

Agenda Item Summary

**1. ACTION REQUESTED/PURPOSE:** Approve Change Order No. 2 (under B-05-26 Gunnery Road Widening project) to Stevens & Layton, Inc. (Lee Contract #3426), in the amount of \$5,887,925.85.

**2. WHAT ACTION ACCOMPLISHES:** Provides Lee County with a Contractor to perform the construction of Church Rd. in Hendry County.

**3. MANAGEMENT RECOMMENDATION:** Approve the requested motion.

**4. Departmental Category:** 08

**C8D**

**5. Meeting Date:** August 15, 2006

**6. Agenda:**  
 Consent  
 Administrative  
 Appeals  
 Public  
 Walk-On

**7. Requirement/Purpose: (specify)**  
 Statute  
 Ordinance  
 Admin. Code AC 4-4  
 Other

**8. Request Initiated:**  
 Commissioner \_\_\_\_\_  
 Department Public Works  
 Division Solid Waste  
 By: Lindsey J. Sampson

**9. Background:**

On December 13, 2005, the Board approved the award of B-05-26, Gunnery Rd. Widening to Stevens & Layton, Inc. The scope of work for this project, as it relates to the construction of a two-lane roadway, storm-water conveyances and associated construction requirements is similar to the work required to construct the two-lane Church Road Project. Additionally, the location of the two projects are near the south Lehigh Acres/Eastern portion of Lee County. A significant portion of work scope unit-price items are repeated for Church Rd. as were competitively bid for the Gunnery Rd. project. Unit pricing for certain commodity items such as concrete and asphalt have been escalated and found acceptable relative to the market cost change of such materials during the period since the original bid date. The County DOT has cooperatively worked with Solid Waste Division staff in reviewing and negotiating this change order proposal with the Contractor. In the interest of expediting this project and securing a proven, competent Contractor with competitive pricing, the Solid Waste Division recommends approval of the requested motion. Construction is expected to start by October 1, 2006.

Funds will be made available in account: 20091940102.506540

Attachment: Change Order Document

**10. Review for Scheduling:**

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services				County Manager/P.W. Director
		N.A.		<i>[Signature]</i> 8/3/06 Per Schedule	Analyst	Risk	Grants	Mgr.	
					<i>[Signature]</i> 8/3/06		<i>[Signature]</i> 8/3/06		

**11. Commission Action:**

- Approved
- Deferred
- Denied
- Other

RECEIVED BY  
 COUNTY ADMIN:  
 8/15/06 1:08 PM  
 COUNTY ADMIN  
 FORWARDED TO:  
 8/3/06  
 3:30 PM

Rec. by LGatty  
 Date 8/3/06  
 Time 10:45 AM  
 Forwarded To:  
 8/3/06

**LEE COUNTY CONSTRUCTION CONTRACT  
CHANGE ORDER**

No.: 2

(A Change Order requires approval by the Department Director for expenditures under \$50,000, approval by the County Manger for expenditures between \$50,000.01 and \$100,000, or approval by the Board of County Commissioners for expenditures over \$100,000).

CONTRACT/PROJECT NAME: GUNNERY ROAD WIDENING, SR82 TO LEE BOULEVARD  
 CONTRACTOR: STEVENS & LAYTON PROJECT NO.: 4055 CN 3426  
 CONTRACT NO.: 3426 BID NO.: B-05-26  
 CHANGE REQUESTED BY: LINDSEY SAMPSON, P.E. LCSW DATE OF REQUEST: 7/11/06

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:  
*(If you need space other than what has been provided, please attach additional sheets.)*

Description: CHURCH ROADWAY CONSTRUCTION  
 Purpose of Change Order: LEE COUNTY TO EXPEDITE 5 MILES OF CONSTRUCTION (CHURCH ROADWAY IN HENDRY COUNTY) SATISFYING INTERLOCAL AGREEMENT CONDITIONS WITH HENDRY COUNTY

- Attachments: (List documents supporting change)
- |   |   |
|---|---|
| <p>1. PROPOSED BID SCHEDULE FROM STEVENS &amp; LAYTON<br/>                 2. ADDITIONAL SUPPLEMENTARY CONDITIONS</p> | <p>3. ADDITIONAL PROJECT SCHEDULE, PLANS ,SOIL SURVEY,SFWMD PERMIT.<br/>                 4. SUMMARY SCOPE OF WORK AND PROJECT DOCUMENTS ALL ABOVE ATTACHEMENTS / DOCUMENTS SPECIFIC TO CN3426 C.O. #2</p> |
|---|---|

CHANGE IN CONTRACT PRICE:	CHANGE IN CONTRACT TIME:
Original Contract Price \$ 10,207,288.63	Original Contract Time <u>480</u> Calendar Days
Previous Change Order No. <u>1</u> to No. <u>1</u> \$ <u>691,216.00</u>	Net Change from previous Change Orders <u>0</u> Calendar Days
Contract Price prior to this Change Order \$10,898,504.63	Contract Time prior to this Change Order <u>480</u> Calendar Days
Net Increase (Decrease) of this Change Order \$ <u>5,887,925.85</u>	Net Increase (Decrease) of this Change Order <u>330</u> Calendar Days
Contract Price with all approved Change Orders \$ <u>16,786,430.48</u>	Contract Time with all approved Change Orders <u>480 / 330 C.O.#2 ONLY</u> 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.

