



## Legislation Text

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File #: 19-1030, Version: 1

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**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. 185-19 TO AWARD AN AGREEMENT WITH FERGUSON ENTERPRISES, INC. AND RESOLUTION NO. 184-19 TO AWARD AN AGREEMENT WITH FORTILINE, INC. FOR PIPE FITTINGS AND ACCESSORIES UTILIZING CITY OF BOYNTON BEACH SOLICITATION NO. 041-1412-19/MFD - \$160,000

**Recommended Action:**

Motion to approve Resolution No. 185-19 to award an agreement with Ferguson Enterprises, Inc. and Resolution No. 184-19 to award an agreement with Fortiline, Inc. for pipe fittings and accessories utilizing City of Boynton Beach Solicitation No. 041-1412-19/MFD, in the estimated amount of \$160,000, 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 Ferguson Enterprises, Inc. (Ferguson) as the primary supplier and with Fortiline, Inc. (Fortiline) as the secondary supplier for pipe fittings and accessories (COBB Contracts). The COBB Contracts are valid through October 5, 2020, with options to renew for additional three (3) one-year periods.

The City of Delray Beach (City) has an ongoing need for the pipe fittings and accessories offered by Ferguson and Fortiline through the COBB Contracts. These fittings and accessories are used by various City departments to create and maintain the City's utilities systems, including but not limited to sprinkler systems, service lines, automatic flushing units, dedicated water quality sampling stations, and water mains.

The City's estimated annual expenditures for pipe fittings and accessories is \$160,000. Therefore, staff requests approval of Resolution Nos. 185-19 and 184-19 to award agreements for pipe fittings and accessories to Ferguson as the primary supplier and Fortiline as the secondary supplier in a combined estimated value of \$160,000 through the contract term, and thereafter for an annual amount of \$160,000.

Year 1 (current term):	\$160,000
Year 2 (1 <sup>st</sup> Renewal):	\$160,000
Year 3 (2 <sup>nd</sup> Renewal):	\$160,000
Year 4 (3 <sup>rd</sup> Renewal):	\$160,000
Cumulative Total:	\$640,000

**Attachments:**

1. 041-1412-19/MFD Solicitation
2. 041-1412-19/MFD Award Letter to Ferguson
3. 041-1412-19/MFD Award Letter to Fortiline
4. Resolution No. 185-19
5. Resolution No. 184-19
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.