

RESOLUTION NUMBER 25-336

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA AUTHORIZING THE TOWN MANAGER TO EXECUTE SUPPLEMENTAL TASK AGREEMENT #2 OF CONTRACT RFQ-24-06-AD BETWEEN THE TOWN OF FORT MYERS BEACH AND COASTAL ENGINEERING CONSULTANTS, INC. FOR SURVEY SERVICES FOR DUNE VEGETATION PLANTING PURPOSES IN THE TOWN'S BEACH ACCESS RIGHT OF WAY FOR A COST OF \$69,900; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Florida Statutes provide that municipalities shall have the governmental, corporate, and proprietary powers to enable them to conduct municipal government, perform municipal functions, and render municipal service, and exercise any power for municipal purposes, except when expressly prohibited by law; and

WHEREAS, Article X of the Town Charter of the Town of Fort Myers Beach empowers the Town to adopt, amend, or repeal such ordinances and resolutions as may be required for the proper governing of the Town; and

WHEREAS, The Town of Fort Myers Beach recognizes the beach as a vital economic and environmental asset for the Town residents and businesses, and

WHEREAS, The Town of Fort Myers Beach recognizes the importance of dune vegetation to stabilize beach sand to minimize erosion, to build dune elevation, to shield light pollution, and to provide habitat to native wildlife, and

WHEREAS, The Town of Fort Myers Beach is responsible for beach management, restoration and maintenance of the beach in its jurisdiction, and

WHEREAS, survey services are required to determine the legal project area for planting dune vegetation in the beach access right of way, and

WHEREAS, the Town Council has determined it is in the best interest of the Town to approve the requested Supplemental Task Order #2 of Contract # RFQ-24-06-AD.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA, AS FOLLOWS:

Section 1. The above recitals are true, correct, incorporated herein by this reference, and adopted as the legislative and administrative findings of the Town Council.

Section 2. The Town Council hereby approves the Supplemental Task Order #2 of Contract # RFQ-24-06-AD between the Town of Fort Myers Beach and Coastal Engineering Consultants, Inc., for \$ \$69,900. A copy of the Supplemental Task Order #2 of Contract # RFQ-24-06-AD is attached hereto as Attachment "A".

The foregoing Resolution was adopted by the Town Council upon a motion by Council Member King and seconded by Council Member Link, and upon being put to a roll call vote, the result was as follows:

Dan Allers, Mayor	Aye
Scott Safford, Vice Mayor	Aye
Jim Atterholt, Council Member	Aye
Rebecca Link, Council Member	Aye
John R. King, Council Member	Aye

ADOPTED this 15th day of December 2025 by the Town Council of the Town of Fort Myers Beach, Florida.

FORT MYERS BEACH TOWN COUNCIL

Dan Allers
Dan Allers (Jan 25, 2026 07:51:47 EST)

Dan Allers, Mayor

ATTEST:



Amy Baker, Town Clerk

**APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE USE
AND RELIANCE OF THE TOWN OF FORT MYERS BEACH ONLY:**

MSV
MSV (Jan 25, 2026 11:27:33 EST)

Vose Law Firm, LLP, Town Attorney

This Resolution was filed in the Office of the Town Clerk on _____.

**TOWN OF FORT MYERS BEACH SERVICE AGREEMENT
SUPPLEMENTAL TASK AUTHORIZATION**

X Supplemental Task Authorization

NO.: 02

CONTRACT/PROJECT NAME: Town of Fort Myers Beach Dune Planting Project

CONSULTANT: Coastal Engineering Consultants, Inc.

PROJECT NO.: _____

SOLICIT NO.: ONGOING MISC. PROF. SERVICES

CONTRACT NO.: RFQ-24-06-AD

REQUESTED BY: Chadd Chustz, Project Manager

DATE OF REQUEST: October 30, 2025

Upon the completion and execution of this Supplemental Task Authorization by both parties, the Consultant/Provider is authorized to and shall proceed with the following:

