

AGENDA ITEM 3.B.2

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

AGENDA ITEM SUMMARY

Meeting Date: JULY 11, 2023

(x) 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 **\$30,897,432.00**

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

\$ 30,897,432 .00

2) TOURIST DEVELOPMENT COUNCIL

\$.00

3) RISK MANAGEMENT

\$ 0.00

TOTAL

\$ 30,897,432 .00

Recommended by:

Mama Guevara

Liana Figueroa, Manager - Finance Services

4/10/23

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>2023</u>	<u>2024</u>	<u>2025</u>	<u>2026</u>	<u>2027</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



INTEROFFICE MEMORANDUM

DATE: June 30, 2023

TO: Felicia Landerman
Clerk's Office

FROM: Joan Hutchinson *JH*
TDC

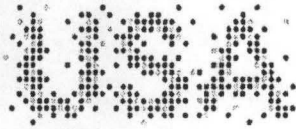
RE: Sub-Agreement

I have attached two (2) copies of one (1) Discover Palm Beach County subcontract:

- The Corporation for Travel Promotion, d.b.a. Brand USA, will provide services to Discover Palm Beach County, Inc., beginning May 5, 2023, and ending December 31, 2023. No additional costs are associated with the agreement.

Will you please add this to the next "contract list" for BCC approval? Following approval, I am requesting one (1) copy of the document returned to this office. If you have any questions, please call me at 233-3133.

Tdc/subcontracts2023/Memo



VisitTheUSA.com

May 2, 2023

Jorge Pesquera
CEO
Discover The Palm Beaches
2195 Southern Blvd, Suite 400
West Palm Beach, Florida 33406

Dear Jorge,

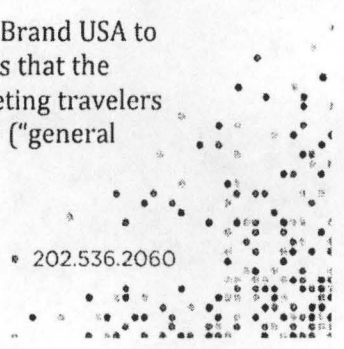
This letter is intended to memorialize the commitment of Discover The Palm Beaches ("Partner") to the Corporation for Travel Promotion d/b/a Brand USA.

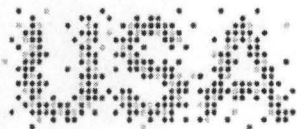
Brand USA is a District of Columbia nonprofit corporation organized and operated to grow incrementally international visitation to the United States, increasing America's share of the global travel market. Brand USA will engage in international marketing of travel to the United States by, among other things:

- a. Promoting travel on the Brand USA website,
- b. Public relations – messaging through Brand USA global PR network, including in market representation firms,
- c. Participating in international trade shows to promote travel to U.S. destinations and to encourage traffic to the Brand USA website,
- d. Undertaking consumer and trade advertising,
- e. Developing publications, websites, and other media for use in priority feeder markets,
- f. Undertaking strategic partnerships with companies in the travel business, trade associations representing companies in the travel industry, U.S. travel destinations for marketing activities to drive inbound business from international feeder markets to the USA, including participating in joint trade missions and other events to target potential travelers, travel agents and other travel companies.
- g. Sponsoring of trade events or activities conducted or managed by companies in the travel business, trade associations representing companies in the travel industry and/or travel destinations, and by government offices or sponsored entities operated to promote travel to a U.S. destination.

Partner agrees to contribute Three Hundred Thousand Dollars (\$300,000) to Brand USA to support the international marketing activities of Brand USA. Brand USA agrees that the contribution will be used for the benefit of the parties to this agreement, targeting travelers in international markets, using a variety of advertising mediums, during 2023 ("general limitations").

