

**Agenda Item No.: 3-C-2**

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

**Meeting Date:** July 12, 2016

☒ Consent    ☐ Regular  
☐ Workshop    ☐ Public Hearing

**Department:**

**Submitted By:** Engineering & Public Works

**Submitted For:** Roadway Production Division

**I. EXECUTIVE BRIEF**

**Motion and Title:** Staff recommends motion to approve:

- A) a second amendment to the annual construction materials testing, geotechnical engineering & inspection contract with GFA International, Inc. (GFA), R2014-1127, whose original contract was dated August 19, 2014;
- B) a second amendment to the annual construction materials testing, geotechnical engineering & inspection contract with Nutting Engineers of Florida, Inc. (Nutting), R2014-1128, whose original contract was dated August 19, 2014; and
- C) a second amendment to the annual construction materials testing, geotechnical engineering & inspection contract with Tierra South Florida, Inc. (TSF), R2014-1126, whose original contract was dated August 19, 2014.

**SUMMARY:** Approval of the second amendments with GFA, Nutting and TSF to their annual construction materials testing, geotechnical engineering & inspection contracts will extend the required professional services for one year on a task order basis. The amendments with GFA, Nutting and TSF will extend the expiration date of the contracts from August 18, 2016 to August 18, 2017. The amendments are the second renewals of two one year renewals allowed in the original contracts. To date, tasks in the amount of \$32,545 have been authorized for GFA with 0% Small Business Enterprise (SBE) participation which is currently less than their commitment of 20%. To date, tasks in the amount of \$11,400 have been authorized for Nutting with 100% SBE participation which equals their commitment of 100%. To date, tasks in the amount of \$73,185 have been authorized for TSF with 100% SBE participation which equals their commitment of 100%. The consultants are all Palm Beach County based companies. Nutting is a certified SBE firm and TSF was a certified SBE firm at the time of their selection.

Countywide (MRE)

**Background and Justification:** In accordance with Board of County Commissioners adopted procedures pursuant to Florida Statutes 287.055 Consultants Competitive Negotiations Act, these consultants were selected to perform professional services relative to Palm Beach County (County) needs, and are presently under contract with the County,  
(continued on Page 3)

**Attachments:**

- 1. Second Amendment Contract with GFA International, Inc.
- 2. Second Amendment Contract with Nutting Engineers of Florida, Inc.
- 3. Second Amendment Contract with Tierra South Florida, Inc.

Recommended by \_\_\_\_\_

Department Director

6/16/16  
Date

Approved By \_\_\_\_\_

Assistant County Administrator

6/23/16  
Date

## II. FISCAL IMPACT ANALYSIS

### A. Five Year Summary of Fiscal Impact:

Fiscal Years	2016	2017	2018	2019	2020
Capital Expenditures	\$ -0-	-0-	-0-	-0-	-0-
Operating Costs	-0-	-0-	-0-	-0-	-0-
External Revenues	-0-	-0-	-0-	-0-	-0-
Program Income (County)	-0-	-0-	-0-	-0-	-0-
In-Kind Match (County)	-0-	-0-	-0-	-0-	-0-
NET FISCAL IMPACT	\$ **	-0-	-0-	-0-	-0-
# ADDITIONAL FTE POSITIONS (Cumulative)					

Is Item Included in Current Budget?    Yes    No

Budget Acct No.: Fund\_\_ Dept.\_\_ Unit\_\_ Object  
Program

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

\*\* Fiscal impact is indeterminable at this time. The agenda item extends the expiration date for these contracts. These professional services are authorized on a task order basis. Funding will be established by project as necessary.

C. Departmental Fiscal Review: .

*Alii Kovalainen*

## III. REVIEW COMMENTS

### A. OFMB Fiscal and/or Contract Dev. and Control Comments:

*[Signature]* 6/21/16  
OFMB EA 6/17

*[Signature]* 6/22/16  
Contract Dev. and Control

### B. Approved as to Form and Legal Sufficiency:

*[Signature]* 6/23/16  
Assistant County Attorney

### C. Other Department Review:

\_\_\_\_\_  
Department Director

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

**Background and Justification** (continued from Page 1)

on an annual contractual basis. It is the consensus of the user departments that these consultants have, within the provisions of their contracts, provided the professional services requested by the County. Since the consultants remain in good standing and wish to continue to provide the professional services as indicated in their contracts, the County agrees to renew their contracts for one year.

