

Meeting Date
December 5, 2017



AGENDA	
Section	Consent
Item No.	<i>II.C.2</i>

AGENDA REPORT
BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS

SUBJECT:	CONTINUATION OF EXISTING AGREEMENT FOR SPECIAL MAGISTRATE SERVICES WITH STEWART B. CAPPS
DEPT/OFFICE:	CENTRAL SERVICES DEPARTMENT

Requested Action:
 It is requested the Board of County Commissioners approve and authorize the Chairman to Execute an Amendment to the Special Magistrate Services Agreement with Stewart B. Capps which renews the existing Agreement for one year, subject to approval by the County Attorney's Office.

Summary Explanation & Background:
 On December 16, 2014, the Board of County Commissioners authorized an Agreement with Stuart B. Capps beginning on February 3, 2015 as a result of a competitive solicitation and evaluations of applications to perform services as Special Magistrates to hold hearings and assess fines against violators of the County's Codes and Ordinances. Mr. Capps serves as primary Special Magistrate for Code Enforcement cases and alternate for Contractor Licensing and Vested Right cases. The agreement includes a provision that the agreement may be renewed for no more than four additional one-year terms at the discretion of the Board of County Commissioners under the same terms and conditions.
 The current amendment to Agreement is the third renewal for one year under the same terms and conditions remaining in force as the original Agreement. The new term shall begin February 3, 2018 and continue through February 3, 2019.
 Fiscal Impact: FY 2018 expenditures for are projected at \$10,500 and budgeted in Fund 0002, Cost Center 210290.
 Contact: Teresa Camarata, Central Services Director, Teresa.Camarata@brevardfl.gov, Ext. 5-2543
 Leslie Rothering, Purchasing Services, Leslie.Rothering@brevardfl.gov, Ext. 5-7390

Clerk to the Board Instructions:

Exhibits Attached: Renewal Agreement

Contract /Agreement (If attached): Reviewed by County Attorney	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	PR	<input type="checkbox"/>
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County Manager Frank Abbate <i>[Signature]</i>	Assistant County Manager John Denninghoff	Department Director / Extension Teresa Camarata, Central Services Director; Ext. 5-2543 <i>[Signature]</i>
	Interim Assistant County Manager Jim Liesenfelt	



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

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Tammy.Rowe@brevardclerk.us

December 6, 2017

MEMORANDUM

TO: Teresa Camarata, Central Services Director Attn: Leslie Rothering

RE: Item II.C.2., Agreement to Renew Existing Contract with Stewart B. Capps for Special Magistrate Services

The Board of County Commissioners, in regular session on December 5, 2017, executed amendment to the Special Magistrate Services Agreement with Stewart B. Capps which renews the existing Agreement for one year, subject to approval by the County Attorney's Office. Enclosed is fully-executed copy of the Amendment.

Your continued cooperation is greatly appreciated.

Sincerely yours,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Rowe, Deputy Clerk

/cmw

Encl. (1)

cc: Contracts Administration
Budget
Finance

**AGREEMENT TO RENEW EXISTING CONTRACT
(Third Renewal)**

THIS AMENDMENT TO THE AGREEMENT, is made and entered into on this 5th day of December 2017, by and between the BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA (the "County") and Stewart B. Capps ("Special Magistrate") having a business location at 325 Fifth Avenue, Suite 208, Indialantic, Florida 32903

WITNESSETH:

WHEREAS, the County previously entered into an Agreement dated February 3, 2015 and first renewal dated February 3, 2016 and second renewal dated February 3, 2017, for the purposes of providing Special Magistrate Services to the County as a result of a competitive solicitation and evaluation of applications;

WHEREAS, the Agreement dated February 3, 2015 provided that the parties could renew the Agreement for one year terms for no more than 4 additional terms;

WHEREAS, the parties hereto desire to renew the term of said Agreement for an additional one (1) year period of time, under the same terms and conditions.

NOW THEREFORE, the parties wish to renew the Agreement dated February 3, 2017 as follows:

1. The term of the Agreement executed by the parties effective February 3, 2017 shall be renewed for the term of one year commencing February 3, 2018 and terminating on February 3, 2019.

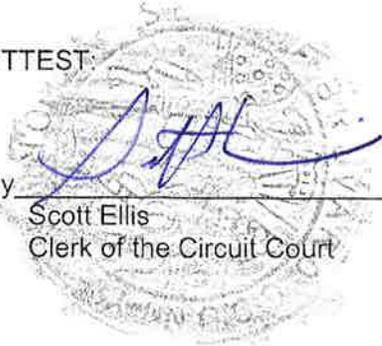
2. All other terms and conditions of the Agreement, which is incorporated herein by this reference, not inconsistent with the terms and provisions of this Amendment, shall remain in full force and effect.

IN WITNESS WHEREOF, the County and Company have executed this Agreement as of the date first written above.

ATTEST:

By 

Scott Ellis
Clerk of the Circuit Court

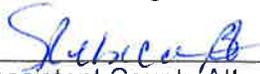


BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA

By 

Keta R. White, Chairman
Brevard County Commission
(As approved by the Board on December 5, 2017)

Reviewed for legal form and content:

By 

Assistant County Attorney

Special Magistrate:

By 

Stewart B. Capps