Miami-Dade County Board of County Commissioners

Office of the Commission Auditor

Legislative Analysis

<u>Internal Management & Fiscal Responsibility Committee</u>

February 8, 2011
2:00 P.M.
Commission Chamber

Charles Anderson, CPA
Commission Auditor
111 NW First Street, Suite 1030
Miami, Florida 33128
305-375-4354

Miami-Dade County Board of County Commissioners
Office of the Commission Auditor

Legislative Notes
Internal Management & Fiscal Responsibility Committee
Meeting Agenda

February 8, 2011

Written legislative analyses for the below listed items are attached for your consideration:

Item Number(s)

2(B)	3(F) and Supp.
3(B)	3(K) and Supp.
3(E)	

Acknowledgements--Analyses prepared by:
Michael Amador-Gil, Senior Legislative Analyst
Elizabeth N. Owens, Legislative Analyst
Mia Marin, Legislative Analyst

MIAMI-DADE COUNTY
BOARD OF COUNTY COMMISSIONERS
OFFICE OF THE COMMISSION AUDITOR

Legislative Notes

Agenda Item:	**2(B)**
File Number:	**110052**
Committee(s) of Reference:	**Internal Management & Fiscal Responsibility Committee**
Date of Analysis:	**February 4, 2011**
Type of Item:	**Resolution Directing Mayor In Consultation with the Tax Collector to Develop a Better Format for Providing Information on the Property Tax Bill**
Sponsor:	**Bruno A. Barreiro, Prime Sponsor** **Jose "Pepe" Diaz, Co- Sponsor** **Rebeca Sosa, Co- Sponsor**

Summary
This resolution directs the Mayor, in consultation with the Miami-Dade County Tax Collector, to do the following:

- research different options and develop better formats for providing information on the property tax bill, as well as attachments such as pie charts of all taxing authorities, that more clearly convey to property owners that the property tax bill lists the taxes of a number of different local taxing authorities that are not within the purview of Board of County Commissioners;
- to present format options to the Board for approval;
- tax collector must seek approval from the Florida Department of Revenue for a revised format for the property tax bill that has been reviewed and approved by the Board; and
- Mayor must provide progress reports to the Board related to this resolution every 90 days following the effective date

Additional Information
The Office of Commission Auditor conducted a survey of the top five (5) U.S Counties based on July 1, 2009 population estimates, to examine how each presents the property tax bill (or tax notice) to all property owners. The top five (5)U.S Counties surveyed include the following: Los Angeles County, CA.; Cook County, IL.; Maricopa County, AZ.; San Diego County, CA.; and Orange County, CA.

The survey considered how each County government presented its property tax bill information to its property owners while taking into consideration the format recommendations provided in the proposed resolution to include: pie charts of all taxing authorities, separate page for each taxing district and displaying logos and color schemes and color shading of each taxing authority.

Of the Counties surveyed, the San Diego County Tax Bill is the only one that incorporates some of the formats in the proposed resolution.

The San Diego Tax County Tax Bill includes the following:

- Displaying color schemes of each taxing authority;
- Using different color shading for each taxing authority; and
- Use of pie charts to show the portion of the property tax bill that goes into each taxing district.

Prepared by: Mia B. Marin.

MIAMI-DADE COUNTY
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Legislative Notes

Agenda Item:	3(B)
File Number:	110083
Committee(s) of Reference:	Internal Management and Fiscal Responsibility Committee
Date of Analysis:	February 4, 2011
District:	3

Summary

This resolution approves the (1) selection of Carlisle Development Group, LLC (Carlisle) as the Developer for the Building Better Communities General Obligation Bond (BBC-GOB) Request for Qualifications No. 743, *N.W. 7th Avenue Transit Village Development Project*; (2) waives requirements of Section 2-8.4 of the Miami-Dade Code pertaining to bid protest procedures; (3) authorizes the County Mayor or the County Mayor's designee to execute a Ground Lease Agreement with Carlisle Development Group, LLC for the development concept on County-owned property; and (4) approves the Assignment of Lease Agreement from Carlisle Development Group, LLC to CDG Seventh Avenue Holdings, LLC.

