CITY COUNCIL REPORT

Meeting Date:	October 24, 2023
General Plan Element:	***Public Service and Facilities***
General Plan Goal:	***Provide city service facilities to meet the needs of the community***

ACTION

Contract Modification to Job Order Contracts (JOC) for Citywide Electrical Construction Services. Adopt Resolution 12952 authorizing Contract 2019-183-COS-A3 with Rosendin Electric, Inc., 2019-184-COS-A3 with K2 Electric Newco, LLC, and 2019-185-COS-A3 with Hawkeye Electric, Inc. for the third of three option years for Electrical (General Building) construction services projects throughout the City as needed.

BACKGROUND

The purpose of this action is to authorize the third of three possible option years allowed under the terms of the City's currently active Citywide Electrical Construction Job Order Contracts (JOC) with Rosendin Electric, Inc., K2 Electric Newco, LLC and Hawkeye Electric, Inc.

Since approval of these JOC's in November 2019, Rosendin Electric, K2 Electric Newco and Hawkeye Electric have provided timely, high quality, and cost-effective construction for the City on a number of projects.

For each job order, the JOC contractor will continue to be available to work with Capital Project Management staff throughout general building project design development, providing input on value engineering, cost estimates, and construction schedules. Project types to be constructed under this contract may include but are not limited to; general commercial building electrical improvements, solar installations, low voltage systems for data, security or fire alarms and building automation projects. Some of these projects have included the Agua Linda Park Bathroom Electrical Gear Replacement, the Water Campus Building E Light Fixture Replacements and multiple UV and Ionization projects.

No unencumbered funds will roll over from the previous year of the contracts into the new year. For larger individual construction projects, staff will continue to select contractors using either low-bid or other qualification-based (Construction Manager at Risk or Design Build) selection procedures and seek Council approval for individual construction contracts.

Action Taken _____

The maximum annual aggregate limit of $2,500,000 per contract is consistent with anticipated requirements that would be suitable for execution using these contracts over the next year.

ANALYSIS & ASSESSMENT

Community Involvement

City Staff will continue to use the same community involvement and notification procedures for job orders issued under these contracts that are used when projects are constructed using other procurement methods, in order to meet the needs of residents and building users throughout the project areas.

RESOURCE IMPACTS

Available funding

Award of these contracts does not encumber any City funds. Funds for individual job orders issued under these contracts are available in various CIP projects. Available operational funding may also be used to perform construction work using this contract as well.

Staffing, Workload Impact

The contract administrator, responsible for enforcing all contract provisions, will be Melanie Gibson, Project Coordinator in the Capital Project Management Department of the Public Works Division. Existing Capital Project Management and Facilities staff will coordinate contractor activities and provide on-site inspection of work.

Future Budget Implications

Total construction cost for all projects under these contracts will not exceed $2,500,000 annually per contract. Operating budget required to support any projects built using these contracts will be addressed through the annual budgeting process.

OPTIONS & STAFF RECOMMENDATION

Recommended Approach

Adopt Resolution 12952 authorizing Job Order Contracts 2019-183-COS-A3 with Rosendin Electric, Inc., 2019-184-COS-A3 with K2 Electric Newco, LLC, and 2019-185-COS-A3 with Hawkeye Electric, Inc. , Inc. Each contract is for an additional one-year term in an amount not to exceed Two and a Half Million Dollars ($2,500,000) for Citywide Electrical Construction projects.

Proposed Next Steps:

If this action is approved, staff will immediately begin considering the use of these contracts as an alternative for the construction of various Electrical construction projects as appropriate.

RESPONSIBLE DEPARTMENT(S)

Public Works Division, Capital Project Management

STAFF CONTACTS (S)

Melanie Gibson, Project Coordinator, mgibson@scottsdaleaz.gov , (480) 312-7649

APPROVED BY

10-9-23

Daniel J. Worth, Director, Public Works
(480) 312-5555, dworth@scottsdaleaz.gov

Date

ATTACHMENTS

1. Resolution 12952
2. Contract 2019-183-COS-A3
3. Contract 2019-184-COS-A3
4. Contract 2019-185-COS-A3

RESOLUTION NO. 12952

A RESOLUTION OF THE COUNCIL OF THE CITY OF SCOTTSDALE, MARICOPA COUNTY, ARIZONA APPROVING CONSTRUCTION SERVICES JOB ORDER CONTRACTS (JOC) NO. 2019-183-COS-A3 WITH ROSENDIN ELECTRIC, INC., NO. 2019-184-COS-A3 WITH K2 ELECTRIC NEWCO, LLC, AND NO. 2019-185-COS-A3 WITH HAWKEYE ELECTRIC, INC. TO AUTHORIZE AN ADDITIONAL ONE (1) YEAR EXTENSION TO THE EXISTING CONTRACTS

