



CITY OF NORTH PORT



CONTRACT/AGREEMENT AMENDMENT FORM

Amendment No.: Three

City's Contract No./ Agreement No.: 2015-19

Commission Meeting Date: 06/25/19
07/09/19 *AK*

Project Name: Price Boulevard Widening, Sumter Boulevard to Toledo Blade Boulevard

Originating Department/Division: Public Works/Engineering

Contractor: Charlotte Engineering and Surveying, Inc.

Amendment required as a result of:

- Changed/Unforeseen Conditions
- Errors and Omissions
- Change in Scope
- Time Extension/Deletion
- Change in Price (+/-)
- Owner's Request

Explanation of Request (What is changing? Include effect on completion time):

Additional public informational meeting and project management for stormwater revisions and permitting - \$9,424.00 (add)

Redesign of stormwater treatment ponds from dry to wet retention - \$26,900.00 (add)

Changes concerning the potable water main piping, the sanitary sewer force main piping and the elimination of the reclaim water main piping - \$14,117.04 (add)

Deletion of costs for advanced plans and specifications regarding right turn lanes on the Price Boulevard legs of the signalized intersections of Salford Boulevard, Cranberry Boulevard and Chamberlain Boulevard - \$353,185.00 (deduct)

Landscaping changes – from irrigation and landscaping a raised center median to irrigation and landscaping of extended medians at each end (from Sumter Boulevard to the Blueridge Waterway and from Toledo Blade Boulevard to the Creighton Waterway) and the perimeter of pond sites - \$105,537.00 (deduct)

Additional surveying as needed for parcels developed after initial surveying and mapping were completed - \$10,000.00 (add)

Additional electrical services for wet detention pond fountains - \$9,538.00 (add)

Expert witness testimony at eminent domain proceedings for stormwater pond site acquisition, if and as needed - \$20,000.00 (add)

The revised date for completion of final plans is extended to November 21, 2019. A time extension to May 31, 2020 is needed to provide for expert witness testimony (if needed) related to eminent domain proceedings for pond sites.

Reason for Amendment (Why is it changing?):

At the March 21, 2019 public information meeting at the 60% plans submittal milestone, the meeting attendees requested another public meeting prior to construction. With the change of stormwater treatment ponds from dry to wet, time for the additional analysis and modeling is increased and associated project management increased accordingly.

Changing the stormwater treatment ponds from dry to wet was requested by the Manager of Public Works Operations and Maintenance due to recent maintenance problems encountered with the underdrain systems of the dry ponds along Sumter Boulevard and Toledo Blade Boulevard. At the May 14, 2019 Road and Drainage District meeting, the City Commission approved this requested change.

Revisions to the potable water and sanitary sewer piping along the project limits are necessitated by larger stormwater piping needed for the change from dry to wet ponds.

The right turn lane justification analysis performed in Amendment 2 of the contract determined dedicated right turn lanes on Price Boulevard, in advance of the widening, were not needed; therefore, the expedited design of right turn lanes for the existing two lane roadway of Price Boulevard and the associated new traffic signal assemblies at the Salford Boulevard, Cranberry Boulevard and Chamberlain Boulevard intersections was not done.

When the approved typical roadway cross-section for the Price Boulevard widening included a center dual left turn lane in lieu of a raised center median, the majority of the contemplated irrigation and landscaping was no longer feasible. The proposed irrigation and landscaping is now planned for the raised center medians at each end of the project, i.e. from Sumter Boulevard to the Blueridge Waterway and from Toledo Blade Boulevard to the Creighton Waterway.

A number of lots that were vacant when the design of this project began are now developed and additional surveying will be needed to incorporate these changes onto the construction plans.

Aeration of wet retention ponds will require electrical service and the design of the electrical services is included in this amendment.

Expert witness testimony related to eminent domain proceedings was not included in Contract 2015-19, nor Amendments 1 and 2.

