

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

34-12

AGENDA ITEM SUMMARY

Meeting Date: January 14, 2014

Consent Regular
 Ordinance Public Hearing

Department: Facilities Development & Operations

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Amendment No. 5 to Contract with E.C. Stokes Mechanical Contractors, Inc. (R2010-0068) to implement the fourth and final renewal of the Annual HVAC Contract with a maximum value of \$2,000,000.

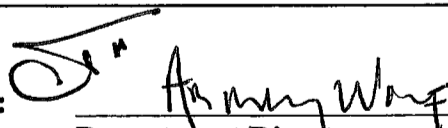
Summary: Amendment No. 5 is the final renewal to the Annual HVAC Contract which was awarded to E.C. Stokes Mechanical Contractors, Inc. The Contractor will continue to perform on HVAC projects for various facilities. The Annual HVAC Contract is an indefinite-quantity contract and this renewal has a maximum value of \$2,000,000. The capacity is shared and work orders are awarded based on competitive quotes/bids issued to all six (6) participating contractors. The renewal term is for twelve (12) months or until \$2,000,000 in work orders are issued in this term. 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 fourth and final renewal allowed by the contract. The goal for Small Business Enterprise (SBE) participation is 15% and will be tracked cumulatively for each work order issued. This is a bond wavier contract. The cumulative value of active work orders at any time will be limited to \$200,000 per contractor. E.C. Stokes Mechanical Contractors, Inc.'s SBE participation for work orders issued to date is 97.16%. E.C. Stokes Mechanical Contractors, Inc. is a Palm Beach County company. (FD&O Admin) Countywide (JM)

Background and Justification: Amendment No. 5 is the fourth and final renewal to the Annual Contract - HVAC which was awarded to E.C. Stokes Mechanical Contractors, Inc. on January 12, 2010 and renewed on January 11, 2013. 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:

Amendment No. 5

Recommended by:


Department Director

12/18/13
Date

Approved by:


County Administrator

1/2/14
Date

II. FISCAL IMPACT ANALYSIS

311-12

A. Five Year Summary of Fiscal Impact:

Fiscal Year	2014	2015	2016	2017	2018
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)	C	C	C	C	C

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 \$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: _____ *W 12/19/13*

III. REVIEW COMMENTS

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

[Signature]
 OFMB *KW 12/20*
12/20

[Signature]
 Contract Dev. and Control
12-30-13 BCC ready

A. Legal Sufficiency:

[Signature] *12/31/13*
 Assistant County Attorney

A. Other Department Review:

 Department Director

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

AMENDMENT No. 5 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 the Contractor would act as an annual HVAC Contractor working within the annual capacity as established below:

	Effective Date	End Date	Capacity
Original Contract	January 12, 2010	January 11, 2011	\$2,000,000
Renewal #1	January 12, 2011	January 11, 2012	\$2,000,000
Renewal #2	January 12, 2012	January 11, 2013	\$2,000,000
Renewal #3	January 12, 2013	January 11, 2014	\$2,000,000

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 Renewal No. 1 extends the term of the original contract from January 12, 2011 through January 11, 2012. The renewal term is for twelve (12) months or until \$2,000,000 in work orders are issued.

Amendment No. 3 Renewal No. 2 extends the term of the original contract from January 12, 2012 through January 11, 2013. The renewal term is for twelve (12) months or until \$2,000,000 in work orders are issued.

Amendment No. 4 Renewal No. 3 extends the term of the original contract from January 12, 2013 through January 11, 2014. The renewal term is for twelve (12) months or until \$2,000,000 in work orders are issued.

Amendment No. 5 Renewal No. 4 extends the term of the original contract from January 12, 2014 through January 11, 2015. The renewal term is for twelve (12) months or until \$2,000,000 in work orders are issued.

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:

E.C. Stokes Mechanical Contractors, Inc.

