



Miami-Dade County Board of County Commissioners

Office of the Commission Auditor

Board of County Commissioners Meeting

February 7, 2017
9:30 A.M.
Commission Chamber

Research Division

Office of the Commission Auditor
111 NW First Street, Suite 1030
Miami, Florida 33128
305-375-4354

**Board of County Commissioners
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Item No.	Research Notes
<p>4A 170209</p>	<p>ORDINANCE CREATING STADIUM ZONING DISTRICT, TO BE ADMINISTERED BY THE CITY OF MIAMI GARDENS AND MIAMI-DADE COUNTY; PROVIDING FOR PERMITTED USES, SETBACKS, LOT SIZE, PARKING, SIGNAGE, AND OTHER REGULATIONS GOVERNING THE DISTRICT; PROVIDING PROCEDURES; CREATING ARTICLE XLIII OF CHAPTER 33 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE</p>
<p>Notes</p>	<p>The proposed ordinance creates Article XLIII of Chapter 33, Stadium Zoning District, of the Miami-Dade County Code to be administered by the City of Miami Gardens and Miami-Dade County.</p> <p>Specifically, the Stadium Zoning District provides for permitted uses, setbacks, lot size, parking, signage, and other regulations governing the district.</p> <p><u>Background</u></p> <p>The City of Miami Gardens (City) was incorporated in 2003, and as a part of that incorporation process, the BCC placed the proposed City’s Charter before the electorate in the area now known as the City of Miami Gardens. Section 9.6 of the City’s Charter contained certain pre-agreed conditions related to jurisdiction over the facility currently known as Hard Rock Stadium and certain properties surrounding Hard Rock Stadium including preservation of County development approvals set forth in Development of Regional Impact Development Order Resolution No. Z-210-85, as amended.</p> <p>In 2014, the City sued the County in an effort to establish and enforce its right to exercise greater jurisdiction over the Stadium Properties. The City and the County executed a settlement agreement, approved by the BCC by Resolution No. R-442-16, between the City, the County, the owners of certain properties surrounding Hard Rock Stadium, and the operator of Hard Rock Stadium (Settlement Agreement).</p> <p>As part of the Settlement Agreement, the City of Miami Gardens presented an amendment to the City’s Charter to the City’s electorate for approval, and that amendment was approved by the electorate of the City in August 2016. The Settlement Agreement and the amendment to the City’s Charter require a zoning ordinance for the Stadium Properties that would be adopted by both the County and the City.</p> <p>After the adoption of the proposed ordinance by the County, a public hearing will be held by the County to apply this new zoning district to specific property.</p> <p><u>Additional Information - Resolution No. R-442-16 – Settlement Agreement</u></p> <p>Resolution No. R-442-16 provided for the following:</p> <ul style="list-style-type: none"> • Approved amendment to the City of Miami Gardens’ Charter, subject to approval by the electorate of the City of Miami Gardens; • Approved the conveyance of the Properties and any conditions of their conveyance and also found that properties located at 15101 NW 18 Avenue and 3360 NW 208 Street were not needed for County purposes and were declared surplus, provided that for the two CDBG Properties, the BCC conditionally approved the conveyance, which may be effectuated only after the public comment period and public hearing, as required by CDBG regulations. • Directed the County Mayor or the County Mayor’s designee to return to the BCC within 120 days with legislation amending all relevant Action Plans and Consolidated Plans with US HUD to reflect the change of use of the CDBG Properties. • Authorized the Chairperson or Vice-Chairperson of the BCC to release the reverter in the deed requiring the reversion of the CDBG Properties to the County upon the City’s failure to meet or maintain a national objective, if US HUD approves the transfer of the CDBG compliance obligations relating to the CDBG Properties to the City; • In light of the fact that the conveyance of the Properties is part of the terms of the Settlement Agreement, and the Properties, several of which are currently in disrepair, must be used for community interest and welfare purposes, the BCC approved the waiver of Administrative Order 3-44 as it related to the Section entitled “Availability of County Property,” Resolution No. R-461-13 requiring a reverter to the County if public use of the Properties is not maintained, Resolution No. R-376-11 pertaining to the disclosure of

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	<p>certain information related to the properties to be conveyed, and Administrative Order 8-4 as it relates to review by the Planning Advisory Board;</p> <ul style="list-style-type: none"> Directed the County Mayor or County Mayor's designee to ensure that proper signage is placed on the Properties upon the construction or rehabilitation of any capital project on the Properties, identifying the County's name and the name of the district commissioner in which the project is located consistent with the provisions of County Resolution No. R-61-12; Directed the County Mayor or County Mayor's designee, pursuant to Resolution No. R-974-09, to record in the public record all deeds, covenants, any reverters and mortgages creating or reserving a real property interest in favor of the County and provide a copy of such recorded instruments to the Clerk of the Board within 30 days of execution and final acceptance; Approved the Fueling Services Agreement between the City and the County by which the County will provide fueling services to the City to the Settlement Agreement; Approved the settlement of the lawsuit between the County and the City in accordance with the terms of the Settlement Agreement and R-442-16; and Directed the County Mayor or the County Mayor's designee to appoint staff to monitor compliance with the terms of this conveyance.
4B 170108	ORDINANCE REGARDING PLANNING; AMENDING SECTIONS 2-108.1 AND 2-116 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AMENDING PUBLIC NOTICE REQUIREMENTS AND STATUTORY REFERENCES FOR EVALUATION AND APPRAISAL OF THE COMPREHENSIVE DEVELOPMENT MASTER PLAN; AMENDING SECTION 2-116.1 OF THE CODE; AMENDING PUBLIC HEARING REQUIREMENTS FOR APPLICATIONS TO AMEND THE COMPREHENSIVE DEVELOPMENT MASTER PLAN; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE
Notes	<p>The proposed ordinance provides for the following:</p> <ul style="list-style-type: none"> Amends Sections 2-108.1 and 2-116 of the Miami-Dade County Code; Amends the public notice requirements and statutory references for evaluation and appraisal of the Comprehensive Development Master Plan; and Amends public hearing requirements for applications to amend the Comprehensive Development Master Plan. <p>Specifically, as it relates to Evaluation and Appraisal Reports, the proposed ordinance:</p> <ul style="list-style-type: none"> Corrects obsolete statutory references and modifies the public notice requirements for the Evaluation and Appraisal Report process to reflect changes in State law and allow for additional flexibility in the process; <ul style="list-style-type: none"> <i>Requirements for completion of the Evaluation and Appraisal Report, as contained in Chapter 163.3191, Florida Statutes, were significantly reduced by the Community Planning Act in 2011.</i> Deletes the current requirement to publish an Evaluation and Appraisal Report schedule six (6) months prior to a public hearing before the BCC and deletes the current requirement that public workshops be advertised no more than 14 days prior to such workshop meetings; Provides that each public workshop and public hearing be advertised in a newspaper of general circulation no less than seven (7) days prior to a public workshops and no less than ten (10) days prior to a hearing before the Planning Advisory Board or BCC. <p>Specifically, as it relates to CDMP Amendment Applications, the proposed ordinance:</p> <ul style="list-style-type: none"> Modifies the Planning Advisory Board hearing dates for CDMP amendment applications by removing the requirement that such hearing occur no later than 30 days prior to the first public hearing by the BCC. <p>The amendments to the Code are applicable to CDMP amendment applications filed on or after the October 2016 CDMP amendment cycle, and do not apply to amendment applications filed in previous cycles.</p>
5C 162929	RESOLUTION DECLARING AND FINDING, PURSUANT TO SECTION 163.355, FLORIDA STATUTES, CERTAIN GEOGRAPHIC AREA OF CITY OF HIALEAH, FLORIDA DESCRIBED GENERALLY AS BOUNDED ON THE NORTH BY HIALEAH DRIVE (NW 54 STREET), ON THE SOUTH BY STATE ROAD 112, ON THE EAST BY THE CSX RAILROAD TRACKS AND ON THE WEST BY SE 9 COURT NORTHWARD TO SE 5 STREET, THEREAFTER SE 10 AVENUE TO BE A BLIGHTED AREA; DECLARING AND FINDING THE REBUILDING, REHABILITATION, CONSERVATION AND

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	REDEVELOPMENT OF THE AREA TO BE IN THE INTEREST OF THE PUBLIC HEALTH, SAFETY, MORALS AND WELFARE OF RESIDENTS OF CITY OF HIALEAH AND OF MIAMI-DADE COUNTY, FLORIDA; DECLARING AND FINDING THE NEED FOR CREATION OF COMMUNITY REDEVELOPMENT AGENCY; AND DELEGATING CERTAIN COMMUNITY REDEVELOPMENT POWERS TO THE CITY OF HIALEAH
Notes	<p>The proposed resolution provides for the following:</p> <ul style="list-style-type: none"> • Accepts the Finding of Necessity (Study) and finds a geographic area within the City of Hialeah (City), bounded on the north by Hialeah Drive (NW 54 Street), on the south by State Road 112, on the east by the CSX railroad tracks and on the west by SE 9 Court northward to SE 5 Street, thereafter SE 10 Avenue (Area), which is described more fully in the Study and referred to as the Hialeah Market Station District to be blighted, pursuant to Chapter 163, Part III, Florida Statutes (Act); <ul style="list-style-type: none"> ○ The Study identifies approximately 121 acres within the unincorporated municipal service area (UMSA). There are 41 properties in the area, of which 29 are zoned industrial, 10 are zoned commercial and two (2) are zoned vacant. • Declares and finds that the rebuilding, rehabilitation, conservation and redevelopment of the Hialeah Market Station District is necessary in the interest of the public health, safety, morals and welfare of the residents of Miami-Dade County as a whole; • Declares and finds that the Hialeah Market Station District is a slum or blighted area, as defined in Section 163.340 of the Act, as applied to Miami-Dade County; • Declares and finds that there is a need for a community redevelopment agency to function and carry out the community redevelopment purposes of the Act; and • Delegates certain redevelopment powers to the City to create the Hialeah Market Station District Community Redevelopment Agency (Agency) and prepare a community redevelopment plan to present to the BCC after approval, notice and public hearing, but reserves the right to delegate further powers to the Agency, pursuant to an interlocal cooperation agreement. <p><i>Should this item be approved, a legislative item will be presented to the BCC, along with a redevelopment plan and interlocal agreement with the City.</i></p> <p>The Tax Increment Financing and Coordinating Committee reviewed the Study on February 24, 2016 and recommended the BCC adopt the Study.</p> <p><u>Fiscal Impact / Funding Source</u></p> <p>A community redevelopment agency's revenue source is generated through the incremental growth of ad valorem revenues generated on real property beyond an established base year, Tax Increment Financing (TIF). As provided in the Study, should this area become a community redevelopment agency, the countywide and City revenues will be deposited into a trust fund and will be used within the redevelopment area to fund projects that will eradicate the blight in the community pursuant to the redevelopment plan.</p> <p>Based on a 30-year TIF revenue projection, including a roll growth consistent with the County's five-year outlook, it is estimated that the countywide TIF revenue generated will be \$6.5 million and the City TIF revenue generated will be \$8.8 million. The projection does not include any new projects in the area. The City has been approached by the owner of twenty (20) acres who is interested in redeveloping the property, Phase One will include 610 workforce housing rental units, approximately 23,000 square feet of retail, and 21,000 square feet of flex space and amenities. Should this project be developed in the area, the estimated TIF revenue generated for use within the boundaries would increase. The area also includes the Hialeah Market Tri-Rail station, which is inclusive of a historic Seaboard Air Line Railroad depot.</p> <p><u>Background</u></p> <p>On October 13, 2015, the City adopted Resolution No. 2015-136, adopting the Finding of Necessity and Resolution No. R-2015-137, creating the "Hialeah Market District Community Redevelopment Agency" and declaring the City Council as members of the Agency. Subsequently, the City met with the County to discuss the request to create a community redevelopment agency. On January 12, 2016, the City adopted Resolution No. 2015-141, urging the BCC to adopt the Study and delegate the powers authorized under the Act. Additionally, on January 12, 2016, the City also adopted Resolution No. 2016-06, amending the boundaries of the Study to include</p>

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	<p>the rights-of-way and the CSX railway facility. The Study, prepared by Carras Community Investment, Inc. (Carras), examined the conditions in the proposed redevelopment area and concluded that the area meets 14 conditions of blight as follows:</p> <ul style="list-style-type: none"> • Predominance of defective or inadequate street layout, parking facilities, roadways, bridges or public transportation facilities; • Aggregate assessed values of real property in the area for ad valorem tax purposes have failed to show any appreciable increase over the five (5) years; • Faulty lot layout; • Unsanitary or unsafe conditions; • Deterioration of site or other improvements; • Inadequate and outdated building density patterns; • Falling lease rates; • Tax or special assessment delinquency; • Higher commercial vacancy rates in the area; • Incidence of crime in the area higher than in the remainder of the county or municipality; • Fire and emergency medical service calls to the area are proportionately higher; • A greater number of code violations in the area; • Diversity of ownership; and • Governmentally-owned property with adverse environmental conditions.
7A 170180	ORDINANCE RELATING TO THE INFILL HOUSING INITIATIVE PROGRAM; AMENDING ARTICLE VII OF CHAPTER 17 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AMENDING DEFINITIONS; REVISING DEFINITIONS OF LOW AND MODERATE INCOME HOUSEHOLDS AND ADDING DEFINITION FOR VERY LOW INCOME HOUSEHOLDS; DELETING REHABILITATED DWELLING UNITS FROM BEING ELIGIBLE UNDER THE PROGRAM; EXTENDING FROM ONE YEAR TO TWO YEARS THE TIME PERIOD FOR DEVELOPMENT OF INFILL HOUSING BY DEVELOPERS; ESTABLISHING CONDITIONS FOR CONSTRUCTION LOANS AND OTHER FINANCING; REVISING REQUIREMENTS UNDER WHICH HOMES CAN BE RENTED; UPDATING TERMINOLOGY; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEMS UNDER FILE NOS. 162604, 170060] [SEE AGENDA ITEM NO. 11A1]
11A1 170182	RESOLUTION AMENDING IMPLEMENTING ORDER NO. 3-44 RELATED TO THE ADMINISTRATION OF THE MIAMI-DADE COUNTY INFILL HOUSING INITIATIVE PROGRAM; REVISING DEFINITIONS; ESTABLISHING PROCEDURES, PROGRAM FEES AND REPORTING REQUIREMENTS FOR THE ADMINISTRATION OF THE PROGRAM; APPROVING INFILL HOUSING INITIATIVE PROGRAM GUIDELINES; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE ALL RIGHTS CONTAINED IN IMPLEMENTING ORDER NO. 3-44 AND THE INFILL HOUSING INITIATIVE PROGRAM GUIDELINES AND TO AMEND SUCH GUIDELINES FROM TIME TO TIME [SEE ORIGINAL ITEM UNDER FILE NO. 162605] [SEE AGENDA ITEM NO. 7A]
Notes	<p><u>7A-170180</u></p> <p>The proposed ordinance relating to the Infill Housing Initiative Program provides for the following:</p> <ul style="list-style-type: none"> • Amends Article VII of Chapter 17 of the Miami-Dade County Code; • Amends definitions of low and moderate income households; <ul style="list-style-type: none"> ○ Low income household is defined as one or more natural persons or a family that has a total annual gross household income that does not exceed 80 percent of the median annual income adjusted for family size for households within Miami-Dade County. <ul style="list-style-type: none"> ▪ With respect to rental units, the low-income household's annual income at the time of initial occupancy may not exceed 80 percent of the area's median income adjusted for family size. ○ Moderate income household is defined as one or more natural persons or a family that has a total annual gross household income that does not exceed 140 percent of the median annual income adjusted for family size for households within Miami-Dade County. <ul style="list-style-type: none"> ▪ With respect to rental units, the moderate-income household's annual income at the time of initial occupancy may not exceed 140 percent of the area's median income adjusted for family size.

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	<ul style="list-style-type: none"> • Adds definition for very low income household; <ul style="list-style-type: none"> ○ Very low income household is defined as one or more natural persons or a family that has a total annual gross household income that does not exceed 50 percent of the median annual income adjusted for family size for households within Miami-Dade County. <ul style="list-style-type: none"> ▪ With respect to rental units, the very-low income household's annual income at the time of initial occupancy may not exceed 50 percent of the area's median income adjusted for family size. • Deletes rehabilitation dwelling units from being eligible under the program; • Extends from one year to two years the time period for development of infill housing by developers; <ul style="list-style-type: none"> ○ Contains a reverter to be exercised by the County in the event the property has not been reasonably developed within two years of conveyance. Any eligible infill housing that is developed under this Infill Housing Initiative Program will remain as affordable housing for at least 20 years. • Establishes conditions for construction loans and other financing; and <ul style="list-style-type: none"> ○ Construction loans or other financing will be subject to the County's deed restriction and will constitute a restrictive covenant which will run with the land. • Revises requirements under which homes can be rented. <ul style="list-style-type: none"> ○ The County Mayor or designee may allow developers to rent eligible homes on a temporary basis if the qualified developer can demonstrate that they have made a good faith effort to sell the eligible home. ○ Allows eligible homes to be rented to families who are eligible participants in one of the County's or other local municipality's rental housing assistance programs. ○ Eligible homes will be rented for a minimum of one year and will not be permitted to be sold during the first year it is rented, unless it is sold to the existing tenant. <p><i>This item differs from the original in that it requires that after two years from the date of conveyance of the properties to developers, any request for extensions to complete the homes constructed by the developers will be approved by the BCC instead of the County Mayor or the County Mayor's designee. Additionally, this item clarifies that where necessary to secure permanent financing through the Federal Housing Administration, Fannie Mae, Freddie Mac or similar lender, the County's affordable housing restrictions automatically terminate upon foreclosure or deed in-lieu of foreclosure or if the mortgage is assigned to the United States Department of Housing and Urban Development and further clarifies that where necessary to secure permanent financing through the Federal Housing Administration, Fannie Mae, Freddie Mac or similar lender, the County's affordable housing restrictions and control period will not survive the foreclosure in accordance with such senior lender's guidelines and restrictions.</i></p> <p>The area median income for Miami-Dade County is \$48,100.¹</p> <p><u>Additional Information- Mayor's Report Addressing Infill Housing Initiative Program</u> The Mayor's report dated November 15, 2015- Report Addressing Infill Housing Initiative Program, in response to the directive given by the BCC, provided for the following:</p> <p>The Code of Miami-Dade County (County Code), specifically Article VII, Section 17-121 through 17-128.1, addresses the Program, covering purpose, definitions, acquisitions, transfer or sale of property, eligible households, affordability controls, development, rental property, forgiveness of County liens, and policies, etc. In addition to the County Code, the Program is also governed by Florida State Statutes, Sections 125.379 and 125.38, Implementing Order 3-44, the Infill Housing Developer County Contract and the Program Guidelines.</p> <p>The purpose of the Program is to increase the availability of affordable homes for very low, low and moderate-income persons; maintain a stock of affordable housing; redevelop urban neighborhoods by eliminating blight of vacant lots and dilapidated or abandoned properties; equitably distribute homeownership opportunities within the</p>

¹ <http://www.miamidade.gov/housing/income-limits.asp>

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	<p>Infill Target Areas; and generate payment of ad valorem taxes. The Program encourages the redevelopment of vacant property through the sale or transfer of County property to qualified developers who are required to build affordable single-family homes to be sold to income eligible households. The Program provides incentives to encourage qualified developers to build affordable housing within the Infill Target Areas such as conveyance of land for \$10.00, forgiveness of County liens and citations on private lots, refund of impact fees, and assistance in the form of second mortgages for qualified buyers.</p> <p>According to the report, from 2002 through November 2011, the Program was administered by the Internal Services Department, which had four (4) full-time staff, a supervisor, and two (2) part-time County employees for Program administration. Since November 1, 2011, the Program has been administered by the Public Housing and Community Development Department (Department). There is currently one (1) full-time staff person dedicated to administering the Program. The Department plans to request two (2) additional full-time Real Estate Officers to better administer the Program.</p> <p>However, the Fiscal Impact Statement attached to the proposed item states that no additional staff is anticipated and expenses associated with the proposed ordinance are part of the FY2016-17 Adopted Budget. Therefore, the implementation of the proposed ordinance will not have a fiscal impact.</p> <ul style="list-style-type: none"> • According to the Department, they still intend to hire two (2) additional full-time positions to better administer the Program. <p>Since the Program's inception in 2002, there have been 777 affordable homes built and sold. There are 14 homes currently under construction and 149 parcels which are pending development have been conveyed to developers. In addition, pursuant to Florida Statute 9, Section 17-128.1, an annual report is submitted to the BCC that includes the following information: List of lots made available and conveyed to qualified developers; Number of homes built and sold to qualified households; Amount of liens released on County and private property developed for the Program; and Legal actions taken against violators.</p> <p><u>Additional Information- Annual Report on the Infill Housing Initiative Program for Calendar Year 2016</u> Pursuant to Miami-Dade County Code, Section 17-128.1, the Annual Report dated January 20, 2017, provides the following information:</p> <ul style="list-style-type: none"> • List of lots made available to qualified developers (i.e. conveyed lots and private lots approved for the Infill Program): 30; • Number of homes built and sold to qualified households: 24; • Summary of number of liens released on County conveyed and private Infill property: 19; and • Legal action taken against violators of this Article of the Code: None. <p><u>11A1-170182</u> The proposed resolution provides for the following:</p> <ul style="list-style-type: none"> • Amends Implementing Order No. 3-44 related to the administration of the Miami-Dade County Infill Housing Initiative Program; • Approves the Infill Housing Initiative Program Guidelines; • Authorizes the County Mayor or designee to exercise any and all rights contained in Implementing Order No. 3-44 and the Infill Housing Initiative Program Guidelines; and <p>Authorizes the County Mayor or designee to amend the Infill Housing Initiative Program Guidelines, from time to time, provided that the amendments are not in conflict with the Code and Implementing Order No. 3-44.</p> <p><i>This item was amended at the January 19, 2017 Economic Prosperity Committee to require that the granting of extensions for completion of the construction of the Infill homes by developers is within the sole discretion of the BCC and not the County Mayor or his designee.</i></p>
<p>8A1 162853</p>	<p>RESOLUTION APPROVING AWARD OF CONTRACT FOR THE MIAMI INTERNATIONAL AIRPORT CONCOURSE H ROOF REPLACEMENT AND MISCELLANEOUS REPAIRS PROJECT TO SUNSHINE ROOFING & SHEET METAL CORP. IN AN AMOUNT NOT TO EXCEED \$6,072,809.19; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME AND TO EXERCISE</p>

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	THE PROVISIONS THEREIN, INCLUDING THE ALLOWANCE ACCOUNT, RENEWAL, CANCELLATION AND TERMINATION PROVISIONS												
Notes	<p>The proposed resolution approves the award of the construction contract for the Miami International Airport (MIA) Concourse H Roof Replacement and Miscellaneous Repairs contract to Sunshine Roofing & Sheet Metal Corp., d/b/a Sunshine Contracting (Sunshine Contracting) 7500 NW 69 Avenue, #2, Medley, FL 33166, in the amount of \$6,072,809.19 and authorizes the County Mayor or designee to execute the contract.</p> <p><u>Fiscal Impact/Funding Source</u> Seventy-five (75) percent of the project cost of \$6,072,809.19 will be funded by the Federal Aviation Administration (FAA) Airport Improvement Program (AIP) (\$4,554,606.89); 12.5 percent by the Florida Department of Transportation (FDOT) (\$759,101.14); and 12.5 percent by MDAD (\$759,101.14).</p> <p><u>Background</u> The MIA Concourse H Roof is beyond its useful life and is out of warranty. Normal roof preventative maintenance techniques are not working and water leaks into passenger traffic and tenant spaces. This project will reduce the costs of roof repairs, interior ceiling repairs and other damage from leaks. In addition, installing a Florida Energy Code-compliant roof will increase the energy efficiency of the building and reduce energy costs.</p> <p>Six (6) sealed bids for the project were received and opened on June 27, 2016, ranging from \$6,072,809.19 to \$7,842,886.22. After a thorough evaluation by the Architect and MDAD’s Minority Affairs, Risk Management, and Facilities Development Division staff, it is recommended to award the contract to the lowest successful bidder, Sunshine Contracting.</p> <p>The project consists of replacing the existing MIA Concourse H Terminal roof, which may include but is not limited to:</p> <ul style="list-style-type: none">• Replace/refurbish clerestory curtain wall windows above concourse;• Relocation of roof mounted mechanical ventilation duct and other service utilities; and• Repair stucco surfaces and apply elastomeric coating at exterior wall surfaces. <p><u>Contract Measures</u> -18 percent (18%) Disadvantaged Business Enterprise (DBE)</p> <p><u>Contract Measures Achieved</u>- 83.7 percent (83.7%) Sunshine Roofing & Sheet Metal Corp. – 70.8 percent D.A.C Air Conditioning Corp. - 8.9 percent Precision Power and Control Corp. - 4.0 percent</p> <p><u>Additional Information- Bid Tabulation</u></p> <table><tr><th>Sunshine Roofing</th><th>GEC Associates</th><th>Decktite Roofing</th><th>West Construction</th><th>MCM</th><th>A-1 Construction</th></tr><tr><td>\$6,072,809</td><td>\$7,282,367</td><td>\$6,156,304</td><td>\$7,842,886</td><td>\$7,084,193</td><td>\$7,335,208</td></tr></table>	Sunshine Roofing	GEC Associates	Decktite Roofing	West Construction	MCM	A-1 Construction	\$6,072,809	\$7,282,367	\$6,156,304	\$7,842,886	\$7,084,193	\$7,335,208
Sunshine Roofing	GEC Associates	Decktite Roofing	West Construction	MCM	A-1 Construction								
\$6,072,809	\$7,282,367	\$6,156,304	\$7,842,886	\$7,084,193	\$7,335,208								
8A2 162600	RESOLUTION APPROVING AWARD OF THE LICENSE AGREEMENT FOR WI-FI SYSTEM AND SERVICES FOR THE MIAMI-DADE AVIATION DEPARTMENT, RFP NO. MDAD-04-14, TO ELECTRONIC MEDIA SYSTEMS, INC., WITH A MINIMUM ANNUAL GUARANTEE OF \$550,000.00, OR FIFTY PERCENT (50%) OF THE QUARTERLY GROSS ADVERTISING REVENUE, WHICHEVER IS GREATER, AND FOR A TERM OF EIGHT YEARS, WITH ONE OPTION TO RENEW FOR TWO YEARS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO EXECUTE THE AGREEMENT AND TO EXERCISE RENEWAL AND TERMINATION PROVISIONS CONTAINED THEREIN												
Notes	The proposed resolution approves the award of a License Agreement to Electronic Media Systems, Inc., a subsidiary of Boingo Wireless, Inc. (EMS or Operator) for Wi-Fi System and Services for the Miami-Dade Aviation Department (MDAD) for an eight (8) year term with one (1) two (2) year extension.												

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	<p>In accordance with Miami-Dade County Code Section 2-8.3 related to identifying delegation of BCC authority contained within the Agreement, the MDAD Director or the Director's designee has the authority to exercise the renewal options and to terminate the Agreement.</p> <p><u>Fiscal Impact/Funding Source</u> EMS will pay MDAD the greater of a Minimum Annual Guarantee (MAG) of \$550,000.00 or 50 percent of gross revenue received from the sale of advertising, sponsorships, monthly subscription fees, agreements with other entities, roaming from other carriers, pay-for-use transactions and internet access fees.</p> <p><u>Background</u> A Request for Proposals (RFP) was advertised on November 4, 2015 for an operator to design, supply, install, operate and maintain the public Wi-Fi system for the MIA terminal and adjacent areas such as the Air Operations Area (AOA) tarmac and parking garages. MDAD will allocate appropriate bandwidth and the operator will administer the network speed chosen by the user for each level of service specified in the system:</p> <ul style="list-style-type: none"> • <u>Complimentary with advertising or sponsorship:</u> Complimentary Wi-Fi service will be provided for a 30-minute uninterrupted access for a 24-hour period. Users will be directed to a promotional advertisement for a period not to exceed one (1) minute to obtain complimentary access for 30 minutes. After those 30 minutes, the user can sign out and sign back in, at which time they will be directed again to a promotional advertisement for a period not to exceed one (1) minute to obtain additional complimentary uninterrupted access for 30 minutes. The maximum connection speed provided will be five (5) Megabytes (Mb) per second; • <u>Standard Pay-For-Use:</u> One (1) hour of uninterrupted service with no advertisements will be provided to passengers for a fee of \$4.95, with multiple sessions available if desired. The maximum connection speed will be eight (8) Mb/second; and • <u>Premium Pay-For-Use:</u> Twenty-four (24) hours of uninterrupted service with no advertisements will be provided to passengers for a fee of \$7.95. The maximum connection speed will be 20 Mb per seconds. Subscription-based plans may also be offered at a price agreed and approved by MDAD. <p>The operator will monitor the level of service provided, inform MDAD if inadequate capacity issues arise, and work with MDAD staff to ensure that the appropriate bandwidth is allocated, as necessary.</p> <p><u>Contract Measures-</u> 20 %- Airport Concession Disadvantaged Business Enterprise (ACDBE) Goal- TNR Accounting Services, Inc.</p> <p><u>Additional Information- Current License Agreement with Electronic Media Systems, Inc.</u></p> <ul style="list-style-type: none"> • When does the current contract with EMS expire? <ul style="list-style-type: none"> ○ The current contract expired in 2015 and is on a month-to-month through June 2017 pursuant to the retail expedite ordinance authority (95-135). • What is the EMS MAG under current contract? <ul style="list-style-type: none"> ○ Variable MAG with no bottom limit. On the 1st of each month EMS pays MDAD 50% of the actual amount paid to MDAD for the period ended one month prior and pays the net due for that month by the 15th day of the following month. For example, on March 1st, EMS pays MDAD 50% of the actual amount paid to MDAD for the month of January and then pays MDAD the net of the actual amount due for March (net of the 50% payment made on March 1st) by April 15th. • How much have they paid MDAD to date? <ul style="list-style-type: none"> ○ \$9.7M has been paid to MDAD from August, 2008 through November, 2016 • Please breakdown the service under current contract in comparison to what is in the proposed item which is listed below: <ul style="list-style-type: none"> ○ <i>Complimentary with advertising or sponsorship: Complimentary Wi-Fi service will be provided for a 30-minute uninterrupted access for a 24-hour period. Users will be directed to a promotional advertisement for a period not to exceed one (1) minute to obtain complimentary access for 30 minutes. After those 30 minutes, the user can sign out and sign back in, at which time they will be directed again to a promotional advertisement for a period not to exceed one</i>

