

PALM BEACH COUNTY/CONTRACTS AND AWARDS FOR APPROVAL
BOARD OF COUNTY COMMISSIONERS MEETING DATE OF
11/01/2022

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> Allen Enterprises, Inc.	Renewal of term contract for airfield lighting systems, ADB Safegate Americas, LLC, OEM parts, for the period 11/03/2022 through 11/02/2023 per Master Agreement #SS450919B.	\$324,600.00 S/M/WBE: \$0 Original Contract Amount: \$470,000.00	Department of Airports 4100-120-2240-4620 4100-120-2230-4620 4100-120-2280-5281	Thelwell	

The County has expended or encumbered \$195,735 (\$17,020/month) during the previous eleven and one half (11.5) months of the current twelve (12) month term contract. Due to the need to purchase airfield lighting for the safety of the traveling public and FAA regulations and inspections, the Department of Airports requests \$324,600 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 \$470,000, with \$292,160 expended. This term contract has two (2) twelve (12) month renewal options remaining. Awardee is located outside Palm Beach County, in the City of Orlando, Florida. Awardee is a sole source provider who is not a certified S/M/WBE. This sole source purchase is exempt from the OEBO Ordinance.

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<u>EXHIBIT B</u> Kone Inc.	Renewal of term contract for elevator/escalator, maintenance and repair for the period 11/01/2022 through 10/31/2023 per Master Agreement #21027A.	\$1,346,000.00 S/M/WBE: \$0 Original Contract Amount: \$800,000.00	Facilities Development and Operations /Department of Airports 0001-410-5220-4607 0001-410-5240-4607 0001-410-5250-4607 0001-410-5260-4607 0001-410-5270-4607 0001-410-5290-4607 4100-120-2430-4620 4100-120-2280-4620	Thelwell

The County has expended or encumbered \$660,526 (\$57,437/month) during the previous eleven and one half (11.5) months of the current twelve (12) month term contract. Due to the continued need for maintenance and repair of elevators and escalators throughout the County, the Facilities Department of Operations and the Department of Airports requests \$1,346,000 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 outside Palm Beach County in the City of Miramar, Florida. No S/M/WBE vendor submitted a bid on this project. The original contract was established by a competitive solicitation process. This item was reviewed and approved for renewal by the OEBO.

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<u>EXHIBIT C</u>					
General Plumbing and Air Conditioning, Inc.; Shamtec, Inc.	New term contract for request for pre-qualification of vendors for HVAC Services, lump sum, term contract for the period 11/01/2022 through 10/31/2027 per Master Agreement #22081.	\$1,000,000.00 S/M/WBE: Amount Dependent Upon Usage.	Countywide Lead Department: Facilities Development and Operations Department	Thelwell	

The County has expended or encumbered \$509,501 (\$43,323/mo) during the previous 11.75 months of the current 15 month term contract. The current contract is a time and material contract with hourly rate and parts at cost per project. This contract is a pre-qualification with lump sum pricing per project. The Department of Facilities Development and Operations requests a new term contract for HVAC services, whereby \$1,000,000 is needed to meet the County's requirements through the expiration of this new sixty (60) month term contract. Additionally, approval is 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 term contract. This term contract has no renewal options. Awardees are located in Palm Beach County. The Goal Setting Committee recommended an SBE Sheltered Market for Small Construction Contracts and SBE Price Preference for this solicitation.

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<u>EXHIBIT D</u> REXEL USA INC.	New term contract for Rockwell Automation Allen-Bradley products, OEM parts and services for the period 11/01/2022 through 10/31/2023 per Master Agreement #SS555593.	\$361,500.00 S/M/WBE: \$0	Countywide Lead Department: Water Utilities Department	Thelwell

The County has expended or encumbered \$395,018 (\$27,243/month) during the previous fourteen and one half (14.5) month term contract. For parts, repairs and service at water plants, lift stations, reclamation facility, aging equipment which supports flood control stations at PBI and to cover for increase in parts costs, the Water Utilities Department requests \$361,500 to meet the County's requirements through the expiration of this new twelve (12) month term contract. The awarded vendor, a sole source, requires that the County agree to a cap on vendor's liability, not exceed 200% of the value of the contract. The Water Utilities Department has requested Risk Management and County Attorney approval of the nonstandard liability provisions due to business needs and after advising the department accordingly, approval has been granted in accordance with PPM CW-F-049. This cap shall not apply to: (i) any indemnification obligations for third party claims for personal injury including death or damage to tangible property caused by the Vendor's negligent or wrongful acts or omissions; (ii) breach of any confidentiality obligations by the Vendor; (iii) the Vendor's violation of law; (iv) any actual proceeds from insurance required pursuant to this Contract; and (v) the Vendor's gross negligence or willful misconduct. This term contract has four (4) twelve (12) month renewal options. Awardee is located in Palm Beach County. 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 E</u> MAR Green Resources, LLC; Winfield Solutions, LLC; SiteOne Landscape Supply, LLC	New term contract for pesticides and adjuvants, for the period 11/01/2022 through 10/31/2023 per Master Agreement #22002.	\$228,000.00 S/M/WBE: Amount Dependent Upon Usage	Countywide Lead Department: Parks and Recreation Department	Thelwell	

The County has expended or encumbered \$122,379 (\$10,198/month) during the previous twelve (12) month term contract. Due to the continued need for the purchase and delivery of pesticides and adjuvants and increased pricing, the Parks and Recreation Department requests \$228,000 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. Two (2) Awardees are located in Palm Beach County and one (1) Awardee is located out of State. The Goal Setting Committee recommended SBE Price Preference for this solicitation.

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<u>EXHIBIT F</u> Morris & McDaniel, Inc.	Emergency Contract for Fire Rescue lieutenant promotional assessment consultant for the period 09/26/2022 through 03/25/2023 per Master Agreement #600601.	\$99,000.00 S/M/WBE: \$0	Fire Rescue Department 1300-400-4218-3101	Thelwell

Fire Rescue requests the approval of this seven (7) month emergency contract for Lieutenant promotional assessment consultant. Due to an error in not attaching Article 18, Collective Bargaining Agreement (CBA) to RFS No. 600599/LAC solicitation, the resulting submittals were non-responsive. Time did not permit a solicitation and award of a new contract prior to the written exam timeline in order to be compliant with Article 18 - CBA. The awarded Consultant requires a change the County's standard indemnification language, which provides for the Consultant to indemnify the county for the Consultant's wrongful acts or omissions. In accordance with PPM CW-F-049, the Department of Risk Management and the County Attorney's Office have approved of the change to the indemnification language. ARTICLE 13 – INDEMNIFICATION, CONSULTANT shall protect, reimburse, indemnify and hold COUNTY, its agents, employees and elected officials harmless from and against any and all claims, liability, loss, expense, cost, damages, or causes of action of every kind or character, including attorney's fees and costs, whether at trial or appellate levels or otherwise, arising during and as a result of their performance of the terms of this Contract or due to the wrongful acts or omissions of CONSULTANT. This contract is for a one-time assessment for a seven (7) month term. This Emergency Contract is exempt from the OEBO ordinance.

TOTAL AMOUNT OF ALL AWARDS: \$3,359,100.00