

PORT ST. LUCIE CITY COUNCIL  
AGENDA ITEM REQUEST

COUNCIL ITEM 13B  
DATE 8/20/12

Meeting Date: August 20, 2012

Public Hearing \_\_\_\_\_ Ordinance \_\_\_\_\_ Resolution \_\_\_\_\_ Motion X

Item: Contract #20090010, Crosstown Parkway Extension - EIS Segment 1, CO #4, third party review as requested by Florida Department of Transportation (FDOT)

Recommended Action:

Approve change order with Kimley-Horn and Associates, Inc. for Professional Engineering Services for the Crosstown Parkway Extension from Manth Lane to US Highway 1, to conduct a third party review of the Final Environmental Impact Statement (FEIS) as requested by FDOT for \$42,250.00. There is not a request for additional days. All terms and conditions of Master Contract #20070049, and Addenda apply.

Exhibits: Department memo attached [ XX ] yes [ ] no

Copies of the Change Order

Summary Explanation/Background Information: The additional \$42,250.00 is needed for the consultant to conduct a third party review as requested by FDOT.

Purchase ( ) is ( X ) is not a replacement

Purchase ( X ) was budgeted ( ) was not budgeted.

Expenditure: \$42,250.00

Total Contract \$454,409.00

Total days 1,526

Department requests expenditure from the following:

Fund	314	Third River Crossing Fund
Cost Center	4105	Road & Street Facilities-Engineering
Object Code	568813	CIP Roadways
Project	22004	Third River Crossing

Director of OMB concurs with award: AP

City Manager concurs with award: gpo

Department requests \_\_\_\_\_ minutes to make a presentation.

Submitted by: *Patricia Roebeling*

Title: City Engineer

Date Submitted 8/13/12

**RECEIVED**

AUG 14 2012

City Manager's Office



"A City for All Ages"

# CITY OF PORT ST. LUCIE

Engineering Department

Accredited Agency – American Public Works Association

## MEMORANDUM

**TO:** Cheryl Shanaberger – Deputy Director of OMB (via electronic submittal)

**THRU:** Patricia Roebling, P.E., City Engineer

**FROM:** Roxanne M. Chesser, P.E., Civil Engineer

**DATE:** August 10, 2012

**RE:** Crosstown Parkway Extension  
PD&E Study From Manth Lane to US 1  
Kimley-Horn and Associates, Inc.  
Contract No. 20090010 Change Order No. 4

On August 3<sup>rd</sup> City staff met with FDOT staff to discuss the Crosstown Parkway Extension project. At the meeting, FDOT requested the Final Environmental Impact Statement (FEIS) be reviewed by a third party entity prior to submitting the document to FDOT and FHWA. This review is to ensure issues and/or comments of the agencies are fully addressed.

Attached, please find the request for Change Order No. 4 along with the backup information from Kimley-Horn and Associates, Inc. for professional engineering services for the Crosstown Parkway Extension project. We are requesting authorization by the City Council for the City Manager to execute the Change Order as referenced above.

This Change Order increases the contract price by \$42,250.00. An extension of contract time is not required.

The account number associated with this Change Order is 314-4105-568813-22004. Please schedule this for presentation at the August 20 Special City Council meeting. If additional documentation is needed or if you have any questions, please let me know.

RC  
Enclosures

c: Gregory J. Oravec, City Manager  
Dave Pollard, Director of OMB  
Jim Angstadt, P.E., Acting Assistant City Engineer  
Frank Knott, Project Manager  
Susan Walsh, Manager Operations  
Robin Dorfmeister, Administrative Secretary

s:\projects\crosstown parkway extension\2.0 studies\2.4 contracts\kimley horn\contract 20090010\20090010 change order 4\12-08-10 memo to omb co4.doc

## Engineer Change Order Form

**Project:** *Crosstown Parkway Extension  
PD&E Study From Manth Lane to US 1*

**Change Order # 4**

**Date of Original Contract Issuance:** October 20, 2008

**Date:** August 7, 2012

**Engineer:** Kimley-Horn and Associates, Inc

**Contract Number:** 20090010

The following changes are hereby made to the Contract Documents:

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES
Original Contract Price \$ 377,573.00	Original Contract Calendar Days: 1,229 Days
Net Changes From Previous Change Orders No. \$ 34,586.00	Net Change From Previous Change Orders No. 297 Days
Contract Price Prior To This Change Order \$ 412,159.00	Calendar Days Prior To This Change Order To 1,526 Days
Net Increase Of This Change Order \$ 42,250.00	Net Increase Of This Change Order 0 Days
Contract Price With All Approved Change Orders \$ 454,409.00	Contract Calendar Days With All Approved Change Orders 1,526 Days

**CHANGES ORDERED:**

- I. GENERAL: This change order is necessary to cover changes in the work to be performed under this contract.
- II. REQUIRED CHANGES: Increases the contract amount by \$42,250.00. Extends the contract time by 0 days.
- III. JUSTIFICATION: The additional \$42,250.00 is needed to ensure the consultant's participation in the Final EIS.
- IV. PAYMENT: The account number associated with this Change Order is 314-4105-568813-22004
- V. APPROVAL AND CHANGE AUTHORIZATION: These changes have been reviewed by the Engineering Department. The Engineering Department is respectfully requesting City Council approval of this Change Order.