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	<p>(1) minute to obtain additional complimentary uninterrupted access for 30 minutes. The maximum connection speed provided will be five (5) Megabytes (Mb) per second.</p> <ul style="list-style-type: none">▪ The current Agreement has no complimentary/Free advertising option. Paid access only.○ <u>Standard Pay-For-Use:</u> One (1) hour of uninterrupted service with no advertisements will be provided to passengers for a fee of \$4.95, with multiple sessions available if desired. The maximum connection speed will be eight (8) Mb/second.<ul style="list-style-type: none">▪ The current Agreement provides for a charge of \$6.95 for 24 hours of access with no maximum connection speed specified. However, speeds for daily access were limited to 5Mbps due to previous technical limitations in the MDAD network. These limitations are no longer an issue for the new contract as the network has been significantly upgraded.○ <u>Premium Pay-For-Use:</u> Twenty-four (24) hours of uninterrupted service with no advertisements will be provided to passengers for a fee of \$7.95. The maximum connection speed will be 20 Mb per seconds. Subscription-based plans may also be offered at a price agreed and approved by MDAD.<ul style="list-style-type: none">▪ The current Agreement provides for a charge of \$19.95 for a monthly subscription with no maximum connection speed specified. However, speeds for monthly subscriptions were limited to 10Mbps based on previous technical limitations in the MDAD network. These limitations are no longer an issue for the new contract as the network has been significantly upgraded. <p><u>Additional Information- 10 Best U.S. Airports for Wi-Fi</u></p> <p>²The average download speed of Wi-Fi in the nation's 40 busiest airports is a respectable 2.88 mbps. That figure is slightly misleading, however, as a small group of airports with very fast Wi-Fi significantly raised the average for the group. In truth, Wi-Fi service at most U.S. airports we visited was slower than 2 mbps, and at many it doesn't even reach 1 mbps. We note that the fastest airport Wi-Fi is available in the southeastern region of the United States, and that three of the five fastest Wi-Fi services in the country are free.</p> <table><tr><th>Airport</th><th>Average download (mbps)</th><th>Average upload (mbps)</th><th>Price (per 24 hours)</th><th>Wi-Fi service Provider</th></tr><tr><td>Raleigh-Durham</td><td>13.62</td><td>9.38</td><td>\$7.49</td><td>ATT</td></tr><tr><td>Charlotte</td><td>11.54</td><td>13.72</td><td>Free</td><td>Airport</td></tr><tr><td>Ft. Lauderdale</td><td>11.02</td><td>13.72</td><td>Free</td><td>Airport</td></tr><tr><td>Cleveland</td><td>8.01</td><td>6.68</td><td>Free</td><td>Airport</td></tr><tr><td>Baltimore-Washington</td><td>6.47</td><td>2.44</td><td>\$7.95</td><td>Boingo</td></tr><tr><td>Seattle- Tacoma</td><td>5.66</td><td>4.45</td><td>Free</td><td>Airport</td></tr><tr><td>Dallas- Ft. Worth</td><td>3.73</td><td>3.87</td><td>\$7.99</td><td>T-Mobile</td></tr><tr><td>New York (JFK)</td><td>3.21</td><td>2.74</td><td>\$7.95</td><td>Boingo</td></tr><tr><td>Nashville</td><td>2.79</td><td>2.87</td><td>\$7.95</td><td>Boingo</td></tr><tr><td>New York (LaGuardia)</td><td>2.78</td><td>2.83</td><td>\$7.95</td><td>Boingo</td></tr></table>	Airport	Average download (mbps)	Average upload (mbps)	Price (per 24 hours)	Wi-Fi service Provider	Raleigh-Durham	13.62	9.38	\$7.49	ATT	Charlotte	11.54	13.72	Free	Airport	Ft. Lauderdale	11.02	13.72	Free	Airport	Cleveland	8.01	6.68	Free	Airport	Baltimore-Washington	6.47	2.44	\$7.95	Boingo	Seattle- Tacoma	5.66	4.45	Free	Airport	Dallas- Ft. Worth	3.73	3.87	\$7.99	T-Mobile	New York (JFK)	3.21	2.74	\$7.95	Boingo	Nashville	2.79	2.87	\$7.95	Boingo	New York (LaGuardia)	2.78	2.83	\$7.95	Boingo
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8A3 162680	RESOLUTION APPROVING OPTION TO RENEW FOR THE OPERATIONS AND MAINTENANCE AGREEMENT WITH CRYSTAL MOVER SERVICES, INC. FOR THE MIAMI INTERNATIONAL AIRPORT NORTH TERMINAL AUTOMATED PEOPLE MOVER SYSTEM, FOR A PERIOD OF FIVE YEARS AND IN AN AMOUNT NOT TO EXCEED \$38,506,756.53 AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR’S DESIGNEE TO EXERCISE ALL PROVISIONS CONTAINED THEREIN, INCLUDING BUT NOT LIMITED TO TERMINATION PROVISIONS; AND APPROVING THE ADDITION OF \$6,359,722.89 INTO THE GENERAL ALLOWANCE ACCOUNT [SEE AGENDA ITEM NO. 3B1]																																																							

² http://www.pcworld.com/article/246184/10_best_u_s_airports_for_wi-fi.html

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Notes	<p>The proposed resolution approves the five-year option to renew (OTR) the Operations and Maintenance (O&M) Agreement for the Miami International Airport (MIA) North Terminal Automated People Mover (APM) system (SkyTrain) with Crystal Mover Services, Inc. (Crystal Mover), in the amount of \$38,506,756.53, with an additional \$6,359,722.89 for the General Allowance Account (GAA) for a total of \$44,866,479.42.</p> <p><i>Additionally, Item 3(B)(1), File No. 170099, on the February 7, 2017 BCC agenda, is a resolution ratifying the County Mayor's Emergency Purchase Agreement with Crystal Mover Services, Inc. valued at \$1,000,000 to extend the services provided under the O&M Agreement for the MIA North Terminal APM.</i></p> <p><u>Background</u></p> <p>On July 30, 2015, MDAD requested the BCC approve the five-year OTR in the amount of \$37,385,200.00 with an additional GAA amount of \$7,357,900.00 to cover anticipated costs for system overhauls and upgrades and/or replacements of several key APM elements. The item was amended by the Trade and Tourism Committee to reduce the OTR to a one-year term at \$6,632,000.00 and the GAA to \$1,245,000.00 to synchronize the SkyTrain O&M Agreement expiration date with that of the MIA Mover APM (connecting MIA to the Rental Car Center) O&M Agreement. That would allow MDAD to undertake a competitive bid process for an O&M agreement covering both APM systems. Although Crystal Mover also handles the O&M for the MIA Mover and is in the first year of the first of two (2) five-year OTRs, the original O&M contracts for the two (2) APM systems were bid separately because they were not initialized at the same time.</p> <p>To address the Committee's request to synchronize the procurement, MDAD prepared a combined O&M agreement for both APM systems. During this time, however, the Transit Workers Union (TWU) filed a grievance asserting that TWU is required to be provided the opportunity to handle the O&M on the MIA Mover with Transit Department employees. The arbitration process for TWU's grievance regarding the MIA Mover is not complete and may take up to one year to resolve. It is therefore not possible to combine the contracts at this time.</p> <p><u>Additional Information- Trade and Tourism Committee Discussion</u></p> <p>The following discussion took place during the December 15, 2016 Trade and Tourism Committee meeting during consideration of the proposed resolution:</p> <ul style="list-style-type: none"> • <i>Committee advised a memo from 2010 noted a clause that provides for a Mayoral review every two years to decide if county agencies could take over the operation and maintenance of these systems and also as a part of the contract the company would be required to train county workers and whether a review had ever been done and requested to see the reports;</i> • <i>It was stated that the Transport Workers Union (TWU) was currently suing Miami-Dade County (MDC) in reference to their ability to take over the contract.</i> • <i>Assistant Director of Facilities and Maintenance, MDAD, clarified that TWU is in discussion about the train that runs from the rental car facility to the airport and this item deals with Sky train in the North Terminal used by American Airlines. He reported the technology for the Metrorail and Metromover system was a completely different system than what was being used at the airport and MDC did not have any staff who could maintain this system and that the technology and trade secrets for the Mitsubishi system was proprietary information, therefore Crystal Movers Services was contracted to maintain the system and stated it was a part of the contract for Crystal Movers to train MDC personnel, but due to the proprietary information of the mechanical equipment in the trains and there could be some litigation issues that may arise.</i> • <i>Commissioners commented that it was not sensible to have an agreement clause that states MDC employees will be trained, but also have proprietary issues that prevent the training from taking place.</i> • <i>Assistant County Attorney stated that the proprietary information that may be asserted by Mitsubishi does not cross the whole spectrum of the contract and may relate to discreet portions of code base or design details. He indicated that he was not aware of any current pending assertions from Mitsubishi that prohibited training due to proprietary issues. He commented that it was within the discretion of the BCC to mandate that part of the contract.</i> • <i>MDAD, advised negotiations were halted once the TWU filed a grievance and indicated the purpose of this renewal was to allow for more time moving forward through the resolution of the grievance with the TWU. MDAD stated that contracts could be joined or terminated for convenience and a bid could be made at a later time to combine them as one entity.</i>

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	<ul style="list-style-type: none"> <i>The Assistant County Attorney reported TWU was in arbitration over whether the Miami Intermodal Center at Miami International Airport (MIC-MIA) mover positions should legally be given to the TWU as opposed to the county's ability to contract out. He announced that the determining factor for having multiple or joint contracts depends on how the TWU challenge gets resolved.</i> <i>Committee inquired about the allotted time frame to blend these contracts and MDAD advised the department was given a year from the October 2015 Trade and Tourism Committee meeting; but was informed that the TWU litigation could take a year to be resolved; therefore this contract would have to move forward on its own, which they were requesting a 5 year contract extension.</i> <i>Assistant County Attorney advised Commissioners that in order to link the contracts; the terms of this contract would have to be renegotiated and brought before the BCC for approval.</i> <i>Commissioners asked why this matter was just coming before the Committee, knowing there was a December 31 deadline. MDAD stated that half of the year was spent in negotiations to write a new contract, but they had to change course once the TWU grievance was filed.</i> <i>Assistant County Attorney advised Commissioners that the TWU prevailed in litigation and was currently in the arbitration stage; he noted a determination has not been made at this time on whether to appeal.</i> 				
	<table border="1"> <thead> <tr> <th colspan="2" data-bbox="272 777 418 808">Additional Information- Prior Legislation</th></tr> </thead> <tbody> <tr> <td data-bbox="272 808 418 1900"> R-694-10 6/15/2010 </td><td data-bbox="418 808 1481 1900"> <p>Approved the Operations and Maintenance (O&M) Agreement between Miami-Dade County and Crystal Mover Services, Inc. (CMSI) for the Miami International Airport North Terminal Automated People Mover (APM) System for an initial term of five years at a cost of \$33,414,783.</p> <ul style="list-style-type: none"> <i>The BCC, amended the item prior to adopting it to require that execution of renewal options provided for in the agreement be subject to the approval of the BCC. In addition, the BCC, directed that upon completion of the initial 2 years of the agreement, the County Manager would submit a report to the BCC regarding the cost savings to the County obtained by County responsibility for the operation and maintenance of the North Terminal Automated People Mover (APM) System, with an additional analysis to be submitted every two years thereafter.</i> <p>During consideration of Resolution No. R-694-10, the following discussion ensued:</p> <ul style="list-style-type: none"> <i>In response to inquiries regarding when the Automated People Mover (APM) cars had been taken over, and who had been maintaining them since then, the MDAD Director, noted they were taken over three years ago, the APM's manufacturer, had been maintaining them without the help of County staff since then.</i> <i>In response to concerns that the County had not considered training County staff to maintain the APM cars so as to reduce costs, the MDAD Director noted the contract included a clause saying if the County did not want the manufacturer to operate and maintain the APM, the manufacturer would, for a fee, train employees of the County or any provider the County might hire to operate and maintain it. He clarified that the County had to request this training from the manufacturer a certain number of days ahead.</i> <i>The Assistant County Manager (ACM) noted that the County Administration had been seeking opportunities to take over existing and proposed airport APM trains/cars, and did take over one of them. She noted that Miami-Dade Transit Agency (MDTA) Director, would be working with the County Administration in this endeavor.</i> <i>ACM noted that the trains were out of warranty; and it was a disadvantage to have MDTA employees run the trains because it was critical for new technology to operate correctly from day one and added that completion of the Miami Intermodal Center (MIC)-Earlington Heights project, upgrades of mover systems, and take-over of the MIC-Miami International Airport (MIA) mover were slated to occur before the North Terminal APM system was taken over. She noted the County Administration's current recommendation was that the new technology would be debugged through working with the APM's manufacturer, which would take at least two years.</i> </td></tr> </tbody> </table>	Additional Information- Prior Legislation		R-694-10 6/15/2010	<p>Approved the Operations and Maintenance (O&M) Agreement between Miami-Dade County and Crystal Mover Services, Inc. (CMSI) for the Miami International Airport North Terminal Automated People Mover (APM) System for an initial term of five years at a cost of \$33,414,783.</p> <ul style="list-style-type: none"> <i>The BCC, amended the item prior to adopting it to require that execution of renewal options provided for in the agreement be subject to the approval of the BCC. 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	<ul style="list-style-type: none"> <i>In response to comments that training of County staff should begin immediately, and continue simultaneously with O&M on the cars, County Manager noted it was necessary to develop a base of knowledge about operations for the next two years. He also noted that County staff would be preparing during the two year period to convert to an in-house operation and indicated the proposed contract would enable staff to make the APM cars operational as soon as possible to move travelers along.</i> <i>Commissioners noted they wanted MDAD to take note of the operations at some point; the designers of the APM to be present to ensure the system operated well; and that County staff learn what was required of them to run the system, so that the County could take over operation, if it made financial sense.</i> <i>Commissioners noted the proposed contract provided for the contractor to operate and maintain the system for five years, followed by a year-by-year renewal option for five years and asked County Attorney whether BCC approval of this resolution as presented would mean the County Manager and Mayor could renew the contract without submitting this renewal option to the BCC for consideration, County Attorney responded that this was correct, Commissioners offered an amendment to the resolution to require that the BCC, rather than the County's Mayor or Manager, consider renewal of this agreement for five separate one-year extensions and noted the reason was that if MDT was to be given the opportunity to take over the APM, the BCC needed a finding from the Manager annually.</i> <i>It was noted that in 2007, when MIA ran into problems, it entered into an interdepartmental agreement for MDT to provide maintenance and limited inspection of MIA's existing people mover system resulting in a current operations approval rating of 100%.</i> <i>In response to questions concerning how long it would take to train the County's staff to operate the North Terminal cars, MDT noted it would take six months. Commissioners expressed concern that the County had known for years that the trains were going to be out of warranty, but did not train people during those years.</i>
R-1065-15 12/1/2015	<p>Approved a one-year option to renew (OTR), covering year six (6) of the Operations and Maintenance (O&M) Agreement for the Miami International Airport (MIA) North Terminal Automated People Mover (APM) system with Crystal Mover Services, Inc., in the amount of \$6,632,000.00, for an adjusted agreement amount of \$40,046,783.00 (<i>and the not-to-exceed amount of \$1,245,000.00 for Change Order No. 1</i>).</p> <p>It also approved that the Mayor or designee be delegated the authority to negotiate and execute Change Order No. 1 for this Agreement in the not-to-exceed amount of \$1,245,000.00, which includes an increase to the general allowance account to cover additional anticipated costs for year six (6) for system overhauls and upgrades and/or replacements of several key system elements.</p> <ul style="list-style-type: none"> <i>This item was amended at the October 15, 2015 Trade and Tourism Committee to approve the option to renew the O&M of the MIA North Terminal Automated People Mover System with Crystal Mover Services, Inc. for one year instead of five at a pro rata cost of \$6,632,000.00 instead of \$37,385,200.00 for all five years; the amendment also reduced the increase in the amount that the County Mayor is authorized to add to the General Allowance Account from \$7,357,900.00 to \$1,245,000.00.</i> <p>During this renewal period, Crystal Mover Services would continue to provide all the labor, materials and equipment required to perform all work described in the O&M Agreement for the MIA North Terminal APM system which included performing regularly scheduled preventative maintenance of all equipment, components and trains. Crystal Mover Services was required to maintain a service system availability level of 99.5 percent or better and track and maintain all spare parts and consumables inventory levels.</p>

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	<p>Additionally, MDAD requested authorization to negotiate Change Order No. 1 with Crystal Mover Services for the following:</p> <ul style="list-style-type: none"> • System Overhaul: The APM will begin its sixth year of operation this September. The system manufacturer, MHIA, requires that beginning in year six (6) and continuing through year ten (10) of in-service operations the various APM subsystems - vehicles (mechanical and electrical), train control, communications systems, supervisory control and data acquisition subsystem, guideway track switches and other key system elements - go through a detailed inspection and overhaul regimen to ensure continued reliability and safe operations; and • Capital Asset Replacement Program (CARP): Crystal Mover Services, as part of its O&M renewal proposal, recommended upgrades/replacements of older software and hardware system elements to enhance reliability and viability of the system in the future. These CARP items will be reviewed and authorized on a case-by-case basis by MDAD.
<p>8A4 170266</p>	<p>RESOLUTION REJECTING FIVE NON-EXCLUSIVE CONTRACTS FOR THE MIAMI-DADE AVIATION DEPARTMENT AIRPORT SIGNAGE FABRICATION AND INSTALLATION CONTRACT, NUMBER MDAD 15-03, TO ALLEN INDUSTRIES, INC.; ARCHITECTURAL GRAPHICS, INC.; CREATIVE MAILBOX DESIGNS, LLC D/B/A CREATIVE SIGN DESIGNS; BARON SIGN MANUFACTURING; AND DON BELL SIGNS, LLC [SEE ORIGINAL ITEM UNDER FILE NO. 162573]</p>
<p>Notes</p>	<p>The proposed resolution rejects the award of five (5) non-exclusive contracts to the firms listed below for the Airport Signage Fabrication and Installation contract at Miami International Airport (MIA):</p> <ul style="list-style-type: none"> • Allen Industries, Inc., 6434 Burnt Poplar Road, Greensboro, NC 27409 • Architectural Graphics, Inc., 2655 International Parkway, Virginia Beach, VA 23452 • Creative Mailbox Designs, LLC dba Creative Sign Designs, 12801 Commodity Place, Tampa, FL 33626 • Baron Sign Manufacturing, 900 13 Street West, Riviera Beach, FL 33404 • Don Bell Signs, LLC, 365 Oak Place, Daytona, FL 32127 <p><i>This item was amended at the January 19, 2017 Trade and Tourism Committee to reject all bids due to a lack of participation by local companies.</i></p> <p>During the January 19, 2017 Trade and Tourism Committee meeting, the Committee voted to reject all bids and expedite the release of a new RFQ with an emphasis on including local companies.</p> <p><u>Additional Information- File No. 162573</u></p> <p>The proposed resolution approves the award of five (5) non-exclusive contracts to the firms listed below for the Airport Signage Fabrication and Installation contract at Miami International Airport (MIA) in the amount of \$15,037,050.00. The contract term is five (5) years with an option to extend for one (1) five-year term.</p> <p>In accordance with Miami-Dade County Code Section 2-8-3 related to identifying delegation of BCC authority contained within the contract, the Miami-Dade Aviation Department (MDAD) Director or designee has the authority to exercise the renewal options and to terminate the contract.</p> <ul style="list-style-type: none"> • Allen Industries, Inc., 6434 Burnt Poplar Road, Greensboro, NC 27409 • Architectural Graphics, Inc., 2655 International Parkway, Virginia Beach, VA 23452 • Creative Mailbox Designs, LLC dba Creative Sign Designs, 12801 Commodity Place, Tampa, FL 33626 • Baron Sign Manufacturing, 900 13 Street West, Riviera Beach, FL 33404 • Don Bell Signs, LLC, 365 Oak Place, Daytona, FL 32127 <p>The work will include the fabrication of signs, engineering, obtaining permits, and installation. The types of signs required will include, but are not limited to, internally illuminated interior and exterior directional signs, interior and exterior static signs, roadway signage, parking garage signage, airfield signage, Americans with Disabilities Act (ADA) signage, identification signage, and tactile and braille signage. Some signage work will require night installation to avoid disruption of airport operations.</p>

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	<p>Upon the BCC's approval of the five (5) firms and the final execution of the contracts, the contractors will be authorized to participate in the internal bidding process outlined in the contracts as projects are identified. The award of each project will be based on the lowest responsive and responsible bid for a particular project. None of the contractors are guaranteed any work through this process.</p> <p><u>Contract Measures</u> 10% Community Workforce Program</p> <p><u>Fiscal Impact/Funding Source</u> The contract amount for all five (5) contracts during the term, including any extensions and the Inspector General's fee, totals \$15,037,050.00 and will be paid from MDAD's Facilities Maintenance Operating Fund, Reserve Maintenance Fund, and Airport Capital Improvement Program.</p> <p><u>Additional Information</u> At the December 15, 2016 Trade and Tourism Committee (TTC) meeting the following discussion occurred prior to deferring the item:</p> <ul style="list-style-type: none"> • <i>Commissioners expressed concern in regards to delegation of authority pertaining renewal options and the BCC not being properly notified about expiring approvals; Deputy Director, MDAD, advised that fell under the purview of the Director.</i> • <i>Commissioners raised concerns regarding the use of non-local subcontractors and the expenses incurred by the County in visiting the firms in North Carolina, Tampa and Daytona rather than having the firms make their presentations to the County.</i> • <i>Commissioners raised concerns with how the 10% Community Workforce Program goal was going to be fulfilled since the firms were not local.</i> <p>In response to the OCA's questions regarding the discussion at the December 15, 2016 TTC meeting the Miami-Dade Aviation Department provided the following responses:</p> <p>The contract has a 10% community goal. How will this be accomplished?</p> <ul style="list-style-type: none"> • <i>The pool of signage companies will each have to meet a 10% community work force goal. This can be achieved by using local forces for delivery, installations, work site labor, permit processing or other miscellaneous functions performed locally. When individual projects are bid and awarded the companies will outline their work force and determine the local work force participation.</i> <p>Why did the Selection Committee travel to visit the firms rather than have the firms make presentations to the County? What expenses were incurred by the County for this travel?</p> <p>In November 2015, A Request for Proposals (RFP) was advertised for up to six (6) qualified firms to provide airport signage fabrication, engineering, obtaining permits and installation. A total of nine (9) qualification statements were received from the following companies: Allen Industries, Inc. (Manufacturing in Greensboro, N.C./Clearwater, FL); Architectural Graphics, Inc. (Manufacturing in Virginia Beach, VA); Creative Sign Designs (Manufacturing in Tampa, FL); Baron Sign Manufacturing (Manufacturing in Riviera Beach, FL); NW Sign Industries (Manufacturing in Grand Prairie, TX/Moorestown, NJ); Integrated Sign & Graphics (Manufacturing in Lexington, KY); AdWave Signs (Manufacturing in Miami, FL); Don Bell Signs, LLC (Manufacturing in Daytona, FL); Acolite Claude United Sign Co. (Manufacturing in Hialeah, FL).</p> <p>Three of the responding firms, AdWave Signs, Acolite Claude United Sign Co. and NW Sign Industries were found non-responsive by the County Attorney's Office for not complying with the bonding capacity requirements of the RFQ (minimum qualification). Integrated Sign & Graphics was found non-responsive by the County Attorney's Office for not possessing a license required by the RFQ (minimum qualification).</p> <p>An Aviation staff member conducted site visits to validate the firms' qualification statements and inspect the manufacturing facilities. Physical inspections of the manufacturing plants proved beneficial and confirmed the firm's capabilities in production of commercial, large scale signage, range of signage</p>

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	<p>fabrication, painting processes, graphics, etc. A questionnaire was developed and completed at the time of each inspection which was presented to the selection committee members.</p> <p>Travel expenses for site visits to validate the qualifications and capabilities of the manufacturing facilities of the eight (8) firms amounted to less than \$4,000.</p> <p>What about the four additional firms who were found non-responsive? Did staff travel to them as well? Staff conducted site visits for three of the four firms that were found non-responsive. These included: NW Sign Industries (Manufacturing in Grand Prairie, TX/Moorestown, NJ); AdWave Signs (Manufacturing in Miami, FL); Acolite Claude United Sign Co. (Manufacturing in Hialeah, FL) A site visit to Integrated Sign & Graphics was canceled at the last minute once it was found non-responsive.</p>
<p>8F2 162886</p>	<p>RESOLUTION APPROVING TERMS OF AND AUTHORIZING EXECUTION BY THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE OF A RETROACTIVE THIRD AMENDMENT TO THE LEASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND BREAD PARTNERS, INC. D/B/A AU BON PAIN, FOR PREMISES LOCATED AT THE RICHARD E. GERSTEIN JUSTICE BUILDING, 1351 NW 12 STREET, MIAMI, FLORIDA; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN; AND DIRECTING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO PROVIDE AN EXECUTED COPY OF THE RETROACTIVE THIRD AMENDMENT TO THE LEASE AGREEMENT TO THE PROPERTY APPRAISER'S OFFICE WITHIN 30 DAYS OF ITS EXECUTION THEREIN</p>
<p>Notes</p>	<p>The proposed resolution authorizes execution of the Retroactive Third Amendment to Lease Agreement (Third Amendment) between Miami-Dade County and Bread Partners, Inc. d/b/a Au Bon Pain (Lessee) for property located at the Richard E. Gerstein Justice Building (Gerstein Building), 1351 NW 12 Street, Miami, Florida, for operation and management of a food service facility.</p> <p>Specifically, the proposed resolution authorizes a monthly rent reduction from \$5,840.64 to \$2,920.32 and removal of the Lessee's obligation to pay percentage rent, effective retroactively from May 12, 2015, through October 16, 2015.</p> <p><u>Fiscal Impact/Funding Source</u> The County, through the Internal Services Department, is the Landlord of the leased premises. The total rental revenue to the County was \$14,601.60 for the temporary use of the space (from May 12, 2015 to October 16, 2015).</p> <p><u>Background</u> The Lessee operated an Au Bon Pain restaurant at the Gerstein Building via an assignment of lease agreement from the previous tenant, Aramark FHC Business Services, LLC. The lease with Au Bon Pain commenced on November 13, 2004 and expired on November 12, 2014. Upon expiration of the lease, the Tenant remained in the space on a month-to-month basis, as allowed by the holdover provision of the Lease, to ensure food services at the Gerstein Building while a replacement contract for the development and operation of a food service facility was advertised, evaluated and awarded.</p> <p>The Tenant requested a rent reduction and the elimination of the payment of percentage rent in order to maintain the restaurant open until the new contract was awarded. To ensure continuity of food services at the Gerstein Building, the rent was reduced by 50 percent for a five (5) month period, from May 12, 2015 to October 16, 2015.</p> <p>On June 30, 2015, pursuant to Resolution No. R-561-15, the BCC awarded the replacement contract for operation of a food service facility at the Gerstein Building to Off the Grille II, Corp. (Off the Grille). Following the renovation and permitting of the leased space, Off the Grille commenced full operations at the Gerstein Building on April 28, 2016. During the period between the Lessee vacating the space and commencement of operations by Off the Grille, food service was provided at the Gerstein Building from an existing seventh floor snack bar, a temporary snack bar that was set up on the first floor and a food truck stationed outside the building.</p> <p>Additional Information on Strategic Planning and Government Operations Committee Meeting Discussion:</p>

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	<p>During the Strategic Planning and Government Operations Committee meeting on January 17, 2017, the proposed resolution was discussed as follows:</p> <ul style="list-style-type: none"> • <i>The Committee questioned under what authority the Department had to reduce revenue without being approved by the BCC.</i> • <i>The Director of ISD explained that there was a period of transition between the old and new vendor and in this instance the period of time in which there would have been no food vendor in the courthouse became a very contentious issue. The Director explained that she made an administrative decision to allow Au Bon Pain to remain in the courthouse location as she felt it was in the best interest of the users for continuity of services.</i> • <i>The Director explained the consideration given to the fact that the rent being collected would have not otherwise been received during that time period. She explained that the monies received during that month were additional dollars.</i> • <i>The Committee noted that revenues could not be increased or decreased without first being approved by the BCC.</i> • <i>The CAO explained that the contract had expired and so there was no ongoing contract and that the Administration then had a month to month holdover. The CAO explained that they never advised the administration to continue with the contract and that the Administration came to the CAO after the fact.</i> • <i>The Committee questioned whether the request for reduced rent during the month to month period could have been anticipated.</i> • <i>The Director explained that it was not anticipated because she thought the vendor would continue under the holdover provision of the lease. After discussions, the only reason the vendor would stay was if the rent was reduced. At which time it was too late to come to the BCC beforehand.</i> <p><u>Additional Information</u></p> <table border="1" data-bbox="269 1020 1487 1890"> <thead> <tr> <th colspan="2" data-bbox="269 1020 1487 1052">Legislative Timeline</th></tr> </thead> <tbody> <tr> <td data-bbox="269 1052 467 1398"> R-1156-01 10/23/2001 </td><td data-bbox="467 1052 1487 1398"> <p>Approved the selection of Fine Host Corporation to lease and operate a cafeteria at the Richard E. Gerstein Building and to lease and operate a snack shop at the Public Defender's Building.</p> <p>Term of lease: 10 years</p> <p>Contract Amount: Guaranteed Minimum Rent of \$52,500 per year to be paid in monthly installments of \$4,375.00 plus percentage rent of:</p> <ul style="list-style-type: none"> • 9.6% of annual gross sales of \$500,000.00 to \$600,000.00 • 9.6% of annual gross sales of \$600,000.01 to \$700,000.00 • 12.0% of annual gross sales of \$700,000.01 to \$1,000,000.00 • 13.0% of annual gross sales over \$1,000,000.01 </td></tr> <tr> <td data-bbox="269 1398 467 1890"> R-1237-02 10/22/2002 </td><td data-bbox="467 1398 1487 1890"> <p>Approved an Amendment to the Lease Agreement between Miami-Dade County and Fine Host Corporation, to extend the amortization period of the Investment on the Lessee's books on a straight-line basis over a period of 120 months.</p> <p>Reason for amendment:</p> <p>The original estimate for the renovation project of the cafeteria at the Richard E. Gerstein Justice Building was drafted in 1999 when the Fine Host Corporation originally presented their proposal and was awarded the contract to operate the food service. During the subsequent delay of nearly three years, due to the appeal that was brought before the BCC by the incumbent operator, the original costs for this project was estimated at \$200,000.00.</p> <p>Fine Host Corporation then determined that the estimated cost of the renovation will be \$290,000.00. The Fine Host Corporation agreed to fund the additional \$90,000.00 needed to complete the project but requested that the Lease Agreement be amended to allow their buy back protected investment of \$190,000.00 and also the ability to depreciate this amount on a straight line basis over 120 months, which was the length of the contract.</p> </td></tr> </tbody> </table>	Legislative Timeline		R-1156-01 10/23/2001	<p>Approved the selection of Fine Host Corporation to lease and operate a cafeteria at the Richard E. 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	<p>October 2002, Fine Host Corporation was purchased by Aramark FHC Business Services, who assumed the lease agreement. On September 24, 2004, with the County's approval, Aramark assigned the Lease Agreement to ABP Caribbean, Inc. d/b/a/ Bread Partners, Inc. (ABP),</p> <p>R-289-05 3/1/2005</p> <p>Authorized a Second Amendment to Lease Agreement with ABP Caribbean, Inc. d/b/a/ Bread Partners, Inc. (ABP), a franchisee of Au Bon Pain for the operation of a restaurant at the Richard E. Gerstein Building.</p> <p>Specifically:</p> <ul style="list-style-type: none"> • Deleted the snack shop located in Public Defender's Building from the leased premises; • Extended the term of the lease for an additional three year period; <ul style="list-style-type: none"> ○ <i>To allow for the full ten-year term of original lease for ABP to recoup investment.</i> • Increased the guaranteed minimum rent after year four and add annual Consumer Price Index (CPI) increases for years seven through thirteen; <ul style="list-style-type: none"> ○ <i>Would result in higher revenue to the County.</i> • Modified the percentage rent breakpoints; <ul style="list-style-type: none"> ○ <i>The annual base rent of \$52,500 due to the County was to remain the same for years one through four of the lease (ABP's first full year).</i> ○ <i>The base rent for year five (ABP's second year) was to be equal to the total rent paid in the fourth year (both the base rent and percentage rent).</i> ○ <i>The base rent for year six was to be equal to the total rent paid in the fifth year (both the base rent and percentage rent).</i> ○ <i>Thereafter (years seven through thirteen of the lease term), the base rent was to be subject to an annual rent increase based on any increase in the CPI.</i> • Added a provision that requires the Lessee pay for any modifications to the premises and deleted the provision that requires that the County reimburse Lessee for any improvements to the premises; • Added a provision that requires the Lessee to be responsible for the maintenance of the air conditioning and ventilation hood; and • Reduced the amount of the security deposit from \$100,000 to \$20,000. <ul style="list-style-type: none"> ○ <i>To reflect ABP's bearing of the build-out expense.</i> <p>This lease agreement expired on May 11, 2015 however, the lease agreement contained a holdover provision that permitted Bread Partners Holding, Inc. to remain on the premises on a month-to-month basis.</p>
	<p>R-561-15 6/30/2015</p> <p>Approved the Lease Agreement with Off the Grille II, Corp. (Off the Grille) for the development, operation and maintenance of a food service facility at the Richard E. Gerstein Justice Building (Gerstein Building) located at 1351 NW 12 Street. The Lease Agreement has an initial ten (10) year term with one (1), five (5) year option-to-renew. At the conclusion of the existing term – whether initial or renewal term – the lease may be extended once by the Mayor for up to 180 days; further extension beyond the 180-day extension requires the mutual agreement of the parties and approval of the BCC.</p> <p>The leased premises was provided to Off the Grille in as-is condition. A dedicated area in the lobby was made available for Off the Grille to install signage for advertising the food service.</p> <p>Terms of the lease:</p> <ul style="list-style-type: none"> • Employ a full-time on-site manager and sufficient staff to ensure the delivery of quality customer service; • Operate a food service facility, Monday through Friday, from 7:30 a.m. to 4:30 p.m., except on County, state or federal designated holidays;

