

# AGENDA ITEM 3.A.2.

## PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

### AGENDA ITEM SUMMARY

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Meeting Date: January 28, 2020       Consent       Regular  
    Workshop       Public Hearing

Department:

Submitted By: Clerk & Comptroller, Palm Beach County

Submitted For: Sharon R. Bock, Clerk & Comptroller

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#### I. EXECUTIVE BRIEF

**Motion and Title:**

Motion to approve the contracts and claims settlements' list as submitted by various departments to the Clerk & Comptroller's Office, cumulatively totaling \$7,001,289.20

**Summary:**

The appropriate County staff has executed each contract for the attached lists and each contract will be effective on approval of the Board of County Commissioners (BCC) unless a later effective date is referenced.

**Background and Justification:**

The Palm Beach County Purchasing Ordinance and R-94-702 delegate certain contracts execution to appropriate county staff. However, these contracts require BCC approval before becoming effective.

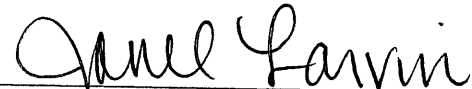
**Attachments:**

Lists identifying contracts:

1) Purchasing	\$ 6,730,289.20
2) Tourist Development Council	\$ 271,000.00
3) Risk Management	\$ 0.00
TOTAL	\$ 7,001,289.20

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Recommended by:



Janel L. Larvin, Manager - Finance Services

1/23/2020

Date

Approved by:

N/A

Assistant County Administrator

Date

**II. FISCAL IMPACT ANALYSIS**

**A. Five-Year Summary of Fiscal Impact:**

<u>Fiscal Years</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>	<u>2024</u>
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
<b>NET FISCAL IMPACT</b>	_____	_____	_____	_____	_____
Number of additional FTE positions (Cumulative)	_____	_____	_____	_____	_____

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

Budget Account No.: Fund\_\_\_\_\_ Dept.\_\_\_\_\_ Unit\_\_\_\_\_ Object\_\_\_\_\_

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

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

**C. Departmental Fiscal Review:**

**III. REVIEW COMMENTS**

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

_____ <b>OFMB</b>	_____ <b>Contract Dev. and Control</b>
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**B. Legal Sufficiency:**

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**Assistant County Attorney**

**C. Other Department Review:**

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**Department Director**

**JANUARY 28, 2020**

**REGULAR AGENDA**

**3.A.2. – CONTINUED**

**A)**

One-time purchase of GE intelligent platforms, historian software license from Gray Matter Systems Inc. for \$33,539.23.

**B)**

New term contract with John Brown & Sons Inc. for \$750,000 for natural areas and exotic vegetation management/mowing from January 28, 2020 through January 7, 2021.

**C)**

New term contract with Kemira Water Solutions Inc. for \$1,548,000 for liquid ferrous and ferric sulfate blend including dosing equipment and service from January 28, 2020 through January 27, 2021.

**D)**

New term contract with Odums Sod Inc. for \$702,500 for the pickup, delivery, installation or replacement of sod from January 28, 2020 through January 27, 2021.

**E)**

Extension and increase of emergency term contract of \$207,900 with OK Generators, a division of Scan-Am Marine Services Inc. for a total of \$382,550 for rental of power generator equipment, delivery, installation, and removal from September 19, 2019 through September 18, 2020.

**F)**

Time extension only of term contract with Image Depot Inc.; Mac Papers Inc.; Mark Andy Inc. d/b/a Mark Andy Print Products for pre-qualification of vendors for various types of press room supplies from November 1, 2014 through April 30, 2020.

**G)**

New term contract with Brüel & Kjaer EMS Inc. for \$185,276 for airport noise and operations monitoring system support (ANOMS) and maintenance for the period retroactive from January 1, 2020 through December 31, 2020.

**H)**

Emergency term contract with Designlab Inc. for \$700,000 for a uniform program for Palm Beach County Fire Rescue and Animal Care & Control for the period retroactive from December 1, 2019 through November 30, 2020.