Attachments (list documents supporting change):

Charlotte Engineering and Surveying, Inc. scope and fee

| Account Number | Project | Amount |
|---------------------------|---------------|------------------------|
| <u>420-6061-533.63-00</u> | <u>U15PW1</u> | <u>\$ 4,725.68</u> |
| <u>420-6062-535.63-00</u> | <u>U15PW1</u> | <u>\$ 4,725.68</u> |
| <u>424-6062-535.63-00</u> | <u>U15PW1</u> | <u>\$ 4,725.68</u> |
| <u>144-5000-541.63-00</u> | <u>R15PW1</u> | <u>\$ (343,761.00)</u> |
| <u>153-5000-541.63-00</u> | <u>R15PW1</u> | <u>\$ (39,099.00)</u> |

| CHANGE IN CONTRACT PRICE | | | | CONTINGENCY FUNDS | |
|---|-----------------|--------------|------|-------------------------------------|---|
| Original Contract Amount: | \$2,394,028.31 | | | Use of Contingency Funds? | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |
| Previous Amendment/ Change Orders: | # | 1 | to # | 2 | Original Contingency Amount: |
| | # | | to # | | |
| Approved Amount: Amendments/Change Orders | Amend CO | \$914,109.67 | | Approved Use of Contingency Amount: | |
| Current Contract Price: | \$3,308,137.98 | | | Increase/(Decrease): | |
| This Change Add/(Deduct): | \$ (368,742.96) | | | Contingency Balance: | |
| Total Contract Amount w/ this change (pending approval): | \$2,939,395.02 | | | | |

RECOMMENDED:

By: Ryan R. Cornejo 6/6/19
Contractor Date

By: Bud Sumner 6/6/19
City Project Manager Date

APPROVED:

By: Jan B. Bunn 6/11/19
Department Director Date

By: S. Sumner 6/13/19
Budget Administrator Date

By: B. Dwyer 6/13/19
Purchasing Date

By: Kimberly Bell 6/13/19
Finance Director Date

By: _____
Assistant City Manager Date

By: [Signature] 6-26-19
City Manager Date

By: Maather Taylor
City Clerk Date

By: [Signature] 6-26-19
City Attorney Date

| | | | | |
|------------------------------------|---------|-----------|-----------------|-------------------|
| 10/2/15 | 9/26/16 | 360 days | Original | Initial Execution |
| 9/27/16 | 9/27/17 | 366 days | Amendment One | |
| 9/28/17 | 1/28/19 | 487 days | Amendment Two | |
| 1/29/19 | 5/31/20 | 490 days | Amendment Three | |
| | | | | |
| Total | | 1703 days | | |
| * Calendar days (not working days) | | | | |

SIGNATURES ON NEXT PAGE

SUPPLEMENTAL AGREEMENT No. 3

Scope of Services
Professional Services Agreement
Price Boulevard (RFP No. 2015-19)
Sumter Boulevard to Toledo Blade Boulevard
City of North Port

TABLE OF CONTENTS

| | |
|------|--|
| 1.00 | PROJECT OBJECTIVE AND DESCRIPTION |
| 2.00 | PROJECT PHASING & DESIGN LIMITS |
| 3.00 | QUALIFICATIONS DURING TERM OF SERVICES |
| 4.00 | BASIC SERVICES - SCOPE AND RESPONSIBILITY REQUIREMENTS |
| 4.01 | Project Schedule |
| 4.02 | Design, Construction Plans and Bidding Documents |
| 4.03 | Plans and Design Submittals |
| 4.04 | Design Survey |
| 4.05 | Subsurface Investigation and Pavement Design |
| 4.06 | Utility Coordination and Design |
| 4.07 | Drainage Requirements |
| 4.08 | Environmental Services |
| 4.09 | Coordination of Design Within Project Limits |
| 4.10 | Maintenance of Plan Preparation |
| 4.11 | Highway Lighting |
| 4.12 | Signing & Pavement Markings |
| 4.13 | Signalization |
| 4.14 | Landscaping and Irrigation |
| 4.15 | Construction Cost Estimates |
| 4.16 | Services During Construction - Basic Services |
| 4.17 | Specifications |
| 4.18 | Community Involvement |
| 4.19 | Right-of-Way Requirements |
| 4.20 | Right-of-Way Acquisition |
| 5.00 | PLANS PREPARATION, ENDORSEMENT AND OWNERSHIP |
| 6.00 | MILESTONE DATES |

Supplemental Agreement No 3
Scope of Services
Professional Services Agreement
Price Boulevard (RFP No. 2015-19)
Sumter Boulevard to Toledo Blade Boulevard
City of North Port