The Term of the lease will be for sixty-five years, plus two options to extend the term each for fifteen years.

Funding Sources and Future Financing

Carlisle estimates that this project will cost approximately $45 million. In order to raise additional funds, Carlisle (parent company) requires Low Income Housing Tax Credits (LIHTC). However, in order to apply for the Tax Credit, the application must be from the separate corporate entity established to develop this project, CDC Seventh Avenue holdings, LLC (Carlisle's wholly owned subsidiary).

The Board of County Commissioners (BCC), through R-780-08, allocated $10,592,300 of BBC-GOB proceeds from Project No. 249 to fund the development of the affordable housing component for this project. In addition, the original GOB program set aside $5 million for renovations of the Carver Theater. The Federal Transit Administration (FTA) funds totaling $3 million will be used for the construction of the transit portion of the mixed-use project.

Carlisle will be responsible for securing *Low Income Housing Tax Credits* mentioned above, housing bonds equity and any/all other financing required for the N.W. 7th Avenue Transit Village Development Project.

Low Income Housing Tax Credits

According to the U.S. Department of Housing and Urban Development's (HUD) website, the LIHTC is a resource for creating affordable housing in the United States. The LIHTC database, created by HUD and available to the public since 1997, contains information on numerous projects and housing units placed in service between 1987 and 2007.

- Created by the Tax Reform Act of 1986, the LIHTC program gives states and local LIHTC-allocating agencies the equivalent of nearly $8 billion in annual budget authority to issue tax credits for the acquisition, rehabilitation, or new construction of rental housing targeted to lower-income households.

According to GSA staff, the Florida Housing Finance Corporation (FHFC) requires that in order to receive LIHTC, a project's land lease must be at least 55 years long from the date that the last housing unit is complete and occupied. Since this project is in two (2) phases, it is possible that the last tenant in Phase II could possibly move-in 8 to 10 years from lease commencement. Therefore, 65 Years is the recommended term.

Carlisle Development Group, LLC

The Office of the Commission Auditor conducted a review of Carlisle's history with Miami-Dade County below.

This review included a company profile, list of principals, recent and previous contracts with Miami-Dade County, performance evaluations, change orders, settlement agreements, registered lobbyist, and history of violations. The review also includes the compliance history of contracts awarded to Carlisle, as well as Carlisle's current status with the Responsible Wages and Benefits Ordinance. The Department of Small Business Development (SBD) is responsible for monitoring compliance with the County's small business programs for construction services. SBD monitors the CSBE Program, the Responsible Wages and Benefits Ordinance, and conducts audits throughout the term of each contract. The Responsible Wages and Benefits requirements are included in all solicitation documents.

Company Principals and Place of Business

According to the Florida Department of State, Division of Corporations, the registered agent and principal place of business changed on January 3, 2011 from Lloyd J. Boggio, Principal and Founder, to Mark Findura; and previous place of business 2950 S.W. 27 Avenue to the new principal address and place of business 300 Park Ave South, Winter Haven, FL.

According to General Services Administration (GSA) staff, there was an error in the State records. The correct information is as provided in the proposed Lease Agreement.

Previous Contracts with Miami-Dade County

The Office of Capital Improvement's Capital Improvement Information System (CIIS) does not list any contracts for Carlisle.

A cursory review of the legistar system shows the following legislation pertaining to Carlisle:

