

Agenda Item



AGENDA STAFF REPORT

ASR Control 25-000341

MEETING DATE: 05/20/25
LEGAL ENTITY TAKING ACTION: Board of Supervisors
BOARD OF SUPERVISORS DISTRICT(S): 5
SUBMITTING AGENCY/DEPARTMENT: John Wayne Airport (Approved)
DEPARTMENT CONTACT PERSON(S): Charlene Reynolds (949) 252-5183
 Amer Moujtahed (949) 252-6038

SUBJECT: Approve Amendment No. 3 for Facility Security Systems, Equipment, and Software

CEO CONCUR	COUNTY COUNSEL REVIEW	CLERK OF THE BOARD
Pending Review	Approved Agreement to Form	Discussion 3 Votes Board Majority

Budgeted: Yes **Current Year Cost:** \$100,000 **Annual Cost:** FY 2025-26
 \$100,000

Staffing Impact: No **# of Positions:** **Sole Source:** No
Current Fiscal Year Revenue: N/A
Funding Source: Fund 280: 100% **County Audit in last 3 years:** No
Levine Act Review Completed: Yes
Prior Board Action: 7/18/2023 #18

RECOMMENDED ACTION(S):

Authorize the County Procurement Officer or Deputized designee to execute Amendment No. 3 to the Subordinate Contract with Johnson Controls Fire Protection LP, for Facility Security Systems, Equipment, and Software with Related Services, to increase the Contract by \$200,000, for a revised cumulative contract total amount not to exceed \$1,400,000, effective upon Board of Supervisors approval.

SUMMARY:

Approval of Amendment No. 3 to the Subordinate Contract to increase the Contract amount for Facility Security Systems, Equipment, and Software with Related Services will allow John Wayne Airport to continue providing support for maintaining the fire protection systems, including all component parts and repairs, as necessary, to ensure the systems remain operational and certified at all times.

BACKGROUND INFORMATION:

John Wayne Airport (JWA) utilizes private contractors to supplement County of Orange (County) resources for fire protection and suppression system maintenance. These services are procured utilizing a Regional Cooperative Agreement (RCA) with Johnson Controls Fire Protection LP for Facility Security

Systems, Equipment, and Software with Related Services. The Airport terminals, maintenance building, administration office, and airfield possess numerous fire protection and suppression systems that must be routinely inspected, tested, and maintained by qualified technicians that are licensed to perform this specialty work. Johnson Controls Fire Protection LP provides maintenance, repair, inspection & testing, and monitoring services for all fire protection systems at JWA.

County Procurement Officer (CPO) actions related to Agreement RCA-017-22010107 (RCA) with Johnson Controls Fire Protection LP, (Contractor) are summarized in the table below.

Board Date	Action	Amount	Effective Date	End Date
N/A	CPO issued RCA-017-22010107	N/A	7/1/2022	4/22/2025
N/A	CPO issued Amendment No. 1 to extend the RCA	N/A	7/1/2022	9/30/2025

Prior Board of Supervisors (Board) or Deputized designee (DPA) actions related to MA 280-22011535 are summarized in the table below. The Contract uses the RCA as its basis.

Board Date	Action Taken	Contract Term/Amendment Amount	Cumulative Contract Total	Contract Term
N/A*	DPA administratively executed Subordinate Contract MA-280-22011535	\$600,000	\$600,000	7/1/2022 – 4/22/2025
7/18/2023	Board approved Amendment No. 1 to Subordinate Contract to increase contract amount	\$600,000	\$1,200,000	7/18/2023 – 4/22/2025
N/A**	Amendment No. 2 administratively executed to extend the Contract	-	-	7/18/2023 – 9/30/2025
Pending	Amendment No. 3 proposed for Board approval to increase contract amount	\$200,000	\$1,400,000	5/20/2025 – 9/30/2025
	Total	\$1,400,000		

*Authorized by Board pursuant to Section 3.3-102 of 2021 Contract Policy Manual

**Authorized by Board pursuant to Section 3.3-106 of 2021 Contract Policy Manual

JWA is procuring these Services in accordance with the 2024 Contract Policy Manual Section 3.3-112. The Orange County Preference Policy is not applicable to this Cooperative contract amendment.

The existing contract with Johnson Controls Fire Protection LP is in the final year of a five-year term. JWA has administratively extended the contract from April 23, 2025, through September 30, 2025, to remain co-terminus with the RCA. The requested contract increase will enable JWA to provide reliable fire protection systems without a lapse in service.

The primary goal of this contract is to ensure fire protection systems throughout all JWA facilities are properly maintained in accordance with applicable codes, laws, and regulations required to obtain an annual permit from the Orange County Fire Authority (OCFA). The services performed by Johnson Controls Fire Protection LP have facilitated the issuance of an annual permit from the OCFA for 100 percent of JWA's facilities during every year of the Contract term.

The Contractor's performance has been confirmed as satisfactory. JWA has verified there are no concerns that must be addressed with respect to Contractor's ownership/name, litigation status or conflicts with County interests. The Contractor is based in Los Angeles County.

The contract is being presented for Board approval less than 30 days before the effective date due to required departmental processing to ensure alignment of financial and operational components with the terms of the newly extended RCA. Prior to the Contract's expiration, JWA may issue a solicitation to continue services should the RCA not be renewed or extended.

An analysis was completed to determine whether the Contract provides the County with persons specially trained, experienced, expert, and competent to perform special services in accordance with the law.

This Contract does not currently include subcontractors or pass through to other providers. See Attachment B for Contract Summary Form.

Compliance with CEQA: The proposed project was previously determined to be Categorically Exempt from CEQA pursuant to Section 15301 (Class_1) of the CEQA Guidelines, on July 18, 2023, when it was originally approved because it involves maintenance and repair of existing public facilities and mechanical equipment, involving negligible or no expansion of the existing use. The proposed project is still consistent with this determination.