1725 Eye Street NW, Eighth Floor • Washington, D.C. 20006 • 202.536.2060





VisitTheUSA.com

Any limitations on cash contributions must be consistent with the Travel Promotion Act of 2009 (P.L. 111-145), as amended, and any other applicable Federal statute. In addition to the general limitations, the Partner recommends that Brand USA use the contribution for cooperative advertising ("recommendations"). Brand USA will consult with Partner prior to use of the funds, but Brand USA may, at its sole discretion, elect to not use the contribution in accordance with these recommendations.

The contributed funds are nonrefundable, unless they cannot be used for their intended purpose. Contributions to Brand USA are not tax deductible as charitable contributions. The Partner may provide additional funds in the future, but is not obligated to do so.

By signing below the Partner grants a limited, nonexclusive, nontransferable, nonassignable, and nonsublicensable license to Brand USA to use the Partner logos, trademarks, and service marks (collectively the "Marks") in the Sponsored Marketing Program pursuant to the brand guidelines to be provided by Partner.

Brand USA acknowledges that it shall have no rights or interest in the Marks except as described in this letter. Brand USA may not use the Marks in any manner that is disparaging or that otherwise could reasonably be expected to have an adverse impact on the Partner goodwill, diminish its value, or the corporate image, business or reputation of the Partner. Brand USA will use the Marks in its international marketing of travel to the United States. The Partner shall have the right to terminate the license for violation of the brand guidelines.

This letter agreement is intended to constitute a binding agreement between the Partner and Brand USA. By signing below, the Partner affirms that, with regard to this contribution to the Corporation for Travel Promotion, there are no restrictions on how the Corporation may use the contribution, or any agreement or expectation of a specific benefit in return, except as stated herein.

Sincerely,

Handwritten signature of Christopher L. Thompson.

5/8/2023

Date: _____

Christopher L. Thompson
President & CEO
Brand USA

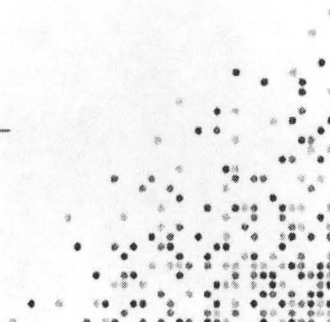
ACKNOWLEDGED AND AGREED PARTNER

Handwritten signature of Jorge Pesquera.

By Handwritten signature of Jorge Pesquera.
Discover The Palm Beaches

Title President & CEO

Date: 5/5/2023



PALM BEACH COUNTY/CONTRACTS AND AWARDS FOR APPROVAL
BOARD OF COUNTY COMMISSIONERS MEETING DATE OF
07/11/2023

Contractor(s)	Project	Contract Amount Total Contract Authorized Amount S/M/WBE Dollar Amount/Percentage of Participation Original Contract Amount	Department(s) or Division(s) Accounting Line(s)	Executor	Minutes #
EXHIBIT A 22nd Century Technologies, Inc.; and Cochhbha Enterprises, Inc., dba CEI Staffing	Increase of term contract for clerical temporary personnel for the period 11/25/2022 through 11/24/2023 per Master Agreement #20042B.	Increased Amount: \$349,999.00 Total Contract Authorized Amount: \$3,133,999.00 S/M/WBE: \$0 Original Contract Amount: \$1,392,000.00	Countywide Lead Department: Human Resources Department	Thelwell	

The County has encumbered \$199,969 (\$28,567/month) during the previous seven (7) months of the current twelve (12) month term contract. The Human Resources Department, as lead department, requests an increase of \$150,000 over the previous amount of \$199,999 for the remaining five (5) months of the current term contract. This increase is necessary due to the number of vacant positions throughout the County. The contract amount for the: (i) initial twelve (12) month term was \$1,392,000, with \$470,667 expended; and (ii) first twelve (12) month renewal term was \$1,392,000, with \$300,957 expended; (iii) second twelve (12) month renewal term was \$199,999 which was approved using the Director of Purchasing authority with \$174,355 expended. This term contract has two (2) twelve (12) month renewal options. One (1) Awardee is located outside Palm Beach County in the City of Sunrise, Florida, and one (1) Awardee is located out of State. 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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EXHIBIT B ABB Inc.	Increase of term contract ABB switchgear equipment (GE) repair services, for the period of 12/16/2022 through 12/15/2023 per Master Agreement #SS150980B.	Increased Amount: \$450,000.00 Total contract authorized amount: \$750,000.00 S/M/WBE: \$0 Original Contract Amount: \$100,000.00	Water Utilities Department Accounting Lines: 4001-720-2584-4615	Thelwell	

