

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

Blue Sheet No. 20051419

**1. ACTION REQUESTED/PURPOSE:** Approval to waive requirements of Lee County Ordinance No. 92-22 as provided in Section Four of same ordinance with respect to Kisinger Campo & Associates Corp. for the Matlacha Draw Bridge Design Repairs. Also request Board approval STA No. 5, (Contract No. 2842), under CN-04-09 Miscellaneous Structural Engineering Services, to Kisinger Campo & Associates Corp. for the project known as Matlacha Draw Bridge Design in the amount of \$51,695.00.

**2. WHAT ACTION ACCOMPLISHES:** Provides the County with a consultant to continue services for the Matlacha Draw Bridge project.

**3. MANAGEMENT RECOMMENDATION:** Staff Recommends Approval.

**4. Departmental Category:** 9. C9C **5. Meeting Date:** 10-18-2005

|  |   |               |   |
|--|---|---------------|---|
| <b>6. Agenda:</b><br><input checked="" type="checkbox"/> Consent<br><input type="checkbox"/> Administrative<br><input type="checkbox"/> Appeals<br><input type="checkbox"/> Public<br><input type="checkbox"/> Walk-On | <b>7. Requirement/Purpose: (specify)</b>        |               | <b>8. Request Initiated:</b><br>Commissioner _____<br>Department <u>Transportation</u><br>Division _____<br>By: <u>Scott Gilbertson, Director</u> |
|  | <input type="checkbox"/> Statute                |               |   |
|  | <input checked="" type="checkbox"/> Ordinance   | <u>92-22</u>  |   |
|  | <input checked="" type="checkbox"/> Admin. Code | <u>AC-4-4</u> |   |
|  | <input type="checkbox"/> Other                  |               |   |

**9. Background:**  
On March 4, 1992, the Board approved Lee County Ordinance No. 92-22, an Ordinance establishing a uniform method for County selection of services within the scope of the practice of architecture, professional engineering, landscape architecture, or mapping and land surveying in Lee County.

Purpose of Ordinance: the County has determined that it is in the County's best interests and the public's health and welfare to establish a procedure for projects and services whereby the firms providing professional services for project feasibility planning or study analysis are not eligible for consideration for project design and/or resident inspection services.

In order to take advantage of time and cost savings, we are recommending a waiver of Lee County Ordinance 92-22 to allow Kisinger Campo & Associates to continue with the design phase for repair of the Matlacha Bridge project.

Project history: STA #1 was approved to Kisinger Campo in the amount of \$22,130.00, STA #3 approved in the amount of \$20,000.00 for the Matlacha Bridge. STA #5 is being requested for approval to Kisinger Campo in the amount of \$51,695.00, for a total project cost of \$93,825.00.

Funds are available in account #20590430700.506510

Attachments: 1. STA #5 for Execution

**10. Review for Scheduling:**

| Department Director           | Purchasing or Contracts       | Human Resources | Other                         | County Attorney               | Budget Services               |                               |                               | County Manager/P.W. Director  |
|-------------------------------|-------------------------------|-----------------|-------------------------------|-------------------------------|-------------------------------|-------------------------------|-------------------------------|-------------------------------|
|                               |                               |                 |                               |                               | Analyst                       | Risk                          | Grants                        | Mgr.                          |
| <i>[Signature]</i><br>10-4-05 | <i>[Signature]</i><br>10-4-05 | NIA             | <i>[Signature]</i><br>10-4-05 | <i>[Signature]</i><br>10-4-05 | <i>[Signature]</i><br>10/6/05 | <i>[Signature]</i><br>10/6/05 | <i>[Signature]</i><br>10/6/05 | <i>[Signature]</i><br>10-4-05 |

**11. Commission Action:**

- Approved
- Deferred
- Denied
- Other

Rec. by CoAtty  
Date: 10/6/05  
Time: 1:30  
Forwarded To:  
Co. mgr.  
10/6/05

RECEIVED BY  
COUNTY ADMIN:  
10-6-05  
3:30  
COUNTY ADMIN  
FORWARDED TO:  
[Signature]  
10/6/05  
[Signature]

LEE COUNTY PROFESSIONAL SERVICE/SERVICE PROVIDER AGREEMENT  
CHANGE ORDER/SUPPLEMENTAL TASK AUTHORIZATION

Change Order  
 Supplemental Task Authorization

NO.: Five (5)

(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)

(Matlacha Draw Bridge – Design Repairs)

CONTRACT/PROJECT NAME: Miscellaneous Structural Engineering Services

CONSULTANT: Kisinger Campo & Associates Corp.

