Request ___ Upon the completion and execution of this Change Order by both parties to the Contract the Contractor is authorized to and shall proceed to make the following changes in the Contract Documents: Description: See Attached letter with descriptions of accounting dated 8-24-03 and entitled "Direct Purchase DP No.2- Rescind Purchase Orders-Change Order Purchase or Change Order: Attachments: Cover Letter with break down, Direct Invoice Tracking Chart and Sub Change Order. CHANGE IN CONTRACT PRICE: **CHANGE IN CONTRACT TIME:** Original Contract Price Original Contract Time 5,594,031.00 365 days Calendar Days Previous Change Orders No. 0 to No.5 Net change from previous Change Orders (889,751.76) Calendar Days Contract Price prior to this Change Order Contract Time prior to this Change Order 4,704,279.24 365 days Calendar Days Net Increase Net (Decrease) of this Change Order Net Increase Net Decrease of this Change Order 94,698.92 0 days Calendar Days Contract Price with all approved Change Orders Contract Time with all Approved Change Orders 4,798,978.16 365 days Calendar Days It is understood and agreed that the acceptance of this modification by the CONTRACTOR constitutes an accord and satisfaction, and represents payment in full (both time and money) for all costs arising out of, or incidental to, the above mentioned change. COUNTY APPROVAL: Consultant (if applicable) Date Department Director Contractor (Under \$25,000) Date accepted Date approved Corporate Seal Dept of Public Works County Administrator (Over Level III, Under \$50,000) Pg. 1 of 2 C/O No.6 Date Approved: See P. 2/2

CMO:011 9/25/01

By:	<u>By:</u>
County Attorney's Office	Chairman Board of County Commissioners
Date Approved:	(Over \$50,000) Date Approved:
CMO:011 09/25/01	
•	E-15

Pg 2of 2 C/O No.6



Lodge Construction, Inc.

2161 McGregor Blvd. Ft.Myers, Fl. 33901 Fax: 1-239-332-0218 1-239-332-4371

MEMORANDUM

To:

Mr. Mike Avoglia, Project Engineer Lee County Waste Management 1500 Monroe St. 3rd Floor Fort Myers, FL 33901

From:

Michael Dunn, Project Manager

Project:

Lee County Transfer Station

Subject:

Direct Purchase DP No.2- Rescind Purchase Orders-Change Order

Date:

August 24, 2003

Phone: 941-338-3302

239-338-3304

Dear Mr. Mike Avoglia, Project Engineer:

Attached you will find the Invoice tracking Chart and contract Change Order for DP No.2. The two remaining purchase orders associated with Walters DP will not be used. The materials are either being purchased through other vendors or have already been purchased through other vendors. Therefore, the monies that were set aside for materials only need to be recaptured in the Walters account so that cost can be applied to these funds. Please review and execute the attached change order so that we have a proper accounting of the funds. If you have any questions please contact me.

Further you are authorized and directed to rescind the P.O. to: Florida Rock for \$8,030.56 P.O. No. 45766 and Ajax Paving for \$32,436.00 P.O No. 45770.

The attached Change Order is an add to the contract for a total of \$40,466.56. Plus the following:

On 7/6/03 we issued a Change Order add to the Subcontract and GMP for \$193,187.00. This amount to into account the remaining funds for fill that would be purchased through other vendors than DW Walters. The original P.O. to DW Walters was P.O. No. 45772 for \$339,681.76. The amount purchased against this P.O. as of 7/6/03 was \$92,262.40. This left a balance of \$247,419.36 against the P.O. We instructed Lee County to reduce the P.O. by the amount of C/O No.5 or \$193,187.00. Following this reduction a balance of \$54,232.36 was left on the P.O. for the purchase of Base Rock. The Base Rock to be provided by Walters did not meet the requirements of the specifications and could not be used. Therefore, the Base Rock needed to be and was subsequently purchased through other vendors as supplementation to the subcontract in accordance with section 15 of the subcontract agreement. At this juncture we need to close the remaining balance on this P.O. Therefore, Lodge authorizing and instructs Lee County to rescind the balance of the P.O. and close the same. The total recision equals \$54,232.36 and is included in the attached C/O.

