

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS

34-11

AGENDA ITEM SUMMARY

Meeting Date: May 17, 2011       Consent       Regular  
    Ordinance       Public Hearing

Department: Facilities Development & Operations

I. EXECUTIVE BRIEF

**Motion and Title:** Staff recommends motion to approve: Amendment No. 2 with H.A. Contracting, Inc. (R2010-0804) for Job Order Contract (JOC) – Central.

**Summary:** Amendment No. 2 is a renewal to the Job Order Contract – Central which was awarded to H.A. Contracting, Inc. The contractor will continue to perform as an annual general contractor for implementation of maintenance and capital projects. The Job Order Contract – Central is an indefinite-quantity, fixed unit price contract and this renewal has a maximum value of \$2,500,000. The contract will terminate when a total of \$2,500,000 in work orders is issued or when the one-year time period has expired, whichever comes first. The County is extending the contract for a period of twelve (12) months based on expiration of the term. Pursuant to Special Conditions, Article 7 – Terms and Conditions of the JOC Contract and to account for escalation and de-escalation, the contractor's adjustment factors has been modified by 1.0288%. Staff is bringing forward the amendment at this time based on expiration of the first term. The contract provides for four (4) – one (1) year renewals at the sole option of the County. This renewal is the first of four extensions allowed by the Contract. The Small Business Enterprise (SBE) goal established for this contract is 15%. H.A. Contracting, Inc.'s current participation is 31.51%. H.A. Contracting, Inc. is a Palm Beach County based company. (FDO Admin) Countywide (JM)

**Background and Justification:** Amendment No. 2 is a renewal to the Job Order Contract – Central which was awarded to H.A Contracting, Inc. The contractor will continue to perform as an annual general contractor for implementation of maintenance and capital projects. The Job Order Contract – Central is an indefinite-quantity, fixed unit price contract and this renewal has a maximum value of \$2,500,000. The contract will terminate when a total of \$2,500,000 in work orders is issued or when the one-year time period has expired, whichever comes first. An Economic Price Adjustment of 1.0288% has been applied to the Contractor's Adjustment Factors pursuant to Special Conditions, Article 7 - Terms and Conditions of the JOC Contract. The Contractor's Adjustment Factors shall be adjusted on each anniversary date of the contract or the renewal date, whichever comes first to account for construction escalation or de-escalation. The current year index is calculated by averaging the twelve (12) month Construction Cost Indices (CCI) for the U.S. Twenty City Index published in the Engineering News Record for the twelve (12) months immediately prior to the month of the annual contract anniversary.

**Attachments:**

Amendment No. 2

Recommended by: Armeny Wolf      4/25/11  
Department Director      Date

Approved by: [Signature]      5/9/11  
County Administrator      Date

**II. FISCAL IMPACT ANALYSIS**

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

Fiscal Year	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
<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 \$2,500,000. 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.

C. Departmental Fiscal Review: \_\_\_\_\_ *4-28-11*

**III. REVIEW COMMENTS**

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

OFMB

*M. Gray 4/28/11*

*Steven S. Jacobowitz/EP 4/29/11*  
Contract Dev. and Control

**A. Legal Sufficiency:**

*Assistant County Attorney 5/3/11*

This amendment complies with our review requirements.

**A. Other Department Review:**

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

**AMENDMENT #2 TO JOB ORDER CONTRACT**

This Amendment No. 2 dated May 17, 2011 to the Contract (R2010-0804) dated May 18, 2010, 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 HA Contracting Corp., 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 an annual general contractor working within the annual capacity as established below:

	<b>Effective Date</b>	<b>End Date</b>	<b>Added Capacity</b>	<b>Cumulative Capacity</b>
Original Contract	May 18, 2010	May 17, 2011		\$2,500,000.00

The County is extending the contract for a period of twelve (12) months based on expiration of the term and applying an Economic Price Adjustment of 1.0288% to the Contractor's Adjustment Factors pursuant to Special Conditions, Article 7 of the Terms and Conditions of the JOC Contract.

Amendment No. 2: 1) extends the term of the original contract through May 17, 2012; and 2) increases the total dollar value by \$2,500,000.00 for a new total contract value of \$5,000,000.00.

Except as specifically modified above, the terms and conditions of the Contract are hereby confirmed and remain in full force and effect.

**IN WITNESS WHEREOF**, the Board of County Commissioners of Palm Beach County, Florida has made and executed this Amendment on behalf of the COUNTY and CONTRACTOR has hereto set its hand the day and year above written.

Witness:

Signature

**Nicholas Angelo**

Printed Name

HA Contracting Corp.

Signature

**Henry Angelo III President**

Printed Name and Title

ATTEST:

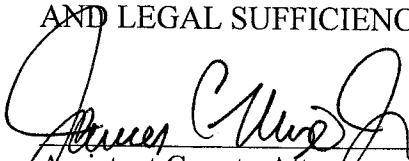
SHARON R. BOCK,  
CLERK & COMPTROLLER

Deputy Clerk

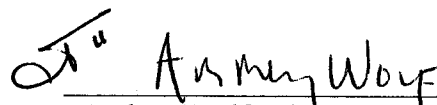
PALM BEACH COUNTY, FLORIDA, a  
Political Subdivision of the State of Florida  
BOARD OF COUNTY COMMISSIONERS

Karen T. Marcus, Chair

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

  
Assistant County Attorney

APPROVED AS TO TERMS  
AND CONDITIONS

  
Audrey Wolf, Director  
Facilities Development & Operations