<p>RECOMMENDED:</p> <p>By: _____                  Consultant (if applicable)      Date</p> <p>By: _____                  Department Director      Date</p> <p>Contracts Management</p> <p>APPROVED:</p> <p>County Attorney's Office      Date</p>	<p>ACCEPTED</p> <p>By: _____                  Contractor</p> <p>Date Accepted: _____</p> <p>(CORPORATE SEAL)</p>	<p>COUNTY APPROVAL:</p> <p>By: _____                  Department Director (Under \$50,000)</p> <p>Date Approved: _____</p> <p>By: _____                  County Administration (Under \$100,000)</p> <p>Date Approved: _____</p> <p>By: _____                  Chairwoman                  Board of County Commissioners                  (Over \$100,000)</p> <p>Date Approved: _____</p>
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**SUMMARY SCOPE OF WORK AND PROJECT DOCUMENTS  
SPECIFIC TO CN3426 C.O. #2**

Scope of Work Summary: Provide for services necessary to complete Church Road Improvement Roadway Project in Hendry County, Florida

Contractor is to provide for all labor and materials to construct proposed Church Road and storm water system. This proposed two lane undivided five mile section running East West between existing SR29 and existing South Church Road shall include the following work items:

Mobilization, & Maint. of Traffic,  
Erosion, Sediment, and Floating Turbidity Barrier BMP's,  
Clearing and Grubbing,  
Embankment, /subgrade/limerock base, placement grading and compaction.  
Culvert Pipe, Box Culvert, Ditch Bottom Inlets, Weirs, Aprons  
Asphalt placement compaction  
Concrete placement finishing  
Fencing, Signing and Pavement Marking  
Sodding, Restoration

The work scope items listed above do not constitute a complete scope of work involved to construct this project, please review the project plans, specifications, Supplementary & General Conditions, and visit the project site to develop a complete picture of the work to be provided. All work is to be bid and constructed in accordance with latest Florida Department of Transportation Standards and Specifications.

Project Documents: Plans Dated 6/12/06 provided for Bid and Approved for Construction of Church Road Improvement Roadway Project in Hendry County, Florida are Listed Below:

Cover Sheet

Sheet No.1 Key Sheet

Sheets No. 2 thru 5 Typical Sections

Sheets No. 6 thru 9 Summary of Quantities

Sheets No. 10 thru 11 Drainage Information Summary

Sheet No. 12 General Notes and Details

Sheets No. 13 thru 33 Plan and Profiles

Sheets No. 34 thru 35 Box Culvert Design

Sheet No. 36 Soil Logs

Sheet No. 37 Construction Stakeout, Signing and Marking & Maintenance of Traffic

Sheets No. 27 thru 57 of 61 Cross-Sections (From Aim Eng.)

**PART G  
SUPPLEMENTARY CONDITIONS**

The following Supplementary Conditions modify the General Conditions of the Lee County Construction Contract. Where a portion of the General conditions is modified or deleted by the Supplementary Conditions, the unaltered portions of the General Conditions shall remain in effect.

**Article 5.  
Availability of Lands: Physical Conditions; Reference Points**

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Identification of reports of explorations and tests of subsurface conditions at the site are as follows:

(Applicable to Change Order #02 Only)

Geotechnical Exploration

Church Roadway Improvements Hendry County, Florida

Allied Project No. 98-5267

Prepared by: Allied Engineering and Testing, Inc. October 26, 1998

Available upon request: Lee County Solid Waste Contact: Mike Avoglia 338-3302

**Article 7.  
Contractor's Responsibilities**

Page F-16 Add paragraph 7.8 as follows:

(Applicable to Change Order #02 Only)

- 7.8 Adequate labor and equipment is to be allocated to each County project as to maintain the contract schedules and work progress. No delays shall be caused by sharing /reallocating equipment and labor, to and from other projects. (Applicable to Change Order #02 Only)

**Article 7.**  
**Contractor's Responsibilities**

Page F-17 Add to paragraph 7.12.1 as follows:  
(Applicable to Change Order #02 Only)

**7.12.1 Permits Required by Contractor:**

The contractor shall provide for and obtain a Construction Generic Permit (CGP) for this work (under NPDES-must submit an NOI) as well as develop a SWPPP plan (to be developed before NOI submittal) as well as install the necessary silt fence or other erosion and sedimentation controls (E&S) and BMPs upon start of the construction. The Contractor shall designate or hire a qualified individual to perform the CGP permit weekly (and after every rain > 0.5 inches) inspections and maintain the E&S controls and BMPs. The fee to SFWMD for the permits should not exceed \$1,000.00.

The contractor is to abide by and follow all conditions of the SFWMD permit and all other project permits.

Page F-18, Add to paragraph 7.16 the following:

Record Drawings (Applicable to Change Order #02 Only)

7.16 The CONTRACTOR is to include clear photographs of the project activities with date stamp as the work progresses. The photos are to include all underground structures prior to being buried. The photos are in addition to the Record Drawing requirements of 7.16.

**Article 14.**  
**Payment and Completion**

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Schedule of Values

Page F-29 Add paragraph 14.2 as follows:  
(Applicable to Change Order #02 Only)

14.2 In addition to the requirements of 14.1, the Contractor is to Provide the Owner's Representative with separate accounting, progress reporting, Schedule of Values, and Application for Payment for the Church Roadway Project (Change Order #02).