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	<ul style="list-style-type: none"> • Submit a detailed operation, signage and marketing plan for County approval within 90 days of execution of the lease agreement by the County; and • Maintain all applicable licenses, permits and insurance in accordance with the lease agreement and as required by local, state or federal law. <p>The guaranteed monthly rent for the first year of the initial term was \$7,000. Commencing on the first day of the second lease year, and every lease year thereafter including during any renewal terms, the guaranteed monthly rent will be adjusted upward at a rate of three (3) percent.</p> <p>In addition to the minimum guaranteed monthly rent, on a monthly basis, Off the Grille is to pay the County three (3) percent of its monthly gross receipts.</p>
8F3 162783	<p>RESOLUTION APPROVING TERMS OF AND AUTHORIZING EXECUTION BY THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE OF A LEASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND CLUB M & G, L.C., FOR THE PREMISES LOCATED AT 18680 N.W. 67 AVENUE, UNIT 41, MIAMI, FLORIDA, TO BE UTILIZED BY THE STATE OF FLORIDA DEPARTMENT OF HEALTH, MIAMI-DADE COUNTY HEALTH DEPARTMENT, AS GENERAL OFFICE SPACE, WITH A TOTAL FISCAL IMPACT TO THE STATE OF FLORIDA ESTIMATED TO BE \$461,604.63 FOR THE INITIAL FIVE YEAR TERM PLUS THE ONE FIVE-YEAR RENEWAL OPTION PERIOD; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN, AND TO TAKE ALL ACTIONS NECESSARY TO EFFECTUATE THE SAME</p>
Notes	<p>The proposed resolution authorizes the execution of the Lease Agreement (Lease) between Miami-Dade County (County) and Club M & G, L.C. (Landlord), a Florida limited liability company, for property located at 18680 NW 67 Avenue, Unit 41, Miami, Florida, to be utilized as general office space by the Miami-Dade County Health Department, an agency of the State of Florida Department of Health.</p> <p>Specifically, the proposed resolution:</p> <ul style="list-style-type: none"> • Authorizes the lease of 1,505 square feet of space at the Country Club Plaza North, a shopping center comprised of a total of 84,013 square feet, including parking in common and use of the common areas with other tenants; • Authorizes a lease term of five (5) years, plus one (1) additional five-year renewal option period; and • Authorizes an Assignment and Assumption of Lease Agreement to the State of Florida. <p>Effective Date: The first day of the next month following the effective date of the resolution approving the Lease.</p> <p>Rental Rate: Under the proposed Lease, the annual base rent for the first year is \$36,120.00 (\$24.00 per square foot), which includes all operating expenses. The annual base rent will increase by two (2) percent annually.</p> <p><u>Fiscal Impact/Funding Source</u></p> <p>No County funds will be utilized during the term of the Lease as the Landlord agrees to the assignment and delegation of all rights, duties and responsibilities under the Lease from the County to the State of Florida.</p> <p>The fiscal impact to the State of Florida for the initial lease term is estimated to be \$42,155.05.</p> <p>The total fiscal impact to the State of Florida for the initial lease term and the renewal option period is estimated to be \$461,604.63. The performance of the State of Florida and its obligation to pay under the Lease is contingent upon an annual appropriation by the State of Florida legislature.</p> <p><u>Background</u></p> <p>Resolution No. R-1651-94, approved by the BCC on November 1, 1994, authorized the initial lease of the space for use by the Miami-Dade County Water and Sewer Department as a pay station. On June 6, 2000, the BCC approved Resolution No. R-558-00, which assigned the lease agreement and delegated all rights, duties, and responsibilities to the State of Florida because the Water and Sewer Department no longer had a need for the leased space. The assignment also acknowledged that the County would act as the leasing agent for the space on behalf of the State</p>

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	<p>of Florida. The current lease agreement was approved by the BCC on July 8, 2010 through Resolution No. R-722-10 for a five-year term. That lease agreement expired on August 31, 2015. <i>The State of Florida remains in the premises pursuant to a holdover provision in the lease agreement which permits a month-to-month tenancy until this proposed Lease is approved. The State of Florida requested the proposed Lease in order to continue to utilize the space and operate its North Dade Office of Vital Records.</i></p> <p>The County is managing the administration of the Lease on behalf of the State of Florida pursuant to Chapter 154, Florida Statutes, which requires that the State of Florida enter into a contract with each county in the interest of promoting public health.</p> <table border="1" data-bbox="272 552 1484 1892"> <thead> <tr> <th colspan="2" data-bbox="272 552 1484 583">Legislative Timeline</th></tr> </thead> <tbody> <tr> <td data-bbox="272 583 467 1041"> R-1651-94 11/11/1994 </td><td data-bbox="467 583 1484 1041"> <p>Authorized the initial lease of the space located at 18680 NW 67 Avenue, Unit 41, Miami, Florida for use by the Miami-Dade County Water and Sewer Department as a pay station.</p> <p>The Water and Sewer Department had utilized this 1,505 square foot storefront facility as a Pay Station serving the customers in Northwest Miami-Dade County. The department requested that the County exercise the 90-day cancellation clause contained in the lease because there was insufficient activity at this location to justify continuing to lease this facility.</p> <p>Lease Term: Two years with four additional two-year renewal option periods commencing on August 1, 1995.</p> <p>Rental Rate: The rates remained as previously negotiated. 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	Common Area Maintenance and Real Estate Taxes were \$11,964.75 annually, which was equal to \$7.95 per square foot on annual basis. The Common Area Maintenance and Real Estate Taxes were estimated to increase by two (2%) percent per year.
8F4 162779	RESOLUTION APPROVING AWARD OF CONTRACT NO. RFP-00261 TO ENTERPRISE LEASING COMPANY OF FLORIDA, LLC FOR THE PROVISION OF THE SOUTH FLORIDA VAN POOL PROGRAM IN A TOTAL AMOUNT NOT TO EXCEED \$12,150,000.00 OVER THE INITIAL THREE-YEAR TERM AND TWO, THREE-YEAR OPTIONS TO RENEW; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME AND EXERCISE ALL PROVISIONS CONTAINED THEREIN, INCLUDING ANY CANCELLATION, RENEWAL AND EXTENSION PROVISIONS, PURSUANT TO SECTION 2-8.1 OF THE COUNTY CODE AND IMPLEMENTING ORDER 3-38
Notes	<p>The proposed resolution approves award of Contract No. 00261, South Florida Vanpool Program (Program), to Enterprise Leasing Company of Florida, LLC in the amount of \$4,050,000.00.</p> <p>Under the contract, the vendor will operate the Program for commuters in Miami-Dade, Broward and Palm Beach counties. The Program operation includes providing and maintaining vans capable of seating up to 15 passengers, forming vanpools (a group of seven (7) to 15 commuters riding together to and from work in the tri-County area), invoicing responsible parties, marketing the Program, and providing customer support and administration services. All participating vans will be operated in compliance with applicable federal, state and local laws, including the Americans with Disabilities Act.</p> <p><u>Background</u> The Program's objectives are to:</p> <ul style="list-style-type: none"> • Alleviate traffic congestion in the tri-County area by reducing the number of vehicles traveling on major expressways and arterial roads; • Contribute to eliminating passenger trips and miles; • Save gas; and • Curtail pollution. <p>The Metropolitan Planning Organization currently administers the Program. There are 245 active vanpools operating in the Program, which is expected to grow, requiring approximately 18 additional vanpools per year. The Department of Transportation and Public Works will commence overseeing the Program upon BCC approval of this award and will subsidize the monthly Program participation fee by up to \$500 per van in accordance with the Federal Transit Administration's Capital Cost of Contracting guidelines.</p> <p><u>Fiscal Impact/Funding Source</u> The fiscal impact for the three-year term is \$4,050,000. The funding source will be FTA funds. Should the County choose to exercise, at its sole discretion, the two (2), three-year options to renew, the estimated cumulative value will be \$12,150,000.</p> <p>Registered vanpool groups pay a monthly fee for Program participation. The monthly cost of operating a van is based on van selection, the number of riders and monthly mileage.</p> <p><u>Awarded Vendor</u> Enterprise Leasing Company of Florida</p> <ul style="list-style-type: none"> • 600 Corporate Park Drive, St. Louis, MO • 5105 Johnson Road, Coconut Creek, FL <p>Number of Employee Residents</p> <ul style="list-style-type: none"> • Miami-Dade: 753 • Broward: 840 • Percentage: 73.5% <p><u>Additional Information</u></p>

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	<p style="text-align: center;">Additional Information on Public Transit Block Grant Program Funding</p> <p>In 1989, the Florida Legislature established the Public Block Grant Program to provide assistance to public transit providers that are eligible for Federal Transit Administration (FTA) formula funds. The Block Grant Program is funded by gas taxes deposited in the State Transportation Trust Fund.</p> <p>Eligibility for State Block Grant funds is determined by a formula using information from the National Transit Database. Transit expenses which can be funded are limited to the total administrative, managerial, and operational costs directly related to the provision of public bus transit services, excluding depreciation or amortization of capital assets. The State's participation is limited to 50% of the non-federal share of capital projects and 50% of eligible operation costs. State law strictly prohibits using State Block Grant funds to supplant local tax dollars provided for transit operations.</p> <p>As the designated FTA grant recipient of Urbanized Area formula funds in this region, MDT was to serve as the pass-through department for the MPO and was to receive a 5% administrative fee for conducting the bid process for the program, grant administration, finance, project management, performance reporting and exchange of FTA funds to State funds. The administrative fee was to be deducted directly from the FTA and state allocations.</p> <table border="1" data-bbox="272 730 1485 1919"> <tr> <td data-bbox="272 730 446 982"> R-1173-08 <i>11/20/2008</i> </td><td data-bbox="446 730 1485 982"> <p>Authorized Miami-Dade Transit (MDT) to proceed with the specified pass-through arrangements, for the Metropolitan Planning Organization (MPO) to receive funds allocated, through the Federal Transit Administration (FTA) and/or State funds from the FTA and Florida Department of Transportation (FDOT), to fund the South Florida Vanpool Program (SFVP).</p> <p>The appropriated amount for FY 2008 was \$1,325,720, of which MDT received a 5% administrative fee (\$66,286). 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This funding was for operating assistance for 2011 year's budget only.</p> <p>The State funding allocated for the SFVP was \$439,567 of which MDT received a 5% administrative fee (\$21,978). 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	<p>The State funding allocated for the SFVP was \$372,114 of which MDT received a 5% administrative fee (\$18,605). The administrative fee was deducted directly from the State's contribution.</p>
<p>R-1035-12 <i>12/4/2012</i></p>	<p>Authorized the execution of a Joint Participation Agreement (JPA) with the Florida Department of Transportation (FDOT) for the receipt of \$20,427,730 from the Public Transit Block Grant Program for public bus transit service operating assistance with a sub-allocation for the South Florida Vanpool Program (SFVP).</p> <p>The State's \$20,427,730 (\$19,966,408 for the Block grant and \$461,322 for the SFVP) funding contribution was matched by Miami-Dade County from MDT bus transit service assistance as programmed in the adopted Fiscal Year (FY) 2012-13 operating budget. This funding is for operating assistance for FY 2012-13 year's budget only.</p> <p>The State funding allocation for the SFVP was \$461,322 of which MDT received a 5% administrative fee (\$23,066). The administrative fee was deducted directly from the State's contribution.</p>
<p>R-840-13 <i>10/22/2013</i></p>	<p>Authorized the execution of a Joint Participation Agreement (Agreement) with the Florida Department of Transportation (FDOT) for the receipt of \$19,838,861.00 from the Public Transit Block Grant Program for public bus transit service operating assistance with a sub-allocation for the South Florida Vanpool Program (Vanpool Program).</p> <p>The State's \$19,838,861.00 (\$19,338,642.00 for MDT bus operations and a \$500,219.00 allocation for the Vanpool Program) funding contribution was matched by Miami-Dade County from MDT's operating funds as programmed in the adopted Fiscal Year (FY) 2013-2014 operating budget. This funding is for operating assistance for the FY 2013-2014 year's budget only.</p> <p>The State funding allocation for the SFVP was \$500,219.00 of which MDT received a 5% administrative fee (\$25,010.95.00). The administrative fee was deducted directly from the State's contribution.</p>
<p>R-1064-13 <i>12/17/2013</i></p>	<p>Authorized the execution and filing of three grant applications on behalf of Miami-Dade County (County) with the United States Department of Transportation (USDOT), Federal Transit Administration (FTA) for up to \$90,000,000.00 Fiscal Year (FY) 2013:</p> <ul style="list-style-type: none"> • \$62,000,000.00 in Section 5307 Formula; • \$22,000,000.00 in Section 5337 State of Good Repair; and • \$6,000,000.00 in Section 5339 Bus and Bus Facilities formula program funding.
<p>R-719-14 <i>9/3/2014</i></p>	<p>Authorized the execution and filing of three grant applications on behalf of Miami-Dade County (County) with the United States Department of Transportation (USDOT), Federal Transit Administration (FTA) for \$77,098,927.00 in Fiscal Year (FY) 2014:</p> <ul style="list-style-type: none"> • \$49,336,636.00 in Section 5307 Urbanized Formula program; • \$22,788,376.00 in Section 5337 State of Good Repair Formula program; and • \$4,973,915.00 in Section 5339 Bus and Bus Facilities Formula program funding.
<p>R-856-14 <i>10/7/2014</i></p>	<p>Authorized the execution of a Joint Participation Agreement (Agreement) with the Florida Department of Transportation (FDOT) for the receipt of \$20,068,364.00 from the Public Transit Block Grant Program for public bus transit service operating assistance with a sub-allocation for the South Florida Vanpool Program (Vanpool Program).</p> <p>The State's \$20,068,364.00 (\$19,621,527.00 for MDT bus operations and a \$446,837.00) funding allocation was matched by Miami-Dade County from MDT's operating funds as programmed in the adopted Fiscal Year (FY) 2014-2015 MDT operating budget. This funding is for operating assistance for the FY 2014-2015 year's budget only.</p>

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	<p>The State funding allocation for the SFVP was \$446,837.00 of which MDT received a 5% administrative fee (\$22,341.85.00). The administrative fee was deducted directly from the State's contribution.</p>
<p>R-438-15 5/5/2015</p>	<p>Authorized the execution and filing of three (3) grant applications on behalf of Miami-Dade County (County) with the United States Department of Transportation (USDOT) Federal Transit Administration (FTA) for up to \$85,300,000.00 of Fiscal Year (FY) 2015:</p> <ul style="list-style-type: none"> • \$55,000,000.00 in Section 5307 Urbanized Formula program; • \$24,000,000.00 in Section 5337 State of Good Repair Formula program; and • \$6,300,000.00 in Section 5339 Bus and Bus Facilities Formula program funding.
<p>R-759-15 9/16/2015</p>	<p>Approved the terms of, and authorized the Mayor, the Mayor's designee, or the Miami-Dade Transit (MDT) Director to execute a Joint Participation Agreement (JPA) with the Florida Department of Transportation (FDOT) to provide \$20,915,495.00 in Public Transit Block Grant Program funding for public bus transit service operating assistance with a sub-allocation for the South Florida Vanpool Program (Vanpool Program).</p> <p>The State's \$20,915,495.00 (\$20,440,350.00 for MDT's bus operations and a \$475,145.00 allocation for the Vanpool Program) funding contribution was matched equally by Miami-Dade County from MDT's operating funds as programmed in the County's adopted budget for Fiscal Year (FY) 2015-16 MDT Operating Budget. This funding is for operating assistance for the FY 2015-16 budget only.</p> <p>The State funding allocation for the SFVP was \$475,145.00 of which MDT received a 5% administrative fee (\$23,757.25). The administrative fee was deducted directly from the State's contribution.</p>
<p>R-282-16 4/5/2016</p>	<p>Authorized the County Mayor, County Mayor's Designee, or the Miami-Dade County (County) Department of Transportation and Public Works (DTPW) Director to execute and file three (3) grant applications on behalf of the County with the United States Department of Transportation's (USDOT) Federal Transit Administration (FTA) for up to \$87,500,000.00 in Fiscal Year (FY) 2016:</p> <ul style="list-style-type: none"> • \$56,500,000.00 in Section 5307 Urbanized Formula Program; • \$25,000,000.00 in Section 5337 State of Good Repair Formula Program; and • \$6,000,000.00 in Section 5339 Bus and Bus Facilities Formula program funding.
<p>R-1123-16 12/6/2016</p>	<p>Authorized the County Mayor or County Mayor's designee, to execute a Joint Participation Agreement (JPA) in substantially the form attached hereto, with the Florida Department of Transportation (FDOT) to provide \$20,326,726.00 in 2017 Public Transit Block Grant Program funding for public bus transit service operating assistance, with a sub-allocation for the South Florida Vanpool Program (Vanpool Program).</p> <p>The amount includes \$19,851,799.00 for the Department of Transportation and Public Works (DTPW) bus operations, and a \$474,927.00 allocation for the Vanpool Program. The required local match is \$20,326,726.00 and will be provided through DTPW's operating funds as programmed in the adopted County's Fiscal Year (CFY) 2016-17 DTPW Operating budget. This funding is for operating assistance for the CFY 2016-17 year's budget only and, therefore, has no fiscal impact on future budgets. The combined total amount for this JPA is \$40,653,452.00.</p> <p>The Vanpool Program's sub-allocation of the 2017 State Transit Block Grant funding in the amount of up to \$474,927.00 may be passed through to the Miami-Dade Metropolitan Planning Organization (MPO), exclusive of the required local match (\$474,927.00) provided by the County for this Agreement, and an administrative fee.</p> <p>This JPA will provide \$20,326,726.00 in operating assistance for fixed route bus operations in the County. Eligible costs are limited to bus operating, dispatching, and maintenance activities. Also included in this JPA is a sub-allocation in the amount of \$474,927.00 to the Vanpool</p>

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	<p>Program for operations in Miami-Dade, Broward and Palm Beach Counties. This funding represents the proportional share of the Public Transit Block Grant Program funding as derived from the National Transit Database reported for this program.</p> <p>The Vanpool Program has served commuters since 1998; offering a high quality, shared-travel option for groups of up to 15 commuters interested in an alternative to driving to work alone. The service also improves access for commuters to areas not currently served by public transit. Participants are charged a monthly fare, which covers the cost of the van, insurance, maintenance, 24-hour roadside assistance, loaner/back-up van, program administration, and 24-hour customer service. One (1) or two (2) members of the vanpool drive the van on a daily basis and park the van at their home overnight. To reduce operating costs and encourage participation in the program, each van is provided with a monthly subsidy of \$500.00. This is a regional program that covers the tri-county area. As of May 2016, the Vanpool Program had 229 vans.</p> <p>The Vanpool allocation is included in the Block grant since the program is funded by FDOT out of the same funding source. However, the MPO is not eligible to receive this funding directly from FDOT. In addition, on November 20, 2008 the Board approved a Memorandum of Understanding (MOU) with the MPO (R-1173-08), designating DTPW as the pass-through entity.</p> <p>Since 1998, the MPO has operated the Vanpool Program, initially as a demonstration project and subsequently as an established project that expanded to include Broward and Palm Beach Counties. In consultation with its Vanpool Program partners, the MPO has requested transition of the program to DTPW. DTPW anticipates assuming operation of the Vanpool Program effective, January 1, 2017, therefore no longer requiring the pass-through to the MPO.</p>
<p>R-1199-16 <i>12/20/2016</i></p>	<p>Ratified a Memorandum of Understanding (MOU) between the Miami-Dade Metropolitan Planning Organization (MPO) and Miami-Dade County (County) for the duration of one (1) year to proceed with the specified pass-through arrangements for the MPO to receive funds allocated through the Federal Transit Administration (FTA) and/or State funds from the FTA and the Florida Department of Transportation (FDOT), to fund the South Florida Vanpool Program (SFVP).</p> <p>There is no fiscal impact to the County. The appropriated amount for FY 2016 is \$2,699,282.00, of which the Department of Transportation and Public Works (DTPW) will receive a five (5) percent administrative fee (\$134,964.00). The balance of \$2,564,318.00 will be used to continue with the enhancement, expansion, and operation of the program.</p> <p>A monthly fee is assessed based on the size of the van and the monthly mileage. This fee is equally shared among the participants. A subsidy of \$400.00/month is provided to the group by the Program to reduce the monthly fee. Participants are responsible for fuel, tolls, parking, and other expenses related to the use of the van. The volunteer driver may use the van during weekends for personal use, depending on the available mileage.</p> <p>As the designated FTA grant recipient of Urbanized Area formula funds in this region, DTPW will serve as the pass-through department for the MPO and will receive a five (5) percent administrative fee for conducting the bid process for the program, grant administration, finance, project management, performance reporting, and exchange of FTA funds to State funds.</p> <p>There are currently 245 active vans in the SFVP. No local funds are used for the operation of the program.</p>
<p>8F5 162781</p>	<p>RESOLUTION AUTHORIZING APPROVAL OF A LEGACY CONTRACT FOR AIRPORT SECURITY COMMUNICATIONS MAINTENANCE FOR THE MIAMI-DADE AVIATION DEPARTMENT, CONTRACT NO. L-4400001195, TO CERTIFIED NETWORK PROFESSIONALS, INC., FOR AN INITIAL SIX-YEAR</p>

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	<p>TERM PLUS TWO, TWO-YEAR OPTION TO RENEW TERMS IN A TOTAL AMOUNT NOT TO EXCEED \$14,469,000.00 AND APPROVING TERMS OF AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE CONTRACT AND TO EXERCISE ALL PROVISIONS OF THE CONTRACT PURSUANT TO SECTION 2-8.1 OF THE COUNTY CODE AND IMPLEMENTING ORDER 3-38</p>
Notes	<p>The proposed resolution approves award of Legacy Contract No. L-4400001195, Airport Security Communications Maintenance Agreement, to Certified Network Professionals, Inc. for the Miami-Dade Aviation Department for an initial six-year term plus two, two-year options to renew in an amount not to exceed \$14,469,000.00.</p> <p>This contract provides technical support and preventive and corrective maintenance to ensure proper operation of the equipment and software used to operate the Airport Security Network (ASN) at Miami International Airport (MIA). The ASN provides direct communication among the digital video and audio recording, building management, access control, and fire systems, and is critical to security operations at MIA.</p> <p>The ASN infrastructure includes fully-integrated components of three (3) manufacturers: AdTech Global Solutions, Inc., Emcom Systems, and Juniper Networks, Inc. Since all components are dependent on one another to function properly, relying on multiple service providers for technical support, maintenance, and repair services could result in system downtime. Certified Network Professionals, Inc. is the only authorized service provider for the three (3) equipment manufacturers.</p> <p>Replacement of the ASN is cost prohibitive as a new solution requires the purchase of equipment, associated software, development of integrations, and training and could potentially result in disruptions to security operations at MIA while implementation is completed. Due to the critical nature of the functionality provided by the ASN, any replacement solution would still require the purchase of ongoing technical support, maintenance, and repairs to ensure uninterrupted operation.</p> <p>The Aviation Department intends to recruit two (2) new individuals with extensive experience and technical expertise in building systems and physical security as well as strong backgrounds in networking and computer-based systems. It is anticipated that in the initial contract term, the new hires will receive training to obtain factory certifications in aviation security network technologies. Once the new employees acquire the needed proficiencies, the Aviation Department will be able to conduct more in-house work, reducing its reliance on outside vendors to provide the required services.</p> <p><u>Fiscal Impact/Funding Source</u> The fiscal impact for the six-year term is \$8,158,000 funding from Aviation Proprietary Funds. If the County chooses to exercise the two (2), two-year option to renew terms, the contract's cumulative value will be \$14,469,000.</p> <p>The original purchases for the equipment and components were completed using multiple contracts, including RQ09-997736-42A-D valued at \$10,848,004, SS8350-4/20 valued at \$1,617,999, and 1111C-1 valued at \$2,000,000. Other equipment and components were obtained via numerous other contract sources. The allocation under this legacy contract is based on the cost of technical support and maintenance fees as well as additional funds to be used, if needed, for additions or changes to ensure proper functionality of the ASN.</p> <p><u>Additional Information on Strategic Planning and Government Operations Committee Meeting Discussion</u> During the Strategic Planning and Government Operations Committee meeting on January 17, 2017, the proposed resolution was discussed as follows:</p> <ul style="list-style-type: none"> • <i>The Committee asked about the possibility of hiring in house to assist with such contracts.</i> • <i>The Assistant Director for the Miami-Dade Aviation Department (MDAD) explained that in this case, the County is tied to this company which provides the maintenance, servicing and parts, if necessary, for the security systems.</i> • <i>The Committee questioned whether there was a plan in place to train in house technicians and to get proper certifications.</i>

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	<ul style="list-style-type: none"> <i>The Assistant Director clarified that the two individuals had in fact been hired and trained by the company to maintain in house. He explained that it was more cost effective to make efforts to maintain the system in house.</i> <i>The Committee asked who the two employees worked for, to which the Assistant Director explained that the individuals work for MDAD and are paid by MDAD.</i> <i>The Committee requested clarification on additional funds requested for the contract plus the hiring and training of new employees to maintain system.</i> <p>In response to concerns raised at the Strategic Planning and Government Operations Committee meeting on January 17, 2017, MDAD staff provided the following information:</p> <ul style="list-style-type: none"> <i>Regarding a plan to train staff, MDAD is unable to obtain some of the certifications that Certified Network Professionals, Inc. (CNP) possesses because they are available only to product distributors and partners of the manufacturers and not for end-use customers such as MDAD. CNP is one of only two vendors in the U.S. and the only vendor in Florida with the requisite certifications required to maintain the security infrastructure equipment in question and thereby keep the warranties on this equipment current.</i> <i>The two (2) MDAD employees that were hired in the Building Management (BMS) Section of the Facilities Management Division are not solely dedicated to tasks related to this particular contract. They were not hired to perform the work assigned to the contractors but rather to manage these contracts, understand the equipment, technology and installations to the point where MDAD can verify that the work performed by the contractor is correct, to verify that MDAD is not being charged for work for which MDAD should not be charged, and to provide direction to the contractor on how MDAD's systems must perform and grow instead of allowing the contractor to dictate these elements. There are also a number of small repair projects and modifications that MDAD staff performs in-house that do not require contractor involvement.</i> <i>MDAD staff clarified that the two MDAD employees will monitor and perform oversight on this contract and several other security related contracts at MDAD. They will be trained to obtain SOME factory certifications on some of the systems and system components. On others due to proprietary nature of the systems and potential warranty issues only factory employees will be able to perform the required work.</i> 												
	<table border="1"> <thead> <tr> <th colspan="2" data-bbox="272 1113 487 1144">Additional Information on Contracts Used to Purchase Equipment and Components</th></tr> <tr> <th colspan="2" data-bbox="272 1144 487 1176">RQ09-997736-42A-D</th></tr> </thead> <tbody> <tr> <td data-bbox="272 1176 487 1329"></td><td data-bbox="487 1176 1484 1329"> <p>On May 1, 2009, Fairfax County, Virginia, acting as the lead agency for the U.S. Communities Program, solicited under full and open competition a Request for Proposals to establish a nationwide contract for the purchase of information technology equipment, services, and solutions. U.S. Communities is a nonprofit governmental purchasing alliance cosponsored by the National Association of Counties, the National League of Cities, and the National Institute of Governmental Purchasing.</p> </td></tr> <tr> <td data-bbox="272 1329 487 1640"> <p>R-118-10 2/2/2010</p> </td><td data-bbox="487 1329 1484 1640"> <p>Authorized establishment of a contract accessing Fairfax County, Virginia Technology Equipment, Services, and Solutions Contract No. RQ09-997736-42B-D in the amount of \$1,600,000 funded from a Department of Homeland Security grant.</p> <ul style="list-style-type: none"> During the BCC meeting on February 2, 2010, the BCC approved a motion to amend R-118-10 to bifurcate and authorize access of this contract only for the Miami-Dade Seaport Department in the amount of \$1.6 million. The BCC also approved a motion to defer award for the remaining departments to the next BCC meeting on February 18, 2010. On February 18, 2010 the BCC also approved a motion to defer award for the remaining departments to the next BCC meeting. </td></tr> <tr> <td data-bbox="272 1640 487 1824"> <p>R-228-10 3/2/2010</p> </td><td data-bbox="487 1640 1484 1824"> <p>Authorized establishment of a contract accessing Fairfax County, Virginia Technology Equipment, Services, and Solutions Contract No. RQ09-997736-42B-D in the amount of \$10,607,400.</p> <ul style="list-style-type: none"> The allocation to the Miami-Dade Aviation Department (MDAD) was \$340,000 for the completion of an ongoing initiative to deploy Wireless Services (Wi-Fi) for the public throughout Miami-International Airport. </td></tr> <tr> <td data-bbox="272 1824 487 1913"> <p>R-512-11 7/7/2011</p> </td><td data-bbox="487 1824 1484 1913"> <p>Approved and ratified the actions of the County Manager in accepting and executing an Other Transaction Agreement (OTA) to provide funding by TSA in the amount of \$7,478,218 for the enhancement of surveillance capabilities at MIA. R-512-11 further</p> </td></tr> </tbody> </table>	Additional Information on Contracts Used to Purchase Equipment and Components		RQ09-997736-42A-D			<p>On May 1, 2009, Fairfax County, Virginia, acting as the lead agency for the U.S. Communities Program, solicited under full and open competition a Request for Proposals to establish a nationwide contract for the purchase of information technology equipment, services, and solutions. U.S. Communities is a nonprofit governmental purchasing alliance cosponsored by the National Association of Counties, the National League of Cities, and the National Institute of Governmental Purchasing.</p>	<p>R-118-10 2/2/2010</p>	<p>Authorized establishment of a contract accessing Fairfax County, Virginia Technology Equipment, Services, and Solutions Contract No. RQ09-997736-42B-D in the amount of \$1,600,000 funded from a Department of Homeland Security grant.</p> <ul style="list-style-type: none"> During the BCC meeting on February 2, 2010, the BCC approved a motion to amend R-118-10 to bifurcate and authorize access of this contract only for the Miami-Dade Seaport Department in the amount of \$1.6 million. The BCC also approved a motion to defer award for the remaining departments to the next BCC meeting on February 18, 2010. On February 18, 2010 the BCC also approved a motion to defer award for the remaining departments to the next BCC meeting. 	<p>R-228-10 3/2/2010</p>	<p>Authorized establishment of a contract accessing Fairfax County, Virginia Technology Equipment, Services, and Solutions Contract No. RQ09-997736-42B-D in the amount of \$10,607,400.</p> <ul style="list-style-type: none"> The allocation to the Miami-Dade Aviation Department (MDAD) was \$340,000 for the completion of an ongoing initiative to deploy Wireless Services (Wi-Fi) for the public throughout Miami-International Airport. 	<p>R-512-11 7/7/2011</p>	<p>Approved and ratified the actions of the County Manager in accepting and executing an Other Transaction Agreement (OTA) to provide funding by TSA in the amount of \$7,478,218 for the enhancement of surveillance capabilities at MIA. R-512-11 further</p>
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	<p>authorized the County Mayor or Mayor's designee to execute any subsequent supplemental agreements authorized the County Mayor or designee to access Fairfax County Virginia Contract RQO09-997736-42B-D, for the purpose of purchasing surveillance equipment. The first year's maintenance was covered by the OTA. Effective FY 15, the estimated annual maintenance cost to the Department associated with the project would be \$301,776, budgeted within MDAD's Maintenance & Operations Budget.</p> <ul style="list-style-type: none"> <i>The TSA offered MDAD \$7,478,218 in an OTA to enhance surveillance capabilities at MIA. The two-year term of this agreement began on February 18, 2011 and expired on February 18, 2013. Within that time frame, MDAD was obligated to use allocated funds to upgrade MIA's existing CCTV system; to design, procure, install and integrate approximately 190 new CCTVs along with all associated network and recording equipment; and to procure and integrate an event management system. MDAD would own, operate and maintain all assets procured under this project and was to share the use of these assets with TSA to provide greater security surveillance capabilities to both organizations.</i> <i>Because of the Sensitive Security Information (SSI) involved in this project and the time constraints imposed by the OTA funding agreement, MDAD accessed Fairfax County Virginia Contract RQO09-997736-42B-D.</i> <p style="text-align: center;">SS8350-4/20</p> <table border="1" data-bbox="272 829 1484 926"> <tr> <td data-bbox="272 829 488 926">R-915-07 7/24/2007</td><td data-bbox="488 829 1484 926">Approved a sole source contract to continue providing maintenance and repair support services to the airport security systems for the Aviation Department in the amount of \$3,170,024 for five years, with four, two-year options-to-renew.</td></tr> </table>	R-915-07 7/24/2007	Approved a sole source contract to continue providing maintenance and repair support services to the airport security systems for the Aviation Department in the amount of \$3,170,024 for five years, with four, two-year options-to-renew.
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8F6 162801	RESOLUTION AUTHORIZING ADDITIONAL EXPENDITURE AUTHORITY IN A TOTAL AMOUNT UP TO \$759,000.00 FOR PREQUALIFICATION POOL NO. 8111-1/23 FOR PURCHASE OF PROMOTIONAL AND ADVERTISING ITEMS FOR COUNTY DEPARTMENTS		
Notes	<p>The proposed resolution authorizes increased expenditure authority of \$759,000 to Prequalification Pool No. 8111-1/23, Promotional and Advertising Items, for multiple County departments.</p> <p>This pool was approved by the BCC in April 2013 for a five-year term with one (1), five-year option to renew. County departments use this pool to purchase promotional items, including but not limited to, trophies, clocks, desk accessories, bottle bags, drawstring tote bags, sports bags, pens, picture frames, caps and hats, key chains, golf and polo shirts, vests, mugs, banners, signs, towels and flags.</p> <p>The increased expenditure authority will be applied as follows:</p> <ul style="list-style-type: none"> • The Animal Services Department is requesting \$30,000; • The Aviation Department is requesting \$66,000; • The Community Action and Human Services Department; • The Corrections and Rehabilitation Department; • The Juvenile Services Department is requesting \$10,000; • The Police Department is requesting \$376,000; • The Regulatory and Economic Resources Department is requesting \$80,000; • The Department of Transportation and Public Works is requesting \$130,000; and • The Water and Sewer Department is requesting \$12,000. <p><u>Fiscal Impact/Funding Source</u></p> <p>The pool is in its initial term, which expires on June 30, 2018, and has an existing allocation of \$3,218,000. If this modification for additional expenditure authority of \$759,000 is approved, the cumulative value of the pool will be \$3,977,000.</p> <ul style="list-style-type: none"> • <i>The existing allocation of \$3,218,000 includes modifications made to the original amount.</i> <p><u>Awarded Vendors</u></p> <p>Eleven out of the seventeen awarded vendors are local.</p>		