WHEREAS, the City and Rosendin Electric, Inc., K2 Electric Newco, LLC, and Hawkeye Electric, Inc. have previously entered into Construction Services Job Order Contract (JOC) Nos. 2019-183-COS, 2019-184-COS and 2019-185-COS, respectively, for Citywide Electrical Construction Services; and

WHEREAS, the City now desires to continue the Job Order Contracts (JOC) for Citywide Electrical Construction Services; and

WHEREAS, it is necessary to modify the Construction Services Job Order Contracts (JOC) to authorize the final one-year extension of the existing contracts as authorized in Article 3.1 of the Construction Services contracts.

BE IT RESOLVED by the Council of the City of Scottsdale as follows:

Section 1. The City Council hereby authorizes and directs the Mayor to execute Contract Amendments No. 2019-183-COS-A3 with Rosendin Electric, Inc., No. 2019-184-COS-A3 with K2 Electric Newco, LLC, and No. 2019-185-COS-A3 with Hawkeye Electric, Inc. for Citywide Electrical Construction projects throughout the City as needed for a one-year time extension, in an amount not to exceed Two and a Half Million Dollars ($2,500,000) for each extension.

PASSED AND ADOPTED by the Council of the City of Scottsdale this ____ day of _____, 2023.

ATTEST:

By:_____
Ben Lane, City Clerk

CITY OF SCOTTSDALE, an Arizona municipal corporation

By:_____
David D. Ortega, Mayor

APPROVED AS TO FORM:

OFFICE OF THE CITY ATTORNEY

_____
Sherry R. Scott, City Attorney
By: Eric C. Anderson, Senior Assistant City Attorney

ATTACHMENT 1

CITY OF SCOTTSDALE
MODIFICATION TO JOB ORDER CONTRACTING SERVICES

THIS CONTRACT MODIFICATION made and entered into this 24th day of October 2023, between the City of Scottsdale, an Arizona municipal corporation, "the City," and Rosendin Electric, Inc., a California corporation, "the Contractor", amending the Contract dated November 12, 2019 between the City and the Contractor.

RECITALS:

The Mayor of the City of Scottsdale is authorized and empowered by provisions of the City Charter to execute Contracts and Contract Modifications; and

Four (4) years of the authorized 5 years under this Contract have been used and the City desires to extend by one (1) year, the term of the original Job Order Contract No. 2019-183-COS for citywide electrical construction services, in accordance with the terms of the original contract; and

The City and the Contractor mutually agree to extend and modify the Contract.

IN CONSIDERATION of the mutual promises and obligations of the Contract, the parties agree as follows:

1.0 EXTENSION:

In accordance with Article 3.1, *CONTRACT TIME*, this contract is extended for an additional one (1) year period, commencing on the 24th day of October 2023.

2.0 MODIFICATIONS:

2.1 Article 3.1(A), *CONTRACT TIME* – AMEND to:
Contract time for this Job Order Contract will commence on or about the 24th of October 2023 and will be for one (1) year.

OTHER CONTRACT PROVISIONS:

All provisions of the original Contract not modified above shall remain in full force and effect as previously stated.

[END OF CONTRACT-signatures on next page]

ATTACHMENT 2

THE CITY OF SCOTTSDALE, by its Mayor and City Clerk have subscribed their names this _____ day of _____, 2023.

AUTHORIZATION

CONTRACTOR:

ROSENDIN ELECTRIC, INC.,
a California corporation

By: _____

NAME PRINTED: _____
TITLE: _____

CITY OF SCOTTSDALE, an Arizona municipal corporation

By: _____
David D. Ortega, Mayor

RECOMMENDED:

By: _____
Melanie Gibson, City Contract Administrator

CITY OF SCOTTSDALE REVIEW:

By: _____
Alison Tymkiw, City Engineer
Public Works

By: _____
George Woods, Risk Management

ATTEST:

By: _____
Ben Lane, City Clerk

APPROVED AS TO FORM:

OFFICE OF THE CITY ATTORNEY

_____
Sherry R. Scott, City Attorney
By: Eric C. Anderson, Senior Assistant City Attorney

CITY OF SCOTTSDALE
MODIFICATION TO JOB ORDER CONTRACTING SERVICES

THIS CONTRACT MODIFICATION made and entered into this 24th day of October 2023, between the City of Scottsdale, an Arizona municipal corporation, "the City," and K2 Electric Newco, LLC, an Arizona Limited Liability Company, "the Contractor", amending the Contract dated November 12, 2019 between the City and the Contractor.

