

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

3H-8

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 Farmer and Irwin Corporation (R2010-0066) to implement the fourth and final renewal of the Annual HVAC Contract with a maximum value of \$2,000,000.

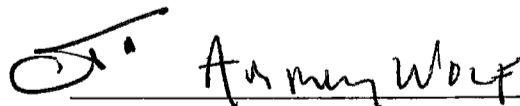
Summary: Amendment No. 5 is the final renewal to the Annual HVAC Contract which was awarded to Farmer and Irwin Corporation. The Contractor will continue to perform on HVAC projects for various facilities. The Annual HVAC Contract is an indefinite-quantity contract and this renewal has a maximum value 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. Farmer and Irwin Corporation's SBE participation for work orders issued to date is 2.86%. Farmer and Irwin Corporation 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 Farmer and Irwin Corporation 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:

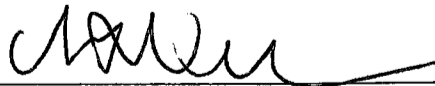


Department Director

Date

12/18/13

Approved by:



County Administrator

Date

1/14/14

AMENDMENT No. 5 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 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:

Farmer and Irwin Corporation

Andy Andersen
Printed Name


Signature

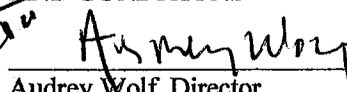

Signature

STEVEN R. IRWIN
PRESIDENT
Title

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS AND CONDITIONS


County Attorney


Audrey Wolf, Director
Facilities Development & Operations



FARM&IR-01

LOKERB

CERTIFICATE OF LIABILITY INSURANCEDATE (MM/DD/YYYY)
12/16/2013

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 Insurance Office of America-JUP Abacoa Town Center 1200 University Blvd, Suite 200 Jupiter, FL 33458	CONTACT NAME: Betty Loker PHONE (A/C, No, Ext): (561) 776-0660 E-MAIL ADDRESS:	FAX (A/C, No): (561) 776-0670													
	<table border="1"> <thead> <tr> <th>INSURER(S) AFFORDING COVERAGE</th> <th>NAIC #</th> </tr> </thead> <tbody> <tr> <td>INSURER A: Indian Harbor Insurance Company</td> <td>36940</td> </tr> <tr> <td>INSURER B: Philadelphia Insurance Company</td> <td>NA</td> </tr> <tr> <td>INSURER C: North River Insurance Company</td> <td>21105</td> </tr> <tr> <td>INSURER D: Comp Options Insurance Company</td> <td>10834</td> </tr> <tr> <td>INSURER E: Lloyd's of London</td> <td></td> </tr> <tr> <td>INSURER F: Rockhill Insurance Company</td> <td>28053</td> </tr> </tbody> </table>		INSURER(S) AFFORDING COVERAGE	NAIC #	INSURER A: Indian Harbor Insurance Company	36940	INSURER B: Philadelphia Insurance Company	NA	INSURER C: North River Insurance Company	21105	INSURER D: Comp Options Insurance Company	10834	INSURER E: Lloyd's of London		INSURER F: Rockhill Insurance Company
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INSURED Farmer & Irwin Corp. 3300 Ave K Riviera Beach, FL 33404															

COVERAGES **CERTIFICATE NUMBER:** **REVISION NUMBER:**

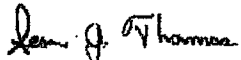
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE 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 INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY	X	X	ESG0040533	4/10/2013	4/10/2014	EACH OCCURRENCE \$ 1,000,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY						DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR						MED EXP (Any one person) \$
	<input checked="" type="checkbox"/> Contractual Liab.						PERSONAL & ADV INJURY \$ 1,000,000
GEN'L AGGREGATE LIMIT APPLIES PER:							GENERAL AGGREGATE \$ 2,000,000
POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC <input type="checkbox"/>							PRODUCTS - COMP/OP AGG \$ 2,000,000
							Deductible \$ 15,000
B	AUTOMOBILE LIABILITY	X		PHPK1004945	4/10/2013	4/10/2014	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000
	<input checked="" type="checkbox"/> ANY AUTO						BODILY INJURY (Per person) \$
	<input type="checkbox"/> ALL OWNED AUTOS						BODILY INJURY (Per accident) \$
	<input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> SCHEDULED AUTOS NON-OWNED AUTOS						PROPERTY DAMAGE (PER ACCIDENT) \$
							\$
C	UMBRELLA LIAB			582101112-6	4/10/2013	4/10/2014	EACH OCCURRENCE \$ 5,000,000
	<input checked="" type="checkbox"/> EXCESS LIAB						AGGREGATE \$ 5,000,000
	<input type="checkbox"/> CLAIMS-MADE						\$
DED RETENTION \$							
D	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY	Y/N	N/A	WC0006244	4/10/2013	4/10/2014	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTH-ER
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)						E.L. EACH ACCIDENT \$ 1,000,000
	If yes, describe under DESCRIPTION OF OPERATIONS below						E.L. DISEASE - EA EMPLOYEE \$ 1,000,000
							E.L. DISEASE - POLICY LIMIT \$ 1,000,000
E	Professional Liab			AE131437	8/9/2013	8/9/2014	Deductible \$25,000 2,000,000
F	Pollution			ENVP000800-01	4/8/2013	4/8/2014	Liability 2,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

Certificate holder, Palm Beach County a Political Subdivision of the State of Florida, its officers, agents and employees and those Parties listed in said contract are additional insureds with respects to general liability as per form GC 2033 07 04 when required by written contract and auto liability per form CA00010306 as required by written contract. The general liability policy is primary & non-contributory per form ESL471 0107 when required by written contract. Waiver of subrogation in favor of certificate holder for general liability per form CG2404 1093 and work comp per form WC000313.

CERTIFICATE HOLDER**CANCELLATION**

Palm Beach County Board of County Commissioners c/o Facilities Services 2633 Vista Pkwy West Palm Beach, FL 33411	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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