

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: May 7, 2019 Consent [X] Regular []
Public Hearing []

Department: Water Utilities Department

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Amendment No. 2 to the Water Utilities Department (WUD) Consulting/Professional Services Surveying and Mapping Services (Contract) with Dennis J. Leavy & Associates, Inc., renewing the Contract for an additional one (1) year period.

Summary: On June 6, 2017, the Board of County Commissioners (BCC) approved the WUD Consulting/Professional Services Surveying and Mapping Services (Contract) with Dennis J. Leavy & Associates, Inc., (R2017-0732). The Contract provides Surveying and Mapping Services for utility related projects and will be available for utilization by other County Departments. The Contract included a 12-month term with the option of two (2) 12-month renewals at the discretion of the County.

Amendment No. 1 to the Contract renewed the Contract for one (1) year through June 5, 2019 with no cost increase to the Contract.

Amendment No. 2 to the Contract constitutes one (1) year Contract renewal through June 4, 2020, with no cost increase to the Contract and is to provide additional professional consultation/surveying and mapping services throughout WUD service area.

This Contract was procured under the requirements of the 2002 Small Business Enterprise (SBE) Ordinance (R2002-0064) prior to the adoption of the amended Equal Business Ordinance on October 16, 2018. The Small Business Enterprise (SBE) participation goal established by the 2002 SBE Ordinance under which this Project was solicited is 15% overall. WUD staff coordinated with the Office of Equal Business Opportunity to confirm that the proposed renewal was consistent with the principles of the Equal Business Opportunity Ordinance. The Contract with Dennis J Leavy & Associates, Inc., provides for 100% overall SBE participation. Dennis J. Leavy & Associates, Inc., is a Palm Beach County company. (WUD Project No. 16-082) Countywide (MJ).

Background and Justification: The ongoing operation, maintenance and administration of the WUD and other Palm Beach County Departments require surveying and mapping services to supplement staff availability and expertise. The Contract will be utilized to provide these services for utility related projects. Amendment No. 2 will provide an additional one (1) year to the Contract with no more renewal options remaining. The term and conditions of the Contract will remain in full force and effect.

Attachments:

1. Three (3) Original Amendment No. 2
2. Location Map
3. Certificate of Liability Insurance

Recommended By: _____

[Signature]
For Department Director

4-22-2019
Date

Approved By: _____

[Signature]
Assistant County Administrator

4/29/19
Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2019	2020	2021	2022	2023
Capital Expenditures	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Operating Costs	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
External Revenues	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Program Income (County)	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
In-Kind Match County	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
NET FISCAL IMPACT	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
# ADDITIONAL FTE POSITIONS (Cumulative)	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Budget Account No.:	Fund <u>4011</u>	Dept <u>720</u>	Unit <u>Various</u>	Object <u>Various</u>	

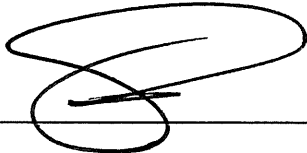
Is Item Included in Current Budget? Yes X No

Does this item include the use of federal funds? Yes No X

Reporting Category N/A

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

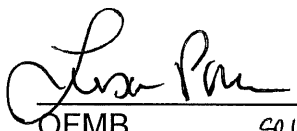
This Contract does not encumber any funds. CSA's will be issued under a task-by-task basis.



C. Department Fiscal Review: _____

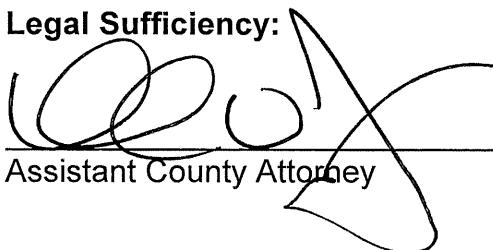
III. REVIEW COMMENTS

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


 OFMB 4/22/19
4/19


 Contract Development and Control 4/25/19

B. Legal Sufficiency:


 Assistant County Attorney 4/26/19

C. Other Department Review:

 Department Director

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

**AMENDMENT No 2 TO CONTRACT WITH
DENNIS J. LEAVY & ASSOCIATES, INC.
CONSULTING/ PROFESSIONAL SURVEYING
AND MAPPING ANNUAL SERVICES
CONTRACT**

This Amendment No. 2 dated _____ to the Contract (R-2017-0732) dated June 6, 2017, 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 **Dennis J. Leavy & Associates, Inc.**, a corporation authorized to do business in the State of Florida, hereinafter referred to as the CONSULTANT.