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	<p><u>Additional Information on Pre-Qualification Pool Contract No. 8111-1/23 Promotional and Advertising Items</u></p> <p>On April 2, 2013, the BCC, through Resolution No. R-230-13, approved the establishment of a prequalification pool for the purchase of promotional and advertising items for various County departments. The amount requested for the initial five-year term was \$2,030,000. The cumulative value, if the County exercises the one, five-year option-to-renew, will be up to \$4,060,000.</p> <p>On June 2, 2015, the BCC, through Resolution No. R-481-15, authorized additional expenditure authority in an amount up to \$375,000.00 for Prequalification Pool No. 8111-1/23 for the purchase of promotional and advertising items.</p> <ul style="list-style-type: none"> • During the Strategic Planning and Government Operations Committee meeting on May 12, 2015, R-481-15 was discussed as follows: <ul style="list-style-type: none"> ○ <i>The Committee inquired whether this request was entirely for promotional items, noting it was a lot of money.</i> ○ <i>The Deputy Director of the Miami-Dade Police Department responded that the items were used entirely for community related program efforts. He noted that the contract covered the period through June 2018; that 91 percent of the request was funded through grants; and that only 9 percent was from the General Fund.</i> <table border="1" data-bbox="386 825 1370 1879"> <thead> <tr> <th colspan="2">Pre-Qualification Pool Contract No. 8111-1/23 Promotional and Advertising Items <i>According to the Bid Tracking System</i></th></tr> </thead> <tbody> <tr> <td>Original Contract Pre-Qualification Pool Contract No. 8111-1/23 R-230-13 7/1/2013-6/30/2018</td><td>\$2,030,000</td></tr> <tr> <td>Modification 3/3/2014</td><td>\$202,036.85</td></tr> <tr> <td>Modification 4/2/2014</td><td>\$62,286.00</td></tr> <tr> <td>Modification 7/9/2014</td><td>\$35,000.00</td></tr> <tr> <td>Modification 9/15/2014</td><td>\$15,000.00</td></tr> <tr> <td>Modification 9/24/2014</td><td>\$30,000.00</td></tr> <tr> <td>Modification 12/7/2014</td><td>\$7,000.00</td></tr> <tr> <td>Modification R-481-15 6/2/2015</td><td>\$375,000.00</td></tr> <tr> <td>Modification R-481-15 6/2/2015</td><td>\$677.15</td></tr> <tr> <td>Modification 6/18/2015</td><td>\$66,000.00</td></tr> <tr> <td>Modification 7/9/2015</td><td>\$260,000.00</td></tr> <tr> <td>Modification 4/8/2016</td><td>\$83,763.00</td></tr> <tr> <td>Modification 4/27/2016</td><td>\$50,000.00</td></tr> <tr> <td>Total Contract Amount for the Original Contract period</td><td>\$3,216,763.00</td></tr> </tbody> </table>	Pre-Qualification Pool Contract No. 8111-1/23 Promotional and Advertising Items <i>According to the Bid Tracking System</i>		Original Contract Pre-Qualification Pool Contract No. 8111-1/23 R-230-13 7/1/2013-6/30/2018	\$2,030,000	Modification 3/3/2014	\$202,036.85	Modification 4/2/2014	\$62,286.00	Modification 7/9/2014	\$35,000.00	Modification 9/15/2014	\$15,000.00	Modification 9/24/2014	\$30,000.00	Modification 12/7/2014	\$7,000.00	Modification R-481-15 6/2/2015	\$375,000.00	Modification R-481-15 6/2/2015	\$677.15	Modification 6/18/2015	\$66,000.00	Modification 7/9/2015	\$260,000.00	Modification 4/8/2016	\$83,763.00	Modification 4/27/2016	\$50,000.00	Total Contract Amount for the Original Contract period	\$3,216,763.00
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8F7 162802	RESOLUTION AUTHORIZING ADDITIONAL EXPENDITURE AUTHORITY IN A TOTAL AMOUNT UP TO \$1,009,000.00 FOR CONTRACT NO. FB-00003 FOR WORK UNIFORMS FOR VARIOUS COUNTY DEPARTMENTS												
Notes	<p>The proposed resolution authorizes increased expenditure authority of \$1,009,000 to Contract No. FB-00003, Work Uniforms, for multiple County Departments.</p> <p>This contract was approved by the BCC in September 2014 for a five-year term pursuant to Resolution No. R-805-14 and is used by multiple County departments to purchase various types of uniforms for employees. Uniforms include, but are not limited to, short and long-sleeved shirts, pants, skirts, rain ponchos, jackets, windbreakers, caps, sweater vests, and scrub sets.</p> <p>The requested increase in spending authority supports departmental operations and will be applied as follows:</p> <ul style="list-style-type: none"> • The Animal Services Department is requesting \$450,000; • The Clerk of Courts is requesting to be added to this contract with an allocation of \$4,000; • The Corrections and Rehabilitation Department is requesting \$30,000; • The Parks Recreation and Open Spaces Department is requesting \$25,000; and • The Police Department is requesting \$500,000. <p><u>Fiscal Impact/Funding Source</u> This contract was established with an allocation of \$3,295,000 for a five-year term, which expires on December 31, 2019. The contract has been modified three (3) times under delegated authority for a total of \$440,000, resulting in the existing \$3,735,000 allocation. If the requested modification is approved, the total contract value will be \$4,744,000.</p> <p><u>Awarded Vendors</u> All three of the awarded vendors are local.</p> <p><u>Additional Information on Contract No. FB-00003 Work Uniforms</u></p> <table border="1" data-bbox="386 1140 1369 1545"> <thead> <tr> <th colspan="2">Contract No. FB-00003 Work Uniforms</th></tr> </thead> <tbody> <tr> <td>Original Contract Contract No. FB-00003 R-805-14 1/1/2015-12/31/2019</td><td>\$3,295,000</td></tr> <tr> <td>Modification 6/5/2015</td><td>\$165,000</td></tr> <tr> <td>Modification 11/5/2015</td><td>\$75,000</td></tr> <tr> <td>Modification 4/6/2016</td><td>\$200,000</td></tr> <tr> <td>Total Amount for Original Contract Term</td><td>\$3,735,000</td></tr> </tbody> </table>	Contract No. FB-00003 Work Uniforms		Original Contract Contract No. FB-00003 R-805-14 1/1/2015-12/31/2019	\$3,295,000	Modification 6/5/2015	\$165,000	Modification 11/5/2015	\$75,000	Modification 4/6/2016	\$200,000	Total Amount for Original Contract Term	\$3,735,000
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Total Amount for Original Contract Term	\$3,735,000												
8F8 170166	RESOLUTION AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE THE FOURTH AND FIFTH ONE-YEAR OPTION TO RENEW PERIODS FOR CONTRACT NO. RFP540, BUS PASSENGER BENCH PROGRAM, WITH AN ESTIMATED TOTAL REVENUE TO BE GENERATED OF \$650,000.00 FOR THE DEPARTMENT OF TRANSPORTATION AND PUBLIC WORKS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ALL PROVISIONS OF THE CONTRACT PURSUANT TO SECTION 2-8.1 OF THE COUNTY CODE AND IMPLEMENTING ORDER 3-38												
Notes	<p>The proposed resolution authorizes the County Mayor or the County Mayor's designee to exercise the fourth and fifth option to renew terms under Contract No. RFP 540, Bus Passenger Bench Program, for the Department of Transportation and Public Works.</p> <ul style="list-style-type: none"> • For the fourth and fifth option to renew terms, the vendor will install 100 new bus benches during each of the two (2) option to renew terms, at bus stops identified by the County. 												

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	<p>This contract was awarded to Signal Outdoor Advertising, LLC in December 2008 for a five-year term with five (5) one-year options to renew. The contract provides for the installation and maintenance of bus passenger benches and litter bins throughout the County.</p> <ul style="list-style-type: none"> • Was RPF540 originally awarded under the Mayor's delegated authority? • What was the amount? • Was a competitive process utilized to award Signal Outdoor Advertising, LLC? <p><u>Background</u></p> <p>The Bus Passenger Bench Program has been in place for approximately eight (8) years and generates revenue to the County based on fixed minimum annual guarantees, in addition to overages calculated as the difference between the minimum annual guarantees and 10 percent of the annual gross advertising sales. The contract provides for the vendor to install, maintain and remove passenger benches, litter bins, and associated advertising signage at approximately 3,300 existing bus stops in unincorporated Miami-Dade County. Of these 3,300 existing bus stops, 928 stops lack passenger amenities such as benches and shelters.</p> <p><u>Fiscal Impact/Funding Source</u></p> <p>The contract, which is in its third option to renew term, expires on February 28, 2017. During the initial five-year term and first three options to renew, the total revenue generated was \$1,220,000.</p> <table border="1"> <thead> <tr> <th>Term</th><th>Revenue Generated</th></tr> </thead> <tbody> <tr> <td>Initial Contract Term 12/1/2008-11/30/2013</td><td>\$556,000</td></tr> <tr> <td>First OTR 12/1/2013-11/30/2014</td><td>\$157,000</td></tr> <tr> <td>Second OTR 12/1/2014-2/28/2017</td><td>\$257,000</td></tr> <tr> <td>Third OTR 3/1/2016-2/28/2017</td><td>\$250,000</td></tr> <tr> <td>Total</td><td>\$1,220,000</td></tr> </tbody> </table> <p>The option to renew terms requested for approval are estimated to generate the following in revenue:</p> <table border="1"> <thead> <tr> <th>Term</th><th>Estimated Revenue</th></tr> </thead> <tbody> <tr> <td>Fourth OTR 3/1/2017-2/28/2018</td><td>\$300,000</td></tr> <tr> <td>Fifth OTR 3/1/2018-2/28/2019</td><td>\$350,000</td></tr> <tr> <td>Total</td><td>\$1,870,000</td></tr> </tbody> </table> <p><u>Additional Information</u></p> <p>On February 2, 2016, the BCC, through Resolution No. R-107-16, authorized the County Mayor or the County Mayor's designee to exercise the third option-to-renew (OTR) period under Contract No. RFP 540, Bus Passenger Bench Program, for the Transit Department with an estimated total revenue to be generated of up to \$900,000.00.</p> <p>The contract specifically required Signal Advertising to provide installation, maintenance and removal of passenger benches, litterbins and associated advertising signage at approximately 3,300 existing bus stops in unincorporated Miami-Dade County and participating municipalities. Of the 3,300 existing bus stops, 1,100 stops lack passenger amenities such as benches and shelters. For the third OTR, Signal Advertising was to install 100 new bus benches at bus stops identified by the County.</p> <ul style="list-style-type: none"> • Were these 100 new bus benches installed? <p>During the BCC meeting on February 2, 2016, R-107-16 was discussed and amended as follows:</p>	Term	Revenue Generated	Initial Contract Term 12/1/2008-11/30/2013	\$556,000	First OTR 12/1/2013-11/30/2014	\$157,000	Second OTR 12/1/2014-2/28/2017	\$257,000	Third OTR 3/1/2016-2/28/2017	\$250,000	Total	\$1,220,000	Term	Estimated Revenue	Fourth OTR 3/1/2017-2/28/2018	\$300,000	Fifth OTR 3/1/2018-2/28/2019	\$350,000	Total	\$1,870,000
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	<ul style="list-style-type: none"> <i>In response to concerns with the costs for bus benches located in municipalities, the Department of Transportation and Public Works (DTPW) Director stated the amounts were dependent upon where the benches were located. She stated the average per bench was approximately \$10.45 and confirmed the department received updated figures from two municipalities and believed the numbers were accurate.</i> <i>In response to a request for correct information regarding the bus bench issue, the Director stated discussion determined the amount received per bench by the cities of Hialeah and Doral was more than the County's contract amount.</i> <i>R-107-16 was adopted as amended to delete the language authorizing the Mayor or designee to exercise the fourth and fifth one-year extension periods and include language stating that after the third one-year extension, the contract would be analyzed by County Administration to determine whether it should be renewed or rebid.</i> <ul style="list-style-type: none"> The Board authorized the third option to renew term and directed the County Mayor or the County Mayor's designee to analyze the contract to determine whether it should be further renewed or re-solicited. The Department of Transportation and Public Works conducted market research and compared this contract to bus bench contracts managed by four (4) large transit entities: Houston, Texas; Los Angeles, California; Phoenix, Arizona; and San Diego, California. The analysis indicated that the County's contract generates more revenue annually than these entities and the revenue amount per bench is second only to Phoenix, Arizona. Accordingly, the Department of Transportation and Public Works determined that it is in the County's best interest to renew this contract. Staff negotiated with the vendor to maintain the minimum annual guarantee during the two (2) remaining option to renew terms, which is projected to result in additional revenues of \$25,626 and \$29,897, respectively. <p><u>Additional Information on Bus Stop Improvements</u> The following information was provided by DTPW staff and is based on the inventory of bus stops located within the boundaries of Unincorporated Miami Dade County as of September 2016.</p> <table border="1"> <thead> <tr> <th colspan="2">Bus Stop Designation</th></tr> </thead> <tbody> <tr> <td>Number of bus stops in Unincorporated Miami-Dade County, all of which are designated by a sign</td><td>3,300</td></tr> <tr> <td>Number of bus stops designated by a shelter</td><td>1,047</td></tr> <tr> <td>Number of bus stops designated by a trash can</td><td>2,079</td></tr> <tr> <td>Number of bus shelters with lighted advertising panels</td><td>850</td></tr> <tr> <td>Number of bus stops designated by a sign, trash can and lighting</td><td>850</td></tr> </tbody> </table> <ul style="list-style-type: none"> The only lighting source at bus stops are provided by the bus shelters which have lighted advertising panels. Therefore, the number of bus stops that are designated by a sign, trash can and lighting is equal to the number of bus stops with lighted advertising panels. All those stops also have a sign and a trash can as well. Other categories of bus stops that the County owns and maintains include locales such as Metrorail stations or large transfer centers such as Omni, along with park and ride lots. <table border="1"> <thead> <tr> <th colspan="2">Improvements made to Bus Stops from 2006 to 2016</th></tr> </thead> <tbody> <tr> <td>Solar powered bus passenger shelters have been installed</td><td>1,000</td></tr> <tr> <td>Bus passenger shelters installed in bus stops upgraded with fluorescent lighting systems</td><td>850</td></tr> <tr> <td>Bus passenger shelters installed in bus stops upgraded from fluorescent lighting systems to LED type of lighting systems</td><td>850</td></tr> </tbody> </table> <ul style="list-style-type: none"> An average of 1,200 Work Orders are generated from the Passenger Amenities Section every year in order to complete the following improvements to bus stops: <ul style="list-style-type: none"> Bus stop signs replacements Bus Stop signs repairs Bus Stop signs reinstallations 	Bus Stop Designation		Number of bus stops in Unincorporated Miami-Dade County, all of which are designated by a sign	3,300	Number of bus stops designated by a shelter	1,047	Number of bus stops designated by a trash can	2,079	Number of bus shelters with lighted advertising panels	850	Number of bus stops designated by a sign, trash can and lighting	850	Improvements made to Bus Stops from 2006 to 2016		Solar powered bus passenger shelters have been installed	1,000	Bus passenger shelters installed in bus stops upgraded with fluorescent lighting systems	850	Bus passenger shelters installed in bus stops upgraded from fluorescent lighting systems to LED type of lighting systems	850
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	<ul style="list-style-type: none"> ○ Bus Stop signs route display panels renovations ○ Bus Stop signs route display panels repairs ○ Bus Stop signs route display panels information updates ○ Bus Stop signs map panels repairs, renovations and updates • 1,800 bus passenger benches have been installed in bus stops from 2006 through 2013. • 1,800 bus passenger benches have been upgraded to two different new models of bus passenger benches from years 2013 through 2016. • 2,050 trash containers of different models and sizes have been installed in bus stops during the last 10 years. 				
8F9 162887	<p>RESOLUTION AUTHORIZING WAIVER OF FORMAL BID PROCEDURES PURSUANT TO SECTION 5.03(D) OF THE HOME RULE CHARTER AND SECTION 2-8.1 OF THE COUNTY CODE BY A TWO-THIRDS VOTE OF THE BOARD MEMBERS PRESENT; RATIFYING EMERGENCY CONTRACT NO. E9888-0/17 IN THE AMOUNT OF \$581,700.00 FOR THE PURCHASE OF TOWING SERVICES FOR MULTIPLE COUNTY DEPARTMENTS; AND AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ALL PROVISIONS OF THE CONTRACT PURSUANT TO SECTION 2-8.1 OF THE COUNTY CODE AND IMPLEMENTING ORDER 3-38</p>				
Notes	<p>The proposed resolution waives formal bid procedures and ratifies an emergency contract award, E9888-0/17, for the purchase of towing services for multiple County departments in the amount of \$581,700.</p> <p><u>Background</u></p> <p>An emergency was approved by the Director of the Internal Services Department on August 12, 2016 to ensure continuity in the delivery of towing services countywide since the replacement solicitation (Invitation to Bid No. FB-00244 – File No. 162888) is being recommended for rejection and the prior contract has expired.</p> <ul style="list-style-type: none"> • <i>Why has this taken so long to come before the BCC for ratification?</i> <p>The emergency procurement covers a six-month period, affording County staff time to re-solicit and award a replacement contract. The County issued Invitation to Bid No. FB-00244, Towing Services, under full and open competition on June 17, 2015. Thirteen (13) bids were received in response to the solicitation, including one (1) “No Bid.” Two (2) bids were deemed non-responsive by the County Attorney’s Office. That solicitation is being recommended for rejection in a separate agenda item (File No. 162888).</p> <ul style="list-style-type: none"> • <i>The evaluation of bids in accordance with the stated method of award resulted in less than the required level of towing coverage. Additionally, staff identified an inconsistency in the method of award language that conflicted with another section in the solicitation regarding bidding based on equipment owned.</i> <p>During the period between the expiration of the prior contract and the issuance of the emergency award, the contractors under the prior contract continued to deliver critical services.</p> <p>In order to ensure continuity of these critical towing services, award of an emergency contract was made to the 10 responsive and responsible contractors that submitted bids under FB-00244. Awards were made based on group, sub-group, and geographic zone in order to ensure adequate towing coverage countywide. Staff is currently developing the replacement solicitation and anticipates forwarding an award recommendation for BCC consideration in January 2017.</p> <p><u>Fiscal Impact/Funding Source</u></p> <p>The fiscal impact for the six-month contract is \$581,700, which expires February 11, 2017. The previous towing services contract, Contract No. 8736-5/14, was valued at \$9,192,710 for a 91-month term and expired on May 31, 2016.</p> <p><u>Awarded Vendors</u></p> <p>All awarded vendors are local.</p> <table border="1" data-bbox="404 1810 1352 1900"> <tr> <th colspan="2">Additional Information on Contract No. 8736-5/14 Towing Services</th></tr> <tr> <td>Original Contract No. 8736-5/14 12/15/2008-11/30/2009</td><td>\$725,005</td></tr> </table>	Additional Information on Contract No. 8736-5/14 Towing Services		Original Contract No. 8736-5/14 12/15/2008-11/30/2009	\$725,005
Additional Information on Contract No. 8736-5/14 Towing Services					
Original Contract No. 8736-5/14 12/15/2008-11/30/2009	\$725,005				

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		Modification R-1061-09 7/23/2009	\$740,000
		Total Amount for Original Contract Term	\$1,465,005
		First OTR R-1275-09 8736-5/14-1 12/1/2009-11/30/2010 <i>According to the Bid Tracking System, the expiration date was extended to 12/31/2010.</i>	\$1,435,705
		Second OTR R-1231-10 8736-5/14-2 1/1/2011-12/31/2011	\$1,438,000
		Third OTR R-921-11 8736-5/14-3 1/1/2012-12/31/2012	\$739,000
		Modification R-1049-11 12/6/2011	\$400,000
		Total Amount for Third OTR	\$1,139,000
		Fourth OTR R-921-11 8736-5/14-4 1/1/2013-12/31/2013	\$1,139,000
		Fifth OTR 8736-5/14-5 1/1/2014-12/31/2014 <i>According to the Bid Tracking System, the expiration date was extended to 5/31/2016.</i>	\$1,139,000
		Proration	\$1,437,000
		Total Amount for Fifth OTR	\$2,576,000
		Cumulative Contract Total	\$9,192,710
8F10 162888	RESOLUTION APPROVING REJECTION OF ALL BIDS RECEIVED IN RESPONSE TO INVITATION TO BID NO. FB-00244 FOR TOWING SERVICES FOR VARIOUS COUNTY DEPARTMENTS		
Notes	<p>The proposed resolution approves the rejection of all bids received in response to Invitation to Bid No. FB-00244, Towing Services, for various County departments.</p> <p><u>Background</u></p> <p>The County issued a solicitation under full and open competition on June 17, 2015 to provide towing services for County vehicles, equipment and buses as well as for the disposal of abandoned vehicles and boats for a five-year term plus a five-year option to renew. The solicitation divided the work into groups, sub-groups and geographical zones.</p> <p>The County received 13 bids in response to the solicitation, including one (1) “No Bid” and two (2) bids that were deemed non-responsive by the County Attorney’s Office.</p> <p>Upon evaluation of the responsive bids, County staff determined that the solicitation’s method of award did not result in offers that would provide sufficient countywide towing services. The primary goal of the solicitation was to award at least four (4) contractors per sub-group for towing services for County vehicles and buses, and award three (3) contractors per geographic zone to meet the specific towing needs of the Regulatory and Economic Resources Department. The evaluation of bids in accordance with the stated method of award resulted in less than the required level of towing coverage. Additionally, staff identified an inconsistency in the solicitation.</p>		

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	<p>Specifically, the method of award conflicted with another section in the solicitation regarding bidding based on equipment owned.</p> <p>The prior contract for these services expired on May 31, 2016. As no award was made under the replacement contract, the Director of the Internal Services Department declared an emergency on August 12, 2016 to prevent a disruption in the delivery of these critical services. That emergency award, Contract No. E9888-0/17, is being presented to the BCC for ratification in a separate agenda item (File No. 162887).</p> <p><u>Fiscal Impact/Funding Source</u> There is no fiscal impact to the County for the rejection of bids. The value of the contract would have been \$5,577,000 for the initial five-year term.</p>
<p>8F11 162936</p>	<p>RESOLUTION RATIFYING THE ACTION BY THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE WITH RESPECT TO THE ADDITION OF VENDORS TO OPEN POOL CONTRACTS DURING THE PERIOD OF JANUARY 1, 2015 THROUGH JUNE 30, 2016</p>
<p>Notes</p>	<p>The proposed resolution ratifies the actions of the County Mayor or County Mayor's designee in the addition of vendors to various active open pools from January 1, 2015 through June 30, 2016. This item is being presented to the BCC in accordance with Resolution No. R-395-12, which requires that a report of vendors added to open pools be provided to the Board for bi-annual ratification.</p> <p>The proposed resolution shows that 252 vendors were added to prequalification pools during the period from January 1, 2015 through June 30, 2016. Additionally, the small business certification designation, when applicable; the address of each vendor; and releases (i.e., purchase orders) made to that vendor during the reporting period are included.</p> <p><u>Background</u> Open pre-qualification pools are established in order to allow qualified vendors to participate in spot market competitions for specified goods and services. Open pools are advantageous in that additional vendors meeting the minimum qualification requirements, as specified in a solicitation, can be added at any time during the pool term. Pursuant to recent discussion at Board of County Commissioners meetings, the Internal Services Department will be leading an aggressive outreach campaign to encourage additional participation by local businesses in the County's pools.</p> <p>Pools provide ongoing opportunities to vendors interested in participating in the County's competitive business process. It is also an efficient and cost effective means of contracting that reduces administrative work for staff and vendors wishing to participate in County contracts. Prequalification pools can provide enhanced competition and improved pricing for the County.</p>
<p>8F12 162938</p>	<p>RESOLUTION AUTHORIZING DESIGNATED PURCHASE PURSUANT TO SECTION 2-8.1(B)(3) OF THE COUNTY CODE BY A TWO-THIRDS VOTE OF THE BOARD MEMBERS PRESENT; AUTHORIZING AWARD OF ADDITIONAL EXPENDITURE AUTHORITY IN AN AMOUNT UP TO \$422,000.00 AND ADDITIONAL TIME UP TO FIVE YEARS FOR CONTRACT NO. EPP-RFP483-4(5) FOR PURCHASE OF ENHANCEMENTS, MAINTENANCE AND SUPPORT SERVICES FOR THE ENTERPRISE OPERATIONS SYSTEM FOR THE INFORMATION TECHNOLOGY DEPARTMENT; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ALL PROVISIONS OF THE CONTRACT PURSUANT TO SECTION 2-8.1 OF THE COUNTY CODE AND IMPLEMENTING ORDER 3-38</p>
<p>Notes</p>	<p>The proposed resolution approves a designated purchase to MicroPact Global, Inc. (MicroPact) under Contract No. EPP-RFP483-4(5), Enterprise Operations System, for the Information Technology Department on behalf of the Regulatory and Economic Resources and Transportation and Public Works departments. Approval of a designated purchase is being requested to authorize extension of the contract term for five (5) additional years on a year to year basis and increase expenditure authority by \$422,000 to obtain system enhancements and ongoing maintenance and support services for the Enterprise Operations System.</p> <p><u>Background</u> The Enterprise Operations System is used by the Business Affairs Division's, Consumer Protection Section of the Regulatory and Economic Resources Department, and by the Passenger Transportation Regulatory Division of the Department of Transportation and Public Works for business licensing, complaint intake, compliance, cashiering,</p>

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	<p>collections, legal case management, activity tracking, and inspections. It is anticipated that this system will be replaced by the Enterprise Permitting, Licensing, Inspections, Code Enforcement, and Land Management solution that has been solicited under Request for Proposals No. RFP-00276 and is currently under evaluation. Due to the complexity and length of time it will take to complete the implementation of the replacement solution, the Information Technology Department is requesting this interim extension of time and expenditure authority to continue to provide services to its customers and maintain business operations. This designated purchase is being requested to ensure continued system operations for the mission critical Enterprise Operations System until it is replaced.</p> <ul style="list-style-type: none"> <i>According to the Internal Services Department, Request for Proposals No. RFP-00276 is expected to come before the BCC in June/July 2017.</i> <p>MicroPact is the proprietary developer of the Enterprise Operations System and the sole provider of maintenance and support services.</p> <p><u>Fiscal Impact/Funding Source</u> The total value of the five-year extension requested is \$422,000. If the entire extension period is approved, the contract's cumulative value will be \$1,482,000. The extension will be exercised on a year to year basis.</p> <p>The expenditure authority being requested in the first extension year will be used to implement an online payment module and corresponding integration services. This enhancement will allow for credit card payments to be accepted over the internet.</p> <table border="1" data-bbox="579 917 1179 1180"> <thead> <tr> <th colspan="2">Additional Expenditure Authority Requested</th></tr> </thead> <tbody> <tr> <td>Year 1</td><td>\$206,000</td></tr> <tr> <td>Year 2</td><td>\$54,000</td></tr> <tr> <td>Year 3</td><td>\$54,000</td></tr> <tr> <td>Year 4</td><td>\$54,000</td></tr> <tr> <td>Year 5</td><td>\$54,000</td></tr> <tr> <td>Cumulative value of additional expenditure authority requested</td><td>\$422,000</td></tr> </tbody> </table> <p><i>Continued use of the Enterprise Operating System is dependent on the implementation schedule for RFP-00276, and does not guarantee that the total contract value will be expended by the Information Technology Department.</i></p> <p><u>Awarded Vendor</u> MicroPact Global, Inc.</p> <ul style="list-style-type: none"> 3400 Players Club Parkway, Suite 300, Memphis, TN <p><u>Additional Information on Contract No. EPP-RFP483 Enterprise Operations System</u> According to the Internal Services Department EPP-RFP483 was awarded to MicroPact Global, Inc. (formerly CAVU and Iron Data Solutions Inc.) under the Mayor's delegated authority in the amount of \$895,036 for a term of 84 months with an effective day of February 6, 2006.</p> <p>On August 18, 2015, Iron Data, LLC was acquired by MicroPact Inc.³</p> <p>On November 5, 2014, the BCC, through Resolution No. R-974-14, exercised the third and fourth option-to-renew terms for purchase of ongoing maintenance and support services for the existing Enterprise Operations Software System, totaling \$78,000 for the two options. R-974-14 also extended the contract until January 31, 2017.</p> <ul style="list-style-type: none"> <i>According to the Internal Services Department, the first and second OTRs were authorized under the Mayor's delegated authority.</i> 	Additional Expenditure Authority Requested		Year 1	\$206,000	Year 2	\$54,000	Year 3	\$54,000	Year 4	\$54,000	Year 5	\$54,000	Cumulative value of additional expenditure authority requested	\$422,000
Additional Expenditure Authority Requested															
Year 1	\$206,000														
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Year 5	\$54,000														
Cumulative value of additional expenditure authority requested	\$422,000														

³ <http://www.bloomberg.com/research/stocks/private/snapshot.asp?privcapId=35267805>

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	<p>R-974-14 provided the County with continued maintenance and support services for the Enterprise Operations Software System implemented by Iron Data Solutions, Inc.</p> <table border="1" data-bbox="518 336 1239 1066"> <tr> <th colspan="2">Contract No. EPP-RFP483 Enterprise Operations System <i>According to the Bid Tracking System</i></th></tr> <tr> <td>Original Contract No. EPP-RFP483 2/6/2006-1/31/2013</td><td>\$895,036</td></tr> <tr> <td>First OTR EPP-RFP483-1(5) 2/1/2013-1/31/2014</td><td>\$38,160</td></tr> <tr> <td>Second OTR EPP-RFP483-2(5) 2/1/2014-1/31/2015</td><td>\$38,160</td></tr> <tr> <td>Third OTR EPP-RFP483-3(5) R-974-14 2/1/2015-1/31/2016</td><td>\$39,000</td></tr> <tr> <td>Fourth OTR EPP-RFP483-4(5) R-974-14 2/1/2016-1/31/2017</td><td>\$39,000</td></tr> <tr> <td>Modification 6/1/2016</td><td>\$7,800</td></tr> <tr> <td>Total Amount of Fourth OTR</td><td>\$46,800</td></tr> <tr> <td>Cumulative Contract Total</td><td>\$1,057,156</td></tr> </table> <p><u>Additional Information on Merge Between Iron Data Solutions, Inc. and MicroPact, Inc., August 18, 2015⁴</u> MicroPact Inc., the leader in Data-First™ Case Management and Business Process Management (BPM) software, announced that it has merged with Iron Data Solutions, Inc., a leader in case management and regulatory software solutions used across 49 states and the federal government. The merged company will retain the MicroPact name.</p> <p>The new MicroPact is based in Herndon, VA, and has approximately 600 team members located at offices throughout the United States, Canada, and the Philippines. Today MicroPact solutions serve 97% of federal agencies with 500 or more employees, and enjoy a 97% annual renewal rate.</p> <p>Iron Data Solutions, Inc. is headquartered in Arlington, VA and has approximately 400 team members. The company is used by the Federal Government and by 49 state governments.</p>	Contract No. EPP-RFP483 Enterprise Operations System <i>According to the Bid Tracking System</i>		Original Contract No. EPP-RFP483 2/6/2006-1/31/2013	\$895,036	First OTR EPP-RFP483-1(5) 2/1/2013-1/31/2014	\$38,160	Second OTR EPP-RFP483-2(5) 2/1/2014-1/31/2015	\$38,160	Third OTR EPP-RFP483-3(5) R-974-14 2/1/2015-1/31/2016	\$39,000	Fourth OTR EPP-RFP483-4(5) R-974-14 2/1/2016-1/31/2017	\$39,000	Modification 6/1/2016	\$7,800	Total Amount of Fourth OTR	\$46,800	Cumulative Contract Total	\$1,057,156
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8F13 170258	<p>RESOLUTION AUTHORIZING DESIGNATED PURCHASE PURSUANT TO SECTION 2-8.1(B)(3) OF THE COUNTY CODE BY A TWO-THIRDS VOTE OF THE BOARD MEMBERS PRESENT; AUTHORIZING AWARD OF ADDITIONAL TIME UP TO 90 DAYS AND ADDITIONAL EXPENDITURE AUTHORITY IN A TOTAL AMOUNT OF UP TO \$4,438,000.00 FOR CONTRACT NO. 5380-6/14-6 FOR PURCHASE OF MOBILE EQUIPMENT MANUFACTURER REPLACEMENT PARTS AND SERVICES FOR COUNTY DEPARTMENTS; PROVIDING LIMITATIONS AND A REPORTING REQUIREMENT; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ALL PROVISIONS OF THE CONTRACT PURSUANT TO SECTION 2-8.1 OF THE COUNTY CODE AND IMPLEMENTING ORDER 3-38 [SEE ORIGINAL ITEM UNDER FILE NO. 162939]</p>																		
Notes	<p>The proposed resolution approves a designated purchase under Contract No. 5380-6/14-6, Mobile Equipment Manufacturer Replacement Parts and Services, for multiple Miami-Dade County departments to authorize the extension of the current contract term by 90 days and increase expenditure authority by \$4,438,000 to ensure continuity of services while the replacement contract is finalized.</p>																		

