

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

Blue Sheet No. 20040562

1. REQUESTED MOTION:

ACTION REQUESTED: Approve Change Order No. 3 to Contract 2514 with URS Corporation for CN-02-03 General Consultant/Traffic Engineer for Transportation Facilities Bond Related Issues, in the amount of \$100,000.00.

WHY ACTION IS NECESSARY: Board Approval Required.

WHAT ACTION ACCOMPLISHES: Increases contract to cover additional work due to the legal actions of the City of Sanibel.

2. DEPARTMENTAL CATEGORY:

09 Transportation
COMMISSION DISTRICT #:

C9A

3. MEETING DATE:

05-25-2004

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:

At the Board meeting December 17, 2002, the Board entered into a contract for CN-02-03 General Consultant/Traffic Engineer for Transportation Facilities Bond Related Issues, for an original annual contract amount of \$140,830.00.

The following is a summary of existing Change Orders approved to date:
Change Order No. 1, was approved in the amount of \$45,000.00 for Misc. Studies and Services.
Change Order No. 2, was approved in the amount of \$46,900.00 for Misc. Studies and Services..

Approval is required for this Change Order No. 3 under CN-02-03 General Consultant/Traffic Engineer for Transportation Facilities Bond Related Issues in the amount of \$100,000.00. Increases contract to cover additional work due to the legal actions of the City of Sanibel. Issuance of the Series 2004A Bonds was postponed. Subsequently, the county requested that the Consultant develop new toll schedule alternatives

Funds will be available in account string: 20581442133.506510

Attachments: Change Order #3 for Execution (2 originals)

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>05/13/04</i>				G County Manager
					OA	OM	Risk	GC	
<i>J. J. J.</i> 5-11-04	<i>[Signature]</i>	N/A	<i>DAD</i> 5-11-04	<i>Colleen</i> <i>Jensen</i>	<i>[Signature]</i> 5-13-04	<i>[Signature]</i> 5/13/04	<i>[Signature]</i> 5/13/04	<i>[Signature]</i> 5/13/04	<i>[Signature]</i> 5-11-04

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by CoAtty
Date: <i>5/10/04</i>
Time: <i>4:50</i>
Forwarded To: <i>Budget</i> <i>5/10/04 8:56am</i>

RECEIVED BY COUNTY ADMIN: <i>[Signature]</i>
<i>5/12/04</i>
<i>9:15 am</i>
COUNTY ADMIN FORWARDED TO: <i>[Signature]</i>
<i>5-13-04</i>
<i>3:30 pm</i>

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: General Consultant/Traffic Engineer for Transportation Facilities Bond Related Issues

CONSULTANT: URS Corporation

PROJECT NO.: _____

SOLICIT NO.: CN-02-30

CONTRACT NO.: 2514 ACCOUNT NO.: _____

REQUESTED BY: DOT

DATE OF REQUEST: 3/12/04

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: 3/12/04

EXHIBIT "CO/STA-B: COMPENSATION & METHOD OF PAYMENT: DATED: 3/12/04

EXHIBIT "CO/STA-C: TIME AND SCHEDULE OF PERFORMANCE: DATED: 3/12/04

EXHIBIT "CO/STA-D: CONSULTANT'S/PROVIDERS ASSOCIATED
SUB-CONSULTANT(S)/SUB-CONTRACTORS: DATED: 3/12/04

EXHIBIT "CO/STA-E: PROJECT GUIDELINES AND CRITERIA: DATED: 3/12/04

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

RECOMMENDED:

By: [Signature] 3/23/04
Date
Department Director

ACCEPTED:

By: [Signature]
Date Accepted: 3/12/04
Consultant/Provider
(Print Name) Jay M. Genotzmann

COUNTY APPROVAL:

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

By: [Signature] 4/28/04
Date
Contracts Mgmt

Date Accepted: 3/19/04

Date Approved: _____

Corporate Seal

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

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: 3/12/04 _____

SCOPE OF PROFESSIONAL SERVICES

for

General Consultant/Traffic Engineer for Transportation Facilities Bond Related Issues

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:

Additional work under Part B, Task 3 (Miscellaneous Studies and Services)

B. Bond Study and Report

Due to the legal actions of the City of Sanibel the issuance of the Series 2004A Bonds was postponed. Subsequently, the County requested that the Consultant develop new toll schedule alternatives for the Sanibel Causeway, as outlined in Change Order Number 2.

At that time that the legal actions are settled, the County will require URS to produce a new Traffic and Earnings Report. The Consultant's services to produce such report shall be the same as or similar to those outlined in Part B. Bond Study and Report, Tasks 3.05 to 3.12. The hours required and the proposed fee are outlined in Attachment 1 to Exhibit A.

Add subtask E under Task 3

E. Other Miscellaneous Services

Consultant shall perform additional miscellaneous services if and when requested by the County. Since the tasks are undefined, these services shall have a NTE fee limit of \$20,000 and shall not be performed except at the specific request of the County.

*Attach additional pages, if needed.

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

EXHIBIT "CO/STA-B"

Date: 3/12/04

COMPENSATION AND METHOD OF PAYMENT

for

General Consultant/Traffic Engineer for Transportation Facilities Bond Related Issues

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.)
3	Miscellaneous Studies and Services	\$100,000	NTE	W.I.P.P.
TOTAL		\$100,000	NTE	

(Unless list is continued on next page)

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 CO or STA Nos. 1 and 2 _____	Adjustment(s) Due to this CO or STA	Summary of Changed Compensation
	Original Agreement	\$140,830.00			\$140,830.00
C.O. #1	Miscellaneous Studies and Services		\$45,000.00		\$45,000.00
C.O. #2	Miscellaneous Studies and Services		\$46,900.00		\$46,900.00
C.O. #3	Miscellaneous Studies and Services			\$100,000	\$100,000
TOTAL		\$140,830.00	\$91,900	\$100,000	\$332,730

CMO:026
09/25/01

CHANGE ORDER AGREEMENT No. 3

SUPPLEMENTAL TASK AUTHORIZATION No. _____

EXHIBIT "CO/STA-D"

Date: 3/12/04

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

for _____

General Consultant/Traffic Engineer for Transportation Facilities Bond Related Issues

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
	NONE					

CHANGE ORDER AGREEMENT No. 3

SUPPLEMENTAL TASK AUTHORIZATION No. _____

EXHIBIT "CO/STA-E"

Date: 3/12/04

PROJECT GUIDELINES AND CRITERIA

for _____

General Consultant/Traffic Engineer for Transportation Facilities Bond Related Issues

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