



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

Board of County Commissioners

March 3, 2009
9:30 AM
Commission Chamber

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Commission Auditor

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Miami, Florida 33128
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**Board of County Commissioners
Agenda Notes
March 3, 2009**

Item No.	Subject Matter	Background	Analysis / Comments / Questions
4(D)	Ordinance Amending the Code of Miami-Dade County Relating to the Community Affordable Housing Strategies Alliance Prime Sponsor Commissioner Audrey M. Edmonson	<p>This ordinance amends Section 17-149 of the Code of Miami-Dade County relating to the membership composition of the Community Affordable Housing Strategies Alliance.</p> <p>The ordinance will change the total membership from thirty-two members to thirty-three members by adding one representative from the Miami-Dade Branch of the NAACP.</p> <p>Background On May 9, 2006, the Board of County Commissioners approved Resolution 558-06 that created the Taskforce of the Miami-Dade Community Affordable Housing Strategies Alliance (CAHSA). The taskforce was established to address, discuss and provide recommendations to the Board of County Commissioners relating to the housing crisis in the County.</p> <p>On September 4, 2007 the Board adopted Ordinance 07-121 that established CAHSA as a Board. The ordinance established the membership of CAHSA at thirty-six members and established an 11 member quorum requirement.</p> <p>On March 4, 2008, the ordinance was amended to change the total membership from thirty-six to thirty-two members. One representative from the United States Department of Housing and Urban Development, one representative from the Dade Legislative Representatives, one representative from the U.S. Legislative Representatives and one representative from the Miami-Dade Empowerment Trust were removed from the membership composition of CAHSA.</p>	
5(A)	Expedited Purchasing Program Prime Sponsor Commissioner Rebeca Sosa	<p>At the February 10, 2009 Budget, Planning and Sustainability Committee meeting, this item was amended to extend the sunset provision to January 1, 2013 rather than repealing the sunset provision.</p> <p>This ordinance amends the Code of Miami-Dade County (Code), extending the sunset provision for the Expedited Purchasing Program (EPP) through January 1, 2013 and adding specific language to the review of the program conducted by the Commission Auditor's Office (OCA).</p> <p>Currently, the EPP sunsets on March 16, 2009.</p> <p>In addition, pursuant to § 2-8.1.6 of the Code, OCA reviews and evaluates the operation of the EPP and reports the results of the evaluation to the Board of County Commissioners (BCC). This review does not include the County</p>	<p>The EPP was adopted via Ordinance 05-26. It was created as a pilot program to expedite competitive purchase of supplies, materials, services, and professional services (excluding architectural and engineering). Purchases must be for \$1 million or less.</p> <p>The program authorizes the County Manager to award contracts based on the advice of technical staff and the County Attorney's Office rather than Selection Committees.</p> <p>On August 12, 2008, OCA released its report concerning the review of EPP. The following</p>

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		<p>Manager's authority to waive any irregularity in any bid or proposal submission which he determines to be non-material.</p> <p>This item grants authority to the Commission Auditor to review the County Manager's use of this power.</p> <p>Since its creation, 119 contracts have been awarded under the EPP. In addition, there have been 4 bid protests (source: The Department of Procurement Management).</p>	<p>recommendations were made:</p> <p>(1) Maintain diligence in selection of the appropriate procurement process; and</p> <p>(2) Consider opportunities for simplifying other procurement processes.</p> <p>The OCA report includes the Department of Procurement Management response dated August 1, 2008.</p> <p>In regards to recommendation no. 1, DPM concurred with the recommendation and is utilizing staff training to ensure diligence in the selection of appropriate procurement process.</p> <p>In regards to recommendation no. 2, DPM noted current efforts to simplify procurement processes include, pursuing streamlining the administrative process that impacts cycle times, to facilitate the ease of navigation for vendors who wish to participate in the County's competitive process, and enhanced e-procurement tools.</p>
5(B)	Resolution Authorizing the Disbursement of \$8 Million from the Wetlands Trust Fund to Acquire Land for the South Dade Wetland Project	<p>District 9</p> <p>This resolution authorizes the disbursement of \$8 million from the Wetlands Trust Fund to the Environmentally Endangered Lands Program (EEL) for the acquisition of land located in the EEL South Dade Wetlands Project. The funds will cover up to 50% of the costs to acquire land, the costs of environmental audits, title insurance, surveys, and other expenditures associated with land acquisitions.</p> <p>Background</p> <p>To thwart the loss of natural habitats and preserve the County's wetlands, the County has established a wetlands trust fund to fund the acquisition, protection, and maintenance of environmentally endangered lands. The EEL Program identifies and secures these lands for preservation.</p> <p>The EEL Program has been acquiring land in the South Dade Wetlands in partnership with the South Florida Water</p>	

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		<p>Management District and other grant partners since 1994. The South Dade Wetlands are located between two national parks (Everglades National Park and Biscayne National Park) in the watersheds of Florida Bay, Biscayne Bay, Card Sound and Barnes Sound. Funding for the program has been derived from mitigation funds contributed by developers, who are permitted to develop in the expanded Urban Development Boundary. (Source: DERM website)</p> <p>The disbursement of the funds from the Wetlands Trust Fund will only cover 50% of the costs for land acquisitions located within the South Dade Wetlands Project.</p>	
5(F)	Resolution Authorizing Construction of Intersection Improvements on Old Cutler Road	<p>District 8</p> <p>This resolution authorizes the construction of intersection improvements along Old Cutler Road (7 intersections) totaling \$194,361. The proposed improvements will provide safety for pedestrians, bicyclists and vehicles.</p> <p>Location: Old Cutler Road & Farmer Road (S.W. 70 Avenue), Old Cutler Road & S.W. 157 Terrace, Old Cutler Road & S.W. 77 Avenue, Old Cutler Road & S.W. 82 Avenue, Old Cutler Road & S.W. 174 Street, Old Cutler Road & S.W. 176 Street, Old Cutler Road & S.W. 179 Street.</p> <p>Funding Source: Charter County Transit System Sales Surtax</p> <p>Comments: On April 13, 2004, the Board of County Commissioners accepted the Old Cutler Charrette Report. The report focused on then current and projected road operations; proposed roundabouts; and pedestrian/bicycle path possibilities.</p> <p>District 8 has a remaining balance of \$792,959 for FY 2008-09 in PTP funds. The following are PTP Projects that were approved for District 8:</p> <p><u>PTP Major Roadway</u> Old Cutler Rd from S.W. 87 Ave to S.W. 97 Ave Caribbean Blvd from S.W. 87 Ave to Coral Sea Rd S.W. 137 Ave from US-1 to S.W. 184 Street S.W. 137 Ave from HEFT to US-1 S.W. 312 Street from S.W. 187 Ave to S.W. 177 Ave</p> <p><u>PTP Neighborhood Improvements</u></p> <ul style="list-style-type: none"> • Improvements to the Old Cutler Rd Bike Path • Resurfacing: <ul style="list-style-type: none"> ○ S.W. 104 St from US-1 to S.W. 87 Ave 	

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		<ul style="list-style-type: none"> ○ Franjo Road from S.W. 184 St to US-1 ○ S.W. 187 Avenue from S.W. 288 St to S.W. 299 Street ○ S.W. 248 St from S.W. 127 Ave to US-1 ○ S.W. 172 Ave from S.W. 216 St to S.W. 208 Street ○ S.W. 184 St from S.W. 147 Ave to S.W. 157 Ave ● Traffic Calming <ul style="list-style-type: none"> ○ S.W. 127 Ave at S.W. 252 Terrace ○ S.W. 109 Rd At S.W. 113 Place and S.W. 117 Ave ○ S.W. 112 Ave at S.W. 95 Street ● Street Lighting along S.W. 288 Street ● Pedestrian Flasher at S.W. 117 Ave and S.W. 109 Street <p>The construction of the proposed improvements for the Old Cutler Project will be completed by Kailas Corp. See BCC Item 8(P)1(D)</p>	
7(A)	<p>Ordinance Amending Sec. 29-124 of the Code Providing that the CITT Shall Submit Recommendation to the Board Prior to Board Awarding Any Contract Funded By Transit System Surtax Funds</p> <p>Prime Sponsor Commissioner Barbara J. Jordan</p>	<p>This ordinance amends Section 29-124 (e) of the Code of Miami-Dade County regarding the use of Charter County Transit System Surtax (Surtax) funds and the role of the Citizen’s Independent Transportation Trust (CITT) to administer those funds.</p> <p>The proposed ordinance reorganizes the current review and approval process for certain contracts funded with proceeds from the Surtax. According to the proposal, the CITT would be required to review all proposed contracts and make recommendations before the Board of County Commissioners (BCC) considers the proposed contracts. The BCC could then accept, reject or modify the recommendations of the CITT by a simple majority vote.</p> <p>Also, the following language would no longer be required on future bid documents: “no contractual relationship will arise with the County unless and until approved by the Trust or reaffirmed by the County Commission.”</p> <p>The proposed amendment would not affect contract awards totaling \$1,000 or less, for services which are necessary to support the CITT’s administration or oversight duties.</p> <p>Present Situation Currently, the Code provides that a contract award utilizing Surtax funds</p>	<p>Background In 2002, Miami-Dade voters approved the levy of a half-penny sales tax to fund the People's Transportation Plan (PTP), as authorized by Sec. 212.055(1), Florida Statutes. Along with levying the tax, voters also approved the creation of the CITT to oversee the PTP. The CITT is currently comprised of 15 members appointed by the Board of County Commissioners (13), and the County Mayor (1), and the Miami-Dade League of Cities (1).</p> <p>The Office of the Citizens’ Independent Transportation Trust (OCITT) provides staff support for the CITT and “coordinates public outreach efforts to inform the community regarding the improvements that have been implemented using surtax funds,” according to the OCITT website. The OCITT is fully funded with proceeds from the PTP surtax.</p> <p>Recent CITT Amendments</p>

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		<p>could be approved by the BCC prior to the CITT's approval. Under the Code, if the CITT rejects a contract, then the BCC may override the CITT with a 2/3 vote.</p> <p>As presently written, the Code allows the CITT to either ratify or reject a contract which has already been approved by the BCC.</p> <p>The proposed legislation ensures that the CITT considers and makes recommendations on all proposed contracts prior to the BCC's consideration of those contracts.</p> <p>Committee Amendment</p> <p>This item was amended by the Transit Committee on Dec. 10, 2008, to require the CITT to forward its recommendation to the BCC within 45 days of receiving the County Manager's contract award recommendation.</p> <p>Should the CITT fail to forward its recommendation within 45 days, the BCC may immediately take action on the County Manager's award recommendation.</p> <p>The item was also amended to require a quarterly meeting between the BCC and the CITT.</p>	<p>The following amendments to the section of County Code regarding the CITT have been recently approved by the BCC:</p> <p>Ordinance No. 08-97, approved on Sept. 2, 2008, authorized the CITT to hire its own executive director through a simple majority vote. The executive director is empowered to hire and fire staff and support services for the CITT. The CITT can now remove its executive director with a 2/3 vote of the members present at any CITT meeting. The County Attorney is now the only County staff required to serve the CITT.</p> <p>Ordinance No. 08-98, approved on Sept. 2, 2008, granted the CITT contracting authority to hire consultants, so long as the CITT does not exceed its approved budget in the hiring of said consultants.</p>
7(B)	<p>Ordinance Relating to Rules of Procedures</p> <p>Prime Sponsor Commissioner Joe A. Martinez</p> <p>Co-Sponsor Commissioner Audrey M. Edmonson</p>	<p>This ordinance amends Section 2-1 of the Code of Miami-Dade County relating to the Rules of Procedure of the Board of County Commissioners (BCC) by requiring that any substitute and alternate items included on a Committee or Commission agenda should include a brief description of how the item differs from the original on the item's accompanying cover memorandum.</p> <p>Background</p> <p>On April 8, 2008, the BCC adopted Ordinance 08-41 providing that any item on the Commission agenda amended in Committee indicate a brief description of the amendments and identifies the changes. The proposed ordinance extends this rule to include substitute and alternate items.</p>	
7(C)	<p>Resolutions Urging an Entity or Person to Take Stated Action are Exempt from Committee Review</p>	<p>This ordinance relates to the Board of County Commissioners (BCC) Rules of Procedure. It amends Section 2-1 of the Code of Miami-Dade County (Code), exempting from committee review resolutions that urge an entity or person to take a stated action.</p> <p>Currently, the following items are exempt from committee review:</p> <ul style="list-style-type: none"> • Items waived onto the BCC agenda. <ul style="list-style-type: none"> ○ The chairperson of the committee the item is assigned to must request in writing the waiver and the BCC 	

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	<p>Prime Sponsor Commissioner Joe A. Martinez</p>	<p>chairperson must approve the waiver.</p> <ul style="list-style-type: none"> • Quasi-judicial items, special taxing districts, ordinances for first reading, consent agenda items, district office fund allocations, special presentations, road co-designations, citizens' presentations, bid protests, settlements, option to renew contracts, and resolutions expressing intent. • Road closing in a commission district where the district commissioner is not a member of the committee. <p>During the FY 2007-08, eighty-one (81) resolutions that urge an entity or person to take a stated action were forwarded from committee review for Board approval.</p>	
7(D)	<p>Ordinance Amending the Living Wage Ordinance to Clarify Covered Services, Definitions, Penalties & Sanctions</p> <p>Prime Sponsor Commissioner Natacha Seijas</p>	<p>This proposed ordinance amends the County's Living Wage Ordinance to clarify covered services, redefine the Living Wage rate, clarify payroll record and reporting requirements, and to expand penalties and sanctions.</p> <p>Specific Amendments</p> <p>In particular the proposed amendment makes substantive and stylistic changes to the existing Living Wage Ordinance by:</p> <ol style="list-style-type: none"> (1) deleting specific wage rates and substituting text which establishes annual adjustments to the Living Wage rate based on the fiscal year; (2) requiring contractors to provide a copy of the Living Wage Ordinance to subcontractors issued a permit or lease agreement on service contracts; (3) expanding the scope of the Living Wage Ordinance to expressly include procurement contracts as subject to the Ordinance requirements; (4) defining the 3-year period for retaining payroll records as the date computed from the expiration, suspension or termination date of the contract; (5) requiring payroll records to be certified and submitted at the County's request; (6) amending general text regarding employment activities reports to expressly read that the covered employer "must submit an Employment Activity Report Form;" (7) clarifying the references to "principal officers of an employer" shall include "all officers, principals, directors, shareholders owning or controlling 10% or more of the stock, partners, qualifiers, divisions or other organizational elements;" (8) establishing a \$500 per week penalty for each week in which the violations remains outstanding; and (9) levying interest on unpaid sanctions at the state statutory rate. <p>The living wage rate is indexed annually according to the Consumer Price (CPI). According to the Department of Small Business Development, there were 5 living wage violations that occurred in 2008. Currently the Living Wage Rate is \$11.31 per hour.</p>	
7(E)	<p>Ordinance Requiring Two-thirds Vote of the Board of County Commissioners to</p>	<p>This proposed ordinance amends Chapter 2, Article 1, § Sect 2-1 of the County Code governing the Board of County Commissioners' (BCC) Rules of Procedure. The proposed amendment would require an affirmative vote of two-thirds of the BCC to authorize the conveyance of county-owned real property to a non-profit entity.</p>	