Date	Legislation Action
5/19/05	Carlisle Development Group, LLC and Carrfour Supportive Housing, Inc. were recommended for $75,000 in Community Housing Development Organization funding linked to the Royalton Apartments, Ltd. The project entailed the development of eighty permanent support units and 20 affordable rentals units in the City of Miami. (See R-598-05)
12/14/07	The Board of County Commissioners, through 1312-07, authorized the reduction in the number of units for the Villa Patricia Phase I development from 160 to 125. BHG – 79th Street, LLC, a single asset Florida limited liability company, was created for the development of Villa Patricia Phase 1, on September 21, 2004. BHG – 79th Street, LLC is managed through MM 79, LLC, and its principal manager is Mr. Lloyd Boggio. MM 79, LLC's parent company is a joint venture between Carlisle Development Group, LLC (Carlisle Group) and Biscayne Housing Group, LLC.
4/07/09	The BCC, through 376-09, approved a Sublease Agreement between St. Agnes Housing Corporation and CDG Brownsville Holdings, LLC (an affiliate of Carlisle Development Group, LLC).
7/20/10	The BCC, through R-840-10, approved the selection of the developer for the Building Better Communities General Obligation Bond (GOB) Northside Metrorail Station (Northside) site and waive Sections 2-8.1 and 2-8.4 of the Miami-Dade County Code and Section 5.03 (D) of the Home Rule Charter pertaining to competitive. The final evaluation/rankings for the Northside Site are as follows: Carlisle Development Group, LLC (Carlisle Development Group) ; (tie) The Phoenix at Northside Station, Ltd (Pinnacle Housing Group) ; and (tie) Northside Green I, LLC (Biscayne Housing Group)

SBD provided the Office of the Commission Auditor (OCA) Carlisle's firm history report, which shows one (1) project totaling $950,000. SBD staff confirmed that Carlisle does not have any violations with the County.

Additional Information

In response to questions pertaining to the *N.W. 7th Avenue Transit Village Development Project* from the OCA, GSA provided the information below:

- Green Initiatives: This project is required to obtain LEED Silver Certification. The developer's proposal submitted in response to RFQ 743 is now part of the development concept attached to the Lease as exhibit B. Item no. 1 and Item no. 46 in this proposal outline the methods the developer will use to obtain LEED Silver Certification. In addition, Article 4.26 of Lease on page 22 requires Green Design.

- Lease contingent upon the approval of the FTA: The lease was sent to the FTA on December 3, 2010. A further draft was sent in mid-January of 2011. Since FTA has already approved the concept and has orally approved the basic terms of the Lease, it is anticipated that the actual approval letter will be received by the County within the next two (2) months. The developer will require the approval prior to its application for Tax Credits (now anticipated for June 2011).

    - The land on N.W. 7th Avenue was purchased with $3.9 million in FTA funds given to Miami-Dade Transit (MDT) for this project. An additional $3 million in FTA funds is available for construction of the transit portion of the overall project. Before funds can be released for construction, FTA requires that they approve the lease. MDT reports that FTA has already approved the project concept and the Transit Oriented Development mixed-use aspect of the building.

- Relocating Existing Tenants from Site: When the properties were originally purchased, 10 tenants were eligible for relocation. All have been either relocated or have agreed to relocation with the exception of two (2) – The Miami Worker's Center and Green Dreams.
    - Staff is presently working with these two tenants to successfully relocate them. Relocation funds are provided to MDT by FTA for this project. There is no fiscal impact to the County.
    - There are no set criteria for these tenants to return once the project is complete. Those tenants wishing to return to the new building must negotiate with the project's developer.

Prepared by: Michael Amador-Gil

MIAMI-DADE COUNTY
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Legislative Notes

Agenda Item: **3(E)**

File Number: **110185**

Committee(s) of Reference: **Internal Management & Fiscal Responsibility Committee**

Date of Analysis: **February 4, 2011**

Type of Item: **Resolution Approving the Proposed Budgets for Fiscal Year 2009-10 and FY 2010-11 for the Homestead Community Redevelopment Agency (CRA)**

Commission Districts: **8 and 9**

Summary
This resolution approves the FY2009-10 and FY2010-11 Proposed Budgets for the Homestead CRA which includes revenues and expenditures for the following amounts:

FY2009-10 Proposed Budget	FY2010-11 Proposed Budget
$6,521,000	$7,570,100

Background
Each CRA is required through an Interlocal Agreement with Miami-Dade County, to submit an annual budget to the Board of County Commissioners for approval. An Interlocal Agreement between Miami-Dade County and the Homestead CRA was approved by the BCC on June 7, 1994 (R-288-93).