Acknowledgements:

The aforementioned change and work affected thereby is subject to all provisions of the original contract not specifically changed by this Change Order; and,

It is expressly understood and agreed that the approval of the Change Order shall have no effect on the original contract other than matters expressly provided herein.

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Change Order requested by: City of Port St. Lucie Engineering Department

Change(s) ordered by: City of Port St. Lucie

Accepted by:

**Kimley-Horn and Associates, Inc.**

(Engineer)

Approved by:

**City of Port St. Lucie**

(Owner)

By: Paul L. Cherry, P.E.

By: Gregory J. Oravec– City Manager

\_\_\_\_\_  
(Authorized Signature)

\_\_\_\_\_  
(Authorized Signature)

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Date)



Kimley-Horn  
and Associates, Inc.

August 7, 2012

■  
1920 Wekiva Way, Ste 200  
West Palm Beach, FL  
33411

Ms. Roxanne Chesser, P.E.  
City of Port St. Lucie  
121 SW Port St. Lucie Blvd.  
Port St. Lucie, FL 34984-5099

SUBJECT: Professional Engineering Services  
Crosstown Parkway Extension PD&E Study  
Contract #20090010  
Supplemental Agreement No. 4

Dear Ms. Chesser:

On November 3, 2008, the City of Port St. Lucie (City) authorized Kimley-Horn and Associates, Inc. (KHA) to provide assistance to the City with the Crosstown Parkway Environmental Impact Statement (EIS). Two Supplemental Agreements have been approved for additional services requested by the City. Per your request, we have prepared the attached Supplemental Agreement Number 3 for the following additional assistance:

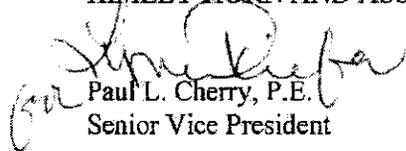
- Review of FEIS
- Assistance with regulatory agency coordination

The following Scope of Services identifies the additional effort to be undertaken by KHA and the price proposal provides the budget for these services. We have also attached the draft change order form for your use.

Please contact me at 561-494-0456 if you have any questions or if you need additional information.

Sincerely,

KIMLEY-HORN AND ASSOCIATES, INC.

  
Paul L. Cherry, P.E.  
Senior Vice President

Enclosure

■  
TEL: 561-845-0665  
FAX: 561-863-8175

**Supplemental Agreement No. 3  
For Crosstown Parkway EIS  
Scope of Services**

This Supplemental Agreement identifies the tasks to be undertaken by Kimley-Horn and Associates, Inc. (KHA) to continue to provide the City of Port St. Lucie (City) with assistance to complete the Environmental Impact Statement (EIS) that is being undertaken by Keith and Schnars, P.A. (K&S). It is understood that the Florida Department of Transportation (FDOT) has requested that the City have KHA review the draft FEIS to confirm that FDOT District 4, FDOT Central Environmental Management Office (CEMO) and Federal Highway Administration Office (FHWA) comments have been addressed. Further, KHA understands that the City would like our assistance in coordinating with the regulatory agencies to address their comments on the project. The City will provide a copy of all the comments to KHA.

Task 1.0 - Review of Final EIS (FEIS)

KHA will review the FEIS comments. KHA will review the FEIS to determine if the comments have been addressed or if additional changes are required to address the comments. This scope assumes up to two reviews of the FEIS will be required. If comments have not been addressed, KHA will provide a written summary of the comments remaining and a recommendation for addressing the comments. It is assumed K&S will submit the FEIS to FHWA for review once all the comments have been addressed. Following FHWA's review, KHA will review comments provided by FHWA. Once FHWA's comments have been addressed KHA will review the FEIS to determine if all comments have been addressed.

Task 2.0 – Assistance with Regulatory Agency Coordination

KHA will assist the City and K&S in coordination with the regulatory agencies. Based on our current understanding, outstanding comments remain with the US Army Corps of Engineers (USACE) and National Marine Fisheries Service (NMFS) and a dispute resolution remains with US Fish and Wildlife Service (USFWS). It is assumed that these are the only agencies where additional coordination is required. KHA will review the agencies final comments and will discuss with K&S the status of meetings and discussions that have occurred since the DEIS and Public Hearing. KHA will attend up to 3 meetings with the agencies and will make recommendations to the City on how to address any final comments.

Supplemental Agreement No. 3  
 City of Port St. Lucie  
 Crosstown Parkway Extension-EIS Assistance

Task	Activity	KHA Staff					
		Principal/PM	Principal-Env	Sr Prof-Env	Sr Prof-Hwy	Support	
1.0	FEIS Reviews	40	40	60		4	
2.0	Agency Coordination	20		40		3	
	Total Hours	60	40	100	0	7	207
	Multiplied Rate	\$280.00	\$195.00	\$153.00	\$175.00	\$50.00	\$40,250.00
	Labor Fee	\$16,800.00	\$7,800.00	\$15,300.00	\$0.00	\$350.00	\$2,000.00
	Expenses						\$42,250.00
	Total						