

3H-9

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: October 17, 2006

☒ [X] Consent
☐ [] Ordinance

☐ [] Regular
☐ [] Public Hearing

Department: Facilities Development & Operations

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Amendment No. 3 to the Contract with Miller, Legg & Associates, Inc. (R2003-1899) for professional consulting services on a continuing contract basis for Parks & Recreation Department capital improvements projects.

Summary: Miller, Legg & Associates, Inc. was selected to provide professional consulting services for Parks & Recreation Department capital improvements projects generally with a construction value of less than \$2,000,000. The Board approved an annual contract on November 18, 2003. The original Contract provided for an initial 1 year term with 3 - one year renewal options. This amendment would provide for services during the third renewal period. Miller, Legg & Associates, Inc. has an SBE participation goal of 15%. During the first three years of the Contract, Miller, Legg & Associates, Inc. has achieved 53.0% SBE participation. **(Capital Improvements Division) Countywide (JM)**

Background and Justification: In accordance with Board adopted procedures pursuant to Florida Statute 287.055 (Consultants Competitive Negotiation Act), Miller, Legg & Associates, Inc. was one of three firms selected to perform professional consulting services on a continuing contract basis. Work is authorized through individual task agreements when required during the term of this contract. The contract term is for one year and the original Board action allowed for three additional one year renewals. This amendment would provide services during the third renewal period and would be the fourth year of the contract. It is the consensus of Facilities Development & Operations that Miller, Legg & Associates, Inc. has successfully provided the professional services required by the County in a timely manner. They are in good standing and wish to continue to provide professional services. This Amendment will maintain the continuous professional services required by Palm Beach County. During the first three years of the Contract, Miller, Legg & Associates, Inc. was awarded \$863,129.36 in Consultant Service Authorizations.

Attachments:

1. Amendment No. 3

Recommended by: James Wolf 9/21/06
Department Director Date

Approved by: Cheryl Weir 10/6/06
County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2007	2008	2009	2010	2011
Capital Expenditures	-0-	-0-	-0-	-0-	-0-
Operating Costs	-0-	-0-	-0-	-0-	-0-
External Revenues	-0-	-0-	-0-	-0-	-0-
Program Income (County)	-0-	-0-	-0-	-0-	-0-
In-Kind Match (County)	-0-	-0-	-0-	-0-	-0-
NET FISCAL IMPACT	-0-	-0-	-0-	-0-	-0-
# ADDITIONAL FTE POSITIONS (Cumulative)					

Is Item Included in Current Budget? Yes x No

Budget Account No:

Fund _____ Dept. _____ Unit _____ Object _____
Reporting Category _____



B. Recommended Sources of Funds/Summary of Fiscal Impact:

Fiscal impact cannot be determined at this time. Individual Task Assignment requiring BCC approval will be brought to the Board and fiscal impact will be addressed at that time; otherwise, funding will come from previously approved BCC projects.

C. Departmental Fiscal Review:

III. REVIEW COMMENTS:

A. OFMB Fiscal and/or Contract Development & Control Comments:


 OFMB
 9/28/06

Jim J. Juehl 10/3/88
Contract Dev. and Control
E. J. Juehl 10/1/86

B. Legal Sufficiency:

**This amendment complies with
our review requirements.**

James C. Mayo 10/6/06
Assistant County Attorney

C. Other Department Review:

Department Director

**AMENDMENT TO CONTRACT FOR
ANNUAL PARKS AND RECREATION CAPITAL IMPROVEMENT PROJECTS
CONTINUING CONTRACT BASIS**

This Amendment No. 3 dated _____, to the Contract (R-2003-1899) dated November 18, 2003, by and between Palm Beach County, a political subdivision of the State of Florida, by and through its Board of Commissioners, hereinafter referred to as the COUNTY and Miller, Legg & Associates, Inc., a corporation authorized to do business in the State of Florida, hereinafter referred to as the CONSULTANT.

