

**PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY**

Meeting Date: May 20, 2014      ☒ Consent      ☐ Regular  
                                                  ☐ Ordinance      ☐ Public Hearing

Department: Facilities Development & Operations

**I. EXECUTIVE BRIEF**

**Motion and Title:** Staff recommends motion to approve: Amendment No. 2 to the Contracts for mechanical, electrical, plumbing (MEP) engineering and heating, ventilation and air conditioning (HVAC) consulting services on a continuing contract basis.

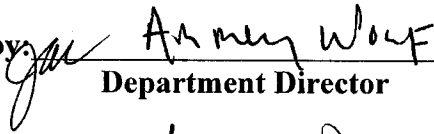

- 1) Gartek Engineering Corporation (R-2011-0895); and
- 2) Johnson, Levinson, Ragan, Davila, Inc. (R-2011-0850).

**Summary:** Amendment No. 2 extends the term of two contracts for professional consulting services for MEP/HVAC services for one (1) year. The Board approved annual contracts on June 21, 2011. The original Contracts provided for an initial 2 year term with (2) - one (1) year renewal options. Amendment No. 2 will provide services during the second renewal period. Gartek Engineering Corporation and Johnson, Levinson, Ragan, Davila, Inc. (JLRD) are SBE firms. During the first two years of these contracts, Gartek Engineering Corporation has achieved 96% SBE participation, and JLRD has achieved 75%. The Small Business Enterprise (SBE) goal for Gartek Engineering Corporation is 98% and JLRD is 15%. Both of these firms are local. (Capital Improvements Division) Countywide (JM)

**Background and Justification:** In accordance with Board adopted procedures pursuant to Florida Statute 287.055 (Consultants Competitive Negotiation Act), two firms were selected to perform professional consulting services on a continuing contract basis. Work is authorized through individual task agreements when required during the term of this contract. The initial contract term is for two years and the original Board action allowed for two (2) additional one (1) year renewals. Amendments No. 2 will provide services during this renewal period and would be the second renewal and final year of the contract. It is the consensus of Facilities Development & Operations that these firms have successfully provided the professional services required by the County in a timely manner. They are in good standing and wish to continue to provide professional services. Amendments No. 2 will maintain the continuous professional services required by the County. JLRD was certified as an SBE after the initial contract was awarded.

**Attachments:**

- 1) Gartek Engineering Corporation Amendment No. 2
- 2) Johnson, Levinson, Ragan, Davila, Inc. Amendment No. 2

Recommended by: 	4/12/14
Department Director	Date
Approved by: 	5/1/14
County Administrator	Date

## II. FISCAL IMPACT ANALYSIS

### 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)	0	0	0	0	0

Is Item Included in Current Budget? Yes \_\_\_\_ No \_\_\_\_

Budget Account No:

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

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

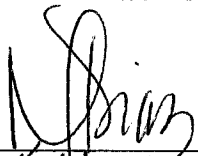
\* Fiscal impact cannot be determined at this time. Individual Task Assignments requiring BCC approval will be brought to the Board and fiscal impact will be addressed at that time; otherwise, funding will come from previously approved BCC projects.

### C. Departmental Fiscal Review:

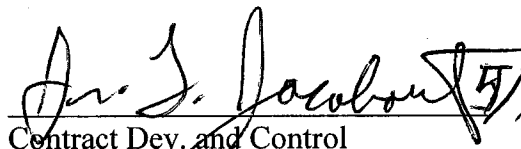
## III. REVIEW COMMENTS

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

OFMB

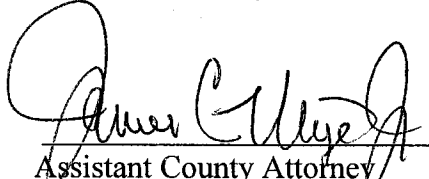
  
4/28/2014  
4/24/14

Contract Dev. and Control  
5-1-14

  
5/1/14

### B. Legal Sufficiency:

Assistant County Attorney

  
5/5/14

### C. Other Department Review:

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

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

**AMENDMENT TO CONTRACT WITH  
GARTEK ENGINEERING CORPORATION  
ANNUAL MEP SERVICES  
CONTINUING CONTRACT**

This Amendment No. 2 dated \_\_\_\_\_ to the Contract (R-2011-0895) dated June 21, 2011, 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 **Gartek Engineering Corporation**, a corporation authorized to do business in the State of Florida, hereinafter referred to as the CONSULTANT.