Mervyl Sloan
Printed Name

Signature

Mervyl Sloan
Signature

President
Title

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS
AND CONDITIONS

James Ellzey
County Attorney

Audrey Wolf
Audrey Wolf, Director
Facilities Development & Operations



ECSTO-3 OP ID: PA

CERTIFICATE OF LIABILITY INSURANCEDATE (MM/DD/YYYY)
03/28/13

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Brown & Brown of Florida, Inc. 1201 W Cypress Creek Rd # 130 P.O. Box 5727 Ft. Lauderdale, FL 33310-5727 Michael Gorham	954-776-2222	CONTACT NAME:	
	954-776-4446	PHONE (A/C, No, Ext):	FAX (A/C, No):
		E-MAIL ADDRESS:	
		INSURER(S) AFFORDING COVERAGE	
		INSURER A : Travelers Indem Co of America	25666
		INSURER B : Charter Oak Fire Insurance Co	25615
		INSURER C : Travelers Prop Cas Co of Amer	25674
		INSURER D : Zenith Insurance Company	13269
		INSURER E :	
		INSURER F :	

INSURED
E.C. Stokes Mechanical Contractor, Inc. d/b/a Stokes Mechanical Contractor, Inc.
2001 7th Avenue North
Lake Worth, FL 33461

COVERAGES

CERTIFICATE NUMBER:

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	<input checked="" type="checkbox"/> GENERAL LIABILITY	<input checked="" type="checkbox"/>	DTCO6793X88ATIA13	04/01/13	04/01/14	EACH OCCURRENCE	\$ 1,000,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY					DAMAGE TO RENTED PREMISES (Ea occurrence)	\$ 300,000
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR					MED EXP (Any one person)	\$ 5,000
						PERSONAL & ADV INJURY	\$ 1,000,000
						GENERAL AGGREGATE	\$ 2,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:					PRODUCTS - COMP/OP AGG	\$ 2,000,000
	<input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC						\$
B	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY		DT8106793X88ACOF13	04/01/13	04/01/14	COMBINED SINGLE LIMIT (Ea accident)	\$ 1,000,000
	<input checked="" type="checkbox"/> ANY AUTO					BODILY INJURY (Per person)	\$
	<input type="checkbox"/> ALL OWNED AUTOS	<input type="checkbox"/> SCHEDULED AUTOS				BODILY INJURY (Per accident)	\$
	<input checked="" type="checkbox"/> HIRED AUTOS	<input checked="" type="checkbox"/> NON-OWNED AUTOS				PROPERTY DAMAGE (Per accident)	\$
							\$
C	<input checked="" type="checkbox"/> UMBRELLA LIAB	<input checked="" type="checkbox"/>	DTSMCUP6793X88ATIL13	04/01/13	04/01/14	EACH OCCURRENCE	\$ 5,000,000
	<input checked="" type="checkbox"/> EXCESS LIAB					AGGREGATE	\$ 5,000,000
	<input type="checkbox"/> CLAIMS-MADE						\$
	DED <input checked="" type="checkbox"/> RETENTION \$ 10,000						\$
D	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY	Y/N <input type="checkbox"/>	Z072595401	04/01/13	04/01/14	<input checked="" type="checkbox"/> WC STATUTORY LIMITS	OTHER
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)						
	If yes, describe under DESCRIPTION OF OPERATIONS below	N/A				E.L. EACH ACCIDENT	\$ 1,000,000
						E.L. DISEASE - EA EMPLOYEE	\$ 1,000,000
						E.L. DISEASE - POLICY LIMIT	\$ 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)
Certificate holder, a Political Subdivision of the State of FL, its Officers, Agents and Employees are listed as additional insured as respects general liability if required by written contract.

CERTIFICATE HOLDER**CANCELLATION**

PALMBE2

Palm Beach County
Board of County Commissioners
Purchasing dept
50 S. Military Trail, Ste. 110
West Palm Beach, FL 33415

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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