W I T N E S S E T H

WHEREAS, the parties have entered into an Contract under which the CONSULTANT provided certain professional services to the COUNTY for various projects in accordance with Consultants Competitive Negotiations Act (CCNA) FS 287.055; and

WHEREAS, the parties hereto desire to amend the Contract to extend it for an additional one (1) year period.

NOW, THEREFORE, in consideration of the premises and the mutual covenants hereinafter set forth and for such other good and valuable consideration, the receipt of which the parties hereto expressly acknowledge, the parties covenants and agree to the following terms and conditions:

1. The term of this Contract as set forth in Section 4, Article 4.1 is renewed for one (1) additional year to November 18, 2007.
 2. Pursuant to Section 5, Article 5.5.1, the hourly labor rates set forth in Exhibit B shall be amended per the new attached Exhibit B. These rates shall be in effect for a period of one year from the date of this Amendment.
 3. Except as specifically modified above, the terms and conditions of the Contract are hereby confirmed and remain in full force and effect.
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IN WITNESS WHEREOF, the Board of County Commissioners of Palm Beach County, Florida has made and executed this Contract on behalf of the COUNTY and CONSULTANT has hereunto set its hand the day and year above written.

ATTEST:
SHARON R. BOCK, CLERK &
COMPTROLLER

PALM BEACH COUNTY BOARD OF
COUNTY COMMISSIONERS

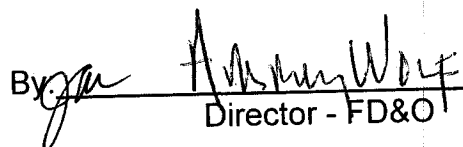
By: _____
Deputy Clerk

By: _____
Tony Masilotti, Chairman

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS
AND CONDITIONS

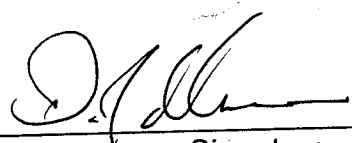
By: _____
County Attorney

By: 
Director - FD&O

WITNESS: FOR CONSULTANT
SIGNATURE


Signature

CONSULTANT:


Signature

Chris J. Holmes
Name (type or print)

DENNIS J. THOMAS
Name (type or print)

AST. V.P. ENGINEERING
Title

(Corporate Seal)

EXHIBIT "B"

PALM BEACH COUNTY

ANNUAL PARKS AND RECREATION FACILITIES CONTRACT

HOURLY RATE SCHEDULE

October 1, 2006 through September 30, 2007

<u>Classification</u>	<u>Billing Rate</u>
1. Senior Project Manager	\$ 144.05
2. Project Professional Engineer/Senior Biologist	\$ 118.80
3. Design Engineer	\$ 81.35
4. Landscape Architect	\$ 98.20
5. Environmental Scientist/Biologist	\$ 85.10
6. Engineer Technician / Senior CADD Tech	\$ 72.15
7. Field Representative	\$ 73.85
8. Administrative Assistant	\$ 54.50
9. Professional Land Surveyor	\$ 98.25
10. Survey Technician	\$ 64.70
11. Survey Party (3 person), per 8 hr day	\$1014.50
12. Legal Descriptions & Sketches (each)	\$ 410.00
13. Project Architect / Manager	\$ 139.05
14. Architect / Sr. Design Tech.	\$ 118.45
15. Architect Sr. CADD Tech.	\$ 99.90
16. Architect CADD Tech	\$ 86.50
17. Architect Const. Administrator	\$ 97.85
18. Special Services Administrative / Specifications	\$ 86.50
19. Electrical Registered Engineer	\$ 92.70
20. Electrical Design / Programming Engineer	\$ 81.10
21. Electrical CADD Technician	\$ 64.85
22. Electrical Field Engineer / RPR	\$ 75.70
23. Geotechnical Project Manager	\$ 140.05
24. Senior Geotechnical Engineer	\$ 112.75
25. Geotechnical Engineering Assistant	\$ 90.35
26. Geotechnical Staff Engineer	\$ 84.15

Billing rates include salary cost, fringe benefits, overhead and profit and reflect a 2.95 multiplier.