⁴ <https://www.micropact.com/blog/detail/micropact-and-iron-data-merge/>

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	<p><i>During the Strategic Planning and Government Operations Committee meeting on January 17, 2017, the proposed resolution was amended to:</i></p> <ul style="list-style-type: none"> • <i>Reduce the requested extension period to 90 days;</i> • <i>Reduce the additional allocation requested to the prorated value for the 90-day period (\$4,438,000);</i> • <i>Provide the Committee with monthly reports on expenditures under this contract during the extension period, including the emergency need for the purchases; and</i> • <i>Include in the monthly reports the status of the replacement contract.</i> <p><u>Background</u> In May 2008, this contract was approved by the BCC through Resolution No. R-568-08 for a one-year term, with six (6) one-year options to renew. This contract is currently in its final option to renew term and is used by multiple County departments to purchase Original Equipment Manufacturer parts and repair services for various types of automotive equipment, including passenger cars, station wagons, vans, pickup trucks, utility vehicles, walk-in step vans and motorcycles.</p> <p>The current term was extended administratively by six (6) months under delegated authority to afford the time needed to develop a comprehensive consolidated replacement solicitation.</p> <p>It has been determined that Contract No. 5380-6/14 is to be consolidated with the replacement solicitation for Contract No. 1070-5/14-5, Automotive and Truck Replacement Parts and Specialized Repair Services, as the scopes are similar for parts, equipment and services. A designated purchase requesting additional time under Contract No. 1070-5/14-5 is also being presented to the BCC as a separate item. The consolidated replacement solicitation was advertised and the results are under evaluation. The combination of contracts involves over 600 line items.</p> <p><u>Fiscal Impact/Funding Source</u> This contract is currently in its sixth and final option to renew term, which expires on December 31, 2016 and has an existing allocation of \$131,053,000. If this request for an additional allocation of \$4,438,000 is approved, the cumulative contract value, as set forth below, would be \$135,491,000 for a total of eight (8) years and nine (9) months.</p> <p><u>Awarded Vendors</u> Of the 73 awarded vendors, 27 are local.</p> <p><u>Additional Information on Contract No. 5380-6/14</u> On May 6, 2008, the BCC, through Resolution No. R-568-08, approved award of Contract No. 5380-6/14 to establish a pool of pre-qualified vendors to purchase original mobile equipment manufacturer replacements parts and service, truck and major components equipment with repair or installation service, named brand replacement parts and service, and specialized heavy duty vehicle parts and service in the amount of \$7,728,232 for a one-year term with six, one-year options-to-renew.</p> <table border="1" data-bbox="418 1444 1341 1900"> <tr> <th colspan="2">Contract No. 5380-6/14-6, Mobile Equipment Manufacturer Replacement Parts and Services <i>According to the Bid Tracking System</i></th></tr> <tr> <td>Original Contract No. 5380-6/14 R-568-08 7/1/2008-6/30/2009</td><td>\$7,728,232</td></tr> <tr> <td>Modification R-1028-08 10/7/2008</td><td>\$5,181,826</td></tr> <tr> <td>Modification 4/15/2009</td><td>\$144,000</td></tr> <tr> <td>Total Amount for Original Contract Term</td><td>\$13,054,058</td></tr> <tr> <td>First OTR 5380-6/14-1 7/1/2009-6/30/2010</td><td>\$13,067,112.06</td></tr> </table>	Contract No. 5380-6/14-6, Mobile Equipment Manufacturer Replacement Parts and Services <i>According to the Bid Tracking System</i>		Original Contract No. 5380-6/14 R-568-08 7/1/2008-6/30/2009	\$7,728,232	Modification R-1028-08 10/7/2008	\$5,181,826	Modification 4/15/2009	\$144,000	Total Amount for Original Contract Term	\$13,054,058	First OTR 5380-6/14-1 7/1/2009-6/30/2010	\$13,067,112.06
Contract No. 5380-6/14-6, Mobile Equipment Manufacturer Replacement Parts and Services <i>According to the Bid Tracking System</i>													
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	Modification 5/5/2010	\$166,286.15
	Modification 5/11/2010	\$150,000
	Total Amount for First OTR	\$13,383,398.21
	Second OTR 5380-6/14-2 7/1/2010-6/30/2011	\$13,383,398.21
	Modification 6/22/2011	\$1,332,601.79
	Total Amount for Third OTR	\$14,716,000
	Third OTR 5380-6/14-3 7/1/2011-6/30/2012	\$14,716,000
	Fourth OTR 5380-6/14-4 7/1/2012-6/30/2013	\$14,716,000
	Fifth OTR 5380-6/14-5 7/1/2013-6/30/2014	\$14,716,000
	Modification 6/20/2014	\$1,101,000
	Total Amount for Fifth OTR	\$15,817,000
	Sixth OTR 5380-6/14-6 7/1/2016-12/31/2016	\$15,817,000
	Modification 1/13/2016	\$2,200,000
	Modification 5/31/2016	\$250,000
	Modification 7/25/2016	\$3,753,700
	Modification 7/25/2016	\$3,200
	Proration	\$22,626,600
	Total Amount for Sixth OTR	\$44,650,500
	Cumulative Contract Total	\$131,052,956

On May 6, 2008, the BCC, through Resolution No. R-568-08, also modified Contract No. 1070-3/07 to allow for additional time and spending authority to allow various County departments to purchase non-dealer and aftermarket automotive truck parts and accessories in the amount of \$2,609,065 for six months. This contract modification was presented to the BCC as an emergency bridge contract for Contract No. 5380-6/14.

- *Contract No. 1070-3/07 was awarded on October 8, 2002 through Resolution No. R-1140-02 for the purchase of automotive and truck parts and accessories, catalogue supplies and specialized repairs.*

Additional Information on Contract No. 1070-5/14 (to be consolidated with Contract No. 5380-6/14)

On May 5, 2009, the BCC, through Resolution No. R-504-09, rescinded the original award for the purchase of automotive and truck replacement parts and specialized repair services and approved the award of Contract No. 1070-5/14 in the amount of \$7,033,000 for one year with five, one-year options-to-renew.

- *The original award recommendation was posted with the Clerk of the Board on February 20, 2009. After the original award recommendation, the Department of Procurement Management discovered that one of the recommended vendors did not meet all of the requirements of the solicitation.*

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	Contract No. 1070-5/14-5, Automotive and Truck Replacement Parts and Specialized Repair Services <i>According to the Bid Tracking System</i>	
	Original Contract No. 1070-5/14 R-504-09 6/1/2009-5/31/2010	\$7,033,000
	First OTR 1070-5/14-1 6/1/2010-5/31/2011	\$7,058,000
	Second OTR 1070-5/14-2 6/1/2011-5/31/2012	\$7,058,000
	Third OTR 1070-5/14-3 6/1/2012-5/31/2013	\$7,058,000
	Modification 4/17/2013	\$350,000
	Total Amount of Third OTR	\$7,408,000
	Fourth OTR 1070-5/14-4 6/1/2013-5/31/2014	\$7,058,000
	Modification 2/12/2014	\$70,000
	Total Amount for Fourth OTR	\$7,128,000
	Fifth OTR 1070-5/14-5 6/1/2014-5/31/2015 <i>According to the Bid Tracking System, the expiration date is now 11/31/2016.</i>	\$7,128,000
	Proration	\$8,421,177.90
	Total Amount of Fifth OTR	\$15,549,177.90
	Cumulative Contract Total	\$51,234,178

Additional Information on Strategic Planning and Government Operations Committee Meeting Discussion:

During the Strategic Planning and Government Operations Committee meeting on January 17, 2017, the proposed resolution was discussed as follows:

- *The Committee expressed concerns with the amount being requested.*
- *The Committee requested that ISD provide a report on the status of the workforce in the Procurement Department.*
- *The ISD Director noted that this contract does not follow other routine contracts and explained that ISD endeavored last year to combine this contract with another large contract because operationally it made more sense for there to be one contract for aggregate pricing and ease of use.*
- *Mid-way through that replacement consolidation, concerns were raised, and since the replacement solicitation is still under the cone of silence, the proposed resolution is being requested to allow for more time to review.*
- *The Director also explained some internal improvement that were being done to assist with the meeting of deadlines.*
- *The Committee noted that the contract expired on December 31, 2016 and that it had already been extended administratively.*
- *The Committee noted that extensions were being done on a routine basis and that only 27 out of 73 vendors were local.*
- *The Committee asked how quickly the Department could get through a procurement process, to which the Director explained that it would take several months for the replacement solicitation to be finalized.*

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	<ul style="list-style-type: none"> <i>The Committee noted that in 2005 a resolution was adopted to provide that prior to award of contracts or contract extensions, the administration was required to present the request no later than 60 before the existing contract expires or needs to be extended. The Committee noted that this resolution was amended in 2006 reduce the time to 30 days.</i> <p><u>Additional Information</u></p> <p>On May 3, 2005, the BCC, through Resolution No. R-544-05, directed that whenever prior BCC approval is required for award of a successor contract or extension of an existing contract, in order to assure no hiatus in the provision of goods or services to the County, the County Manager was to present the request for such approval to the BCC no later than sixty days before the existing contract expires or needs to be extended.</p> <p>On July 6, 2006, the BCC, through Resolution No. R-841-06, amended Resolution No. R-544-05 to provide that whenever prior BCC approval is required for award of a successor contract or extension of an existing contract, in order to assure no hiatus in the provision of goods or services to the County, the County Manager was to present the request for such approval to the BCC no later than thirty (30) days before the existing contract expires or needs to be extended.</p>
8G1 162868	<p>RESOLUTION APPROVING THE FISCAL YEAR 2016-17 CONTRACT IN THE AMOUNT OF \$1,133,000.00 WITH THE STATE OF FLORIDA DEPARTMENT OF HEALTH EFFECTIVE RETROACTIVELY TO OCTOBER 1, 2016 FOR THE PURPOSE OF MEETING PUBLIC HEALTH NEEDS OF THE CITIZENS OF MIAMI-DADE COUNTY; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME AND EXERCISE ANY PROVISIONS CONTAINED THEREIN, AND TO EXECUTE FUTURE AGREEMENTS FOR, AND APPLY FOR, RECEIVE, AND EXPEND ADDITIONAL FUNDS SHOULD THEY BECOME AVAILABLE UNDER THIS PROGRAM FOR THIS PURPOSE</p>
Notes	<p>The proposed resolution retroactively authorizes the execution of the agreement between Miami-Dade County and the State of Florida Department of Health (DOH) for one (1) year, from October 1, 2016 to September 30, 2017, and authorizes Miami-Dade County to provide \$1,133,000 in program support to the DOH for public health services to Miami-Dade County residents.</p> <p><u>Fiscal Impact/Funding Source</u></p> <p>The FY 2016-17 contract identifies a total program cost of \$81,916,705. Funding for the total program cost consists of contributions by the State of Florida totaling \$67,879,823, a direct local County contribution totaling \$1,133,000 from Jackson Health Systems (JHS), and other local cash contributions totaling \$12,903,882 to the State's Public Health Trust Fund maintained by the State Treasurer.</p> <ul style="list-style-type: none"> <i>The JHS reimbursement methodology and monitoring requirements are detailed under separate agreements between the JHS and DOH.</i> <p>Pursuant to State law, the BCC is responsible for approving the DOH revised fee schedule. However, no changes in service fees are recommended in this document. Furthermore, communicable disease and primary care fees are automatically adjusted to at least the Medicaid reimbursement rate without formal amendment to this contract in accordance with Section 154.06 of the Florida Statutes should such reimbursement be increased or decreased. Other State indirect contributions not reflected in the trust fund budget include immunization, funds for the Bureau of Public Health Laboratories, ADAP and Pharmacy Drug Program, and the Women, Infant and Children (WIC) food program totaling \$91,120,921.</p> <p>Although not mandated by State Statute, Miami-Dade County agrees to provide building space and insurance coverage for County-owned buildings, furnishings and equipment used by the DOH. The leases for these facilities will go back to the BCC as separate agreements for approval. It is the responsibility of the DOH to obtain insurance coverage for any buildings, furnishings, and equipment used by the agency but not owned by Miami-Dade County. The DOH is responsible for the construction, maintenance, repair, and improvements of all buildings, as well as providing utilities, janitorial and custodial services. In addition, the DOH must maintain facilities in compliance with all Federal, State, and local regulatory requirements, including the American with Disabilities Act.</p>
8I1 162737	<p>RESOLUTION APPROVING THE TERMS AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE PUBLICATIONS SUBSCRIPTION AND ACCESS</p>

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	<p>AGREEMENT AND CALEA LAW ENFORCEMENT ACCREDITATION AGREEMENT ADDENDUM WITH THE COMMISSION ON ACCREDITATION FOR LAW ENFORCEMENT AGENCIES AND MIAMI-DADE COUNTY, BY AND THROUGH THE MIAMI-DADE POLICE DEPARTMENT, IN AN AMOUNT NOT TO EXCEED \$10,000.00 FOR THE ANNUAL SUBSCRIPTION FEE; TO AUTHORIZE THE EXECUTION OF AMENDMENTS, RENEWALS, AND EXTENSIONS AND TO EXERCISE THE CANCELLATION AND TERMINATION PROVISIONS CONTAINED THEREIN</p>
<p>Notes</p>	<p>The proposed resolution approves and authorizes the County Mayor or County Mayor's designee action to execute the Publications Subscription, Access Agreement, and CALEA Law Enforcement Accreditation Agreement Addendum between the Commission on Accreditation for Law Enforcement Agencies (CALEA) and Miami-Dade County (County), through the Miami-Dade Police Department (MDPD).</p> <p>This Agreement will provide for the continuation of Miami-Dade County and the MDPD in this nationally recognized law enforcement agency accreditation program. The accreditation assessment process occurs on a four (4) year cycle.</p> <p><u>Fiscal Impact/Funding Source</u> The annual subscription fee will not exceed \$10,000. The final cost is determined by the agency size and the complexity of the accreditation process.</p> <p><u>Background</u> The Commission on Accreditation for Law Enforcement Agencies, Inc., known as CALEA, was created in 1979 as a credentialing authority through the joint efforts of law enforcement's major executive associations: International Association of Chiefs of Police (IACP); National Organization of Black Law Enforcement Executives (NOBLE); National Sheriffs' Association (NSA); and the Police Executive Research Forum (PERF). The purpose of the CALEA accreditation program is to improve the delivery of public safety services, primarily, by maintaining a body of standards developed by public safety practitioners to cover a wide range of current public safety initiatives while establishing and administering an accreditation process and recognizing professional excellence.</p> <p>The MDPD began the accreditation process in 1991, and was awarded its first accreditation award on July 31, 1993. The most recent onsite assessment was conducted in August 2016. The participation of the MDPD in this nationally recognized rigorous accreditation program continues the Department's commitment to greater internal accountability, and also demonstrates to the community the Department's commitment to providing the highest level of public safety and services to the citizens of Miami-Dade County.</p> <p><u>Additional Information</u> On May 7, 2013, the BCC, through Resolution No.R-353-13, authorized the County Mayor or County Mayor's Designee to execute an agreement between the Commission for Florida Law Enforcement Accreditation, Inc., and Miami-Dade County through the Miami-Dade Police Department.</p> <p>This agreement established the relationship between, and set the responsibilities of, the parties to this Agreement. The Commission for Florida Law Enforcement Accreditation, Inc. was to assess the Miami-Dade Police Department's compliance with established standards to determine if the Miami-Dade Police Department is eligible for accredited status. This agreement was to provide payment to the Commission for Florida Law Enforcement Accreditation, Inc., in accordance with their established fee schedule.</p> <p>The annual fee was \$2,400.00 payable to the Commission for Florida Law Enforcement Accreditation, Inc.</p>
<p>812 162963</p>	<p>RESOLUTION APPROVING THE TERMS OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE GUARDIANSHIP PROGRAM OF DADE COUNTY, INC., AND MIAMI-DADE COUNTY, THROUGH THE MIAMI-DADE POLICE DEPARTMENT, TO AUTHORIZE THE CREATION OF A MESSAGE IN THE CRIMINAL JUSTICE INFORMATION SYSTEM LOCAL TO PROVIDE INFORMATION TO POLICE OFFICERS OF ANY POLICE AGENCY WITHIN MIAMI-DADE COUNTY, IF A PERSON ENCOUNTERED HAS A COURT-APPOINTED LEGAL GUARDIAN THROUGH THE GUARDIANSHIP PROGRAM OF DADE COUNTY, INC., AND THE APPROPRIATE CONTACT INFORMATION; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE MEMORANDUM OF</p>

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Notes	<p>The proposed resolution authorizes the County Mayor or County Mayor's designee to execute a Memorandum of Understanding (MOU) between Miami-Dade County, through the Miami-Dade Police Department (MDPD), and the Guardianship Program of Dade County, Inc.</p> <p>The purpose of the MOU is to create a message in the Criminal Justice Information System (CJIS) Local to provide information to police officers to identify if a particular person has a court-appointed legal guardian, specifically the Guardianship Program. The message will also advise that the Guardianship Program is to be contacted when that person has an encounter with the MDPD or any police agency within Miami-Dade County. The MOU will be effective upon signature and will expire on January 31, 2022. It will also provide for three (3) additional renewals, each for a period of five (5) years.</p>
8L1 162958	RESOLUTION APPROVING GRANT AGREEMENT BETWEEN CCRE MEEK, LLC AND MIAMI-DADE COUNTY RELATING TO GRANT IN AMOUNT OF \$5 MILLION FROM PROJECT NO. 124 ECONOMIC DEVELOPMENT FUND OF BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM; AND AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE AND DELIVER GRANT AGREEMENT ON BEHALF OF COUNTY
Notes	<p>The proposed resolution approves a Grant Agreement (Agreement) with CCRE Meek, LLC (Grantee), which is associated with a previously approved allocation by this BCC in the amount of \$5 million from Building Better Communities General Obligation Bond (BBC-GOB) Program Project No. 124 Economic Development Fund (Project No. 124) for the partial funding of certain public infrastructure improvements related to the completion of Carrie Meek International Business Park (GOB Project).</p> <p>Approval of this Agreement will fund certain public infrastructure improvements in connection with the construction of a single large bay distribution and warehouse building of a minimum 800,000 square feet (Distribution Project). The Distribution Project is expected to be completed by the end of 2018 at a cost of approximately \$92 million.</p> <p>The total anticipated cost of the public infrastructure is projected at \$5 million. The Grantee will be responsible for the total project costs not covered under the Agreement. The Grantee will also be responsible for the management of the overall GOB Project.</p> <p>The Grantee has agreed to create or cause to be created a minimum of 1,000 new full-time permanent jobs, 500 of which will be at an average annual wage of \$24,017.76 (County's Living Wage) or higher.</p> <p><u>Fiscal Impact/Funding Source</u></p> <p>The Agreement provides that \$5 million from BBC-GOB Program Project No. 124 will be made available to the Grantee on a reimbursable basis for costs related to the GOB Project. The funding source for the Agreement is BBC-GOB Program bond proceeds.</p> <p>The County anticipates reimbursement funding under the Agreement to be made available in FY 2018-19. The Agreement will partially offset the cost of water and sewer improvements, sewer lift station construction and/or improvements, roadway improvements, traffic signals and signage, sidewalks, street lights, pavement markers, underground utilities, public parking and other eligible infrastructure.</p> <p><u>Background</u></p> <p>Pursuant to Resolution No. R-986-14 adopted on November 5, 2014, the BCC approved a \$5 million allocation from BBC-GOB Program Project No. 124 for the GOB Project and directed the County Mayor or County Mayor's designee to begin negotiating the terms of an agreement. A draft agreement document with standard terms under the BBC-GOB Program was sent to the Grantee and subsequent negotiations took place. As a result of the negotiation meetings with multiple potential grantees for BBC-GOB Program funding under Project No. 124, the Department recommended allowing the following change for all projects to be negotiated, which are incorporated into the Agreement:</p> <ul style="list-style-type: none"> • Payment of Grant – allowing for the division of the reimbursements into five (5) consecutive, equal payments – the first at 365 days following the Certificate of Occupancy (Initial Disbursement) and one

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	<p>(1) payment at each of the subsequent four (4) anniversaries of the Initial Disbursement. This would be in lieu of a onetime reimbursement in full at the Initial Disbursement with an irrevocable letter of credit (or other similar collateral) for the full amount thereof to be kept in place for the following four (4) years. To the extent that in any of those following four (4) years the Grantee fails to meet its employment requirements, then a deduction will be made at the time of each annual payment for any percentage of uncertified employment in an amount commensurate with the percentage of uncertified employment. <i>For instance, if only 80 percent of the employment requirement is certified, then that year's payment will be reduced by 20 percent.</i></p> <p>Reimbursement to the Grantee of Eligible Capital Costs incurred by the Grantee for the construction of the GOB Project in five (5) equal payments beginning on a date that is no earlier than 365 days from the date the Distribution Project is put into service will satisfy both the Federal reimbursement requirements, as well as the County's policy of certifying to there being a minimum of 1,000 new, fulltime, permanent jobs at the Distribution Project for five (5) years. Pursuant to the Agreement, all reimbursements to the Grantee will be in accordance with the Administrative Rules.</p> <p>Deviation(s) from the Allocation Memo accompanied by Resolution No. R-986-14: For the BCC's reference, below are terms or matters that deviate from the original resolution approving the allocation:</p> <ul style="list-style-type: none"> • The Grantee has changed the scope of the Distribution Project. Originally planned as the construction of an industrial park with aviation and non-aviation components totaling 1.75 million square feet of space over a five (5) year period, it was to be comprised of nine (9) large bay distribution and warehouse buildings totaling 1.4 million square feet, and four (4) small bay business incubator buildings with a total of 175,000 square feet and seven (7) aviation use hangar buildings with a total of 170,000 square feet. • The Grantee is now proposing to construct a four (4) phase project with a first phase to include a single large bay distribution and warehouse building of a minimum 885,000 square feet. The second and third phase will be additional distribution and warehouse space and a fourth building will be the Carrie Meek Building, comprising approximately 5,000 square feet of office space for the Carrie Meek Foundation. <i>It should be noted that the GOB Project will be utilized for infrastructure improvements required for Phase I.</i> • The Grantee has changed the projected number of new, permanent jobs from 2,300 to 1,000. The Grantee is responsible for the creation of 1,000 new jobs at the Distribution Project (Certified New Jobs). Of these 1,000 new jobs, 500 of them will be Certified Qualifying Wage Jobs of which will have an average annual salary ranging from \$27,499.68 to \$24,017.00 depending on whether or not the computation is with or without benefits. The new average salary exceeds the County's Living Wage for October 2016 through September 2017. • The Grantee will aspire to cause at least 700 Certified New Jobs at the Distribution Project to be available to qualified residents of Miami-Dade County. The Grantee will have satisfied this requirement by holding a minimum of two (2) job fairs to recruit Miami-Dade County residents and such employment opportunities are to be advertised at least twice in a local publication or other media intended to recruit residents of Miami-Dade County. • The Grantee has changed the projected project cost from \$127.4 million, including \$14.4 million of public infrastructure work to a projected cost of \$92 million including public infrastructure of \$5 million. • The County and Grantee have acknowledged and agreed that with respect to the Administrative Rules, Exhibits B, C, E, F, G, I and J of said Administrative Rules do not apply to this Agreement as the reimbursement request will be made in five (5) consecutive, equal payments after the Certificates of Occupancy and/or Completion for the Distribution Project have been issued and the jobs have been certified for at least 365 days. • Section 10 – Access to the Distribution Project and Section 11 – Confidentiality, Non-Disclosure and Declaratory Judgment have been added to this Agreement at the request of the Grantee to protect their tenant from the release of Trade Secret Information. <p>Additional Information- Office of the Inspector General (OIG) Memo dated January 17, 2017</p>

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	<p>The Office of the Inspector General (OIG) Memo dated January 17, 2017 provides the OIG Observations, Comments and Recommendations on the Grant Agreement between CCRE Meek, LLC and Miami-Dade County for the Carrie Meek International Business Park. Listed below are highlights from the Memo:</p> <ul style="list-style-type: none"> <i>The final negotiated agreement deviates from the Distribution Project's initial terms as approved by the BCC. The Distribution Project's physical size and its intended business uses have changed. Important to the purpose behind the Economic Development Fund (EDF) incentives, the number of new jobs and the wages associated with these new jobs have changed too. The new terms, presented in the instant agreement, represent significant reductions.</i> <p>The OIG's memorandum contains four (4) issues, resulting in eight (8) recommendations, for the BCC's consideration. These four (4) issues are:</p> <ol style="list-style-type: none"> 1. Eliminate two-tiered "new jobs" certification – in other words, have only one classification of qualifying "new jobs"; <ul style="list-style-type: none"> <i>The initial grant application, which was approved by the BCC, required the Grantee to create 2,300 new full-time jobs with an average annual salary of \$37,000. At present, the Grantee will only have to create 1,000 new jobs. Half of those new jobs (500) will be certified as having an annual average salary of \$27,499.68 (without benefits) or \$24,017.76 (including benefits).</i> <i>As proposed, the minimum number of new jobs to be created is reduced by 56 percent (2,300 new jobs to 1,000 new jobs) and 78 percent (2,300 to 500 new qualifying wage jobs), depending if they are "qualifying wage" jobs. Moreover, the minimum average salary for only 500 new jobs is 26 percent less (from \$37,000 to \$27,499) than what was offered previously to all 2,300 employees.</i> 2. Link the grant agreement's average annual wage threshold to annual changes in the County's Living Wage and require the hourly wage rate to be the County's Living Wage rate; <ul style="list-style-type: none"> <i>Based on the BCC's discussions over the last two years regarding the end goal that these Economic Development Funds are intended to achieve, we believe that the intent is not only to create new jobs but new jobs that pay good wages. We recommend that the certified new jobs be paid at the County's Living Wage rate (for service contracts) or more.</i> 3. Revise definition of "new jobs" to be consistent with other grant agreements to exclude relocation of jobs within Miami-Dade County; and <ul style="list-style-type: none"> <i>The OIG recommends that the definition of new jobs be revised to eliminate the clause "to the Distribution Project or..."</i> 4. Increase target area employment opportunities. <ul style="list-style-type: none"> <i>To this end, we recommend that a portion of the 700 new jobs for Miami-Dade County residents, be specially made available to the residents of the Opa-Locka TUA and Central and North-Dade Empowerment Zones.</i> <p><u>OIG Recommendations for the BCC's consideration:</u></p> <p><u>Recommendation 1-</u> For the proposed CCRE grant, we suggest that the BCC require that all 1,000 newly created jobs be certified at the average annual salary rate or hourly rate (<i>see OIG Issue 2</i>). We also suggest that the singular new jobs certification be adhered to with the remaining proposed grants.</p> <p><u>Recommendation 2-</u> Likewise, we suggest that this policy be adhered to with the remaining proposed grants.</p> <p><u>Recommendation 3-</u> We believe that this is a reasonable requirement, especially if the number of Qualifying Wage Jobs stays at 500. This will ensure that a sizeable portion of the new jobs will be good jobs that pay living wages.</p> <p><u>Recommendation 4-</u> As presently proposed, the annual average salary threshold stays the same through all five (5) years. Of course, it would be most desirable to have all the Certified New Jobs (at whatever number that might be) all paid at the County's Living Wage, as modified annually.</p>

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	<p><u>Recommendation 5-</u> The OIG recommends that the definition of new jobs be revised to eliminate the clause “to the Distribution Project or...” Doing so, would ensure that the new jobs to be created are actually new to Miami-Dade County, and not merely jobs relocated from one part of the County to another part of the County.</p> <p><u>Recommendation 6-</u> We also recommend that the job fair requirement be amended to include holding at least one job fair in Opa-Locka and actively engaging the participation and services of Career Source of South Florida, the Carrie Meek Foundation or other similar County-funded job placement agency to assist with recruitment and screening efforts.</p> <p><u>Recommendation 7-</u> Achieving these goals could also include a requirement that employment outreach be performed beyond the “initial hiring activities for the opening of the Distribution Project.” As it reads now, the Grantee will have met its obligations after the Distribution Project is open for business and the aforementioned job fairs and advertisements were completed. There will be job turnover and, as additional hiring is needed, we recommend that the County include requirements that direct the Distribution Project’s employer to utilize the services of Career Source of South Florida, the Carrie Meek Foundation or other similar County-funded job placement agency.</p> <p><u>Recommendation 8-</u> Such a collaboration would ensure maximum exposure and benefit to the residents of Opa-Locka and the surrounding empowerment zones, while saving the employer the initial expense for recruitment advertising and applicant screening. Obviously, the Distribution Project’s employer would be the final hiring authority.</p>
<p>8N6 162738</p>	<p>RESOLUTION APPROVING AN INTERLOCAL AGREEMENT WITH THE MIAMI-DADE EXPRESSWAY AUTHORITY (MDX) TO ALLOW FOR CONSTRUCTION OF IMPROVEMENTS BY MDX ALONG SW 128 STREET FROM SW 137 AVENUE AND THE WEST RIGHT-OF-WAY LINE OF STATE ROAD 874, INCLUDING A NEW RAMP FROM SW 128 STREET TO STATE ROAD 874; AUTHORIZING THE TRANSFER OF PORTIONS OF CERTAIN ROADWAYS TO MDX AND ACCEPTANCE OF CERTAIN ROADWAYS FROM MDX ALONG SW 128 STREET BETWEEN SW 137 AVENUE AND SW 122 AVENUE AND SW 127 AVENUE NORTH OF SW 128 STREET IN MIAMI-DADE COUNTY FOR NO MONETARY CONSIDERATION; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO EXECUTE SAID AGREEMENT IN ACCORDANCE WITH SECTION 335.0415, FLORIDA STATUTES; TO PERFORM ALL ACTS NECESSARY TO EFFECTUATE SUCH AGREEMENT AND TO EXERCISE ANY RIGHTS CONFERRED THEREIN INCLUDING THE FUNDING OF ADDITIONAL CONSTRUCTION AND ACQUISITION NOT TO EXCEED \$985,000.00; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO PREPARE A RIGHT-OF-WAY MAP AND TO RECORD SAME AMONG THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA</p>
<p>Notes</p>	<p>The proposed resolution provides for the following:</p> <ul style="list-style-type: none"> • Authorizes the execution of an Interlocal Agreement (Agreement) between MDX and Miami-Dade County (County); • Authorizes the transfer of portions of certain roadways to MDX, to allow MDX to construct certain improvements in connection with a road project extending between the west right of way line of State Road 874 (SR 874) and SW 137 Avenue (Project); • Authorizes acceptance by the County of certain portions of right-of-way acquired by MDX; • Authorizes the County Mayor or County Mayor’s designee to execute the Interlocal Agreement in accordance with Section 335.0415 of the Florida Statutes; and • Authorizes the County Mayor or County Mayor’s designee to prepare a right-of-way map and to record the map in the public records of Miami-Dade County. <p>This transfer will be effectuated by approval from the Secretary of the Florida Department of Transportation, and by the recordation of right-of-way maps depicting the areas transferred in the public records of Miami-Dade County.</p> <p><u>Fiscal Impact/Funding Source</u></p>