The second amendments to the contracts have been reviewed with GFA, Nutting and TSF, and staff recommends the second renewals of the attached consultant annual contracts. These transactions will maintain the continuous process of professional services required by the County.

**SECOND AMENDMENT TO THE ANNUAL CONSTRUCTION MATERIALS  
TESTING, GEOTECHNICAL ENGINEERING & INSPECTION  
CONTRACT NO. R2014-1127  
DATED AUGUST 19, 2014, BY AND BETWEEN  
GFA INTERNATIONAL, INC., AND PALM BEACH COUNTY**

THIS SECOND AMENDMENT to the Annual Construction Materials Testing, Geotechnical Engineering & Inspection Contract dated August 19, 2014, (R2014-1127), hereinafter "CONTRACT" by and between GFA International, Inc., hereinafter "CONSULTANT" and the Board of County Commissioners of Palm Beach County, a political subdivision of the state of Florida, hereinafter, "COUNTY".

**W I T N E S S E T H**

WHEREAS, on August 19, 2014, the CONSULTANT and COUNTY entered into a twelve month Annual Construction Materials Testing, Geotechnical Engineering & Inspection Contract for engineering services and other related tasks throughout Palm Beach County; and

WHEREAS, the CONTRACT provides that the contract may be extended, at the COUNTY's option for a defined period of time, not to exceed thirty-six months total contract time, upon approval of the Board of County Commissioners; and

WHEREAS, this is the second of the two allowable one (1) year term CONTRACT extensions per section 4.1; and

WHEREAS, by this amendment, the CONSULTANT and the COUNTY mutually agree to amend the CONTRACT terms to extend the expiration date of the CONTRACT from August 18, 2016 to August 18, 2017, with all original terms, conditions and unit prices adhered to.

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. The CONTRACT, dated August 19, 2014, between the CONSULTANT and the COUNTY is hereby amended to extend the expiration date of the CONTRACT from August 18, 2016 to August 18, 2017.
3. It is the intent of the parties hereto that this Amendment shall not become binding until the date executed by the COUNTY.
4. All other provisions of the Annual Construction Materials Testing, Geotechnical Engineering & Inspection Contract dated August 19, 2014, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this Amendment to be executed and sealed this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

ATTEST:  
SHARON R. BOCK  
Clerk and Comptroller

PALM BEACH COUNTY, a Political  
Subdivision of the State of Florida  
Board of County Commissioners

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

By: \_\_\_\_\_  
Mary Lou Berger, Mayor

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

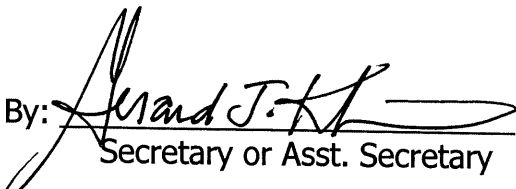
APPROVED AS TO TERMS  
AND CONDITIONS

By: \_\_\_\_\_  
County Attorney

By:  \_\_\_\_\_  
Engineering

ATTEST:

\_\_\_\_\_  
GFA International, Inc.  
Consultant

By:  \_\_\_\_\_  
Secretary or Asst. Secretary

By:  \_\_\_\_\_  
(Signature)

(Seal)

Thomas Ortner, Executive Vice President  
(Print Name and Title)



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
4/8/2016

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 Bateman Gordon and Sands 3050 North Federal Hwy Lighthouse Point FL 33064		CONTACT NAME: PHONE (A/C, No, Ext): 954-941-0900 FAX (A/C, No): 954-941-2006 E-MAIL ADDRESS: emedlin@bgsagency.com	
		INSURER(S) AFFORDING COVERAGE	
INSURED GFA International, Inc. 1215 Wallace Drive Delray Beach FL 33444		INSURER A : Amerisure Insurance Co. 19488 INSURER B : Amerisure Partners Insurance Compan 11050 INSURER C : Amerisure Mutual Insurance Co. 23396 INSURER D : Endurance American Specialty Insur 41718 INSURER E : INSURER F :	

