



Agenda Report

2725 Judge Fran Jamieson
Way
Viera, FL 32940

Consent

F.23.

7/6/2021

Subject:

Assignment of Agreement between Board of County Commissioners, Reiss Engineering, Inc., and CHA Consulting, Inc.

Fiscal Impact:

None

Dept/Office:

Utility Services

Requested Action:

It is requested that the Board of County Commissioners approve and authorize the Chair to execute the attached Assignment of Agreement.

Summary Explanation and Background:

Brevard County entered into an Agreement with Reiss Engineering, Inc., on October 24, 2017 for Engineering and Consulting Services, for work relating to the design, permitting and other engineering services for Utilities Services associated with water and waste water treatment collection, distribution, transmission, disposal, design, permitting, construction, maintenance, modeling, etc. and other water and wastewater related engineering projects as well as general utility management and supporting services.

Brevard County received notification from CHA Consulting, Inc., that CHA Consulting, Inc., had acquired Reiss Engineering, Inc., on February 1, 2021. CHA Consulting, Inc., has requested an assignment of the Agreement. Utilities Services does not object to this request by CHA, Inc.

Clerk to the Board Instructions:

Return executed copy of Assignment of Agreement to the Utilities Department, attention Rose Lyons.



Kimberly Powell, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

Telephone: (321) 637-2001
Fax: (321) 264-6972
Kimberly.Powell@brevardclerk.us

July 7, 2021

MEMORANDUM

TO: Edward Fontanin, Utility Services Director

RE: Item F.23., Assignment of Agreement between the Board of County Commissioners (BOCC), Reiss Engineering, Inc., and CHA Consulting, Inc.

The Board of County Commissioners, in regular session on July 6, 2021, approved and authorized the Chair to execute the Assignment of Agreement between the BOCC, Reiss Engineering, Inc., and CHA Consulting, Inc. Enclosed is a fully-executed Assignment of Agreement.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
RACHEL M. SADOFF, CLERK

A handwritten signature in cursive script, appearing to read "Kimberly Powell", is written over the typed name and title.

Kimberly Powell, Clerk to the Board

Encl. (1)

ASSIGNMENT OF AGREEMENT

This Assignment is made and entered into this ____ day of _____, 2021, by and between BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS, a political subdivision of the State of Florida (hereinafter "Brevard County"), CHA Consulting, Inc. (hereinafter "CHA/Assignee"), and Reiss Engineering, Inc. (hereinafter "Reiss/Assignor").

WHEREAS, on October 24, 2017, Brevard County entered into an Agreement for Engineering and Consulting Services with Reiss Engineering, Inc. (hereinafter "Agreement");

WHEREAS, Section 22 of the Agreement between Brevard County and Reiss Engineering, Inc. provided for assignment of the Agreement with written consent of the other party;

WHEREAS, Task Orders and Amendments have been entered into between Reiss Engineering, Inc. and Brevard County;

WHEREAS, Reiss/Assignor was acquired by CHA/Assignee on February 1, 2021;

WHEREAS, Reiss/Assignor wishes to assign all of its rights and duties under the Agreement with written consent from Brevard County; and

WHEREAS, CHA/Assignee hereby accepts the assignment of all Reiss/Assignor's obligations, responsibilities, and duties under the Agreement and all of Reiss/Assignor's rights, title and interest in and to the Agreement.

NOW, THEREFORE, for value received, and other good and valuable consideration, the parties hereby agree as follows:

1. The above recitals are true and correct and are incorporated herein, in their entirety by this reference.
2. All rights, title and interest in the Agreement between Brevard County and Reiss/Assignor are hereby assigned and transferred to CHA/Assignee, and CHA/Assignee accepts said assignment and agrees to perform all obligations of Reiss/Assignor under the Agreement.
3. CHA/Assignee agrees to abide by all terms, prices and conditions of the Agreement.

REISS ENGINEERING, INC.

C. Robert Reiss

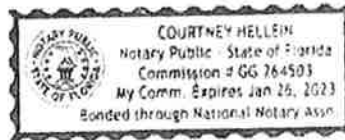
By: C. Robert Reiss, President

STATE OF Florida
COUNTY OF Seminole

The foregoing instrument was acknowledged before me by means of ☒ physical presence
or ☐ online notarization, this 17th day of June, 2021,
by C. Robert Reiss of Reiss Engineering, Inc. on behalf of the corporation. He/she is
personally known to me or has produced _____ as identification

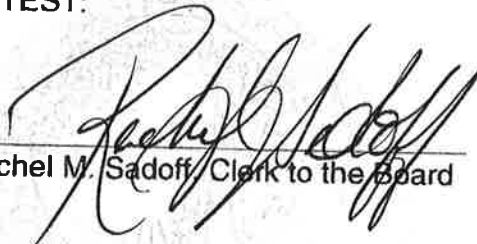
Courtney Hellein

Notary Public Courtney Hellein



IN WITNESS WHEREOF, the parties have hereunto set their hands and seals on the day and year first above written.

ATTEST:

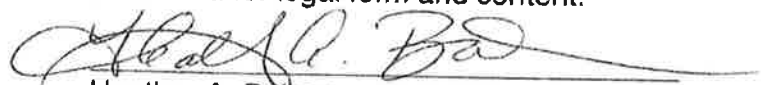

Rachel M. Sadoff, Clerk to the Board

BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA


Rita Pritchett, Chair

As approved by the Board on: JUL 06 2021

Reviewed for legal form and content:



Heather A. Balser, Assistant County Attorney

CHA CONSULTING, INC.


By: Michael A. Platt, General Counsel & Exec. VP

STATE OF NEW YORK
COUNTY OF ALBANY

The foregoing instrument was acknowledged before me by means of ☒ physical presence or ☐ online notarization, this 16th day of June, 2021, by Michael A. Platt on behalf of CHA Consulting, Inc. He/she is personally known to me or has produced _____, as identification.


Notary Public

NIKKI C. DAMES
NOTARY PUBLIC-STATE OF NEW YORK
No 02DA6253381
Qualified in Schenectady County
My Commission Expires 12-27-2023