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	<p>The total cost to construct the Project is approximately \$65,000,000.00 and will be funded by MDX. The fiscal impact to the County's Road Impact Fees fund will be a maximum of \$985,000.00 for the cost of the additional improvements and widening of SW 127 Avenue just north of SW 128 Street, including the purchase of additional right-of-way on the east side of SW 127 Avenue. Additionally, maintenance costs for the expanded SW 128 Street and SW 127 Avenue are estimated at \$637.00 annually and will be funded through the Department of Transportation and Public Works' (DTPW) General Fund allocation, as indicated in the FY 2016-17 Adopted Budget and Multi-Year Capital Plan.</p> <p><u>Background</u></p> <p>MDX proposes to improve SR 874 in Miami-Dade County (Roadway Project No. 87410). In connection with the roadway project, MDX is improving SW 128 Street from SW 137 Avenue, east to the intersection of the west right-of-way line of SR 874, including a new ramp from SW 128 Street to SR 874.</p> <p>Additionally, MDX has requested that SW 128 Street right-of-way east of SW 122 Avenue be transferred to MDX in order to build an access ramp to SR 874. The County owns, operates, and maintains SW 128 Street between SW 137 Avenue and the west right-of-way line of SR 874.</p> <p><u>Additional Information on MDX Roadway Project 87410 – SR 874 Ramp Connector to SW 128th Street⁵</u></p> <p>Roadway Project 87410 is categorized as a System Expansion in the current Five-Year Transportation Improvement Program (TIP) and includes the construction of new roadway segments on new alignments adjacent to the existing system that will increase the total centerline miles of the system.</p> <p>According to MPO, this project will construct a new 1.2 mile ramp connection from SR 874 to SW 128th Street. A portion of this project is currently being constructed by the Florida's Turnpike Enterprise under an interagency agreement with MDX as part of a larger project to widen the Homestead Extension of Florida's Turnpike (HEFT) and reconstruct the HEFT/SR 874 Interchange. MDX has begun the design build phase for the balance of the project which is scheduled for completion in FY 2019.</p>
8N8 162782	<p>RESOLUTION AUTHORIZING WAIVER OF ADMINISTRATIVE ORDER 8-4; APPROVING A LEASE AGREEMENT WITH THE UNIVERSITY OF MIAMI FOR A PORTION OF THE METRORAIL CORRIDOR AT THE UNIVERSITY METRORAIL STATION; AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME AND EXERCISE ALL PROVISIONS CONTAINED THEREIN; AND DIRECTING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO PROVIDE A COPY OF THE LEASE AGREEMENT TO THE PROPERTY APPRAISER</p>
Notes	<p>The proposed resolution provides for the following:</p> <ul style="list-style-type: none"> • Authorizes waiver of Administrative Order 8-4; • Approves a Lease Agreement with the University of Miami for a portion of the Metrorail Corridor at the University Metrorail Station; • Directs the County Mayor of the County Mayor's designee to exercise all provisions of the Lease Agreement and provide a copy to the Property Appraiser. <p>By waiving Administrative Order 8-4, it is acknowledged that the subject property cannot be declared as surplus since it is part of the Metrorail right-of-way improved with the system's infrastructure and its permitted uses are severely limited.</p> <p>This lease requires the University to recognize that the manner in which the leased area is used and operated is of critical importance to the County and the general welfare of the community. The University is required to diligently protect the safety of the Metrorail system and to avoid any activities which may interfere with transit operations and maintenance. The University agrees to maintain and operate the off-street parking facility within the leased area in good order and condition and make all necessary repairs at its expense. If the University's not-for-profit status changes to for-profit status during the term of this Lease, termination will be effective on the date on which the change of status occurs.</p>

⁵ http://www.interactip.com/?page_id=144

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	<p><u>Fiscal Impact/Funding Source</u> There will be a positive impact to the County due to the University's maintenance of Metrorail right-of-way, and payment of rent to the County based on parking fees for the use of each parking space at the prevailing Metrorail daily parking fee, established under Ordinance No. 13-92.</p> <p><u>Background</u> In December of 1997, the County executed a Permit Agreement with the University for the use of 118 parking spaces in the University Metrorail Station's north lot. Through Resolution No. R-1305-98, the BCC approved a 15-year Lease Agreement with the University for an initial five-year term with two (2) consecutive five-year renewal periods for the use of 164 spaces in the north lot.</p> <p>Upon expiration of this lease agreement in January 2014, the County and University entered into a one-year Permit Agreement, with a one (1) year renewal, for the continued use of the 164 parking spaces, at the prevailing Metrorail daily parking fee.</p> <ul style="list-style-type: none"> • The OCA questioned who authorized the Permit Agreement, to which DTPW staff responded that the Permit Agreement was issued as authorized by Administrative Order 8-5. <p>In January 2016, upon the expiration of the 2014 Permit, the County offered the University a new Lease Agreement for 130 parking spaces in the north lot for one (1) five-year term. The County can decrease, eliminate, or change the location of the parking spaces upon 30 days written notice. Payment of parking fees to the County remains on a monthly basis at the prevailing Metrorail daily parking fee.</p> <ul style="list-style-type: none"> • The OCA posed the following questions to which DTPW staff provided responses: <ul style="list-style-type: none"> • What was the authorizing resolution? <ul style="list-style-type: none"> ○ <i>This item would become the new lease agreement. There were delays in negotiating the final terms with the University of Miami as well as in obtaining approval from the Federal Transit Administration.</i> • What was the reason for the amount of parking spaces being reduced from 164 to 130? <ul style="list-style-type: none"> ○ <i>The parking spaces are being reduced in order for DTPW to retain additional parking spaces to account for future demands.</i>
<p>8N12 162780</p>	<p>RESOLUTION APPROVING AN OFF-SYSTEM CONSTRUCTION AND MAINTENANCE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR THE CONSTRUCTION OF IMPROVEMENTS ALONG SW 89 AVENUE FOR APPROXIMATELY 300 FEET SOUTH OF THE INTERSECTION WITH STATE ROAD 90/SW 8 STREET; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE SAME AND EXERCISE THE PROVISIONS CONTAINED THEREIN</p>
<p>Notes</p>	<p>The proposed resolution authorizes the execution of an Off-System Construction and Maintenance Agreement between Miami-Dade County and the Florida Department of Transportation (FDOT) for the construction of improvements along SW 89 Avenue for approximately 300 feet south of the intersection with State Road 90/SW 8 Street (Project).</p> <p><u>Fiscal Impact/Funding Source</u> The Project is estimated to cost \$52,000.00 and will be built by FDOT with federal funds. The County is required to provide maintenance operations upon completion of the Project. The maintenance operations will be funded through the Department of Transportation and Public Works General Fund Allocation at an estimated yearly cost of \$210.00.</p> <p><u>Background</u> FDOT is currently working on a project along State Road 90/SW 8 Street from SW 90 Avenue to SW 86 Court. As part of the proposed improvements, FDOT is constructing roadway elements along SW 89 Avenue for approximately 300 feet south of the intersection with State Road 90/SW 8 Street, within the County's right-of-way.</p> <p>The improvements to be constructed include, milling and resurfacing, widening the existing roadway (two feet to seven feet on the east side, and two feet on the west side), constructing 185 feet of curb and gutter on the east side, replacing 100 feet of existing sidewalk and sod on the east side, upgrading ADA curb ramps, and upgrading</p>

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	signing and pavement markings. In the event that the Project requires the acquisition of additional right-of-way, FDOT will acquire such right-of-way in order to complete the Project at no cost to the County. Construction of the improvements is scheduled to commence in May 2018.
8N13 162861	RESOLUTION AWARDING A PROFESSIONAL SERVICES AGREEMENT TO EAC CONSULTING, INC. TO PROVIDE CONTINUOUS PROFESSIONAL SERVICES FOR FEDERALLY FUNDED PROJECTS, CONTRACT NO. CIP113-DE-TR15-4, IN AN AMOUNT NOT TO EXCEED \$1,650,000.00 AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSPORTATION SURTAX FUNDS FOR SUCH PURPOSES
8N14 162865	RESOLUTION AWARDING A PROFESSIONAL SERVICES AGREEMENT TO HNTB CORPORATION TO PROVIDE CONTINUOUS PROFESSIONAL SERVICES FOR FEDERALLY FUNDED PROJECTS, CONTRACT NO. CIP113-DE-TR15-6, IN AN AMOUNT NOT TO EXCEED \$1,650,000.00 AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSPORTATION SURTAX FUNDS FOR SUCH PURPOSES
8N15 162866	RESOLUTION AWARDING A PROFESSIONAL SERVICES AGREEMENT TO KIMLEY-HORN AND ASSOCIATES, INC. TO PROVIDE CONTINUOUS PROFESSIONAL SERVICES FOR FEDERALLY FUNDED PROJECTS, CONTRACT NO. CIP113-DE-TR15-5, IN AN AMOUNT NOT TO EXCEED \$1,650,000.00 AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSPORTATION SURTAX FUNDS FOR SUCH PURPOSES
Notes	<p><u>8N13 - 162861</u> The proposed resolution approves a Professional Services Agreement to EAC Consulting, Inc. to provide Continuous Professional Services for Federally Funded Projects, Contract No. CIP113-DE-TR15-4, in the amount of \$1,650,000.00 and authorizes the use of Charter County Transportation Surtax Funds for such projects.</p> <p><u>Awarded Vendor</u> EAC Consulting, Inc. <ul style="list-style-type: none"> 815 NW 57th Avenue, Suite 402, Miami, FL </p> <p><u>8N14 – 162865</u> The proposed resolution approves a Professional Services Agreement to HNTB Corporation to provide Continuous Professional Services for Federally Funded Projects, Contract No. CIP113-DE-TR15-6, in the amount of \$1,650,000.00 and authorizes the use of Charter County Transportation Surtax Funds for such projects.</p> <p><u>Awarded Vendor</u> HNTB Corporation <ul style="list-style-type: none"> 8700 West Flagler Street, Suite 402, Miami, FL </p> <p><u>8N15 – 162866</u> The proposed resolution approves a Professional Services Agreement with Kimley-Horn and Associates, Inc. to provide Continuous Professional Services for Federally Funded Projects, Contract No. CIP113-DE-TR15-5, in the amount of \$1,650,000.00 and authorizes the use of Charter County Transportation Surtax Funds for such projects.</p> <p><u>Awarded Vendor</u> Kimley-Horn and Associates, Inc. <ul style="list-style-type: none"> 1221 Brickell Avenue, Suite 400, Miami, FL </p> <p><u>Funding Source</u> FTA Section 5307 Grant People's Transportation Plan Bond</p> <p><u>Background</u> The Department of Transportation and Public Works (DTPW) is establishing three (3) separate continuous professional services agreements (PSA) in compliance with the applicable federal requirements under the Federal Transit Administration (FTA) Circular 4220.1F, FTA's Best Practices Procurement Manual, and Florida Statute</p>

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	<p>287.055. DTPW intends to retain three (3) consultants under separate, but identical non-exclusive PSA's. Each PSA will have an effective term of five (5) years, and a maximum compensation of \$1,650,000. However, no minimum amount of work or compensation will be guaranteed. Funding for these services will be provided by FTA, and other state and local sources on a project-by-project basis, and in accordance with negotiated fees and tasks described in each individual service work order.</p> <p>DTPW has undergone several federal audits and monitoring reviews during the past few years resulting in the recommendation that all applicable federal requirements be incorporated into the continuous design services contracts. DTPW subsequently sought legal guidance on how to include federal requirements in accordance with FTA's Circular 4220.1.F, FTA's Best Practices Procurement Manual, and Florida Statute 287.055. The County Attorney's Office recommended the implementation of a continuous PSA to fulfill DTPW's requirement, comply with federal requirements applicable to third party procurements funded by FTA, as well as compliance with Florida Statute 287.055. During recent FTA audits, there have been no advisory comments or findings due to the implementation of the Continuous Professional Services Agreement for Federally Funded Projects. The work assignment distribution shall be based on Kimley-Horn's qualifications and ability to perform the work specified in the service work order.</p>
<p>8N16 162897</p>	<p>RESOLUTION RATIFYING, PURSUANT TO SECTION 2-8.1(K) OF THE MIAMI-DADE COUNTY CODE, THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE'S REJECTION OF THE UNSOLICITED PROPOSAL FROM CITELUM US, INC. FOR A PUBLIC PRIVATE PARTNERSHIP FOR STREET LIGHT ASSETS OF MIAMI-DADE COUNTY (PROJECT NO. 20160138)</p>
<p>Notes</p>	<p>The proposed resolution ratifies the rejection of an Unsolicited Proposal submitted by Citelum US, Inc. (Unsolicited Proposal) for a public private partnership for street light assets of Miami-Dade County (Project No. 20160138), pursuant to Section 2-8.1(k) of the Miami-Dade County (County) Code.</p> <p>Specifically, the work proposed by the Unsolicited Proposal included the design, construction and financing of a project to upgrade street lights and provide architectural lighting to facilities within the County.</p> <p><u>Fiscal Impact/Funding Source</u> The fiscal impact of the Unsolicited Proposal could not be determined as it lacked sufficient details, as required by Section 2-8.1(k)(7) and (8) of the County Code.</p> <p><u>Background</u> On June 6, 2016, the County received the Unsolicited Proposal to study, master plan, design, build, operate, maintain, and finance a complete program to upgrade the street lighting systems and provide architectural lighting within the County using a public-private partnership model over a 12-year period. In reviewing the proposal, the Department of Transportation and Public Works (DPTW) determined that the Unsolicited Proposal lacked sufficient details and information, as required by the County Code. In reaching this recommendation, the County considered the criteria established in Section 2-8.1 (k)(6) of the County Code.</p> <p>While the Unsolicited Proposal cannot be accepted due to its lack of detail, it has been determined that the concept may be viable depending upon financing options that may be available and the determination of the final scope of work, including the final number of street lights. DTPW has initiated the process to issue a Request for Proposals to design, build, and finance the upgrade of the County's street lighting systems. The proposed RFP will also include the incorporation of "Smarter City/Internet of Things" technologies within the street light infrastructure and allow for possible revenue sharing opportunities associated with the vertical real estate available at street light locations. If the proposals received are favorable and in the best interest of the County, a recommendation will be brought to the BCC for consideration.</p>
<p>8N17 162927</p>	<p>RESOLUTION APPROVING CONTRACT AWARD IN AN AMOUNT UP TO \$178,681.05 TO HIGHWAY STRIPING, INC. FOR A PAVEMENT MARKINGS INSTALLATION CONTRACT AWARDED UNDER THE MISCELLANEOUS CONSTRUCTION CONTRACT 7040 PLAN; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME; AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSPORTATION SURTAX FUNDS FOR SUCH PURPOSES</p>
<p>Notes</p>	<p>The proposed resolution:</p>

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	<ul style="list-style-type: none"> • Approves a contract award in an amount up to \$178,681.05 to Highway Striping, Inc. for a Pavement Markings Installation Contract (Project No. 20160187) awarded under the Miscellaneous Construction Contract 7040 Plan; and • Authorizes the use of Charter County Transportation Surtax Funds for such purposes. <p>The work to be performed under this Contract includes the following locations:</p> <ul style="list-style-type: none"> • NW 32 Avenue from NW 137 Street to NW 174 Street • NW 37 Avenue from NW 169 Terrace to NW 183 Street • NW 12 Avenue from NW 167 Street to NW 170 Terrace • SW 157 Avenue from SW 88 Street to SW 120 Street • SW 157 Avenue from SW 147 Lane to SW 152 Street • SW 216 Street from SW 207 Avenue to SW 217 Avenue • SW 137 Avenue from SW 157 Street to SW 160 Street <p><u>Fiscal Impact/Funding Source</u> The fiscal impact will be approximately \$178,681.05 and will be funded from the Charter County Transportation Surtax, and the Secondary Gas Tax. This figure includes the base contract amount of \$150,965.35, and contingency and dedicated allowance amounts. There is no fiscal impact to operations or maintenance.</p> <p>The Project is included in the FY 2016-17 Adopted Capital Budget as Project No. 2000000541.</p> <p><u>Awarded Vendor</u> Highway Striping, Inc.</p> <ul style="list-style-type: none"> • 10724 SW 188th Street, Miami, FL
8N18 162740	<p>RESOLUTION APPROVING A CONTRACT AWARD RECOMMENDATION IN THE AMOUNT OF \$579,377.16 BETWEEN EAC CONSULTING, INC. AND MIAMI-DADE COUNTY FOR DESIGN SERVICES FOR THE PROJECT ENTITLED ROADWAY IMPROVEMENTS TO NW SOUTH RIVER DRIVE FROM NW 38 AVENUE TO NW 32 AVENUE, LOCATED WITHIN COMMISSION DISTRICT 5. (PROJECT NO. E15-PWWM-01); CONTRACT NUMBER 20150007; AND AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE SAME AND EXERCISE PROVISIONS THEREIN</p>
Notes	<p>The proposed resolution approves the contract award for Design Services for the Project entitled "Roadway Improvements to NW South River Drive from NW 38 Avenue to NW 32 Avenue" (Project No. E15-PWWM-01; Contract No. 20150007) to EAC Consulting, Inc. in the amount of \$579,377.16.</p> <p>DTPW has the need to establish a non-exclusive Professional Services Agreement to provide professional engineering design services and preparation of complete construction plans, to include master planning and public involvement, for the reconstruction of the existing road to a two-lane roadway. The work will include a center turn lane, parallel parking, a 10-foot wide bicycle/pedestrian shared use facility, curb and gutters, storm drainage system, pavement markings and signage, roadway lighting, bridge replacement at Palmer Lake, permitting, and construction administration services. The project length is approximately 1.0 mile.</p> <p>The proposed improvements will be in accordance with the recommendations of the Palmer Lake Metropolitan Urban Center District adopted into the Zoning Code in 2013 by Ordinance 13-49.</p> <p><u>Fiscal Impact/Funding Source</u> The fiscal impact will be approximately \$579,377.16 for the design services of the roadway improvements. The work is to be funded through Road Impact Fee (RIF) District 2. Any other applicable funding source, except People's Transportation Plan (PTP), may subsidize this contract subject to BCC approval.</p> <ul style="list-style-type: none"> • \$526,706.51 is the base estimate based on the design effort only and does not include professional services for Land Surveying, Aerial Photogrammetry and Geotechnical testing. These services will be provided through DTPW's pool contracts. • \$52,670.65 is the contingency allowance worth 10% of design estimate.

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	<p>This agreement is for design services. Once the project is constructed, the fiscal impact on the estimated annual maintenance and operation costs are approximately \$3,945.74 and \$3,600.57 respectively. The funding source will be the General Fund.</p> <p>The life expectancy of the completed project is approximately 25 years.</p> <p><u>Awarded Vendor</u> EAC Consulting, Inc. <ul style="list-style-type: none"> 815 NW 57th Avenue, Suite 402, Miami, FL </p>
<p>801 170004</p>	<p>RESOLUTION APPROVING A CONTRACT IN THE AMOUNT OF \$1,300,000.00 FOR SALE AND PURCHASE BETWEEN ERFURT CORP., AS SELLER, AND MIAMI-DADE COUNTY, AS BUYER, OF APPROXIMATELY 20 ACRES OF VACANT LAND LOCATED ON THE SOUTHEAST CORNER OF NW 145TH AVENUE BETWEEN NW 2ND STREET AND SW 2ND STREET IN UNINCORPORATED MIAMI-DADE COUNTY TO BE UTILIZED IN CONNECTION WITH THE COUNTY'S OCEAN OUTFALL COMPLIANCE PLAN; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE CONTRACT, EXERCISE ANY AND ALL RIGHTS CONFERRED THEREIN, TO TAKE ALL OTHER ACTIONS NECESSARY TO EFFECTUATE SAID PURCHASE AND ACCEPT CONVEYANCE OF PROPERTY BY WARRANTY DEED; AND DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO RECORD SUCH DEED</p>
<p>Notes</p>	<p>The proposed resolution authorizes the execution of a Contract for Sale and Purchase between Miami-Dade County (Buyer) and ERFURT CORP. (Seller) for \$1,300,000.</p> <p>Specifically, the proposed resolution provides for the following:</p> <ul style="list-style-type: none"> Authorizes the acquisition of property (Folio No. 30-4903-003-0190) including approximately 20 acres of vacant land located on the southeast corner of theoretical NW 145 Avenue, between NW 2 Street and SW 2 Street in unincorporated Miami-Dade County; and Authorizes the County Mayor or the County Mayor's designee to execute the Contract for Sale and Purchase in the amount of \$1,300,000. <p>The subject property will be utilized in connection with the County's Compliance Plan in order to handle some of the wastewater flows currently going to the coastal plants, the North and Central District Wastewater Treatment Plants, as well as flows related to growth projected to 2035. The North and Central District Wastewater Treatment Plants are more at risk to storm surge and sea level rise, so reducing average daily flows to these plants will reduce the vulnerability of the wastewater system.</p> <p>This is a willing buyer/willing seller Contract for Sale and Purchase placed before the BCC for approval to be utilized in connection with Miami-Dade County's Ocean Outfall Legislation Compliance Program.</p> <p><u>Fiscal Impact/Funding Source</u> The subject property was appraised by a state-certified appraiser hired by the County who appraised the property at the negotiated sale price of \$1,300,000 on November 8, 2016. The funding sources for this purchase are Wastewater Connection Charges, Water and Sewer Department (WASD) Revenue Bonds Sold, State Revolving Loan and Future Revenue Bonds.</p> <p><u>Background</u> The County uses two (2) ocean outfalls to dispose of wastewater effluent, one (1) at the Central District Wastewater Treatment Plant, and one (1) at the North District Wastewater Treatment Plant. In 2008, the Florida Legislature approved and the Governor signed into law, the requirement that all wastewater utilities in southeast Florida utilizing ocean outfalls for disposal of treated wastewater 1) reduce nutrient discharges by 2018, 2) cease using the ocean outfalls by 2025, and 3) reuse 60 percent of wastewater flows by 2025. The statute also required affected utilities to submit to the Florida Department of Environmental Protection (FDEP) a preliminary ocean outfall compliance plan by July 1, 2013.</p> <p>WASD's Ocean Outfall Legislation Compliance Plan was completed and sent to FDEP on June 28, 2013 (the Compliance Plan). An updated Compliance Plan was sent to FDEP on July 1, 2016.</p>

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<p>802 162891</p>	<p>RESOLUTION APPROVING A FORM MEMORANDUM OF UNDERSTANDING BETWEEN MIAMI-DADE COUNTY AND ANY GOVERNMENT ENTITY THAT WISHES TO PARTICIPATE IN THE IMDC UTILITY COORDINATION GIS VIEWER AND DATABASE WITH A CONTRACT TERM OF ONE (1) CALENDAR YEAR WITH AUTOMATIC ANNUAL RENEWALS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE INDIVIDUAL MEMORANDUMS OF UNDERSTANDING WITH ANY GOVERNMENT ENTITY THAT WISHES TO PARTICIPATE IN THE DATABASE; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE PROVISIONS CONTAINED THEREIN</p>
<p>Notes</p>	<p>The proposed resolution authorizes the County Mayor or County Mayor's designee to enter into individual Memorandums of Understanding (MOUs) with any government entity that wishes to share information for use on the County's iMDC Utility Coordination GIS Viewer.</p> <p>The iMDC Utility Coordination GIS Viewer consists of a data system that will centralize information related to utility roadway projects and will be accessible to the County, participating governmental entities and the public through the County's website. The County, through its Water and Sewer Department, will manage and maintain the centralized data system, and all participating parties will provide project specific information and updates to the County on a monthly basis for inclusion in the iMDC Utility Coordination GIS Viewer.</p> <p>The iMDC Utility Coordination GIS Viewer will provide details about roadway projects, such as the project location, description, scope of work, start and end dates, current project phase, project manager information, and whether the project is funded or unfunded. This information will assist all participating governmental entities to better coordinate their utility roadway projects by having the ability to:</p> <ul style="list-style-type: none"> • Coordinate their projects across the County in order to minimize construction impact to the residents of the County; • View all phases of the project; • Alert other parties of potential conflicts; • Reduce project costs by entering into agreements with other parties when projects share the same location and/or scope of work; and • Facilitate adherence to roadway moratoriums by viewing completed projects. <p>The MOU will be for a term of one (1) calendar year with automatic annual renewals, unless otherwise terminated by either party.</p> <p><u>Fiscal Impact/Funding Source</u></p> <p>There will be no fiscal impact to the County or its users for accessing the iMDC Utility Coordination GIS Viewer because access is being given at no cost. The centralized data system has already been developed by WASD; therefore, there are no internal costs associated with providing access to the iMDC Utility Coordination GIS Viewer.</p> <p><u>Additional Information</u></p> <p>On October 5, 2016, the BCC, through Resolution No. R-893-16, authorized the County Mayor or County Mayor's designee to enter into individual Interlocal Memorandums of Understanding (IMOU) with County municipalities that wish to share information for use on the County's iWASD Allocations GIS Viewer - a data system that will centralize information related to construction building permits and which the public will also be able to access through the County's website.</p> <ul style="list-style-type: none"> • The iMDC Utility Coordination Viewer was created in April 2016. <p><u>Additional Information on iWASD Allocations GIS Viewer⁶:</u></p> <p>Miami-Dade Water and Sewer Department's iWASD Projects helps users locate water and sewer infrastructure projects and obtain project related information. Users also have the ability to decide which projects to display, measure distances, make notations directly on the map, and generate a map. Data is refreshed on a weekly basis.</p>

⁶ <http://www.arcgis.com/home/item.html?id=46c554a9d5674232a357971cc5d5ab91>

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	<p>iWASD Projects is available using your smart phones (iPhone, Android, or Blackberry), tablets and computers. It supports the following browsers:</p> <ul style="list-style-type: none"> • Internet Explorer 9, 10, 11 • Google Chrome latest version on Windows, Mac, iOS and Android 3.0 or higher • Firefox latest version on windows and Mac. • Safari latest version on Mac and iOS • Default Android 3.0 and higher browser <p>The iWASD Project viewer is the centralized location where all project/construction specific information is stored and easily accessible to users.</p> <p>iWASD Projects is designed to keep the public informed of current and future construction projects in an effort to minimize impacts to the community while also helping contractors and developers in the planning process for future projects.</p>
<p>803 162917</p>	<p>RESOLUTION APPROVING CONTRACT BETWEEN THE TOWN OF MEDLEY AND MIAMI-DADE COUNTY FOR THE PROVISION OF WHOLESALE SEWAGE DISPOSAL SERVICE FOR A TWENTY YEAR TERM; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE PROVISIONS CONTAINED THEREIN</p>
<p>Notes</p>	<p>The proposed resolution authorizes the execution of a new Contract between the Town of Medley and Miami-Dade County for the provision of wholesale sewage disposal service by the Miami-Dade Water and Sewer Department (WASD) for a 20-year contract period. The new Contract may be terminated at any time by mutual consent by the County and the Town of Medley.</p> <p>The new Contract, among other things, provides for the following:</p> <ul style="list-style-type: none"> • Five (5) connection points to the County's system and allows for future points of connection at no cost to the County, including the meters; • The continuation of wholesale sewage disposal services from the County to the Town of Medley, and sets forth the conditions the Town of Medley must adhere to specified in the Consent Order entered on April 9, 2014 between the County and the United States of America, and the State of Florida Department of Environmental Protection Agency, as well as any other current, subsequent or future enforcement and regulatory actions; • The County will continue to own and operate all sanitary sewage facilities up to and including the meters; • The Town of Medley will continue to own and operate all sanitary sewage facilities on the Town's side of the meter connections; and • The Town of Medley, in accordance with County Ordinance 89-95 as amended, will not provide sewer service to any new retail user until the County's connection charges have been paid. <ul style="list-style-type: none"> ○ <i>Connection charges are due prior to the issuance of a building permit by the Town to the retail user. If the Town of Medley renders sewer service without securing payment of the County's connection charges, the Town will be liable for damages in the amount of the connection charges due to the County.</i> <p><u>Fiscal Impact/Funding Source</u></p> <p>There is a positive fiscal impact to the County. Sewage disposal revenue from the Town of Medley to the County in Fiscal Year 2015-16 is estimated to be \$1,850,880. Sewage disposal revenue from all of the County's wholesale customers to the County is estimated to be \$82,379,368.</p> <p><u>Background</u></p> <p>On September 18, 1994, the Town of Medley and the Miami-Dade Water and Sewer Authority (which was succeeded by WASD) entered into a contract for the provision of wholesale sewage disposal service for a 20-year term. Although the contract expired in September 2014, the Town of Medley and the County have agreed to honor the terms and conditions of the contract on a month to month basis until this new Contract is approved by the BCC.</p>

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	<p>This new Contract was approved by the Town of Medley Council on July 5, 2016 per Resolution No. C-1416.</p> <p>WASD provides similar services to the following municipalities: Coral Gables, Florida City, Hialeah, Hialeah Gardens, Homestead, Miami Beach, North Bay Village, North Miami, North Miami Beach, Opa-locka and West Miami as well as the Homestead Reserve Air Force Base.</p>
804 162919	<p>RESOLUTION APPROVING A CONTRACT AWARD RECOMMENDATION FOR PROJECT NUMBER DB14-WASD-03, CONTRACT NUMBER 16GCI001 WITH A TOTAL COMPENSATION AMOUNT OF \$37,206,382.00 AND A TOTAL CONTRACT TERM OF 960 DAYS BETWEEN GARNEY COMPANIES, INC. AND MIAMI-DADE COUNTY FOR DESIGN-BUILD SERVICES TO FURNISH AND INSTALL A 48-INCH DIAMETER WATER TRANSMISSION MAIN FOR "AREA "N" AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE PROVISIONS OF SECTION 2-8.2.12(4)(D) AND (E) OF THE CODE OF MIAMI-DADE COUNTY; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME AND TO EXERCISE THE PROVISIONS CONTAINED THEREIN</p>
Notes	<p>The proposed resolution awards a design-build contract (Contract) to Garney Companies, Inc. to furnish and install a 48-inch diameter water transmission main in the County's southern service area. The total compensation amount is \$37,206,382 with a total contract term of 960 calendar days.</p> <p>The County Mayor or County Mayor's designee is authorized to amend and extend the Contract, waive liquidated damages, negotiate and settle claims, and execute change orders that do not exceed 10 percent of the base Contract amount pursuant to Section 2-8.2.12 (4)(d) and (e) of the Miami-Dade County Code which relates to WASD's Consent Decree and Capital Improvement Programs Acceleration Ordinance. This project is a part of the WASD's Capital Improvement Program.</p> <p>Project Location The project commences at the southern connection point at SW 117 Avenue and SW 152 Street, and terminates at the northern connection point at SW 61 Street and North Snapper Creek Drive.</p> <p>Contract Measures SBE-Architectural/Engineering – 21% SBE-Goods and Services - .18% SBE-Construction – 7.20 %</p> <p>Funding Sources Water Renewal and Replacement Fund, Water Connection Charges and Future WASD Revenue Bonds.</p> <p>Subconsultants</p> <ul style="list-style-type: none"> • A&P Consulting Transportation Engineers, Corp. • A & B Pipe and Supply • BCC Engineering, Inc. • BND Engineers, Inc. • Comtech Engineering, Inc. • David Mancini & Sons, Inc. • EA Tapping Services, LLC • F.R. Aleman and Associates, Inc. • Hi-Tech Concrete, Inc. • Homestead Concrete & Drainage, Inc. • Huxted Tunneling, LLC • Media Relations Group, LLC • MWH Americas, Inc. • Nadic Engineering Services, Incorporated • Nicholson Construction Company • Terracon Consultants, Inc.