COVERAGES CERTIFICATE NUMBER: 163552384 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			ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS				
A	GENERAL LIABILITY			Y	Y	GL20281851101	4/1/2016	4/1/2017					
	X	COMMERCIAL GENERAL LIABILITY							EACH OCCURRENCE	\$1,000,000			
		CLAIMS-MADE	X	OCCUR	DAMAGE TO RENTED PREMISES (Ea occurrence)				\$100,000				
	X	XCU/Contractual							MED EXP (Any one person)	\$5,000			
	X	Broad Form PD							PERSONAL & ADV INJURY	\$1,000,000			
	GEN'L AGGREGATE LIMIT APPLIES PER:								GENERAL AGGREGATE	\$2,000,000			
		POLICY	X	PRO-JECT					LOC	PRODUCTS - COMP/OP AGG	\$2,000,000		
											\$		
B	AUTOMOBILE LIABILITY			Y	Y	CA20757660605	4/1/2016	4/1/2017					
	X	ANY AUTO							COMBINED SINGLE LIMIT (Ea accident)	\$1,000,000			
		ALL OWNED AUTOS		SCHEDULED AUTOS	BODILY INJURY (Per person)				\$				
	X	HIRED AUTOS	X	NON-OWNED AUTOS	BODILY INJURY (Per accident)				\$				
					PROPERTY DAMAGE (Per accident)				\$				
										\$			
C	X	UMBRELLA LIAB	X	OCCUR	Y	Y	CU20281871202	4/1/2016	4/1/2017				
		EXCESS LIAB		CLAIMS-MADE						EACH OCCURRENCE	\$5,000,000		
										AGGREGATE	\$5,000,000		
		DED	X	RETENTION \$0							\$		
C	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY				Y	WC207576505	4/1/2016	4/1/2017					
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)			Y / N	N / A				X	WC STATU-TORY LIMITS		OTH-ER	
	If yes, describe under DESCRIPTION OF OPERATIONS below			N						E.L. EACH ACCIDENT	\$1,000,000		
										E.L. DISEASE - EA EMPLOYEE	\$1,000,000		
D							DPL10003579304	4/1/2016	4/1/2017				
	Professional/Pollution Liability Claims Made Policy					Per Claim Aggregate				\$2,000,000 \$4,000,000			

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

DOCUMENT IS NOT COMPLETE UNLESS ACCOMPANIED BY THE ACORD 101.

General Liability:

Additional Insured, ongoing and completed operations, as required by written contract, per CG7048 0913.

Primary & Non-Contributory, as required by written contract, per CG7048 0913.

Waiver of Subrogation as required by written contract, per CG7049 1109.

30 Days Notice of Cancellation other than non-payment of premium per Notice per Form IL 70 45 05/07.

See Attached...

CERTIFICATE HOLDER

CANCELLATION

Palm Beach County  
C/O Insurance Tracking Services, Inc. (ITS)  
P.O. Box 20270  
Long Beach, CA 90801

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

*Dorian Brown*

AGENCY CUSTOMER ID: GFAIN

LOC #: \_\_\_\_\_



### ADDITIONAL REMARKS SCHEDULE

Page 1 of 1

AGENCY Bateman Gordon and Sands		NAMED INSURED GFA International, Inc. 1215 Wallace Drive Delray Beach FL 33444
POLICY NUMBER		
CARRIER	NAIC CODE	
		EFFECTIVE DATE:

**ADDITIONAL REMARKS**

**THIS ADDITIONAL REMARKS FORM IS A SCHEDULE TO ACORD FORM,**

**FORM NUMBER:** 25      **FORM TITLE:** CERTIFICATE OF LIABILITY INSURANCE

Auto Liability: Additional Insured / Waiver of Subrogation as required by written contract, per CA7171 0508.

Workers' Compensation: Waiver of Subrogation as required by written contract, per WC000313.

**Umbrella Liability:** Extends coverage to underlying General Liability (excludes the general liability per project aggregate), Auto Liability and Workers Compensation coverage's.

**General Information:**

The General Liability policy contains no specific residential exclusions.

Independent Contractors Liability is included in the General Liability per form CG0001 0413.

ALL COVERAGE IS SUBJECT TO THE POLICY TERMS, CONDITIONS AND EXCLUSIONS

RE: All Projects done by GFA for Palm Beach County- pertaining to: construction materials testing, geotechnical engineering and inspection services.

