



Legislation Details (With Text)

File #: 19-292 **Version:** 1 **Name:**
Type: Purchasing **Status:** Passed
File created: 2/28/2019 **In control:** City Commission
On agenda: 4/2/2019 **Final action:** 4/2/2019
Title: APPROVAL TO ASSIGN ALL INTERESTS AND RIGHTS UNDER ANY AND ALL ACTIVE AGREEMENTS WITH KEITH AND SCHNARS, P.A. TO KCI TECHNOLOGIES, INC. IN ACCORDANCE WITH THE JANUARY 1, 2019 BUSINESS ACQUISITION
Sponsors: Public Works Department - Programs & Project Manag, Development Services Department

Indexes:

Code sections:

Attachments: 1. Agenda Cover Report, 2. 2016-139-2 Amendment No. 2, vendor executed, 3. 2017-048 Amendment No. 2, vendor executed, 4. 2017-075 Amendment No. 1, vendor executed, 5. Legal Review Checklist form v. 5 Amend No 2 name change keith and schnars phase 1 seacrest beautification, 6. Legal Review Checklist form v. 5 Amend No 2 name change keith and schnars 2017-048, 7. Legal Review Checklist form v. 5 Amend No 1 to 2017-075 keith and schnars name change, 8. Executed 2016-139-2 Agreement, 9. 2017-048 Agreement with Keith and Schnars, P.A., 10. 2017-075 Agreement, executed

Date	Ver.	Action By	Action	Result
4/2/2019	1	City Commission	approved	

TO: Mayor and Commissioners
FROM: Susan Goebel-Canning, Public Works Director
Timothy Stillings, Development Services Director
THROUGH: Neal de Jesus, Interim City Manager
DATE: April 2, 2019

APPROVAL TO ASSIGN ALL INTERESTS AND RIGHTS UNDER ANY AND ALL ACTIVE AGREEMENTS WITH KEITH AND SCHNARS, P.A. TO KCI TECHNOLOGIES, INC. IN ACCORDANCE WITH THE JANUARY 1, 2019 BUSINESS ACQUISITION

Recommended Action:

Motion to approve assignment of all interests and rights under any and all active agreements with Keith and Schnars, P.A. to KCI Technologies, Inc. in accordance with the January 1, 2019 business acquisition.

Background:

On February 15, 2019, the City of Delray Beach (City) was notified that Keith and Schnars, P.A. (K&S”) was acquired by KCI Technologies, Inc. (KCI) on January 1, 2019. This request formally adopts the company acquisition, assigning all interests and rights under any and all active agreements with K&S to KCI.

Active agreements with K&S include, but may not be limited to, the agreements listed below. Each of the agreements listed are accompanied by an amendment to adopt the name change. Additionally,

purchase orders not associated with a master agreement are covered under this request, as a purchase order is a form of agreement.

1. 2016-139-2 Agreement for Construction, Engineering, and Inspection Services for Phase 1 Construction of the Seacrest Beautification Project
2. 2017-048 Agreement for Continuing Engineering, Landscaping Architecture, and Land Surveying Consulting Services
3. 2017-075 Agreement for General Planning Services

This motion is in accordance with the Code of Ordinances Chapter 36, Commission Approval Required and Purchasing Policies, Change Orders and Amendments.

Attachments:

1. 2016-139-2 Amendment No. 2
2. 2017-048 Amendment No. 2
3. 2017-075 Amendment No. 1
4. 2016-139-2 Legal Review Checklist
5. 2017-048 Legal Review Checklist
6. 2017-075 Legal Review Checklist
7. 2016-139-2 Agreement
8. 2017-048 Agreement
9. 2017-075 Agreement

City Attorney Review:

Approved as to form and legal sufficiency.

Funding Source:

N/A