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	<p><u>Additional Information – Small Business Goals on Contracts</u> On July 1, 2008, the BCC, through Resolution No. R-772-08, directed the County Mayor, or Mayor’s designee, to include, in all memoranda to the BCC relating to County contracts which include a small business goal imposed pursuant to any County program, or imposed pursuant to any federal program administered by the County, information expressing the small business goal on the contract as both a percentage and as an actual dollar amount.</p> <table border="1" data-bbox="272 457 1484 1121"> <tr> <th colspan="2" data-bbox="272 457 1484 491">Selection Process</th></tr> <tr> <th colspan="2" data-bbox="272 491 1484 525">Step 1</th></tr> <tr> <td data-bbox="272 525 633 1121"> Evaluation of Qualifications Meeting <i>July 1, 2015</i> </td><td data-bbox="633 525 1484 1121"> <p>The Competitive Selection Committee reviewed and ranked the qualifications of six (6) firms received on April 24, 2015.</p> <ul style="list-style-type: none"> • Ric-Man International, Inc. - 441 • Layne/Metro, Joint Venture - 396 • Odebrecht-Lanzo Joint Venture - 441 • Garney Companies, Inc. - 428 • Ric-Man Construction, Inc. - 408 • MCM-Dragados, Joint Venture - 383 <p>Subsequently, the Competitive Selection Committee short-listed four (4) firms to submit a Base Technical Proposal as required by the Request to Design-Build Services Design Criteria Package for the Step 2 “Technical and Price Proposal Evaluation” meeting.</p> <p>The firms selected included:</p> <ul style="list-style-type: none"> • Odebrecht-Lanzo Joint Venture • Ric-Man Construction, Inc. • Ric-Man International, Inc. • Garney Companies, Inc. </td></tr> </table> <p><i>In addition to the Base Technical Proposal, the short-listed firms had the option of submitting an Alternate Technical Proposal which allows firms to provide an alternate solution at an equal or lesser price than the Base Technical Proposal. If the Competitive Selection Committee approves an Alternate Technical Proposal submitted by a firm and it is determined that the Alternate Technical Proposal is not feasible during project implementation, the firm is required to perform the project in accordance with the Base Technical Proposal submitted, at the price and time schedule proposed in the Alternate Technical Proposal.</i></p> <table border="1" data-bbox="272 1306 1484 1617"> <tr> <td data-bbox="272 1306 633 1617"> Competitive Selection Committee Reconvened <i>September 10, 2015</i> </td><td data-bbox="633 1306 1484 1617"> <p>The Competitive Selection Committee reconvened to consider a request submitted by Ric-Man Construction Florida, Inc. to substitute their team’s lead designer. It was determined by the Competitive Selection Committee that Ric-Man Construction Florida, Inc.’s proposed substitute did not meet the experience and qualifications requirements stipulated in the solicitation.</p> <p>The Competitive Selection Committee voted to advance only three (3) firms:</p> <ul style="list-style-type: none"> • Odebrecht-Lanzo Joint Venture • Ric-Man International, Inc. • Garney Companies, Inc. </td></tr> </table> <p>Ric-man Construction Florida, Inc. submitted a second request to substitute their team’s lead designer, prompting a legal review of the request. On October 13, 2015, the County Attorney’s Office opined that Ric-Man Construction of Florida, Inc. could not replace the lead designer as such action is not permitted under the terms of the solicitation and by Florida law.</p> <p>Additionally, the CAO stated that allowing Ric-Man’s submission of the Lead Designer and reconvening the Competitive Selection Committee to consider such substitution would create a unique competitive advantage for Ric-Man in violation of the solicitation requirements.</p>	Selection Process		Step 1		Evaluation of Qualifications Meeting <i>July 1, 2015</i>	<p>The Competitive Selection Committee reviewed and ranked the qualifications of six (6) firms received on April 24, 2015.</p> <ul style="list-style-type: none"> • Ric-Man International, Inc. - 441 • Layne/Metro, Joint Venture - 396 • Odebrecht-Lanzo Joint Venture - 441 • Garney Companies, Inc. - 428 • Ric-Man Construction, Inc. - 408 • MCM-Dragados, Joint Venture - 383 <p>Subsequently, the Competitive Selection Committee short-listed four (4) firms to submit a Base Technical Proposal as required by the Request to Design-Build Services Design Criteria Package for the Step 2 “Technical and Price Proposal Evaluation” meeting.</p> <p>The firms selected included:</p> <ul style="list-style-type: none"> • Odebrecht-Lanzo Joint Venture • Ric-Man Construction, Inc. • Ric-Man International, Inc. • Garney Companies, Inc. 	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	Step 2								

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	Technical Proposal Submission <i>November 6, 2015</i>	Odebrecht-Lanzo Joint Venture and Garney Companies, Inc. submitted a Base Technical Proposal, in addition, both firms submitted an Alternate Technical Proposal. Ric-Man International, Inc. submitted an Alternate Technical Proposal as the Base Technical Proposal.
	SBD Review <i>November 17, 2015</i>	SBD completed its review of the SBE contract measures and confirmed that the remaining three (3) firms were in compliance.
	Technical and Price Proposal Meeting (Oral Presentations) <i>February 5, 2016</i>	<p>The Competitive Selection Committee evaluated the three (3) proposers and recommended that the County Mayor or County Mayor's designee approve negotiations with Garney Companies, Inc., as Garney Companies Inc. was the highest ranked most responsive proposer.</p> <ul style="list-style-type: none"> • Odebrecht-Lanzo Joint Venture - 441 • Ric-Man International, Inc. – N/A • Garney Companies, Inc. – 479 <p>The Competitive Selection Committee approved Garney Companies, Inc.'s Alternate Technical Proposal. Ric-Man International, Inc. was eliminated from further evaluation as the firm submitted an Alternate Technical Proposal as the Base Technical Proposal.</p>
	Negotiations <i>May 20, 2016</i>	The County Mayor or County Mayor's designee authorized negotiations with Garney Companies, Inc. Negotiations commenced and successfully concluded on June 15, 2016.
805 162920	RESOLUTION APPROVING CONTRACT BETWEEN THE CITY OF HOMESTEAD AND MIAMI-DADE COUNTY FOR THE PROVISION OF WHOLESALE SEWAGE DISPOSAL SERVICE FOR A TWENTY YEAR TERM; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE PROVISIONS CONTAINED THEREIN	
Notes	<p>The proposed resolution authorizes the execution of a Contract between Miami-Dade County and the City of Homestead for the provision of wholesale sewage disposal service by the Miami-Dade Water and Sewer Department (WASD).</p> <p>The new Contract has a 20-year term but may be terminated at any time by mutual consent of the County and the City of Homestead.</p> <p>The new contract acknowledges that the City of Homestead will be solely responsible for the operation and maintenance of the new City pump station and lays out various deadlines that must be met in constructing the new City pump station in order to comply with the requirements of the Consent Order entered on April 9, 2014 between the County and the United States of America, the State of Florida and the Florida Department of Environmental Protection.</p> <p>Additionally, the new Contract also provides for the following:</p> <ul style="list-style-type: none"> • Continuation of wholesale sewage disposal services from the County to the City; • The County will continue to own and operate all sanitary sewage facilities up to and including the meters; • The City of Homestead will continue to own and operate all sanitary sewage facilities on the City's side of the meter connections, and • The City of Homestead, in accordance with County Ordinance 89-95 as amended, will not provide sewer service to any new retail user until the County's connection charges have been paid. <ul style="list-style-type: none"> ○ <i>If the City of Homestead renders sewer service without securing payment of the County's connection charges, the City will be liable for damages in the amount of the connection charges due to the County.</i> <p>Fiscal Impact/Funding Source</p>	

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	<p>There is a positive fiscal impact to the County. Sewage disposal revenue from the City of Homestead to the County in Fiscal Year 2015-16 is estimated to be \$4,832,434. Sewage disposal revenue from all of the County's wholesale customers to the County is estimated to be \$82,379,368.</p> <p><u>Background</u></p> <p>The City of Homestead has its own city-owned and operated wastewater treatment plant and sanitary sewer system to service its residents. Since 1987, the City has been diverting untreated wastewater to County Pump Station No. 691 for treatment at the County's South District Wastewater Treatment Plant. On July 25, 1995, the City of Homestead and the County entered into an agreement which allowed the City of Homestead to expand its wastewater treatment plant to a capacity of six (6) million gallons per day and required the City to divert two (2) million gallons per month to County Pump Station No. 691. The two (2) million gallons per month was billed to the City of Homestead at the County's wholesale rates.</p> <ul style="list-style-type: none"> • On May 3, 2005, the BCC, through Resolution No. R-514-05, authorized the execution of Retroactive Amendment Number One with the City of Homestead for the provision of sewer service by Miami-Dade County to the City. Specifically, Amendment Number One provided for the following: <ul style="list-style-type: none"> ○ The County accept additional flows from the City when its flows exceed the City's rated plant capacity or in case of emergencies or scheduled interruptions of service, in an amount to be determined by the Director of Miami-Dade Water and Sewer Department; ○ Amendment Number One was retroactive to 2001 to revise the basis for the wholesale sewer fees from the County to the City which would result in the County rebilling the City for those fees; ○ Effective October 1, 2001, one of two rates would be charged to the City for this excess flow depending upon the duration of the City's emergency; and <ul style="list-style-type: none"> ▪ If the emergency period is less than two months, the County's wholesale sewer rate will be charged; if more than 2 months, the retail rate would be charged. ○ Effective May 1, 2003, the City would pay the County for a minimum flow of 2 million gallons per month, even if actual flows are less. <p>In 2012, the County and the City of Homestead agreed that County Pump Station No. 691 needed to be upgraded in order to efficiently manage the increase in wastewater flows to the County from the City. The County agreed to pay for the upgrades up front and the City of Homestead agreed to reimburse the County for the design and construction improvement costs (estimated at \$2,600,000) and for the debt service payments. The reimbursement, including debt service, consists of an annual payment of \$208,520.04 for a period of 20 years to be paid by the City of Homestead to the County as approved by the BCC via Resolution No. R-467-12.</p> <ul style="list-style-type: none"> • <i>Specifically, Resolution No. R-467-12 provided that the City of Homestead would be billed wholesale sewer rates for all wastewater flows diverted to the County's South District Wastewater Treatment Plant retroactive to June 22, 2011 as was agreed to between the City and WASD. The delay in presenting the item to the BCC was due to pending collections owed by the City to WASD, which the City had fulfilled.</i> <p>Recently, the City of Homestead notified WASD that the City is going to construct a new pump station at its wastewater treatment plant to handle the City's sewage flows. Consequently, it was decided by the County that after the City's pump station is constructed and placed into continuous service, the County will retire Pump Station No. 691. In the future, if sewage peak flows cannot be processed at the City's wastewater treatment plant, they will be diverted to the County's 42-inch force main located on S.E. 8 Street and 328 Street.</p> <ul style="list-style-type: none"> • What is the status of the construction of the new pump station? <p>The new contract states that the City of Homestead has paid the County \$799,325.62 for improvement costs related to Pump Station No. 691 and that the County has incurred a total of \$293,071.18 in design costs; however, additional payments were made to the County by the City of Homestead after the contract was executed by the City and increased the total amount paid to the County from \$799,325.62 to \$834,077.76. Further, the design costs incurred by the County were corrected from \$293,071.18 to \$280,693.72. As a result, the County will be refunding \$553,384.04 to the City of Homestead as opposed to \$506,254.44.</p>

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	<ul style="list-style-type: none"> • According to page 2 of the contract, because the City will construct a new pump station and the County will retire Pump Station No. 691, the County will reimburse the City for monies paid to date toward the costs of improving Pump Station No. 691. • According to R-467-12 the City of Homestead was to reimburse WASD \$2,600,000 for the necessary upgrades to Pump Station 691 in order to accommodate the City's expected increased sewage flow to the Pump Station. • Was the County reimbursed? <p>The new contract was approved on September 21, 2016 by the City of Homestead Council per Resolution No. R2016-09-94.</p> <p>WASD provides similar wholesale disposal services to the following: Coral Gables, Florida City, Hialeah, Hialeah Gardens, Medley, Miami Beach, North Bay Village, North Miami, North Miami Beach, Opa-locka, West Miami and the Homestead Reserve Air Force Base.</p>
806 162921	<p>RESOLUTION APPROVING THE PURCHASE OF SOFTWARE STORAGE SERVICES AND AUTHORIZING THE EXECUTION OF AN ADVANCED METERING INFRASTRUCTURE MAINTENANCE AND SUPPORT AGREEMENT BETWEEN THE COUNTY AND SENSUS USA, INC. WITH A TERM OF FIFTEEN (15) MONTHS WITH NO RENEWAL OPTIONS IN A NOT TO EXCEED AMOUNT OF \$66,065.00; WAIVING COMPETITIVE BIDDING PURSUANT TO SECTION 2-8.1 OF THE MIAMI-DADE COUNTY CODE AND SECTION 5.03D OF THE HOME RULE CHARTER; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME AND TO EXERCISE THE PROVISIONS CONTAINED THEREIN</p>
Notes	<p>The proposed resolution waives competitive bid procedures and approves the purchase of software storage services for the Miami-Dade Water and Sewer Department's (WASD) Automated Meter Reading Pilot Program in the City of Miami Springs and authorizes the execution of an Advanced Metering Infrastructure Maintenance and Support Agreement (AMI Agreement) between the County and Sensus USA, Inc. (Sensus) in the amount of \$66,065.</p> <p>The contract term is for a period of 15 months with no renewal options. The AMI Agreement includes a termination provision that allows either party to terminate with 45 days written notice. The AMI Agreement will serve as a bridge contract until a replacement contract is competitively bid and awarded using the County's bid process.</p> <ul style="list-style-type: none"> • The Request for Information for the future solicitation of the system-wide implementation of the Advanced Metering Infrastructure System was closed on November 16, 2015. The Internal Services Department is currently working with WASD on the draft documents for the Request for Proposal (RFP). Once the draft RFP has been completed, a competitive solicitation will be issued that will undergo the County's selection and award process. <p>This AMI Agreement shifts the responsibilities of data storage services from ITD to Sensus and also upgrades those services to a Cloud-based software environment. The transfer of responsibility is critical because ITD can no longer store the data in their current environment due to out of date operating systems and no technical support.</p> <p><u>Fiscal Impact/Funding Source</u></p> <p>The annual fees for software services and site lease fees for the contract term of this AMI Agreement total \$66,065, which will be funded by WASD's operating revenues.</p> <p><u>Background</u></p> <p>WASD is planning on deploying advanced metering infrastructure technology to its entire retail customer base in the next two to three years; however, prior to that system-wide phased implementation, a municipal site was selected to test the new technology in a residential and commercial setting and to establish monthly billing accounts for customers. The City of Miami Springs was chosen for the pilot program due to its geographical location, size and system configuration. In 2012, the pilot program was initiated with the deployment of 4,200 Sensus smart meters from a competitively bid pre-qualified pool of vendors throughout the City of Miami Springs.</p>

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	<ul style="list-style-type: none"> When was the pilot program established and under what authority? <p>The OCA posed the following questions to which WASD responded:</p> <ul style="list-style-type: none"> Was a competitively bid pre-qualified pool of vendors established throughout the City of Miami Springs? <ul style="list-style-type: none"> Yes. Contract No. 7677-0/11, (awarded through R-1069-06) established this pre-qualified pool of vendors for the contract term 10/10/2006 – 12/09/2017. <p>Additionally, WASD deployed an advanced metering infrastructure system for its water wholesale customers through the installation of 67 smart water meters in 2007. This technology allows the Department to view the wholesale customer's consumption patterns and characteristics, system peak flows, and to provide reports to wholesale customers with meter readings on an hourly, daily, weekly or monthly basis, as requested.</p> <p>The OCA posed the following questions, to which WASD staff responded:</p> <ul style="list-style-type: none"> How was this advanced metering infrastructure system chosen? <ul style="list-style-type: none"> The meters were purchased from a competitively established contract through R-1069-06 (Contract 7677-0/11). What company provided system? <ul style="list-style-type: none"> Sensus <p>Through an earlier agreement entered into between WASD and Sensus dated March 3, 2014, Sensus has been providing maintenance for the Sensus smart meters installed in the City of Miami Springs and the County's Information Technology Department (ITD) has been providing the necessary data storage services for the information transmitted from the Sensus smart meters through an electronic frequency to four communication towers.</p> <ul style="list-style-type: none"> What/who authorized this agreement between WASD and Sensus? <p>In 2009, Sensus USA, Inc. changed its name to Sensus Metering Systems, Inc.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2">Additional Information on Previous Contracts with Sensus</th></tr> </thead> <tbody> <tr> <td style="width: 20%;">R-565-00 6/6/2000</td><td>Waived formal bid procedures for the purchase of water meters for the Miami-Dade Water and Sewer Department in an effort to gradually standardize the County's water meters. Specifically, R-565-00 awarded Contract No. 6596-3/04-OTR to Sensus Technologies, Inc. in the amount of \$1,850,000 for a one year term with a three year option to renew.</td></tr> <tr> <td>R-1433-04 11/30/2004</td><td> <p>Authorized additional spending authority to Contract No. BW6596-3/04-3 with Sensus Metering Systems North America in the amount of \$1,850,000 and extended the contract for a period of up to one year to allow Miami-Dade Water and Sewer Department to purchase "Sensus" brand cold water displacement and turbine type water meters from the original equipment manufacturer while the replacement contract is competitively bid.</p> <p>Who authorized the original award of Contract No. BW6596-3/04?</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tbody> <tr> <td>BW6596-3/04-1 6/1/2001-5/31/2002</td><td style="text-align: right;">\$2,035,000</td></tr> <tr> <td>BW6596-3/04-2 6/1/2002-5/31/2003</td><td style="text-align: right;">\$2,035,000</td></tr> <tr> <td>BW6596-3/04-3 6/1/2003-5/31/2004 According to the Bid Tracking System, the expiration date was extended to 11/30/2005.</td><td style="text-align: right;">\$1,850,000</td></tr> <tr> <td>Proration</td><td style="text-align: right;">\$2,312,500</td></tr> </tbody> </table> </td></tr> <tr> <td>R-169-05 2/1/2005</td><td>Rejected a replacement contract to purchase water service meters and water service meter parts and accessories.</td></tr> </tbody> </table>	Additional Information on Previous Contracts with Sensus		R-565-00 6/6/2000	Waived formal bid procedures for the purchase of water meters for the Miami-Dade Water and Sewer Department in an effort to gradually standardize the County's water meters. 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R-1433-04 11/30/2004	<p>Authorized additional spending authority to Contract No. BW6596-3/04-3 with Sensus Metering Systems North America in the amount of \$1,850,000 and extended the contract for a period of up to one year to allow Miami-Dade Water and Sewer Department to purchase "Sensus" brand cold water displacement and turbine type water meters from the original equipment manufacturer while the replacement contract is competitively bid.</p> <p>Who authorized the original award of Contract No. BW6596-3/04?</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tbody> <tr> <td>BW6596-3/04-1 6/1/2001-5/31/2002</td><td style="text-align: right;">\$2,035,000</td></tr> <tr> <td>BW6596-3/04-2 6/1/2002-5/31/2003</td><td style="text-align: right;">\$2,035,000</td></tr> <tr> <td>BW6596-3/04-3 6/1/2003-5/31/2004 According to the Bid Tracking System, the expiration date was extended to 11/30/2005.</td><td style="text-align: right;">\$1,850,000</td></tr> <tr> <td>Proration</td><td style="text-align: right;">\$2,312,500</td></tr> </tbody> </table>	BW6596-3/04-1 6/1/2001-5/31/2002	\$2,035,000	BW6596-3/04-2 6/1/2002-5/31/2003	\$2,035,000	BW6596-3/04-3 6/1/2003-5/31/2004 According to the Bid Tracking System, the expiration date was extended to 11/30/2005.	\$1,850,000	Proration	\$2,312,500	R-169-05 2/1/2005	Rejected a replacement contract to purchase water service meters and water service meter parts and accessories.
Additional Information on Previous Contracts with Sensus																	
R-565-00 6/6/2000	Waived formal bid procedures for the purchase of water meters for the Miami-Dade Water and Sewer Department in an effort to gradually standardize the County's water meters. Specifically, R-565-00 awarded Contract No. 6596-3/04-OTR to Sensus Technologies, Inc. in the amount of \$1,850,000 for a one year term with a three year option to renew.																
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	<p><i>Due to a federal court ruling issued by Judge Adalberto Jordan on August 20, 2004, in the case of Hershell Gill Consulting Engineers, Inc. et. al., v. Metropolitan Dade County, the County Attorney's Office advised staff that they may not award contracts that contained "measures" at the time of advertisement.</i></p> <p><i>The competitive contract award for Bid No. 7677-0/09, Meters, Parts, Accessories, Pre-qualification of Vendors, was advertised on June 29, 2004, and was being placed on the agenda for BCC approval when the Hershell Gill decision was issued.</i></p> <p>R-1069-06 9/26/2006</p> <p>Approved award of Contract No. 7677-0/11, Water Meters, Parts and Accessories for Water Services, to establish a pool of pre-qualified vendors for the purchase of water meters, parts and accessories for Miami-Dade Water and Sewer Department in the amount of \$9,800,000 for a five year term.</p> <p>Pre-qualified vendors recommended for award:</p> <ul style="list-style-type: none"> • AMCO Water Metering Systems • Badger Meter • Sensus Metering Systems <table border="1" data-bbox="691 831 1239 1113"> <tr> <td>Original Contract 7677-0/11 <i>10/10/2006-10/9/2011</i> <i>According to the Bid Tracking System, the expiration date was extended to 12/9/2017.</i></td><td>\$9,800,000</td></tr> <tr> <td>Proration</td><td>\$10,800,000</td></tr> <tr> <td>Cumulative Contract Total</td><td>\$20,600,000</td></tr> </table> <p>Under what authority was proration and time extension authorized? Will the proposed resolution (File No. 162921) replace Contract No. 7677-0/11?</p>	Original Contract 7677-0/11 <i>10/10/2006-10/9/2011</i> <i>According to the Bid Tracking System, the expiration date was extended to 12/9/2017.</i>	\$9,800,000	Proration	\$10,800,000	Cumulative Contract Total	\$20,600,000
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Cumulative Contract Total	\$20,600,000						
<p>807 162923</p>	<p>RESOLUTION APPROVING AMENDMENT NO. 2 TO SERVICE CONTRACT FOR THE DESIGN, CONSTRUCTION AND OPERATION OF A REVERSE OSMOSIS WATER TREATMENT PLANT BETWEEN THE CITY OF HIALEAH AND GS INIMA USA CONSTRUCTION CORPORATION PURSUANT TO RESOLUTION NO. R-918-07 AND AUTHORIZING COUNTY PAYMENT OF \$2,123,648.00</p>						
<p>Notes</p>	<p>The proposed resolution approves Amendment No. 2 to the Service Contract between the City of Hialeah (City) and GS Inima USA Construction Corporation (Inima) for the Design, Construction, and Operation of the Reverse Osmosis Water Treatment Plant Facility (RO Plant).</p> <p>Specifically, Amendment No. 2 provides for the following:</p> <ul style="list-style-type: none"> • Settles all certified claims associated with the construction and the operations of the RO Plant to date; <ul style="list-style-type: none"> ○ <i>WASD staff and City staff participated in the preparation of Amendment No. 2 to make sure that the interests of both the City and the County, as 50 percent owners of the RO Plant, were protected. In addition, staff from the Inspector General's office has been monitoring this project and providing input and suggestions ensuring that public interests are protected.</i> <ul style="list-style-type: none"> ▪ <i>An amendment to the Joint Participation Agreement will be presented to the BCC in the future to bring the agreement consistent with current conditions and to address various issues identified by the Inspector General's office, which are currently under review by the City.</i> • Notes some punch list and reliability items Inima needs to complete to achieve construction completion; <ul style="list-style-type: none"> ○ Failure to complete these items will subject Inima to further delay liquidated damages and potential default. At this time, the punch list items are 93 percent complete and the reliability items are 70 percent complete. 						

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	<p style="text-align: center;">▪ What is the projected construction timeline?</p> <ul style="list-style-type: none"> • Inima is currently responsible for meeting all performance guarantees relating to RO Plant operations, including the water delivery guarantee; and <ul style="list-style-type: none"> ○ Failure to deliver the full 7.5 million gallons per day in accordance with the water delivery guarantee will result in operating liquidated damages based on any shortfall in production. The RO Plant has been delivering the required 7.5 million gallons per day. • Resolves disputes while providing a needed addition to water supply capacity to serve the growing areas of northwest Miami-Dade County and the means to move forward under the performance-based contracting principles of the original Service Contract. <ul style="list-style-type: none"> ○ <i>County staff will be meeting with the City staff to discuss adjusting the County's level of participation regarding claims due to the City's delay in performing work on the supply wells. Any agreed adjustment resulting from that discussion may serve to reduce future payment obligations of the County under the Joint Participation Agreement. To date, the County's share of paid RO Plant costs totals approximately \$48 million. It is expected that the final cost to the County, including the additional water supply wells now under construction, will be between \$50 million and \$52 million.</i> <p>Amendment No. 2 was adopted by City Council Members on July 12, 2016.</p> <p><u>Fiscal Impact / Funding Sources</u> Amendment No. 2 provides for a payment to Inima in the amount of \$4,247,298, of which the County is responsible for \$2,123,648. The payment is for the production and delivery of finished water to the City and the County through May 31, 2016, and includes service fee payments and electrical power costs. The County's portion of the payment will be funded by WASD operating revenues.</p> <p><u>Background</u> The City is in the process of completing four (4) additional water supply wells, which are expected to be available for service in the beginning of 2017. At that point, Inima will conduct a two (2) week operations test of the RO Plant at the full 10 million gallons per day capacity to meet the final acceptance requirements specified in the Service Contract. Thereafter, Inima will be required to produce 10 million gallons per day under the water delivery guarantee throughout the remainder of the term of the Service Contract.</p> <p><u>Additional Information on Office of the Inspector General (OIG) Memo Regarding Amendment No. 2</u> On February 2, 2017, the Office of the Inspector General (OIG) issued a memo regarding the review of Amendment No. 2 to the Service Contract between the City of Hialeah and GS Inima USA Construction Corporation (Inima) for the Reverse Osmosis Water Treatment Facility in the City of Hialeah.</p> <p>In the memo, the OIG provided three (3) observations and/or comments regarding Amendment No. 2 to the Service Contract between the City and Inima for the reverse osmosis water treatment plant (RO Plant) located in Hialeah. The OIG's memo stated the following:</p> <ul style="list-style-type: none"> • <i>Based on our review, the settlement amount of claims, counter-claims, contract adjustments, and water appears to be reasonable.</i> • <i>While the monetary amount is reasonable, the OIG believes that the proposed resolution should reflect a ratification rather than an approval, since the Water and Sewer Department (WASD) has already remitted the County's share of the settlement amount (\$2.1 million) to the City, and the City has already executed the amendment.</i> • <i>The OIG urges the County and the City to timely conclude negotiations on amendments to the JPA, which includes several of the recommendations offered by the OIG. The amendments would have a positive impact by prospectively protecting County interests for the remainder of this 22-year agreement.</i> <table border="1" data-bbox="269 1808 1487 1896"> <tr> <th colspan="2" data-bbox="269 1808 1487 1843">Additional Information on Relevant Legislation</th></tr> <tr> <td data-bbox="269 1843 467 1896"> R-449-06 4/25/2006 </td><td data-bbox="467 1843 1487 1896"> Authorized the execution of an interim water use agreement (agreement) with the South Florida Water Management District (District) to require Miami-Dade County to expend </td></tr> </table>	Additional Information on Relevant Legislation		R-449-06 4/25/2006	Authorized the execution of an interim water use agreement (agreement) with the South Florida Water Management District (District) to require Miami-Dade County to expend
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	<p>approximately \$200,000 towards studies to complete the requirements of a 20-year consumptive use permit (CUP) and \$13 million for design and construction of two pilot projects to demonstrate the feasibility of using treated wastewater to re-hydrate coastal wetlands and for aquifer recharge.</p> <p>R-749-06 6/20/2006</p> <p>Approved an Interlocal Agreement with the City of Hialeah pertaining to the proposed Floridan Aquifer Water Treatment Plant and directed the filing of associated amendments to the Comprehensive Development Master Plan (CDMP).</p> <p>The Interlocal Agreement provided that the City:</p> <ul style="list-style-type: none"> • Commence the preparation of plans for design and construction of a reverse osmosis treatment plant using Floridan Aquifer as its source with an initial capacity to operate at 4.2 MGD, but ultimately expandable to 8.2 MGD, as appropriate, to be completed by February 1, 2011; • With County input or assistance, if appropriate, commence the filing and processing of all appropriate applications to obtain approval from all appropriate state, regional and local agencies for construction of the plant; and • Commit to file and consider, as part of its pending 2006 Comprehensive Plan Amendment Cycle approval of amendments to its current Land Use Element, Potable Water Supply Subelement, and Capital Improvement Element, as necessary to provide for the Floridan Plant. <p>The agreement provided among other things that the County:</p> <ul style="list-style-type: none"> • Provide though General Obligation Bond (GOB) and/or Plant Expansion Funds and other developer-related revenue for the design and construction of the plant, with the reallocation of GOB funds for the previously approved NW 87 Avenue connection to this project to serve as a possible contribution to the fund; • Comply with short and long term agreements with the SFWMD and FDEP regarding the provision of alternative water supplies; and • File an application to amend the Capital Improvement Element (CIE) of the CDMP to include the Floridan Plant in the 6-year CIE programming period, with financially feasibility funding sources indicated. <p>Both parties agree to negotiate a subsequent Interlocal Agreement to establish their respective duties and responsibilities for design, construction and operation of the Floridan Plant, including an expedited schedule and priority allocation of resources for the City service area.</p> <p>Fiscal Impact The fiscal impact created for Miami-Dade County from R-749-06 and the Interlocal Agreement was to be approximately \$45,000,000 for the design and construction of the plant and was to be funded through GOB and/or Plant Expansion Fund and other developer-related revenue. The County would own the plant and the capital outlays of funds was to be paid to the County over time through a combination of connection charges and user fees from the operation of the plant and from potential bonds to be issued by the County for the construction.</p> <p>Alternative Water Supply Plan 5/4/2007</p> <p>In responses to R-449-06, MDWSD submitted the required “Alternative Water Supply Plan” including an implementation schedule related to the improvements required to obtain the 20-year consumptive use permit from the District. The alternative water supply plan included the construction of three water reclamation facilities at the County’s wastewater treatment plant as well as a 20 million gallons per day (MGD) membrane softening plan in South Miami Heights and a 10 MGD reverse osmosis plant in north Miami-Dade.</p> <p>R-918-07 7/24/2007</p> <p>Approved a Joint Participation Agreement (JPA) with the City of Hialeah (City) for the construction of a 17.5 million gallon per day (mgd) reverse osmosis water treatment plant to serve future water supply needs in the City’s annexation area and the Miami-Dade Water and</p>

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	<p>Sewer Department's (MDWASD) service area, including future needs of wholesale customers. The JPA specified that the City and County be equal partners in funding the project.</p> <ul style="list-style-type: none"> In Phase I, the actual water production capacity at the end of Phase I was to be 10 MGD; In Phase II, the actual water production of the water treatment plant was to be increased to 15 MGD by February 1, 2019; and In Phase III, the actual water production of the water treatment plant was to be increased to 17.5 MGD by February 1, 2029. <p>According to the JPA, the County would participate in the selection of a design/build/operate contractor and will review and approve the contract for these services that will be entered into by the City and the contractor.</p> <p>The total cost of design and construction was expected to be about \$160 million, with each partner providing half the cost.</p> <p>The term of this agreement is the later date of either the expiration of City project bonds or County project bonds, but no earlier than February 1, 2029, when the final phase of construction is to be complete.</p>
<p>Bid Advertisement 7/24/2007</p>	<p>The BCC approved a request to advertise for design and construction management services for the 10 MGD reverse osmosis north Miami-Dade water treatment plant – Project No. E07-WASD-06.</p>
<p>O-07-174 12/4/2007</p>	<p>Waived all County procurement policies and procedures other than Living Wage, Responsible Wage and Inspector General requirements for the planning, design and construction of the reverse osmosis water treatment plant jointly owned by the County and the City of Hialeah. Additionally, the City of Hialeah was authorized to use its municipal procurement policies and procedures in accordance with the Joint Participation Agreement for planning, design and construction of the reverse osmosis water treatment plant.</p>
<p>R-69-09 1/22/2009</p>	<p>Approved Amendment No. 1 to the Joint Participation Agreement (JPA) between the City of Hialeah and Miami-Dade County related to the reverse osmosis treatment plant. Specifically:</p> <ul style="list-style-type: none"> The second paragraph of Section 4 was revised to give the County credit for the fair market value of the land conveyed by the County to the City for the construction of the reverse osmosis water treatment plant; If applicable, stipulated that any wetland mitigation payment related to the project be shared equally between the County and City; and Revised the second sentence in Section 5 to state that payment terms for monies due to the City from the County be set forth in the operating agreement. <p>Fiscal Impact The amendment gave the County credit for the fair market value of the property conveyed to the City which was estimated to be \$535,000.</p>
<p>Service Contract 8/18/2010</p>	<p>The City and GS Inima USA Construction Corporation (Inima) entered into a Service Contract for the Design, Construction and Operation of the RO Plant.</p> <ul style="list-style-type: none"> Was this service contract awarded under the Mayor's delegated authority? In what amount? Was a competitive process used to award Inima?
<p>Amendment No. 1 to Service Contract 3/28/2012</p>	<p>Amendment No. 1 to the Service Contract, among other things, provided for the elimination of certain originally contemplated production wells from the Project and certain adjustments to the completion dates under the Service Contract for Project Improvements by the City and Inima.</p> <ul style="list-style-type: none"> Was Amendment No. 1 approved under the Mayor's delegated authority? When?