The administrative expenditures for FY 2009-10 is 15% and for FY2010-11 is 9% which fall within the 20% cap as prescribed by each CRA in their interlocal agreement with Miami-Dade County.

The Tax Increment Financing Committee reviewed the Homestead CRA Proposed FY2009-10 Budget and the Proposed FY 2010-11 Budget and unanimously recommended both budgets for BCC approval.

Currently, there are twelve (12) approved CRA's: 7th Avenue, City of Homestead, City of Miami Beach, City of Miami, Omni, City of Miami Midtown, City of North Miami, City of North Miami Beach, City of South Miami, Florida City, Naranja Lakes, and West Perrine.

Additionally, there is proposed legislation seeking to expand the N.W. 7th Avenue Corridor Community Redevelopment Area (File No. 102740).

Furthermore, there are two (2) proposed CRA's pending approval: 79th Street Corridor and Goulds/Cutler Ridge.

The CRA approval process includes the following steps:

- Adopting the Finding of Necessity (FON);
- Establish CRA Board;
- CRA Board to develop Community Redevelopment Plan (CRP);
- CRA along with the local planning advisory boards approve CRP;
- Public Hearing;
- County approval; and
- Creation of Redevelopment Trust Fund (CRATF) to facilitate the increase in real property tax revenues into the targeted area.

Homestead CRA Audit
On February 11, 2010, the Miami-Dade County Audit and Management Services Department (AMS) issued an audit report on the Homestead CRA for the five years ending September 30, 2008. In this audit report, AMS issued the following findings:

- $15.3 million was deposited into the Tax Increment Fund of which $13.5 million was spent on property acquisitions, infrastructure improvements, as well as economic development and cultural activities;
- Between 1994 and 2007, the CRA haphazardly acquired 83 land parcels with an estimated value of $8.8 million as of September 30, 2008;
- According to City of Homestead officials, 34 of the parcels are unbuildable because they are either too small or located between buildings and are not conducive for development;
- A real estate consultant hired by the City of Homestead, in February 2009, concluded that the CRA violated Florida Statutes and the Interlocal Cooperation Agreement by taking these properties off the tax roll without a timely plan for redevelopment;
- CRA officials were unable to provide substantive evidence of job creation, business expansion or affordable housing development activities;
- CRA disbursed monies to entities with little or no accountability; and
- Management of the CRA and employee turnover is of concern.

Proposed CRA Oversight Legislation
At the January 11, 2011, Internal Management & Fiscal Responsibility Committee meeting, concern was expressed about Miami-Dade County's role in the CRA process and how Florida State Law allows the CRA to spend funds even if the BCC does not adopt the CRA's budget. County staff explained to the committee members that they will be presenting legislation that will urge the State of Florida legislature

to consider amending laws governing CRA's that would give greater oversight and control over CRA's to local governments.

The Board of County Commissioners, adopted Resolution R-101-11, which Urges the Florida Legislature to pass legislation providing local governments with greater oversight and control over CRA's to include the following:

- To approve CRA budgets,
- Retain surplus Tax Increment Financing (TIF) funds at the end of each CRA's fiscal year; and
- To terminate CRA's

Additional Information on CRAs
On February 1, 2011, the Board of County Commissioners approved the West Perrine CRA Budget for FY2010-11 (CRA-1-11).

On February 1, 2011, the Board of County Commissioners deferred the proposed FY2010-11 budgets for the following CRA's:

- Naranja Lakes CRA
- North Miami Beach CRA
- South Miami CRA
- North Miami CRA

Additionally, the expansion of the N.W. 7th Avenue CRA item (File No. 102740) was also deferred.

The above-mentioned CRA items were deferred to allow the Board of County Commissioners to address at a CRA Workshop concerns relating to all the CRA's. The CRA Workshop is scheduled for February 22, 2011.