The total add C/O is as follows:

Rescind Balance of P.O. No. 45772 for Rescind P.O. No. 45770 for Rescind P.O. No. 45768 for \$54,232.36 \$32,436.00 \$8,030.56

Total =

\$94,698.92

If you have any questions please contact me. Otherwise please execute and return ASAP

Michael Dunn; Senior Project Manager/ Vice President

cc:

File

Steve Darby DW Walters Enterprise, Inc.; Daryl Walters

	DP No./Name/ P.O. Amount	P.O. to Vendor	Lee County P.O. Number	P.O. Amount	Invoice Number	Invoice Amount	Date Recieved	Date sent to LCSW	Notes
1	Walters Enterprise		<u> </u>						
2	DP No.2				Bill Windley				
<u>3</u>	Min. Contract Material Value	\$380,148.32			And the second second	ACT OF THE CONTRACT OF THE			
5		DW W F							
<u>6</u>		D.W. Walters Enterprise	45772	\$339,681.76					
` 7		Fill and Base			9023	\$3,052.80	04/30	05/28	
8		 			9024	\$2,984.96	04/30	05/28	
9			 		9025	\$3,459.84	04/30	05/28	
10					9034	\$3,120.64	04/30	05/28	
11					9036	\$440.96	04/30	05/28	
12					9038	\$1,865.60	04/30	05/28	
13					9050	\$1,458.56	04/30	05/28	
14					9054	\$1,560.32	04/30	05/28	
15					9055	\$1,967.36	04/30	05/28	
16					9056	\$339.20	04/30	05/28	
17					9067	\$2,069.12	04/30	05/28	
18					9075	\$2,577.92	04/30	05/28	
19					9092	\$2,713.60	04/30	05/28	
20					9088 9136	\$2,645.76	04/30	05/28	
21						\$3,900.80	05/28	05/28	
22					9151 9126	\$5,088.00	05/28	05/28	
23					9130	\$2,713.60	05/28	05/28	
24					9098	\$4,579.20	05/28	05/28	
25					9104	\$2,781.44	05/28	05/28	
7					9108	\$814.08	05/28	05/28	
8					9113	\$780.16	05/28	05/28	
9					9114	\$1,119.36	05/28	05/28	
10					9122	\$1,390.72 \$3,052.80	05/28	05/28	
11					9170	\$3,052.80	05/28	05/28	
12					9164	\$3,290.24	05/28	05/28	
13					9156	\$4,477.44	05/28	05/28	
14					9234	\$1,153.28	05/28	05/28	
15					9242	\$610.56	06/18	07/03_	
16					9247	\$1,458.56	06/18	07/03	
17					9246	\$508.80	06/25 06/25	07/03	
18					9244	\$1,729.92	06/25	07/03	
19					9216	\$1,899.52	06/26	07/03 _ 07/03	<u> </u>
20					9220	\$1,356.80	06/26	07/03 _	
21					9226	\$1,560.32	06/26	07/03	
22					9228	\$203.52	06/26	07/03	
23					9232	\$373.12	06/26	07/03	
24					9206	\$1,628.16	06/26	07/03	
25	 -				9205	\$881.92	06/26	07/03	
26				·- -	9204	\$135.68	06/13	07/03	
27 28					9203	\$2,713.60	06/13	07/03	
29					9213	\$2,272.64	06/13	07/03	
30					917 1	\$407.04	05/30	07/03	
					9176	\$1,797.76	05/30	07/03	
31					9180	\$1,560.32	05/30	07/03	
32					9192	\$1,356.80	05/30	07/03	
33					9188	\$814.08	05/30	07/03	
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Signature Sign								
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42	41							
43 Total This P.O. Percentage	1							
144 Total This P.O. Processings 27.16%	42							——————————————————————————————————————
46	43							
46	44	Total This P.O. Darranton				 	- 	
46	45	Total Paid .O. Percentage	27.16%					
46	46	Total Paid against This P.O.	\$92 262 40					
46	17	Balance Remaining This P.O.	\$247 410 26					
49	4/		9247.419.30					
Asphal: 45770 #35.50.00	<u> 48 </u>	Aiay Paying						
50 Section 45770 51 52 53 54 55 55 55 56 57 57 57 57	49	Anabali		\$32,436,00				
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71 Florida Rock	60	I otal This P.O. Percentage	0.00%					
71 Florida Rock	- 00	Total Paid against This P.O.	60.00					
71 Florida Rock	69	Balance Remaining This P.O.	30.00				 	
71	70	This F.O.	\$32,436.00					
72	71	Floring B.					 	
73 Storie #57	72	Flonda Rock	45768	\$8.020.56			<u> </u>	
75 76 77 78 79 80 80 81 Total This P.C. Percentage 0.00% 50.00 82 82 Balance Remaining This P.O. \$0.00 \$83 83 84 85 86 87 88 89 90	72	Stone #57		\$6,030.56		_		
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81	80	Total This D.C. D.				+	 	
84 85 86 87 88 89 90	81	Total Tris P.C. Percentage	0.00%				 	
84 85 86 87 88 89 90	82	I Otal Paid against This P.O.	\$0.00		—· — — —	_		
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02-512: Lee Solid Waste Transfer Station

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99	Percentage	24.27%		·		 		
100	Balance of P.O	\$287,885.92				 		
101	Totals	\$380.148.32						
102						 		
103					\$92,262,40	 		