**I)**

Extension and increase of term contract of \$2,603,073.97 with West Safety Solutions Corp. formerly Intrado Systems Corp. for a total of \$20,018,329.32 to purchase and install call receiving and handling software and equipment for the NG 911 system from July 1, 2010 through March 1, 2021.

**J)**

Tourist Development Council Category "G" grant agreement with XPE Inc. for \$125,000 for the XPE NFL Combine Prep Training.

**K)**

Tourist Development Council Category "G" grant agreement with American Youth Soccer Organization Inc. for \$6,000 for the AYSO State Games.

**L)**

Tourist Development Council Category "G" grant agreement with Octagon Inc. for \$40,000 for the Gainbridge LPGA at Boca Rio.

**M)**

Tourist Development Council Category "G" grant agreement with Match Point Inc. for \$25,000 for the Delray Beach Open.

**N)**

Tourist Development Council Category "G" grant agreement with Children's Healthcare Charity Inc. for \$75,000 for the Honda Classic.

**PALM BEACH COUNTY/CONTRACTS AND AWARDS FOR APPROVAL**  
**BOARD OF COUNTY COMMISSIONERS MEETING DATE OF**  
**01/28/2020**

Contractor(s)	Project	Contract Amount S/M/WBE Dollar Amount/Percentage of Participation	Department(s) or Division(s) Accounting Line(s)	Executor	Minutes #
<b>EXHIBIT A</b>					
Gray Matter Systems, Inc.	One-time purchase of GE intelligent platforms, historian software license per Purchase Order #CC010920*9.	\$33,539.23 S/M/WBE: \$0	Water Utilities Department 4001-720-32IT-4674	Scarlett	

Water Utilities Department requests a one-time purchase of GE intelligent platforms software license for use in the collection of utility data of wastewater and potable water treatment operations. The contract contains indemnification provisions different from the County's standard requirements. In accordance with PPM CW-F-049, the Department of Risk Management and the County Attorney's Office have negotiated with the vendor and agreed to limit vendor's indemnification to the County to the extent arising out of vendor's negligent acts or omissions. Awardee is located out of State. This is a sole source provider who is not a certified S/M/WBE.

<b>EXHIBIT B</b>					
John Brown & Sons, Inc.	New term contract for natural areas and exotic vegetation management/mowing for the period 01/28/2020 through 01/07/2021 per Master Agreement #F450903.	\$750,000.00 S/M/WBE: \$0	Environmental Resources Management 1226-380-3162-3401	Scarlett	

Environmental Resources Management is requesting a new eleven and one quarter (11.25) month term contract for natural areas and exotic vegetation management/mowing. \$750,000 is needed to meet the County's requirements through the expiration of this new eleven and one quarter (11.25) month term contract. This purchase is off Indian River County Contract #2019007 and has one (1) twelve month renewal option. Awardee is located outside Palm Beach County in the City of Vero Beach, Florida. Because of Federal funding, this project must adhere to the Federal DBE program rather than the County's S/M/WBE program.

**PALM BEACH COUNTY/CONTRACTS AND AWARDS FOR APPROVAL**  
**BOARD OF COUNTY COMMISSIONERS MEETING DATE OF**  
**01/28/2020**

Contractor(s)	Project	Contract Amount S/M/WBE Dollar Amount/Percentage of Participation	Department(s) or Division(s) Accounting Line(s)	Executor	Minutes #
<u>EXHIBIT C</u>					
Kemira Water Solutions, Inc.	New term contract for liquid ferrous and ferric sulfate blend including dosing equipment and service for the period 01/28/2020 through 01/27/2021 per Master Agreement #20001.	\$1,548,000.00 S/M/WBE: \$0	Water Utilities Department 4001-720-2582-4615	Scarlett	

The County has expended or encumbered \$853,059 (\$56,871/month) during the previous fifteen (15) month term contract. Due to an increase in unit price, \$1,548,000 is needed to meet the County's requirements for liquid ferrous and ferric sulfate blend including dosing equipment and service required through the expiration of this new twelve (12) month term contract. This term contract has four (4) twelve (12) month renewal options. Awardee is located out of State. No S/M/WBE vendor submitted a bid on this project. This item was reviewed by the OEBO and a Waiver of API Requirements was approved.

