



## Legislation Text

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**File #:** 18-816, **Version:** 1

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**TO:** Mayor and Commissioners  
**FROM:** Marjorie Craig, P.E., Utilities Director  
**THROUGH:** Mark R. Lauzier, City Manager  
**DATE:** December 11, 2018

APPROVAL OF RESOLUTION NO. 142-18 TO AWARD AN AGREEMENT WITH FORTILINE, INC. AND RESOLUTION NO. 143-18 TO AWARD AN AGREEMENT WITH FERGUSON ENTERPRISES, INC. FOR BRASS FITTINGS AND ACCESSORIES UTILIZING CITY OF BOYNTON BEACH SOLICITATION NO. 040-1412-18/MFD FOR A TOTAL AGREEMENT VALUE NOT-TO-EXCEED \$19,500 THROUGH OCTOBER 16, 2019

### **Recommended Action:**

Motion to approve Resolution No. 142-18 to award an agreement with Fortiline, Inc. and Resolution No. 143-18 to award an agreement with Ferguson Enterprises, Inc. for brass fittings and accessories utilizing City of Boynton Beach Solicitation No. 040-1412-18/MFD for a total agreement value not-to-exceed \$19,500 through October 16, 2019.

### **Background:**

On October 17, 2018, the City of Boynton Beach ("COBB") entered into one-year agreements with Fortiline, Inc. ("Fortiline") as the primary supplier and Ferguson Enterprises, Inc. ("Ferguson") as the secondary supplier for brass fittings and accessories ("COBB Contracts"). The COBB Contracts are valid through October 16, 2019, with the option to renew for up to an additional two years.

The City of Delray Beach ("City") has an ongoing need for the brass fittings and accessories offered by Fortiline and Ferguson through the COBB Contracts. These items, along with pipe fittings and accessories, are used by various City departments to create and maintain the City's utilities systems, such as sprinkler systems and water mains.

The City's estimated annual expenditure for brass fittings and accessories based on prior purchases is \$23,000. Therefore, staff requests approval of Resolution Nos. 142-18 and 143-18 to award agreements for brass fittings and accessories to Fortiline as the primary supplier and Ferguson as the secondary supplier in a combined total agreement value not-to-exceed \$19,500 through October 16, 2019, and thereafter for an annual amount not to exceed \$23,000. These agreements are brought before City Commission for approval because the contract value including optional renewal periods exceeds \$65,000.

Year 1 (current term): \$19,500  
Year 2 (First Renewal): \$23,000  
Year 3 (Final Renewal): \$23,000  
Cumulative Total: \$65,500

This motion is in accordance with the Code of Ordinances Chapter 36, Commission Approval Required and Purchasing Policies, Accessing Contracts from Other Government Agencies and Not-for-Profit Organizations.

**Attachments:**

1. Piggyback Agreement with Fortiline
2. Piggyback Agreement with Ferguson
3. Resolution No. 142-18
4. Resolution No. 143-18
5. Legal Review Checklist for the Agreement with Fortiline
6. Legal Review Checklist for the Agreement with Ferguson
7. 040-1412-18/MFD Bid
8. Fortiline's Response to 040-1412-18/MFD
9. Ferguson's Response to 040-1412-18/MFD
10. 040-1412-18/MFD Award Letter to Fortiline
11. 040-1412-18/MFD Award Letter to Ferguson

**City Attorney Review:**

Approved as to form and legal sufficiency.

**Funding Source/Financial Impact:**

Funding is available from 441-36-270-536.52-20 - Operating Supplies General Operating Supplies and 441-36-283-536.52-20 - Operating Supplies General Operating Supplies.