Agenda Item #: 3 - C - 1

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: A First Amendment to the annual pavement marking contract (Contract), R2013-0810, Project No. 2013055, dated July 2, 2013, with Southwide Industries, Inc. (Contractor).

SUMMARY: Approval of this First Amendment will extend the expiration date from January 1, 2015 to January 1, 2016. The Contract provides that its term may be extended for a defined period of time, with a total contract time span of 36 months. The initial contract term was 18 months, and we expect to have spent \$700,000 during this time. This 12 month extension will bring the total authorized contract time to 30 months. We expect to spend approximately \$500,000 during this 12 month extension. There is no need to increase the contract amount. The Contract consists of furnishing and installing pavement marking material, raised reflectorized pavement markers and traffic paint on roadways.

Countywide (MRE)

Background and Justification: The Contract was approved on July 2, 2013, R2013-0810, and expires on January 1, 2015. The Contractor and Palm Beach County are desirous of extending the Contract to January 1, 2016.

Attachments:

al Pavement Marking Contract (3)	First Amendment to the Annual Pavement N
Druch a Farmande 10/7/14 Hulle	·····
Druch a Firmande 10/7/14 MM	ecommended by: 27 h Omeh

Approved By: County Engineer

10/5/14

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2015	2016	2017	2018	2019
Capital Expenditures	<u>\$ -0-</u>			-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-	
# ADDITIONAL FTE					
POSITIONS (Cumulative)					

Is Item Included in Current Budget? Yes No

Budget Acct No.: Fund___ Dept.___ Unit__ Object Program

Recommended Sources of Funds/Summary of Fiscal Impact:

** Fiscal impact is indeterminable at this time. These annual agreements are authorized to provide services on a task order basis. Funding will be established by project as necessary.

C. Departmental Fiscal Review: ______

III. <u>REVIEW COMMENTS</u>

A. OFMB Fiscal and/or Contract Dev. and Control Comments:

OFMB 10/1

B. Approved as to Form and Legal Sufficiency:

oply Assistant County Attorney

C. Other Department Review:

Department Director

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

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17114 Control Contract Dev

FIRST AMENDMENT TO THE ANNUAL PAVEMENT MARKING CONTRACT NO. 2013055 DATED JULY 2, 2013, BY AND BETWEEN SOUTHWIDE INDUSTRIES, INC., AND PALM BEACH COUNTY

THIS FIRST AMENDMENT to the Annual Pavement Marking Contract dated July 2, 2013, (R2013-0810), hereinafter "CONTRACT" by and between Southwide Industries, Inc., hereinafter "CONTRACTOR" and the Board of County Commissioners of Palm Beach County, a political subdivision of the state of Florida, hereinafter, "COUNTY".

WITNESSETH

WHEREAS, on July 2, 2013, the CONTRACTOR and COUNTY entered into a eighteen month Annual Pavement Marking Contract for furnishing and installing pavement marking material, raised pavement markers and traffic paint on roadways throughout Palm Beach County; and

WHEREAS, the CONTRACT provides that the contract may be extended, at the COUNTY's option for a defined period of time, not to exceed thirty-six months total contract time, upon approval of the Board of County Commissioners; and

WHEREAS, by this amendment, the CONTRACTOR and the COUNTY mutually agree to amend the CONTRACT terms to extend the expiration date of the CONTRACT with all original terms, conditions and unit prices adhered to.

NOW, THEREFORE, in consideration of the mutual covenants, promises, and agreements herein contained, the parties agree as follows:

- 1. The above recitations are true and correct and incorporated herein.
- 2. The CONTRACT, dated July 2, 2013, between the CONTRACTOR and the COUNTY is hereby amended as follows:
 - A) Instructions to Bidders Section 2 "Nondiscrimination" is amended as follows:

The Contractor warrants and represents that all of its employees are treated equally during employment without regard to race, color, religion, disability, sex, age, national origin, ancestry, marital status, familial status, sexual orientation, gender identity and expression, or genetic information.

B) The Special Provisions ("Extension", Page SP-8A) is amended to extend the Contract expiration date from January 1, 2015 to January 1, 2016.

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- 3. It is the intent of the parties hereto that this Amendment shall not become binding until the date executed by the COUNTY.
- 4. All other provisions of the Annual Pavement Marking Contract dated July 2, 2013, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this Amendment to be executed and sealed this ______ day of ______, 2014.

ATTEST: SHARON R. BOCK Clerk and Comptroller

PALM BEACH COUNTY, a Political Subdivision of the State of Florida Board of County Commissioners

By:

Deputy Clerk

Ву: _____

APPROVED AS TO TERMS

AND CONDITIONS

Priscilla A. Taylor, Mayor

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

By:

County Attorney

Engineering

SOUTHWIDE INDUSTRIES, INC. Contractor

By: (Signature)

PRESIDENT JOHN BIERMANN (Print Name and Title)

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ATTEST:

Bv:

Secretary or Asst. Secretary

(Seal)