

3H-18

Meeting Date: October 17, 2006      ☒ Consent      ☐ Regular  
☐ Ordinance      ☐ Public Hearing

**Department: Facilities Development & Operations**

## I. EXECUTIVE BRIEF

**Motion and Title: Staff recommends motion to approve: Amendment No. 2 to contract with M.A.C. Construction, Inc. (R2005-0537) to implement the second renewal of Job Order Contract-South B/W with a maximum value of \$1,000,000.**

**Summary:** This agenda item is a renewal to the Job Order Contract-South B/W which was awarded to M.A.C. Construction, Inc. The contractor will continue to perform as an "annual general contractor" for implementation of maintenance and capital projects. This Job Order Contract (JOC) is an indefinite-quantity contract and this renewal has a maximum value of \$1,000,000. The renewal term is twelve months or until \$1,000,000 in work orders are issued. Staff is bringing forward the amendment at this time based on pending work which would exceed the value assigned to the contract. All terms of the original contract remain in effect. This is the second and final extension allowed by the Contract. SBE goals for the JOC program are 15% Overall. M.A.C. Construction, Inc.'s participation for work orders issued to date is 16.15% Overall. (FD&O Admin) Countywide (JM)

**Background and Justification:** This agenda item is the second renewal to the Job Order Contract-South B/W which was awarded to M.A.C. Construction, Inc. on March 15, 2005 and renewed on February 28, 2006. The contractor will continue to perform as an "annual general contractor" for implementation of maintenance and capital projects. This Job Order Contract (JOC) is an indefinite-quantity contract and this renewal has a maximum value of \$1,000,000. The renewal term is twelve months or until the renewal limit of \$1,000,000 is reached.

**Attachments:**

## Amendment No. 2

**Recommended by:**

**Department Director**

Date \_\_\_\_\_

**Approved by:**

**County Administrator**

Date \_\_\_\_\_

## II. FISCAL IMPACT ANALYSIS

### A. Five Year Summary of Fiscal Impact:

Fiscal Year	2007	2008	2009	2010	2011
Capital Expenditures	\$0	0	0	0	0
Operating Costs	0	0	0	0	0
External Revenues	0	0	0	0	0
Program Income (County)	0	0	0	0	0
In-Kind Match (County)	0	0	0	0	0
<b>NET FISCAL IMPACT</b>	<b>\$0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
# Additional FTE Positions (Cumulative)	—	—	—	—	—

Is Item Included in Current Budget? Yes \_\_\_\_ No \_\_\_\_

Budget Account No:

Reporting Category \_\_\_\_\_

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

Potential maximum fiscal impact is \$1,000,000. Work Orders requiring BCC approval will be brought to the Board and fiscal impact will be addressed at that time; otherwise, funding will come from previously approved BCC projects.

### C. Departmental Fiscal Review: \_\_\_\_\_

## III. REVIEW COMMENTS

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

Jim D. 10-3-06  
OFMB  
10/3/06  
pm  
10-3-06  
10/6/06

Jim J. Jueda 10/4/06  
Contract Dev. and Control  
6. Jones 10/4/06

### B. Legal Sufficiency:

James C. [Signature]  
Assistant County Attorney  
10/6/06

**This amendment complies with  
our review requirements.**

### C. Other Department Review:

\_\_\_\_\_  
Department Director

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

## AMENDMENT #2 TO JOB ORDER CONTRACT

This agreement amends the contract between Palm Beach County (County) and M.A.C. Construction, Inc., (Contractor) authorized pursuant to Palm Beach County Resolution (R-2005-0537).

The original contract provided that Contractor would act as an annual general contractor from March 15, 2005 to March 14, 2006 or until Contractor had been awarded projects totaling one million dollars (\$1,000,000), whichever occurred first. That contract also provides that it could be extended for two additional terms. This contract was amended on March 14, 2006. This amendment is the second and final extension.

The County is extending the contract for a period of twelve (12) months based on pending work which would exceed the value assigned to the contract. Pursuant to the provisions of the existing contract, the parties agree that Contractor will continue to act as an annual general contractor until October 16, 2007 or until the total dollar value of work authorizations for the third term totals one million dollars (\$1,000,000), whichever comes first. The parties agree that the total dollar value of work authorizations issued pursuant to this amendment shall not exceed one million dollars (\$1,000,000).

Except as amended herein, all provisions of the existing contract shall remain in full force and effect.

ATTEST:

Sharon R. Bock, Clerk & Comptroller

BOARD OF COUNTY COMMISSIONERS

\_\_\_\_\_  
Deputy Clerk

\_\_\_\_\_  
Tony Masilotti, Chairman

Witness:

KEN EROS  
Printed Name  
Kelli Eros  
Signature

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

\_\_\_\_\_  
Assistant County Attorney

M.A.C. Construction, Inc.

[Signature]  
Signature  
PRESIDENT  
Title

APPROVED AS TO TERMS  
AND CONDITIONS

[Signature]  
Audrey Wolf, Director  
Facilities Development & Operations