EXHIBIT "A" SCOPE OF PROFESSIONAL SERVICE: DATED: November 5, 2025

EXHIBIT "B" COMPENSATION & METHOD OF PAYMENT: DATED: November 5, 2025

EXHIBIT "C" TIME AND SCHEDULE OF PERFORMANCE: DATED: November 5, 2025

EXHIBIT "D" CONSULTANT'S/PROVIDER'S ASSOCIATED
SUB-CONSULTANT(S)/SUB-CONTRACTORS: DATED: November 5, 2025

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

RECOMMENDED:

By: Frank Krepacsek
Department Director Date

By: Amy Baker
Contracts Manager Date

ACCEPTED:

By: Michael Peff November 5, 2025
Consultant/Provider Date

TOWN APPROVAL:

By: WB McKannay
Town Manager Date

EXHIBIT A

Date: November 5, 2025

SCOPE OF PROFESSIONAL SERVICES
TOWN OF FORT MYERS BEACH DUNE PLANTING PROJECT

The Beach Access locations (28) are as follows:

Albatross Street	Beach Access # 23 = Seaview Street
Beach Access # 11 = Flamingo Street	Beach Access # 24 = Pompano Street
Gulf Road (Shelby) Beach Access	Beach Access # 25 = Gulf Beach Road
Beach Access # 12 = Gulf Drive	Beach Access # 26 = Chapel Street
Beach Access # 13 = Lanark Avenue	Beach Access # 27 = Mango Street
Beach Access # 14 = Aberdeen Avenue	Beach Access # 28 = Delmar Avenue
Beach Access # 15 = Sterling Avenue	Beach Access # 30 = Palm Avenue
Beach Access # 16 = Dakota Avenue	Beach Access # 31 = Miramar Street
Hyde Park Beach Access	Beach Access # 32 = Avenue E
Beach Access # 17 = Strandview Avenue	Beach Access # 33 = Alva Drive
Beach Access # 18 = Gulfview Avenue	Beach Access # 34 = Avenue C
Beach Access # 19 = Bayview Avenue	Beach Access # 35 = Avenue A
Beach Access # 20 = Coconut Drive	Beach Access # 36 = Canal Street (Wastin Way)
Beach Access # 22 = Connecticut Street	
Lovers Lane Beach Access	

Task A –Estero Boulevard Right of Way Map

- Calculate the location of each beach access using the 2010 Bean Whitaker ROW Map;
- Locate any improvements, encroachments, and visible above-ground utilities within each access;
- Stake each beach access for dune planting purposes.

Task B – Sketch and Legal Descriptions

- Prepare a sketch and legal description for each beach access.

Task C – Deliverable

- Prepare a signed and sealed survey map set of the thirty (28) beach accesses.

EXHIBIT B

Date: November 5, 2025

COMPENSATION AND METHOD OF PAYMENT

Section 1. BASIC SERVICES/TASK(S)

The TOWN shall compensate the CONSULTANT for providing and performing the Task(s) set forth and enumerated in EXHIBIT "A", entitled "SCOPE OF PROFESSIONAL SERVICES", 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 "A". In accordance with Agreement Article 5.02(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.)
Task A	ROW Survey / Stakeout / As-builts	\$34,260	LS	W.I.P.P.
Task B	Sketches and Legal Descriptions	\$18,320	LS	W.I.P.P.
Task C	Deliverable	\$17,320	LS	W.I.P.P.
TOTAL		\$69,900	LS	

(Unless list is continued on next page)

Section 2. ADDITIONAL SERVICES

The TOWN shall compensate the CONSULTANT for such ADDITIONAL SERVICES as are requested and authorized in writing for such amounts or on such a basis as may be mutually agreed to in writing by both parties to this Agreement. The basis and/or amount of compensation to be paid the CONSULTANT for ADDITIONAL SERVICES requested and authorized in writing by the TOWN shall be as set forth in Article 4 of this Agreement.

Should it be mutually agreed to base compensation for ADDITIONAL SERVICES on an hourly rate charge basis for each involved professional and technical employee's wage rate classification, the applicable hourly rates to be charged are as set forth and contained in ATTACHMENT NO. 1 hereto dated 11/5/2025, entitled "CONSULTANT'S PERSONNEL HOURLY RATE SCHEDULE".

