Agenda Item #3.M.1.

## PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

## AGENDA ITEM SUMMARY

Meeting Date:October 2, 2018[X] Consent[] Regular[] Ordinance[] Public HearingDepartment:Parks and Recreation

Submitted By: Parks and Recreation Department

Submitted For: Parks and Recreation Department

# I. EXECUTIVE BRIEF

**Motion and Title:** Staff recommends motion to approve: Fourth Amendment to Contract No. 800014/LS with Chet's, Inc., located in Boynton Beach, Florida, providing professional water ski instruction at Burt Aaronson South County Regional Park renewing the contract for one year to begin October 1, 2018, and to expire September 30, 2019.

**Summary:** On September 30, 2014, Palm Beach County entered into a Contract for consulting/professional services (R2014-1780) with Chet's, Inc., to provide a complete water skiing school program at Burt Aaronson South County Regional Park. The Contract provided an initial one year term, which expired on September 30, 2015, with four one year renewal options. This Fourth Amendment renews the Agreement for the fourth and final option period of October 1, 2018, through September 30, 2019. The total annual revenue for this Fourth Amendment is \$12,420. District 5 (AH)

**Background and Justification:** A Request for Proposal was issued in November of 1998 to provide commercial water ski lessons for a ski lake located in the undeveloped portion of Burt Aaronson South County Regional Park. Chet's, Inc., was selected as the vendor best able to provide the requested services. A Request for Submittal was issued by the Parks and Recreation Department to competitively procure these services again in 2009 and in 2014. Chet's, Inc., was the only proposer and was selected based on the excellent service provided since 1999. Based on the satisfactory level of service provided, staff recommended exercising the fourth extension of the contract to provide for one (1) additional year of continued service. No additional renewal options remain on the contract.

Attachment: Fourth Amendment to Contract

**Recommended by:** 

Department Director

9-4-18

Approved by:

tare 1chrs,n Assistant County Administrator

9/18/18 Date

## **II. FISCAL IMPACT ANALYSIS**

# A. Five Year Summary of Fiscal Impact:

Fiscal Years	2019	2020	2020	2021	2022			
Capital Expenditures Operating Costs External Revenues Program Income (County In-Kind Match (County)	-0- -0- (12,420) -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	<u>(12,420)</u>	-0-			-0-			
# ADDITIONAL FTE POSITIONS (Cumulative)	0							
	ADDITIONAL FTE OSITIONS (Cumulative)0 Item Included in Current Budget? Yes _X No les this item include the use of federal funds? Yes No _X							
B. Recommended Sources of Funds/Summary of Fiscal Impact:								
Parks & Recreation Oth	ier Fees	0001-580-511	1-4729	(\$12,420)				
C. Departmental Fiscal R	eview:	mil hl	- 9/4/18					

# **III. REVIEW COMMENTS**

Contract Development and Control

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

917118 (Ha) 4/6 \$ 946 SIE.

**B. Legal Sufficiency:** 

9/18/18 Assistant County Attorney

C. Other Department Review:

**Department Director** 

REVISED 10/95 ADM FORM 01

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

G:\\_Agenda Item Summary\10-02-18\10-02-18 Chet's Inc 4th Amendment Agenda.docx



CHET RALEY

9075 Tresmore Ct Boynton Beach, Fl. 33472

561-509-8111

www.pbtcenter.com

I would like to extend the contract for another year.

het land Thank you,

Chet Raley – President of Palm Beach Training Center

### FOURTH AMENDMENT TO CONTRACT FOR SKI SCHOOL CONCESSION AT SOUTH COUNTY REGIONAL PARK (CONTRACT No. 800014/LS)

THIS FOURTH AMENDMENT, dated \_\_\_\_\_\_, 2018 to CONTRACT No. 800014/LS, dated September 30, 2014 by and between Palm Beach County, a political subdivision of the State of Florida, hereinafter referred to as the "COUNTY", and CHET'S INC., located at 9075 Tresmore Court, Boynton Beach, Florida, a corporation authorized to do business in the State of Florida, hereinafter referred to as the "CONTRACTOR", whose Federal I.D. number is 65-0681333.

#### WITNESSETH:

WHEREAS, the parties have entered into that certain CONTRACT dated September 30, 2014, as amended on December 15, 2015, October 18, 2016 and November 7, 2017 hereinafter referred to as the "CONTRACT", whereby the CONTRACTOR is to provide professional water ski instruction to all levels of people, and to provide all necessary equipment; and

WHEREAS, the parties amended the CONTRACT on December 15, 2015, exercising the first renewal option by extending the term of the CONTRACT to September 30, 2016 and updating contract requirements; and

WHEREAS, the parties amended the CONTRACT on October 18, 2016, exercising the second renewal option by extending the term of the Contract to September 30, 2017 and updating contract requirements; and

WHEREAS, the parties amended the CONTRACT on November 7, 2017, exercising the third renewal option by extending the term of the Contract to September 30, 2018 and updating contract requirements; and

WHEREAS, the parties desire to renew the CONTRACT for the final period October 1, 2018 through September 30, 2019 with no renewal options remaining; and

WHEREAS, entering into this amendment serves a public purpose.

