

Agenda Item #: 3-C-8

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

Meeting Date:	March 1, 2011	<input checked="" type="checkbox"/>	Consent	<input type="checkbox"/>	Regular
		<input type="checkbox"/>	Workshop	<input type="checkbox"/>	Public Hearing
Department:					
Submitted By:	Engineering & Public Works Department				
Submitted For:	Roadway Production Division				

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Amendment No. 1 to Agreement R2007-0842 with Wantman Group, Inc. (WGI), for Australian Avenue from Banyan Boulevard to 45th Street (Project).

SUMMARY: Approval of this Amendment will add language to the agreement regarding the applicability of the Inspector General Ordinance and the Equal Employment Ordinance.

District 7 (PK)

Background and Justification: On June 5, 2007, the Board of County Commissioners approved an Agreement R2007-0842 with WGI to provide the professional services required for the Project. Approval of this Amendment will update the agreement by adding language regarding the applicability of the Inspector General Ordinance 2009-049 and the Equal Employment Ordinance 2007-041.

Attachments:

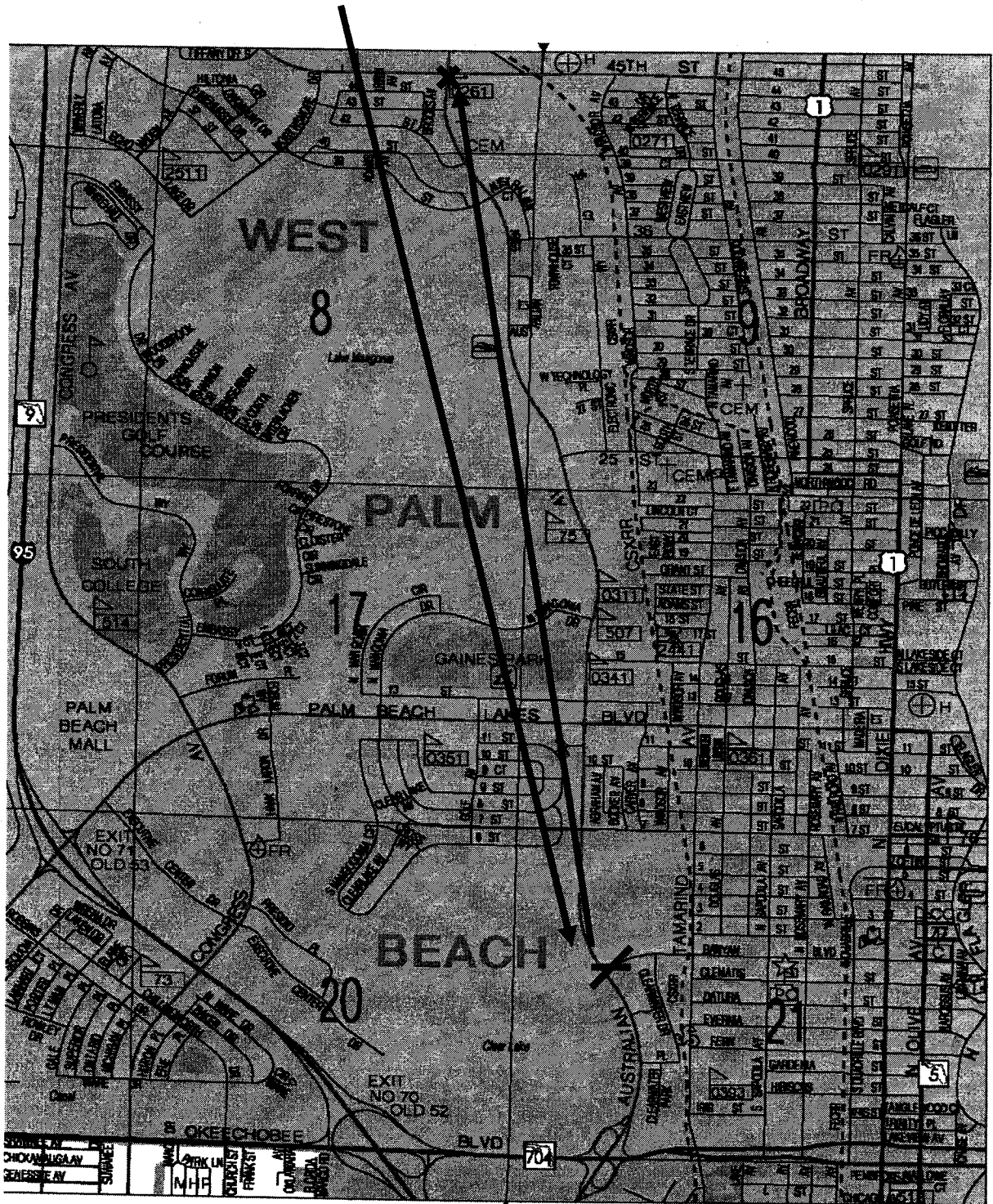
1. Location Map
2. Amendment No. 1 (2 each)