Section 3. REIMBURSABLE EXPENSES AND COSTS

When the CONSULTANT'S compensation and method of payment is based on an hourly rate for professional and/or technical personnel, the CONSULTANT shall, in addition to such hourly rates as are set forth in Attachment No. 1 hereto, be entitled to reimbursement of out-of-pocket, non-personnel expenses and costs as set forth in ATTACHMENT NO. 2 hereto dated 11/5/2025, entitled "NON-PERSONNEL REIMBURSABLE EXPENSES AND COSTS".

ATTACHMENT NO. 1 TO EXHIBIT B

Date: November 5, 2025

CONSULTANT'S PERSONNEL HOURLY RATE SCHEDULE *** FOR

Town of Fort Myers Beach Dune Planting Project

Consultant or Sub-Consultant Name: Coastal Engineering Consultants, Inc.

(A separate Attachment No. 1 should be included for each Sub-Consultant)

(1) Project Position or Classification (Function to be Performed)	(2) Current Direct* Payroll Average Hourly Rate	(3) Multiplier**	(4) Hourly Rate To Be Charged (Column 2x3)
Principal Engineer			\$255
Principal Surveyor			\$255
Coastal Modeler			\$185
Managing Consultant			\$195
Project Consultant			\$175
Staff Consultant			\$155
2-Man Survey Crew			\$193
1-Man Survey Crew			\$155
Crew Chief			\$125
Crew Member			\$ 95
Construction Manager			\$128
Senior Designer			\$140
Senior Coordinator			\$100
Laborer			\$ 55

*NOTE: Direct Payroll hourly rate means the actual gross hourly wage paid.

**NOTE: Indicate applicable multiplier for indirect personnel costs, general administrative & overhead costs, and profit.

***NOTE: A separate personnel hourly rate schedule should also be attached for each Sub-Consultant listed in Exhibit "D".

ATTACHMENT NO. 2 TO EXHIBIT B

Date: November 5, 2025

NON-PERSONNEL REIMBURSABLE EXPENSES AND COSTS

Town of Fort Myers Beach Dune Planting Project

CONSULTANT OR SUB-CONSULTANT NAME: Coastal Engineering Consultants, Inc.
(A separate Attachment No. 2 should be included for each Sub-Consultant)

ITEM	BASIS OF CHARGE
Telephone (Long Distance)	Actual Cost
Postage and Shipping	Actual Cost
Commercial Air Travel	Actual Cost (Coach)
Vehicle Travel Allowance (N.T.E. 50 miles one-way) (or)	\$0.405/mile
Vehicle Rental/Gas	Actual Cost
Lodging (Per Person)	Actual Cost or NTE \$100.00
Meals:	
	Breakfast
	Lunch
	Dinner
In accordance with the Runzheimer rate service for Travel utilizing the "average", dated 5/4/06	\$12.01 \$11.82 \$24.72
Reproduction (Photocopy) 8 ½" x 11"	\$0.15/Page
8 ½" x 14"	\$0.20/Page
11" x 14"	\$0.35/Page
Reproduction (Blue/White Prints)	\$0.20/Sq. Ft.
Printing/Binding	Actual Cost
Mylar Sheets	Actual Cost
Photographic Supplies & Services	Actual Cost
Tolls	Actual Cost
*List other specific project related reimbursables (i.e. film/developing):	
Permit Fees	Actual Cost
RTK (per day)	\$200
Survey Boat (day)	\$430
Bathymetric Survey System (day)	\$600
NOTE: Receipts or in-house logs are required for all non-personnel reimbursable expenses unless exempt (such as meals).	
Administrative Services Fee – Applicable only when specifically authorized by the Town, for administering the procurement of special additional services, equipment, reimbursables etc. not covered under the costs and/or changes established in the Agreement.	

*NOTE: N.T.E. indicates Not-To-Exceed

EXHIBIT D

Date: November 5, 2025

CONSULTANT'S ASSOCIATED SUB-CONSULTANT(S) AND SUBCONTRACTOR(S)

Town of Fort Myers Beach Dune Planting Project

CONSULTANT has identified the following Sub-Consultant(s) and/or Subcontractor(s) which may be engaged to assist the CONSULTANT in providing and performing services and work on this Project:

(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				Sub-Consultant Services are Exempted from Prime Consultant's Insurance Coverage	
					Yes	No