W I T N E S S E T H

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 the contract for the:

Consulting/Professional Surveying and Mapping Annual Services

Contract No: WUD 16-082; and

WHEREAS, on May 15, 2018 (County Resolution R2018-0766), the CONTRACTOR and the COUNTY entered into Amendment No. 1 to the CONTRACT ("First Amendment") renewing the Contract for an additional one (1) year period with no cost increase to the Contract.

WHEREAS the parties hereto desire to renew the Contract for an additional one (1) year period; and

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 is renewed for one (1) additional year from June 5, 2019 to June 4, 2020 with no more renewal options remaining.

2. The period of service shall continue until completion of all outstanding Consultant Services Authorizations issued within the period of this contract, unless otherwise terminated as provided herein.
3. Except as specifically modified above, the terms and conditions of the Contract as amended by the First Amendment, are hereby confirmed and remain in full force and effect.

INWITNESS 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 AND COMPTROLLER

PALM BEACH COUNTY, FLORIDA A
Political Subdivision of the State of Florida
BOARD OF COUNTY COMMISSIONERS

By: _____
Mack Bernard Mayor

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY

APPROVED AS TO TERMS AND
CONDITIONS

Assistant County Attorney

M.T. Jim Stiles
Jim Stiles, Director
Water Utilities Department

'CONSULTANT'

By: Dennis J. Leavy & Associates, Inc.

Marc Hanenson
(witness signature)

a Florida corporation
(insert state of corporation)

Marc Hanenson
(witness name printed)

By: David A. Bower
(signatory)

Robert Mohammed
(witness signature)

David A. Bower
(print signatory's name)

Robert Mohammed
(witness name printed)

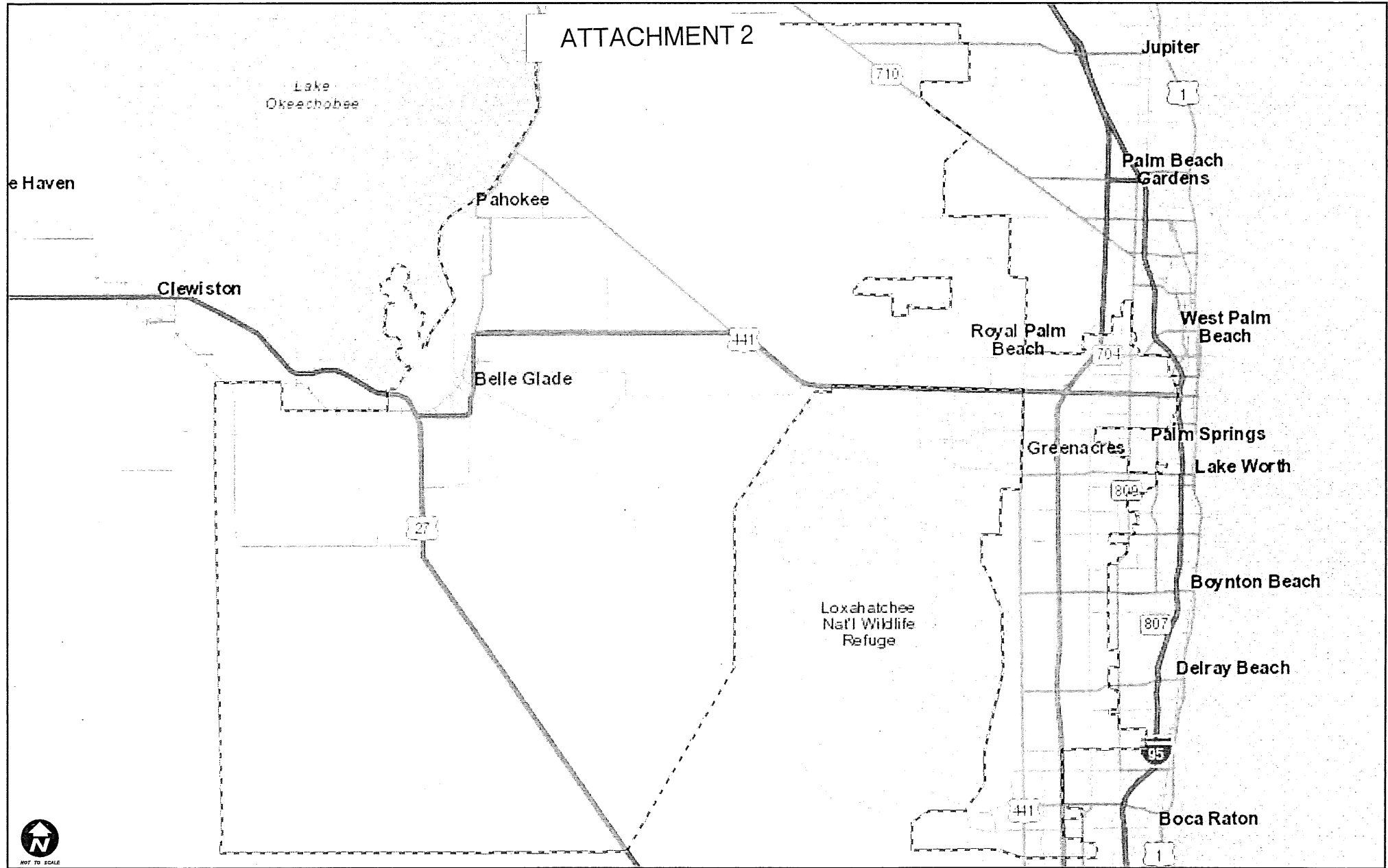
By: Vice President
(print title)