1.00 PROJECT OBJECTIVE AND DESCRIPTION

- 1.01 The City of North Port executed a contract with Charlotte Engineering and Surveying, Inc., a Florida corporation and wholly owned subsidiary of American Consulting Engineers of Florida, LLC, to design the widening of Price Boulevard from Sumter Boulevard to Toledo Blade Boulevard on September 28, 2015.
- 1.02 This Supplemental Agreement modifies the design services required of the CONSULTANT for preparation of construction plans for improvements to Price Boulevard from Sumter Boulevard to Toledo Blade Boulevard. Ponds shall be redesigned to be wet ponds. Landscaping shall be provided for pond sites and for medians at each end of the project. An additional public meeting will be held. Additional survey budget is proposed to be reserved for re-survey of areas that have changed since the original survey. Interim improvements proposed to be designed under Amendment No. 2 are no longer proposed. Last, expert witness services may be required (optional service) for the acquisition of pond sites.
- 1.03 These services shall be completed in accordance with the original executed contract and amendments thereto, except removing work included under Amendment No. 2 for interim intersection right turn lane and signal improvements and expediting the project and as modified hereinafter.

4.00 BASIC SERVICES - SCOPE AND RESPONSIBILITY REQUIREMENTS

- 4.01 The CONSULTANT shall prepare, furnish and maintain a bar chart schedule for the Project design services. The schedule shall be submitted to the CITY for review within 10 working days of receiving NTP.
- 4.02 Design, Construction Plans and Bidding Documents:
 - Landscaping and irrigation plans will be provided.
- 4.02 Plans and Design Submittals:
 - 4.02.1.1 Conceptual Design Analysis
 - N/A (N/A = Not changed)
 - 4.02.1.2 Preliminary Design Analysis
 - N/A

4.03 Design Survey:

Re-survey of changed conditions due to parcel development on an as needed basis.

4.05 Subsurface Investigation and Pavement Design:

N/A

4.06 Utility Coordination and Design:

Electric service will be provided for the pond sites to serve fountains. Utilities will be adjusted for conveyance system adjustments.

4.07 Drainage Design Requirements:

The ponds shall be redesigned to be wet ponds with lighted fountains. The conveyance system to the ponds will be redesigned for changed conditions.

4.11 Highway Lighting:

Plans will be updated to show electric services for ponds and mid-block crossing.

4.12 Signing and Pavement Markings:

A mid-block crossing will be added at the Blueridge Waterway.

4.13 Signalization:

N/A

4.14 Landscaping, Hardscape and Irrigation:

Landscaping, hardscaping and irrigation are no longer being provided for the entire roadway. Landscaping will be provided for the pond sites and the medians at each end of the job. There is a total of 13 pond sites. The medians to be landscaped are located from east of S Sumter Blvd. to approximately the Blueridge Waterway and from approximately the Creighton Waterway to west of N Toledo Blade Blvd. Irrigation will be provided for median landscaping.

4.18 Community Involvement:

The CONSULTANT will prepare for and conduct one (1) additional public information meeting for the 5-lane typical section. Two (2) CONSULTANT staff members will attend the meeting. The CITY will provide staff for the welcome/sign-in table. Graphics used in the previous public meetings will be updated one time for use in this additional meeting. The CITY will prepare a presentation for use in the meetings. CONSULTANT will provide graphic clips for use in developing the presentation. CONSULTANT will review and provide input on the presentation. CONSULTANT will summarize public input from the meeting in one summary. CITY will prepare responses to public comments.

4.19 Right-of-Way Requirements:

The CONSULTANT shall prepare right of entry letters for the currently proposed temporary construction easements.

The CITY will handle activities associated with acquiring TCEs.

4.20 Right-of-Way Requirements:

The CONSULTANT shall provide expert witness services on an hourly/as-needed basis related to pond site acquisitions.

6.00 MILESTONE DATES:

The current contract end date is December 31, 2019. The contract end date is amended to May 31, 2020. The following milestones are proposed to incorporate the adjustments.

Milestones:

| | |
|--|------------|
| Anticipated Execution of Amendment | 07/23/2019 |
| Permit Plans/Application Package to City | 08/23/2019 |
| Finalize Landscaping Concepts | 08/23/2019 |
| Submit Permit Applications | 09/09/2019 |
| 100% Plans Submittal | 10/07/2019 |
| Final Plans Submittal | 11/21/2019 |
| Letting for Construction | 2020 |