

**AMENDMENT #2 TO CONTRACT NO. 2022000298  
BETWEEN CHARLOTTE COUNTY  
and  
JOHNSON ENGINEERING, INC.  
for  
DESIGN – SIDEWALK AND DECORATIVE LIGHTING – NORTH BEACH ROAD**

**THIS AMENDMENT #2** to Contract No. 2022000298 (the "Amendment") is made and entered into by and between CHARLOTTE COUNTY, a political subdivision of the State of Florida, 18500 Murdock Circle, Port Charlotte, Florida 33948-1094 (the "County"), and JOHNSON ENGINEERING, INC., 2122 Johnson Street, Fort Myers, Florida 33901 (the "Consultant").

**RECITALS**

**WHEREAS**, the County and the Consultant entered into Contract No. 2022000298 on or about April 12, 2023 to provide design services for the North Beach Road Sidewalk and Decorative Lighting Project ("Project"); and

**WHEREAS**, the Consultant has been providing, and is capable of continuing to provide, the necessary Project services; and

**WHEREAS**, Amendment #1 added a Drainage Feasibility Study and Amendment #2 now adds additional design services associated with Additional Drainage Option B, including survey, utility coordination, and stormwater design; and

**WHEREAS**, the County desires to amend the Scope of Services and Contract Pricing to incorporate the additional services and costs reflected in Amendment #2 in the amount of \$61,530.

**NOW, THEREFORE**, in consideration of the mutual covenants contained herein, the County and the Construction Manager agree as set forth below:

**ARTICLE I**  
**COMPENSATION / SERVICES**

1.1. The provisions of this Amendment #2 and Exhibit A, Amendment #2 Scope, Schedule, and Contract Pricing dated March 18, 2026, are incorporated into the Agreement;

1.2. The Scope of Services is amended to include stormwater management design, additional survey work, utility coordination, and related services associated with Additional Drainage Option B;

1.3. The Consultant shall provide the additional services described in Exhibit A, and the County shall pay an amount not to exceed Sixty-One Thousand Five Hundred Thirty Dollars (\$61,530.00);

1.4. The services authorized under this Amendment shall be performed in accordance with the Contract Schedule set forth in Amendment #2.

**ARTICLE II**  
**MISCELLANEOUS**

2.1. The effective date of this Amendment is the date on which it is signed by both parties.

2.2. Any terms used in this Amendment shall have the same meanings and definitions as they have in the Agreement.

2.3. All other provisions of the Agreement not in conflict with this Amendment shall remain in full force and effect.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

**IN WITNESS WHEREOF**, the parties hereto have entered into this Amendment on the dates indicated below.

WITNESSES:

**JOHNSON ENGINEERING, INC.**

Signed By: \_\_\_\_\_

Signed by: \_\_\_\_\_

Print Name: \_\_\_\_\_

Print Name: \_\_\_\_\_

Date: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Signed By: \_\_\_\_\_

Print Name: \_\_\_\_\_

Date: \_\_\_\_\_

**BOARD OF COUNTY COMMISSIONERS  
OF CHARLOTTE COUNTY, FLORIDA**

ATTEST:  
Roger D. Eaton, Clerk of the Circuit  
Court and Ex-Officio Clerk to the  
Board of County Commissioners

By: \_\_\_\_\_  
Joseph M. Tiseo, Chairman

By: \_\_\_\_\_  
Deputy Clerk

Date: \_\_\_\_\_

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:

By: \_\_\_\_\_  
Thomas M. David, County Attorney  
LR26-0370

**Exhibit List:**

Exhibit A – Amendment #2 Scope, Schedule, and Contract Pricing dated March 18, 2026



Contract 2022000298  
Amendment #2 Total = \$61,530

Consultant = Johnson Engineering, LLC.

County = Charlotte County

**AMENDMENT #2 - BACKGROUND**

- a) The original design contract was executed April 12, 2023 (\$447,640) for adding sidewalk on the south side of Beach Rd from the beach parking lot northerly to the Charlotte/Sarasota County Line with no additional drainage improvements.
- b) After 30% design plans were submitted to County & presented to the MSBU Board, the MSBU Board convened and commissioned a Drainage Feasibility Study to commence in order to determine cost/benefit analysis of adding drainage improvements to this project.
- c) Amendment #1: Drainage Feasibility Study (\$68,300) for this project (signed Sept 2024).
- d) Amendment #1 tasks were completed and in Q3 & Q4 of 2025, there were several scenarios proposed with associated benefits/deficits and estimated construction costs presented to the MSBU Board.
- e) Amendment #1 resulted in the MSBU Board directing County adding to Contract No: 2022000298 additional services to implement Additional Drainage Option B.
- f) Option B consisted of the following costs associated with it: Design Additional Costs \$33,030, Additional Survey Data Collection: \$6,000, and additional costs for coordinating underground utilities feedback from providers & others. The cost for coordination of underground utilities will be \$2,500 (as shown in Task 6: Utilities Coordination).