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	<p>Convey County-Owned Real Property to a Non-Profit Entity</p> <p>Prime Sponsor Commissioner Katy Sorenson</p>	<p>The proposed new text specifically amends Procedural Rule 5.06, governing the manner and method for adopting ordinances, resolutions, motions and contracts, to provide that “any action of the commission to convey or lease County-owned real property . . . to a not-for-profit entity . . . shall be by an affirmative vote of two-thirds of the <u>entire</u> Board of County Commissioners.”</p> <p>Current Rules of Procedure Re: Voting Under the existing Commission rules of procedure, a <u>majority</u> vote of the BCC <u>present</u> is required for an action, resolution or ordinance to be adopted. Rule 1.08 and Rule 5.03.</p> <p>Commission Rules of Procedure Requiring 2/3s Vote In certain special instances a 2/3s vote of the BCC is required to pass certain legislation or to take certain BCC action. These instances and the rule are delineated below:</p> <ul style="list-style-type: none"> • To enact public emergencies ordinances a 2/3s vote of the members of the BCC is required. Rule 1.02(f). • To reject the Mayor’s appointment of department directors requires 2/3 votes of BCC members in office. Rule 8.1.01 (g) and Rule 2.02 (d) • To override the Mayor’s veto requires 2/3s vote of the commissioners present. Rule 8.01(g) and Rule 2.02(e). • An ordinance or resolution which is laid on the table in committee may be brought back before the committee (i.e., renewed) during a 3 month period by a 2/3s vote of the Committee members. Rule 4.01(r) • A motion to reconsider may only be considered upon 2/3s vote of those present. Rule 7.01(k) • To suspend the BCC’s rules of procedure, a 2/3s vote of the members of the BCC is required. Rule 7.01(n). • Fee reductions or fee waivers for the use of Vizcaya requires 2/3 votes of commissioners present. Rule 9.03 • To take action other than what was reconsidered and recommended by the Citizens’ Independent Transportation Trust regarding the People’s Transportation Plan requires 2/3 votes of the BCC members. Rule 9.03.03 <p>State Law Under § 125.38 of the Florida Statutes, a Board of County Commissioners is authorized to convey to a non-profit organization county-owned real property at a private sale for a nominal price or higher regardless of the actual value of the property. The state law does not address the number of votes needed to convey the land.</p> <p>The proposed ordinance would make the conveyance of county-owned property consistent with other governmental practices that require a super majority vote when the County bypasses the competitive bid process.</p>	
7(F) & 9(A)2	Animal Services Fee Schedule	<p>Item 7(F) This ordinance approves changes to Chapter 5 of the Miami-Dade Code pertaining to animals and the associated Implementing Order 4-51 to: (1) set a fee for a dog tag for a qualifying low income dog owner at \$3 for an intact dog regardless of sterilization status and that low income owners who purchased a license tag at a discounted price prior to the effective date of this ordinance be deemed to be in compliance with the licensing requirements of Chapter 5; (2) require a junior tag for a puppy</p>	

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		<p>between four months and twelve months of age and that puppy tags only be required of pet dealers at no cost; (3) issue multi-year licenses for rabies vaccinations that last for several years; and (4) exempt working police dogs and fire rescue dogs from license fees.</p> <p>Item 9(A)2 This resolution amends the Implementing Order 4-51 (IO), Animal Services Department (ASD) Fee Schedule. This IO supersedes Implementing Order 4-51, ordered September 18, 2008. The IO establishes a schedule of fees for rabies vaccination, animal registration and license tags, adoption, impound/redemption charges, licenses, refundable deposits, euthanasia, and micro chipping. The IO now includes new categories for the following: include \$3 for an intact dog belonging to an indigent owner; \$50 for an intact dog 12 months old or more; \$25 for a sterilized dog; no charge for the puppy tag less than four months; and a Junior tag category.</p> <p>Legislative History On December 2, 2008, the BCC approved Resolution 1350-08, which amended the Mobile Animal Clinic (MAC) Partnership Agreement between the ASD and the Humane Society of Greater Miami (HSGM). The proposed amendment permitted HSGM to lease the MAC on a non-exclusive basis for one year at a cost of \$1.00 per year and charge modest fees to provide low-cost spay/neuter surgeries, vaccinations and other veterinary care to pets for qualified residents in predominantly underprivileged neighborhoods. This Agreement includes 1 veterinarian and 2 veterinary technicians.</p> <p>Pet Industry, Veterinarian and Public Notification According to the ASD, pet stores were invited to attend all meetings when Chapter 5 was revised in 2006-2007 but no one attended. Staff mentioned that once the proposed ordinance passes, they will send each pet dealer a letter regarding the changes mentioned above. Veterinary hospitals will receive a letter describing any changes and dog owners will receive a Courtesy Renewal card with ASD's website.</p>							
7(G)	Amendment of 8CC	<p>This ordinance amends Chapter 8CC of the Code of Miami-Dade County by updating the County's Code Enforcement service procedures and it amends the schedule of fines to reflect the changes added by the 2007 edition of the Florida Building Code. The ordinance also eliminates the County Attorney's Office from attending Code Enforcement Appeal hearings.</p> <p>Chapter 162.12 of Florida Statutes requires County or Municipal Code Enforcement to shift the method of how notices are delivered. The table below shows the current notice of violations procedures and the proposed notice of violation procedures for all code enforcement departments.</p> <table border="1" data-bbox="627 1312 1808 1451"> <thead> <tr> <th data-bbox="627 1312 1234 1349">Current Notice of Violation Procedures</th> <th data-bbox="1234 1312 1808 1349">Proposed Notice of Violation Procedures</th> </tr> </thead> <tbody> <tr> <td data-bbox="627 1349 1234 1414">Service of Notice of Violation to Violators Place of Residence</td> <td data-bbox="1234 1349 1808 1414">Notice of Violation sent by first class mail, return receipt requested.</td> </tr> <tr> <td data-bbox="627 1414 1234 1451">Certified Mail, Return Receipt Requested or by</td> <td data-bbox="1234 1414 1808 1451">Posting of notice at premises where the</td> </tr> </tbody> </table>	Current Notice of Violation Procedures	Proposed Notice of Violation Procedures	Service of Notice of Violation to Violators Place of Residence	Notice of Violation sent by first class mail, return receipt requested.	Certified Mail, Return Receipt Requested or by	Posting of notice at premises where the	
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		<p>Legislative History This ordinance incorporates changes made at the February 13, 2009 Government Operations Committee through the adoption of a substitute item to include language that allows first class service of violations without a return receipt; however, this method of service will not be deemed conclusive that the violation has been served. If a signed return receipt or other delivery confirmation is received the service of the violation will be deemed conclusive.</p> <p>Questions Why is the County Attorney's Office being eliminated from attending Code Enforcement Appeal hearings?</p> <p><i>According to the County Attorney's Office, the appeal hearings currently take place with the Code Enforcement Officers presenting the case to the Hearing Officer. The County Attorney's Office has not attended these hearings on a consistent basis. This change just coincides with what has historically been done.</i></p> <p><i>The CAO is of the opinion that this method is a much more efficient way to handle the hearings and will merely continue the current practice. The County Attorney remains the General Counsel to the Hearing Officer system.</i></p>									
8(A)1(A)	JPA with FDOT for a \$2 million grant to offset costs of a Strategic Airport Planning Study	<p>This resolution ratifies the actions of the County Mayor's Designee in accepting and executing a Joint Participation Agreement (JPA) between Miami Dade County and the State of Florida Department of Transportation (FDOT) which provides grant funds in the amount of \$2,000,000 to offset the cost of the Strategic Airport Planning Study (Study).</p> <p>The Study is required by the FAA and encompasses the County's system of public use airports including, Miami International Airport, Opa-Locka Executive Airport, Homestead General Aviation Airport, Kendall-Tamiami Executive Airport and Dade Collier Training and Transition Airport.</p>									

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		<p>The estimated cost for the Study is \$4,000,000. The Miami Dade Aviation Department's (MDAD) portion is \$2,000,000 and was budgeted for in FY 2008-09. The current study has commenced and is being conducted by Ricondo & Associates with an expected completion date in 2011.</p> <ul style="list-style-type: none"> • <i>Was the selection of Ricondo & Associates part of a competitive process?</i> • <i>Why is the cost "estimated" at \$4,000,000?</i> This is the negotiated cost for the County's system of airports as a longer range Strategic Master Plan with plausible development scenarios as opposed to a shorter planning duration single scenario Master Plan. <p>According to the JPA, FDOT and MDAD agree that all terms of the Agreement will be completed on or before June 30, 2012 and this Agreement will expire unless a time extension is provided.</p> <p>The last Study was performed by Landrum & Brown in 1990 and was adopted in 1994 at a cost of \$1,000,000. The findings resulted in recommendations that have been implemented as the Capital Improvement Program, namely the new north runway completed in 2003.</p>	
8(A)1(B)	JPA with FDOT for a \$4.9 million grant to offset costs of property acquisition and roadway improvements	<p>This resolution ratifies the actions of the County Manager as the Mayor's Designee in accepting and executing a Joint Participation Agreement (JPA) between Miami Dade County and the State of Florida Department of Transportation (FDOT) which provides \$4,994,000 in FDOT funding for the Right-of-Way (ROW) acquisition, construction costs and roadway improvements to the intersection of NW 67th Avenue/Ludlam Road, SR 948/NW 36th Street and Perimeter Road at Miami International Airport (MIA). The total estimated project cost is \$9,988,000. The Miami Dade Aviation Department's (MDAD) portion is \$4,994,000.</p> <p>Pursuant to the JPA, FDOT and MDAD agree that all terms of the Agreement will be completed on or before June 30, 2012 and this Agreement will expire unless a time extension is provided.</p> <p>The Memorandum states, "the roadway intersection was originally constructed as an interim access roadway... and today the intersection has functional problems that affect the capacity and safety of vehicular traffic."</p> <p><i>The following responses were provided by MDAD:</i></p> <ul style="list-style-type: none"> • Was this roadway originally intended to be a permanent roadway? <i>Yes</i> • Why wasn't it built to anticipate future functional problems? <i>Lack of ROW and funding – unprecedented growth in air-cargo through the late 80's and 90's necessitated a secondary cargo access to NW 25th Street serving the MIA cargo area.</i> • How much was spent on the interim roadway? Who performed the construction for interim roadway? • Who is going to perform current construction? <i>To be bid</i> <p>Background Information Relating to the Roadway Improvements: On October 7, 2008, the Board of County Commissioners (BCC) adopted R-1003-08 declaring the acquisition of property</p>	

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		<p>located at 6600 NW 36th Street, to be a public necessity. This property is essential in the widening and reconstruction of the intersections of NW 67th Avenue at Perimeter Road and NW 36th Street. Furthermore, R-1003-08 authorized the County Mayor, or his designee and the County Attorney to take all actions to accomplish acquisition of the subject property in fee simple by donation, purchase or by eminent domain, including a Declaration of Taking.</p> <p>According to MDAD, they have spent approximately \$40,000 to obtain three (3) appraisals for this property. The most recent appraisal report dated September 13, 2008, prepared by Quinlivan- Waronker Joint Venture, estimates the Market Value of the property at \$975,000.</p> <p>The subject property is a one-story warehouse/office building containing 6,417 gross square feet, built circa 1954. The zoning for the property is BU-3, Liberal Business. According to the Miami Dade County real estate tax information, the 2008 property taxes are in paid status. The amount paid on November 25, 2008 was \$12,146.39. Public records show the property was last sold in 1975 for \$140,000. The assessment information provided for 2007 and 2008 on the Miami-Dade County Property Appraiser's website is identical. There was no increase or decline in the assessed value.</p> <p>Assessment Information:</p> <table border="1" data-bbox="592 766 1213 1013"> <thead> <tr> <th></th> <th>2008</th> <th>2007</th> </tr> </thead> <tbody> <tr> <td>Land Value:</td> <td>\$587,241</td> <td>\$587,241</td> </tr> <tr> <td>Building Value:</td> <td>\$24,000</td> <td>\$24,000</td> </tr> <tr> <td>Market Value:</td> <td>\$611,241</td> <td>\$611,241</td> </tr> <tr> <td>Assessed Value:</td> <td>\$611,241</td> <td>\$611,241</td> </tr> <tr> <td>Total Exemptions:</td> <td>\$0</td> <td>\$0</td> </tr> <tr> <td>Taxable Value</td> <td>\$611,241</td> <td>\$611,241</td> </tr> </tbody> </table> <p>According to MDAD: MDAD is working in cooperation with the Public Works Department for the required ROW and property acquisition. This project has been identified as crucial from an MIA cargo area access and safety standpoint.</p> <ul style="list-style-type: none"> • <i>What is the current status of the ROW and property acquisition?</i> • <i>What will happen to the roadway improvement project if the County is not successful in acquiring this property?</i> <p>The County and MDAD always prefer and endeavor to acquire ROW properties through a negotiated purchase from willing sellers. In this particular case, the seller is not willing to negotiate. Since the early 1990's, the County, on a number of occasions, has met with the representatives and lawyers of the owner for a negotiated purchase. All previous efforts have been unsuccessful. In 1993, the County litigated for a partial take based on a different roadway design, which resulted in the Court ruling in favor of the owner. Since then no other attempts at eminent domain taking had been initiated until now as the funds required for the purchase and roadway intersection improvement were not available.</p>		2008	2007	Land Value:	\$587,241	\$587,241	Building Value:	\$24,000	\$24,000	Market Value:	\$611,241	\$611,241	Assessed Value:	\$611,241	\$611,241	Total Exemptions:	\$0	\$0	Taxable Value	\$611,241	\$611,241	
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		<ul style="list-style-type: none"> How much has been spent by the County Attorney's Office to date? MDAD's expenditures to date: \$174,299.20 	
8(A)1(C)	Supplemental JPA No. 1 with FDOT for an additional \$34 million for the MIA Mover Automated People Mover System Project	<p>This resolution ratifies the actions of the County Mayor's Designee in accepting and executing a Supplemental Joint Participation Agreement No. 1 (SJPA) with the Florida Department of Transportation (FDOT) which provides an additional \$34,000,700 for a total FDOT participation amount of \$100,527,433 towards the costs of designing, procuring and constructing the MIA Mover project.</p> <p>Background Information: On July 1, 2008, the Board of County Commissioners (BCC) adopted R-735-08 awarding a lump sum contract to Parsons-Odebrecht Joint Venture (POJV) in the amount of \$342,278,032 for the design, construction, operation and maintenance of the MIA Mover Automated People Mover (APM) System Phase I and Phase II.</p> <p>Phase I consists of the design, construction, manufacture, supply, installation, testing and commissioning of the fixed facilities and the operating system, including MIA Station, guideways, maintenance and storage facility, provisions for an air conditioned pedestrian corridors with moving walkways connecting the MIA Station to the MIA Terminal etc. Phase I is for a term of three (3) years for \$246,500,000 with an additional \$12,325,000 for an allowance account and \$616,250 for an Inspector General (IG) Audit Account for a total amount of \$259,441,250.</p> <p>Phase II consists of the operations and maintenance (O&M). POJV has provided a lump sum price for O&M in the amount of \$82,836,782 (inclusive of \$35,177,138 for allowance accounts, \$195,346 Demobilization in case of Termination for Convenience by Owner amount, \$64,995 Task to Train Owner Designated Personnel, and \$118,202 IG Audit Account) for the initial five (5) year term. The County has the option to renew the contract for two additional five year terms. The O&M costs for the initial term will be shared equally by MDAD and the car rental companies.</p> <ul style="list-style-type: none"> For the renewal options, O&M costs will be allocated based on a ridership formula with the Customer Facility Charges (CFC) paying for the car rental customers and MDAD operating revenues paying for all other users. The CFC contribution shall not exceed the amount equal to the consolidated busing expenses in its last 12 months. <p>The APM System will be an elevated landside system approximately 1.25 miles in total length to transport passengers between MIA and the Miami Intermodal System (MIC) which includes the Consolidated Rental Car Facility (RCF) currently under construction by FDOT. Currently, this project is funded by Airport Revenue Bonds, FDOT grants and CFC placed on each rental car transaction at MIA. However, the project capital costs exceeded the MDAD capital budget allocation by \$30 million. This SJPA No. 1 provides for additional funding to aid that shortfall.</p> <p>The project is currently in the permitting stage, with a completion date of September 2011.</p>	

