

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS

3H-2

AGENDA ITEM SUMMARY

Meeting Date: December 06, 2011

Consent     Regular  
 Ordinance     Public Hearing

Department: Facilities Development & Operations

I. EXECUTIVE BRIEF

**Motion and Title:** Staff recommends motion to approve: Amendment No. 3 to the Annual Heating Ventilation Air Conditioning (HVAC) Contracts.

- A) Farmer and Irwin Corporation (R2010-0066) Non-SBE/Local, \$45,006 awarded, 0% SBE
- B) Horizon Air Conditioning, Inc. (R2010-0067) SBE/Local, \$2,256 awarded, 32.91% SBE
- C) Kerney & Associates, Inc. (R2010-0069) SBE/Local, \$75,563 awarded, 100% SBE
- D) Precision Air Systems, Inc. (R2010-0065) Non-SBE/Local, \$21,953 awarded, 0% SBE
- E) E.C. Stokes Mechanical Contractors, Inc. (R2010-0068) SBE/Local, \$118,299.86 awarded, 97.04% SBE
- F) The Airtex Corporation (R2010-0070) SBE/Local, \$39,654 awarded, 75.41% SBE

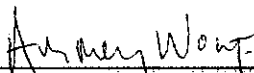
**Summary:** These six contractors were prequalified to provide HVAC services with a maximum cumulative value of \$2,000,000 and were approved by the Board on January 12, 2010 as amended. Staff is bringing forward these amendments at this time based on expiration of the terms. Work is authorized through either an emergency work order or through competitive bidding when required during the terms of these contracts. The original contract provided for an initial one (1) year term with four (4) – one (1) year renewal options. Amendment No. 3 will provide for continued services during the second renewal period. These contracts have a Small Business Enterprise (SBE) participation goal of 15%. During the first year of the contract, the combined SBE participation has been 57.80%. (FD&O Admin) Countywide (JM)

**Background and Justification:** Amendment No. 1 adding IG language was approved by the Department Director on September 30, 2010. Amendment No. 2 was the first renewal to the Annual Contract - HVAC which was awarded to the HVAC contractors on January 12, 2010. The contractor will continue to perform as an Annual HVAC Contractor for installation, repair, and/or replacement of HVAC systems on an "as-needed" basis for projects typically under \$100,000 each. This Annual HVAC Contract is an indefinite-quantity contract and this renewal has a maximum value of \$2,000,000 among the pool of Annual HVAC Contractors. The renewal term is for twelve (12) months or until the renewal limit of \$2,000,000 is reached.

**Attachments:**

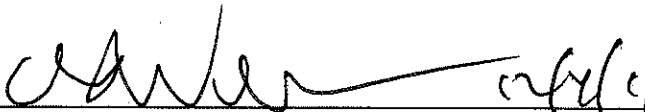
- A). 12-001 HVAC    Amendment No. 3 for Farmer and Irwin Corporation
- B). 12-002 HVAC    Amendment No. 3 for Horizon Air Conditioning, Inc.
- C). 12-003 HVAC    Amendment No. 3 for Kerney & Associates, Inc.
- D). 12-004 HVAC    Amendment No. 3 for Precision Air Systems, Inc.
- E). 12-005 HVAC    Amendment No. 3 for E.C. Stokes Mechanical Contractors, Inc.
- F). 12-006 HVAC    Amendment No. 3 for The Airtex Corporation

Recommended by:

  
Department Director

11/29/11  
Date

Approved by:

  
County Administrator

Date

## II. FISCAL IMPACT ANALYSIS

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

Fiscal Year	2012	2013	2014	2015	2016
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)	—	—	—	—	—

Is Item Included in Current Budget? Yes  No

Budget Account No:

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

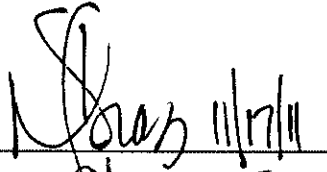
### B. Recommended Sources of Funds/Summary of Fiscal Impact:


- \* Potential maximum fiscal impact is \$2,000,000. 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: \_\_\_\_\_

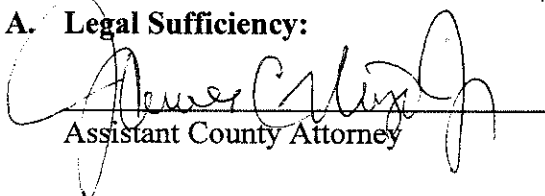
## III. REVIEW COMMENTS

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

  
 OFMB  
 11/16/11

  
 Contract Dev. and Control  
 12-1-11 B. K. Kelly

### A. Legal Sufficiency:

  
 Assistant County Attorney

These Amendments comply with our current requirements.

