

3629-16
Amd 13

**AMENDMENT NUMBER THIRTEEN TO AGREEMENT
BETWEEN
THE CITY OF JACKSONVILLE
AND
ELLIS & ASSOCIATES, INC.
FOR
CONTAMINATION ASSESSMENT AND REMEDIATION COUNTYWIDE**

THIS AMENDMENT NUMBER THIRTEEN to Agreement is made and entered into in duplicate this 22 day of May, 2015, by and between the CITY OF JACKSONVILLE, a municipal corporation in Duval County, Florida (hereinafter the "CITY"), and ELLIS & ASSOCIATES, INC., a Florida profit corporation with offices located at 7064 Davis Creek Road, Jacksonville, Florida 32256 (hereinafter the "CONSULTANT"), for professional services for contamination assessment and remediation countywide (hereinafter the "Project").

RECITALS:

WHEREAS, on May 10, 2006, the parties made and entered into City Contract No. 3629-16 (hereinafter the "Agreement") for the Project; and

WHEREAS, said Agreement has been amended twelve (12) times previously; and

WHEREAS, said Agreement should be amended further by extending the period of service through June 30, 2016, with no increase in the maximum indebtedness, such maximum indebtedness remaining a not-to-exceed amount of \$2,400,000.00, and with all other provisions, terms, and conditions of said Agreement remaining unchanged, now therefore

IN CONSIDERATION of the Agreement and of the mutual covenants and agreements hereinafter contained and for other good and valuable consideration, the parties agree to amend said Agreement as follows:

1. The above-stated recitals are accurate, true, and correct and are incorporated herein and made a part hereof by this reference.

2. Section 1.02 of said Agreement is amended by extending term of the Agreement through June 30, 2016, subject to earlier termination, and as amended shall read as follows:

“This Agreement shall commence on the day and year first above written and shall continue and remain in full force and effect thereafter until JUNE 30, 2016, or earlier termination as provided in Section 5.01 hereof; notwithstanding said termination date, change orders shall be allowed to open purchase orders if required.”

3. The maximum indebtedness shall remain a not-to-exceed amount of \$2,400,00.00.

SAVE AND EXCEPT as expressly amended herein, the provisions, terms and conditions of said Agreement, as previously amended, shall remain unchanged and shall continue in full force and effect.

[Remainder of this page is intentionally left blank. Signature page follows immediately.]

IN WITNESS WHEREOF, the parties hereto have duly executed this Amendment Number

Thirteen the day and year first above written.

ATTEST:

CITY OF JACKSONVILLE

By James R. McCain, Jr.
James R. McCain, Jr.
Corporation Secretary



Cleveland Ferguson III
Cleveland Ferguson III
Deputy Chief Administrative Officer
for Mayor Alvin Brown
Under Authority of:
Executive Order No. 2015-01

In accordance with Section 24.103(e) of the Ordinance Code of the City of Jacksonville, I do hereby certify that there is an unexpended, unencumbered, and unimpounded balance in the appropriation sufficient to cover the foregoing agreement. This certification is not nor shall it be interpreted as an encumbrance of funding under this Contract. Actual encumbrance[s] shall be made by subsequent purchase order[s], as specified in this Contract. All fund control checks will be performed at the time of such encumbrance by purchase order.

C. Ronald Bolton
Director of Finance
City Contract No. 3629-16, Amendment #13
RB

Form Approved:

James R. McCain, Jr.
Office of General Counsel

WITNESS:

ELLIS & ASSOCIATES, INC.

By Becky Kiser
Signature
Becky Kiser
Type/Print Name
Executive Operations Admin.
Title

By Greg Edmonds, P.E.
Signature
Greg Edmonds, P.E.
Type / Print Name
President
Title



