9944-Amd 5

FIFTH AMENDMENT TO AGREEMENT (USING U.S. GENERAL SERVICES ADMINISTRATION CONTRACT # GS-07F-0248K) BETWEEN THE CITY OF JACKSONVILLE AND TRANE U.S. INC. d/b/a TRANE COMMERCIAL SYSTEMS NORTH FLORIDA FOR FACILITIES MAINTENANCE AND MANAGEMENT FOR ALL MULTI-STORY BUILDINGS IN THE DOWNTOWN CORE

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> THIS FIFTH AMENDMENT to Agreement is made and entered into in duplicate this <u>2</u><u>4</u> day of <u>0</u><u>6</u><u>7</u>, 2015, by and between the CITY OF JACKSONVILLE, a municipal corporation existing under the Constitution and the laws of the State of Florida (hereinafter the ACITY@), and TRANE US, INC., d/b/a TRANE COMMERCIAL SYSTEMS NORTH FLORIDA, a foreign profit corporation authorized to do business in Florida with principal office at 8929 Western Way, Suite #1, Jacksonville, Florida 32256 (hereinafter the AContractor@), for facilities maintenance and management for all multi-story buildings in the downtown core (hereinafter the AProject@).

RECITALS:

WHEREAS, effective April 4, 2000, the U.S. General Services Administration ("GSA") entered into GSA Contract Number GS-07F-0248K (hereinafter the "GSA Contract") with various vendors of alarm and signal systems facility management systems, including Contractor; and

WHEREAS, as of November 21, 2013, CITY and Contractor made and entered into City of Jacksonville Contract No. 9944 (hereinafter the "Agreement") using the GSA Contract; and

WHEREAS, said GSA Contract has had its period extended from October 1, 2015, through April 3, 2020; and

WHEREAS, said Agreement has been amended four times previously; and WHEREAS, said Agreement should be amended further by extending the period of service by five (5) years from October 1, 2015, through April 3, 2020, so as to align with the extension for the GSA Contract, and by increasing the award by \$538,470.00 for the extended period of service so as to increase the maximum indebtedness to an amount not-to-exceed \$1,482,424.00, with all other provisions, terms, and conditions of said Agreement remaining unchanged; now therefore

IN CONSIDERATION of the premises and of the mutual covenants and agreements hereinafter contained and for other good and valuable consideration, the parties agree to amend said Agreement as follows:

1. The above-stated recitals are accurate, true, and correct and are made a part hereof and are incorporated herein by this reference.

2. Article 4 of said Agreement is amended by extending the period of service from October 1, 2015, through April 3, 2020, so as to align with the extension for the GSA Contract, and as amended shall read as follows:

"ARTICLE 4: Duration of Agreement/Pricing Available to Other Entities:

The term of this Agreement shall commence on November 21, 2013, and shall continue and remain in full force and effect as to all its terms, conditions, and provisions as set forth herein through April 3, 2020, unless sooner terminated as provided in **Composite Exhibit 1**. During said period of time, the Services provided hereunder shall be available to all using agencies and other political subdivisions, boards, agencies, or authorities existing in Duval County that may desire to purchase the same at the contract price provided herein."

3. Section 5.2 of said Agreement is amended by increasing the award by \$538,470.00 for the extended period of service so as to increase the maximum indebtedness to an amount not-to-exceed \$1,482,424.00, and as amended shall read as follows:

"5.2. Notwithstanding any contrary provision in **Composite Exhibit 1**, the maximum indebtedness of the CITY for all fees, reimbursable items, or other costs for the Services provided by Contractor pursuant to this Agreement shall not exceed the sum of ONE MILLION FOUR HUNDRED EIGHTY-TWO THOUSAND FOUR

HUNDRED TWENTY-FOUR and 00/100 USD (\$1,482,424.00)."

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SAVE AND EXCEPT as expressly amended by this instrument, the provisions, SAVE AND EACER I as expression, uncertained terms, and conditions of said Agreement, as previously amended, shall remain unchanged and shall continue in full force and effect. [Remainder of page is left blank intentionally. Signature page follows immediately.]

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BID# PSC-0399-14

OPEN DATE:

GENERAL GOVERNMENT AWARDS COMMITTEE

KIND AND BASIS OF CONTRACT:

SERVICE CONTRACT - FROM DATE OF AWARD THROUGH SEPTEMBER 30, 2014

AGENCY: <u>PUB BLDGS</u>

BASIS OF AWARD: PIGGYBACK GSA CONTRACT #GS-07F-0248K

NUMBER OF BIDS INVITED NUMBER RECEIVED OTHER

SUMMARY OF BIDS AND RECOMMENDED ACTIONS:

Recommend approval to extend the award with Trane Commercial Systems North Florida via GSA Contract #GS-07F-0248K for five (5) years from October 1, 2015 through April 3, 2020 in the amount of \$538,470.00. Total revised estimated expenditure in the not to exceed amount of \$1,482,424.00.

