

AGENDA ITEM 4.A.2

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: AUGUST 30, 2022 Consent Regular
 Workshop Public Hearing

Department Submitted By: Clerk of the Circuit Court & Comptroller

Department Submitted For: Joseph Abruzzo, Clerk of the Circuit Court & Comptroller

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 **\$3,961,680.00**

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	\$	3,961,680.00
2) TOURIST DEVELOPMENT COUNCIL	\$	00.00
3) RISK MANAGEMENT	\$	<u>00.00</u>
TOTAL	\$	3,961,680.00

Recommended by: Lisa Supan 8/29/22
 Lisa Supan, Assistant Manager - Finance Services 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>2022</u>	<u>2023</u>	<u>2024</u>	<u>2025</u>	<u>2026</u>
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	_____	_____	_____	_____	_____
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:

_____	_____
OFMB	Contract Dev. and Control

B. Legal Sufficiency:

Assistant County Attorney

C. Other Department Review:

Department Director

PALM BEACH COUNTY/CONTRACTS AND AWARDS FOR APPROVAL
BOARD OF COUNTY COMMISSIONERS MEETING DATE OF
08/30/2022

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 A</u> Lawson Products, Inc. d/b/a Lawson, Cronatron, Kent Automotive, Drummond	Increase of term contract for fasteners and wheel weights for the period 11/15/2021 through 11/14/2022 per Master Agreement #700136B.	Increased Amount: \$70,000.00 Total with increase: \$262,000.00 S/M/WBE: \$0 Original Contract Amount: \$317,500.00	Countywide Lead Department: Water Utilities Department	Cooper	

The County has expended or encumbered \$191,866 (\$21,318/month) during the previous nine (9) months of the current twelve (12) month term contract. The Water Utilities Department requests an increase of \$70,000 over the previous authorized amount of \$192,000 for the remaining three (3) months of the current term contract. This increase is necessary due to continued maintenance operations and unforeseen repairs. The contract amount for the: (i) initial thirty-three and three quarter (33.75) month term was \$317,500, which was increased to \$449,250, with \$379,353 expended; (ii) first twelve (12) month renewal term was \$960,100 with \$194,948 expended; and (iii) second twelve (12) month renewal term was \$169,000, which was increased to \$192,000. This contract is a piggyback off the Collier County Contract #17-7079 and has no renewal options. Awardee is located in Palm Beach County. This piggyback was reviewed and approved by the OEBO.

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EXHIBIT B					
Commercial Energy Specialists, Inc. dba CES	Increase of term contract for pulsar, briquettes and sunscreen 20 stabilizer for the period 09/29/2021 through 09/28/2022 per Master Agreement #SS555518A.	Increased Amount: \$25,000.00 Total with increase: \$224,999.99 S/M/WBE: \$0 Original Contract Amount: \$170,000.00	Parks & Recreation Department 0001-580-5234-5205	Cooper	

The County has expended or encumbered \$187,340 (\$17,842/month) during the previous ten and one half (10.5) months of the current twelve (12) month term contract. The Parks & Recreation Department requests an increase of \$25,000 over the previous authorized amount of \$199,999.99 for the remaining one and one half (1.5) months of the current term contract. This increase is necessary due to the waterparks resuming normal operations after only operating for a portion of last season due to the COVID-19 pandemic. The contract amount for the: (i) initial twelve (12) month term was \$170,000, with \$138,210 expended; and (ii) first twelve (12) month renewal term was \$170,000, which was increased to \$199,999.99 This term contract has three (3) twelve (12) month renewal options. Awardee is located in Palm Beach County. This is a sole source provider who is not a certified S/M/WBE. This sole source contract is exempt from the EBO Ordinance.

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<u>EXHIBIT C</u> HiTech Coatings, Inc.	Renewal of term contract for surface coating services for the period 09/07/2022 through 09/06/2023 per Master Agreement #21037A.	\$715,000.00 S/M/WBE: Amount Dependent Upon Usage Original Contract Amount: \$715,000.00	Countywide Lead Department: Parks & Recreation Department	Cooper

The County has expended or encumbered \$393,851 (\$36,637/month) during the previous ten and three quarter (10.75) months of the current twelve (12) month term contract. Due to the need for the resurfacing of various flooring and other surfaces throughout the County, \$715,000 is needed to meet the County's requirements through the expiration of this new twelve (12) month renewal term contract. This term contract has three (3) twelve (12) month renewal options remaining. Awardee is located in Palm Beach County and is a certified SBE vendor. The original contract was established by a competitive solicitation process. The Goal Setting Committee recommended an SBE Price Preference for this solicitation.

