

## PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS <u>AGENDA ITEM SUMMARY</u>

Meeting Date: January 14, 2014

[X] Consent [] Ordinance [ ] Regular [ ] Public Hearing

Department: Facilities Development & Operations

# I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Amendment No. 2 to the Contracts for architectural services on a continuing contract basis.

- 1) Colome' & Associates, Inc. (R-2011-0113)
- 2) Leo A. Daly Company (R-2011-0112)
- 3) Tercilla, Courtemanche Architects, Inc. (R-2011-0122)

Summary: Amendment No. 2 extends the term of three contracts for professional consulting services for architectural services for one (1) year. The Board approved annual contracts on February 1, 2011. The original Contracts provided for an initial 2 year term with two (2) - one (1) year renewal options. Amendment No. 2 will provide services during the second renewal period. The Small Business Enterprise (SBE) goal for these contracts is 15% participation. During the first three years of these contracts, Colome' & Associates, Inc. has achieved 87.9% SBE participation, Leo A. Daly Company has achieved 28.7%, and Tercilla, Courtemanche Architects, Inc.'s has achieved 89.4%. Colome' & Associates, Inc. and Tercilla, Courtemanche Architects, Inc. are both SBE firms. All three of these firms are local. (Capital Improvements Division) Countywide (JM)

**Background and Justification:** In accordance with Board adopted procedures pursuant to Florida Statute 287.055 (Consultants Competitive Negotiation Act), three firms were 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 initial contract term is for two years and the original Board action allowed for two (2) additional one (1) year renewals. Amendments No. 2 will provide services during the second and final renewal period and would be the fourth year of the contract. It is the consensus of Facilities Development & Operations that these firms have successfully provided the professional services required by the County in a timely manner. They are in good standing and wish to continue to provide these services. Amendments No. 2 will maintain the continuous architectural services required by the County.

## Attachments:

- 1. Colome' & Associates, Inc. Amendment No. 2
- 2. Leo A. Daly Company Amendment No. 2
- 3. Tercilla, Courtemanche Architects, Inc. Amendment No. 2

Recommended by Anny Wurf	12/3/13
Department Director	Date
Approved by:	12/27/13
County Administrator	Date

## **II. FISCAL IMPACT ANALYSIS**

## A. Five Year Summary of Fiscal Impact:

Fiscal Year	2014	2015	2016	2017	2018
Capital Expenditures Operating Costs External Revenues	0 0 0	0 0 0	0 0 0	0 0 0	0 0 0
Program Income (County) In-Kind Match (County)	0	0 0	0 0	0 0	0 0
NET FISCAL IMPACT # Additional FTE	<b>\$</b> 50	0	0	0	0
Positions (Cumulative)	0	0	0	0	0

Is Item Included in Current Budget? Yes X No \_\_\_\_

Budget Account No:

Reporting Category \_\_\_\_\_

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

- Fiscal impact cannot be determined at this time. Individual Task Assignments 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: \_\_\_\_\_\_ 12-9-13

# **III. REVIEW COMMENTS**

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



12/23/13 Contract Dev and Control B. Wheeler 2-23

**B.** Legal Sufficiency:

istant Count

C. Other Department Review:

Department Director

This summary is not to be used as a basis for payment.

## AMENDMENT TO CONTRACT FOR Annual Architectural Services

This Amendment No. 2 dated \_\_\_\_\_\_\_to the Contract (R-2011-0113) dated February 1, 2011, 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 **Colome' & Associates, Inc.,** a corporation authorized to do business in the State of Florida, hereinafter referred to as the CONSULTANT.

## WITNESSETH

WHEREAS, the parties have entered into a 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 of 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 covenant 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 January 31, 2015.

2. Add the following as a new paragraph to the end of Section 7.7:

"Except as specifically and expressly provided for herein, no provision of this Agreement is intended to, or shall be construed to, create any third party beneficiary or to provide any rights to any person or entity not a party to this Agreement."

 Except as specifically modified above, the terms and conditions of the Contract are hereby confirmed and remain in full force and effect.

Attachment # \_\_\_\_ /

IN WITNESS WHEREOF, the Board of County Commissioners of Palm Beach County, Florida has made and executed this Amendment 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:\_\_\_\_

Priscilla A. Taylor, Mayor

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

By: \_

County Attorney

WITNESS:

ianature

Name (type or print)

APPROVED AS TO TERMS AND CONDITIONS

Director - FD&O

CONSULTANT: Colome' & Associates, Inc.

Signature

Eliza Beth 1.G. Name (type or print)

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KincipAL Title

(Corporate Seal)

## AMENDMENT TO CONTRACT FOR Annual Architectural Services

This Amendment No. 2 dated \_\_\_\_\_\_\_to the Contract (R-2011-0112) dated February 1, 2011, 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 Leo A. Daly Company, a corporation authorized to do business in the State of Florida, hereinafter referred to as the CONSULTANT.

## WITNESSETH

WHEREAS, the parties have entered into a 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 of 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 covenant 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 January 31, 2015.
- 2. Add the following as a new paragraph to the end of Section 7.7: "Except as specifically and expressly provided for herein, no provision of this Agreement is intended to, or shall be construed to, create any third party beneficiary or to provide any rights to any person or entity not a party to this Agreement."

 Except as specifically modified above, the terms and conditions of the Contract are hereby confirmed and remain in full force and effect.

Attachment #

**IN WITNESS WHEREOF,** the Board of County Commissioners of Palm Beach County, Florida has made and executed this Amendment 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

Ву:\_\_\_

Priscilla A. Taylor, Mayor

# APPROVED AS TO FORM AND LEGAL SUFFICIENCY

By: \_

**County Attorney** 

WITNESS:

Signature

Name (type or print)

## APPROVED AS TO TERMS AND CONDITIONS

MMy Wor rector - FD&O Bу

CONSULTANT: Leo A. Daly Company

Signature

W.A. HANGER

Name (type or print)

1. . Title

(Corporate Seal)

### AMENDMENT TO CONTRACT FOR Annual Architectural Services

This Amendment No. 2 dated \_\_\_\_\_\_\_to the Contract (R-2011-0122) dated February 1, 2011, 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 **Tercilla, Courtemanche Architects, Inc.,** a corporation authorized to do business in the State of Florida, hereinafter referred to as the CONSULTANT.

## WITNESSETH

WHEREAS, the parties have entered into a 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 of 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 covenant 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 January 31, 2015.
- 2. Add the following as a new paragraph to the end of Section 7.7:
  - "Except as specifically and expressly provided for herein, no provision of this Agreement is intended to, or shall be construed to, create any third party beneficiary or to provide any rights to any person or entity not a party to this Agreement."
- Except as specifically modified above, the terms and conditions of the Contract are hereby confirmed and remain in full force and effect.

Attachment # 3

IN WITNESS WHEREOF, the Board of County Commissioners of Palm Beach County, Florida has made and executed this Amendment on behalf of the COUNTY and CONSULTANT has hereunto set its hand the day and year above written.

By:\_

ATTEST: SHARON R. BOCK, Clerk & Comptroller

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

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

Priscilla A. Taylor, Mayor

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

By:\_

County Attorney

WITNESS:

Signature

SUSAN MALUSLY Name (type or print)

Thoma A. Taylor, Mayor

### APPROVED AS TO TERMS AND CONDITIONS

Director - F

CONSULTANT: Tercilla, Courtemanche Architects, Inc.

Signature

ENE FRENCA Name (type or print)

SENT, Title

(Corporate Seal)