

# CLARK COUNTY BOARD OF COMMISSIONERS

## AGENDA ITEM

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**Petitioner:** Les Lee Shell, Chief Administrative Officer  
Denis Cederburg, Director of Public Works

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**Recommendation:**

**Authorize the termination of the Contract with Crescent Electric Supply Company, for Bid No. 605669-20, for Annual Requirements Contract for Electric Service Pedestals, Package No. 1; or take other action as appropriate. (For possible action)**

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**FISCAL IMPACT:**

Fund #:	N/A	Fund Name:	N/A
Fund Center:	N/A	Funded PGM/Grant:	N/A
Amount:	N/A		
Description:	N/A		
Additional Comments:	None		

**BACKGROUND:**

On December 15, 2020, the Board of County Commissioners (Board) approved the award of Bid No. 605669-20; for Annual Requirements Contract for Electric Service Pedestals, Package No. 1 to Crescent Electric Supply Company (LBE).

This Contract is for the purchase of electric service pedestals used by Public Works.

The following are the pertinent provisions of the Contract:

- The term of the Contract was from date of award through August 31, 2021 and included the option to renew for 4, one-year periods.
- Included the option to increase the award amount up to 20% based on possible increased user requirements for the renewal terms and approved budget appropriations.
- Included the option to increase the award amount up to 3% for possible price increases for renewal terms.
- Included the County's option to terminate for cause, convenience or default and suspend the Contract with advanced written notice.

On August 24, 2021, Clark County received a copy of a Cancellation of Service Notice from Crescent Electric Supply Company dated March 23, 2021. Clark County responded with an email dated July 21, 2021, offering to open discussion regarding the possibility of an increase in pricing. Crescent Electric Supply Company denied this remedy and reaffirmed their desire to end the contract via email dated August 25, 2021.

On August 30, 2021, the Purchasing and Contracts Division issued a Notice of Intent to Terminate Contract for Cause and Notice of Meeting to Consider Administrative Action, by certified letter giving the minimum 21 working days' notice. This letter stipulated that the Contract would be terminated effective October 19, 2021, subject to the Board's approval. Staff recommends that the Board terminate the Contract with Crescent Electric Supply Company.

This action is in accordance with General Conditions, Page No. II-5, Section 34, Termination for Cause.

Cleared for Agenda

**10/19/2021**

File ID#

**21-1389**