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
5/19/2015

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 Greene-Hazel and Associates, Inc. 10739 Deerwood Park Blvd. Suite 200 Jacksonville FL 32256		CONTACT NAME: Joanie Newton PHONE (A/C No. Ext): 904-398-1234 E-MAIL ADDRESS: jmn@greenehazel.com FAX (A/C No.): 904-396-7432															
INSURED ELLIS-4 Ellis & Associates, Inc. 7064 Davis Creek Road Jacksonville FL 32256		<table border="1"> <thead> <tr> <th>INSURER(S) AFFORDING COVERAGE</th> <th>NAIC #</th> </tr> </thead> <tbody> <tr> <td>INSURER A: Westfield Insurance Company</td> <td>24112</td> </tr> <tr> <td>INSURER B: Continental Casualty Company</td> <td>20443</td> </tr> <tr> <td>INSURER C: Bridgefield Employers Ins. Co.</td> <td>10701</td> </tr> <tr> <td>INSURER D:</td> <td></td> </tr> <tr> <td>INSURER E:</td> <td></td> </tr> <tr> <td>INSURER F:</td> <td></td> </tr> </tbody> </table>		INSURER(S) AFFORDING COVERAGE	NAIC #	INSURER A: Westfield Insurance Company	24112	INSURER B: Continental Casualty Company	20443	INSURER C: Bridgefield Employers Ins. Co.	10701	INSURER D:		INSURER E:		INSURER F:	
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COVERAGES

CERTIFICATE NUMBER: 763522688

REVISION NUMBER:

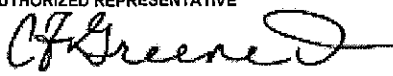
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE 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 <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"/> PROJECT <input type="checkbox"/> LOC	Y	Y	CMM4196885	12/31/2014	12/31/2015	EACH OCCURRENCE	\$1,000,000
							DAMAGE TO RENTED PREMISES (Ea occurrence)	\$500,000
							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
								\$
A	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	Y		CMM4196885	12/31/2014	12/31/2015	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 type="checkbox"/> EXCESS LIAB <input checked="" type="checkbox"/> RETENTION \$ 10,000 <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS-MADE			CMM4196885	12/31/2014	12/31/2015	EACH OCCURRENCE	\$5,000,000
							AGGREGATE	\$5,000,000
								\$
C	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 checked="" type="checkbox"/> N N/A		Y	38660	1/1/2015	1/1/2016	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER	
							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 Liability Including Pollution Liability Retro Date - 7/31/2008			MCH288291440	7/31/2014	7/31/2015	Per Claim Aggregate Deductible	\$1,000,000 \$2,000,000 \$50,000

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

Project: P-34-08, 3629-16 Asphalt Testing & Insp Services and Routine Testing. City of Jacksonville listed as Additional Insured with respect to General Liability, Automobile Liability. Valuable Papers Limit \$100,000, Waiver of Subrogation in favor of City of Jacksonville with respect to GL & WC

CERTIFICATE HOLDER**CANCELLATION**

City of Jacksonville 214 N Hogan Street Jacksonville FL 32202	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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PROCUREMENT DIVISION



March 19, 2015

The Honorable Alvin Brown, Mayor
City of Jacksonville
4th Floor, St. James Building
Jacksonville, FL 32202

Dear Mayor Brown:

Ref: P-29-06 Professional Services for Contamination Assessment and Remediation Countywide
(Amendment No. 13)
Department of Public Works

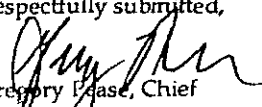
The Professional Services Evaluation Committee met today in Board Room 851 on the eighth floor of the Ed Ball Building, for the purpose of amending the above-referenced contract.

The following motion and/or recommendation was adopted:

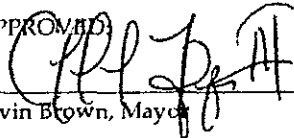
That Contract No. 3629-16, originally executed May 10, 2006, between the City and Ellis & Associates, Inc. for Professional Services for Contamination Assessment and Remediation Countywide be amended by extending the Period of Service from June 30, 2015 to June 30, 2016; with all other terms and conditions of the Agreement remaining unchanged. Nothing contained herein shall be amended, modified, or otherwise revised, without prior approval from the PSEC and the Mayor.

If the foregoing meets your approval, please affix your signature and return to my office.

Respectfully submitted,


Gregory Pease, Chief
Procurement Division
Chairman, Professional Services
Evaluation Committee

APPROVED:


Alvin Brown, Mayor

Cleveland Ferguson III
Deputy Chief Administrative Office.
For: Mayor Alvin Brown
Under Authority of:
Executive Order No. 2015-01

This 26th day of March, 2015

GP

cc Council Auditor
James McCam, OGC
Philip Boston, CAD
Subcommittee Members