The County has encumbered \$93,429.00 (\$18,685.80/month) during the previous five (5) months of the current twelve (12) month term contract. The Water Utilities Department requests an increase of \$450,000 over the previously authorized amount of \$100,000, for the remaining seven (7) months of the current term contract. This increase is necessary for repairs of the breakers and feeder cables for systems which feed the building at Southern Region Water Reclamation Facility. The contract amount for the: (i) initial twelve (12) month term was \$100,000, with \$87,865 expended; (ii) first twelve (12) month renewal term was \$100,000 with \$62,658 expended; (iii) second twelve (12) month renewal term was \$100,000 with \$93,429 expended. Awardee is located out of State. This term contract has two (2) twelve (12) month renewal options. 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>					
The School District of Palm Beach County	Ratification of approval of a one-time emergency/confirming purchase for food services and shelter during Hurricane Nicole per Purchase Order #CC060623- 20.	Contract Amount: \$313,615.41 S/M/WBE: \$0	Public Safety Department Accounting Lines: 0001-660-D23A-4900	Thelwell	

The Public Safety Department requests the approval of an emergency/confirming purchase for food services and shelter services provided during Hurricane Nicole (11/2022), by the School District Board of Palm Beach County. Due to the emergency circumstances and the immediate need for these goods and services, the Public Safety Department ordered and received the above referenced goods and services and is seeking the Board's ratification of same. Awardee is located in Palm Beach County. This emergency/confirming purchase is exempt from the OEBO Ordinance.

PALM BEACH COUNTY/CONTRACTS AND AWARDS FOR APPROVAL
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07/11/2023

Contractor(s)	Project	Contract Amount Total Contract Authorized Amount S/M/WBE Dollar Amount/Percentage of Participation Original Contract Amount	Department(s) or Division(s) Accounting Line(s)	Executor	Minutes #
EXHIBIT D					
All Safe Industries, Inc.; Bennett Fire Products Company, Inc.; Fisher Scientific Company L.L.C.; Henry Schein, Inc.; Life-Assist, Incorporated; Municipal Emergency Services, Inc.; Municipal Equipment Company, LLC; North America Fire Equipment Co., Inc. dba Nafeco Of Florida; Technicalrescue.Com, Inc.; and Ten-8 Fire & Safety, LLC.	Renewal of term contract for Fire Equipment, Supplies and Services for the period of 8/1/2023 through 7/31/2025 per Master Agreement #555594A.	Contract Amount: \$7,940,000.00 Total Contract Authorized Amount: \$11,175,750.00 S/M/WBE: \$0 Original Contract Amount: \$3,235,750.00	Countywide Lead Department: Fire Rescue	Thelwell	

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07/11/2023

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		Total Contract Authorized Amount			
		S/M/WBE Dollar Amount/Percentage of Participation			
		Original Contract Amount			

The County has encumbered \$3,092,505 (\$374,849/month) during the previous eight and one quarter (8.25) months of the current ten (10) month term contract. The Fire Rescue Department, as lead department, requests \$7,940,000, to meet the County's requirements through the expiration of this new twenty-four (24) month renewal term contract for the purchase of bunker gear, PPE, and equipment. The contract amount for the: (i) initial ten (10) month term was \$2,032,500, which was increased to \$3, 235,750,with \$1,795,790 expended. This term contract has no renewal options. Four (4) awardees are located outside Palm Beach County in the cities of Orlando, Bradenton, Pinellas Park and Cooper City, Florida. Six (6) awardees are located out of State. This contract is a piggyback from Lake County, Contract #22-730. Additionally, approval is requested to add vendors and items as approved by the originating entity. There is no S/M/WBE currently certified for this commodity or service. This piggyback was reviewed and approved by the OEBO.