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		<p>The Department of Revenue has not yet approved the tax-exempt purchase program as per the contract.</p> <p>FDOT has approved the allowance for an alternate foundation system in the State ROW crossing LeJeune Road and the foundation has already been installed.</p> <p>Additional Information: Currently, POJV must address a punch list of various items from the South Terminal. Additionally, there is a \$65.21 million certified claim pending.</p> <ul style="list-style-type: none"> • What is the status of the POJV South Terminal Claims? MDAD has settled \$24.41 million of the total certified claim for \$19.15 million. Therefore, deducting \$24.41million from \$65.21 million, there remains \$40.8 million in certified claims still being negotiated. • How much of the certified \$65.21 million has been paid to date? \$19.15 million. <p>What is the status of the punch list items? POJV has taken over all of the work on the punchlist items in Phase I. There are approximately 600 items remaining on the punchlist from the original 24,000 items. POJV has until May 14, 2009 to complete.</p>	
8(C)1(A)	Resolution Approving Transfer of Certificate of Transportation	<p>This resolution recommends approval of a transfer of Passenger Motor Carrier (PMC) Certificate of Transportation from Ideal Transportation, Inc. to Miami Sunshine Transfer & Tours, Corp.</p> <p>Miami Sunshine Transfer & Tours, Corp. is located at 3267 NW 70th Terrace, Miami, Florida</p> <p>The applicant seeks to continue transporting residents and tourist groups to and from various locations throughout Miami-Dade County.</p> <p>Consumer Services Department conducted a criminal background investigation revealing no criminal conviction of the applicant or any corporate officers within five years of the date of the application.</p> <p>Principle Name: Mr. Hector Gonzalez</p> <p>Service will be provided 24-hours a day, seven days a week.</p>	
8(C)1(B)	Resolution Approving Application for One Certificate of Public Convenience and Necessity	<p>This resolution recommends approval of an application by USA Medical Transportation, Inc. for one (1) Certificate of Public Convenience and Necessity to operate a single nonemergency vehicle to provide wheelchair nonemergency medical transportation throughout Miami-Dade County.</p> <p>USA Transportation, Inc. is located at 1898 NW 69th Street, Miami, Florida 33149</p>	

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		<p>Per County Code (Section 4-44) the certificate applications must meet the following criteria:</p> <ul style="list-style-type: none"> • Ability of applicant to provide the proposed service; • Adequacy of the management plan of the applicant; • Benefits to the public from proposed service. <p>Consumer Services Department conducted a criminal background investigation revealing no criminal record within the last five years for the officers of the corporation.</p> <p>Principle Name: Mr. Jose Rodriguez</p> <p>Service will be provided Monday through Friday from 7:30 a.m. to 4:00 p.m.</p> <p>The proposed rates (one-way) are as follows: Wheelchair Service per lift is \$25, \$35 per lift for scooter passengers and \$2.75 per mile.</p>	
8(D)1(D)	Resolution Authorizing Disbursement of Funds to Conduct Environmental Enhancement At Virginia Key Beach Park	<p>District 7</p> <p>This resolution authorizes the disbursement of \$51,225 from the Biscayne Bay Environmental Enhancement Trust Fund for the construction of a 30 foot pedestrian bridge over a restored tidal creek located at the Virginia Key Beach Park. The reconstruction will be conducted by contractors selected under the County’s bidding process and monitored by County staff.</p> <p>Background</p> <p>In 2005, the Department of Environmental Resources (DERM) proposed, and the Board of County Commissioners approved, restoring the ecosystem and wetlands at Virginia Key. The wetland restoration component on the 50-acre site consisted of clearing exotic vegetation, excavating and disposing fill (materials), and the creating flushing channels and tidal pools, among other things. To accomplish this objective, an original pedestrian bridge was removed to provide access for the removal of sediment from a creek. DERM is requesting the disbursement of \$51,225 from the Biscayne Bay Environmental Enhancement Trust Fund for the construction of a new 30 ft. pedestrian bridge over the restored tidal creek.</p>	<p>Virginia Key</p> <p>Virginia Key is a 1,000- acre barrier island located in Biscayne Bay south of Fisher Island, North of Key Biscayne and bordering the Atlantic Ocean. The island is non-residential and is owned jointly by the City of Miami and Miami-Dade County. There exists a 50-acre tract of wetlands, the subject of the current restoration effort. (Source: County Manager Memo, “ Execution of Agreements No, OT061086 . . . To Conduct Wetlands Restoration at Virginia Key,” dated November 1, 2005, Exhibit A)</p>
8(D)1(H)	Resolution Authorizing the Execution of a Joint	This resolution authorizes the execution of a Joint Funding Agreement with the US Geological Survey for the investigation of the County’s water	<p>US Geological Survey</p> <p>The USGS is not a regulatory agency and does</p>

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	Funding Agreement with the US Geological Survey for Water Resources	<p>resources.</p> <p>Under the agreement, the County’s Department of Environmental Resources Management (DERM), the County’s Water & Sewer Department (WASD) and the US Geological Survey (USGS) will jointly contribute to the costs of equipment maintenance and data collection related to groundwater elevations and saltwater intrusions countywide. The analysis and field work, to be conducted during Fiscal Year 2009, will be performed by the US Geological Survey, a federal agency with expertise in ground water studies.</p> <p>Funding Contributions/ Cost-Sharing Contributions Through the Joint Funding Agreement, the total costs incurred for water resource services will be funded by: DERM - \$250,650 for:</p> <ul style="list-style-type: none"> • the operation and maintenance of 40 water level recording stations, • 1 canal stage meter and flow Doppler instrument, and • the monitoring and maintenance of 26 saltwater interface monitoring stations; <p>WASD - \$431,387 for:</p> <ul style="list-style-type: none"> • the operation and maintenance of 24 water level monitoring stations, • 18 saltwater interface monitoring stations, • the operation and maintenance of 5 Doppler instruments and 1 rain gauge, • the installation of additional water monitoring stations and satellite data platforms, • and the collection of additional data during droughts; <p>USGS - \$108,929 as matching funds.</p>	<p>not define specific limits concerning water levels. However, this federal agency has established a ground-water level monitoring network in southern Florida as a cooperative effort with Miami-Dade County to evaluate ground-water supplies in this area and to evaluate saltwater encroachment.</p> <p>A number of wells located in the County have been equipped with water-level recorders to provide continuous monitoring by USGS in order to aid water managers to assess storm water management and current water conditions.</p> <p>USGS has reported that ground-water resources in southern Florida are under increasing stress caused by a rapid growth in population. As a result of increased demands on aquifers, water managers obtain the agency’s assistance in assessing ground-water conditions in order to avoid or reduce adverse effects such as saltwater intrusion, loss of pumpage in residential water-supply wells, land-surface subsidence, and aquifer compaction. (Source: www.usfg.gov online publications, and Scott Prinos, “Correlation Analysis of a Ground-Water Level Monitoring Network, Miami-Dade County, Florida: U.S. Geological Survey Open-File Report”)</p>
8(D)1(I)	Resolution Authorizing the Execution of Amendment II of the Nature Conservancy Agreement, and the Waiver of Formal Bid Procedures	<p>This resolution authorizes the execution of amendments which would:</p> <ol style="list-style-type: none"> (1) extend the length of an existing agreement with the Nature Conservancy Charitable Trust organization; (2) expand the method for acquiring land to include acquiring property by purchasing tax deeds; and (3) authorize the Administration to waive formal bid procedures and award the contract for professional services to the Conservancy for another 2 	<p>Prior Legislation Under Resolution No. R-551-07, the BCC ratified in 2007 the execution of the first amendment to the existing contract between the County and the Conservancy in which the Conservancy agreed to continue to serve as the County’s agent responsible for acquiring EEL</p>

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		<p>years.</p> <p>The proposed amendment extending the term of the agreement, if approved, would constitute the 2nd two-year extension to the length of the existing agreement. The annual cost of the first year extension would be \$269,549, and would increase by 3% for the second year extension to \$277,635. The money will be paid quarterly on a cost reimbursable basis in accordance with an hourly fee schedule. The current agreement expires on April 19, 2009. Under the proposed amendments, the contract will expire on April 19, 2011.</p> <p>In addition, Amendment II would authorize and expand the method for acquiring land to include acquiring property by purchasing tax deeds.</p> <p>Additional Information The Nature Conservancy Charitable Trust organization, a non-profit conservation organization, serves as the County’s land acquisition agent, acquiring conservation lands from private sellers and negotiating real estate option agreements for Environmentally Endangered Land (EEL) purchases. The Administration notes that the organization has served as the County’s agent since 1994, the commencement date of the existing agreement. For this reason, the Administration is seeking authorization to waive the formal bid procedures and to include and execute a 2-year term extension in lieu of issuing a replacement contract, which in effect would operate as a sole source award to the Conservancy. The Administration anticipates issuing a replacement contract after the 2-year extension expires.</p>	<p>land for the County. The amendment, similar to proposed Amendment II, extended the Conservancy’s agreement for an additional two-year period beyond the contract expiration date.</p> <p>In 2001, under Resolution No.R-189-01, the BCC authorized the County Administration to negotiate and execute a 3-year extension to the then 6 year contract with the Conservancy. The term of the extension also included an option to execute 3 additional one-year extensions. Under that resolution, the County also waived the formal bidding procedures, and approved a 3% per year billing increase.</p>
<p>8(D)3(A) 8(D)3(B) 8(D)3(C) 8(D)3(D)</p>	<p>Recommendations to Award 4 Separate \$3 Million Contracts for Environmental Clean Up, Compliance and Related Services to 4 Business Entities</p>	<p>The County’s Department of Environmental Resources Management is recommending the Board of County Commissioners (BCC) award 4 separate contracts, each in the amount of \$3 million, to 4 separate consultants who will provide, for a 3-year term, environmental assessment, cleanup, compliance and related services <u>on a work-order basis</u> for County owned and operated facilities. In some instances the consultants may perform “environmentally necessary construction” which will not exceed \$1 million.</p> <p>Specifics</p> <ul style="list-style-type: none"> • DERM will over see the equitable distribution and routing of all environmental tasks. • Non-emergency projects estimated to exceed \$2.5 million will be competitively bid. • The County Mayor will have the authority to extend the contract term for 2 consecutive one-year periods, with no increase in the contract amount. 	

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- The majority of the assigned tasks will constitute assessment and remediation of contamination.
- Construction assignments may include the installation and maintenance of systems designed to prevent or abate the buildup of methane gas.
- Funding will come from the requesting department, usually averaging \$25,000 annually.
- The proposed scope of work will include:
 - environmental investigation, rehabilitation such as drilling, surveying, mapping and laboratory services;
 - modification, repair, removal replacement and installation of any underground or above-ground storage systems; and
 - design services, management of construction of environmentally necessary construction tasks.
- The Community-based Business Enterprise (CBE) goal established for this project is 11% (\$1,320,000) in which:
 - 1% is earmarked for surveying and mapping,
 - 5% is earmarked for drilling, subsurface investigations and seismographic (drilling/), and
 - 5% is earmarked for general civil engineering.
- The Consultant is required to execute and record a performance and payment bond in the amount of 100% of the accepted bid or 100% of the project's work order.

Consultant	Ranking	Years in Business	5- Year Work History with the County	OCI's Evaluation Rating	SBD Compliance
URS Corporation Southern	Highest ranked	22 years	URS has received 14 contracts totaling over \$62 million	3.5 out of 4.0	In compliance with CBE Participation provisions
MACTEC Engineering & Consulting, Inc.	3 rd highest ranked	7 years	MACTEC has received 4 contracts totaling \$158,462	No data	In compliance with CBE Participation provisions
Cherokee Enterprises, Inc.	2 nd highest ranked	9 years	Cherokee has received 5 contracts totaling over \$8 million	3.4 out of 4.0	In compliance with CBE Participation provisions
ES Consultants, Inc.	4 th highest ranked	43 years	ES Consultants has received 8 contracts totaling over \$6 million	3.1 out of 4.0	In compliance with CBE Participation provisions

