

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

34-1

AGENDA ITEM SUMMARY

Meeting Date: June 29, 2010

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 The BG Group, LLC (R2008-1055) to implement the second renewal of the annual Demolition contract with a maximum value of \$500,000.

Summary: Amendment No. 2 is a renewal to the Annual Contract - Demolition which was awarded to The BG Group, LLC. The annual demolition contract is an indefinite-quantity contract and this renewal has a maximum value of \$500,000. The renewal term is for twelve (12) months or until \$500,000 in work orders are issued. Staff is bringing forward the amendment at this time based on expiration of the term. All terms of the original contract remain in effect. This is the second of four extensions allowed by the Contract. The Small Business Enterprise (SBE) participation goal for the contract is 15%. The BG Group's SBE participation for work orders issued to date is 91%. The BG Group, LLC. is a certified SBE contractor. The BG Group, LLC is a Palm Beach County company. (FD&O Admin) Countywide (JM)

Background and Justification: Amendment No. 2 is the second renewal to the Annual Contract Demolition which was awarded to The BG Group, LLC on June 17, 2008 and renewed on June 16, 2009. The contractor will continue to perform as an annual Demolition contractor for implementation of demolition projects for various facilities. This annual Demolition contract is an indefinite-quantity contract and this renewal has a maximum value of \$500,000. The renewal term is for twelve months or until the renewal limit of \$500,000 is reached.

Attachments:

Amendment No. 2

Recommended by:

Amy Wong
Department Director

6/8/10
Date

Approved by:

J. Baker
County Administrator

6/25/10
Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Year	2010	2011	2012	2013	2014
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
NET FISCAL IMPACT	\$0	<i># see below</i>	0	0	0
# Additional FTE Positions (Cumulative)	—	—	—	—	—

Is Item Included in Current Budget? Yes X No

Budget Account No:

Reporting Category _____

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

** Potential maximum fiscal impact is \$500,000. 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.*

This contract includes language applying requirements of the Inspector General (IG) Ordinance including the application of the IG fee.

C. Departmental Fiscal Review: _____

III. REVIEW COMMENTS

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

IG fee of 0.25% will be deducted. Estimated cost \$500,000

[Signature]
OFMB
6/17/10

[Signature]
Contract Dev. and Control
E. Jeneke 6/18/10

A. Legal Sufficiency:

[Signature]
Assistant County Attorney
6/21/10

This amendment complies with our review requirements.

A. Other Department Review:

Department Director

AMENDMENT #2 TO ANNUAL DEMOLITION CONTRACT

This agreement amends the contract between Palm Beach County (County) and The BG Group, LLC (Contractor) authorized pursuant to Palm Beach County Resolution (R-2008-1055).

The original contract provided that Contractor would act as an annual Demolition contractor from June 17, 2008 to June 16, 2008 or until the total dollar value of work authorizations issued in the term totals Five Hundred Thousand Dollars (\$500,000), whichever occurred first. That contract also provides that it could be extended for four (4) additional terms. This amendment is the second extension. The contract was amended on June 16, 2009.

The County is extending the contract for a period of twelve (12) months based on expiration of the term. Pursuant to the provisions of the existing contract, the parties agree that Contractor will continue to act as an annual Demolition contractor until June 15, 2011 or until the total dollar value of work authorizations for the third term totals Five Hundred Thousand Dollars (\$500,000), whichever comes first. The parties agree that the total dollar value of work authorizations issued pursuant to this amendment shall not exceed Five Hundred Thousand Dollars (\$500,000).

The County has established the Office of the Inspector General, Ordinance R2009-049 which is authorized and empowered to review past, present and proposed County contracts, transactions, accounts and records. All contractors and parties doing business with the County and receiving County funds shall fully cooperate with the Inspector General including receiving unrestricted access to records relating to this contract. The Inspector General has the power to subpoena witnesses, administer oaths, require the production of records, and audit, investigate, monitor, and inspect the activities of the contractor, its officers, agents, employees, and lobbyists in order to ensure compliance with contract specifications and detect corruption and fraud. The cost of the Inspector General's Office shall be incorporated into the contract price of all contracts and shall be one quarter (1/4) of one (1) percent of the contract price. Without changing the contract price, a fee of 0.25% will be deducted by the Owner from the amount of each application for payment to defray costs of the Office of the Inspector General (IG) in accordance with Ordinance R2009-049.

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

Burt Aaronson, Chair

Witness:

The BG Group, LLC

Louise Feldkamp
Printed Name

[Signature]
Signature

[Signature]
Signature

Permit Coordinator
Title

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS AND CONDITIONS

[Signature]
County Attorney

[Signature]
Audrey Wolf, Director
Facilities Development & Operations