

5D-3

Agenda Item #:

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY

Meeting Date: April 7, 2020

Consent

Regular

Ordinance

Public Hearing

Department: Facilities Development & Operations

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to:

A) Certify that the on-going COVID19 crisis constitutes a valid public emergency; and

B) Authorize County Administrator or designee, which in this case shall be the Director Facilities Development & Operations, to approve emergency renewal amendments for three continuing contracts to provide mechanical, electrical, plumbing (MEP) engineering services for various capital improvement projects, which will extend the term of the contracts to December 22, 2020:

1) Gartek Engineering Corporation (Gartek) (R2015-0777; Renewals: R2017-0892, R2018-0849, R2019-1328) MBE/Local 96.38% SBE participation to date;

2) Johnson, Levinson, Ragan, Davila, Inc. (JLRD) (R2015-0779; Renewals: R2017-0893, R2018-0850, R2019-1329), SBE/Local 96.94% SBE participation to date; and

3) RGD & Associates, Inc. dba RGD Consulting Engineers (RGD) (R2015-0778; Renewals: R-2017-0894, 2018-0851, R2019-1330), SBE/Local, 93.5% SBE participation to date.

**Summary:** On June 23, 2015, the BCC approved continuing services contracts for MEP engineering services with Gartek, JLRD, and RGD for a two year term with 3 one year renewals. These continuing MEP engineering contracts are set to expire on June 22, 2020. The Department has advertised for new continuing MEP engineering contracts. Due to the ongoing COVID19 crisis, the Department needs time to develop new logistical procedures for conducting selection committee meetings while maintaining social distancing and there may be other delays throughout the selection process which may cause a delay in getting the new continuing MEP engineering contracts to the BCC before the existing contracts expire. At this time, Staff believes that extending the continuing MEP engineering contracts of Gartek, JLRD and RGD best serves the interests, health, safety, and welfare of the County and its citizens. Section 287.055, Florida Statutes known as the Consultants' Competitive Negotiation Act ("CCNA") governs the procurement of architectural, professional engineering, landscape architecture and registered survey and mapping services in Florida. Procurement of such services are exempted from the standard public announcement and qualification procedures of the CCNA where a valid public emergency is certified by the agency head. The Board's certification of a valid public emergency allows for the emergency extension of these agreements in accordance with the CCNA. Accordingly, staff is requesting authority to execute renewal amendments with Gartek, JLRD, and RGD to extend their continuing contracts for six months until December 22, 2020. The firms under this existing MEP Engineering contract were selected under the County's prior Small Business Enterprise (SBE) program where a 15% SBE goal applied. Over the preceding 5 years, the firms have averaged 95% SBE participation. The Office of Equal Business Opportunity has reviewed and approved this renewal request. **(Capital Improvements Division) Countywide (MWJ)**

**Background & Policy Issues:** These contracts provide for MEP Engineering Services associated with the design of various capital projects, to be determined later, which may include new construction, additions, or renovations up to \$2,000,000. Consultant fees are negotiated on an individual basis for each project assigned. The Contracts were for a period of two (2) years, with three (3) one year renewal options. These continuing contracts are set to expire on June 22, 2020. The Department has advertised for new continuing MEP engineering contracts. Due to the ongoing COVID19 crisis, the Department is concerned that there may be delays in the selection process which may cause a delay in getting the new continuing MEP engineering contracts to the BCC before the existing contracts expire. At this time, staff believes that

(Continued on Page 3)

**Attachments:**

- 1. CSA History - Gartek
- 2. CSA History - JLRD
- 3. CSA History - RGD

Recommended By: \_\_\_\_\_

*Army Wolf*  
Department Director

4/11/2020  
Date

Approved By: \_\_\_\_\_

*W. Baker*  
County Administrator

4/5/2020  
Date



extending the continuing CM contracts of Gartek, JLRD and RGD best serves the interests, health, safety, and welfare of the County and its citizens. Accordingly, staff is requesting authority to execute renewal amendments with Gartek, JLRD and RGD to extend their continuing contracts for six months until December 22, 2020. Selection was performed under Board adopted procedures pursuant to the Consultant Competitive Negotiations Act (CCNA) and Florida Statute 287.055, on April 8, 2015. Three (3) firms were selected for these services. When work is required under the continuing contract, work is authorized through individual task assignments. The firms under the existing MEP Engineering continuing contract were selected under the County's prior SBE program where a 15% SBE goal applied. SBE actual participation is identified on each work authorization, and is tracked cumulatively for each work authorization issued. Cumulatively the firms have averaged 95% SBE participation. The Office of Equal Business Opportunity has reviewed and approved this renewal request.