PROJECT NO.: 205904

SOLICIT NO.: CN-04-09

CONTRACT NO.: 2842

ACCOUNT NO.: 20590430700 - 506510

REQUESTED BY: Lee County DOT

DATE OF REQUEST: June 27, 2005

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: June 27, 2005

EXHIBIT "CO/STA-B: COMPENSATION & METHOD OF PAYMENT: DATED: June 27, 2005

EXHIBIT "CO/STA-C: TIME AND SCHEDULE OF PERFORMANCE: DATED: June 27, 2005

EXHIBIT "CO/STA-D: CONSULTANT'S/PROVIDERS ASSOCIATED  
SUB-CONSULTANT(S)/SUB-CONTRACTORS: DATED: June 27, 2005

EXHIBIT "CO/STA-E: PROJECT GUIDELINES AND CRITERIA: DATED: June 27, 2005

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

RECOMMENDED:

[Signature] 8/23/05  
By: [Signature] 8/24/05  
Department Director Date

ACCEPTED:

Kisinger Campo & Associates Corp.  
By: [Signature]  
Consultant/Provider  
(Stephen H. McGucken, P.E.  
Chief Operating Officer)

COUNTY APPROVAL:

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

By: [Signature] 10/3/05  
Contracts Mgmt Date

Date Accepted: June 27, 2005

Date Approved: \_\_\_\_\_

Corporate Seal

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

APPROVED:

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

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

By: \_\_\_\_\_  
Chairman  
Board of County Commissioners  
Date Approved: \_\_\_\_\_

CHANGE ORDER AGREEMENT No. \_\_\_\_\_

or

SUPPLEMENTAL TASK AUTHORIZATION No. Five (5)

EXHIBIT "CO/STA-A"

Date: June 27, 2005

SCOPE OF PROFESSIONAL SERVICES

for Miscellaneous Structural Engineering Services:  
Task: Engineering Services to Design Repairs for the  
Matlacha Draw Bridge (Bridge #120050).

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:

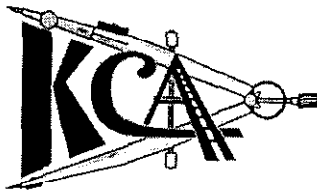
Task 1.00 - - Perform engineering services for the design repairs of the Matlacha Draw Bridge, (Bridge No. 120050). Will provide field review of deficiencies outlined in KCA's Bridge Evaluation Report of 2004 to determine existing condition for quantity estimation and detailing of repairs.. Will develop repair plans for those items from the recommended repairs list. Will provide the County a construction cost estimate for the anticipated scope of work. Will also provide post design services and final construction inspection as outlined.

(See attached pages A-2 and A-3 for details.)\*

\*Attach additional pages, if needed.

Page A 1 of A 3

CMO:025  
09/25/01



## Kisinger Campo & Associates Corp.

*25 Years*

engineering • inspection • planning

Allen Kisinger  
1904-1981

April 7, 2005

Mr. Ehab Guirguis  
Project Manager  
Lee County  
Division of Transportation  
1500 Monroe Street  
Fort Myers, Florida 33901

RE: Matlacha Draw Bridge  
Bridge No. 120050

Dear Mr. Guirguis:

Kisinger Campo and Associates Corp. (KCA) is pleased to submit a proposal for engineering services to design repairs for the Matlacha Draw Bridge.

The scope of work will include the following specific items:

1. The Consultant will provide a field review of deficiencies outlined in the KCA Bridge Evaluation Report of 2004 to determine existing condition for quantity estimation and detailing of repairs.
2. The Consultant will develop repair plans of those items from the recommended repairs list. The repairs are anticipated to include (but are not limited to) the following plan sheets:

Index (cover sheet)  
General Notes  
Plan and Elevation  
Electrical/Mechanical Maintenance Repairs  
Concrete Restoration  
Steel Cleaning and Painting  
Steel Repair

3. Specifications referenced will be the Florida Department of Transportation Standard Specifications for Road and Bridge Construction, 2004. The Consultant will create Technical Special Provisions (TSP) to address project specific construction requirements.
4. The Consultant will develop a construction cost estimate for the anticipated scope of work.
5. For post design services, the Consultant will attend a Pre-Bid Meeting and a Pre-Construction Conference. In addition, the Consultant will perform a final inspection at the end of construction. The consultant will review and respond to Requests for Information (RFI) and any shop drawings that are specified in the plans or specifications.

Submittals will include five sets each of preliminary plans with cost estimate, a 100% submittal with plans, cost estimate and TSP, and a final submittal with a signed and sealed record copy of plans and TSP. Additional copies can be provided at the County's request.

