

3H-2

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

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Meeting Date: November 19, 2013 Consent Regular
 Ordinance Public Hearing

Department: Facilities Development & Operations

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I. EXECUTIVE BRIEF


Motion and Title: Staff recommends motion to approve: Amendment No. 1 to Contract with DECON Environmental & Engineering, Inc. dated February 19, 2013 to implement the first renewal of the Annual Asbestos Abatement Contract with a maximum value of \$199,999.


Summary: Amendment No. 1 is a renewal to the Annual Asbestos Abatement Contract which was awarded to DECON Environmental & Engineering, Inc. The Annual Asbestos Abatement Contract is an indefinite-quantity contract and this renewal has a maximum value of \$199,999. The maximum value is shared and work orders are awarded based on competitive quotes/bids issued to all four (4) participating Contractors. The renewal term is for twelve (12) months or until \$199,999 in work orders are issued in this term. Staff is bringing forward the Amendment at this time based on the cumulative value. All terms of the original contract remain in effect. This is the first extension allowed by the Contract. The Small Business Enterprise (SBE) goal is 15% and the SBE participation to date is 0%. DECON Environmental & Engineering, Inc. is not a Palm Beach County company. This is a bond-waiver contract. (FD&O Admin) Countywide (JM)

Background and Justification: Amendment No. 1 is the first renewal to the Annual Asbestos Abatement Contract which was awarded to DECON Environmental & Engineering, Inc., on February 19, 2013. Amendment No. 1 increased the term by one (1) year with no increase in the maximum cumulative capacity. The Contractor will continue to perform as an Annual Asbestos Abatement Contractor for implementation of Asbestos Abatement projects for various facilities. This Annual Asbestos Abatement Contract is an indefinite-quantity contract and this renewal has a maximum value of \$199,999. The renewal term is for twelve (12) months or until the renewal limit of \$199,999 is reached.

Attachments:
Amendment No. 1

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Recommended By:  10/25/13
Department Director Date

Approved By:  11/12/13
County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2014	2015	2016	2017	2018
Capital Expenditures	\$0	\$0	\$0	\$0	\$0
Operating Costs	\$0	\$0	\$0	\$0	\$0
External Revenue	\$0	\$0	\$0	\$0	\$0
Program Income	\$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)	\$0	\$0	\$0	\$0	\$0

Is Item Included In Current Budget? Yes _____ No _____

Budget Account No.:

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

Potential maximum fiscal impact is \$199,999. Work Orders requiring BCC approval will be brought to the Board and fiscal impact will be addressed at that time; otherwise, funding will come for previously approved BCC projects.

This Contract includes language applying requirements of the Inspector General (IG) Ordinance.

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C. Departmental Fiscal Review: _____
Larry Schaner, Fiscal Manager

III. REVIEW COMMENTS

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

Susan Neary 11/1/13
OFMB *10/30*

Dr. J. Jacobson 11/7/13
Contract Development and Control

B. Legal Sufficiency:

The originating contract was approved by the Director of FDO under her authority.

James C. [Signature] 11/8/13
Chief Assistant County Attorney

C. Other Department Review:

Department Director

AMENDMENT No. 1 TO ANNUAL ASBESTOS ABATEMENT CONTRACT

This Agreement amends the Contract between Palm Beach County (County) and DECON Environmental & Engineering, Inc. (Contractor) authorized on February 19, 2013.

The Contract provided that Contractor would act as Annual Asbestos Abatement Contractor working within the annual capacity as established below:

	Effective Date	End Date	Capacity
Original Contract	February 19, 2013	February 18, 2014	\$199,999
Renewal #1	November 19, 2013	November 18, 2014	\$399,998

Amendment No. 1 extends the term of the original contract from November 19, 2013 through November 18, 2014. The renewal term is for twelve (12) months or until \$199,999 in work orders are issued.

Except as amended herein, all provisions of the existing contract shall remain in full force and effect.

ATTEST:
Sharon R. Bock, Clerk & Comptroller

BOARD OF COUNTY COMMISSIONERS

Deputy Clerk

Witness:

DECON Environmental & Engineering, Inc.