<u>EXHIBIT D</u>					
Odums Sod, Inc.	New term contract for the pickup, delivery, installation or replacement of sod for the period 01/28/2020 through 01/27/2021 per Master Agreement #20002.	\$702,500.00 S/M/WBE: \$0	Countywide	Scarlett	

The County has expended or encumbered \$33,921 (\$11,307/month) during the previous three (3) months of the current three (3) month term contract. Due to the growth of WUD commercial and residential service areas requiring sod restoration and various Countywide sod restoration projects, \$702,500 is needed to meet the County's requirements through the expiration of this new twelve (12) month term contract. This term contract has four (4) twelve (12) month renewal options. Awardee is located in Palm Beach County. No S/M/WBE vendor submitted a bid on this project. The Goal Setting Committee recommended SBE price preference for this solicitation.

**PALM BEACH COUNTY/CONTRACTS AND AWARDS FOR APPROVAL**

BOARD OF COUNTY COMMISSIONERS MEETING DATE OF

01/28/2020

Contractor(s)	Project	Contract Amount S/M/WBE Dollar Amount/Percentage of Participation	Department(s) or Division(s) Accounting Line(s)	Executor	Minutes #
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**EXHIBIT E**

OK Generators a division of Scan-Am Marine Services, Inc.	Extension and increase of emergency term contract for rental of power generator equipment, delivery, installation, and removal for the period 09/19/2019 through 09/18/2020 per Master Agreement #450896.	Increased Amount: \$207,900.00 Total with increase: \$382,550.00	Department of Airports 4100-120-2430-4405	Scarlett	
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The County has expended or encumbered \$174,650 (\$49,900/month) during the previous three and one half (3.5) months of the current five (5) month term contract. An additional seven (7) month extension to the current contract is necessary in order to complete negotiations with the manufacturer for a replacement motor for the backup generator. In addition, an increase of \$207,900, over the previously authorized amount of \$174,650 for rental of a backup generator during the remaining eight and one half (8.5) months of the current term contract. This term contract has no renewal options. Awardee is located outside Palm Beach County in the City of Deerfield Beach, Florida. This Emergency purchase is exempt from the EBO Ordinance.

**EXHIBIT F**

Image Depot, Inc.; Mac Papers, Inc.; Mark Andy, Inc. d/b/a Mark Andy Print Products	Extension of term contract for pre-qualification of vendors for various types of press room supplies for the period 11/01/2014 through 04/30/2020 per Master Agreement #14076.	Time Extension Only S/M/WBE: \$0	Public Affairs Department/ Graphics Division 0001-640-6440-5201	Scarlett	
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The County has expended or encumbered \$119,343 (\$1,917/month) during the previous sixty-two and one quarter (62.62) months of the current sixty-three (63) month term contract, which includes a three (3) month extension pursuant to the Director of Purchasing's authority. An additional three (3) month extension to the current contract is necessary in order to finalize the solicitation process. Approval is also requested to add vendors that may become pre-qualified during the term of the contract. Pre-Qualification contracts allow for the addition of new vendors during the full term of the contract. This term contract has no renewal options. One (1) Awardee is located in Palm Beach County, one (1) Awardee is located out of State, and one (1) Awardee is located outside Palm Beach County in the City of Ft. Lauderdale, Florida. This item was reviewed by the OEBO and a Waiver of API Requirements was approved.