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<u>EXHIBIT E</u> Xylem Water Solutions U.S.A., Inc.	Renewal of term contract Flygt Products, OEM Parts and Service Repair, for the period of 08/17/2023 through 08/16/2024 per Master Agreement #SS150996B.	Contract Amount: \$756,250.00 Total Contract Authorized Amount: \$2,538,750.00 S/M/WBE: \$0 Original Contract Amount: \$1,026,250.00	Water Utilities Department Accounting Lines: 4001-720-7GUA-4615 4001-720-1GUA-4615 4001-720-2310-4615 4001-720-2470-4615 4001-720-2554-4615	Thelwell	

The County has encumbered \$252,762 (\$25,276/month) during the previous ten (10) months of the current twelve (12) month term contract. The Water Utilities Department requests \$756,250 to meet the County's requirements through the expiration of this new twelve (12) month renewal term contract for continued repairs and maintenance of heavily used pumps utilized in extreme conditions. The contract amount for the: (i) initial twelve (12) month term was \$687,500, which was increased to \$1,026,250, with \$787,186 expended and (ii) first twelve (12) month renewal term was \$756,250, with \$209,999 expended. This term contract has two (2) twelve (12) month renewal options remaining. 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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EXHIBIT F Advanced Mulch, Inc.	Renewal of term contract for blown mulch for the period 08/01/2023 through 07/31/2024 per Master Agreement #20061C.	Contract Amount: \$553,500.00 Total Contract Authorized Amount: \$3,942,265.00 S/M/WBE: Amount dependent upon usage. Original Contract Amount: \$1,324,645.00	Countywide Lead Department: Water Utilities Department	Thelwell	

The County has encumbered \$447,985 (\$41,673/month) during the previous ten and three quarter (10.75) months of the current twelve (12) month term contract. The Water Utilities Department, as lead department, requests \$553,500 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 \$1,324,645, with \$323,662 expended; and (ii) first twelve (12) month renewal term was \$1,289,800, with \$344,210 expended, and (iii) second twelve (12) month renewal term was \$774,320, with \$344,588 expended. This term contract has one (1) twelve (12) month renewal option remaining. Awardee is located in Palm Beach County and is a certified SBE vendor. The original contract was established by a competitive solicitation process. This item was reviewed by the OEBO and a Waiver of API Requirements was approved.

PALM BEACH COUNTY/CONTRACTS AND AWARDS FOR APPROVAL
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EXHIBIT G Baker & Taylor, LLC	Renewal of term contract for new and popular leased books for the period 08/01/2023 through 07/31/2024 per Master Agreement #20004C.	Contract Amount: \$1,600,000.00 Total Contract Authorized Amount: \$6,100,000.00 S/M/WBE: \$0 Original Contract Amount: \$1,500,000.00	Library Department Accounting Lines: 1180-320-3200-4403	Thelwell	

The County has encumbered \$1,305,007 (121,396/month) during the previous ten and three quarter (10.75) months of the current twelve (12) month term contract. The Library Department requests \$1,600,000 to meet the County's requirements through the expiration of this new twelve (12) month renewal term contract due to the estimated demand for books throughout the Library system. The contract amount for the: (i) initial twelve (12) month term was \$1,500,000, with \$1,307,227 expended; and (ii) first twelve (12) month renewal term was \$1,500,000, with \$1,307,227 expended, and (iii) second twelve (12) month renewal term was \$1,500,000,with \$1,305,007 expended. This term contract has one (1) twelve (12) month renewal option remaining. Awardee is located out of State. 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 by the OEBO and a Waiver of API Requirements was approved.

