



# Broward County

## Legislation Details (With Text)

<b>File #:</b>	20-2019	<b>Version:</b>	1	<b>Status:</b>	Agenda Ready
				<b>In control:</b>	Public Works - Facilities Management Division
<b>On agenda:</b>	12/1/2020	<b>Final action:</b>	12/1/2020		
<b>Title:</b>	MOTION TO APPROVE Second Amendment to Agreement between Broward County and Westmoreland Protection Agency, Inc. for General Security Guard Services at Various County Facilities, Request for Proposals No. R1326208P1X_1, extend the term of the Agreement through December 31, 2021, update billing rates, reallocate \$1,630,739 from optional services to the overall contract threshold, increase the contract total not-to-exceed amount by \$2,016,413 from \$18,069,006 to \$20,085,419; and authorize the Mayor and Clerk to execute same.				
<b>Sponsors:</b>					
<b>Indexes:</b>					
<b>Code sections:</b>					
<b>Attachments:</b>	1. Exhibit 1 - Amendment No. 2, 2. Exhibit 2 - OESBD Memorandum				

Date	Ver.	Action By	Action	Result
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### Broward County Commission Regular Meeting

**Director's Name:** Steve Hammond (Acting Director)

**Department:** Public Works      **Division:** Facilities Management

### Information

#### Requested Action

MOTION TO APPROVE Second Amendment to Agreement between Broward County and Westmoreland Protection Agency, Inc. for General Security Guard Services at Various County Facilities, Request for Proposals No. R1326208P1X\_1, extend the term of the Agreement through December 31, 2021, update billing rates, reallocate \$1,630,739 from optional services to the overall contract threshold, increase the contract total not-to-exceed amount by \$2,016,413 from \$18,069,006 to \$20,085,419; and authorize the Mayor and Clerk to execute same.

#### Why Action is Necessary

In accordance with the Broward County Procurement Code, Section 21.43, Specific Period, a contract for supplies or services may be entered into for no more than five years without the express consent of the Board. Therefore, Board of County Commissioners' approval is required for this amendment in accordance with the provisions of the Broward County Procurement Code.

#### What Action Accomplishes

Allows for continued security guard services to be provided at various Broward County facilities while the new solicitation is in process.

#### Is this Action Goal Related

No

### **Previous Action Taken**

None.

### **Summary Explanation/Background**

THE PUBLIC WORKS DEPARTMENT/FACILITIES MANAGEMENT DIVISION RECOMMEND APPROVAL OF THE ABOVE MOTION.

On March 8, 2016 (Item No. 16), the Board of County Commissioners awarded open-end Contract No. R1326208P1X\_1 to Westmoreland Protection Agency, Inc., for an initial three year term in the amount of \$9,784,431, and authorized the Director of Purchasing to renew the Agreement for two one-year periods for a total five-year not-to-exceed amount of \$17,938,124, which includes \$1,630,739 in optional services.

On March 15, 2019, the Director of Purchasing executed the First Amendment to the Agreement increasing the contract pricing in order to increase compensation resulting from the December 11, 2018 amendment to the Living Wage Ordinance (Item No. 26) in the amount of \$130,883 for a total five year not-to-exceed amount of \$18,069,006.

An extension to the Agreement will be necessary to provide additional time to complete the procurement process for the replacement contract. In addition to release of the \$1,630,739 in optional services to the overall contract threshold, an increase to the contract threshold in the amount of \$2,016,413 is needed to facilitate services during the extension period. This increases the estimated not-to-exceed amount from \$18,069,006 to \$20,085,419.

Negotiations were held on November 6, 2020 with representatives from the Facilities Management Division and Westmoreland Protection Agency, Inc. The negotiations resulted in the proposed Second Amendment (Exhibit 1). The Amendment's increased pricing is based on the negotiated cost of living adjustment of 1.50% over the Contractor's historical pricing, and implementation of the February 12, 2019 Living Wage Amendment that will increase the health benefit component from \$1.65 per hour to \$3.44 per hour, an increase of 10.48% to the health benefit component. The increase in contract threshold is attributable to increased demand in Year Five for services related to COVID-19 activities and overall increased demand from Broward County using agencies.

The Office of Economic and Small Business Development established this contract as a County Business Enterprise (CBE) Reserve contract with a participation goal for this Agreement of 100%. As of November 6, 2020, Westmoreland Protection Agency Inc. ("WPA") participation was 100% (Exhibit 2).

The Second Amendment has been reviewed and approved as to form by the Office of the County Attorney.

The amounts referenced in this agenda item were rounded to the nearest whole dollar.

### **Source of Additional Information**

Scott Campbell, Director, Facilities Management Division, (954) 357-5590

Steve Hammond, AIA, Acting Director, Public Works Department, (954) 357-6410

**Fiscal Impact**

**Fiscal Impact/Cost Summary**

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