**PALM BEACH COUNTY/CONTRACTS AND AWARDS FOR APPROVAL**  
**BOARD OF COUNTY COMMISSIONERS MEETING DATE OF**  
**01/28/2020**

Contractor(s)	Project	Contract Amount S/M/WBE Dollar Amount/Percentage of Participation	Department(s) or Division(s) Accounting Line(s)	Executor	Minutes #
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**EXHIBIT G**

Brüel & Kjaer EMS, Inc.	New term contract for airport noise and operations monitoring system support (ANOMS) and maintenance for the period retroactive from 01/01/2020 through 12/31/2020 per Master Agreement #SS200401.	\$185,276.00 S/M/WBE: \$0	Department of Airports 4100-120-1150-3101	Scarlett	
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The County has expended or encumbered \$110,717 (\$10,065/month) during the previous twelve (12) month term contract. \$185,276 is needed to meet the County's requirements for annual airport noise and operations monitoring system service fees, noise monitoring terminal maintenance fees, radar data supply, WebTrak service and additional services required through the expiration of this new twelve (12) month term contract. The contract contains a cap on the vendor's liability, which is different from the County's standard requirements. In accordance with PPM CW-F-049, the Department of Risk Management and the County Attorney's Office have negotiated with the vendor and agreed to limit vendor's liability to \$1,000,000. This term contract is retroactive to January 1, 2020 and has two (2) twelve (12) month renewal options. Awardee is located out of State. This is a sole source provider who is not a certified S/M/WBE.

**EXHIBIT H**

Designlab, Inc.	Emergency term contract for a uniform program for Palm Beach County Fire Rescue and Animal Care & Control for the period retroactive from 12/01/2019 through 11/30/2020 per Master Agreement #800131.	\$700,000.00 S/M/WBE: \$0	Fire Rescue Department (\$685,000.00) 1300-440-Variou-5248  Public Safety Department/Animal Care & Control Division (\$15,000.00) 0001-660-2220-5248	Scarlett	
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The County has expended or encumbered \$1,324,974 (\$55,207/month) during the previous twenty-four (24) month term contract. The Fire Rescue Department and the Department of Public Safety/Animal Care & Control Division is requesting a new twelve (12) month emergency term contract for a uniform program. Fire Rescue's Collective Bargaining Agreement (CBA) requires that uniforms be provided to be in compliance with the CBA. \$700,000 is needed to meet the County's requirements through the expiration of this new twelve (12) month emergency term contract. This emergency term contract is retroactive to December 1, 2019 and has no renewal options. Awardee is located out of State. This emergency purchase is exempt from the EBO Ordinance.



**PALM BEACH COUNTY/CONTRACTS AND AWARDS FOR APPROVAL**  
**BOARD OF COUNTY COMMISSIONERS MEETING DATE OF**  
**01/28/2020**

Contractor(s)	Project	Contract Amount S/M/WBE Dollar Amount/Percentage of Participation	Department(s) or Division(s) Accounting Line(s)	Executor	Minutes #
<u>EXHIBIT I</u> West Safety Solutions Corp. formerly Intrado Systems Corp.	Extension and increase of term contract to purchase and install call receiving and handling software and equipment for the NG 911 system for the period 07/01/2010 through 03/01/2021 per Master Agreement #09053-2.	Increased Amount: \$ 2,603,073.97 Total with increase: \$20,018,329.32 (Funded entirely with State revenue generated from the 911 system) S/M/WBE: \$0	Public Safety Department 1434-660-9250-various 3905-661-9259-various	Scarlett	

