PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

| Meeting Date: September 9, 2014 [X] Consent [] Regular [] Workshop [] Public Hearing |
|---|
| Department: Facilities Development & Operations |
| I. EXECUTIVE BRIEF |
| Motion and Title: Staff recommends motion to approve: Assignment of contracts with Tercill Courtemanche Architects, Inc. for: |
| A) Architectural Services on a Continuing Contract Basis (R2011-0122); and |
| B) Airport Center 2 Renovations (R2014-0678). |
| Summary: Tercilla Courtemanche Architects, Inc. has advised the County that they have merge operations with Harvard Jolly, Inc. and therefore Harvard Jolly, Inc. will assume all of the contractual requirements of Tercilla, Courtemanche Architects, Inc's two (2) contracts which include: 1) Architectural Services on a Continuing Contract Basis and 2) Airport Center II Renovations. Staff has reviewed the request and as Harvard Jolly, Inc. has the proper license and insurance, and as such staff recommend assigning the Tercilla, Courtemanche Architects, Inc. contract to Harvard Jolly, Inc., so as to not delay completion or interrupt continuity of the current projects. (Capital Improvements Division) Countywid (JM). |
| Background and Justification : The current contracts with Tercilla Courtemanche Architects, Inc. provides for the assignment of the contract upon written consent by both parties. Both Tercill Courtemanche Architects, Inc. and Harvard Jolly, Inc. have agreed to the assignment. Harvard Jolly Inc. has provided the required insurance certificates and Conflict of Interest Disclosure forms for the open projects. Harvard Jolly, Inc. will now serve as one of the three Architectural Services on a Continuing Contract Basis Consultants and will complete the Airport Center 2 Renovations project. |
| Attachments: 1. Assignment of Contracts (2) 2. Disclosure of Ownership Interests |
| Recommended by: Am Cheslus for Andrey Walf 8-15-14 Department Director Date |

County Administrator

Approved by:____

II. FISCAL IMPACT ANALYSIS

| A. Five Year Summary of | Fiscal Impact: | | | | |
|--|--|-------------------------------|------------------------------------|------------------------------------|-------------------------------------|
| Fiscal Years Capital Expenditures Operating Costs External Revenues Program Income (County) In-Kind Match (County) NET FISCAL IMPACT # ADDITIONAL FTE POSITIONS (Cumulative) | 2014 \$ 0 0 0 0 0 \$ 0 * | 2015 0 0 0 0 0 | 2016 0 0 0 0 0 0 | 2017 0 0 0 0 0 0 | 2018 0 0 0 0 0 |
| Is Item Included in Current Budget Account No: Fund | Budget? Yes Dept _ | Unit | No Object g Category | | |
| B. Recommended Sources | of Funds/Sum | mary of Fisca | l Impact: | | |
| [₹] Fiscal impact cannot l BCC approval will be otherwise, funding wi | prougnt to th | e Board and | fiscal impact w proved BCC pr | ill he addroggod | s requiring l at that time; |
| C. Departmental Fiscal Rev | view: | - | | 8 - 9 / 1 | |
| | III. | REVIEW CO | <u>OMMENTS</u> : | | |
| A. OFMB Fiscal and/or C | Contract Develo | opment and C | ontrol Comment | s: | |
| KAN SI OFMB | | | Da | Contract Adn | tel FIS]) ninistrator Wheeler |
| B. Legal Sufficiency: | | | | | |
| Assistant County Atto | 8/26/14 rney | _ | | | |
| C. Other Department Revie | ÷W: | | | | |
| | | | | | |

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

Department Director

ASSIGNMENT OF CONTRACT FOR ARCHITECTURAL SERVICES ON A CONTINUING CONTRACT BASIS

| This Assignment dated, of 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. | | |

WITNESSETH

WHEREAS, the parties have entered into a Contract under which Tercilla, Courtemanche Architects, Inc. agreed to perform certain work described in said contract; and

WHEREAS, Tercilla, Courtemanche Architects, Inc. has advised the County that they have merged operations with Harvard Jolly, Inc.