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8(F)1(B)	Lease Agreement for the Miami-Dade Fire Rescue Department	<p>District 2</p> <p>This resolution authorizes the execution of a Lease Agreement with North Miami Community Redevelopment Agency. The premises will be utilized by the Miami-Dade Fire Rescue Department (MDFR) for the construction and operation of the Miami-Dade Fire Rescue North Miami Station No. 18 estimated to cost \$3.5 million with a completion date of 2012.</p> <ul style="list-style-type: none"> • The land acquisition for Station No. 18 has not been completed. • Construction of the station will not occur until MDFR has a long term solution to their operating budget needs. • The station will contain an Advanced Life Support rescue unit staffed by three paramedics 24 hours per day, seven days per week. • The estimated salaries and fringe benefit costs of personnel is about \$1.8 million for a rescue unit. When added to the cost of medical supplies, station maintenance and fuel, the total is almost \$2 million per year. <p>According to MDFR staff, in the last 5 years, MDFR opened 7 new stations, some with rescues and some with engines:</p> <table border="1" data-bbox="590 743 1927 1023"> <thead> <tr> <th data-bbox="590 743 1255 781">MDFR Stations</th> <th data-bbox="1255 743 1927 781">Operating Cost</th> </tr> </thead> <tbody> <tr> <td data-bbox="590 781 1255 818">Tamiami Station 58</td> <td data-bbox="1255 781 1927 818">Rescue 58 annual operating costs about \$1.9 million</td> </tr> <tr> <td data-bbox="590 818 1255 855">Redlands Station 60</td> <td data-bbox="1255 818 1927 855">Tanker 60 annual operating costs about \$2.5 million</td> </tr> <tr> <td data-bbox="590 855 1255 893">Trail Station 61</td> <td data-bbox="1255 855 1927 893">Engine 61 annual operating costs about \$2.5 million</td> </tr> <tr> <td data-bbox="590 893 1255 930">East Homestead Station 65</td> <td data-bbox="1255 893 1927 930">Rescue 65 annual operating cost about \$1.9 million</td> </tr> <tr> <td data-bbox="590 930 1255 967">Villages of Homestead Station 66</td> <td data-bbox="1255 930 1927 967">Engine 66 annual operating costs \$2.5 million</td> </tr> <tr> <td data-bbox="590 967 1255 1005">Highland Oaks Station 63- Rescue 63 and Engine 63</td> <td data-bbox="1255 967 1927 1005">Annual operating costs about \$4.4 million</td> </tr> <tr> <td data-bbox="590 1005 1255 1023">East Kendall Station 13</td> <td data-bbox="1255 1005 1927 1023">Engine 13 annual operating costs about \$2.5 million</td> </tr> </tbody> </table> <p>Property: 13810 N.E. 5 Avenue, 13850 N.E. 5 Avenue and 13890 N.E. 5 Avenue, North Miami</p> <p>Owner: North Miami Community Redevelopment Agency. However, after the 23rd year of the lease agreement the property will be owned by the City of North Miami.</p> <p>Company Principal: Kevin Burns and Tony E. Crapp, Sr.</p> <p>Use: The MDFR plans to build and operate Fire Station No. 18 on the 28,764 square feet property. The planned two-story fire-rescue station will be approximately 10,000 square feet in size and will contain three bays.</p> <p>Lease Term: Thirty years with two additional thirty-year renewal option periods and one additional nine-year renewal option period.</p>	MDFR Stations	Operating Cost	Tamiami Station 58	Rescue 58 annual operating costs about \$1.9 million	Redlands Station 60	Tanker 60 annual operating costs about \$2.5 million	Trail Station 61	Engine 61 annual operating costs about \$2.5 million	East Homestead Station 65	Rescue 65 annual operating cost about \$1.9 million	Villages of Homestead Station 66	Engine 66 annual operating costs \$2.5 million	Highland Oaks Station 63- Rescue 63 and Engine 63	Annual operating costs about \$4.4 million	East Kendall Station 13	Engine 13 annual operating costs about \$2.5 million	
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		<p>Rental Rate: The annual rent will be \$1.00 per year, payable in advance for the thirty-year term upon execution of this lease agreement.</p> <p>Lease Conditions: The County is responsible for all improvements and construction of the facility. The County is responsible for the installation and maintenance of all utilities and communication services, equipment, roof, custodial care of property, HVAC system, and trash disposal, janitorial and custodial services.</p> <p>Comments The table below displays the call volume and the total MDRF units dispatched for calendar year 2008 for the City of North Miami:</p> <table border="1" data-bbox="940 634 1577 889"> <thead> <tr> <th>Call Type</th> <th>2008</th> </tr> </thead> <tbody> <tr> <td>Life Threatening Emergencies</td> <td>4,288</td> </tr> <tr> <td>Non-Life Threatening Emergencies</td> <td>1,636</td> </tr> <tr> <td>Structure & Other Fires</td> <td>927</td> </tr> <tr> <td>Other</td> <td>1,624</td> </tr> <tr> <td>Total Incidents</td> <td>8,475</td> </tr> <tr> <td>Total Units Dispatched</td> <td>14,568</td> </tr> </tbody> </table> <p>The construction of MDRF Station No. 18 should provide relief to units in the surrounding areas that respond into this territory. Currently, the following MDRF stations respond to the City of North Miami: Station No. 20 (52%); Station No. 19 (30%); Station No. 22 (4%); Station No. 30 (3%); and other stations 11%.</p>	Call Type	2008	Life Threatening Emergencies	4,288	Non-Life Threatening Emergencies	1,636	Structure & Other Fires	927	Other	1,624	Total Incidents	8,475	Total Units Dispatched	14,568	
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8(F)1(C)	Resolution Approving Reimbursement for the Loss of Personal Property	<p>This resolution approves the issuance of \$1,148.45 to Mr. Prudencio Ramiro, an employee of General Service Administration's Fleet Management division, who has requested reimbursement for the theft of his personal tools which were stolen during working hours at a County facility.</p> <p>Authority to Reimburse Under Chapter 2, Article 1, § 2-11.13 of the County Code, an employee may be reimbursed for the loss of personal property if the loss occurred during the discharge of the employee's duties. Reimbursement may only be made upon the affirmative findings of the Manager of Risk Management Division, the Budget Director, and the head of the department in which the employee was working at the time of the loss - provided:</p> <ul style="list-style-type: none"> the loss occurred during the employee's duties on official County 	<p>Supporting Documents Verifying Loss & Value</p> <ul style="list-style-type: none"> Police report List of stolen tools Sear's website listing the retail value of stolen tools Fleet Management Director's memo Risk Management's memo Subrogation agreement Office of Strategic Business Management Memo 														

Item No.	Subject Matter	Background	Analysis / Comments / Questions
		<p>business</p> <ul style="list-style-type: none"> the loss was not compensated or reimbursed the loss was not the result of the employee's negligence the loss, if caused by a third party, cannot be reasonably recovered, and the amount for the loss is reasonable. <p>In addition, under Administrative Order 7-23, if the amount requested to be reimbursed exceeds a \$1,000 threshold claim value, the claim must be approved by the BCC.</p>	<p>Concerns</p> <p>During the Government Operations committee meeting of 2/13/2009, members of the committee expressed concern as to the 1-year length of time that elapsed from the date of the loss until the date of the request for BCC approval of the reimbursement. It was proposed that in the future the BCC consider raising the threshold dollar claim value that would exempt BCC approval and expedite claims for reimbursement.</p>
8(F)1(D)	Lease Agreement for the General Services Administration Department	<p>District 3</p> <p>This resolution authorizes the execution of a lease agreement between Shirley Hardin and Guy Hardin for office and warehouse space which will be used by the General Services Administration (GSA). GSA currently is leasing the facility from the Hardins. However, this existing lease will expire on March 31, 2009. This resolution renews the expiring lease.</p> <p>Lease Specifics</p> <ul style="list-style-type: none"> The property is located on 564 and 572 N.W. 23rd Street, Miami, Florida The lease term is for two years with two additional one-year renewal option periods. GSA utilizes the 6,638 sq. ft. warehouse facility for storage of construction materials, system furniture and supplies and a small office. The annual rent for the first year of the initial lease term is \$48,789.30, which is equal to \$7.35 per square foot on an annual basis. <p>Fiscal Impact</p> <p>The impact for the first lease year is estimated to be \$53,721.67 which consists of the annual base rent (\$48,789.30), electricity, water and sewer service, security, and a 4% lease management fee.</p> <p>Comments</p> <p>According to the GSA Department, one staff person is assigned to manage the warehouse.</p>	
8(F)1(E)	Resolution Authorizing the County Mayor to Convey Sixty-Five Single Family Home Building Sites to Habitat for Humanity	<p>The resolution authorizes the County Mayor to do the following:</p> <ul style="list-style-type: none"> Convey sixty-five (65) single family home building sites to Habitat for Humanity of Greater Miami, Inc. (Habitat) for infill housing development, Waive Administrative Order 3-44 as it relates to the conveyance process established in the Section entitled "Availability of County Property", and 	

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		<ul style="list-style-type: none"> Execute County Deeds. <p>Background On January 29, 2007, the Board of County Commissioners (BCC) adopted Resolution 117-07 which approved Administrative Order 3-44. The AO included a new process on how infill property is conveyed to developers for affordable housing. The AO states that infill housing properties will be offered to a pre-qualified pool through a competitive work order proposal process.</p> <p>On December 20, 2007, the BCC approved Resolution 1402-07 that contained a list of pre-qualified pool of developers.</p> <table border="1" data-bbox="724 532 1848 950"> <thead> <tr> <th colspan="2">Infill Developer Housing Pool</th> </tr> <tr> <th>Habitat for Humanity of Greater Miami</th> <th>Equitable Housing Corp.</th> </tr> </thead> <tbody> <tr> <td>Kelko Investments, Inc.</td> <td>Affordable Housing Programs Inc. & Lancaster Homes Joint Venture</td> </tr> <tr> <td>Community Reinvestment Agency, Inc.</td> <td>NHS Housing Development, LLC</td> </tr> <tr> <td>Centro Campesino Farm worker Center, Inc.</td> <td>St. John Community Development Corporation</td> </tr> <tr> <td>Custom Builder of Miami, LLC</td> <td>Personal Paradise Developers Inc.</td> </tr> <tr> <td>H.A. Contracting Corp.</td> <td>GO1 Marketing, LLC/H. Capo Construction Corp. Joint Venture</td> </tr> <tr> <td>D.A. Community Builders Inc.</td> <td>PHS Development, LLC</td> </tr> <tr> <td>JAG Homes & Development, LLC</td> <td>Haven Economic Development, Inc</td> </tr> </tbody> </table> <p>Highlights of Attached County Deeds</p> <ul style="list-style-type: none"> The deed requires that the property be developed with affordable housing within one (1) year of recording the deed. The affordable housing developed on the property has to be sold to a qualified household and the sales price should not exceed \$129,000. The conveyed property is subject to an “Affordable Housing Restrictive Covenant”, which states that the property should remain affordable during the “Control Period”. The “Control Period” commences on the initial sale date of the home and resets automatically every 20 years for a maximum of 60 years. If a person owns the home for twenty consecutive years, they will be automatically released from the Affordable Housing Restrictive Covenant. <p>Legislative History During the February 11, 2009 Housing and Community Development Committee meeting the resolution was amended to add language regarding Florida Statutes 125.38. The Committee also requested language to be included in the County Deed that provides that the homes must first be offered to former Scott Carver residents. Under § 125.38 of the Florida Statutes, a Board of County Commissioners is authorized to convey to a non-profit organization</p>	Infill Developer Housing Pool		Habitat for Humanity of Greater Miami	Equitable Housing Corp.	Kelko Investments, Inc.	Affordable Housing Programs Inc. & Lancaster Homes Joint Venture	Community Reinvestment Agency, Inc.	NHS Housing Development, LLC	Centro Campesino Farm worker Center, Inc.	St. John Community Development Corporation	Custom Builder of Miami, LLC	Personal Paradise Developers Inc.	H.A. Contracting Corp.	GO1 Marketing, LLC/H. Capo Construction Corp. Joint Venture	D.A. Community Builders Inc.	PHS Development, LLC	JAG Homes & Development, LLC	Haven Economic Development, Inc	
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		<p>county-owned real property at a private sale for a nominal price or higher regardless of the actual value of the property.</p> <p>Comments The cover memorandum that accompanies the resolution states that all of the sixty-five lots are located within the boundaries of the Hope VI Redevelopment Area.</p> <p>According to Miami-Dade Housing Agency, Habitat has constructed 57 homes on Sector One of the site. Of those, 41 were sold to former Scott/Carver residents. The original HOPE VI plan was to replace the 850 units of public housing that were located on the sites with 411 units, containing a mixture of rental and homeownership for mixed incomes.</p> <p>Originally, only 80 public housing units were to be a part of that mix but that number was subsequently revised and approved by the US Department of Housing and Urban Development (HUD) to include 160 public housing units.</p> <p>The 65 infill lots (that are being conveyed through this resolution) are in addition to the 411 units that are to be set-aside for rental and homeownership opportunities for mixed incomes.</p>	
8(I)1(A)	Mutual Aid Agreement between the Member Agencies of the Child Abduction Response Team and the Florida Department of Law Enforcement	<p>This resolution authorizes execution of a Mutual Aid Agreement (Agreement) for law enforcement services between Miami-Dade County and member agencies of the Child Abduction Response Team (CART) and the Florida Department of Law Enforcement (FDLE).</p> <p>Effective Date: Upon execution Expiration Date: December 31, 2010</p> <p>Background Over 30 law enforcement agencies participate in CART.</p> <p>The primary goal of CART is to provide a pool of specialized investigators which are available to focus dedicated and intense investigative, preventative, and general law enforcement efforts primarily with regard to cases involving abducted children.</p>	
8(I)1(B)	Retroactive Interlocal Agreements for Miami-Dade Police Department School Crossing Guards Services	<p>This resolution authorizes the execution of the Interlocal Agreements (Agreements) for school crossing guard services between Miami-Dade County and the Cities of South Miami and Doral (Cities).</p> <p>These Agreements cover school years 2008-09 retroactively, 2009-10, and 2010-11 during the regular session, not including summer, teacher workdays and holidays.</p> <p>Agreement Delays The Cities must first obtain approval from their respective board prior to the Agreements appearing before the Board of County Commissioners (BCC).</p>	

Item No.	Subject Matter	Background	Analysis / Comments / Questions
		<ul style="list-style-type: none"> The City of Doral under Resolution No. 08-106 approved the Agreement on November 18, 2008. The City of South Miami under Resolution No. 178-08-12775, approved the Agreement on November 6, 2008. <p>In addition, the City of Doral added Dr. Rolando Espinosa K-8 Center to the Agreement, requiring changes after the start of the school year.</p> <p>Fiscal Impact There is no fiscal impact to the County. Crossing guard services are fully reimbursable to the Miami-Dade Police Department from the Cities. The cost consists of actual salary, fringe benefits, vehicles, and contract support. The cost for providing services during the 2008-09 school years is \$227,327 for Doral and \$74,579 for South Miami. The cost for 2009-10 and 2010-11 will be determined during the budget process for the respective Cities.</p> <p>The services are provided by MDPD Community Affairs Bureau personnel. They are County employees, subject to MDPD and County policies and procedures.</p> <p>The City of Doral requires the staffing of 20 non-sworn personnel to provide pedestrian and traffic safety assistance to E.B. Thomas Elementary, John I. Smith Elementary, and Dr. Rolando Espinosa K-8 Center. The City of South Miami requires the staffing of 7 non-sworn personnel to provide services to Ludlam Elementary and South Miami Elementary.</p>	
8(J)1(A)	Resolution of Interlocal Agreement Between Miami-Dade County and the City of Doral for the Provision of Public Transportation Services	<p>This resolution implements an interlocal agreement between Miami-Dade County and the City of Doral for the operation of the Doral Trolley.</p> <p><u>Agreement Details</u></p> <ul style="list-style-type: none"> Fare: Doral trolley fares will be in set in accordance with the County’s transit fares. The City also has the option of charging passengers additional fare upon the approval of the County Manager. Connection with County Bus Routes: The Doral circulator will connect with regular County routes at points where the routes intersect, merge or diverge. Bus Schedules: The County will include the Doral circulator on future County’s transit maps. Transfers: Riders transferring from bus to trolley, or from trolley to bus will pay the standard rate for transfers which are noted in the County’s Schedule of Transit Fares, Rates and Charges. <p><u>Questions (answers provided by MDT)</u></p> <ul style="list-style-type: none"> The Doral Circulator began in Feb. 2008, why does the County need to enter into this agreement now? A: This item formalizes the pilot program which began 12 months ago. Additionally, per County Code, municipalities 	

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		<p>must enter into an Interlocal with the County if they contract out the service or charge a fare for their circulator.</p> <ul style="list-style-type: none"> • Does Doral receive any PTP funds to supplement the cost of this circulator? A: No. • How many similar Interlocal agreements has the County entered into with other municipalities operating local circulators? A: The County has entered into 9 agreements with other municipalities operating local circulators. They are: Aventura, Coral Gables, North Miami, Bal Harbour, Palmetto Bay, Hialeah, North Bay Village, Miami Beach, and the City of Homestead. • What MDT routes currently service the city of Doral? A: Routes: 7, 36, 41, 71, 87, 95, 132, 137, and 238. • Will this interlocal agreement result in any duplication of service with existing MDT routes? A: Yes, there will be some duplication with MDT routes on NW 87 and 107 Avenues, however, minimal ridership impact is expected since the Doral Trolley connects neighborhoods throughout Doral while the MDT routes are regional routes operating along the NW 87 or 107 Avenue corridors. More likely there will be a ridership increase as residents of Doral outside of walking distance to existing MDT service will now have access to these regional routes. 	
8(J)1(B)	Resolution Modifying the Miami-Dade Transit Schedule of Transit Fares, Rates and Charges	<p>This resolution amends the Miami-Dade Transit (MDT) Schedule of Transit Fares, Rates and Charges (Schedule).</p> <p>The proposed changes to the Schedule include:</p> <ul style="list-style-type: none"> • Eliminates the tokens from fare schedule; • Adds fees for transfers from Metrobus to Metrobus Express/Special: \$0.85 for base fare; \$0.40 for discount fare; Seniors are free; • Eliminates the Monthly Group Discount – up to four passes: \$95 per pass; • Adds a new Daily Transit Pass for \$5.00; • Adds a discount fare for the Daily Transit Pass: \$2.50; • Adds an EASY Card/EASY Ticket fee of \$2.00; • Eliminates the Special Events Fares and Charter Fares sections; • Sets the replacement fee for the Golden Passport at \$10 as opposed to the current graduated replacement schedule (\$5 for first replacement, \$20 for second replacement, \$50 for third replacement); • Eliminates the promotional program allowing hotels which sell transit passes to retain a portion of the profit; • Establishes the daily rate for youth through grade 12 at \$2.50. <p><u>Legislative History</u></p>	