-Professional Liability-Retro Date: 02/01/99

Additional Insured's: Palm Beach County Board of County Commissioners, a Political Subdivision of the State of Florida, its Officers, Employees and Agents

**SECOND AMENDMENT TO THE ANNUAL CONSTRUCTION MATERIALS TESTING,  
GEOTECHNICAL ENGINEERING & INSPECTION  
CONTRACT NO. R2014-1128  
DATED AUGUST 19, 2014, BY AND BETWEEN  
NUTTING ENGINEERS OF FLORIDA, INC., AND PALM BEACH COUNTY**

THIS SECOND AMENDMENT to the Annual Construction Materials Testing, Geotechnical Engineering & Inspection Contract dated August 19, 2014, (R2014-1128), hereinafter "CONTRACT" by and between Nutting Engineers of Florida, Inc., hereinafter "CONSULTANT" and the Board of County Commissioners of Palm Beach County, a political subdivision of the state of Florida, hereinafter, "COUNTY".

**W I T N E S S E T H**

WHEREAS, on August 19, 2014, the CONSULTANT and COUNTY entered into a twelve month Annual Construction Materials Testing, Geotechnical Engineering & Inspection Contract for engineering services and other related tasks throughout Palm Beach County; and

WHEREAS, the CONTRACT provides that the contract may be extended, at the COUNTY's option for a defined period of time, not to exceed thirty-six months total contract time, upon approval of the Board of County Commissioners; and

WHEREAS, this is the second of the two allowable one (1) year term CONTRACT extensions per section 4.1; and

WHEREAS, by this amendment, the CONSULTANT and the COUNTY mutually agree to amend the CONTRACT terms to extend the expiration date of the CONTRACT from August 18, 2016 to August 18, 2017, with all original terms, conditions and unit prices adhered to.

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. The CONTRACT, dated August 19, 2014, between the CONSULTANT and the COUNTY is hereby amended to extend the expiration date of the CONTRACT from August 18, 2016 to August 18, 2017.
3. It is the intent of the parties hereto that this Amendment shall not become binding until the date executed by the COUNTY.
4. All other provisions of the Annual Construction Materials Testing, Geotechnical Engineering & Inspection Contract dated August 19, 2014, shall remain in full force and effect.



IN WITNESS WHEREOF, the parties have caused this Amendment to be executed and sealed this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

ATTEST:  
SHARON R. BOCK  
Clerk and Comptroller

PALM BEACH COUNTY, a Political  
Subdivision of the State of Florida  
Board of County Commissioners

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

By: \_\_\_\_\_  
Mary Lou Berger, Mayor

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS  
AND CONDITIONS

By: \_\_\_\_\_  
County Attorney

By: *Orlando A. Fernandez*  
Engineering

ATTEST:

Nutting Engineers of Florida, Inc.  
Consultant

By: *Konstantin B. Dotsis*  
Secretary or Asst. Secretary

By: *Richard C. Wohlfarth*  
(Signature)



Richard C. Wohlfarth, P.E., Vice President  
(Print Name and Title)



# CERTIFICATE OF LIABILITY INSURANCE

NUTTENG-01 KKENNEDY

DATE (MM/DD/YYYY)  
5/12/2016

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.

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PRODUCER Collinsworth, Alter, Lambert, LLC 23 Eganfuskee Street Suite 102 Jupiter, FL 33477	CONTACT NAME: Michelle Trainor PHONE (A/C, No, Ext): (561) 776-9001 FAX (A/C, No): (561) 427-6730 E-MAIL ADDRESS: Mtrainor@callc.com
INSURED  Nutting Engineers of Florida, Inc. & Nutting Environmental of Florida, Inc. 1310 Neptune Drive Boynton Beach, FL 33426	INSURER(S) AFFORDING COVERAGE INSURER A : Amerisure Mutual Ins Co INSURER B : Darwin Select Insurance Co INSURER C : Allied World Assurance Company INSURER D : INSURER E : INSURER F : NAIC # 23396 19489

COVERAGES CERTIFICATE NUMBER: REVISION NUMBER:

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INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR VVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> XCU Contractual <input checked="" type="checkbox"/> Property Broad Form GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:			GL20167181502	07/01/2015	07/01/2016	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
A	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS			CA12879582102	07/01/2015	07/01/2016	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input checked="" type="checkbox"/> RETENTION \$ 0			CU20417201102	07/01/2015	07/01/2016	EACH OCCURRENCE \$ 5,000,000 AGGREGATE \$ 5,000,000
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory In NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N <input type="checkbox"/>	N/A	WC202170513	07/01/2015	07/01/2016	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
B	Professional			0310-1378	05/12/2016	05/12/2017	Agg \$5mm - Per Occur 2,000,000
C	Pollution			0310-1377	05/12/2016	05/12/2017	Agg \$5mm - Per Occur 2,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