Johanna Suarez-Mitnik
Printed Name

Signature

[Signature]
Signature

Vice President
Title

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS
AND CONDITIONS

[Signature]
County Attorney

[Signature]
Audrey Wolf, Director
Facilities Development & Operations



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
10/11/2013

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Greyling Insurance Brokerage 450 Northridge Parkway Suite 102 Atlanta GA 30350	CONTACT NAME: Cooper Smith PHONE (A/C, No, Ext): (770) 552-4225 FAX (A/C, No): (866) 550-4082 E-MAIL ADDRESS: jerry.noyola@greyling.com														
INSURED DECON Environmental & Engineering, Inc. DECON Worldwide, Inc. 2652 NW 31st Avenue Ft. Lauderdale FL 33311	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="text-align: center;">INSURER(S) AFFORDING COVERAGE</th> <th style="text-align: center;">NAIC #</th> </tr> <tr> <td>INSURER A Arch Specialty Insurance</td> <td style="text-align: center;">21199</td> </tr> <tr> <td>INSURER B Arch Insurance Company</td> <td style="text-align: center;">11150</td> </tr> <tr> <td>INSURER C:</td> <td></td> </tr> <tr> <td>INSURER D:</td> <td></td> </tr> <tr> <td>INSURER E:</td> <td></td> </tr> <tr> <td>INSURER F:</td> <td></td> </tr> </table>	INSURER(S) AFFORDING COVERAGE	NAIC #	INSURER A Arch Specialty Insurance	21199	INSURER B Arch Insurance Company	11150	INSURER C:		INSURER D:		INSURER E:		INSURER F:	
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INSURER E:															
INSURER F:															

COVERAGES

CERTIFICATE NUMBER: 13-14 (Main One)

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDITIONAL INSURER	SUBROGATION	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	GENERAL LIABILITY			12 EMP 72104 01	10/20/2013	10/20/2014	EACH OCCURRENCE	\$ 1,000,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY						DAMAGE TO RENTED PREMISES (Ea occurrence)	\$ 50,000
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR						MED EXP (Any one person)	\$ 5,000
	<input checked="" type="checkbox"/> Contractor's Poll. Liab.						PERSONAL & ADV INJURY	\$ 1,000,000
	<input checked="" type="checkbox"/> Professional Liability			GENERAL AGGREGATE	\$ 2,000,000			
	GEN'L AGGREGATE LIMIT APPLIES PER:			PRODUCTS - COMP/OP AGG	\$ 2,000,000			
	<input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC				\$			
	AUTOMOBILE LIABILITY						COMBINED SINGLE LIMIT (Ea accident)	\$
	<input type="checkbox"/> ANY AUTO						BODILY INJURY (Per person)	\$
	<input type="checkbox"/> ALL OWNED AUTOS						BODILY INJURY (Per accident)	\$
	<input type="checkbox"/> HIRED AUTOS						PROPERTY DAMAGE (Per accident)	\$
								\$
A	<input type="checkbox"/> UMBRELLA LIAB			12 EMX 92854 01	10/20/2013	10/20/2014	EACH OCCURRENCE	\$ 5,000,000
	<input checked="" type="checkbox"/> EXCESS LIAB						AGGREGATE	\$ 5,000,000
	<input type="checkbox"/> DED <input checked="" type="checkbox"/> RETENTION \$ 0.00							\$
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY			EBWCC00080-01	10/20/2013	10/20/2014	<input checked="" type="checkbox"/> WC STATUTORY LIMITS	\$
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	Y/N					E.L. EACH ACCIDENT	\$ 1,000,000
	If yes, describe under DESCRIPTION OF OPERATIONS below	N/A					E.L. DISEASE - EA EMPLOYEE	\$ 1,000,000
							E.L. DISEASE - POLICY LIMIT	\$ 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)
 Certificate Holder is named as an Additional Insured on the above referenced liability policies with the exception of workers compensation & professional liability where required by written contract. Excess Liability includes Contractor's Pollution Liability & Professional Liability. Professional Liability in primary & excess liability policies is claims-made.

CERTIFICATE HOLDER Palm Beach County Facilities Development & Operations Department Facilities Services Division 2633 Vista Parkway West Palm Beach, FL 33411	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE David Collings/JERRY <i>David H. Collings</i>
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