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11A2 170039	RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO A) MAKE EVERY EFFORT TO PRIORITIZE THE USE OF PLANTS IN COUNTY LANDSCAPING THAT DO NOT POSE A THREAT OF BECOMING MOSQUITO BREEDING GROUNDS; B) LIMIT THE USE OF BROMELIADS IN COUNTY LANDSCAPING WHENEVER POSSIBLE; AND C) INCLUDE A PROVISION IN ALL NEWLY ENTERED, RENEWED, OR EXTENDED COUNTY CONTRACTS THAT THE CONTRACTOR OR VENDOR SHALL, WHENEVER APPLICABLE, MAKE EVERY EFFORT TO PRIORITIZE THE USE OF PLANTS IN COUNTY LANDSCAPING THAT DO NOT POSE A THREAT OF BECOMING MOSQUITO BREEDING GROUNDS AND TO LIMIT THE USE OF BROMELIADS
Notes	<p>The proposed resolution directs the County Mayor or County Mayor's designee to:</p> <ul style="list-style-type: none"> • Make every effort to prioritize the use of plants in County landscaping that do not pose a threat of becoming mosquito breeding grounds; • Limit the use of bromeliads in County landscaping whenever possible; and • Include a provision in all newly entered, renewed, or extended County contracts which include landscaping that the contractor or vendor will, whenever applicable, make every effort to prioritize the use of plants in County landscaping that do not pose a threat of becoming mosquito breeding grounds and to limit the use of bromeliads. <p><u>Additional Information</u></p> <p>According to the Department of Solid Waste Management⁷, Bromeliads are popular ornamental plants that are attractive and easy to maintain. But certain types, such as tank bromeliads, can hold water between their leaves – making it a great place for mosquitoes to breed.</p> <p>The eggs hatch when water is present and after a few days, become adult mosquitoes that can bite people and spread diseases such as yellow fever, dengue fever, chikungunya and Zika.</p> <p>The Department recommends the following to keep your plants from breeding these mosquitoes:</p> <ul style="list-style-type: none"> • Flush the water—and the mosquito larvae and eggs—out of your bromeliads. A good strong hosing will flush the water with larvae out of your bromeliads. Do this at least once a week to disrupt the mosquitoes' life cycle. • Coat the water in the bromeliads with a small amount of food-grade oil. Either quickly spray the surface of any water in the plant with non-stick cooking spray, or place a few drops of cooking oil in the water. The oil will cover the surface of the water and keep any mosquito larvae present from breathing. • Treat the water in your bromeliads with a safe larvicide. Bacillus thuringiensis israelensis, or BTI, and methoprene, are commercially available larvicides that are safe for plants and around people and pets when used as directed. Find them in pellet or granule form at hardware stores, as well as online. Apply about every two weeks or so for maximum effectiveness. <p><u>Additional Information - Simple precautions prevent bromeliads from becoming mosquito nurseries, Tampa Bay Times, May 2, 2008⁸</u></p> <ul style="list-style-type: none"> • <i>Several bromeliads are native to Florida; most of them are found in South Florida and are considered endangered.</i> • <i>Not all bromeliads have little reservoirs at their center. Spanish moss (Tillandsia usneoides) and ball moss (Tillandsia recurvata) are perfect examples. But many exotic bromeliads that produce spectacular blooms have those "cups" or "tanks," and they like a little puddle of water in them now and then. It's even better when organic debris settles in, providing nature's best plant food. But it creates a potential problem: Stagnant water is the perfect environment for mosquitoes to lay their eggs.</i> • <i>Horticulturists have conducted plenty of studies to determine if the plant is indeed a major contributor to mosquito populations and to identify which kinds of mosquitoes favor its tanks.</i> • <i>A study by the University of Florida found that of 78 mosquito species in Florida, none were specifically associated with bromeliads. However, under certain conditions, certain mosquitoes can be drawn to</i>

⁷ <http://www.miamidade.gov/solidwaste/bromeliads-and-mosquitoes.asp>

⁸ <http://www.tampabay.com/features/homeandgarden/simple-precautions-prevent-bromeliads-from-becoming-mosquito-nurseries/483443>

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	<p><i>bromeliads, primarily the small Wyeomyia mosquito, which is active in daytime but doesn't wander far from its home.</i></p> <ul style="list-style-type: none"> <i>Just 1 drop of cooking oil placed in the bromeliad's cup will smother mosquito larvae. Use a medicine dropper to apply oil about every 20 days. Another approach is to simply flush the water regularly with a garden hose, to interrupt the mosquito's life cycle so it can't reproduce.</i>
11A3 170041	RESOLUTION DIRECTING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO ADVERTISE REQUESTS FOR PROPOSALS AND REQUESTS FOR QUALIFICATIONS ON MIAMI-DADE TV
Notes	<p>The proposed resolution directs the County Mayor or designee to advertise all requests for proposals and requests for qualifications on Miami-Dade TV so that these solicitations reach the broadest market of vendors for the procurement of County goods and services.</p> <p><u>Background</u> Miami-Dade TV is the County's government access television station, carried by all cable TV systems in Miami-Dade County that provides public information programming 24 hours a day, 7 days a week such as live coverage of meetings of the BCC and its committees, as well as a wide variety of informational and educational programming about government programs and services, public safety, arts & culture and the environment. Miami-Dade TV encourages County departments to provide coverage of their services, events and other newsworthy stories to provide the public with important information about government services and opportunities. Additionally, Miami-Dade TV is streamed online on the Miami-Dade TV YouTube Channel and shared via social media channels to a wide range of County residents, businesses and professionals.</p>
11A5 170029	RESOLUTION RECOGNIZING THE 70TH ANNIVERSARY OF EVERGLADES NATIONAL PARK; AND DIRECTING THE MAYOR OR MAYOR'S DESIGNEE TO WORK WITH THE NATIONAL PARK SERVICE AND EVERGLADES NATIONAL PARK ON A SERIES OF EVENTS TO RAISE AWARENESS ABOUT EVERGLADES NATIONAL PARK
Notes	<p>The proposed resolution recognizes and celebrates the 70th anniversary of Everglades National Park on December 6, 2017 and directs the Mayor or designee to work with the National Park Service, and Everglades National Park in particular, to collaborate on a series of events in 2017 that would lead up to Everglades National Park's December 6, 2017 anniversary date, in order to raise awareness about Everglades National Park and its environmental significance.</p> <p><u>Background</u> Everglades National Park was established in 1947 and is located in Miami-Dade County, along with Monroe and Collier Counties. The Everglades is the largest and most important freshwater, subtropical peat wetland in North America. Everglades National Park is the largest subtropical wilderness in the United States, consisting of more than 1.5 million acres, including habitat for endangered and threatened species such as the Florida panther, the American crocodile, and the manatee.</p>
11A6 162103	RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO UPDATE A PREVIOUS FEASIBILITY STUDY ON WATERBORNE TRANSPORTATION SOLUTIONS AS PART OF A COMPREHENSIVE TRANSPORTATION NETWORK THROUGHOUT MIAMI-DADE COUNTY AND PREPARE AN IMPLEMENTATION PLAN FOR THE CREATION OF ON-DEMAND AND FIXED-ROUTE WATERBORNE TRANSPORTATION
Notes	<p>The proposed resolution directs the County Mayor or County Mayor's designee to update a previous feasibility study on waterborne transportation solutions as part of a comprehensive transportation network throughout Miami-Dade County and prepare an implementation plan for the creation of on-demand and fixed-route waterborne transportation.</p> <p>The proposed resolution further directs the County Mayor or County Mayor's designee to provide the requested feasibility study and implementation plan to the BCC within 90 days of the effective date of this resolution, which will be placed on a BCC agenda.</p> <p><u>Additional Information</u> On February 7, 2006, the BCC, through Resolution No. R-179-06, directed the County Manager to explore the feasibility and advisability of introducing a one-stop waterborne transit route from South Dade to downtown Miami and from Northeast Dade to downtown Miami. The County Manager was to work with the Metropolitan</p>

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	Planning Organization, and submit a report to the Regional Transportation Committee within one hundred and twenty (120) days after the adoption of the resolution.
11A9 162485	RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO FILE AN APPLICATION IN THE NEXT AVAILABLE CYCLE OF AMENDMENTS TO THE COMPREHENSIVE DEVELOPMENT MASTER PLAN TO PERMIT CONSTRUCTION OF TRANSPORTATION AND TRANSIT INFRASTRUCTURE OUTSIDE THE URBAN DEVELOPMENT BOUNDARY
Notes	<p>The proposed resolution directs the County Mayor or County Mayor's designee to file an application in the next available cycle of applications to amend the Comprehensive Development Master Plan (CDMP) to permit the construction of transportation and transit infrastructure and facilities outside the UDB, including the extension of SR 836 to Krome Avenue along the routes propose.</p> <p><u>Background</u></p> <p>The West Kendall Corridor Planning Report completed in June of 2016 indicated strong support by community residents for extending SR 836 to Kendall, as well as providing express buses and park and rides along the SR 836 Kendall extension.</p> <p>The MDX SR 836 Southwest Extension Preliminary Executive Summary Alternative Corridor Evaluation Report indicates just two corridor alignments bordering the Urban Development Boundary (UDB) along SW 167th Avenue to minimize environmental impacts, as well as impacts on the existing residential communities.</p> <p>The extension of SR 836, as well as park and ride facilities to serve rail and express bus transit in West End, Southwest Kendall, and West Dade would require building the road outside of the UDB, which is currently prohibited by the Miami-Dade County Comprehensive Development Master Plan (CDMP).</p> <p><u>Additional Information on the West Kendall Corridor Planning Report⁹</u></p> <p>The Area Planning report contains an analysis of the existing and planned conditions for the West Kendall Drive Corridor. For the purpose of the study, the area extends one-half mile north and south of Kendall Drive from Southwest 137th Avenue to Krome Avenue in Commission District 11.</p> <p>The first section of the report provides an overview of the historical development of West Kendall and its current conditions regarding land uses, demographics, and infrastructure. Planning and development concepts based on the issues identified by residents and property owners who participated in public meetings that occurred in 2013 and 2014 are presented in the second section. The report concludes with recommendations for implementation of the planning concepts illustrated.</p> <p><u>Additional Information on MDX SR 836 Southwest Extension Preliminary Executive Summary Alternative Corridor Evaluation Report¹⁰</u></p> <p>According to the Report, the Miami-Dade Expressway Authority (MDX) is conducting a Project Development and Environment (PD&E) Study to evaluate the feasibility of creating a southwest extension of SR 836/Dolphin Expressway from its current terminus at NW 137th Avenue in the vicinity of NW 12th Street to SW 136th Street, or some point to the north of SW 136th Street, depending on the outcome of the evaluation. The proposed project is located in unincorporated Miami-Dade County and encompasses/touches several neighborhoods, such as Tamiami, Kendall West, The Hammocks, and Country Walk. During Phase II, opportunities to integrate multimodal solutions will be investigated and coordinated with the Miami-Dade Department of Transportation and Public Works (DTPW).</p> <p>MDX has been in coordination with the Florida Department of Transportation (FDOT) since the study's inception. Through this regular coordination, FDOT advised MDX of proposed changes to Part 1, Chapter 10 of the PD&E Manual for State, Local, or Privately Funded Project Delivery. The proposed chapter includes a new process for local and privately funded projects to be constructed on FDOT right of way (ROW). This process is documented through the completion of a Project Environmental Impact Report (PEIR). The PEIR is</p>

⁹ <https://www.miamidade.gov/zoning/library/reports/west-kendall-corridor-planning-report.pdf>

¹⁰ <http://mdxway.com/pdf/Preliminary%20Executive%20Summary-Alternative%20Corridor%20Evaluation%20%28ACE%29%20Repo.pdf>

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	<p>prepared following the same procedures and requirements as the State Environmental Impact Report (SEIR); however, it is not an FDOT document.</p> <p>In the early planning stages of the SR 836/Dolphin Expressway Southwest Extension, MDX considered advancing the project without precluding the future use of federal funds. As such, the PD&E Study began assuming a federal environmental document would be prepared by MDX with FDOT support as deemed appropriate through early project coordination. However, as the study evolved, and after careful consideration, MDX has decided not to pursue federal funding for any future phases of this project. All MDX PD&E studies as well as all design and construction works are funded with toll revenues. MDX will continue the project development process in close coordination with all local, state and federal permitting agencies, including the US Army Corps of Engineers (USACE). As a result, at the conclusion of the PD&E Study, MDX will complete and approve a PEIR.</p> <p>The SR 836/Dolphin Expressway Southwest Extension PD&E Study is being conducted in two Phases. Phase I includes a Corridor Analysis phase in accordance with FDOT's Alternative Corridor Evaluation (ACE) process. This phase includes a high level evaluation of the Alternative Corridors. Phase II involves the detailed Alternatives Analysis phase where the corridor(s) selected in Phase I are developed to a greater level of detail.</p> <p><u>Additional Information – Opposition Expressed</u></p> <p>On September 15, 2015, the Everglades Law Canter, Inc. expressed concerns and opposition regarding the proposed plans to extend State Road 836 (SR 836) outside of the Urban Development Boundary (UDB).</p> <p>The Everglades Law Center, Inc. noted that each of the proposed alternatives would extend SR 836 outside of the UDB and are inconsistent with the CDMP. Further, it was noted that under the National Environmental Policy Act (NEPA), the Endangered Species Act (ESA) and the Clean Water Act (CWA), any traffic benefits the project produces would be more than outweighed by the severe environmental impacts it would create.</p> <p>The Everglades Law Center, Inc. specifically noted the following concerns:</p> <ul style="list-style-type: none"> • The proposed project is inconsistent with the Comprehensive Everglades Restoration Plan (CERP) because it would increase costs and time for implementation of restoration projects, remove an important area for water supply recharge and reduce the size of the Everglades footprint; • The project cannot be justified once induced traffic and the vulnerabilities of the study area to sea level rise are taken into account; • If the project is built, induced traffic and development will quickly negate any traffic benefits that were created by the additional capacity; • Both a no action alternative and a public transit alternative are practicable; • The study area's connection to CERP warrants a broad indirect and cumulative effects analysis; • The proposed extension will have significant impacts on wetlands because it will result in the destruction of a significant amount of important wetland habitat; • This project will very likely induce development, which will impact an even larger area of this unique wetland habitat; • The extension will introduce significant amounts of harmful pollutants into these important wetlands; • The severe ecological impacts of building a highway outside the UDB, including both the direct destruction of wetlands for construction and the indirect destruction from development, will result in significant loss of habitat, displacement, and death for individuals from many plant and animal species; • The proposed extension complicates Everglades restoration by reducing the availability of suitable land for restoration projects; • The proposed extension's proximity to the West Wellfield increases the risk of toxic compounds entering the drinking water supply; • The proposed extension decreases the ability of the region to recharge the Biscayne aquifer; • Sea level rise exacerbates the project's environmental impacts and removes the projects justification; • Constructing the proposed SR 836 extension would violate Executive Order 11,990 because there are practicable alternatives, which do not destroy wetlands;

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	<ul style="list-style-type: none"> • A complete and accurate survey of federally and state listed species must be performed in the study area; • No Section 404 permits should be issued for the proposed extension; and • The proposed extension is inconsistent with several provisions of the CDMP because it extends outside the UDB. <p><u>Additional Information - Out west, developers want the chance to go big for traffic's sake, Miami Herald, June 24, 2015¹¹</u></p>
11A10 170171	<p>RESOLUTION URGING THE FLORIDA LEGISLATURE TO INCLUDE IN SENATE BILL 406 OR SIMILAR LEGISLATION TO IMPLEMENT AMENDMENT 2 RELATED TO MEDICAL MARIJUANA CERTAIN PROVISIONS PERTAINING TO PACKAGING OF EDIBLES AND PRODUCTS CONTAINING MEDICAL MARIJUANA TO PREVENT INADVERTENT INGESTION BY CHILDREN AND ADULTS; A PROHIBITION ON PUBLIC CONSUMPTION; REVENUE SHARING WITH LOCAL GOVERNMENTS AS TO REASONABLE COSTS ASSOCIATED WITH MEDICAL MARIJUANA; DEDICATED RESOURCES FOR IMPACTS TO HUMAN AND SOCIAL SERVICES; SECURITY REQUIREMENTS FOR THE GROWING, PROCESSING, DISPENSING, AND TRANSPORTING OF MEDICAL MARIJUANA; VETTING OF POTENTIAL GROWERS AND DISPENSERS OF MEDICAL MARIJUANA PRIOR TO LICENSING; AND A PROHIBITION ON THE USE OF HARMFUL PESTICIDES IN THE GROWING OF MEDICAL MARIJUANA; FURTHER URGING THE FLORIDA DEPARTMENT OF HEALTH TO INCLUDE SUCH PROVISIONS IN RULES THAT ARE PROMULGATED; AND OPPOSING PREEMPTION OF LOCAL GOVERNMENT REGULATION OF MEDICAL MARIJUANA, INCLUDING LAND USE REGULATIONS</p>
Notes	<p>The proposed resolution:</p> <ul style="list-style-type: none"> • Urges the Florida Legislature to include in Senate Bill 406 or similar legislation to implement Amendment 2 related to medical marijuana certain provisions pertaining to packaging, labeling, and child-proofing of edibles and products containing medical marijuana to prevent inadvertent ingestion by children and adults; a prohibition on public consumption; revenue sharing with local governments as to reasonable costs associated with medical marijuana; dedicated resources for impacts to human and social services; security requirements for the growing, processing, dispensing, and transporting of medical marijuana; vetting of potential growers and dispensers of medical marijuana prior to licensing; and a prohibition on the use of harmful pesticides in the growing of medical marijuana; • Urges the Florida Department of Health to include the provisions outlined in any regulations promulgated to implement Amendment 2; • Opposes preemption of local government regulation of medical marijuana, including land use regulations, in any bill or rule implementing Amendment 2; • Directs the Clerk of the Board to transmit certified copies of this resolution to the Governor, the Senate President, the House Speaker, the Chair and Members of the Miami-Dade State Legislative Delegation, and the Florida Surgeon General and Secretary of the Florida Department of Health; and • Directs the County's state lobbyists to advocate for the legislative and administrative action and against any preemption of local governments, and authorizes and directs the Office of Intergovernmental Affairs to amend the 2017 State Legislature Package to include this item. <p><u>Additional Information on Senate Bill (SB) 406</u> SB 406 filed by Senator Rob Bradley (R – Orange Park) would implement Amendment 2 regarding medical marijuana by amending existing statutes related to low-THC marijuana. It would allow up to another 20 dispensing entities incrementally, in addition to those currently licensed for low-THC, once registered patients reach certain thresholds up to 500,000 registered patients. SB 406 would no longer require a doctor to treat a patient for at least 90 days before prescribing marijuana and would expand from 45 days to 90 days the amount of marijuana patients can purchase. SB 406 would allow marijuana to be produced and dispensed in an edible or food product, but not in a format designed to be attractive to children. SB 406 would continue the preemption of local regulation of cultivation and processing in existing law for low-THC.</p> <p><u>Additional Information on Amendment 2</u></p>

¹¹ <http://www.miamiherald.com/news/local/community/miami-dade/article25455628.html>

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	<p>On the November 8, 2016, the Florida Medical Marijuana Legalization Initiative, also known as Amendment 2, was approved.¹²</p> <ul style="list-style-type: none"> • YES – 71.32% <ul style="list-style-type: none"> ○ A "yes" vote supported legalizing medical marijuana for individuals with specific debilitating diseases or comparable debilitating conditions as determined by a licensed state physician. • NO – 28.68% <ul style="list-style-type: none"> ○ A "no" vote opposed this proposal for legalization of medical marijuana, keeping the state's more limited medical marijuana program in place. <p><i>The Florida Constitution provides that unless otherwise specified, approved amendments become effective on the first Tuesday after the first Monday in January following the election. Since Amendment 2 did not provide specific effective dates, it went into effect on January 3, 2017.</i></p> <p>Specifically, Amendment 2 provided for the following:</p> <ul style="list-style-type: none"> • Required the Florida Department of Health to set regulations for the issuance of identification cards, qualifications and standards of care givers, and rules for the registration of medical marijuana treatment centers within six months of the effective date. The department released its proposed rules for regulating the medical marijuana industry on January 18, 2017. • Allowed licensed physicians to certify patients for medical marijuana use after diagnosing them with some "other debilitating medical conditions of the same kind or class as or comparable to those enumerated." <p>The legal language of Amendment 2 was written to explicitly allow medical marijuana to be provided as a treatment for patients with the following specific diseases:</p> <ul style="list-style-type: none"> • Cancer; epilepsy; glaucoma; HIV; AIDS; post-traumatic stress disorder (PTSD); amyotrophic lateral sclerosis (ALS); Crohn's disease; Parkinson's disease; and multiple sclerosis. <p>Compassionate Medical Cannabis Act of 2014</p> <p>Under the Compassionate Medical Cannabis Act of 2014 (Chapter 381.986, Florida Statutes), which was signed into law on June 16, 2014, physicians licensed under Chapter 458 and 459 of the Florida Statutes were authorized to prescribe non-smoked cannabis low in tetrahydrocannabinol (THC) content, or low-THC cannabis, to qualified patients suffering from cancer or a physical medical condition that chronically produces symptoms of seizures, or severe and persistent muscle spasms.</p> <p>According to the Florida Department of Health, Floridians had to meet the following requirements in order to be prescribed low-THC cannabis under the act:¹³</p> <ul style="list-style-type: none"> • The patient must be a permanent Florida resident. • If a patient is under the age of 18, a second physician must agree with the determination of need for the patient. • The patient must suffer from cancer or a physical medical condition that chronically produces symptoms of seizures, or severe and persistent muscle spasms; or symptoms of the same. • Other treatments must have been tried without success. • The ordering physician must determine the risks of using low-THC cannabis are reasonable in light of the benefit to the patient. • The ordering physician must register the patient in the Compassionate Use Registry. • The ordering physician must maintain a patient treatment plan which outlines the dose, route of administration, planned duration, monitoring of the patient's illness, and tolerance of the low- THC cannabis, and submit the plan to the University of Florida, College of Pharmacy, on a quarterly basis for research purposes.

¹² [https://ballotpedia.org/Florida Medical Marijuana Legalization, Amendment 2 %282016%29#cite_note-FAQs-4](https://ballotpedia.org/Florida_Marijuana_Legalization,_Amendment_2_%282016%29#cite_note-FAQs-4)

¹³ http://www.floridahealth.gov/programs-and-services/office-of-compassionate-use/_documents/faq.pdf

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	<p>The measure was designed to provide identification cards to qualified caregivers and patients and register them with the Department of Health. This also applied to marijuana dispensaries.</p> <p>Specifically, the Florida Department of Health provided for the following requirements to grow and dispense low-THC cannabis in Florida:</p> <ul style="list-style-type: none"> • Allowed DOH to approve dispensing organizations in Florida; • Dispensing organizations were to be located in specific geographic regions throughout the state; • Dispensing organizations must meet the following requirements: <ul style="list-style-type: none"> ○ Must have been in operation as a registered nursery in Florida for at least 30 continuous years; ○ Must have the ability to provide appropriate infrastructure and personnel, and maintain accountability for all raw materials, finished product and byproducts, in order to prevent unlawful access to these substances; ○ Must have valid certificate of registration from the Florida Department of Agriculture that allows cultivation of more than 40,000 plants; ○ Must meet specific financial requirements; ○ All owners and managers must be fingerprinted and pass a level 2 background check; and ○ Must employ a medical director licensed under Chapter 458 or 459, Florida Statutes, to supervise dispensing activities. <table border="1" data-bbox="272 829 1485 1703"> <thead> <tr> <th colspan="2">Additional Information on State Regulations Regarding the Packaging of Marijuana Products</th></tr> </thead> <tbody> <tr> <td data-bbox="272 863 505 1266">Washington¹⁴</td><td data-bbox="505 863 1485 1266"> <ul style="list-style-type: none"> • Marijuana-infused products and marijuana concentrates meant to be eaten, swallowed, or inhaled, must be packaged in child resistant packaging in accordance with Title 16 C.F.R. 1700 of the Poison Prevention Packaging Act or use standards specified in this subsection. • Marijuana-infused product in solid or liquid form may be packaged in plastic four mil or greater in thickness and be heat sealed with no easy-open tab, dimple, corner, or flap as to make it difficult for a child to open and as a tamperproof measure. • Marijuana-infused product in liquid form may also be sealed using a metal crown cork style bottle cap. • Marijuana-infused solid edible products. If there is more than one serving in the package, each serving must be packaged individually in childproof packaging (see WAC 314-55-105(7)) and placed in the outer package. </td></tr> <tr> <td data-bbox="272 1266 505 1455">Connecticut¹⁵</td><td data-bbox="505 1266 1485 1455"> <ul style="list-style-type: none"> • A dispensary facility will sell marijuana products only in the original sealed containers or packaging as delivered by the producer, except that a dispensary may remove the marijuana product from the producer's child-resistant container or package and place the marijuana product in a non-child-resistant, secure and light-resistant container upon a written request from the qualifying patient or primary caregiver so long as all original labeling is maintained with the product. </td></tr> <tr> <td data-bbox="272 1455 505 1518">Nevada¹⁶</td><td data-bbox="505 1455 1485 1518"> <ul style="list-style-type: none"> • Any product containing marijuana must be packaged in child-resistant packaging. </td></tr> <tr> <td data-bbox="272 1518 505 1612">Illinois¹⁷</td><td data-bbox="505 1518 1485 1612"> <ul style="list-style-type: none"> • Packaging of any product containing cannabis shall be child-resistant and light-resistant consistent with current standards, including the Consumer Product Safety Commission standards referenced by the Poison Prevention Act. </td></tr> <tr> <td data-bbox="272 1612 505 1703">Oregon¹⁸</td><td data-bbox="505 1612 1485 1703"> <ul style="list-style-type: none"> • If the marijuana item is an edible, topical, tincture, concentrate, or extract, the item must be in child-resistant packaging before it leaves a dispensary or retail store. 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¹⁴ <http://apps.leg.wa.gov/wac/default.aspx?cite=314-55-105>

¹⁵ http://www.ct.gov/dcp/lib/dcp/pdf/laws_and_regulations/reg-medical_marijuana-final06sept2013.pdf

¹⁶ <http://www.leg.state.nv.us/nac/nac-453a.html>

¹⁷ <http://www.ilga.gov/commission/jcar/admincode/008/008010000e04200r.html>

¹⁸ <http://www.oregon.gov/olcc/marijuana/Pages/PackagingLabelingPreApproval.aspx>

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		<p>own, but if the container is not child resistant, that container must be placed inside of a child-resistant exit package at the point of sale.</p> <ul style="list-style-type: none"> • OAR 845-025-7000(1) defines “attractive to minors” as packaging, labeling and marketing that features: <ul style="list-style-type: none"> ○ Cartoons; ○ A design, brand or name that resembles a non-cannabis consumer product of the type that is typically marketed to minors; ○ Symbols or celebrities that are commonly used to market products to minors; or ○ Images of minors.
	Colorado¹⁹	<ul style="list-style-type: none"> • “Child-Resistant” means special packaging that is: <ul style="list-style-type: none"> • Designed or constructed to be significantly difficult for children under five years of age to open and not difficult for normal adults to use properly. • Opaque so that the packaging does not allow the product to be seen without opening the packaging material; • Resealable for any product intended for more than a single use or containing multiple servings. • A Medical Marijuana Center must ensure that all Medical Marijuana and Medical Marijuana-Infused Product is placed within a Container prior to sale to a consumer. If the Container is not Child-Resistant, the Medical Marijuana Center must place the Container within an Opaque and Resealable Exit Package that is Child-Resistant. • A Medical Marijuana Business will not place any content on a Container holding Medical Marijuana, Medical Marijuana Concentrate, or a Medical Marijuana Infused-Product in a manner that specifically targets individuals under the age of 21, including but not limited to, cartoon characters or similar images.
11A11 170174	RESOLUTION URGING THE UNITED STATES CONGRESS TO ALLOW FINANCIAL INSTITUTIONS TO PROCESS STATE LEGALIZED MEDICAL MARIJUANA FUNDS	
Notes	<p>The proposed resolution:</p> <ul style="list-style-type: none"> • Urges the United States Congress to allow financial institutions to process state legalized medical marijuana funds; • Directs the Clerk of the Board to transmit a certified copy of this resolution to the members of the Florida Congressional Delegation, the U.S. Attorney General, and the Administrator of the Drug Enforcement Administration; and • Directs the County’s federal lobbyists to advocate for the issues set forth and authorizes and directs the Office of Intergovernmental affairs to include this item in the 2017 Federal Legislative Package when it is presented to the BCC. 	
11A12 170189	RESOLUTION SUPPORTING SB 302 OR SIMILAR LEGISLATION THAT WOULD PROHIBIT THE SUSPENSION OF A PERSON’S DRIVER’S LICENSE SOLELY FOR FAILURE TO PAY A FINE IF THE PERSON DEMONSTRATES TO THE COURT THAT HE OR SHE IS UNABLE TO PAY SUCH A FINE	
Notes	<p>The proposed resolution:</p> <ul style="list-style-type: none"> • Supports Senate Bill (SB) 302 or similar legislation that would prohibit the suspension of a person’s driver’s license solely for failure to pay a fine if the person demonstrates to the court that he or she is unable to pay such a fine; • Directs the Clerk of the Board to transmit certified copies of this resolution to the Governor, the Senate President, the House Speaker, Senators Jeff Brandes and Darryl Rouson, and the Chair and Members of the Miami-Dade State Legislative Delegation; and • Directs the County’s state lobbyists to advocate for the legislative action and authorizes and directs the Office of Intergovernmental Affairs to amend the 2017 State Legislature Package to include this item. 	

¹⁹ https://www.colorado.gov/pacific/sites/default/files/1CCR212-1_Medical.pdf

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	<p><u>Background</u> SB 302 provides that a person's driver's license may not be suspended solely for failure to pay a penalty if the person demonstrates to the court, after notice of the penalty and before the suspension takes place that he or she is unable to pay. Under SB 302, a person is considered unable to pay if he or she provides documentation to the appropriate clerk of court showing that he or she: receives reemployment assistance or unemployment compensation; is disabled and incapable of self-support or receives benefits under certain federal programs; receives temporary cash assistance from the state; is making payments in accordance with a confirmed bankruptcy plan under federal law; has been placed on payment plans with the clerk of court which in total exceed what is determined to be reasonable under state law; or has been determined to be indigent under state law.</p> <p>This legislation also eliminates the felony criminal charge for a third or subsequent offense for driving on a license that was suspended due to a person's financial hardship. SB 302 further establishes the right of a person in financial hardship to use community service as an alternative method of payment.</p> <p><u>Additional Information on Senate Bill 302²⁰</u> Senate Bill 302 has been placed on the Senate Transportation Committee agenda for February 7, 2017.</p>
11A13 170214	RESOLUTION URGING THE FLORIDA LEGISLATURE TO ENACT SB 196, HB 205, HB 213 OR SIMILAR LEGISLATION THAT WOULD REQUIRE LAW ENFORCEMENT OFFICERS TO ISSUE A CIVIL CITATION RATHER THAN ARRESTING FIRST TIME MISDEMEANOR JUVENILES OFFENDERS
Notes	<p>The proposed resolution:</p> <ul style="list-style-type: none"> • Urges the Florida Legislature to enact SB 196, HB 205, HB 213 or similar legislation that would require law enforcement officers to issue a civil citation to rather than arrest first time misdemeanor juvenile offenders; • Directs the Clerk of the Board to transmit a certified copy of this resolution to the Governor, Senate President, House Speaker, Senator Anitere Flores, Representative Larry Ahern, Representative Kamia L. Brown, and the Chair and remaining Members of the Miami-Dade County State Legislative Delegation; • Directs the County's state lobbyists to advocate for the passage of the legislation and authorizes and directs the Office of Intergovernmental Affairs to amend the 2017 State Legislative Package to include this item. <p><u>Background</u> SB 196, HB 205 and HB 213 provide that one or more civil citation or similar diversion programs shall be established in each county which must individually or collectively serve all juveniles who are alleged to have committed a violation of law which would be a misdemeanor offense if committed by an adult. SB 196, HB 205 and HB 213 would require law enforcement officers to issue a civil citation in lieu of arrest to first time misdemeanor juvenile offenders who commit misdemeanor offenses including, but not limited to, possession of alcoholic beverages, criminal mischief, battery, retail and farm theft, loitering or prowling, disorderly conduct, possession of cannabis and/or drug paraphernalia.</p> <p><u>Additional Information on SB 196, HB 205, HB 213</u> Senate Bill 196²¹ passed favorably in the Senate Criminal Justice Committee meeting on January 23, 2017, and is now in the Senate Appropriations Subcommittee on Criminal and Civil Justice.</p> <p>House Bills 205²² and 213²³ have been referred to the House Criminal Justice Subcommittee, Justice Appropriations Subcommittee and the Judiciary Committee, but have not been placed on an agenda.</p>
11A14 170157	RESOLUTION DECLARING FEBRUARY 11TH, BEGINNING FEBRUARY 11, 2017, AND EACH YEAR THEREAFTER AS STEM DAY, IN RECOGNITION OF THE IMPORTANCE OF SCIENCE, TECHNOLOGY, ENGINEERING AND MATHEMATICS EDUCATION [SEE AGENDA ITEM NO. 1(E)2]

²⁰ <http://www.flsenate.gov/Session/Bill/2017/0302>

²¹ <http://www.flsenate.gov/Session/Bill/2017/0196/?Tab=BillHistory>

²² <http://www.flsenate.gov/Session/Bill/2017/0205>

²³ <http://www.flsenate.gov/Session/Bill/2017/0213>

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Notes	<p>The proposed resolution declares the February 11th, beginning February 11, 2017, and each year thereafter, as STEM Day, in recognition of the importance of science, technology, engineering and mathematics education.</p> <p><u>Background</u></p> <p>On November 1, 2016, the BCC approved Resolution No. R-1045-16 and supported a STEM education program and campaign to encourage and empower girls and young women to pursue STEM related educational and career opportunities. Approval of Resolution No. R-1045-16 recognized that a concerted effort is necessary to address STEM learning opportunities for girls and young women and that exposure to STEM focused programs is necessary to improve the underrepresentation and/or low level of interest for girls and young women, as compared to boys and young men, in all areas related to STEM, including education, post-secondary degrees and careers.</p>