

3H-13

Meeting Date: **November 16, 2010**

☒ **Consent** ☐ **Regular**
☐ **Ordinance** ☐ **Public Hearing**

Department: **Facilities Development & Operations**

Motion and Title: Staff recommends motion to approve: Amendment No. 2 to Contract with BK Electric, Inc. (R2009-2057) to implement the first renewal of an annual Electrical contract with a maximum value of \$1,000,000.


Summary: Amendment No. 2 is a renewal to the Annual Electrical Contract which was awarded to BK Electric, Inc. as one (1) of six (6) approved contractors. Each work order is bid among the six (6) contractors with the lowest responsive annual contractor awarded the work order. The annual Electrical contract is an indefinite-quantity contract and this renewal has a maximum value of \$1,000,000. The renewal term is twelve (12) months or until \$1,000,000 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 first of four (4) extensions allowed by the Contract. The Small Business Enterprise (SBE) participation goals for the Electrical contracts are 15%. BK Electric had \$53,306.40 in work orders under this contract during the last term and their participation for work orders issued to date is 100%. BK Electric, Inc. is a certified SBE contractor and is a Palm Beach County company. This is a bond-waiver contract. The cumulative value of active work orders at any time will be limited to \$200,000 per contractor (FD&O Admin) Countywide (JM)

Background and Justification: Amendment No. 2 is the first renewal to the Annual Contract—Electrical which was awarded to BK Electric, Inc. on December 1, 2009, as one (1) of six (6) Annual Electrical Contractors. The contractor will continue to perform as an annual Electrical contractor for implementation of electrical equipment repairs and/or replacements. The annual Electrical Contract is an indefinite-quantity contract and this renewal has a maximum value of \$1,000,000 among the pool of Annual Electrical Contractors. The renewal term is twelve (12) months or until the renewal limit of \$1,000,000 is reached.

Amendment No. 2

 Department Director

 Date

 11/2/10
County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2011	2012	2013	2014	2015
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	\$0	\$0	\$0	\$0
# Additional FTE Positions (Cumulative)	0	0	0	0	0

Is Item Included in Current Budget: Yes _____ No _____

Budget Account No: _____

Reporting Category _____


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

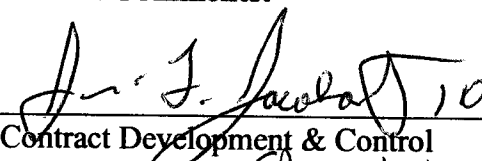
~~P~~ Potential maximum fiscal impact is \$1,000,000.00 but is based on the value of actual work orders awarded. Funding for each work order is from only projects previously approved by the Board of County Commissioners.

C. Departmental Fiscal Review: _____

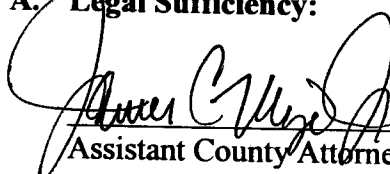
III. REVIEW COMMENTS

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


OFMB


Contract Development & Control
E. J. J. Jacobs 10/29/10
E. J. J. Jacobs 10/29/10

A. Legal Sufficiency:


Assistant County Attorney
11/1/10

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

A. Other Department Review:

Department Director

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

AMENDMENT #2 TO ANNUAL ELECTRICAL CONTRACT

This Amendment No. 2 dated December 1, 2010, to the Contract (R2009-2057) dated December 1, 2009, by and between Palm Beach County, a political subdivision of the State of Florida, by and through its Board of Commissioners, hereinafter referred to as the COUNTY and BK Electric, Inc., a corporation authorized to do business in the State of Florida, hereinafter referred to as the CONTRACTOR.

The contract provided that Contractor would act as one (1) out of a pool of six (6) approved annual Electrical contractors working within the annual capacity as established below:

	Effective Date	End Date	Added Capacity	Cumulative Capacity
Original Contract	December 1, 2009	November 30, 2010		\$1,000,000.00

Amendment No. 2: 1) extends the term of the original contract through November 30, 2011, 2) increases the total dollar value by \$1,000,000.00 for a new total contract value of \$2,000,000.00, and 3) incorporates the following language:

Palm Beach County has established the Office of the Inspector General, Ordinance R2009-049, as may be amended. The Inspector General's authority includes but is not limited to the power to review past, present and proposed County contracts, transactions, accounts and records, to 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. All contractors and parties doing business with the County and receiving County funds shall fully cooperate with the Inspector General including receiving access to records relating to Bid or any resulting contract.

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

ATTEST:

Witness:

Shirley King

Signature

Shirley King

Printed Name

BK Electric, Inc.

Bonzie V. King

Signature

Bonzie V. King, President

Printed Name and Title

Sharon R. Bock, Clerk & Comptroller

PALM BEACH COUNTY, FLORIDA, a
Political Subdivision of the State of Florida
BOARD OF COUNTY COMMISSIONERS

Deputy Clerk

Chair

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

James C. Myers Jr.
County Attorney

APPROVED AS TO TERMS AND CONDITIONS

Audrey Wolf
Audrey Wolf, Director
Facilities Development & Operations