(Corporate Seal)

April 10, 20 19
(date of execution)

460 Business Park Way, Suite B
(CONSULTANT's Official Address)

Royal Palm Beach, FL 33411
(CONSULTANT's City, State, Zip Code)




**Palm Beach County
Water Utilities
Department**

8100 Forest Hill Blvd.
West Palm Beach, FL 33416
(561) 740-4600

Location Map Survey and Mapping Annual Services - WUD No. 16-082

Legend

 P.B.C.W.U.D. SA

ATTACHMENT 3



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
04/26/2018

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 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 Collinsworth Ins&Risk Mgmt Services Inc P.O. Box 661628 Miami Springs FL 33266	CONTACT NAME: Erinn E Collinsworth
	PHONE (A/C, No, Ext): (786) 930-4795 FAX (A/C, No): (786) 930-4794 E-MAIL ADDRESS:
INSURER(S) AFFORDING COVERAGE	
INSURER A: Hartford Insurance Company of th	NAIC # 38261
INSURER B: The Phoenix Insurance Company	25623
INSURER C: AIX Specialty Insurance Compan	12833
INSURER D: Travelers Cas & Surety Co	19038
INSURER E:	
INSURER F:	

INSURED (561) 753-0650
 Dennis J. Leavy & Associates, Inc.
 460 Business Park Way, Suite B
 Royal Palm Beach FL 33411

COVERAGES CERTIFICATE NUMBER: Cert ID 2246 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
B	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:			21 SBM BX3898	05/09/2018	05/09/2019	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 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
C	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS			BA-8F549617	05/09/2018	05/09/2019	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
B	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> DED <input checked="" type="checkbox"/> RETENTION \$ 10,000			21 SBM BX3898	05/09/2018	05/09/2019	EACH OCCURRENCE \$ 2,000,000 AGGREGATE \$ 2,000,000
D	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	N/A	UB-4441T590	05/09/2018	05/09/2019	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 500,000 E.L. DISEASE - EA EMPLOYEE \$ 500,000 E.L. DISEASE - POLICY LIMIT \$ 500,000
C	Professional Liability			AEA002443-01-2017 Claims Made Basis	05/09/2017	05/09/2019	Each Claim \$ 1,000,000 Policy Aggregate \$ 2,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
 ITS Account Number PLC1752
 Re: All Projects with Palm Beach County
 If required by written contract, Palm Beach County Board of Commissioners, a Political Subdivision of the State of Florida, its Officers, Employees, and Agents are named as additional insured, excluding Professional Services, on the General Liability. Professional Liability Retroactive Date 01/01/1994; Professional Liability Deductible \$10,000 Each Claim

CERTIFICATE HOLDER Palm Beach County c/o Insurance Tracking Services (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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