### A. Other Department Review:

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

**AMENDMENT No. 3 TO ANNUAL HVAC CONTRACT**

This agreement amends the contract between Palm Beach County (County) and Farmer and Irwin Corporation (Contractor) authorized pursuant to Palm Beach County Resolution (R-2010-0066).

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

	Effective Date	End Date	Added Capacity	Cumulative Capacity
Original Contract	January 12, 2010	January 11, 2011		\$2,000,000.00
Renewal #1	January 12, 2011	January 11, 2012	\$2,000,000.00	\$4,000,000.00

Amendment No. 1 dated September 30, 2010, was approved by FD&O Director and amended the contract to include the Inspector General language.

Amendment No. 2: 1) Renewal No. 1 extends the term of the original contract from January 12, 2011 through January 11, 2012; and 2) increases the total dollar value by \$2,000,000 for a new total contract value of \$4,000,000.

Amendment No. 3: 1) Renewal No. 2 extends the term of the original contract from January 12, 2012 through January 11, 2013; and 2) increases the total dollar value by \$2,000,000 for a new total contract value of \$6,000,000.

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

\_\_\_\_\_  
Shelley Vana, Chair

Witness:  
FRANCES MARIE LICATA  
Printed Name

Farmer and Irwin Corporation  
\_\_\_\_\_  
Signature

Frances Marie Licata  
Signature

**STEVEN R. IRWIN**  
**PRESIDENT**

\_\_\_\_\_  
Title

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS  
AND CONDITIONS

James C. [Signature]  
County Attorney

Audrey Wolf  
Audrey Wolf, Director  
Facilities Development & Operations

**AMENDMENT No. 3 TO ANNUAL HVAC CONTRACT**

This agreement amends the contract between Palm Beach County (County) and Horizon Air Conditioning, Inc. (Contractor) authorized pursuant to Palm Beach County Resolution (R-2010-0067).

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

	Effective Date	End Date	Added Capacity	Cumulative Capacity
Original Contract	January 12, 2010	January 11, 2011		\$2,000,000.00
Renewal #1	January 12, 2011	January 11, 2012	\$2,000,000.00	\$4,000,000.00

Amendment No. 1 dated September 30, 2010, was approved by FD&O Director and amended the contract to include the Inspector General language.

Amendment No. 2: 1) Renewal No. 1 extends the term of the original contract from January 12, 2011 through January 11, 2012; and 2) increases the total dollar value by \$2,000,000 for a new total contract value of \$4,000,000.

Amendment No. 3: 1) Renewal No. 2 extends the term of the original contract from January 12, 2012 through January 11, 2013; and 2) increases the total dollar value by \$2,000,000 for a new total contract value of \$6,000,000.

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

Witness:

Stacy Cathery  
Printed Name

[Signature]  
Signature

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

[Signature]  
County Attorney

\_\_\_\_\_  
Shelley Vana, Chair

Horizon Air Conditioning, Inc.

[Signature]  
Signature

Executive V.P.  
Title

APPROVED AS TO TERMS  
AND CONDITIONS

[Signature]  
Audrey Wolf, Director  
Facilities Development & Operations

**AMENDMENT No. 3 TO ANNUAL HVAC CONTRACT**

This agreement amends the contract between Palm Beach County (County) and Kerney & Associates, Inc. (Contractor) authorized pursuant to Palm Beach County Resolution (R-2010-0069).

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

	Effective Date	End Date	Added Capacity	Cumulative Capacity
Original Contract	January 12, 2010	January 11, 2011		\$2,000,000.00
Renewal #1	January 12, 2011	January 11, 2012	\$2,000,000.00	\$4,000,000.00

Amendment No. 1 dated September 30, 2010, was approved by FD&O Director and amended the contract to include the inspector General language.

Amendment No. 2: 1) Renewal No. 1 extends the term of the original contract from January 12, 2011 through January 11, 2012; and 2) increases the total dollar value by \$2,000,000 for a new total contract value of \$4,000,000.

Amendment No. 3: 1) Renewal No. 2 extends the term of the original contract from January 12, 2012 through January 11, 2013; and 2) increases the total dollar value by \$2,000,000 for a new total contract value of \$6,000,000.