NOW, THEREFORE, the parties covenant and agree to the following terms and conditions:

- 1. Tercilla, Courtemanche Architects, Inc. assigns all of its interests in this Contract to Harvard Jolly, Inc., a corporation authorized to do business in the State of Florida.
- 2. Harvard Jolly, Inc. agrees to assume all of the obligations of the Contract, including the current labor rates.
- 3. Harvard Jolly, Inc. agrees to complete the current service authorizations under this contract.
- 4. Except as specifically modified above, the terms and conditions of the original Contract are hereby confirmed and remain in full force and effect.

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

| ATTEST: SHARON R. BOCK, Clerk and Comptroller | PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS |
|--|---|
| BY: Deputy Clerk | By:Priscilla A. Taylor, Mayor |
| APPROVED AS TO TERMS AND AND CONDITIONS By: | APPROVED AS TO FORM AND LEGAL SUFFICIENCY By: County Attorney |
| WITNESS: Susa Mallory Signature Susan Malusky Name (type or print) | TERCILLA COURTEMANCHE ARCHITECTS, INC. Signature Name (type or print) |
| WITNESS: Signature William B. Harvard, Jr. Name (type or print) | Title (Corporate Seal) HARVARD JOLLY, INC. Signature Jeffrey F. Cobble Name type or print) |
| | President Title (Corporate Seal) |

ASSIGNMENT OF CONTRACT FOR ARCHITECTURAL SERVICES FOR AIRPORT CENTER BUILDING 2 RENOVATIONS

This Assignment dated ________, of the Contract (R-2014-0678) dated May 20, 2014, 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.

WITNESSETH

WHEREAS, the parties have entered into a Contract under which Tercilla, Courtemanche Architects, Inc. agreed to perform certain work described in said contract; and

WHEREAS, Tercilla, Courtemanche Architects, Inc. has advised the County that they have merged operations with Harvard Jolly, Inc.

NOW, THEREFORE, the parties covenant and agree to the following terms and conditions:

- 1. Tercilla, Courtemanche Architects, Inc. assigns all of its interests in this Contract to Harvard Jolly, Inc., a corporation authorized to do business in the State of Florida.
 - 2. Harvard Jolly, Inc. agrees to assume all of the obligations of the Contract.
- 3. Except as specifically modified above, the terms and conditions of the original Contract are hereby confirmed and remain in full force and effect.

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

| ATTEST: SHARON R. BOCK, Clerk and Comptroller | PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS |
|--|---|
| BY: Deputy Clerk | By:Priscilla A. Taylor, Mayor |
| APPROVED AS TO TERMS AND AND CONDITIONS | APPROVED AS TO FORM AND LEGAL SUFFICIENCY |
| By: Chesher for Director - FD&O | By: Aller County Attorney |
| WITNESS: | TERCILLA COURTEMANCHE ARCHITECTS, INC. |
| Signature SUSAN MALUSKY Name (type or print) | Signature Signature Name (type or print) |
| | Title (Corporate Seal) |
| WITNESS: | HARVARD JOLLY, INC. |
| Signature | Signature |
| William B. Harvard, Jr. Name (type or print) | Jeffrey E. Cobble Name (type or print) |
| | President Title (Corporate Seal) |
| | |

DISCLOSURE OF OWNERSHIP INTERESTS

PALM BEACH COUNTY CHIEF OFFICER, TO: OR HIS OR HER OFFICIALLY DESIGNATED REPRESENTATIVE

STATE OF FLORIDA **COUNTY OF PALM BEACH**

BEFORE ME, the undersigned authority, this day personally appeared Jeffrey E. Cobble hereinafter referred to as "Affiant," who being by me first duly sworn, under

oath, deposes and states as follows: 1. Affiant appears herein as:

[] an individual or [X] the President of Harvard Jolly, Inc.