Item No.	Subject Matter	Background	Analysis / Comments / Questions								
		<p>Resolution R-924-08 (Sept. 2, 2008): This resolution modified the fare schedule by increasing rates by \$.50 and establishing an automatic fare increase every three years based on the Consumer Price Index.</p> <p><u>Questions (answers provided by MDT)</u></p> <ul style="list-style-type: none"> • Will the elimination of tokens (and the activities associated with the collection and collection of tokens) result in any staff layoffs? If so, to what extent? A: No. From the experience gained from peer properties that have implemented a fare collection system, there were shifts in staff-not any reductions. • How much funding does MDT estimate will be generated by adjusting the college discounted rate from \$42.50 to \$50.00? A: During fiscal year 2008, MDT sold approximately 50,000 college discount passes. Therefore, by increasing the fare from \$42.50 to \$50.00, MDT will generate additional revenue of approximately \$375,000. • How much funding does MDT estimate will be generated by adjusting the fees for replacing Golden Passports? A: The fees are not meant to be revenue generating – the \$10 fee is the estimated fee to cover costs incurred by the County for reprinting the ID with a photo. The former tiered fee system was primarily implemented to discourage fraud. However, since the new fare equipment will allow MDT to disable a card immediately when reported lost, we are recommending a flat fee of \$10. Based on 5,160 cards reported lost or stolen last year, MDT could estimate generating approximately \$51,160. 									
8(L)1(A)	FY 2008-09 Budget Amendment for the Florida City Community Redevelopment Agency (CRA)	<p>District 9</p> <p>The Florida City CRA is required to submit an annual budget for County approval.</p> <p>The FY 2008-09 budget includes revenues and expenditures of \$7,199,501.</p> <p>The \$7,199,501 includes revenue sources from the following:</p> <ul style="list-style-type: none"> • County Tax Increment Revenues \$1,164,404; • City Tax Increment Revenues \$1,867,097; • Carryover from prior year's \$4,000,000; and • Interest earnings \$168,000 <p>The Administrative Expenditures total \$247,998 which represents 8.76% of the total tax increment revenue (satisfying the 20% cap in administrative expenditures).</p> <table border="1" data-bbox="512 1328 1488 1466"> <thead> <tr> <th data-bbox="512 1328 890 1430"></th> <th data-bbox="890 1328 1108 1430">FY07-08 Budget Adopted</th> <th data-bbox="1108 1328 1297 1430">FY08-09 Proposed</th> <th data-bbox="1297 1328 1488 1430">Percentage Increase</th> </tr> </thead> <tbody> <tr> <td data-bbox="512 1430 890 1466">Operating Expenditures</td> <td data-bbox="890 1430 1108 1466">\$5,509,492</td> <td data-bbox="1108 1430 1297 1466">\$7,199,501</td> <td data-bbox="1297 1430 1488 1466">30.67%</td> </tr> </tbody> </table>		FY07-08 Budget Adopted	FY08-09 Proposed	Percentage Increase	Operating Expenditures	\$5,509,492	\$7,199,501	30.67%	
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8(L)1(B)	FY 2008-09 Budget Amendment for the Homestead Community Redevelopment Agency (CRA)	<p data-bbox="512 521 716 548">Districts 8 and 9</p> <p data-bbox="512 586 1465 613">The Homestead CRA is required to submit an annual budget for County approval.</p> <p data-bbox="512 654 1388 682">The FY 2008-09 budget includes revenues and expenditures of \$4,955,000.</p> <p data-bbox="512 722 1228 750">The \$4,955,000 includes revenue sources from the following:</p> <ul data-bbox="558 758 1136 894" style="list-style-type: none"> • County Tax Increment Revenues \$1,902,500; • City Tax Increment Revenues \$2,325,500; • Carryover from prior year's \$600,000; and • Interest earnings \$127,000 <p data-bbox="512 930 1953 993">The Administrative Expenditures total \$575,300 which represents 13.61% of the total tax increment revenue (satisfying the 20% cap in administrative expenditures).</p> <table border="1" data-bbox="512 1027 1486 1166"> <tr> <td data-bbox="512 1027 892 1133">Operating Expenditures</td> <td data-bbox="892 1027 1108 1133">FY07-08 Budget Adopted \$5,109,800</td> <td data-bbox="1108 1027 1299 1133">FY08-09 Proposed \$4,955,000</td> <td data-bbox="1299 1027 1486 1133">Percentage Increase N/A</td> </tr> </table> <table border="1" data-bbox="512 1200 1486 1338"> <tr> <td data-bbox="512 1200 892 1305">Administrative Expenditures Total (including Administrative Charge)</td> <td data-bbox="892 1200 1108 1305">FY07-08 Budget Adopted \$707,400</td> <td data-bbox="1108 1200 1299 1305">FY08-09 Proposed \$575,300</td> <td data-bbox="1299 1200 1486 1305">Percentage increase N/A</td> </tr> </table> <p data-bbox="512 1377 1995 1440">On January 16, 2009, the Tax Increment Financing Committee (comprised of County administrative staff to provide increment financing recommendations) reviewed this budget and recommended it for the Board of County Commissioners approval.</p>	Operating Expenditures	FY07-08 Budget Adopted \$5,109,800	FY08-09 Proposed \$4,955,000	Percentage Increase N/A	Administrative Expenditures Total (including Administrative Charge)	FY07-08 Budget Adopted \$707,400	FY08-09 Proposed \$575,300	Percentage increase N/A			
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8(L)1(C)	FY 2008-09 Budget Amendment for the North Miami Beach Community Redevelopment Agency (CRA)	<p>Districts 2 and 4</p> <p>The North Miami Beach CRA is required to submit an annual budget for County approval.</p> <p>The FY 2008-09 budget includes revenues and expenditures of \$9,450,231.</p> <p>The \$9,450,231 includes revenue sources from the following:</p> <ul style="list-style-type: none"> • County Tax Increment Revenues \$897,748; • City Tax Increment Revenues \$1,217,228; • Carryover from prior year's \$7,324,255; and • Interest earnings \$11,000. <p>The Administrative Expenditures total \$163,184 which represents 7.72% of the total tax increment revenue (satisfying the 20% cap in administrative expenditures).</p> <table border="1" data-bbox="512 708 1488 846"> <thead> <tr> <th></th> <th>FY07-08 Budget Adopted</th> <th>FY08-09 Proposed</th> <th>Percentage Increase</th> </tr> </thead> <tbody> <tr> <td>Operating Expenditures</td> <td>\$9,405,454</td> <td>\$9,450,231</td> <td>0%</td> </tr> </tbody> </table> <table border="1" data-bbox="512 915 1488 1053"> <thead> <tr> <th></th> <th>FY07-08 Budget Adopted</th> <th>FY08-09 Proposed</th> <th>Percentage increase</th> </tr> </thead> <tbody> <tr> <td>Administrative Expenditures Total (including Administrative Charge)</td> <td>\$188,183</td> <td>\$163,184</td> <td>0%</td> </tr> </tbody> </table> <p>On January 16, 2009, the Tax Increment Financing Committee (comprised of County administrative staff to provide increment financing recommendations) reviewed this budget and recommended it for the Board of County Commissioners approval.</p>		FY07-08 Budget Adopted	FY08-09 Proposed	Percentage Increase	Operating Expenditures	\$9,405,454	\$9,450,231	0%		FY07-08 Budget Adopted	FY08-09 Proposed	Percentage increase	Administrative Expenditures Total (including Administrative Charge)	\$188,183	\$163,184	0%		
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8(M)1(A)	Matheson Hammock Park Sign Maintenance Agreement with the City of Coral Gables	<p>This agreement allows Miami-Dade Park and Recreation Department (MDPR) to install a double-sided, sandblasted, non-illuminated free standing sign in the right of way at the entrance of Matheson Hammock Park. This agreement will also require MDPR to maintain the sign.</p> <p>The estimated cost for the fabrication, City of Coral Gables permit and the installation of the double-sided sign is \$18,000 to be paid by MDPD.</p> <p>The MDPR does not have a specific annual budget for signage.</p>																		

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		<p>The original entrance sign was destroyed by Hurricane Wilma. Since July 2006, a temporary sign has been placed until a new sign is fabricated and installed. A City of Coral Gables permit is necessary for the sign to be installed. A park sign maintenance agreement is necessary to obtain such a permit from the city. Additionally, the City of Coral Gables Historic Preservation Board (CGHPB) must review and approve the sign. According to MDP, CGHPB has reviewed and approved the sign for installation.</p>																																		
8(M)1(B)	<p>Joint Use Agreement with the School Board of Miami-Dade County for Ron Ehman Park and Miami Killian Senior High School</p>	<p>This agreement provides for joint use of the recreational areas within the park. The agreement also provides for joint use of future recreational amenities that may be constructed in the future. The County will have the right to use the full park site including recreational amenities during school hours and days.</p> <p>The agreement is for ten (10) years with three (3) successive ten (10) year renewal periods with an annual rental rate of \$1.00.</p> <p>The previous joint use agreement expired in 2005 and was not renewed because the Miami-Dade County School Board (MDSB) planned to build a school in that property owned by MDSB. However, the surrounding neighborhood was opposed to the idea of a school building and the MDSB has decided not to build. Establishing a new joint use agreement rather than month to month provides the MDP with longer term assurance to operate the park that services the community.</p> <p>According to MDP, the following is a breakdown of the Ron Ehman Park Expenditures:</p> <table border="1" data-bbox="512 873 1404 1463"> <thead> <tr> <th data-bbox="512 873 856 943">Ron Ehman Park Expenditures</th> <th data-bbox="856 873 1121 943">%</th> <th data-bbox="1121 873 1404 943">Amount</th> </tr> </thead> <tbody> <tr> <td data-bbox="512 943 856 1045">Primary (basic operation of the park including rentals)</td> <td data-bbox="856 943 1121 1045">72.5%</td> <td data-bbox="1121 943 1404 1045">\$196,258</td> </tr> <tr> <td data-bbox="512 1045 856 1081">After School Programs</td> <td data-bbox="856 1045 1121 1081">7.5%</td> <td data-bbox="1121 1045 1404 1081">\$ 20,303</td> </tr> <tr> <td data-bbox="512 1081 856 1117">Summer Camp</td> <td data-bbox="856 1081 1121 1117">20.0%</td> <td data-bbox="1121 1081 1404 1117">\$ 54,140</td> </tr> <tr> <td data-bbox="512 1117 856 1187">Total Park Expenditure Budget</td> <td data-bbox="856 1117 1121 1187">100.0%</td> <td data-bbox="1121 1117 1404 1187">\$270,700</td> </tr> <tr> <td data-bbox="512 1187 856 1222"></td> <td data-bbox="856 1187 1121 1222"></td> <td data-bbox="1121 1187 1404 1222"></td> </tr> <tr> <td data-bbox="512 1222 856 1292">Grounds Maintenance Cost</td> <td data-bbox="856 1222 1121 1292"></td> <td data-bbox="1121 1222 1404 1292">\$ 12,230</td> </tr> <tr> <td data-bbox="512 1292 856 1362">Tennis Center Expenditures</td> <td data-bbox="856 1292 1121 1362"></td> <td data-bbox="1121 1292 1404 1362">\$ 14,100</td> </tr> <tr> <td data-bbox="512 1362 856 1398">Total Park Expenditures</td> <td data-bbox="856 1362 1121 1398"></td> <td data-bbox="1121 1362 1404 1398">\$297,030</td> </tr> <tr> <td data-bbox="512 1398 856 1433">Operating Revenues</td> <td data-bbox="856 1398 1121 1433"></td> <td data-bbox="1121 1398 1404 1433">-\$220,000</td> </tr> <tr> <td data-bbox="512 1433 856 1463">Net Operating Costs</td> <td data-bbox="856 1433 1121 1463"></td> <td data-bbox="1121 1433 1404 1463">\$77,030</td> </tr> </tbody> </table>	Ron Ehman Park Expenditures	%	Amount	Primary (basic operation of the park including rentals)	72.5%	\$196,258	After School Programs	7.5%	\$ 20,303	Summer Camp	20.0%	\$ 54,140	Total Park Expenditure Budget	100.0%	\$270,700				Grounds Maintenance Cost		\$ 12,230	Tennis Center Expenditures		\$ 14,100	Total Park Expenditures		\$297,030	Operating Revenues		-\$220,000	Net Operating Costs		\$77,030	
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Item No.	Subject Matter	Background	Analysis / Comments / Questions
		<p><u>According to the Miami-Dade Parks and Recreation Department (MDPR), the correct cost of operations should be \$77,030, not \$15,000 as stated in the resolution.</u></p> <p>There are no new operational costs associated with this new agreement.</p> <p>The costs will be funded by the General Fund Subsidy (UMSA).</p>	
8(N)1(A) and 8(N)1(B)	Department of Planning and Zoning Fee Schedule and Certificate of Use (Foreclosures and Judgments)	<p>These resolutions implement the policy procedures established by Ordinance 08-133 which requires that the Department of Planning and Zoning (DP&Z) issue a Certificate of Use (CU) for residential property acquired through a Certificate of Title (foreclosures and judgments).</p> <p>Ordinance No. 08-133 was adopted by the Board of County Commissioners (BCC) on December 2, 2008, requiring the issuance of a Certificate of Title.</p> <p>Item 8(N)1(A) This resolution amends Implementing Order (IO) 04-111, the Department of Planning and Zoning (DP&Z) Fee Schedule. It allows the following fees to be added to the schedule:</p> <ul style="list-style-type: none"> • \$300 for disclosure and findings report review and CU issuance; and • \$50 for the re-submittal for the disclosure and findings report. <p>Item 8(N)1(B) Establishes the IO for the procedure in which the Department of Planning and Zoning (DP&Z) will issue a Certificate of Use (CU) for single family units, condominiums, townhouses and duplexes acquired through Certificate of Title.</p>	<p>Comment and Question Broward County Foreclosure Prevention Blue Ribbon Panel recommended similar action be taken. One of the Panel's recommendation included to charge filing fees on lis pendens, final foreclosure judgment or Certificate of Title. However, the report recommends that those funds be dedicated for foreclosure prevention activities.</p> <p>How will DP&Z monitor and enforce this process?</p>
8(O)1(A)	Contracts for Medical Transportation (Ambulance) Services	<p>This resolution approves modifications to the contracts providing medical transportation (ambulance) services.</p> <p>Background On December 14, 2004, Resolution No. 1479-04 was adopted awarding Contracts 68A, 68B, and 68C to provide Ambulance services responding to calls from County and Municipal Fire Departments for Basic Life Support Level (BLS), and/or Advanced Life Support (ALS) level services.</p> <p>The services provided under Contracts 68A and 68B are at no cost to the County. The Contractor for these services is compensated from sources other than the County, including private payees and/or insurance companies.</p>	

Item No.	Subject Matter		Background	Analysis / Comments / Questions
			MEDICAL TRANSPORTATION (AMBULANCE) SERVICES	
			<u>Contract No. 68A:</u> Rand Randle-Eastern Ambulance Services, Inc. d/b/a American Medical Response (AMR); Servicing Department: Miami-Dade Fire Rescue (MDFR)	
			Current	Proposed
		TERMS	Contract expires March 16, 2009	Extends Contract for 1 year, from March 17, 2009 through March 16, 2010. Since all of the options to renew (OTR's) have been utilized, this modification extends the contract an additional year.
		DEFINITIONS	<u>Arrival Time</u> is not defined.	* <u>Arrival Time</u> is defined as the time at which the ambulance arrives onsite at the physical address provided by the Fire Rescue Dispatcher.
		PENALTIES FOR LATE RESPONSE (Liquidated Damages Provision)	15:01 to 20 minutes = \$50	15:01 to 24:59 minutes = no penalty
			20:01 to 30 minutes = \$75	25 to 45 minutes = \$75
			<30 minutes = \$150	<45 minutes = \$150
			Arrival without required equipment = \$50	Arrival without required equipment = \$50
			N/A	No ambulance available = \$150 Letter of explanation within 10 business days
		ESTIMATED TIME OF ARRIVAL (ETA)	N/A	<u>Language Added</u> The Contractor ensures that an ETA is provided when a request for an ambulance is made by the Fire Rescue Dispatcher. The Fire Rescue Dispatcher may cancel the request, without penalty to the Contractor, if the ETA is unacceptable to the on-scene requestor.
			<u>Contract No. 68B:</u> Randle-Eastern Ambulance Services, Inc. d/b/a AMR Servicing Department: Miami-Dade Corrections	
			Current	Proposed
		TERMS	Contract expires March 16, 2009	Extend Contract for 1 year, from March 17, 2009 through March 16, 2010. Since all of the OTR's have been utilized, this modification extends the contract an additional year.

