

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

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Meeting Date: May 2, 2017	{X} Consent	{ } Regular
	{ } Workshop	{ } Public Hearing

Department: Engineering & Public Works
Submitted By: Engineering & Public Works
Submitted For: Roadway Production Division

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I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve:

- A) a first amendment to the annual pavement marking contract R2016-0692, Project No. 2016051, dated June 7, 2016, with Oglesby Construction, Incorporated (Oglesby) to extend the expiration date from June 6, 2017 to June 6, 2018; and
- B) a first amendment to the annual pavement marking contract R2016-0693, Project No. 2016051, dated June 7, 2016, with Southwide Industries, Incorporated (Southwide) to extend the expiration date from June 6, 2017 to June 6, 2018.


SUMMARY: Approval of these first amendments with Oglesby and Southwide to their annual pavement marking contracts will extend the pavement marking services for one year from June 6, 2017 to June 6, 2018, on an as needed basis. The Small Business Enterprise (SBE) goal for all contracts is 15%. Oglesby committed to 0% and Southwide committed to 100% SBE participation. Oglesby is not a Palm Beach County company. Southwide is a Palm Beach County based company. During the first year of the two contracts, Southwide received \$795,000 and achieved 100% SBE participation, while Oglesby received \$240,000 and achieved 0% SBE participation. Countywide (LBH)

Background and Justification: Oglesby and Southwide were the successful bidders to perform pavement marking services relative to palm Beach County (County) needs, and are presently under contract with the County on an as needed basis. It is the consensus of the user departments that these contractors have, within the provisions of their contracts, provided the services requested by the County. Since they remain in good standing and wish to continue to provide the services as indicated in their contracts, the County agrees to renew their contracts for one year. The first amendments have been reviewed with Oglesby and Southwide and staff recommends approval by the Board of County Commissioners.

Attachments:

- 1. First Amendment to the Annual Pavement Marking Contract with Oglesby (2)
- 2. First Amendment to the Annual Pavement Marking Contract with Southwide (2)

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Recommended by:		4/6/17
	Department Director	Date

Approved By:		4/17/17
	Assistant County Administrator	Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2017	2018	2019	2020	2021
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-
# 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. The agenda item extends the expiration date for these contracts. The construction services are authorized on a task order basis. Funding will be established by project as necessary.

C. Departmental Fiscal Review: Alii Kovalanew

III. REVIEW COMMENTS

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

OP KRW 4/6/17
OFMB

J. S. Probert 4/14/17
Contract Dev. and Control

B. Approved as to Form and Legal Sufficiency:

9/14
Assistant County Attorney

C. Other Department Review:

Department Director

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

**FIRST AMENDMENT TO THE ANNUAL PAVEMENT MARKING
CONTRACT PROJECT NO. 2016051
DATED JUNE 7, 2016, BY AND BETWEEN
OGLESBY CONSTRUCTION INCORPORATED
AND PALM BEACH COUNTY**

THIS FIRST AMENDMENT to the Annual Pavement Marking Contract, dated June 7, 2016, (R2016-0692), hereinafter "CONTRACT" by and between Oglesby Construction, Incorporated, hereinafter "CONTRACTOR" and Palm Beach County, a political subdivision of the state of Florida, hereinafter, "COUNTY".

W I T N E S S E T H

WHEREAS, on June 7, 2016, the CONTRACTOR and COUNTY entered into a CONTRACT for pavement marking projects and other related tasks throughout Palm Beach County; and

WHEREAS, the CONTRACT provides that it may be amended, at the COUNTY'S option, upon approval of the Board of County Commissioners; and

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. It is the intent of the parties hereto that this Amendment shall not become binding until the date executed by the COUNTY.
3. The CONTRACT, dated June 7, 2016, between the CONTRACTOR and the COUNTY, is hereby amended to extend the expiration date of the CONTRACT from June 6, 2017 to June 6, 2018.
4. All other provisions of the CONTRACT dated June 7, 2016, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this Amendment to be executed and sealed this _____ day of _____, 2017.

ATTEST:
SHARON R. BOCK
Clerk and Comptroller

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

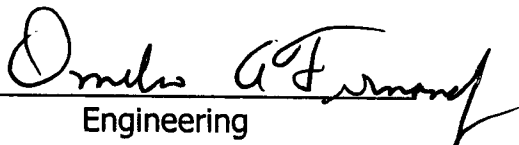
By: _____
Deputy Clerk

By: _____
Paulette Burdick, Mayor

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

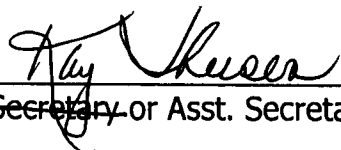
APPROVED AS TO TERMS
AND CONDITIONS


By: _____
County Attorney

By: 
Engineering

ATTEST:

Oglesby Construction Inc.

By: 
~~Secretary or Asst. Secretary~~

By: 
(Signature)

(Seal)

Tim Paetke VICE Pres
(Print Name and Title)

**FIRST AMENDMENT TO THE ANNUAL PAVEMENT MARKING
CONTRACT PROJECT NO. 2016051
DATED JUNE 7, 2016, BY AND BETWEEN
SOUTHWIDE INDUSTRIES, INCORPORATED
AND PALM BEACH COUNTY**

THIS FIRST AMENDMENT to the Annual Pavement Marking Contract, dated June 7, 2016, (R2016-0693), hereinafter "CONTRACT" by and between Southwide Industries, Incorporated, hereinafter "CONTRACTOR" and Palm Beach County, a political subdivision of the state of Florida, hereinafter, "COUNTY".

W I T N E S S E T H

WHEREAS, on June 7, 2016, the CONTRACTOR and COUNTY entered into a CONTRACT for pavement marking projects and other related tasks throughout Palm Beach County; and

WHEREAS, the CONTRACT provides that it may be amended, at the COUNTY'S option, upon approval of the Board of County Commissioners; and

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

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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

By: _____
Paulette Burdick, Mayor

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS
AND CONDITIONS

By: _____
County Attorney

By: *Ornela A. Fernandez*
Engineering

ATTEST:

By: *[Signature]*
Secretary or Asst. Secretary

Southwide Industries, Inc.

By: *[Signature]*
(Signature)

(Seal)

JOHN BIERMANN PRESIDENT
(Print Name and Title)

