



## Legislation Details (With Text)

<b>File #:</b>	19-1029	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Contract	<b>Status:</b>		Passed	
<b>File created:</b>	10/11/2019	<b>In control:</b>		City Commission	
<b>On agenda:</b>	11/19/2019	<b>Final action:</b>		11/19/2019	
<b>Title:</b>	APPROVAL OF RESOLUTION NO. 186-19 TO AWARD AN AGREEMENT WITH FERGUSON ENTERPRISES, INC. AND RESOLUTION NO. 187-19 TO AWARD AN AGREEMENT WITH FORTILINE, INC. FOR BRASS FITTINGS AND ACCESSORIES UTILIZING CITY OF BOYNTON BEACH SOLICITATION NO. 040-1412-19/MFD FOR AN AMOUNT NOT-TO -EXCEED \$40,000.				
<b>Sponsors:</b>	Purchasing Department, Utilities Department				
<b>Indexes:</b>					
<b>Code sections:</b>					
<b>Attachments:</b>	1. Agenda Cover Report, 2. 040-1412-19MFD Solicitation, 3. 040-1412-19MFD Award Letter to Ferguson, 4. 040-1412-19MFD Award Letter to Fortiline, 5. P2019-067 Agreement with Ferguson, 6. P2019-067 Agreement with Fortiline, 7. Resolution 186-19 Ferguson - Brass LG REV, 8. Resolution 187-19 Fortiline - Brass LG REV, 9. Legal Review Checklist form v. 6 FergusonBrass Fittings 2019, 10. Legal Review Checklist form v. 6 Fortiline Brass Fittings 2019				

Date	Ver.	Action By	Action	Result
11/19/2019	1	City Commission	approved	

**TO:** Mayor and Commissioners  
**FROM:** Victor Majtenyi, Deputy Director of Utilities  
**THROUGH:** Suzanne Fisher, Assistant City Manager  
**THROUGH:** Neal de Jesus, Interim City Manager  
**DATE:** November 19, 2019

APPROVAL OF RESOLUTION NO. 186-19 TO AWARD AN AGREEMENT WITH FERGUSON ENTERPRISES, INC. AND RESOLUTION NO. 187-19 TO AWARD AN AGREEMENT WITH FORTILINE, INC. FOR BRASS FITTINGS AND ACCESSORIES UTILIZING CITY OF BOYNTON BEACH SOLICITATION NO. 040-1412-19/MFD FOR AN AMOUNT NOT-TO -EXCEED \$40,000.

### **Recommended Action:**

Motion to approve Resolution No. 186-19 to award an agreement with Ferguson Enterprises, Inc. and Resolution No. 187-19 to award an agreement with Fortiline, Inc. for brass fittings and accessories utilizing City of Boynton Beach Solicitation No. 040-1412-19/MFD in the estimated amount of \$40,000, and authorize the City Manager to execute renewals in the amounts detailed below, contingent on appropriation of funds.

### **Background:**

On September 5, 2019, 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, 2020, with the option to renew for an additional three (3) one-year periods.

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 brass 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 is \$40,000. Therefore, staff requests approval of Resolution Nos. 186-19 and 187-19 to award agreements for brass fittings and accessories to Fortiline as the primary supplier and Ferguson as the secondary supplier in a combined agreement value not-to-exceed \$40,000 through the end of the contract term, in the estimated amount of \$40,000. These agreements are brought before the City Commission for approval because the contract value including optional renewal periods exceeds \$65,000.

Year 1 (current term):	\$40,000
Year 2 (1st Renewal):	\$40,000
Year 3 (2 <sup>nd</sup> Renewal):	\$40,000
Year 4 (3 <sup>rd</sup> Renewal):	\$40,000
Cumulative Total:	\$160,000

**Attachments:**

1. 040-1412-19/MFD Solicitation
2. 040-1412-19/MFD Award Letter to Ferguson
3. 040-1412-19/MFD Award Letter to Fortiline
4. Resolution No. 186-19
5. Resolution No. 187-19
6. Piggyback Agreement with Ferguson
7. Piggyback Agreement with Fortiline
8. Legal Review Checklist for the Agreement with Ferguson
9. Legal Review Checklist for the Agreement with Fortiline

This motion is in accordance with the Code of Ordinances Chapter 36, Commission Approval Required and Purchasing Policies, Accessing Contracts from Other Government Agencies.

**City Attorney Review:**

Approved as to form and legal sufficiency.

**Funding Source/Financial Impact:**

441-36-270-536.52-20 - Operating Supplies General Operating Supplies

441-36-283-536.52-20 - Operating Supplies General Operating Supplies

**Timing of Request:**

Timely approval of these contracts is critical to ensuring the operation of the water utility system.