For All Projects with Palm Beach County  
Certificate holder is named as additional insured including products and completed operations for general liability per CG7048, auto liability and umbrella liability when required by written contract. Ongoing & Completed Operations included on the General Liability when required by written contract. General Liability, Auto Liability, Professional Liability and Umbrella is primary and non-contributory when required by written contract. Waiver of subrogation applies to general liability, auto liability, umbrella liability and workers' compensation for the certificate holders when required by written contract. Umbrella extends over general liability, auto liability and employer's liability. Cancellation applies as per policy terms, conditions and exclusions

SEE ATTACHED ACORD 101

CERTIFICATE HOLDER  Palm Beach County c/o Insurance Tracking Services, Inc. (ITS) P.O. Box 20270 Long Beach, CA 90801	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 
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AGENCY CUSTOMER ID: NUTTENG-01

KKENNEDY

LOC #: 1

ADDITIONAL REMARKS SCHEDULE

Page 1 of 1

AGENCY Collinsworth, Alter, Lambert, LLC		NAMED INSURED Nutting Engineers of Florida, Inc. & Nutting Environmental of Florida, Inc. 1310 Neptune Drive Boynton Beach, FL 33426 Palm Beach
POLICY NUMBER SEE PAGE 1		
CARRIER SEE PAGE 1	NAIC CODE SEE P 1	
EFFECTIVE DATE: SEE PAGE 1		

ADDITIONAL REMARKS

THIS ADDITIONAL REMARKS FORM IS A SCHEDULE TO ACORD FORM,  
FORM NUMBER: ACORD 25 FORM TITLE: Certificate of Liability Insurance

Description of Operations/Locations/Vehicles:  
Certificate Holder is expanded to read: Palm Beach County Board of County Commissioners, a Political Subdivision of the State of Florida, its officers, employees, and agents. Professional Liability Retroactive Date: 5/12/2011

**SECOND AMENDMENT TO THE ANNUAL CONSTRUCTION MATERIALS  
TESTING, GEOTECHNICAL ENGINEERING & INSPECTION  
CONTRACT NO. R2014-1126  
DATED AUGUST 19, 2014, BY AND BETWEEN  
TIERRA SOUTH FLORIDA, INC., AND PALM BEACH COUNTY**

THIS SECOND AMENDMENT to the Annual Construction Materials Testing, Geotechnical Engineering & Inspection Contract dated August 19, 2014, (R2014-1126), hereinafter "CONTRACT" by and between Tierra South Florida, Inc., hereinafter "CONSULTANT" and the Board of County Commissioners of Palm Beach County, a political subdivision of the state of Florida, hereinafter, "COUNTY".

**W I T N E S S E T H**

WHEREAS, on August 19, 2014, the CONSULTANT and COUNTY entered into a twelve month Annual Construction Materials Testing, Geotechnical Engineering & Inspection Contract for engineering services and other related tasks throughout Palm Beach County; and

WHEREAS, the CONTRACT provides that the contract may be extended, at the COUNTY's option for a defined period of time, not to exceed thirty-six months total contract time, upon approval of the Board of County Commissioners; and

WHEREAS, this is the second of the two allowable one (1) year term CONTRACT extensions per section 4.1; and

WHEREAS, by this amendment, the CONSULTANT and the COUNTY mutually agree to amend the CONTRACT terms to extend the expiration date of the CONTRACT from August 18, 2016 to August 18, 2017, with all original terms, conditions and unit prices adhered to.