Prepared By: Mia B. Marin

MIAMI-DADE COUNTY
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Legislative Notes

Agenda Item:	**3(F) and 3(F) Supplement**
File Number:	**102748 and 110241**
Committee(s) of Reference:	**Internal Management and Fiscal Responsibility Committee**
Date of Analysis:	**February 4, 2011**
Type of Item:	**Award of Competitive Contract for Food Catering Services**

Summary

This resolution approves the award of Contract No. 9372-0/15, Food Catering Services, in the amount of $10.63 million for a five (5) year term, with no subsequent option to renew (OTR) periods. In addition, this resolution authorizes the County Mayor or his designee the authority to exercise subsequent OTR's and other extensions in accordance with the terms and conditions of this contract; however, as previously noted, there are no subsequent OTR periods.

- ***If there are no subsequent OTR periods under this contract, why does the item delegate authority?***

Note: on page 1 under Recommendation, this item states that this contract is for fresh produce. According to the Department of Procurement Management (DPM) this is a scrivener's error and the correction has been submitted for the Agenda Changes Kit.

The recommended award is to three (3) vendors in three (3) groups:

Group I – Congregate and High Risk Meals to DHS Meal Sites

- Primary - Montoya Holdings Inc. d/b/a Pelota Café and Pizzeria
- Secondary - Construction Catering Inc.

Group II – Congregate and High Risk Meals to DHS Adult Day Health Care Centers, Senior Centers and High Risk Meals, provided by DHS Meal Sites

- Primary Items Nos. 1 to 4 - Montoya Holdings Inc. d/b/a Pelota Café and Pizzeria
- Primary Items No. 5 - Construction Catering Inc.
- Secondary Item No. 5 – Greater Miami Caterers

This item does not list a secondary vendor under Item Nos. 1 to 4 under Group II, is there a secondary vendor? *According to DPM, the secondary vendor for Group II, Items 1 to 4, is Construction Catering, Inc.*

Group III – Frozen Meals: Pick-up and Delivery

- Primary - Construction Catering Inc.
- Secondary - Greater Miami Caterers

The supplement to this item addresses concerns expressed by committee members at the January 11, 2011 Internal Management and Fiscal Responsibility Committee (IMFRC) meeting.

Pursuant to Procurement's Bid Tracking System (BTS), this contract combines three previous contracts: 2363-4/10-4, 2365-4/09-4, and 1315-4/10-4.

Background and Relevant Legislation

Previous Contracts Combined into Contract No. 9372-0/15 Food Catering Services			
Contract No.	2363-4/10-4	2365-4/09-4	1315-4/10-4
Contract Title	Food Catering Services for the Human Services Adult Day Care Centers	Food Catering Services for the Community Action Agency (CAA) Adult Day Care Centers	Frozen Convenience Foods
Contract History	Awarded on January 24, 2006, by Resolution No. 68-06, in the amount of $750,000 for 1 year with 4, 1 year options-to-renew (OTR) periods. On February 1, 2010, the contract was modified and approved by the County Manager for an additional spending authority in the amount of $174,000, and additional time, extending the contract for 6 months, from March 31, 2010 to September 30, 2010. Performance bond required. Total allocation under the 4th and final OTR is $992,233.50.	Awarded on January 24, 2006, by Resolution No. 68-06, in the amount of $831,000 for 1 year with 4, 1 year OTR periods. In October 2008, CAA's Elderly Programs were merged with the Department of Human Services (DHS) Elderly, Disability Veterans Services Bureau. On February 1, 2010, the contract was modified and approved by the County Manager for an additional spending authority in the amount of $102,000, and additional time, extending the contract for 6 months, from March 31, 2010 to September 30, 2010. On June 3, 2010, the contract was modified and approved by the County Manager for an additional spending authority in the amount of $345,234. On July 20, 2010, the contract was modified under Resolution	Awarded on February 15, 2006, by the Department of Procurement Management (DPM) in the amount of $350,000 for 1 year with 4, 1 year OTR periods. Originally, this contract provided for the delivery of frozen meals to CAA's Elderly Program. On July 18, 2006, under Resolution No. 909-06, the OTR periods were authorized. In October 2008, CAA's Elderly Programs were merged with the DHS Elderly, Disability Veterans Services Bureau. On February 1, 2010, the contract was modified and approved by the County Manager for an additional spending authority in the amount of $296,359, and additional time, extending the contract for 6 months, from March 31, 2010 to September 30, 2010.

