# PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

3H-9

### AGENDA ITEM SUMMARY

Meeting Date: January 14, 2014	[X] Consent [] Regular [] Ordinance [] Public Hearing							
Department: Facilities Development & Operations								
I. EXECUT	TVE BRIEF							

Motion and Title: Staff recommends motion to approve: Amendment No. 5 to Contract with The Airtex Corporation (R2010-0070) 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 The Airtex 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. The Airtex Corporation SBE participation for work orders issued to date is 61.53%. The Airtex Corporation is a Palm Beach County company and a certified SBE contractor. (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 The Airtex 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	
Approved by:	County Administrator	Date	

### II. FISCAL IMPACT ANALYSIS

A.	Five Year Summary of Fiscal Impact:						
	Fiscal Year		2014	2015	2016	2017	2018
	Capital Expenditures		<b>\$</b> 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)		С	C	С	С	C
	Is Item Included in Current Budget?	Y	es <u>X</u>	No _			
	Budget Account No:						

## 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:	19 19
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### III. REVIEW COMMENTS

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

Legal Sufficiency:

OFMB

Reporting Category \_\_

Assistant County Attorney

Contract Dev. and Control

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 The Airtex Corporation (Contractor) authorized pursuant to Palm Beach County Resolution (R-2010-0070).

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:	The Airtex Corporation
Daniela Navanjer Printed Name	Signatuje
Daniela Maranje Signature	PRESIDENT
APPROVED AS TO FORM AND LEGAL SUFFICIENCY	APPROVED AS TO TERMS AND CONDITIONS
County Attorney	Audrey Wolf, Director Facilities Development & Operations

AC	ORD	

# **CERTIFICATE OF LIABILITY INSURANCE**

SSIMEON

10/29/2013

**AIRTCOR-01** 

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).

	insworth, Alter, Fowler & French, LLC				NAME:					
8000	O Governors Square Blvd e 301	•			(A/C, No E-MAIL	<sub>o, Ext);</sub> (305) 8 ss:	22-7800	Į (Ā	<sup>(X</sup> , <sub>No):</sub> (305)	362-2443
Miar	ni Lakes, FL 33016				ADDRE			IDING COVERAGE		NAIC#
					INGLIDE	R A : Ameris				23396
INSU	RED						aro matadi			20000
	The Airtex Corporation				INSURER B: INSURER C:					
	1450 - B Skees Road				INSURE					
	West Palm Beach, FL 33411				INSURE					
					INSURE	-				
CO	VERAGES CER	TIFIC	CATE	NUMBER:				REVISION NUMB	ER:	
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INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR	POLICY NUMBER		POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)		LIMITS	
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	AUTOMOBILE LIABILITY							COMBINED SINGLE LIN (Ea accident)	\$	1,000,000
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	WORKERS COMPENSATION					*		▼ WC STATU-	OTH-	
Α	AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE		x	WC2079491		10/30/2013	10/30/2014	X WC STATU- TORY LIMITS	LER.	4 000 000
7-	OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	N/A	^			1010012013	10/00/2014	E.L. EACH ACCIDENT	\$	1,000,000 1,000,000
	If yes, describe under DESCRIPTION OF OPERATIONS below				1			E.L. DISEASE - EA EMP		1,000,000
	TOTAL CONTROL OF ENAMED IN DOLLAR							E.L. DISEASE - POLICY	LIMII   \$	1,000,000
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Stat	DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required) State of Fiorida mandates Ten (10) Days Notice of Cancellation for Non-Payment & Forty Five (45) Days for Non-Renewal/Ali Policy Terms/Conditions & Statutes will apply. Palm Beach County BOCC is named as additional insured with respects to general liability.									
CFF	RTIFICATE HOLDER				CANO	ELLATION				
<u>~~!\</u>	THE BOLDEN				CANC	ELLATION				

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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

Palm Beach County BOCC c/o Capital Improvements Division 2633 Vista Parkway
West Palm Beach, FL 33411