

**AGREEMENT FOR LIQUEFIED PETROLEUM GAS****(Piggyback Agreement pursuant to the Nassau County Purchasing Policy)**

THIS AGREEMENT entered into this 25th day of July, 2011 by and between the **BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA**, a political subdivision of the State of Florida, (hereinafter referred to as "County") and **FLORIDA PUBLIC UTILITIES COMPANY**, located at 911 South 8<sup>th</sup> Street, Fernandina Beach, Florida 32034; mailing address Post Office Box 418, Fernandina Beach, Florida 32035, (hereinafter referred to as "Vendor").

**WHEREAS**, the County needs to purchase/contract for liquefied petroleum gas for the various departments and offices county wide; and

**WHEREAS**, on May 19, 2011, the Nassau County School Board received sealed competitive bids for liquefied petroleum gas, Bid No.2011-03; and

**WHEREAS**, on May 26, 2011, the vendor was awarded the bid for Liquefied Petroleum Gas, Bid No. 2011-03 by the Nassau County School Board (hereinafter referred to as "piggyback contract"); and

**WHEREAS**, the Nassau County Purchasing Policy allows piggybacking off of another county or municipal governmental entity for the same commodity or service; and

**WHEREAS,** the vendor has issued a statement of willingness to honor for Nassau County the same prices under the same terms and conditions as indicated in the resultant contract, purchasing agreement, purchase order, etc.; and

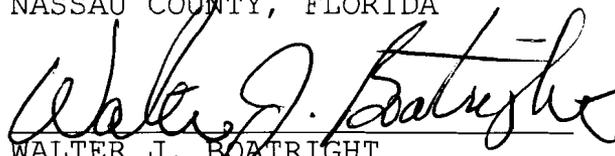
**WHEREAS,** the County through due diligence has reviewed for piggybacking the following: a review of the competitive bidding or proposal process used by the Nassau County School Board to ensure that it is, at the least, similar to that required by the County's purchasing policy; the invitation to bid or RFP; the number of responses submitted; the selected vendor's response; the resultant contract, purchasing agreement, purchase order, etc., as the county's purchase must be pursuant to identical terms; and

**NOW, THEREFORE, FOR AND IN CONSIDERATION** of the mutual covenants and agreements herein contained, the parties hereto agree as follows:

1. The Vendor shall honor for Nassau County the same prices under the same terms and conditions as indicated in the Award Bid No. 2011-03 attached hereto as Attachment "A" and incorporated by reference as if fully set forth herein.
2. Notwithstanding any other provision of the piggyback contract to the contrary:

a. The term of this agreement shall be one (1) year beginning July 1, 2011 and ending June 30, 2012, with the option to renew for two, one-year terms provided all conditions remain the same and are approved by both parties.

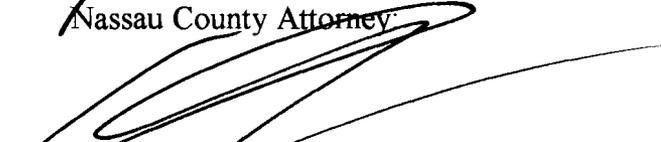
BOARD OF COUNTY COMMISSIONERS  
NASSAU COUNTY, FLORIDA

  
WALTER J. BOATRIGHT  
Its: Chair

Attest as to authenticity of  
Chair's signature:

  
JOHN A. CRAWFORD  
Its: Ex-Officio Clerk

Approved as to form and legality by the  
Nassau County Attorney:

  
DAVID A. HALLMAN

*end  
7/26/11  
st  
7/26/11*

FLORIDA PUBLIC UTILITIES COMPANY

A. Mark Cutshaw  
BY: A. Mark Cutshaw  
Its: General Manager

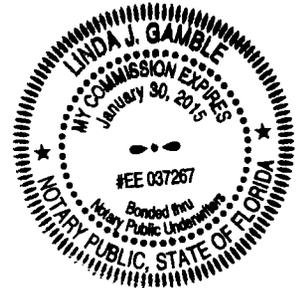
STATE OF Florida  
COUNTY OF Nassau

Before me personally appeared,  
P. Mark Cutshaw, who is personally known \_\_\_\_\_ or  
produced \_\_\_\_\_ as identification, known  
to be the person described in and who executed the foregoing  
instrument, and acknowledged to and before me that he/she  
executed said instrument for the purposes therein expressed.

WITNESS my hand and official seal, this 14<sup>th</sup> day of  
July, 2011.

Linda J. Gamble  
Notary Signature

Notary-Public-State of Florida at large  
My Commission expires:  
Jan 30, 2015



Nassau County School Board  
 Invitation to Bid  
 LIQUEFIED PETROLEUM GAS – BID # 2011-03  
 April 2011

**ATTACHMENT A**  
**BID PROPOSAL FORM**  
**2011-03 Liquefied Petroleum Gas**

NAME OF BIDDER: Florida Public Utilities Company

Description	Information to be Provided
Published Principal U.S. Posting Rate in U.S. cents/gallon using the Hattiesburg Average as published in the BPN Weekly Propane newsletter. Butane-propane News, 338 E. Foothill Blvd, Arcadia, CA 91006, publishes weekly. This publication is usually received on Monday. Bid price is adjusted the next day.	Price effective May 2, 2011 <hr/> 158.423 Cents/gallon
Additional cost to include profit, transportation charges and all other costs by supplier.	<hr/> 36.000 Cents/gallon *See Attached Exhibit A
Total Sales Price for week on May 2, 2011	<hr/> 194.423 Cents/gallon
Certificate of Insurance (Attached)	See Attached
State any exclusion.	
Name of Contract Representative	Mark Cutshaw
State Best way to contact representative.	904/261-3663

**School Board of Nassau County**  
*School Board Meeting Agenda Item Request*

ITEM TYPE:

- Recognition / Award
- Presentation
- Discussion Item
- Consent Item

ACTION TYPE:

- Informational
- Take Action
- Recognition
- Tabled Item

If this is a tabled item, on what date was the item tabled? \_\_\_\_\_

**AGENDA STATEMENT:** Approve awarding Bid # 2011-03 for Liquefied Petroleum Gas to Florida Public Utilities.

**ISSUE:** Liquefied Petroleum Gas is needed by the district and meets the threshold for bidding. We last bid this item in 2008 and have used all of our renewal options. We rebid this item. Attached are the results. The price for LP gas is based on the weekly rate as advertised in the BPN Newsletter. The vendor then adds a mark up for their costs. Bids were sent to six vendors and posted on the website.

**ALTERNATIVES:** The Board's Alternatives are:

1. Approve the award as recommended.
2. Disapprove the award as recommended.

**RECOMMENDATIONS:** The Superintendent recommends approval of this request.

**RATIONALE:** Florida Public Utilities (FPU) is the low bidder meeting specifications. FPU has met all of the conditions of the bid.

**IMPACT STATEMENT:** This bid award will be used in establishing the budget for the 2011-2012 budget. The additional cost went from \$0.18 to \$0.36. This will result in a projected increase of \$25,074.00. Additionally, we all know that the price of gas is climbing and this increase will also be factored into the budget for 2011-2012.

**DATA SOURCE:** Susan Farmer, Executive Director of Business Services

**SUBMITTED BY:**

Name: Susan Farmer  
 Address: Executive Director of Business Services  
 Phone No. 491-9881  
 Meeting Date: May 26, 2011

APPROVED  
BY  
SCHOOL BOARD

ITEM:
DATE RECEIVED:

MAY 26 2011

*R. Jones*

