



City of Pembroke Pines, FL

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Agenda Request Form

Agenda Number: 13.

File ID: 21-0545

Type: Agreements/Contracts

Status: Consent Agenda

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**Agenda
Section:**

In Control: City Commission

File Created: 06/21/2021

Short Title: Approve 2nd Amendment between Gomez & Son
Fence, Corp and COPP

Final Action: 08/18/2021

Title: MOTION TO APPROVE THE SECOND AMENDMENT TO THE
CONTRACTUAL SERVICES AGREEMENT BETWEEN THE CITY OF
PEMBROKE PINES AND GOMEZ & SON FENCE, CORP. FOR AN
ANNUAL AMOUNT NOT TO EXCEED \$500,000 FOR THE TERM OF THE
AGREEMENT.

***Agenda Date:** 09/13/2021

Agenda Number: 13.

Internal Notes:

Attachments: 1. Gomez and Son Fence Corp. - Citywide Fencing - 2nd Amendment.pdf, 2. Gomez Request for Price Increase, 3. Gomez and Son Fence, Corp.-Citywide Fencing-1st Amendment (Fully Executed), 4. Gomez & Son Fence, Corp Original Agreement (Exhibit A and B included), 5. Blueline Fence Company GovQuote, 6. Gomez and Son Fence GovQuote, 7. Proposed Project

- | | | | | | |
|---|-----------------|------------|-------|----------------------------|------|
| 1 | City Commission | 08/04/2021 | table | | Pass |
| Action Text: A motion was made by Vice Mayor Good Jr., seconded by Commissioner Siple, to table Item 24 on the second Amendment to the contractual services agreement with Gomez & Son Fence Corp., to the next Commission Meeting on August 18, 2021, to provide time for the City Manager to come back with more information. The motion to table Item 24 carried by the following vote:
Aye: - 5 Mayor Ortis, Vice Mayor Good Jr., Commissioner Castillo,
Commissioner Siple, and Commissioner Schwartz
Nay: - 0 | | | | | |
| 2 | City Commission | 08/18/2021 | defer | City Commission 09/13/2021 | Pass |
| Action Text: A motion was made by Commissioner Castillo, seconded by Commissioner Siple, to defer item 13 to the Commission Meeting after the next meeting. The item would be due back on 9/13/2021. The motion carried by the following vote:
Aye: - 5 Mayor Ortis, Vice Mayor Good Jr., Commissioner Castillo,
Commissioner Siple, and Commissioner Schwartz
Nay: - 0 | | | | | |

SUMMARY EXPLANATION AND BACKGROUND:

1. On April 15, 2020, the City Commission ratified the City Manager's approval to award IFB # PSPW-19-12 "Citywide Fencing" to the most responsive/responsible bidder, Gomez and Son Fence, Corp., in an annual amount not to exceed \$500,000 for an initial three year period expiring on March 19, 2023.

2. The City of Pembroke Pines utilizes Gomez & Son Fence, Corp. to provide the replacement and new installation of various types of fencing at various locations throughout the City, on an as-needed basis.

3. On September 10, 2020, the City executed the First Amendment to the Agreement between the City of Pembroke Pines and Gomez and Son Fence, Corp. to correct scrivener's error in Section 4.1 and to update Section 19.6 entitle "Notice" and to add certain statutory provisions.

4. In June 2021, Gomez & Son Fence, Corp. sent a letter to the Public Services Director requesting a 17% increase for all line items in their contract as a result of gradual price increases in fencing materials from manufacturers beginning in October 2020. Manufacturer letters to Gomez & Son Fence documenting these increases were provided with the request letter from Gomez and are part of this item's backup. Additionally, labor costs have seen a significant rise over the same period.

5. The Public Services Director contacted Master Halco's Tallahassee FL distributorship and spoke to the lead outside sales representative in order to confirm the increases for the chain link fencings products. He stated that the increases are indeed true and equate to a 100% increase in materials since October of 2020. He additionally stated that prices are not expected to fall anytime in the foreseeable future and in fact another increase will be announced next month. Master Halco is a leading wholesale fencing products manufacturer and distributor for the United States and Canada.

6. The Public Services Director also reached out to various vendors and obtained verbal quotes as part of his research to determine if the increase requested by Gomez & Son Fence was fair and reasonable. His final determination was that the requested increase was fair, and it was presented to the City Commission for approval at the August 4, 2021, meeting.

7. At the August 4, 2021, meeting, the City Commission deferred the item to the August 18, 2021 meeting.

8. Since the meeting, the Public Services Director emailed the five (5) following vendors to request a quote for a fencing project at the Waste Water Treatment Plant:

- All Fencing and Repair
- Coast to Coast Garage Door
- Superior Fence and Rail
- Nova Fence (Declined to bid)
- Ace Fence Company (Declined to bid)

9. Two vendors responded stating they declined to bid. We still had not received the quotes

from the other (3) vendors at the time this item was written.

10. In addition, a request for a quote was submitted through the GovQuote online quoting system. Two vendors responded. Blueline Fence Company provided a quote for \$207,500. Gomez and Son Fence also provided a quote, not utilizing the pricing from the proposed Second Amendment, but rather the pricing which they would provide if we were to go out to bid today and their quote was for \$196,880. After reviewing the quotes provided, the Public Services Director confirmed that Gomez and Son Fence pricing on the proposed amendment is about 35% less than the quotes which were obtained via GovQuote. Based on the current contract line item pricing, plus 17%, the project would cost \$125,903.30 if the City were to approve the amendment.

11. The Public Services Director has determined that the 17% requested increase is fair, reasonable and acceptable. As a result the Public Services Director is recommending to approve the increase to the agreement. However, the annual not to exceed amount will remain unchanged.

12. Request Commission to approve the Second Amendment to the contractual services agreement between the City of Pembroke Pines and Gomez & Son Fence, Corp. for an annual amount not to exceed \$500,000 for the term of the agreement.

FINANCIAL IMPACT DETAIL:

a) Initial Cost: Estimated amount of \$500,000 annually, to be used on an as needed basis.

b) Amount budgeted for this item in Account No: Funds are available in various accounts and will be used on an as needed basis for projects as they arise.

c) Source of funding for difference, if not fully budgeted: Not applicable.

d) 5 year projection of the operational cost of the project:

	Current FY	Year 2	Year 3	Year 4	Year 5
Revenues	\$0	\$0	\$0	NA	NA
Expenditures	\$216,698	\$500,000	\$250,000	NA	NA
Net Cost	\$216,698	\$500,000	\$250,000	NA	NA

e) Detail of additional staff requirements: Not applicable.