FINANCIAL IMPACT:

Appropriations for the Contract are included in JWA Operating Fund 280 FY 2024-25 Budget and will be included in the budgeting process for future years.

The proposed contract is contingent upon funding availability. In the event funding is reduced or terminated, the County may renegotiate the level of services and/or terminate the contract(s), as necessary.

STAFFING IMPACT:

N/A

ATTACHMENT(S):

Attachment A - Amendment No. 3 to Subordinate Contract MA-280-22011535 with Johnson Controls
Fire Protection LP

Attachment B - Contract Summary Form



**AMENDMENT NO. 3
FOR
FACILITY SECURITY SYSTEMS, EQUIPMENT, AND SOFTWARE
WITH RELATED SERVICES**

This Amendment is made and entered into as of the date fully executed by and between the County of Orange, a political subdivision of the State of California, through its department John Wayne Airport ("County" or "JWA") and Johnson Controls Fire Protection LP, ("Contractor"), with County and Contractor sometimes individually referred to as "Party" or collectively referred to as "Parties."

RECITALS

WHEREAS, the County acting through the County Procurement Office, ("CPO") has issued a Regional Cooperative Agreement Contract ("RCA") RCA-017-22010107, for Facility Security Systems, Equipment, and Software with Related Services, effective July 1, 2022 through April 22, 2025 ("Master Contract"), now in effect; and,

WHEREAS, the Parties entered into Subordinate Contract MA-280-22011535 for Facility Security Systems, Equipment, and Software with Related Services, per the terms and conditions of RCA (or Master Contract), effective July 1, 2022 through April 22, 2025, in the amount of \$600,000.00 ("Contract"); and,

WHEREAS, pursuant to Amendment No. 1, the Parties increased the Contract by \$600,000.00, with a new Total Contract Amount Not to Exceed Amount of \$1,200,000.00; and,

WHEREAS, on February 21, 2025, CPO issued an amendment to the Master Contract to extend its terms and conditions through September 30, 2025; and,

WHEREAS, pursuant to Amendment No. 2, the Parties extended the Contract through September 30, 2025 to match the terms of the RCA, and,

WHEREAS, Parties now desire to increase the Contract by \$200,000.00, with a new Total Contract Amount not to exceed \$1,400,000.00; and,

NOW, THEREFORE, the Parties mutually agree as follows:

AMENDMENT TO CONTRACT ARTICLES

1. Section 4 of the Contract's Additional Terms and Conditions shall be amended to read in its entirety as follows:
 4. **Compensation & Payment:** Contractor agrees to provide Facility Security Systems, Equipment, and Software with Related Services in accordance with the terms and conditions of the RCA, including its attachments, at the pricing as set forth in Attachment B – Pricing and Payment of the RCA, with a Total Contract Amount Not to Exceed \$1,400,000.00.
2. All other terms and conditions in this Contract except as amended herein shall remain unchanged and with full force and effect.

(Signature Page Follows)



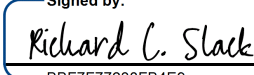
County of Orange, John Wayne Airport

MA-280-22011535
Facility Security Systems, Equipment, and Software with Related Services

Signature Page

IN WITNESS WHEREOF, the Parties hereto have executed this Amendment on the date first above written.

JOHNSON CONTROLS FIRE PROTECTION LP*

Signed by:			
	Richard C. Slack	Metro General Manager	4/21/2025
Signature	Name	Title	Date

Signature	Name	Title	Date
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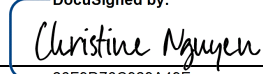
COUNTY OF ORANGE, A political subdivision of the State of California

COUNTY AUTHORIZED SIGNATURE:

	Choy Pham	Deputy Purchasing Agent	
Signature	Name	Title	Date

APPROVED AS TO FORM:

County Counsel

By	DocuSigned by:	
		
	26F9D76C929A4B5	Deputy
Date	4/21/2025	

* If the contracting party is a corporation, (2) two signatures are required: one (1) signature by the Chairman of the Board, the President or any Vice President; and one (1) signature by the Secretary, any Assistant Secretary, the Chief Financial Officer or any Assistant Treasurer. The signature of one person alone is sufficient to bind a corporation, as long as he or she holds corporate offices in each of the two categories described above. For County purposes, proof of such dual office holding will be satisfied by having the individual sign the instrument twice, each time indicating his or her office that qualifies under the above described provision. In the alternative, a single corporate signature is acceptable when accompanied by a corporate resolution demonstrating the legal authority of the signator to bind the corporation.

Contract Summary Form

OC Expediter Requisition #: 1694797

JOHNSON CONTROLS FIRE PROTECTION LP

SUMMARY OF SIGNIFICANT CHANGES

1. Term: There are no term changes with Amendment #3. Page 1
2. Costs: \$200,000 increase for the 5-month extension with a new overall NTE of \$1,400,000. Page 4

SUBCONTRACTORS

This contract, due to the nature of the services, could require the addition of subcontractors. In order to add subcontractor(s) to the contract, the contractor must seek express consent from the department. Should the addition of a subcontractor impact the scope of work and/or contract amount, the department will bring the item back to the Board of Supervisors for approval. In the past, subcontractor(s) have not been used for this contract.

This contract includes the following subcontractors or pass through to other providers.

Unknown at this time	Unknown at this time	Unknown/as-needed by quote
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CONTRACT OPERATING EXPENSES

Total Contract Amount Not to Exceed: \$1,400,000 / Extension NTE: \$200,000

Contractor's Expense: The Contractor will be responsible for all costs related to photocopying, telephone communications and fax communications, and parking while on County sites during the performance of work and services under this Contract.