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Recommended by: *[Signature]* **Division Director** 2/10/11 **Date**

Approved By: *[Signature]* **County Engineer** 2/10/11 **Date**

AUSTRALIAN AVENUE
BANYAN BLVD. TO 45TH STREET
PALM BEACH COUNTY PROJECT NO. 2005502



**AMENDMENT NO. 1 TO AGREEMENT R2007-0842 DATED JUNE 5, 2007
BETWEEN
PALM BEACH COUNTY AND WANTMAN GROUP, INC.**

This Amendment to Agreement R2007-0842 dated June 5, 2007 shall be effective as of the ____ day of _____, 2011, by and between Palm Beach County, a political subdivision of the State of Florida, hereinafter referred to as the "County", and Wantman Group, Inc., hereinafter referred to as the "Consultant".

WITNESSETH:

WHEREAS, the County and Consultant entered into an Agreement R2007-0842 dated June 5, 2007, hereinafter referred to as the "Agreement", for the purpose of providing professional engineering services to the County; and

WHEREAS, Palm Beach County has established the Office of the Inspector General in Ordinance 2009-049; and

WHEREAS, Palm Beach County has enacted Equal Employment Ordinance 2007-041.

NOW, THEREFORE, in consideration of the mutual covenants, promises, and agreements herein contained, the parties agree as follows:

1. The above recitations are true and correct and incorporated herein.
2. Add the following subparagraph to SECTION 7, GENERAL CONSIDERATION:

7.2.5 Notwithstanding any other provision in this Agreement, all documents, records, reports and any other materials produced hereunder shall be subject to disclosure, inspection and audit, pursuant to the Palm Beach County Office of the Inspector General Ordinance 2009-049, as may be amended.

3. Add the following paragraph to, SECTION 7, GENERAL CONSIDERATION:

7.16 Office of the Inspector General

Palm Beach County has established the Office of the Inspector General, Ordinance R2009-049, as may be amended. The Inspector General's authority includes but is not limited to the power to review past, present and proposed County contracts, transactions, accounts and records, to require the production of records, and audit, investigate, monitor, and inspect the activities of the contractor, its officers, agents, employees, and lobbyists in order to ensure compliance with contract specifications and detect corruption and fraud. All contractors and parties doing business with the County and receiving County funds shall fully cooperate with the Inspector General including allowing access to records relating to Bid or any resulting contract.

4. Add the following SECTION 11:

SECTION 11 - NONDISCRIMINATION

The CONSULTANT warrants and represents that all of its employees are treated equally during employment without regard to race, color, religion, disability, sex, age, national origin, ancestry, marital status, familial status, sexual orientation, and gender identity and expression.

5. All other provisions of Agreement R2007-0842 dated June 5, 2007 shall continue in full force and effect.
6. The effective date of this Amendment No. 1 to Agreement R2007-0842 dated June 5, 2007, shall become effective upon the execution of this Amendment by both parties.

(Intentionally left blank)

IN WITNESS WHEREOF, the parties executed this Amendment to the Agreement on the date written above.

OWNER:

**Palm Beach County, Florida, a
Political Subdivision of the
State of Florida**

BOARD OF COMMISSIONERS:

BY: _____
Karen T. Marcus, Chair

ATTEST:
Sharon R. Bock, Clerk & Comptroller
Circuit Court

BY: _____
(Deputy Clerk)

SEAL

APPROVED AS TO TERMS
AND CONDITIONS:

BY: *[Signature]*

APPROVED AS TO FORM &
LEGAL SUFFICIENCY:

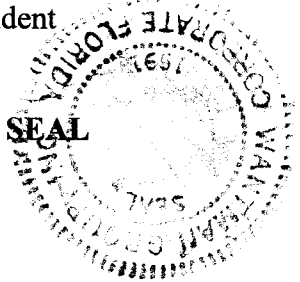
BY: _____
Assistant County Attorney

CONSULTANT:

Wantman Group, Inc.

BY: *[Signature]*
David Wantman, P.E.
President

CORPORATE SEAL



WITNESS:
BY: *[Signature]*
[Signature]
(Printed Name)

BY: *[Signature]*
Scott Spizman
(Printed Name)