Item No.	Subject Matter	Background	Analysis / Comments / Questions															
		<table border="1" data-bbox="590 266 1927 714"> <tr> <td data-bbox="590 266 810 334"></td> <td colspan="2" data-bbox="810 266 1927 334">Contract No. 68C: MCT Express, Inc. d/b/a Miami-Dade Ambulance Service Servicing Department: Public Health Trust</td> </tr> <tr> <td data-bbox="590 334 810 406"></td> <td colspan="2" data-bbox="810 334 1927 406"><i>The services provided under Contract 68C is provided at \$27.47 per call (\$24,723 annually based on 75 calls per month). Contact 68C is requesting additional spending authority.</i></td> </tr> <tr> <td data-bbox="590 406 810 477"></td> <td data-bbox="810 406 1171 477" style="text-align: center;">Current</td> <td data-bbox="1171 406 1927 477" style="text-align: center;">Proposed</td> </tr> <tr> <td data-bbox="590 477 810 646">TERMS</td> <td data-bbox="810 477 1171 646">Contract expires March 16, 2009</td> <td data-bbox="1171 477 1927 646">Extend Contract for 1 year, from March 17, 2009 through March 16, 2010. Since all of the OTR's have been utilized, this modification extends the contract an additional year.</td> </tr> <tr> <td data-bbox="590 646 810 714">ADDITIONAL ALLOCATION</td> <td data-bbox="810 646 1171 714">N/A</td> <td data-bbox="1171 646 1927 714">\$40,000 Source: General Fund</td> </tr> </table>		Contract No. 68C: MCT Express, Inc. d/b/a Miami-Dade Ambulance Service Servicing Department: Public Health Trust			<i>The services provided under Contract 68C is provided at \$27.47 per call (\$24,723 annually based on 75 calls per month). Contact 68C is requesting additional spending authority.</i>			Current	Proposed	TERMS	Contract expires March 16, 2009	Extend Contract for 1 year, from March 17, 2009 through March 16, 2010. Since all of the OTR's have been utilized, this modification extends the contract an additional year.	ADDITIONAL ALLOCATION	N/A	\$40,000 Source: General Fund	<p>*From the time a unit is requested by a Fire Rescue Dispatcher, an Ambulance is to be on-scene in less than 15 min.</p> <p>Comments / Questions Contract 68A (AMR) has had \$1,221,012 in liquidated damages paid in the last two years for not meeting response times. The proposed modifications address the issue that AMR is accruing penalties by extending the response time of ambulances and adjusting when the penalties are applied. Nevertheless, the modifications do not apply a mechanism to enhance response time.</p> <p>Why was the solicitation for these contracts not prepared prior to the expiration date of the current contracts?</p>
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8(O)1(B)	Approval of the Use of Charter County Transit System Surtax Funds for the Purchase of Goods and Services	<p>This item approves the use of Charter County Transit System Surtax funds for five contracts. The fiscal impact on the Surtax is \$10,967,870.</p> <p>The amount of Surtax funds used for each contract is properly limited to 19.2% of the total contract amount, reflecting the percentage of new service charges which could be attributed to the Surtax.</p> <p>The complete list of contracts is detailed on handwritten pages 2-3 of the item.</p>																
8(O)1(C) 8(O)1(H)	Waiver of Formal Bid Procedures for the Purchase of Goods and Services	<p>This resolution waives formal bid procedures for specified purchases, authorizing the County Mayor or his designee to award such contracts, with authority to exercise options-to-renew. This item includes the following contracts:</p> <ul style="list-style-type: none"> • Award of a bid waiver contract for the purchase of one Micro Air Vehicle and the lease of another with an estimated cumulative value of \$159,000; • Ratification of an emergency purchase contract for the purchase of various medical supplies in the amount of 																

Item No.	Subject Matter	Background	Analysis / Comments / Questions												
		<p>\$345,000; and</p> <ul style="list-style-type: none"> Modification of a non-competitive contract for an additional six (6) months of time and \$300,000 in spending authority to obtain emergency medical services billing. <p>Bid Waiver <u>Micro Air Vehicle (Item 2.1)</u> The Miami-Dade Police Department (MDPD) is requesting a waiver of the formal competitive bidding process and approval to acquire two remote controlled Micro Air Vehicles (MAV) from Honeywell International, Inc. (of New Mexico). The two MAVs, one for purchase and another for lease) will be used for MDPD's Aviation Unit in support of the Special Response Team. These vehicles are unmanned aircrafts for intelligence gathering.</p> <p>The County has been awarded a Department of Justice grant to secure these vehicles. This MAV is available for purchase only from Honeywell.</p> <p>CONTRACT TERM: 1 year with 3, one-year options-to-renew (OTR).</p> <p>CONTRACT AMOUNT: \$150,000 for 1 year. \$3,000 under each OTR for the purchase of replacement parts and/or repair and maintenance services, if needed.</p> <p>FUNDING SOURCE: Federal Grant</p> <p>VENDOR: Honeywell International, Inc. There are no performance or compliance issues with this firm.</p> <table border="1" data-bbox="548 1003 1822 1242"> <thead> <tr> <th>Item No.</th> <th>Contract Term & Amount</th> <th>Amount per year</th> <th>Previous Contract Term & Amount</th> <th>Previous Contract Amount per year</th> </tr> </thead> <tbody> <tr> <td>2.1</td> <td>\$159,000 / 4 years</td> <td>\$150,000 - 1st year \$3,000 – 1st OTR \$3,000 – 2nd OTR \$3,000 – 3rd OTR</td> <td>No previous contract</td> <td>Not Applicable</td> </tr> </tbody> </table> <p>Emergency Purchase <u>Miscellaneous Medical Supplies (Item 3.1)</u> The Miami-Dade Fire Rescue (MDFR) is seeking ratification of an emergency contract awarded on December 26, 2007 to supply medical supplies from various vendors for the emergency medical units.</p>	Item No.	Contract Term & Amount	Amount per year	Previous Contract Term & Amount	Previous Contract Amount per year	2.1	\$159,000 / 4 years	\$150,000 - 1 st year \$3,000 – 1 st OTR \$3,000 – 2 nd OTR \$3,000 – 3 rd OTR	No previous contract	Not Applicable			
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		<p>Initially this contract was awarded for one year (March 1, 2006 to February 28, 2007), with one OTR for six months (March 1, 2007 to August 31, 2007). The contract was then extended for additional time and money through March 31, 2008.</p> <p>On December 26, 2007, MDFR declared an emergency to secure funding through March 31, 2008. This ratification covers this extended period of time and money.</p> <p>On July 17, 2008, the Board of County Commissioners (BCC) approved the successor contract, commencing September 1, 2008 for a one-year period through August 31, 2009.</p> <p>CONTRACT TERM: December 26, 2007 to March 31, 2008</p> <p>CONTRACT AMOUNT: \$345,000</p> <p>FUNDING SOURCE: Fire District Funds</p> <p>VENDORS: Bound Tree Medical LLC, Henry Schein, Inc., Kenton Healthcare, Inc., Potts Distributing Co., Quadmed, Inc., Southeastern Emergency Equipment Co., Inc., Supreme Medical Fulfillment Systems, Inc., and SZY Holdings LLC.</p> <p>There are no performance or compliance issues with these eight firms.</p> <table border="1" data-bbox="512 901 1835 1005"> <thead> <tr> <th data-bbox="512 901 638 971">Item No.</th> <th data-bbox="638 901 974 971">Contract Term & Amount</th> <th data-bbox="974 901 1167 971">Amount per month</th> <th data-bbox="1167 901 1503 971">Previous Contract Term & Amount</th> <th data-bbox="1503 901 1835 971">Previous Contract Amount per month</th> </tr> </thead> <tbody> <tr> <td data-bbox="512 971 638 1005">3.1</td> <td data-bbox="638 971 974 1005">\$345,000 / 3 months</td> <td data-bbox="974 971 1167 1005">\$115,000</td> <td data-bbox="1167 971 1503 1005">\$1,699,999 / 18 months</td> <td data-bbox="1503 971 1835 1005">\$94,444</td> </tr> </tbody> </table> <p>Non-Competitive Contract Modification <u>Medical Transport Billing and Collection Services (Item 4.1)</u> MDFR is requesting additional time and spending authority to allow the MDFR to obtain emergency medical transport billing and collection services.</p> <p>CONTRACT EXPIRATION: March 21, 2009</p> <p>MODIFIED EXPIRATION: September 21, 2009 (an additional 6 months)</p> <p>CONTRACT AMOUNT: \$2,100,000 (42 months)</p> <p>MODIFIED AMOUNT: \$2,400,000 (an additional \$300,000 for 48 months)</p>	Item No.	Contract Term & Amount	Amount per month	Previous Contract Term & Amount	Previous Contract Amount per month	3.1	\$345,000 / 3 months	\$115,000	\$1,699,999 / 18 months	\$94,444			
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			<p>FUNDING SOURCE: Fire District Funds</p> <table border="1" data-bbox="520 331 1992 570"> <thead> <tr> <th data-bbox="520 331 642 399">Item No.</th> <th data-bbox="642 331 867 399">Contract Title</th> <th data-bbox="867 331 1110 399">Initial Contract Term & Amount</th> <th data-bbox="1110 331 1348 399">Extended Term</th> <th data-bbox="1348 331 1537 399">Increased Allocation</th> <th data-bbox="1537 331 1992 399">Vendor / Performance Record</th> </tr> </thead> <tbody> <tr> <td data-bbox="520 399 642 570">4.1</td> <td data-bbox="642 399 867 570">Medical Transport Billing and Collection Services</td> <td data-bbox="867 399 1110 570">\$2,100,000 / 42 months</td> <td data-bbox="1110 399 1348 570">6 months</td> <td data-bbox="1348 399 1537 570">\$300,000</td> <td data-bbox="1537 399 1992 570">Advanced Data Processing, Inc. No performance or compliance issues reported</td> </tr> </tbody> </table> <p>Item No. 8(O)1(H) – Emergency Medical Services Billing This resolution authorizes the rejection of all proposals received for emergency medical billing services (RFP No. 600-2/22), waives the competitive bid procedures, and authorizes the County Mayor or his designee to conduct competitive negotiations between the three highest ranked firms, Apollo Health Street, Advanced Data Processing Inc. (ADPI), and PST Services Inc, a McKesson Company. Furthermore, this resolution authorizes the County Mayor or his designee to recommend further actions to the BCC as a result of such negotiations.</p> <p>At the February 10, 2009 Budget, Planning and Sustainability Committee meeting, this item was amended at the Committee’s request that staff enter into competitive negotiations with the three highest ranked firms, instead of the two highest ranked firms as initially proposed.</p> <p>The negotiation team could not reach an agreement with the highest ranked firm, ADPI. ADPI stated that they would not be able to hold the Minimum Annual Guarantee (MAG) offered in its base proposal.</p> <p>CONTRACT AMOUNT: \$2,160,000 for the initial five year term.</p> <p>CONTRACT TERM: 5 years, with two, 5-year OTRs.</p> <p>FUNDING SOURCE: Fire District Operating Fund</p> <table border="1" data-bbox="543 1273 1906 1414"> <thead> <tr> <th data-bbox="543 1273 879 1312">Firm</th> <th data-bbox="879 1273 1115 1312">Technical Score</th> <th data-bbox="1115 1273 1356 1312">Price Score</th> <th data-bbox="1356 1273 1619 1312">Total Score</th> <th data-bbox="1619 1273 1906 1312">MAG</th> </tr> </thead> <tbody> <tr> <td data-bbox="543 1312 879 1344">ADPI</td> <td data-bbox="879 1312 1115 1344">296</td> <td data-bbox="1115 1312 1356 1344">153</td> <td data-bbox="1356 1312 1619 1344">449</td> <td data-bbox="1619 1312 1906 1344">81%</td> </tr> <tr> <td data-bbox="543 1344 879 1377">PerSe Technologies</td> <td data-bbox="879 1344 1115 1377">311</td> <td data-bbox="1115 1344 1356 1377">122</td> <td data-bbox="1356 1344 1619 1377">433</td> <td data-bbox="1619 1344 1906 1377">3.5%</td> </tr> <tr> <td data-bbox="543 1377 879 1414">Apollo Health Street</td> <td data-bbox="879 1377 1115 1414">244</td> <td data-bbox="1115 1377 1356 1414">103</td> <td data-bbox="1356 1377 1619 1414">347</td> <td data-bbox="1619 1377 1906 1414">58%</td> </tr> </tbody> </table>	Item No.	Contract Title	Initial Contract Term & Amount	Extended Term	Increased Allocation	Vendor / Performance Record	4.1	Medical Transport Billing and Collection Services	\$2,100,000 / 42 months	6 months	\$300,000	Advanced Data Processing, Inc. No performance or compliance issues reported	Firm	Technical Score	Price Score	Total Score	MAG	ADPI	296	153	449	81%	PerSe Technologies	311	122	433	3.5%	Apollo Health Street	244	103	347	58%		
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8(O)1(D)	Quarterly Report:	As required under Administrative Order 3-38, this item constitutes the		On August 11, 2008, the County Manager																																	

