

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: June 29, 2010

Consent
 Ordinance

Regular
 Public Hearing

Department: Parks and Recreation

Submitted By: Parks and Recreation Department

Submitted For: Parks and Recreation Department

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: **A)** the third extension to the Concessionaire Service Agreement (R2007-1153) with Vending Americas, Inc., to provide vending machine services at Parks and Recreation facilities located in the north and west regions for the period July 11, 2010, through July 10, 2011; and **B)** the third extension to the Concessionaire Service Agreement (R2007-1154) with Sunshine Beverage and Snack, LLC, to provide vending machine services at Parks and Recreation facilities located in the south region for the period July 11, 2010, through July 10, 2011.

Summary: On July 10, 2007, the Board approved Concessionaire Service Agreements with Vending Americas, Inc. and Sunshine Beverage and Snack, LLC. The original Agreements provided for an initial one (1) year term, which expired on July 10, 2008, with four (4) one (1) year renewal options. On July 22, 2008, the Board approved the first extension of each of these Agreements. On July 7, 2009, the Board approved the second extension of each of these Agreements. This amendment renews the Agreements for the third option period of July 11, 2010, through July 10, 2011, and adjusts the machine fee amounts that the vendors will pay to the County for the period July 11, 2010, through July 10, 2011 by multiplying the current monthly payment by 104%. All other terms of the contract remain the same. Vending Americas, Inc. has a Palm Beach County office. Sunshine Beverage and Snack, LLC is a Palm Beach County company. Countywide (AH)

Background and Justification: The Parks and Recreation Department provides park patrons and employees the opportunity to purchase beverages and snack items from vending machines located on park property. In accordance with Countywide PPM CW O-032, procurement of vending machine services is exempt from the Purchasing Code. Accordingly, the Director of Facilities Management and Operations delegated the responsibility to competitively procure vending machine services through a Request for Proposal to the Parks and Recreation Department. The two vendors selected have provided vending machine services for the last three years and based on the satisfactory level of services provided, staff recommends exercising the third extension of each Agreement to provide for one additional year of continued service. One (1) additional extension option remains on both Agreements.

Attachments:


1. Third Extension to the Concessionaire Service Agreement (Vending Americas, Inc.)
2. Third Extension to the Concessionaire Service Agreement (Sunshine Beverage and Snack, LLC)

Recommended by:


Department Director

6/15/10
Date

Approved by:


Assistant County Administrator

6/18/10
Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2010	2011	2012	2013	2014
Capital Expenditures	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Operating Costs	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
External Revenues	<u>(3,915)</u>	<u>(10,681)</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Program Income (County)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
In-Kind Match (County)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
NET FISCAL IMPACT	<u>(3,915)</u>	<u>(10,681)</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
# ADDITIONAL FTE POSITIONS (Cumulative)	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

Is Item Included in Current Budget? Yes X No _____
 Budget Account No.: Fund 0001 Department 580 Unit 5110
 Revenue Source 4461 Program N/A

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

Concessionaire	FY2010	FY2011
Vending Americas, Inc.	\$3,240	\$8,909
Sunshine Beverage and Snack, LLC	\$675	\$1,772
Totals	\$3,915	\$10,681

C. Departmental Fiscal Review: _____

III. REVIEW COMMENTS

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

Extension of agreement term to one year July 11th, 2010 to July 10th 2011

[Signature] 6/8/10
 OFMB
 6/10 2/13/10

[Signature] 6/8/10
 Contract Development and Control
 E. Jones 6/8/10

B. Legal Sufficiency:

Anne Delgant 6/9/10
 Assistant County Attorney

C. Other Department Review:

 Department Director

REVISED 10/95
 ADM FORM 01

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

June 29, 2010

Certified Mail/
Return Receipt Requested

Vending Americas, Inc.
Mr. Hoyt English
7305 Garden Road
Riviera Beach, Florida, 33404

Re: Notice to Extend Concessionaire Agreement (R2007-1153) dated July 10, 2007 and increase the Monthly Machine Fee

Dear Mr. English:

The purpose of this letter is to provide notice pursuant to Section 1.03 of the above referenced Concessionaire Service Agreement ("Agreement") that Palm Beach County is approving Concessionaires option to renew the Agreement for a term of one (1) year. This is the third of four (4), one (1) year renewal periods allowed under the Agreement. Exercising this renewal option will extend the Agreement for one (1) year, from July 11, 2010, through July 10, 2011, with the option to renew for one (1) more successive one (1) year period, upon written approval by Palm Beach County.

Additionally, the Monthly Machine Fee required in Section 2.01 of the Agreement has been adjusted to \$89.99 which is 104% of the previous Monthly Machine Fee, as required by Section 2.02 of the Agreement.

All other terms and conditions of the Agreement shall remain the same.

ATTEST:
SHARON R. BOCK
CLERK & COMPTROLLER

PALM BEACH COUNTY,
FLORIDA, BY ITS BOARD
OF COUNTY COMMISSIONERS

By: _____
Deputy Clerk

By: _____
Commissioner Burt Aaronson,
Chair

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS AND
CONDITIONS

By: _____
Assistant County Attorney

By: 
Department Director

June 29, 2010

Certified Mail/
Return Receipt Requested

Sunshine Beverage and Snack, LLC
Ms. Katherine Soderberg
286 E. Coral Trace Circle
Delray Beach, Florida 33445

Re: Notice to Extend Concessionaire Agreement (R2007-1154) dated July 10, 2007 and increase the Monthly Machine Fee

Dear Ms. Soderberg:

The purpose of this letter is to provide notice pursuant to Section 1.03 of the above referenced Concessionaire Service Agreement ("Agreement") that Palm Beach County is approving Concessionaires option to renew the Agreement for a term of one (1) year. This is the third of four (4), one (1) year renewal periods allowed under the Agreement. Exercising this renewal option will extend the Agreement for one (1) year, from July 11, 2010, through July 10, 2011, with the option to renew for one (1) more successive one (1) year period, upon written approval by Palm Beach County.

Additionally, the Monthly Machine Fee required in Section 2.01 of the Agreement has been adjusted to \$28.12 which is 104% of the previous Monthly Machine Fee, as required by Section 2.02 of the Agreement.

All other terms and conditions of the Agreement shall remain the same.

ATTEST:
SHARON R. BOCK
CLERK & COMPTROLLER

PALM BEACH COUNTY,
FLORIDA, BY ITS BOARD
OF COUNTY COMMISSIONERS

By: _____
Deputy Clerk

By: _____
Commissioner Burt Aaronson,
Chair

APPROVED AS TO FORM
AND LEGAL SUFFICENCY

APPROVED AS TO TERMS AND
CONDITIONS

By: _____
Assistant County Attorney

By: 
Department Director