*Funding via the facility capital maintenance account, to be determined FY16 and executed by formal contract amendment #5 through the Office of General Counsel (Contract #9944)

Attachments: Recommendation Memo, GSA Contract Amendment, Vendor Quote and Previous Awards

This award is subject to appropriation by the City in the fiscal year beginning October 1, 2015. No funds have been appropriated to date. The City has no obligation for payment and work hereunder is not authorized unless funds are appropriated for the work-herein. A written notification will be provided in the event that funds are appropriated.

RESPECTFULLY SUBMITTED: BUYER: ANNETTE BURNEY

GREGORY PEASE, CHIEF PROCUREMENT DIVISION

CONCURRENCE BY: Jim M. Robinson, Director, Public Works Department

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Sam E. Mousa Chief Administrative Officer For: Mayor Lenny Curry Under Authority of: Under Authority of:	FORM GB-108, Revised 12/2007
Under Automy 0 Executive Order No. 2015-05	

BID# PSC-0399-14

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OPENDATE:

GENERAL GOVERNMENT AWARDS COMMITTEE

KIND AND BASIS OF CONTRACT:

SERVICE CONTRACT - FROM DATE OF AWARD THROUGH SEPTEMBER 30, 2014

AGENCY: PUB BLDGS

BASIS OF AWARD: PIGGYBACK GSA CONTRACT #GS-07F-0248K

NUMBER OF BIDS INVITED NUMBER RECEIVED OTHER

SUMMARY OF BIDS AND RECOMMENDED ACTIONS:

Subject plggyback was awarded to Trane Commercial Systems North Florida on November 24, 2013 with the inclusion for facilities specific to the downtown core area.

Recommend approval to amend the award striking the "downtown core" area and replace with "and other facilities City-Wide as needed", with no other changes to the current Terms & Conditions. To be executed by contract amendment #4 through the Office of General Counsel.

Attachments: Recommendation Memo, Previous Award(s)

RESPECTFULLY SUBMITTED: B) IVEB GRE CHIEF DANIEL PEARSON PR REMENT DIVISION

	ON RECOMMENDATIONS ABOVE DATE: 03 26 15
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	Cleveland Ferguson 58-108, Revised 12/2007
	Deputy Chief Administrative Officer
	For: Mayor Alvin Brown Under Authority of:
	Executive Order No. 2015-01

BID# PSC-0399-14

GENERAL GOVERNMENT AWARDS COMMITTEE

KIND AND BASIS OF CONTRACT:

PIGGYBACK GSA CONTRACT

AGENCY: PUB BLDGS

BASIS OF AWARD: SERVICE CONTRACT - FROM DATE OF AWARD THROUGH SEPTEMBER 30, 2014.

NUMBER OF BIDS INVITED NUMBER RECEIVED OTHER

SUMMARY OF BIDS AND RECOMMENDED ACTIONS:

Recommend approval to amend and increase the award with Trane Commercial Systems North Florida in the amount of \$100,000.00 for additional maintenance and management services for various City buildings. Total not to exceed expenditure in the amount of \$450,000.00.

Funding for this award to be encumbered by the following accounts and to be executed by formal contract amendment through the Office of General Counsel:

PWPB5A1MAPR-06302 - \$44,418.26 PWPB5A1MAPR-03410 - \$55,581.74

Attachments: Recommendation Memo, Executed Contract, Previous Award

BUYER: ANNETTE BURNEY

RESPECTFULLY SUBMITTED:

GRECOR ASE, CHIEF PRC MENT DIVISION

OPEN DATE:

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SIGNATURE OF AUTHENTICATION Karen Bowling Chief Administrative Officer For: Mayor Alvin Brown Under Authority of: Executive Order No. 2013-04	FORM GB-108, Revised 12/2007

BID# PSC-0399-14

OPENDATE:

GENERAL GOVERNMENT AWARDS COMMITTEE

KIND AND BASIS OF CONTRACT:

SERVICE CONTRACT - FROM DATE OF AWARD THROUGH SEPTEMBER 30, 2014

AGENCY: PUB BLDGS

BASIS OF AWARD: PIGGYBACK GSA CONTRACT #GS-07F-0248K

NUMBER OF BIDS INVITED NUMBER RECEIVED OTHER

SUMMARY OF BIDS AND RECOMMENDED ACTIONS:

Recommend approval to ratify the period of service from October 1, 2014 to date of award.

Recommend approval to extend and increase the award with Trane Commercial Systems North Florida. Period of services is from date of award through April 3, 2015 in the amount of \$493,954.00 Total revised not to exceed expenditure in the amount of \$943,954.00.