		No. 824-10, for an additional spending authority in the amount of $301,000, and additional time, extending the contract for 3 months, from September 30, 2010 to December 31, 2010. Performance bond required. Total allocation under the 4th and final OTR = $1.893 million.	July 20, 2010, under Resolution No. 824-10, the contract was modified for an additional spending authority in the amount of $171,000, and additional time, extending the contract for 3 months, from September 30, 2010 to December 31, 2010. Performance bond required. Total allocation under the 4th and final OTR is approximately $1.06 million.
Vendor	Construction Catering, Inc.	Construction Catering, Inc.	Construction Catering, Inc.
Expiration Date	On January 20, 2011, under Resolution No. 22-11, this contract was extended until February 28, 2011 to ensure continuity of service while a successor contract is established.	On January 20, 2011, under Resolution No. 22-11, this contract was extended until February 28, 2011 to ensure continuity of services while a successor contract is established.	On January 20, 2011, under Resolution No. 22-11, this contract was extended until February 28, 2011 to ensure continuity of services while a successor contract is established.

Fiscal Impacts

The funding source is listed as Federal Funds, State Funds, and General Funds. According to DHS, the Food Catering contracts are Federal funds received from the Older Americans Act that allocates the funds to the Florida Department of Elder Affairs. The State contracts with the Alliance for Aging, Inc., who administers the awarded amount to the County.

In addition, there is a portion that is funded through the State, Department of Elder Affairs for the Adult Daycare Program which supplies breakfast and lunch.

Questions / Comments

What is the breakdown for each funding source?

Federal – 61.74%; State – 3.49%; and General Fund – 34.77%

According to DPM, based on the current contract allocation of $10,630,000, the amount attributed to each funding source is as follows: Federal - $6,562,962; State - $370,987; and General Fund - $3,696,051.

<u>Performance Bond</u>

The recommended award of Contract No. 9372-0/15, unlike the three previous contracts, does not require a performance bond.

Prepared by: Elizabeth N. Owens

MIAMI-DADE COUNTY
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OFFICE OF THE COMMISSION AUDITOR

Legislative Notes

Agenda Item:	**3(K) and 3(K) Supplement**
File Number:	**110246 and 110313**
Committee(s) of Reference:	**Internal Management and Fiscal Responsibility Committee**
Date of Analysis:	**February 4, 2011**
Type of Item:	**Medical Transportation (Ambulance) Services – Contract No. 692**

Summary

This resolution authorizes the County Mayor or his designee to execute an agreement with Randle-Eastern Ambulance Service, Inc. d/b/a American Medical Response (AMR) to obtain medical transportation services for a three (3) year term with one (1), two-year option to renew (OTR). Additionally, this resolution authorizes the County Mayor or his designee the authority to exercise subsequent OTR and other extensions in accordance with the terms and conditions of this contract.

This resolution also waives the requirements of §2-8.3 and §2-8.4 of the Miami-Dade County Code (Code), pertaining to formal bid procedures and bid protests. These sections of the Code may be waived by a 2/3 vote of the Board members present.

Background and Relevant Legislation

Date	Legislation	Summary of Legislation
12/14/14	R-1479-04	The Board of County Commissioners (BCC) authorized execution of agreements with AMR and MCT Express, Inc., *d/b/a* Miami Dade Ambulance Service (MCT) to provide medical transportation (ambulance) services for one (1) year with three (3) one-year OTR, expiring March 23, 2009 (with the authorization of subsequent OTR'S). Services under this contract were divided between three (3) agreements: • <u>Group A</u> – Awarded to AMR for urgent /non-urgent response for County and Municipal Fire Rescue System; • <u>Group B</u> – Awarded to AMR for urgent/non-urgent response Miami-Dade Corrections and Municipal Police Departments; and • <u>Group C</u> – Awarded to MCT for urgent/non-urgent community health facilities. The services provided under Group A and B were at no cost to the County. AMR

