

**BOARD OF COUNTY COMMISSIONERS**

**DATE:** December 10, 2013  
**AGENDA ITEM NO.** 27

**Consent Agenda** ☐

**Regular Agenda** ☒

**Public Hearing** ☐

**County Administrator's Signature**

**Subject:**

First Amendment – Energy Reduction Project and DDC Controls Upgrade – 315 Court Street  
Project No.: 000857A/000885A  
Bid No.: 123-0149-N(Df)

**Department:**

Real Estate Management / Purchasing

**Staff Member Responsible:**

Paul Sacco / Joe Lauro

**Recommended Action:**

I RECOMMEND THE BOARD OF COUNTY COMMISSIONERS (BOARD) APPROVE THE FIRST AMENDMENT FOR THE ENERGY REDUCTION PROJECT AND DDC CONTROLS UPGRADE FOR 315 COURT STREET WITH AUTOMATED BUILDING CONTROL (AUTOMATED BUILDING CONTROL) SYSTEMS, INC., TAMPA, FLORIDA.

IT IS FURTHER RECOMMENDED THAT THE CHAIRMAN SIGN THE AMENDMENT AND THE CLERK ATTEST.

**Summary Explanation/Background:**

On June 18, 2013, the Board awarded this contract to Automated Building Control for the purpose of installing a web-based energy management system to control air handling units and variable air volume boxes at 315 Court Street. The existing controls were at the end of their useful economic life and in need of replacement. The new controls will increase operational efficiencies by providing for preventive and predictive maintenance activities and energy savings through advanced technology and increased performance parameters. This new system will be integrated into the existing countywide energy management system.

This request for the First Amendment to the contract is to modify the agreement for the purpose of correcting the bid award amount. The award amount of \$669,760.00 is incorrect due to a scrivener error; staff is requesting the award and agreement be modified to reflect the correct bid submittal amount of \$699,760.00.

**Fiscal Impact/Cost/Revenue Summary:**

Original Contract Award Amount: \$669,760.00  
First Amendment: \$30,000.00  
Revised Contract Amount: \$699,760.00

Funds for this project are provided through the Infrastructure Sales Tax (Penny for Pinellas): Government Service Facilities Program allocation.

**Exhibits/Attachments:**

Contract Review  
First Amendment



**PURCHASING DEPARTMENT  
CONTRACT REVIEW TRANSMITTAL**

CATS  
NO.:

43635

**PROJECT: First Amendment – Energy Reduction Project & DDC Controls Upgrade – 315 Court Street (PID No. 000857A & 000885A)**

**BID NUMBER: 123-0149-N(DF)**

**REQ. NUMBER:**

**TYPE:** ☐ Purchase Contract ☒ Other: Non-Compete ☐ Construction-Less than \$100,000 ☐ One Time

In accordance with the policy guide for Contract Administration, the attached documents are submitted for review and comment.

Upon completion of review, complete Contract Review Transmittal and forward to next Review Authority listed. Please indicate suggested changes by revising, in RED, the appropriate section of the document reflecting the exact wording of the change.

**RISK MANAGEMENT: Estimated Expenditure: \$30,000.00**

REVIEW SEQUENCE	REVIEW AUTHORITY	REVIEW DATE	REVIEW SIGNATURE	COMMENTS (Attach Separate page if necessary)	COMMENTS INCORPORATED
1.	<u>Purchasing Dept.</u> J. Lauro, Director C. Mancuso, Ass't. Director D. Fechter, PA	11/4	<i>[Signature]</i>	see memo	DDP
2.	<u>Real Estate Management Dept.</u> Paul Sacco, Director Keshwar Ramjattan, PM	11/5/12 11/5/12	<i>[Signature]</i> <i>[Signature]</i>		

Using Dept please provide below information:

☐ Yes, funding for this requisition is using grant Funding. ☐ No, funding for this requisition is not using grant Funding.

If grant funding is being used you must provide Purchasing with the exact clauses that need to be on attached document.

**Please check attached vendor list. Circle vendors you want bids mailed to. Add additional vendors with complete information (Name, Address, Phone and Fax)**

3.	<u>Risk Management Director</u> Attn: Virginia E. Holscher (Check applicable box at right)	11/4	<i>[Signature]</i>	Insurance requirements in original agreement	HIGH RISK NOT HIGH RISK
4.	<u>BCC Finance</u> Attn: Cassandra Williams	11/13/13	<i>[Signature]</i>		
5.	<u>Legal</u> Attn: Miles Belknap	11/13/13	<i>[Signature]</i>		
6.	<u>Asst. County Administrator</u> Attn: M. Woodard	11/14/13	<i>[Signature]</i>		

**RETURN ALL DOCUMENTS TO PURCHASING**

Make all inquiries to: D. Fechter, PA

at Extension 3154

In order to meet the following schedule, please return your requirements to Purchasing by: 11/8/13

**TENTATIVE DATES**

Bid Mail Out: N/A

Bid Opening: N/A

Purchasing Director Approval: 11/12/13

FIRST AMENDMENT TO THE AGREEMENT FOR ENERGY REDUCTION PROJECT & DDC  
CONTROLS UPGRADE

This Amendment made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2013, by and between PINELLAS COUNTY, a political subdivision of the State of Florida, hereinafter referred to as "County," and Automated Building Control Systems, Inc., hereinafter referred to as "Contractor,"

WITNESSETH:

WHEREAS, the County and the Contractor entered into an agreement on July 3, 2013, pursuant to Pinellas County Bid No. 123-0149-N (hereinafter "Agreement") pursuant to which the Contractor agreed to provide Energy Reduction Project & DDC Controls Upgrade for County; and

WHEREAS, the County and the Contractor now wish to modify the Agreement in order to provide for a correction in the Contract price;

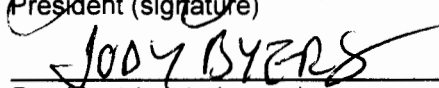
NOW THEREFORE, the parties agree that the Agreement is amended as follows:

1. The contract award amount is corrected and revised to be Six Hundred Ninety Nine Thousand Seven Hundred Sixty and xx/100 (\$ 699,760.00).
2. Except as changed or modified herein, all provisions and conditions of the original Agreement shall remain in full force and effect.

IN WITNESS WHEREOF the parties herein have executed this First Amendment to the Agreement  
for Energy Reduction Project & DDC Controls Upgrade for County pursuant to Contract No. 123-0149-N  
as of the day and year first written above.


Contractor:

PINELLAS COUNTY, FLORIDA  
by and through its  
Board of County Commissioners

  
\_\_\_\_\_  
President (signature)  
  
\_\_\_\_\_  
President (printed name)

\_\_\_\_\_  
Chairman

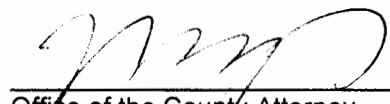
ATTEST:

By:   
\_\_\_\_\_  
(Attesting Witness' name/title)

ATTEST:  
KEN BURKE

By: \_\_\_\_\_  
Deputy Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Office of the County Attorney