Item No.	Subject Matter	Background	Analysis / Comments / Questions
	Award of Goods and Services Contracts Valued in Excess of \$100,000 and up to \$1 million – July 1 to Sept. 30, 2008	<p>quarterly report of goods and services valued in excess of \$100,000 but not exceeding \$1 million awarded administratively from July 1, 2008 through September 30, 2008.</p> <p>The report lists 34 competitively bid contracts awarded by the County, and 7 contracts awarded under the competitively bid process of other government entities during the 4th quarter of FY 2007/08.</p> <p>This resolution serves to ratify the contracts awarded administratively under the County Manager’s delegated authority.</p>	<p>informed the Board of County Commissioners (BCC) that BCC approval would be sought when awarding contracts exceeding \$1 million in value if the option-to-renew (OTR) are exercised.</p> <p>Several contracts included in this report will need to come before the BCC.</p>
8(O)1(E)	Award of Competitive Contracts	<p>This resolution authorizes the following:</p> <ol style="list-style-type: none"> (1) The award of 3 competitive contracts for a total allocation of \$64,697,308. The competitively bid contracts include parts and repair services for transit buses, M/A-COM Radio components and internally illuminated street name signs; (2) The modifications of 5 contracts awarding a supplemental allocation for goods or services within the scope of the original contract award; and (3) Two purchases made under competitively awarded contracts of other governmental entities totaling \$1,708,000. <p>Competitive Bid Contracts: <u>Parts and Repair Services for Transit Buses and Other Support Equipment (Item 1.1)</u> This is a replacement contract for the purchase of Original Equipment Manufacturer (OEM), Original Equipment Suppliers (OES), and aftermarket parts, and repair services for Miami-Dade Transit’s bus fleet and support equipment. This contract also provides for parts and repair services for similar support equipment used by other County departments. The equipment to be serviced include: engines, transmissions, air conditioning, electrical, and suspension.</p> <p>VENDORS: The following vendors will be placed in a pool of pre-qualified vendors. Group 1 is for the purchase of parts and components. Group 2 is for repair and other services. The vendors recommended for award include Bennett Auto Supply, Inc., Cummins Power South, LLC, D&L Auto and Marine Supplies, Inc., Door Systems Group North America LLC, National Truck Parts of Florida, Inc., Papco Auto Parts South, Inc., Power Brake Exchange, Inc., and Union County Seating & Supply, Inc.</p> <p>There are no performance or compliance issues with the eight recommended firms.</p> <p>FUNDING SOURCE: Proprietary Revenue from Aviation WASD, and Transit, Fire District Funds, GSA Internal Service Funds, General Funds, Grants & PTP Surtax and Park Proprietary Funds totaling \$49,070,000.</p>	

Item No.	Subject Matter		Background	Analysis / Comments / Questions																				
			<p>According to the Department of Procurement Management, the amount allocated from PTP Surtax funds equals \$9,120,000; however, approval for the use of these funds will be presented separately to the BCC and the Citizens' Independent Transportation Trust for approval.</p> <p>What funding will be utilized for the two OTRs if needed?</p> <table border="1" data-bbox="569 467 1955 602"> <thead> <tr> <th>Item No.</th> <th>Contract Term & Amount</th> <th>Amount per year</th> <th>Previous Contract Term & Amount</th> <th>Previous Contract Amount per year</th> </tr> </thead> <tbody> <tr> <td>1.1</td> <td>\$49,070,000 / 2-years with two 2-year OTR</td> <td>\$24,535,000</td> <td>2 year / \$56,704,500</td> <td>\$28,352,250</td> </tr> </tbody> </table> <p><u>Pre-qualification Pool for M/A-COM Radio Components, Batter Packs and Services (Item 1.2)</u> This contract provides a pool of pre-qualified vendors who will provide spot market quotations for purchase of M/A-Com radio components, battery packs, and related technical services for the existing 800 MHz Trunked Radio Communication System for the Enterprise Technology Services Department (ETSD).</p> <p>VENDORS: Cooper-General Corporation, Multiplier Industries Corp., and Battery Zone, Inc. There are no performance or compliance issues with these three firms.</p> <p>FUNDING SOURCE: Internal Service Funds, Proprietary Funds, Traffic Ticket Surcharge and General Fund.</p> <table border="1" data-bbox="569 976 1955 1143"> <thead> <tr> <th>Item No.</th> <th>Contract Term & Amount</th> <th>Amount per year</th> <th>Previous Contract Term & Amount</th> <th>Previous Contract Amount per year</th> </tr> </thead> <tbody> <tr> <td>1.2</td> <td>\$2,600,000 2-years; \$10,400,000 for 8, 1-year OTR valued at \$1.3 million each</td> <td>\$1,300,000</td> <td>2 years / \$4,661,500</td> <td>\$2,330,750</td> </tr> </tbody> </table> <p><u>Internally Illuminated Street Name Signs (Item 1.3)</u> This contract allows the Public Works Department to procure single and dual line led and fluorescent internally illuminated street name signs and photoelectric cells complete with mounting brackets, for installation on roadways and rampways.</p> <p>VENDORS: McCain Sales of Florida, Inc. and Transportation Control Systems, Inc. There are no performance or compliance issues with these two firms.</p> <p>FUNDING SOURCE: General Funds</p>	Item No.	Contract Term & Amount	Amount per year	Previous Contract Term & Amount	Previous Contract Amount per year	1.1	\$49,070,000 / 2-years with two 2-year OTR	\$24,535,000	2 year / \$56,704,500	\$28,352,250	Item No.	Contract Term & Amount	Amount per year	Previous Contract Term & Amount	Previous Contract Amount per year	1.2	\$2,600,000 2-years; \$10,400,000 for 8, 1-year OTR valued at \$1.3 million each	\$1,300,000	2 years / \$4,661,500	\$2,330,750	
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1.3	\$2,627,308 / 3 years	\$875,769	Not applicable	Not applicable																									
			Competitive Contract Modification:																										
			<table border="1"> <thead> <tr> <th>Item No.</th> <th>Contract Title and Modification Reason</th> <th>Initial Contract Term and Amount</th> <th>Modified / Extended Term</th> <th>Increased Allocation / Funding Source</th> <th>Vendor / Performance Record</th> </tr> </thead> <tbody> <tr> <td>3.1</td> <td>Pre-qualification Pool for Construction Chemicals and Related Items <u>Reason:</u> additional spending authority for Miami-Dade Water and Sewer Department.</td> <td>\$998,302 / 1 yr.</td> <td>Term unchanged</td> <td>\$274,405 / Proprietary Revenue</td> <td> <ul style="list-style-type: none"> Acuity Specialty Products, Inc. All Construction Fastening System, Inc. American Fasteners Corp., American Products Enterprises Corp. Belzona, Inc. Drummond American Corp. Epoxtec International, Inc. Pachyderm Marketing Corp. Polyspec LP Somay Products, Inc. W.W. Grainger, Inc. <u>Compliance Issues:</u> No issues reported. </td> </tr> <tr> <td>3.2</td> <td>Flourosilicic Acid <u>Reason:</u> Additional spending authority and authorization to exercise the remaining OTR periods.</td> <td>\$3,381,090</td> <td>Period under OTR - August 31, 2012</td> <td>\$527,030</td> <td>Lucier Chemical Industries Ltd. <u>Compliance Issues:</u> No issues reported.</td> </tr> <tr> <td>3.3</td> <td>Pre-qualification</td> <td>\$1,780,000</td> <td>Period under</td> <td>\$140,000</td> <td> <ul style="list-style-type: none"> Condo Electric Industrial </td> </tr> </tbody> </table>	Item No.	Contract Title and Modification Reason	Initial Contract Term and Amount	Modified / Extended Term	Increased Allocation / Funding Source	Vendor / Performance Record	3.1	Pre-qualification Pool for Construction Chemicals and Related Items <u>Reason:</u> additional spending authority for Miami-Dade Water and Sewer Department.	\$998,302 / 1 yr.	Term unchanged	\$274,405 / Proprietary Revenue	<ul style="list-style-type: none"> Acuity Specialty Products, Inc. All Construction Fastening System, Inc. American Fasteners Corp., American Products Enterprises Corp. Belzona, Inc. Drummond American Corp. Epoxtec International, Inc. Pachyderm Marketing Corp. Polyspec LP Somay Products, Inc. W.W. Grainger, Inc. <u>Compliance Issues:</u> No issues reported.	3.2	Flourosilicic Acid <u>Reason:</u> Additional spending authority and authorization to exercise the remaining OTR periods.	\$3,381,090	Period under OTR - August 31, 2012	\$527,030	Lucier Chemical Industries Ltd. <u>Compliance Issues:</u> No issues reported.	3.3	Pre-qualification	\$1,780,000	Period under	\$140,000	<ul style="list-style-type: none"> Condo Electric Industrial 		
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Item No.	Subject Matter	Background	Analysis / Comments / Questions		
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	Pool for Variable Frequency Drives <u>Reason:</u> Additional spending authority and authorization to exercise the remaining two OTR periods.		OTR - July 31, 2011		Supply Inc. <ul style="list-style-type: none"> Economic Electric Motors, Inc. Siemens Building Technologies, Inc. Technical Drive Control Services, Inc. Trane US, Inc. <u>Compliance Issues:</u> No issues reported.
3.4	Commissary Services <u>Reason:</u> Additional time.	n/a	6 months	n/a	Centric Group, LLC d/b/a Keffe Supply Co. <u>Compliance Issues:</u> No issues reported.
3.5	Janitorial Services for the Miami-Dade Public Library <u>Reason:</u> For additional spending authority	\$860,000	n/a	\$440,000	Vista Building Maintenance Services, Inc. <u>Compliance Issues:</u> No issues reported

Purchases Under Other Governmental Entities:

Maintenance, Repair, and Operating Supplies (Item 4.1)

This item requests authorization to access the competitively established Maricopa County, Arizona contract to purchase building materials from Home Depot for repair of public property. Home Depot will not accept the County's terms and condition.

Item No.	Contract Term & Amount	Contract Amount Per Year	Previous Contract Term & Amount	Previous Amount Per Year
4.1	32 months / \$1,458,000	\$546,750	\$1,458,000 / 32 mths	\$546,750

Pharmaceutical Supplies (Item 4.2)

Request for modification of a competitively established State of Minnesota contract through the Multi-state Contract Alliance

Item No.	Subject Matter	Background	Analysis / Comments / Questions															
		<p>for Pharmacy for additional time and spending authority to purchase pharmaceutical supplies for MDFR.</p> <p>The modification is for an increase of \$250,000 for a modified allocation amount of \$1,537,000 for 30 months.</p>	<table border="1"> <thead> <tr> <th data-bbox="533 355 642 456">Item No.</th> <th data-bbox="642 355 911 456">Contract Title and Modification Reason</th> <th data-bbox="911 355 1121 456">Initial Contract Term and Amount</th> <th data-bbox="1121 355 1325 456">Modified / Extended Term</th> <th data-bbox="1325 355 1539 456">Increased Allocation / Funding Source</th> <th data-bbox="1539 355 1969 456">Vendor / Performance Record</th> </tr> </thead> <tbody> <tr> <td data-bbox="533 456 642 657">4.2</td> <td data-bbox="642 456 911 657"> Pharmaceutical Supplies <u>Reason:</u> Additional time and spending authority. </td> <td data-bbox="911 456 1121 657">\$1,287,000 for 27 months</td> <td data-bbox="1121 456 1325 657">3 months extending the expiration to June 30, 2009</td> <td data-bbox="1325 456 1539 657">\$250,000</td> <td data-bbox="1539 456 1969 657"> Cardinal Health 110, Inc. <u>No compliance or performance issues reported.</u> </td> </tr> </tbody> </table>				Item No.	Contract Title and Modification Reason	Initial Contract Term and Amount	Modified / Extended Term	Increased Allocation / Funding Source	Vendor / Performance Record	4.2	Pharmaceutical Supplies <u>Reason:</u> Additional time and spending authority.	\$1,287,000 for 27 months	3 months extending the expiration to June 30, 2009	\$250,000	Cardinal Health 110, Inc. <u>No compliance or performance issues reported.</u>
Item No.	Contract Title and Modification Reason	Initial Contract Term and Amount	Modified / Extended Term	Increased Allocation / Funding Source	Vendor / Performance Record													
4.2	Pharmaceutical Supplies <u>Reason:</u> Additional time and spending authority.	\$1,287,000 for 27 months	3 months extending the expiration to June 30, 2009	\$250,000	Cardinal Health 110, Inc. <u>No compliance or performance issues reported.</u>													
8(O)1(F)	Resolution Awarding a 3-Year Contract to 4 Vendors Who Will Participate in An Advisory Pool of Firms	<p>This resolution awards to Infrastructure Management Group, Inc., Scott Balice Strategies, HDR Engineering, Inc. and Morgan Stanley & Co., individually, a 3-year contract to provide a wide range of financial advisory services to the County's Finance Department.</p> <p>Background The County is in the process of establishing a Public-Private Partnership Advisory Pool consisting of pre-qualified vendors with professional expertise in structuring Public-Private Partnerships. On an as-needed basis, the County selects a firm from the pool to provide professional financial advice and other financial services. This resolution, if approved, would add the above referenced 4 firms to the pool.</p> <p>Scope of Services Examples of financial services which may be provided are:</p> <ul style="list-style-type: none"> • preparing financially viable partnership plans, • creating financial models, • assisting in soliciting and selecting qualified private partners, • providing advisory services in structuring the partnership, and • analysis of associated risks of each partnership project. <p>Required Experience Vendors selected to participate in the pool are required to possess the following experience:</p> <ul style="list-style-type: none"> • Evaluation, development and delivery of innovative finance projects; • Providing advanced, technical research, analysis and evaluations and recommendation to the public sector relative to financing initiatives and financial management of partnerships; 																

Item No.	Subject Matter	Background	Analysis / Comments / Questions
		<ul style="list-style-type: none"> • industry leadership in the areas of risk allocation, costs analysis and project management; • primary responsibility for solicitation evaluation and selection of private participants • providing guidance to public sector entities in procurement and regulatory matters relating to public private partnership, and • evaluating the credit impact of public private partnerships <p>Contract Term The duration of the initial contract term is 3 years with 2 two-year option-to-renew periods.</p> <p>Public Private Partnerships Public Private Partnerships, also referred to as P3s, are joint ventures/ partnerships between public entities (federal, state, or local government agency or authority) and private entities. Both parties jointly contribute to the operation and funding of the project.</p> <p>Under a public-private partnership a contractual arrangement is formed between public and private-sector partners. These arrangements typically involve a government agency contracting with a private partner to renovate, construct, operate, maintain, and/or manage a facility or system, in whole or in part, that provides a public service. Under these arrangements, the government may retain ownership of the public facility or system, but the private party generally invests its own capital to design and develop the properties. Typically, each partner shares in income resulting from the partnership. Such a venture, although a contractual arrangement, differs from typical service contract. Under the private-sector partnership, the private partner makes a substantial cash, at-risk, equity investment in the project, and the public sector gains access to new revenue or service delivery without having to pay the private-sector partner. (Source: “<i>Public-Private Partnerships Terms Related to Building and Facility Partnerships</i>” - Government Accountability Office, April 1999)</p> <p>Infrastructure Management Group, Inc. Infrastructure Management Group, Inc. is an international advisory firm with experience in infrastructure financing and utility public-private partnerships in North America. The firm specializes in: facility finance and project development, structuring public-private partnerships, strategic planning, resource management analyses, performance improvement studies, business process reengineering, organizational transformation, policy analysis, facility business planning, and operational improvement. (Source: company’s website - www.Imggroup.com)</p> <p>Scott Balice Strategies Scott Balice Strategies is a woman-owned full service financial advisory firm based in Chicago, IL. The firm’s staff consists of Wall Street investment bankers, economists, government financial officials, rating analysts, corporate bankers, attorneys, financial advisors, arbitrage rebate experts and professors in the field of finance. Advice on Public-Private Partnerships is one of the firm’s key practice areas. (Source company’s website – www.scottbalice.com)</p>	