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EXHIBIT H Rechlien International Trucks, Inc.	Renewal of term contract for International-Navistar OEM Parts and Services for the period of 07/16/2023 through 07/15/2024 per Master Agreement #SS250600D.	Contract Amount: \$235,000.00.00 Total Contract Authorized Amount: \$1,571,000.00 S/M/WBE: \$0 Original Contract Amount: \$334,000.00	Fire Rescue Facilities Development & Operations Accounting Lines: 1300-440-4212-4620 5000-410-7220-4607 Lead Department: Fire Rescue	Thelwell	

The County has encumbered \$88,924 (\$8,084/month) during the previous eleven (11) months of the current twelve (12) month term contract. The Fire Rescue Department, as lead department, requests \$235,000 to meet the County's requirements through the expiration of this new twelve (12) month renewal term contract for International-Navistar OEM Parts and Services. The contract amount for the: (i) initial twelve (12) month term was \$334,000, with \$104,937 expended; (ii) first twelve (12) month renewal term was \$334,000, with \$ 84,875 expended; (iii) second twelve (12) month renewal term was \$334,000, with \$133,732 expended; (iv) third twelve (12) month renewal term was \$334,000, with \$71,499 expended. This term contract has no renewal options remaining. 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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EXHIBIT I B. Ellis Enterprises, Inc.	Renewal of term contract for irrigation system repair services, for the period of 8/01/2023 through 7/31/2024 per Master Agreement #22042A.	Contract Amount: \$267,500.00 Total Contract Authorized Amount: \$556,500.00 S/M/WBE: Amount dependent upon usage Original Contract Amount: \$289,000.00	Countywide Lead Department: Parks and Recreation	Thelwell	

The County has encumbered \$163,514 (\$17,212/month) during the previous nine and one half (9.50) months of the current twelve (12) month term contract. The Parks and Recreation department, as lead department, requests \$267,500 to meet the County's requirements through the expiration of this new twelve (12) month renewal term contract for continued irrigation system repair services. The contract amount for the: (i) initial twelve (12) month term was \$289,000, with \$123,323 expended. This term contract has three (3) twelve (12) month renewal options remaining. Awardee is located in Palm Beach County and is a 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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EXHIBIT J Atos It Solutions and Services, Inc	Renewal of term contract for maintenance for Unified Communication System equipment for the period 06/16/2023 through 06/15/2024 per Master Agreement #SS600571A.	Contract Amount: \$550,000.00 S/M/WBE: \$0	Information Systems Services Department 0001-490-1316-4622	Thelwell	

The County has expended or encumbered \$1,781,552.47 (\$49,487.57/month) during the previous thirty-six (36) months term Contract. The Information System Services request \$550,000.00 to meet the County's requirements through the expiration of this new twelve (12) month renewal term contract. This is a sole source contract that provides hardware and software maintenance and equipment for the Unified Communication System equipment. This term contract has one (1) twelve (12) month renewal option. 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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		Total Contract Authorized Amount			
		S/M/WBE Dollar Amount/Percentage of Participation			
		Original Contract Amount			
EXHIBIT K					
ARAG Insurance Company	New term contract for group legal services for the period 1/1/2024 through 12/31/2025 per Master Agreement #23054.	Contract Amount: \$0 Total Contract Authorized Amount: \$0 S/M/WBE: Dependent Upon Employee Participants Original Contract Amount: \$0	Human Resources Department	Thelwell	

The County has expended or encumbered \$0 (\$0/month) during the previous five and one half (5.5) months of the current one (1) year contract. The funding for this new twenty-four (24) month term contract for group legal services is dependent upon employee participation. This term contract has three (3) twelve (12) month renewal options. Awardee is located out of state. No S/M/WBE vendor submitted a proposal. The original contract was established by a competitive solicitation process. This item was reviewed by the Goal Setting Committee and an SBE Evaluation Preference for SBE Participation was approved.

