Agenda Item #3441

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

Meeting Date: October 7, 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 environmental assessment services on a continuing contract basis.

A) Dunkelberger Engineering & Testing, Inc. (R2011-1504);

B) URS Corporation Southern (R2011-1505); and

C) Eco Advisors, LLC. (R2011-1506).

Summary: Amendments No. 2 extend the term of three contracts for professional consulting services for environmental assessment services for one (1) year. The Board approved annual contracts on October 4, 2011, which provided for an initial 2 year term with two (2) - one (1) year renewal options. Amendments No. 2 will provide services during the second and final renewal period. During the three years of these contracts, Dunkelberger Engineering & Testing, Inc. has achieved 14.6% SBE participation, URS Corporation Southern has achieved 13.7% SBE participation, and Eco Advisors, LLC has achieved 96.3% SBE participation. The Small Business Enterprise (SBE) goal for these contracts is 15% participation. All three of these firms are Palm Beach County companies. (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 work orders 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. On April 1, 2014, the REP Associates, Inc. contract (one of the original three firms for this continuing services contract) was assigned to Eco Advisors, LLC (R2014-0428). 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 professional services required by the County.

Attachments:

- 1. Dunkelberger Engineering & Testing, Inc. Amendment No. 2
- 2. URS Corporation Southern Amendment No. 2
- 3. Eco Advisors, LLC Amendment No. 2

Recommended by:	Anny Work	9 13 14
$\gamma = 0$	epartment Director	Date
Approved by:	chopy	=1/2/14
C	ounty Administrator	Daté

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Year	2015	2016	2017	2018	2019
Capital Expenditures Operating Costs Exte rnal Revenues Program Income (County) In-Kind Match (County)	0 0 0 0	0 0 0 0 0	0 0 0 0 0	0 0 0 0 0	0 0 0 0 0
NET FISCAL IMPACT	¥ 0	0	0	0	0
<pre># Additional FTE Positions (Cumulative)</pre>	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:

- i 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:

III. REVIEW COMMENTS

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

OFMB. ft am

Contract Dev. and -22 - 4 / 3 / 2

B. Legal Sufficiency:

23/14 linor sistant County A

C. Other Department Review:

Department Director

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

AMENDMENT TO CONTRACT FOR ENVIRONMENTAL ASSESSMENT SERVICES

This Amendment No. 2 dated _______to the Contract (R-2011-1504) dated October 4, 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 **Dunkelberger Engineering & Testing**, **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 October 3, 2015.
- 2. County and Consultant agree that the provisions of Florida Statute Chapter 558 shall not apply to this contract.
- 3. Add the following to Section 7.6 Non-Discrimination: "or genetic information."
- 4. Add a new paragraph at the end of Section 7.7 Independent Contractor Relationship: "Except as specifically and expressly provided for herein, no provision of this Contract 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 Contract.
- 5. Except as specifically modified above, the terms and conditions of the 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 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

By:

2. 1

Deputy Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

Attorney County

WITNESS: FOR CONSULTANT SIGNATURE

 $\Lambda \Lambda \Delta$ Signature

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Name (type or print)

PALM BEACH COUNTY BOARD OF **COUNTY COMMISSIONERS**

By:

Priscilla A. Taylor, Mayor

APPROVED AS TO TERMS AND CONDITIONS

By Director - FD&U

CONSULTANT: Dunkelberger Engineering & Testing, Inc. Signature Michael O'Lonnor Name (type or print)

.UCICI+ nior Title

(Corporate Seal)

AMENDMENT TO CONTRACT FOR ENVIRONMENTAL ASSESSMENT SERVICES

This Amendment No. 2 dated _______to the Contract (R-2011-1505) dated October 4, 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 **URS Corporation Southern** 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.

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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

County Attorney

WITNESS: FOR CONSULTANT SIGNATURE Signature

Name (type or print)

Assistant Secretary

URS Corporation Southern

APPROVED AS TO TERMS

AND CONDITIONS

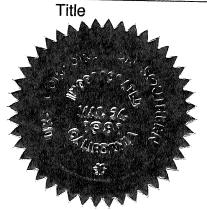
Director - FD&Ò

CONSULTANT Corporation Southern

Signature

Carol F. Brandenburg-Smith Name (type or print)

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AMENDMENT TO CONTRACT FOR ENVIRONMENTAL ASSESSMENT SERVICES

. **.** .

This Amendment No. 2 dated _______to the Contract (R-2011-1506) dated October 4, 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 **Eco Advisors, LLC**, a limited liability company 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:

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ATTEST: SHARON R. BOCK, Clerk & Comptroller

By:_

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Deputy Clerk

APPROVED AS TO FORM

AND LEGAL SUFFICIENCY

WITNESS: FOR CONSULTANT SIGNATURE

Hison Wildshynsku Name (type or print)

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

By:

Priscilla A. Taylor, Mayor

APPROVED AS TO TERMS AND CONDITIONS

My Wir Director - FD&O

CONSULTANT: Eco Advisors, LLC.

Signature

JOHN R. POGGT

Name (type or print)

PRESIDENT Title

(Corporate Seal)