



Broward County

Legislation Text

File #: 23-291, Version: 1

Broward County Commission Regular Meeting

Director's Name: Trevor M. A. Fisher

Department: Public Works **Division:** Water & Wastewater Business Operations

Information

Requested Action

MOTION TO APPROVE First Amendment to Agreement No. TEC2121722A1_1 with Backflow Solutions, Inc., for subscription-based services to record, maintain, notify, and collect fees for regulatory cross connection and backflow preventer testing services (the "Agreement"), to extend the Agreement for two additional years from April 1, 2023, through March 31, 2025, and to authorize the Mayor and Clerk to execute same. **(Commission Districts 2, 3, 4, 5, 6, 7, 8 and 9)**

Why Action is Necessary

Broward approval is required for the referenced action.

What Action Accomplishes

Authorizes Mayor to execute contract amendment.

Is this Action Goal Related

No

Previous Action Taken

None

Summary Explanation/Background

THE PUBLIC WORKS DEPARTMENT/WATER AND WASTEWATER SERVICES BUSINESS OPERATIONS DIVISION AND THE PURCHASING DIVISION RECOMMEND APPROVAL OF THE ABOVE MOTION

On December 1, 2020, the Broward County Board of County Commissioners: (i) designated Backflow Solutions, Inc. ("BSI"), as an only reasonable source, sole brand provider of regulatory cross connection and backflow preventer testing services; and (ii) authorized County's Director of Purchasing to negotiate and execute an agreement with BSI (Agenda Item No. 27).

On December 22, 2020, the Director of Purchasing executed the Agreement with BSI, No. TEC2121722A1_1, with retroactive effect to April 1, 2018, for subscription-based services to record, maintain, notify, and collect fees for regulatory cross connection and backflow preventer testing services, and other related services for a maximum not-to-exceed amount of \$15,000 for the duration of the Agreement. (Exhibit 1).

BSI's services, including certification and fee collection, are critical to Broward County Water and

Wastewater Services' ("WWS") operations, assisting in the management of customer compliance with the Florida Administrative Code and with Chapter 34, Article IX, Cross Connection Backflow Prevention, of the Broward County Code of Ordinances for approximately 6,000 County customers.

WWS has been utilizing these subscription-based services since 2013. WWS personnel and licensed professionals have: (i) entered all known customer backflows into BSI's system and (ii) been utilizing the BSI system for managing re-certifications, tracking compliance, and responding to public records requests.

Most recently, County's Purchasing Division issued a Request for Information ("RFI") on December 22, 2022, to determine if other entities are able to provide subscription-based services to record, maintain, notify, and collect fees for regulatory cross connection and backflow preventer testing services. There were no responses to this RFI. Based on this information, County's Director of Purchasing reaffirmed BSI as an only reasonable source, sole brand provider of these services on January 4, 2023. (Exhibit 2).

If approved, this item authorizes the Mayor to execute a First Amendment to the Agreement (Exhibit 3), which will extend the duration of the Agreement by two years through March 31, 2025, at the same annual subscription and optional services prices as the original Agreement.

This item has been reviewed and approved by the Office of the County Attorney.

Source of Additional Information

Jonathan K. Allen, Director, Business Operations Division, (954) 831-0747

Alan W. Garcia, P.E., Director, Water and Wastewater Services, (954) 831-0704

Trevor M. A. Fisher, P.E., MBA, Director, Public Works Department, (954) 357-6410

Fiscal Impact

Fiscal Impact/Cost Summary

Each requirement processed against this open-end contract will be funded by the appropriate source at the time of release.