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EXHIBIT L Removal Transport Services of Broward, Inc.	New term contract for body transportation/removal services for the period 8/2/2023 through 8/1/2024 per Master Agreement #23065.	Contract Amount: \$375,000.00 Total Contract Authorized Amount: \$375,000.00 S/M/WBE: \$0 Original Contract Amount: \$375,000.00	Medical Examiner's Office 3401 – Other Contractual Services	Thelwell	

The County has expended or encumbered \$66,376 (\$33,188/month) during the previous two (2) months of the current three and one half (3.5) month contract. The Medical Examiner's Office is requesting \$375,000 to meet the requirements through the expiration of this new twelve (12) month term contract for body transportation/removal services. This term contract has four (4) twelve (12) month renewal options. Awardee is located outside Palm Beach County in the City of Pompano Beach, Florida. No S/M/WBE vendor submitted a proposal. The original contract was established by a competitive solicitation process. This item was reviewed by the Goal Setting Committee and an SBE Evaluation Preference for SBE Participation was approved.

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EXHIBIT M Universal Protection Service, LLC dba Allied Universal Security Services	New Term Contract for Uniformed Security Guard Services, Judicial and General Facilities for the period 07/11/23 through 7/10/25 per Master Agreement # 23063.	Contract Amount: \$17,668,567.96 S/M/WBE: Dependent Upon Usage.	Countywide Lead Department: Facilities and Development Department	Thelwell	

The County has expended or encumbered \$7,606,929.73 (\$661,472.15/month) during the previous eleven and one half (11.50) months of the current twelve (12) month emergency contract for Uniformed Security Guard Services. The Facilities and Development Department requests \$17,668,567.96 to meet the needs for security guard services at judicial and at various general facilities locations throughout Palm Beach County, in this twenty-four (24) month initial term. This term contract has three (3) twelve (12) month renewal options. A competitive solicitation process established the contract. Awardee is located in Palm Beach County. This item was reviewed by the Goal Setting Committee and an SBE Evaluation Preference for SBE Participation and or SBE Goal for 25% subcontracting, which shall be met by the usage of the subcontracting firm, Federal Security Services, LLC

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Contractor(s)	Project	Contract Amount	Department(s) or Division(s) Accounting Line(s)	Executor	Minutes #
		Total Contract Authorized Amount S/M/WBE Dollar Amount/Percentage of Participation Original Contract Amount			
EXHIBIT N Speedy Rooter, Inc.	Extension of term contract for septic tank services for the period of 08/27/2022 through 02/26/2024 per Master Agreement #F900431D.	Contract Amount: \$73,000.00 Total Contract Authorized Amount: \$340,000.00 S/M/WBE: \$0 Original Contract Amount: \$65,500.00	Countywide Lead Department: Facilities Development & Operations	Thelwell	

The County has encumbered \$0 (\$0/month) during the previous ten (10) months of the current twelve (12) month term contract. The Purchasing department requests a six (6) month extension to the current term contract for the end date to coincide with CMA #22100 to allow for the two (2) contracts to be combined into a new multi-funding source solicitation. The contract amount for the: (i) initial twelve (12) month term was \$65,500, with \$0 expended; (ii) first twelve (12) month renewal term was \$65,500, with \$0 expended; (iii) second twelve (12) month renewal term was \$68,000, with \$0 expended; (iv) third twelve (12) month renewal term was \$68,000, with \$0 expended; and (v) fourth twelve (12) month renewal term was \$73,000, with 0 expended. This term contract has no renewal options. Awardee is located in Palm Beach County. This federally funded piggyback contract is exempt from the EBO ordinance.

TOTAL AMOUNT OF ALL AWARDS \$30,897,432.00