Corporate Office • P.O. Box 25261 • Tampa, FL 33622-5261 • Phone: 813/871-5331 • Fax: 813/871-5135  
Visit our web site at [www.kcaeng.com](http://www.kcaeng.com)

Mr. Ehab Guirguis  
Lee County  
4/7/2005

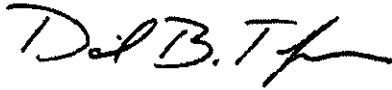
The County will provide available documentation necessary to carry out the design including relevant inspection reports, existing plans, or other available historical information.

KCA proposes to perform the described services for a lump sum fee of \$ 51,695.00 as detailed in the attached fee estimate. Fees for services including survey, environmental/permitting, geotechnical, materials testing, and underwater inspection are not included but could be provided under separate task order if necessary.

The contract documents, as described above, will be completed within 16 weeks from the Notice to Proceed (not including County review time).

KCA appreciates this opportunity to assist Lee County. If you should have any questions or comments regarding this proposal, please contact me.

Sincerely,

A handwritten signature in black ink, appearing to read 'D.B. Thompson', with a stylized flourish at the end.

David B. Thompson, P.E.  
Senior Structures Engineer/Project Manager

Attachment: KCA Fee Estimate (2 sheets)  
cc: DES, PLH File

CHANGE ORDER AGREEMENT No.

SUPPLEMENTAL TASK AUTHORIZATION No. Five (5)

EXHIBIT "CO/STA-B"

Date: June 27, 2005

COMPENSATION AND METHOD OF PAYMENT

for Miscellaneous Structural Engineering Services:  
Task: Engineering Services to Design Repairs for the  
Matlacha Draw Bridge (Bridge #120050).

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.) |
|-------------|---|------------------------|--|-----------------------------------|
| 1.0         | Design Repairs of Matlacha Draw Bridge (Bridge No. 125050). | \$51,695               | LS                                       | W.I.P.P.                          |
| TOTAL       |   | \$51,695               |  |                                   |

(Unless list is continued on next page)

CHANGE ORDER AGREEMENT No. \_\_\_\_\_

or  
 SUPPLEMENTAL TASK AUTHORIZATION No. Five (5)

**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. <u>1 - 4</u> | Adjustment(s) Due to this CO or STA No. <u>5</u> | Summary of Changed Compensation |
|---------------------|--|-------------------------------------|---|--|---------------------------------|
| 1.0                 | Engineering Services -<br>Matlacha Bridge Evaluation Update                                | --                                  | \$22,130  | --   | \$22,130                        |
| 2.0                 | Bridge Inspection Services -<br>Bridge #124041, 042 & 043 - Sanibel Island Causeway        | --                                  | \$79,300  | --   | \$79,300                        |
| 3.0                 | Engineering Services - Load Rating Analysis & Evaluation<br>Bridge #120050 - Matlacha Pass | --                                  | \$20,000  | --   | \$20,000                        |
| 4.0                 | Engineering Services -<br>Cape Coral Bridge Fender System - Bridge No. 124044              |                                     | \$24,355  |  | \$24,355                        |
| 5.0                 | Engineering Services -<br>Matlacha Draw Bridge Repair Design Bridge No. 120050             |                                     |   | \$51,695   | \$51,695                        |
| TOTAL               |  | --                                  | \$145,785   | \$51,695   | \$197,480                       |

CHANGE ORDER AGREEMENT No. \_\_\_\_\_

SUPPLEMENTAL TASK AUTHORIZATION No. Five (5)

EXHIBIT "CO/STA-C"

Date: June 27, 2005

TIME AND SCHEDULE OF PERFORMANCE

for Miscellaneous Structural Engineering Services:  
Task: Engineering Services to Design Repairs for the  
Matlacha Draw Bridge (Bridge #120050).

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 is 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 |
|--|--|--|---|
| 1.0  | Will provide engineering services for the design repair of the Matlacha Draw Bridge (Bridge No. 120050). Field review of deficiencies outlined in KCA's 2004 Evaluation Report. Develop repair plans for those items from the recommended repairs list. Will provide County a construction cost estimate for the anticipated scope of work. Will provide post design services and a final construction inspection as outlined. | 112  | 112   |
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CHANGE ORDER AGREEMENT No. \_\_\_\_\_  
or  
 SUPPLEMENTAL TASK AUTHORIZATION No. Five (5)

EXHIBIT "CO/STA-D"

Date: June 27, 2005

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

for Miscellaneous Structural Engineering Services:  
Task: Engineering Services to Design Repairs for the  
Matlacha Draw Bridge (Bridge #120050).

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. \_\_\_\_\_

or

SUPPLEMENTAL TASK AUTHORIZATION No. Five (5)

EXHIBIT "CO/STA-E"

Date: June 27, 2005

PROJECT GUIDELINES AND CRITERIA

for Miscellaneous Structural Engineering Services:  
Task: Engineering Services to Design Repairs for the  
Matlacha Draw Bridge (Bridge #120050).

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