

**INDIAN RIVER COUNTY, FLORIDA
MEMORANDUM**

TO: Board of County Commissioners

THROUGH: John A. Titkanich, Jr., County Administrator
Nancy A. Bunt, Assistant County Administrator
Kirstin Leiendecker, P.E., Acting Public Works Director
Richard Reichenbach, P.E., Project Engineer

FROM: Jill Williams, Contract Support Specialist

SUBJECT: Amendment No. 1 to RFQ No. 2021015 (IRC-1505), Consor Engineers, LLC
CEI Services for 66th Ave from 49th Street to 69th Street Roadway Widening
FDOT FM No. 436379-1-54-01

DATE: July 26, 2024

DESCRIPTION AND CONDITIONS

On May 22, 2019, the Board of County Commissioners entered into an Agreement with the Florida Department of Transportation (FDOT) to provide the County with financial assistance under Financial Management (FM) No. 436379-1-54-01 for Construction and Construction Engineering Inspection Services (CEI) through its Transportation Regional Incentive Program (TRIP). The project with an estimated cost of \$36,700,692.00, consists of multiple bridge replacements, roadway, and intersection improvements along 66th Avenue from 49th Street to 69th Street with. The FDOT TRIP grant amount approved was \$4,747,018.00 with the County’s cost share to be \$31,953,674.00. On April 7, 2020, the Board of County Commissioners approved the FDOT TRIP Supplemental Agreement No. 1 increasing the grant amount by \$8,500,000.00 to a new total of \$13,247,018.00 decreasing the County’s cost share to \$23,453,674.00. FDOT executed the Supplemental Agreement No. 1 on May 15, 2020. The TRIP Agreement also required the County to hire a FDOT prequalified consultant firm to perform Construction Engineering Inspection (CEI) Services as defined in the Agreement.

On March 9, 2021, the County awarded CEI Services to Consor Engineers, LLC for a total lump sum amount of \$4,498,533.42 which was to cover the construction period of 750 days or 25 months.

To date, Indian River County has been reimbursed by the FDOT TRIP grant \$1,862,209.60 for Consor’s services through March 31, 2024.

The purpose of Amendment No. 1 is to compensate Consor Engineers, LLC for delays occurring during construction. The Notice to Proceed was issued to the Contractor on June 1, 2021, with final completion scheduled for June 20, 2023. Due to delays associated with FPL’s utility relocations, two change orders, work change directives, weather days and holidays, the revised construction contract completion date is estimated for November 2024, adding approximately 17 months to the original expected construction period.

Conzor has proactively managed staffing to bridge additional time but is lacking funds to complete services to the anticipated contract end date. Consor has submitted a cost proposal for compensation in a not-to-exceed amount of \$599,859.00, or 13.3% increase, for a revised total contract cost of \$5,098,392.42. The additional recommended compensation is an estimated cost to cover services through the estimated final acceptance date. Indian River County will be invoiced for actual hours worked only. The FDOT TRIP grant will cover 50% of the proposed increase, or an additional \$299,929.50, in the Consor contract total.

FUNDING

Funding, for the additional \$599,859.00, is budgeted and available in the Optional Sales Tax/Road & Bridge/66th Ave/49th to 69th St account, number 31521441-066510-07806.

Account Name	Account Number	Amount
Optional Sales Tax/Road & Bridge/66 th Ave/49 th to 69 th St	31521441-066510-07806	\$599,859.00

RECOMMENDATION

Staff recommends approving Amendment No. 1 to the Agreement with Consor Engineers, LLC, and requests the Board authorize the Chairman to execute Amendment No. 1 to the Agreement on their behalf for a not-to-exceed amount of \$599,859.00. The new total agreement price will be \$5,098,392.42.

ATTACHMENT

Amendment No. 1 with Consor Engineers, LLC

AGENDA ITEM FOR AUGUST 20, 2024