**NOW THEREFORE,** in consideration of the mutual covenants and agreements expressed herein, the COUNTY and the CONTRACTOR agree as follows:

1. <u>ARTICLE 2 – SCHEDULE</u> is hereby amended as follows:

The CONTRACTOR shall commence services on <u>October 1, 2014</u>, and complete all services by <u>September 30, 2019</u>, with no renewal options remaining.

2. Except as provided herein, each and every other term of the CONTRACT shall remain in full force and effect and the CONTRACT is reaffirmed as modified herein.

Remainder of page intentionally left blank.

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

PALM BEACH COUNTY, FLORIDA BY ITS BOARD OF COUNTY COMMISSIONERS

	By: Melissa McKinlay, Mayor
WITNESSES:	CONTRACTOR
Signature Lawre L-Scheholosch Name (type or print) WITNESSES: Signature Jack Joseph Jose	Chet's Inc. Company Name BY: Signature Chet Raley Typed name President Title
APPROVED AS TO FORM AND LEGAL SUFFICIENCY By: County Attorney	APPROVED AS TO TERMS AND CONDITIONS C By:

Eric Call, Director Parks and Recreation Department

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ACORD <sup>®</sup> CERTIFICATE OF LIABILITY INSURANCE							DATE (MM/DD/YYYY) 07/31/2018			
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 have ADDITIONAL INSURED provisions or 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	-			CONTA NAME:		Pearson			· · · · · · · · · · · ·	
Global Marine Insurance Agency				PHONE (800) 748-0224 FAX (A/C, No): (231) 947-4407						
12935 S. West Bayshore Dr.				E-MAIL ADDRESS: apearson@globalmarineinsurance.com						
				ADDRESS:					NAIG #	
Traverse City			MI 49684	INSURER(S) AFFORDING COVERAGE					NAIC #	
INSURED				INSURER A.						
			4a-	INSURER B :						
Chet's Inc, DBA: Palm Beach T	raining	g Cen	ter	INSURER C :						
9075 Tresmore Ct				INSURER D :						
				INSURER E :						
Boynton Beach			FL 33472	INSURE	RF:					
			NUMBER: CL187310263				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 PO					ED BY PAID CL	AIMS.		-,		
INSR LTR TYPE OF INSURANCE		SUBR	POLICY NUMBER		POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIM	ITS		
COMMERCIAL GENERAL LIABILITY		T					EACH OCCURRENCE	\$ 1,00	0,000	
							DAMAGE TO RENTED PREMISES (Ea occurrence)	s 100,		
							MED EXP (Any one person)	\$ 5,00	0	
A	Y	Y	50M400152301		04/01/2018	04/01/2019	PERSONAL & ADV INJURY		0,000	
								Ψ	0,000	
GEN'L AGGREGATE LIMIT APPLIES PER:							GENERAL AGGREGATE	++	0,000	
							PRODUCTS - COMP/OP AGG Protection & Indemnity	\$ 1,00		
							COMBINED SINGLE LIMIT	1	0,000	
							(Ea accident)	\$		
							BODILY INJURY (Per person)	\$		
OWNED SCHEDULED AUTOS ONLY							BODILY INJURY (Per accident)	\$		
HIRED NON-OWNED AUTOS ONLY							PROPERTY DAMAGE (Per accident)	\$		
								\$		
UMBRELLA LIAB OCCUR							EACH OCCURRENCE	\$		
EXCESS LIAB CLAIMS-MADE							AGGREGATE	\$		
DED RETENTION \$								\$		
WORKERS COMPENSATION	1						PER OTH- STATUTE ER	1		
AND EMPLOYERS' LIABILITY Y / N ANY PROPRIETOR/PARTNER/EXECUTIVE							E.L. EACH ACCIDENT	\$		
OFFICER/MEMBER EXCLUDED?	N/A						E.L. DISEASE - EA EMPLOYEE	1		
If yes, describe under DESCRIPTION OF OPERATIONS below										
DESCRIPTION OF OPERATIONS DElow							E.L. DISEASE - POLICY LIMIT	\$		
								1		
DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLI	•			-	-					
Palm Beach County,Board of County Commissi additional insured with respect to the above cap										
Instruction operation located at 11200 Park Acc				13 01 401	dai policy & by	whiten contrac	Still Waterski/Wakeboard			
CERTIFICATE HOLDER				CANC	ELLATION					
							· · · · · · · · · · · · · · · · · · ·			
Palm Beach County,Board of County Commissioners a Politcal			SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.							
c\o Parks and Rec Department										
2700 Sixth Ave South					UTHORIZED REPRESENTATIVE					
Lake Worth FL 33461 Attack T. Hayland										
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