**WITNESSETH**

**WHEREAS**, the parties have entered into a Contract under which the CONSULTANT provided certain professional services to the COUNTY for various projects in accordance with Consultants Competitive Negotiations Act (CCNA) FS 287.055; and

**WHEREAS**, the parties hereto desire to amend the Contract to extend it for an additional one (1) year period.

**NOW, THEREFORE**, in consideration of the premises and of the mutual covenants hereinafter set forth and for such other good and valuable consideration, the receipt of which the parties hereto expressly acknowledge, the parties covenant and agree to the following terms and conditions:

1. The term of this Contract as set forth in Section 4, Article 4.1 is renewed for one (1) additional year to June 20, 2015.
2. Add the following as new paragraph at the end of Section 7.7:  
"Except as specially and expressly provided for herein, no provision of this Contract is intended to, or shall be construed to, create any third party beneficiary or to provide any rights to any person or entity not a party to this Contract.

3. 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 CONSULTANT has hereunto set its hand the day and year above written.

**ATTEST:**  
**SHARON R. BOCK, Clerk & Comptroller**

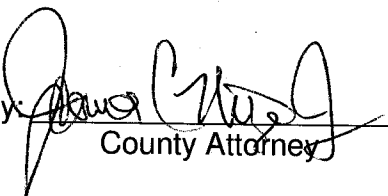
**PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS**

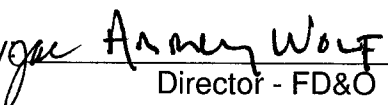
By: \_\_\_\_\_  
Deputy Clerk

By: \_\_\_\_\_  
Priscilla A. Taylor, Mayor

**APPROVED AS TO FORM AND LEGAL SUFFICIENCY**

**APPROVED AS TO TERMS AND CONDITIONS**

By:   
County Attorney

By:   
Director - FD&O

**WITNESS: FOR CONSULTANT**

**CONSULTANT: Gartek Engineering Corporation**

**SIGNATURE**  
  
Signature

  
Signature

Mel F. Garcia, P.E., LEED AP, VP  
Name (type or print)

Robert L. Betancourt, P.E. LEED AP  
Name (type or print)

President  
Title

(Corporate Seal)

**AMENDMENT TO CONTRACT WITH  
JOHNSON, LEVINSON, RAGAN, DAVILA, INC.  
ANNUAL MEP SERVICES  
CONTINUING CONTRACT**

This Amendment No. 2 dated \_\_\_\_\_ to the Contract (R-2011-0850) dated June 21, 2011, 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 **Johnson, Levinson, Ragan, Davila, Inc.** a corporation authorized to do business in the State of Florida, hereinafter referred to as the CONSULTANT.

**WITNESSETH**

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SHARON R. BOCK, Clerk &  
Comptroller

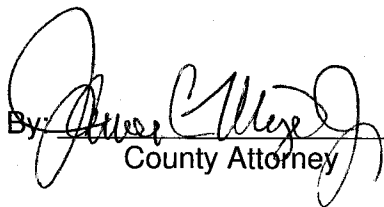
PALM BEACH COUNTY BOARD OF  
COUNTY COMMISSIONERS

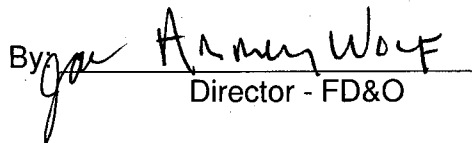
By: \_\_\_\_\_  
Deputy Clerk

By: \_\_\_\_\_  
Priscilla A. Taylor, Mayor

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

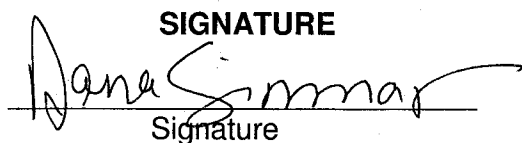
APPROVED AS TO TERMS  
AND CONDITIONS

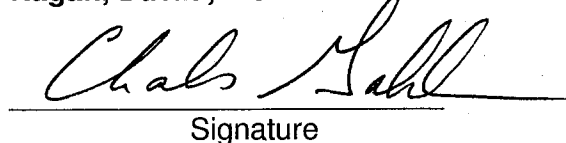
By:  \_\_\_\_\_  
County Attorney

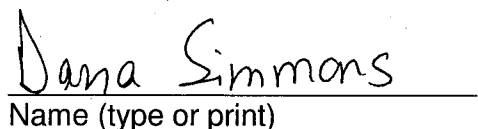
By:  \_\_\_\_\_  
Director - FD&O

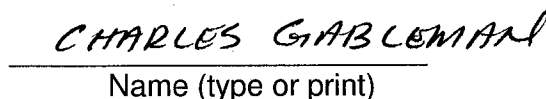
WITNESS: FOR CONSULTANT

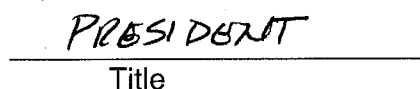
CONSULTANT: Johnson, Levinson,  
Ragan, Davila, Inc.

SIGNATURE  
 \_\_\_\_\_  
Signature

 \_\_\_\_\_  
Signature

 \_\_\_\_\_  
Name (type or print)

 \_\_\_\_\_  
Name (type or print)

 \_\_\_\_\_  
Title

(Corporate Seal)