Additional survey work is necessary to identify underground utilities in the area where additional grading and stormwater work is proposed. Although the original project consisted entirely of above-ground improvements, the addition of excavating for underground stormwater storage fundamentally changes the scope and risk profile of the work. Once excavation is introduced, buried utilities such as water, sanitary sewer, storm drain, gas, electric, and telecommunications lines become potential conflicts. Many existing utility records are incomplete or not sufficiently precise for construction purposes, so updated utility markings are necessary to verify the actual horizontal locations of these facilities in the field. Striking a utility during excavation can create serious safety hazards, service disruptions, costly repairs, schedule delays, and liability exposure. Confirming utility locations before construction is therefore both a safety and risk-management requirement.

In addition to horizontal utility verification, underground stormwater storage systems are highly dependent on accurate elevations. Proper function relies on correct invert elevations, pipe slopes, tie-in points, and available cover. A survey which reflects current site conditions is necessary to confirm grades, identify potential conflicts, and ensure the proposed system will drain as designed. The original survey focused primarily on topography and visible improvements because no subsurface work was anticipated. With the scope now including excavation, additional survey information—particularly related to underground utilities and drainage structures—is essential to support constructability, regulatory compliance, and overall project accuracy.

The additional scope of work will include stormwater management design and associated grading improvements to collect and treat stormwater runoff from North Beach Road. The design will incorporate drainage swales and a stormwater storage pipe located between the roadway and the proposed sidewalk. These elements will be integrated into the overall scope of work associated with the proposed sidewalk improvements.

- g) Option B summary of scope: work includes the design of stormwater storage and drainage improvements within the proposed sidewalk project limits. This effort will focus on maximizing stormwater storage capacity within the project limits through the design of surface swales and underground piping systems. The work will include developing grading, storage, and conveyance layouts to efficiently collect, store, and route stormwater, independent of evaluating runoff impacts generated by the sidewalk itself. Stormwater features will be coordinated with the sidewalk project & available existing right-of-way.
- h) A new Task 18: FDEP New Rule Compliance will be added. Beginning December 28, 2025, the Florida Department of Environmental Protection (FDEP) is implementing new statewide stormwater rules (ratified under SB 7040) that shift from a focus on water volume to a stringent performance-based approach for nutrient removal, specifically Total Nitrogen (TN) and Total Phosphorus (TP). The engineering efforts and work effects of this new rule on the permitting process for this project is unknown. Task 18 will be a beginning allowance, if needed and only after authorization from County. Again, this will be an initial allowance if needed. Only after submission of the permit package to SWFWMD and the first round of permit Request for Additional Information (RAI), will the breadth and depth of the work required to comply with the new rules be evaluated and negotiated.
- i) The CONTRACT PRICING table below shows the tasks which will be affected by Amendment #2 and their associated adjustments.

**CONTRACT SCHEDULE**

Preliminary Schedule, subject to change and based off no land acquisition or delays for coordination on elements outside the control of the Consultant:

Item	Description	Estimated Start Date	Target Delivery Date	Estimated Days
1	Add. Survey	4/15/2026	4/30/2026	15
2	30% Plans	4/30/2026	6/14/2026	45
3	Review	6/14/2026	6/29/2026	15
4	60% Plans & Docs	6/29/2026	8/28/2026	60
5	Review	8/28/2026	9/12/2026	15
6	*SWFWMD Permit	9/12/2026	11/21/2026	70
7	90% Plans & Docs	9/12/2026	10/2/2026	20
8	Review	10/2/2026	10/17/2026	15
9	100% Constr. Docs	10/17/2026	12/1/2026	45
			<b>Total Days</b>	<b>230</b>

\* Permitting review/approval is subject to the agencies time frames not the Consultant  
The estimated days will vary based on the agencies.

\*\* If any easement acquisition is needed, this is a function oof County Real Estate

**CONTRACT PRICING**

Task #	Description	Terms	Original	Amend #1	Amend #2	Total Fee
1	Project Administration	NTE	\$25,080		\$4,300	\$29,380
2	Surveying	NTE	\$73,050		\$6,000	\$79,050
3	Easement/Acquisition (10 parcels @ \$400/parcel)	Each	\$4,000		\$0	\$4,000
4	Geotechnical	NTE	\$5,700		\$0	\$5,700
5	Environmental	NTE	\$8,490		\$0	\$8,490
6	Utility Coordination	NTE	\$10,320		\$2,500	\$12,820
7	Drainage Design & Permitting	NTE	\$18,320		\$0	\$18,320
8	30%	NTE	\$23,700		\$10,630	\$34,330
9	60%	NTE	\$79,700		\$7,800	\$87,500
10	90%	NTE	\$55,300		\$6,500	\$61,800
11	Public Meetings	NTE	\$3,200		\$0	\$3,200
12	100% Plan Phase	NTE	\$12,940		\$3,800	\$16,740
13	Final Contract and Bid Documents	NTE	\$8,280		\$0	\$8,280
14	Advisory Services During Bidding	NTE	\$1,760		\$0	\$1,760
15	Post Design Services	NTE	\$26,360		\$0	\$26,360
16	Lighting	NTE	\$89,440		\$0	\$89,440
17	Supplemental Services	NTE	\$2,000		\$0	\$2,000
18	FDEP New Rule Compliance	NTE			\$20,000	\$20,000
Amend #1	Drainage Feasibility Study	LS		\$68,300	\$0	\$68,300
<b>Total</b>			<b>\$447,640</b>	<b>\$68,300</b>	<b>\$61,530</b>	<b>\$577,470</b>