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<u>EXHIBIT D</u> R. George & Associates, Inc.	Renewal of term contract for the delivery and installation of library furniture and shelving for the period 09/13/2022 through 09/12/2023 per Master Agreement #SS700172C.	\$1,900,000.00 S/M/WBE: \$0 Original Contract Amount: \$50,000.00	Library Department 1180-320-3200-5111 1180-320-3200-6401 3751-321-L072-3401 3751-321-L072-5111 3751-321-L072-6401	Cooper	

The County has expended or encumbered \$62,269 (\$5,792/month) during the previous ten and three quarter (10.75) months of the current twelve (12) month term contract. Due to the purchase of library furniture and shelving for the new Canyon Branch Library, \$1,900,000 is needed to meet the County's requirements through the expiration of this new twelve (12) month renewal term contract. The contract amount for the: (i) initial twelve (12) month term was \$50,000, with \$887 expended; (ii) first twelve (12) month renewal term was \$1,400,000, with \$1,284,555 expended; and (iii) second twelve (12) month renewal term was \$75,000, with \$57,691 expended. This term contract has one (1) twelve (12) month renewal option remaining. Awardee is located outside Palm Beach County in the City of Deland, Florida. Awardee is sole source provider who is not a certified S/M/WBE. This sole source contract is exempt from the EBO Ordinance.

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<u>EXHIBIT E</u> Performance NAPA LLC; Reladyne Florida, LLC	New term contract for oils, lubricants and fluids, for the period 08/30/2022 through 08/29/2023 per Master Agreement #22010R.	\$308,000.00 S/M/WBE: \$0	Countywide Lead Department: Palm Tran Department	Cooper	
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The County has expended or encumbered \$63,079 (\$5,256/month) during the previous twelve (12) month term contract. Due to the continued need for the purchase and delivery of oils, lubricants and fluids, \$308,000 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. One (1) Awardee is located in Palm Beach County and one (1) Awardee is located out of State. This item was reviewed by the OEBO and a Waiver of API Requirements was approved.

<u>EXHIBIT F</u> Kirms Communications LLC	New term contract for radio tower maintenance, repairs and installation for the period 08/30/2022 through 08/29/2023 per Master Agreement #22047R.	\$395,000.00 S/M/WBE: \$0	Countywide Lead Department: Facilities Development & Operations Department	Cooper	
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The County has expended or encumbered \$153,947 (\$10,263/month) during the previous fifteen months (15) months of the current sixteen (16) month term contract. Due to the continued need for radio tower maintenance, repairs and installations throughout the County, \$395,000 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. This item was reviewed by the OEBO and a Waiver of API Requirements was approved.

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<u>EXHIBIT G</u> Hopthru, Inc.	New term contract for software ridership analytical services and training for the period 09/01/2022 through 08/31/2025 per Master Agreement #SS250694.	\$148,680.00 (36 months) S/M/WBE: \$0	Palm Tran Department 1340-540-5160-5401	Cooper

Palm Tran is requesting a new thirty-six (36) month term contract for ridership analytical services and training on Hopthru software. \$148,680 is needed to meet the County's requirements through the expiration of this new thirty-six (36) month term contract. The vendor, a sole source, requires that the County agree to a limitation of liability provision that deviates from the County's standard requirements. In accordance with PPM CW-F-049, the Department of Risk Management and the County Attorney's Office, negotiated with the vendor and agreed to limit vendor's liability in the amount of \$1,000,000 and to indemnify the County to the extent of vendor's negligent acts or omissions. These negotiated terms between the County and Hopthru, Inc. will be used for future sole source purchases, as applicable. This term contract has two (2) twelve (12) month renewal options. Awardee is located out of State. Awardee is a sole source provider who is not a certified S/M/WBE. This sole source contract is exempt from the EBO Ordinance.

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<u>EXHIBIT H</u> RG Landscaping LLC	Emergency contract for South Region grounds maintenance for the period 09/01/2022 through 08/31/2023 per Master Agreement # 555592.	\$400,000.00 S/M/WBE: Amount Dependent Upon Usage	Facilities Development & Operations Department 0001-410-5210-4605	Cooper

The Facilities Development & Operations Department is requesting a twelve (12) month emergency contract for grounds maintenance services in South County due to the termination of the original Awardee/low bidder and subsequent withdrawal for the second lowest responsive/responsible bidder, who was awarded the contract on May 17, 2022. An emergency contract is necessary while the procurement process is completed to award a new competitive contract. This emergency contract has no renewal options. Awardee is located in Palm Beach County and is a certified S/MBE vendor. This emergency contract is exempt from the EBO Ordinance.

TOTAL AMOUNT OF ALL AWARDS: \$3,961,680.00