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

\_\_\_\_\_  
Shelley Vana, Chair

Witness:  
Timothy C Ehrhart  
Printed Name

Kerney & Associates, Inc.  
[Signature]  
Signature

[Signature]  
Signature

BIDGET MANAGER  
Title

APPROVED AS TO FORM AND LEGAL SUFFICIENCY  
[Signature]  
County Attorney

APPROVED AS TO TERMS AND CONDITIONS  
[Signature]  
Audrey Wolf, Director  
Facilities Development & Operations

**AMENDMENT No. 3 TO ANNUAL HVAC CONTRACT**

This agreement amends the contract between Palm Beach County (County) and Precision Air Systems, Inc. (Contractor) authorized pursuant to Palm Beach County Resolution (R-2010-0065).

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

	Effective Date	End Date	Added Capacity	Cumulative Capacity
Original Contract	January 12, 2010	January 11, 2011		\$2,000,000.00
Renewal #1	January 12, 2011	January 11, 2012	\$2,000,000.00	\$4,000,000.00

Amendment No. 1 dated September 30, 2010, was approved by FD&O Director and amended the contract to include the Inspector General language.

Amendment No. 2: 1) Renewal No. 1 extends the term of the original contract from January 12, 2011 through January 11, 2012; and 2) increases the total dollar value by \$2,000,000 for a new total contract value of \$4,000,000.

Amendment No. 3: 1) Renewal No. 2 extends the term of the original contract from January 12, 2012 through January 11, 2013; and 2) increases the total dollar value by \$2,000,000 for a new total contract value of \$6,000,000.

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

\_\_\_\_\_  
Shelley Vana, Chair

Witness:

Precision Air Systems, Inc.

Theresa Turner

[Signature]  
Signature

Printed Name

[Signature]

President  
Title

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS  
AND CONDITIONS

[Signature]  
County Attorney

[Signature]  
Audrey Wolf, Director  
Facilities Development & Operations

**AMENDMENT No. 3 TO ANNUAL HVAC CONTRACT**

This agreement amends the contract between Palm Beach County (County) and E.C. Stokes Mechanical Contractors, Inc. (Contractor) authorized pursuant to Palm Beach County Resolution (R-2010-0068).

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

	Effective Date	End Date	Added Capacity	Cumulative Capacity
Original Contract	January 12, 2010	January 11, 2011		\$2,000,000.00
Renewal #1	January 12, 2011	January 11, 2012	\$2,000,000.00	\$4,000,000.00

Amendment No. 1 dated September 30, 2010, was approved by FD&O Director and amended the contract to include the Inspector General language.

Amendment No. 2: 1) Renewal No. 1 extends the term of the original contract from January 12, 2011 through January 11, 2012; and 2) increases the total dollar value by \$2,000,000 for a new total contract value of \$4,000,000.

Amendment No. 3: 1) Renewal No. 2 extends the term of the original contract from January 12, 2012 through January 11, 2013; and 2) increases the total dollar value by \$2,000,000 for a new total contract value of \$6,000,000.

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

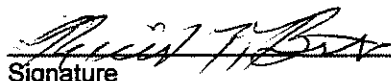
\_\_\_\_\_  
Deputy Clerk

\_\_\_\_\_  
Shelley Vana, Chair

Witness:

E.C. Stokes Mechanical Contractors, Inc.

Jane R. Lillie

  
\_\_\_\_\_  
Signature

Printed Name

Richard P. Berish, Vice President

  
\_\_\_\_\_  
Signature

\_\_\_\_\_  
Title

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS  
AND CONDITIONS

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

  
\_\_\_\_\_  
Audrey Wolf, Director  
Facilities Development & Operations

**AMENDMENT No. 3 TO ANNUAL HVAC CONTRACT**

This agreement amends the contract between Palm Beach County (County) and The Airtex Corporation (Contractor) authorized pursuant to Palm Beach County Resolution (R-2010-0070).

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

	Effective Date	End Date	Added Capacity	Cumulative Capacity
Original Contract	January 12, 2010	January 11, 2011		\$2,000,000.00
Renewal #1	January 12, 2011	January 11, 2012	\$2,000,000.00	\$4,000,000.00

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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

Shelley Vana, Chair

Witness:

The Airtex Corporation

*Jasmin Sunda*  
Printed Name

*[Signature]*  
Signature

*[Signature]*  
Signature

*PRESIDENT*  
Title

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS AND CONDITIONS

*[Signature]*  
County Attorney

*[Signature]*  
Audrey Wolf, Director  
Facilities Development & Operations