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. The CONTRACT, dated August 19, 2014, between the CONSULTANT and the COUNTY is hereby amended to extend the expiration date of the CONTRACT from August 18, 2016 to August 18, 2017.
3. It is the intent of the parties hereto that this Amendment shall not become binding until the date executed by the COUNTY.
4. All other provisions of the Annual Construction Materials Testing, Geotechnical Engineering & Inspection Contract dated August 19, 2014, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this Amendment to be executed and sealed this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

ATTEST:  
SHARON R. BOCK  
Clerk and Comptroller

PALM BEACH COUNTY, a Political  
Subdivision of the State of Florida  
Board of County Commissioners

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

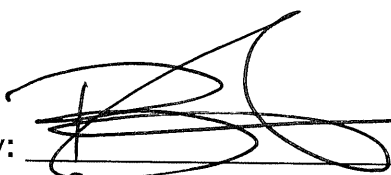
By: \_\_\_\_\_  
Mary Lou Berger, Mayor

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

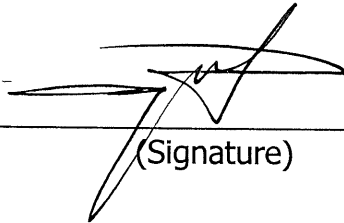
APPROVED AS TO TERMS  
AND CONDITIONS

By: \_\_\_\_\_  
County Attorney

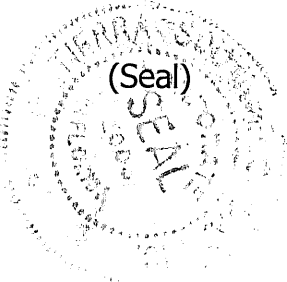
By:  \_\_\_\_\_  
Engineering

ATTEST:  
  
  
By: \_\_\_\_\_  
Secretary or Asst. Secretary

\_\_\_\_\_  
Tierra South Florida, Inc.  
Consultant

By:  \_\_\_\_\_  
(Signature)

\_\_\_\_\_  
Raj Krishnasamy, P.E., President  
(Print Name and Title)





## CERTIFICATE OF LIABILITY INSURANCE

TIERSOU-01

JTORREZ

DATE (MM/DD/YYYY)

10/21/2015

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**

Ames & Gough  
8300 Greensboro Drive  
Suite 980  
McLean, VA 22102

**CONTACT****NAME:****PHONE**

(A/C, No, Ext): (703) 827-2277

**FAX**

(A/C, No): (703) 827-2279

**E-MAIL**

ADDRESS: admin@amesgough.com

**INSURER(S) AFFORDING COVERAGE****NAIC #****INSURER A:** Twin City Fire Insurance Company

29459

**INSURER B:** Hartford Insurance Company of the Midwest

37478

**INSURER C:** Hartford Casualty Insurance Company (XV) A+

29424

**INSURER D:** Continental Casualty Company (CNA) A, XV

20443

**INSURER E:****INSURER F:****INSURED**

Tierra South Florida, Inc  
2765 Vista Parkway, Suite 10  
West Palm Beach, FL 33411

**COVERAGES****CERTIFICATE NUMBER:****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	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> <b>COMMERCIAL GENERAL LIABILITY</b> <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> <b>Contractual Liab.</b> <input checked="" type="checkbox"/> <b>Primary/NonContrib</b> GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:			42UUNNI5420	09/01/2015	09/01/2016	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 300,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
B	<input checked="" type="checkbox"/> <b>AUTOMOBILE LIABILITY</b> <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS			42UENNI5656	09/01/2015	09/01/2016	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
C	<input checked="" type="checkbox"/> <b>UMBRELLA LIAB</b> <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input checked="" type="checkbox"/> RETENTION \$ 10,000			42RHUNI5231	09/01/2015	09/01/2016	EACH OCCURRENCE \$ 5,000,000 AGGREGATE \$ 5,000,000
A	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N N	N/A	42WECR1264	09/01/2015	09/01/2016	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
D	<b>Professional Liability</b>			AEH591879490 AEH591879490	09/01/2015 09/01/2015	09/01/2016 09/01/2016	Per Claim 1,000,000 Aggregate 2,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101. Additional Remarks Schedule, may be attached if more space is required)  
RE: All Projects in Palm Beach County.

Palm Beach County, a Political Subdivision of the State of Florida, it's officers, employees, and agents are included as additional insured with respects to General Liability, Auto Liability, and Umbrella Liability when required by written contract via GL Endt (HG 00 01 06 05) and Auto Endt (HA 99 16 03 12). Professional Liability coverage is written on a claims-made basis. Retroactive Date: 09/01/2008.

**CERTIFICATE HOLDER**

Palm Beach County  
c/o Insurance Tracking Services, Inc. (ITS)  
P.O. Box 20270  
Long Beach, CA 90801

**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