RECITALS:

The Mayor of the City of Scottsdale is authorized and empowered by provisions of the City Charter to execute Contracts and Contract Modifications; and

Four (4) years of the authorized 5 years under this Contract have been used and the City desires to extend by one (1) year, the term of the original Job Order Contract No. 2019-184-COS for citywide electrical construction services, in accordance with the terms of the original contract; and

The City and the Contractor mutually agree to extend and modify the Contract.

IN CONSIDERATION of the mutual promises and obligations of the Contract, the parties agree as follows:

1.0 EXTENSION:

In accordance with Article 3.1, *CONTRACT TIME*, this contract is extended for an additional one (1) year period, commencing on the 24th day of October 2023.

2.0 MODIFICATIONS:

2.1 Article 3.1(A), *CONTRACT TIME* – AMEND to:
Contract time for this Job Order Contract will commence on or about the 24th of October 2023 and will be for one (1) year.

OTHER CONTRACT PROVISIONS:

All provisions of the original Contract not modified above shall remain in full force and effect as previously stated.

[END OF CONTRACT-signatures on next page]

THE CITY OF SCOTTSDALE, by its Mayor and City Clerk have subscribed their names this _____ day of _____, 2023.

AUTHORIZATION

CONTRACTOR:

K2 ELECTRIC NEWCO, LLC,
an Arizona Limited Liability Company

By: _____

NAME PRINTED: _____
TITLE: _____

CITY OF SCOTTSDALE, an Arizona municipal corporation

By: _____
David D. Ortega, Mayor

RECOMMENDED:

By: _____
Melanie Gibson, City Contract Administrator

CITY OF SCOTTSDALE REVIEW:

By: _____
Alison Tymkiw, City Engineer
Public Works

By: _____
George Woods, Risk Management

ATTEST:

By: _____
Ben Lane, City Clerk

APPROVED AS TO FORM:

OFFICE OF THE CITY ATTORNEY

_____
Sherry R. Scott, City Attorney
By: Eric C. Anderson, Senior Assistant City Attorney

CITY OF SCOTTSDALE
MODIFICATION TO JOB ORDER CONTRACTING SERVICES

THIS CONTRACT MODIFICATION made and entered into this 24th day of October 2023, between the City of Scottsdale, an Arizona municipal corporation, "the City," and Hawkeye Electric, Inc., an Arizona corporation, "the Contractor", amending the Contract dated November 12, 2019 between the City and the Contractor.

RECITALS:

The Mayor of the City of Scottsdale is authorized and empowered by provisions of the City Charter to execute Contracts and Contract Modifications; and

Four (4) years of the authorized 5 years under this Contract have been used and the City desires to extend by one (1) year, the term of the original Job Order Contract No. 2019-185-COS for citywide electrical construction services, in accordance with the terms of the original contract; and

The City and the Contractor mutually agree to extend and modify the Contract.

IN CONSIDERATION of the mutual promises and obligations of the Contract, the parties agree as follows:

1.0 EXTENSION:

In accordance with Article 3.1, *CONTRACT TIME*, this contract is extended for an additional one (1) year period, commencing on the 24th day of October 2023.

2.0 MODIFICATIONS:

2.1 Article 3.1(A), *CONTRACT TIME* – AMEND to:
Contract time for this Job Order Contract will commence on or about the 24th of October 2023 and will be for one (1) year.

OTHER CONTRACT PROVISIONS:

All provisions of the original Contract not modified above shall remain in full force and effect as previously stated.

[END OF CONTRACT-signatures on next page]

THE CITY OF SCOTTSDALE, by its Mayor and City Clerk have subscribed their names this _____ day of _____, 2023.

AUTHORIZATION

CONTRACTOR:

HAWKEYE ELECTRIC, INC.,
an Arizona corporation

By: _____

NAME PRINTED: _____
TITLE: _____

CITY OF SCOTTSDALE, an Arizona municipal corporation

By: _____
David D. Ortega, Mayor

RECOMMENDED:

By: _____
Melanie Gibson, City Contract Administrator

CITY OF SCOTTSDALE REVIEW:

By: _____
Alison Tymkiw, City Engineer
Public Works

By: _____
George Woods, Risk Management

ATTEST:

By: _____
Ben Lane, City Clerk

APPROVED AS TO FORM:

OFFICE OF THE CITY ATTORNEY

_____
Sherry R. Scott, City Attorney
By: Eric C. Anderson, Senior Assistant City Attorney