The County has expended or encumbered \$15,899,727 (\$138,258/month) during the previous one hundred fifteen (115) months of the current one hundred sixteen (116) month term contract. An additional twelve (12) month extension to the current contract is necessary in order to complete the procurement process required for a new term contract. In addition, an increase of \$2,603,073.97, over the previously authorized amount of \$17,415,255.35, inclusive of the Purchasing Director's eight point forty-seven percent (8.47%) authority, for the remaining twelve (12) months of the current term contract. This Ninth Amendment modifies the contract to provide for: 1) renewal of maintenance for Year 7, retroactive to September 6, 2019, through September 5, 2020 (Year 1) to correspond to the billing service dates and a five (5) month extension period, September 6, 2020, through March 1, 2021 (Partial Year 2) for \$1,305,552.97; 2) required hardware upgrades and services to the 9-1-1 system, including replacement of current workstations with Power Station, additional Power IWS equipment, WAN equipment and professional services for \$797,521; and 3) professional services for \$500,000. This increase is required for the purchase and installation of call receiving and handling software and equipment for the NG 911 system. This term contract has no renewal options. Awardee is located out of State. The total cost of this contract is funded entirely with State revenue generated from the 911 system. This contract was established by a competitive RFP process that allowed up to ten (10) points for S/M/WBE participation. No certified S/M/WBE participation was offered by the recommended Awardee.

**TOTAL AMOUNT OF ALL AWARDS      \$6,730,289.20**

# ROUTING INFORMATION – Tourist Development Council

## BOARD SERVICES – MINUTES DIVISION

ROUTED TO: Susan C. Brown or Tracy Ramsey

ROUTED FROM: Tim Montiglio, Board Services - Minutes (3-2958)

ITEM DESCRIPTION: Tourist Development Council (TDC) Grant Agreements

MEETING DATE: January 28, 2020

MEETING TYPE: BCC Workshop

**DEADLINE TO BOARD SERVICES: Friday, January 24, 2020 before 9:00 AM.**

TDC Memo Dated	Number of Agreements	Date Routed	Reviewed By	Date Signed
12/30/19	3	01/07/20	Susan C. Brown	01/10/20
01/16/2020	2	01/16/2020	SUSAN C. BROWN	01/17/20

**DO NOT PROCESS  
TO THE AGENDA  
COORDINATOR  
WITHOUT A  
SIGNATURE:**

Susan C. Brown

or

Tracy Ramsey



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**DISCOVER  
THE PALM BEACHES  
FLORIDA**  
Tourist Development Council

**INTEROFFICE MEMORANDUM**

**DATE:** December 30, 2019

**TO:** Janel Larvin  
Clerk & Comptroller, Finance Manager

**FROM:** Joan Hutchinson *JH*  
TDC, Contracts & Grants Coordinator

**RE:** CATEGORY "G" GRANT AGREEMENTS

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I have attached three (3) originals of the following Category "G" Grant Agreements:

XPE, Inc., for the XPE NFL Combine Prep Training	\$125,000
American Youth Soccer Organization, Inc., for the AYSO State Games	\$6,000
Octagon Inc., for the Gainbridge LPGA at Boca Rio	\$40,000
Total Amount	\$171,000

Will you please add these agreements to the next "contract list" for BCC approval?  
Following approval, I am requesting 2 original copies of the Category "G" Grants be returned to  
this office. If you have any questions, please call me at 233-3131.

JH  
Enclosures  
cc: Jared Fleet, Sports Commission  
Patty Ramirez, TDC



**DISCOVER  
THE PALM BEACHES  
FLORIDA**  
Tourist Development Council

**INTEROFFICE MEMORANDUM**

**DATE:** January 16, 2020

**TO:** Janel Larvin  
Clerk & Comptroller, Finance Manager

**FROM:** Joan Hutchinson *JH*  
TDC, Contracts & Grants Coordinator

**RE:** CATEGORY "G" GRANT AGREEMENTS

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I have attached three (3) originals of the following Category "G" Grant Agreement:

Match Point, Inc. for the Delray Beach Open	\$25,000
Children's Healthcare Charity, Inc. for the Honda Classic	<u>\$75,000</u>
Total	\$100,000

Will you please add this agreement to the next "contract list" for BCC approval?  
Following approval, I am requesting 2 original copies of the Category "G" Grants be returned to this office. If you have any questions, please call me at 233-3131.

JH  
Enclosures  
cc: Jared Fleet, Sports Commission  
Patty Ramirez, TDC