[position—e.g., sole proprietor, president, partner, etc.] [name & type of entity—e.g., ABC Corp., XYZ Ltd. Partnership, etc.]. The Affiant or the entity the Affiant represents herein seeks to do business with Palm Beach County through its Board of County Commissioners.

2. Affiant's address is: 2714 Dr. Martin Luther King Jr. Street N., St. Petersburg Florida, 33704

- 3. Attached hereto as Exhibit "A" is a complete listing of the names and addresses of every person or entity having a five percent (5%) or greater interest in the Affiant's corporation, partnership, or other principal. Disclosure does not apply to nonprofit corporations, government agencies, or to an individual's or entity's interest in any entity registered with the Federal Securities Exchange Commission or registered pursuant to Chapter 517, Florida Statutes, whose interest is for sale to the general public.
- 4. Affiant acknowledges that this Affidavit is given to comply with Palm Beach County policy, and will be relied upon by Palm Beach County and the Board of County Commissioners. Affiant further acknowledges that he or she is authorized to execute this document on behalf of the entity identified in paragraph one, if any.
- Affiant further states that Affiant is familiar with the nature of an oath and with the penalties provided by the laws of the State of Florida for falsely swearing to statements under oath.
- 6. Under penalty of perjury, Affiant declares that Affiant has examined this Affidavit and to the best of Affiant's knowledge and belief it is true, correct and complete.

| FURTHER AFFIANT SAYET | H NAUGHT. | |
|---------------------------|----------------------------------|----------------------|
| | | |
| • | <u>Jeffrey 泊∖Cobble</u> | , Affiant |
| The foregoing instrument | (Print Affiant Name) | |
| 20 14 by 12 Control of | s acknowledged before me this /8 | day of JU/U |
| 20, Ny C | (ohble, [v] who is pe | rsonally known to me |
| or [] who has produced _ | | as identification |
| and who did take an oath. | _ Opolo Cilco | (= |
| | Notary Public . | Luez. |

(Print Notary Name) State of Florida at Large My Commission Expires:

AYDEE C. JIMENEZ MY COMMISSION #EE216244 **EXPIRES: JUL 15, 2016**

EXHIBIT "A"

DISCLOSURE OF OWNERSHIP INTERESTS IN AFFIANT

Affiant must identify all entities and individuals owning five percent (5%) or more ownership interest in Affiant's corporation, partnership or other principal, if any. Affiant must identify individual owners. For example, if Affiant's principal is wholly or partially owned by another entity, such as a corporation, Affiant must identify the other entity, its address, and the individual owners of the other entity. Disclosure does not apply to any nonprofit corporation, government agency, or to an individual's or entity's interest in any entity registered with the Federal Securities Exchange Commission or registered pursuant to Chapter 517, Florida Statutes, whose interest is for sale to the general public.

| Name | Address | | |
|---|--|--|--|
| William B. Harvard, Jr. – 2714 Dr. MLK Jr. St. N., St. Petersburg, FL 33704 | | | |
| Jeffrey E. Cobble - 2714 Dr. MLK Jr. St. | N., St. Petersburg, FL 33704 | | |
| Michael Hart – 5201 W. Kennedy Blvd, S | uite 515, Tampa, FL 33609 | | |
| Ward J. Friszolowski - 2714 Dr. MLK Jr. | St. N., St. Petersburg, FL 33704 | | |
| Steven Heiser — 5201 W. Kennedy Blvd, | | | |
| Alex Gonzalez — 5201 W. Kennedy Blvd, | Suite 515, Tampa, FL 33609 | | |
| Yvette London – 3201 W. Commercial Bl | vd, Suite 225, Ft. Lauderdale FL 33309 | | |
| Jackie Spears - 2714 Dr. MLK Jr. St. N., St. Petersburg, FL 33704 | | | |
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