		was compensated from sources other than the County, including private payees and/or insurance companies. The services provided under Group C were at a rate of $27.47 per call ($24,723 annually based on 75 calls per month).
3/3/09	R-187-09	Modification to contract providing the following changes: • Group A - a modification to the liquid damages provision and a time only extension of one (1) year, expiring March 16, 2010; • Group B - a time only extension of one (1) year, expiring March 16, 2010; and • Group C - $40,000 in additional spending authority and a time extension of one (1) year, expiring March 16, 2010. The modification extended the allowable response time of ambulances and adjusted when the penalties were applied. Although R-187-09 addressed the issue that AMR was accruing penalties, it did not apply a mechanism to enhance response time. **According to the County Manager's memo dated March 3, 2009, AMR paid $1,221,012 in liquidated damages for not meeting response times under service agreement for Group A.**
3/16/10	Temporary Bridge Contract No. TBW9277-0/10 awarded internally by DPM[1].	A temporary bridge contract was put in place for a six (6) month term, from March 17, 2010 to September 16, 2010. **This temporary bridge contract eliminated the penalties for response times.**
9/15/10	Temporary Bridge Contract No. TBW9277-0/10 awarded internally by DPM.	The temporary bridge contract was extended for an additional six (6) months, from September 16, 2010 to March 15, 2011. Similar to the previous bridge contract, the extension was awarded internally by DPM to AMR. However, under the extension, **Group C was not extended.**
10/19/10	R-1047-10	Under R-1047-10, the BCC rejected all proposals received in response to the solicitation for RFP 692; and authorized parallel negotiations with the two (2) vendors: (1) AMR, and (2) the alliance of American Medical Service Inc. and Medics Ambulance Service. The response times and potential liquidated damages under RFP 692 were almost identical to those provided under the original contract; however, there are differences which are noted below: • The original contract applied penalties for Groups A and B to both urgent and non-urgent response requests. Under RFP 692, liquidated damages are applied only to urgent response times for Groups A and B. • The original contract for Group C did not specify penalties for pre-arranged pick up and/or return times. Under RFP 692, penalties are specified for pre-arranged pick up and/or return times.

[1] Department of Procurement Management

The recommended award for Contract No. 692 is the result of the parallel negotiations conducted as authorized by Resolution No. 1047-10. Under parallel negotiations, the following changes were considered:

- **Elimination of Group C (which was not extended under the current Temporary Bridge Contract No. TBW9277-0/10);**
- A revised EMS fee schedule with fee increases;
- Pricing for two (2) different scenarios pertaining to the number of transports requested by the County; and
- Potential modifications to the response requirements and associated liquidated damages.

Fiscal Impact

Contract No. 692 is for a term of three (3) years with a possible allocation of $120,000 in the event of a disaster, and includes one (1) two-year option to renew (OTR) period. The cumulative contract total, including the subsequent OTR is $200,000.

According to Appendix A of this contract, in the event of a disaster, AMR will provide a trained operations person to the Miami-Dade County Emergency Operations Center (EOC) to assist in the coordination and transportation of the evacuation and repatriation of special needs clients on the Miami-Dade County Emergency Evacuation Assistance Program registry in the event of a natural disaster. AMR can charge the County $260 per transport for these services, a portion of which may be reimbursed by the Federal Emergency Management Agency (FEMA).

<u>Estimated Time of Arrival and Liquidated Damages</u>

According to Attachment A to Appendix A, liquidated damages will be measured monthly based on average response time and whether zone deployment was utilized (File No. 110313).

<u>Zone Deployment</u>

According to the Department of Emergency Management, zone deployment is a proposed manner of service by the vendor that would concentrate a dedicated number of ambulance units in areas within the County identified as highest service demand or geographically isolated areas. This system would be implemented by establishing concentric response zones with tiered minimum response times enforced by the assessment of liquidated damages or by identifying areas within the County defined by geographic borders where minimum response times would be established and again enforced by the assessment of liquidated damages.

The model implemented would be mutually agreed upon by Miami-Dade Fire Rescue and the vendor in order to ensure balanced response times countywide.

Prepared by: Elizabeth N. Owens