Funding for this award to be encumbered by the following accounts and executed by formal contract amendment through the Office of General Counsel:

PWPB5A1MAPR-03410F - \$350,000.00 FRCP331F5250-06505-FR0049-02-FRE043-14 - \$143,954.00

Attachments: Recommendation Memo, Executed Contract and Previous Awards

BUYER: RESPECTFULLY SUBMITTED: ANNETTE BURNEY

GRHCOR' PEASE CHIEF PRé CURI ÉMENT DIVISION

(ALL AWARD ACTIONS SUBJECT TO LAWFULLY APPROPRIATED FUNDS) ACTION OF GGAC COMMITTEE ON RECOMMENDATIONS ABOVE RS APPROVING _____ MEMBERS DISAPPROVING _____ DATE: __ MEME OTHER:_ ACTION OF AWARDING AUTHORITY DATE: Karen Bowling APPROVED DISAPPROVED Chief Administrative Officer For: Mayor Alvin Brown OTHER Under Authority of: Executive Order No. 2013-04 SIGNATURE OF AUTHENTICATION _ a rent FORM GB-108, Revised 12/2007

BID# PSC-0399-14

GENERAL GOVERNMENT AWARDS COMMITTEE

OPENDATE:

KIND AND BASIS OF CONTRACT: SERVICE CONTRACT - FROM DATE OF AWARD THROUGH SEPTEMBER 30, 2014

AGENCY: PUB BLDGS

BASIS OF AWARD: PIGGYBACK GSA CONTRACT #GS-07F-0248K

NUMBER OF BIDS INVITED NUMBER RECEIVED OTHER

SUMMARY OF BIDS AND RECOMMENDED ACTIONS;

Recommend approval to extend contract #9944 with Trans Commercial Systems North Florida to align with the extension for GSA Contract #GS-07F-0248K. The extension period of service will be from April 4, 2015 through September 30, 2015. Total revised estimated expenditure in the amount of \$493,954.00 and the total not to exceed expenditure amount of \$493,954.00 and the to

To be executed by formal contract amendment #3 through the Office of General Counsel.

Attachments: Recommendation Memo, Amendment Contract and Previous Awards

BUYER RESPECTFULLY SUBMITTED: GREGORY/PEASE, CHIEF ANNETTE BURNEY PRÒ CUREMENT DIVISION

	COMMITTEE ON RECOMM	APPROPRIATED FUNDS) MENDATIONS ABOVE DATE:
ACTION OF AWARDING AUTHORITY APPROVED ET OTHER SIGNATURE OF AUTHENTICATION	DISAPPROVED	DATE: <u>2/26/15</u> <u>Cleveland Eerguson III</u> Deputy Chief Administrative Officer For: Mayor Alvin Brown Under Authority of: <u>Executive Order No. 2015-01</u> FORM GB-108, Revised 12/2007

Subject: PIGGYBACK ON GSA# GS-07F-0248K: FACILITIES MAINTENANCE & MANAGEMENT Department: PUB BLDGS

Description of Purchase:

RECOMMEND APPROVAL TO PIGGYBACK ON GSA CONTRACT #GS-07F-0248K WITH TRANE COMMERCIAL SYSTEMS NORTH FLORIDA FOR FACILITIES MAINTENANCE AND MANAGEMENT FOR ALL MULTI-STORY BUILDINGS IN THE DOWNTOWN CORE. PERIOD OF SERVICE FROM DATE OF AWARD THROUGH SEPTEMBER 30, 2014. TOTAL ESTIMATED EXPENDITURE NOT EXCEED \$350,000.00.

FUNDING SOURCE: PWPB5A1MAPR-06302 - TO BE EXECUTED BY FORMAL CONTRACT THROUGH THE OFFICE OF GENERAL COUNSEL.

Reference Award To: TRANE COMMERCIAL SYSTEMS NORTH FLORIDA

Price Justification: SEE ATTACHED

Total Award: \$ 350,000.00

Requisition #

Attachments: RECOMMENDATION MEMO, SCOPE OF SERVICES, GSA CONTRACT & INSURANCE CERTIFICATE

THE ABOVE PURCHASE IS RECOMMENDED I	OR AWARD IN ACCORDANCE WITH CHAPTER 126.107.
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Buyer: ANNETTE BURNEY	Ciregoly Pende, Chief Procurement Division
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SIGNATURE OF AUTHENTICATION Karen Bowling Chief Administrative Officer For: Mayor Alvin Brown Under Authority of: Executive Order No. 2013-04	FORM GB-112, Revised 122007

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CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

<u> </u>						4/10/2015	
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Requested By:Kimberly Houston

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ADDITIONAL REMARKS SCHEDULE

AGENCY

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VAMED INSURED	
frane U.S. Inc. dba Trane 1929 Western Way	
Suite #1	
lacksonville , FL 32256	
Inflad Sintae	

EFFECTIVE DATE:

ADDITIONAL REMARKS

THIS ADDITIONAL REMARKS FORM IS A SCHEDULE TO ACORD FORM,

FORM NUMBER: _____ FORM TITLE; ___

Job Description: HVAC Sales, Service &/or Installation

For questions regarding this certificate of insurance contact: Kimberly Houston Email: Kimberly.houston@trane.com Phone: 904-596-4122

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