Item No.	Subject Matter	Background	Analysis / Comments / Questions																						
		<p>HDR Engineering, Inc. HDR Engineering, Inc. is an employee-owned architectural, engineering and consulting firm. The firm was founded in 1917 and employs over 7,000 professionals in 165 locations world-wide including Miami. The firm lists itself as one of the leading consultants on Public-Private Partnerships. It offers P3 program management and P3 financial viability advisory services. Projects have included downtown revitalization, public safety facilities, recreation centers, transit and transportation, courthouses, and correctional facilities. (Source company's website – www.hdrinc.com)</p>																							
8(O)1(G) and Supp.	Award of Competitive Contracts	<p>This resolution authorizes the following:</p> <ul style="list-style-type: none"> (4) The award of 6 competitive contracts including options-to-renew (OTRs) for a total allocation of \$100,421,839. The contracts include the establishment of a pre-qualified pool of vendors for the rental of office trailers; and the supply and purchase of liquid chlorine, liquid caustic soda, carpet and related flooring materials, signage and screening products, and electrical and electronic tools, parts and components; (5) The rejection of all proposals received for the Haulover park marina restaurant and the rescission of an award recommendation for the purchase of a dual fuel engine and pump assembly; and (6) The contract modification for the pre-qualification pool for service to fire alarm systems. <p>Competitive Bid Contracts: <u>Pre-qualification Pool for the Rental of Office Trailers (Item 1.1)</u> This contract establishes a pool of pre-qualified bidders for rental of office trailers by various County departments. Various County departments will use the vendors in the pool for spot market quotes.</p> <p>The \$20,000 increase is due to the Miami-Dade Fire Rescue renting three additional trailers for Station 27 (Pelican Harbor, Station 10 (Sunny Isles), and Crandon Park Ocean Rescue.</p> <table border="1" data-bbox="632 1045 1955 1149"> <thead> <tr> <th>Item No.</th> <th>Contract Term & Amount</th> <th>Amount per year</th> <th>Previous Contract Term & Amount</th> <th>Previous Contract Amount per year</th> </tr> </thead> <tbody> <tr> <td>1.1</td> <td>\$4,336,000 / 5 years</td> <td>\$867,200</td> <td>1 year / \$848,200</td> <td>\$848,200</td> </tr> </tbody> </table> <p><u>Liquid Chlorine in One Ton and 150 Pound Cylinders (Item 1.2)</u> This contract award is to Allied Universal Corp. to supply and delivery of an estimated 3,025, one ton cylinders of liquid chlorine to the Virginia Key and North and South District Wastewater Treatment Plants and an estimated five hundred and twenty 150 lb cylinders to other Miami-Dade Water and Sewer Departments (WASD).</p> <table border="1" data-bbox="632 1351 1955 1455"> <thead> <tr> <th>Item No.</th> <th>Contract Term & Amount</th> <th>Amount per year</th> <th>Previous Contract Term & Amount</th> <th>Previous Contract Amount per year</th> </tr> </thead> <tbody> <tr> <td>1.2</td> <td>\$1,469,201 / 18 months</td> <td>\$979,467</td> <td>18 months/\$2,857,000</td> <td>\$1,904.667</td> </tr> </tbody> </table>	Item No.	Contract Term & Amount	Amount per year	Previous Contract Term & Amount	Previous Contract Amount per year	1.1	\$4,336,000 / 5 years	\$867,200	1 year / \$848,200	\$848,200	Item No.	Contract Term & Amount	Amount per year	Previous Contract Term & Amount	Previous Contract Amount per year	1.2	\$1,469,201 / 18 months	\$979,467	18 months/\$2,857,000	\$1,904.667			
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Item No.	Subject Matter	Background	Analysis / Comments / Questions																														
		<p><u>Liquid Caustic Soda (Item 1.3)</u> This contract award is to Allied Universal Corp. for purchase of liquid caustic soda for WASD. The allocation is for almost double what was allocated in the previous contract. According to the item, the increase is due to the continual increase in the flow rate of wastewater due to ongoing residential and commercial development in the area, as well as global supply and demand.</p> <table border="1" data-bbox="632 467 1934 602"> <thead> <tr> <th>Item No.</th> <th>Contract Term & Amount</th> <th>Amount per year</th> <th>Previous Contract Term & Amount</th> <th>Previous Contract Amount per year</th> </tr> </thead> <tbody> <tr> <td>1.3</td> <td>\$5,251,366 / 1 year with 4, one-year OTR</td> <td>\$5,251,366</td> <td>18 months/\$3,275,722</td> <td>\$2,183,815</td> </tr> </tbody> </table> <p><u>Rescind Original Recommendation and Re-Award of Carpet Contract (Item 1.4)</u> This contract is for Miami-Dade Aviation Department and GSA to purchase and install carpet and related flooring materials. The original award recommended KM Engineering (KM) as the primary vendor for Group B. The Department of Small Business (SBD) determined that KM is not eligible for award in Group B, as they are not a certified SBE. Therefore, this request is to rescind the original recommendation and re-award contract.</p> <p>Additional funding sources were added for the Administrative Office of the Courts (State funds) and GSA (General funds).</p> <table border="1" data-bbox="632 906 1934 1008"> <thead> <tr> <th>Item No.</th> <th>Contract Term & Amount</th> <th>Amount per year</th> <th>Previous Contract Term & Amount</th> <th>Previous Contract Amount per year</th> </tr> </thead> <tbody> <tr> <td>1.4</td> <td>\$28,723,000 / 5 years</td> <td>\$5,744,600</td> <td>18 months/\$5,387,987</td> <td>\$3,591,991</td> </tr> </tbody> </table> <p><u>Signage and Screening Products and Services (Item 1.5)</u> This contract is to provide signage and screening products and services to Miami-Dade Transit.</p> <table border="1" data-bbox="632 1146 1944 1281"> <thead> <tr> <th>Item No.</th> <th>Contract Term & Amount</th> <th>Amount per year</th> <th>Previous Contract Term & Amount</th> <th>Previous Contract Amount per year</th> </tr> </thead> <tbody> <tr> <td>1.5</td> <td>\$642,272 / 1 year with 3 1-year OTR</td> <td>\$642,272</td> <td>2 years/\$540,000</td> <td>\$270,000</td> </tr> </tbody> </table> <p><u>Electrical and Electronic Tools, Parts and Components (Item 1.6)</u> This contract replaces three current contracts for electrical and electronic parts and supplies, ballasts and lamps. The three current contracts total \$13,853,800 per year.</p>	Item No.	Contract Term & Amount	Amount per year	Previous Contract Term & Amount	Previous Contract Amount per year	1.3	\$5,251,366 / 1 year with 4, one-year OTR	\$5,251,366	18 months/\$3,275,722	\$2,183,815	Item No.	Contract Term & Amount	Amount per year	Previous Contract Term & Amount	Previous Contract Amount per year	1.4	\$28,723,000 / 5 years	\$5,744,600	18 months/\$5,387,987	\$3,591,991	Item No.	Contract Term & Amount	Amount per year	Previous Contract Term & Amount	Previous Contract Amount per year	1.5	\$642,272 / 1 year with 3 1-year OTR	\$642,272	2 years/\$540,000	\$270,000	
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Item No.	Subject Matter		Background	Analysis / Comments / Questions						
			<table border="1" data-bbox="632 228 1335 337"> <thead> <tr> <th data-bbox="632 228 758 302">Item No.</th> <th data-bbox="758 228 1100 302">Contract Term & Amount</th> <th data-bbox="1100 228 1335 302">Amount per year</th> </tr> </thead> <tbody> <tr> <td data-bbox="632 302 758 337">1.6</td> <td data-bbox="758 302 1100 337">\$60,000,000 / 5 year</td> <td data-bbox="1100 302 1335 337">\$12,000,000</td> </tr> </tbody> </table> <p data-bbox="506 370 695 402">Rejected Bids:</p> <p data-bbox="506 402 1031 435"><u>Haulover Park Marina Restaurant (Item 2.1)</u></p> <p data-bbox="506 435 1976 500">Neither of the two bids presented by vendors Max Langen and Malri Kazumyan are recommended for award. The proposers did not demonstrate the ability to attain the County's goal for this project in order to be recommended.</p> <p data-bbox="506 537 1094 570"><u>Dual Fuel Engine and Pump Assembly (Item 2.2)</u></p> <p data-bbox="506 570 1934 764">On August 22, 2008, the sole responding vendor, Wartsila North America, Inc., withdrew its bid due to several legal and technical concerns about liability and liquidated damages since the equipment would be installed by a County-retained contractor. According to staff, they also had concerns about the length of the maintenance agreement, the application of economic adjustments to the costs, and the speed of the engine requested. DPM met with Wartsila on several occasions to address these concerns. DPM also gathered additional information from industry sources and all these issues have been addressed in the revised successor solicitation.</p> <p data-bbox="506 808 1969 906">This contract is to purchase a dual fuel engine and pump assembly for the Miami-Dade Water and Sewer Department for the Alexander Orr, Water Treatment Plant. This recommendation is to rescind the contract due to Wartsila being the sole bidder and they are withdrawing the offer.</p> <p data-bbox="506 943 961 976">Competitive Contract Modification:</p> <p data-bbox="506 976 1304 1008"><u>Pre-qualification Pool for Service to Fire Alarm Systems (Item 3.1)</u></p> <p data-bbox="506 1008 2009 1203">Contract number 6694-4/11 is to service fire alarm systems for various Miami Dade County Departments. The method of award, groups A thru M, is by group, and each group is for a specific department. The method of award for the final group (group N) is to a pool of pre-qualified vendors. Group N will be used when the primary awarded vendor is unable to provide the required service. When the contract was originally awarded, there were three awarded vendors for Group N. This item adds five vendors for a total of eight vendors. The five vendors added to Group N are Simplex Grinnell LP, Protective Systems Inc., Safety Systems Specialist, WSA, and Siemens Building Technologies.</p> <p data-bbox="506 1247 1997 1409">This is the same item that was initially awarded on February 20, 2007 and is in the September 4, 2007, Quarterly Report for Goods and Services Contracts Valued in Excess of \$100,000 and up to \$1,000,000. This contract was reported on the September 4, 2007 quarterly report for an awarded value of \$779,500 (term 3/31/07-3/31/08). After exercising the first option-to-renew (covering 4/1/08 – 3/31/09), two modifications were approved: one for \$50,000 for Corrections (General Fund) and another one for \$100,000 for GSA Fleet (Internal Service Fund). These modifications increased the contract value to \$929,500.</p>	Item No.	Contract Term & Amount	Amount per year	1.6	\$60,000,000 / 5 year	\$12,000,000	
Item No.	Contract Term & Amount	Amount per year								
1.6	\$60,000,000 / 5 year	\$12,000,000								

Item No.	Subject Matter	Background				Analysis / Comments / Questions
		Item No.	Contract Title and Modification Reason	Initial Contract Term and Amount	Increased Allocation / Funding Source	Vendor / Performance Record
		3.1	Service to Fire Alarm Systems (Prequalification) Pool <u>Reason:</u> To allow funding for additional systems.	\$981,658 / 5 yrs.	\$98,000 / GSA – Internal Services Fund	<ul style="list-style-type: none"> • Florida Fire Alarm, Inc. • Florida State Fire & Security, Inc. • Protective Systems, Inc. • Safety Systems Specialist, Inc. • Siemens Building Technologies, Inc. • Simplexgrinnell LP • WSA Systems – Boca • World Security & Electric, Inc. <p><u>Compliance Issues:</u> The only firm that had a compliance issue was Simplexgrinnell LP who was issued a Notice of Violation on October 18, 2005, for misclassification of an employee in the amount of \$9,889.04. The violation has been resolved and was closed on February 2, 2006.</p>
8(P)1(B) & 8(P)1(D)	Contract Award Recommendation for the People’s Transportation Plan	<p>Item 8(P)1(B) This resolution approves a contract award recommendation to Quality Paving Corp. (Project No. 20080223) to perform intersection improvements at various locations in Miami-Dade County.</p> <p>Project location: S.W. 97 Avenue South of 77; S.W. 97 Ave and 74 Street Circle; S.W. 109 Road and 117 Avenue; S.W. 34 Street and S.W. 123 Avenue; S.W. 34 Street and S.W. 123 Avenue; S.W. 34 Street and S.W. 124 Avenue; and S.W 85 Avenue and S.W. 68 Street.</p> <p>Item 8(P)1(D) This resolution approves a contract award recommendation to Kailas Corp. (Project No. 20080210) to perform intersection improvements at various locations in Miami-Dade County.</p> <p>Project location: Old Cutler Road and S.W. 179 Street; Old Cutler Road and S.W. 70 Avenue; Old Cutler Road and S.W. 157 Terrace; Old Cutler Road and S.W. 176 Street; Old Cutler and S.W. 179 Street; Old Cutler Road and S.W. 174 Street; Old Cutler Road and S.W. 82 Avenue; and Old Cutler Road and S.W. 77 Avenue.</p> <p>Managing Dept.: Public Works Department (PWD)</p>				

Item No.	Subject Matter	Background	Analysis / Comments / Questions
		<p>Funding Source: Charter County Transit System Sales Surtax Base Amount: \$577,000 includes contingency and dedicated allowances</p> <p>Contract Measure: CSBE goal of 100%</p> <p>Closed Violations: According to the Department of Small Business Development staff, Quality Paving Corp. has no open violations on file; there are 6 closed violations. The closed violations included: Failure to post wages at the job site; Submittal of inaccurate payrolls; and underpayment of employees.</p> <p>Bid history for Quality Paving Corp: On November 20, 2008, PWD forwarded an RPQ for the Intersection Improvement Contract, utilizing the Office of Capital Improvement (OCI) contract CICC 7040-0/07, to a list of 44 pre-qualified firms. Seven (7) firms purchased contract documents and four (4) firms proffered a bid. Quality Paving Corp. proffered the lowest responsive, responsible base bid of 0.98 percentage factor.</p> <p>Bid history for Kailas Corp.: On November 26, 2008, PWD forwarded an RPQ for the Intersection Improvement Contract, utilizing the OCI contract CICC 7040-0/07, to a list of 44 pre-qualified firms. Six (6) firms purchased contract documents and three (3) firms proffered a bid. Kailas Corp. proffered the lowest responsive, responsible base bid of 1.08 percentage factor, 8% over the County's cost estimate.</p>	
8(P)1(C)	Joint Participation Agreement Between Miami-Dade County and the Florida Department of Transportation	<p>District 6</p> <p>This resolution approves a Joint Participation Agreement (JPA) between Miami-Dade County (County) and the Florida Department of Transportation (FDOT) in the amount of \$133,321. The scope of services includes the construction of a portion of the new alignment of the North Line Canal adjacent to the S.R. 826 and S.R. 836 Interchange.</p> <p>Fiscal Impact Under this JPA, FDOT will reimburse the County for the North Line Canal project. The County will complete the project on or before January 31, 2011. According to the JPA, any invoices submitted after May 31, 2011 will not be paid.</p> <p>Terms Under the JPA, FDOT will utilize the resources of the County to contract, construct and administer these improvements.</p>	
8(P)1(E)	Contract Award Recommendation to Triangle Associates, Inc.	<p>Districts 3 & 4</p> <p>This resolution approves Contract Award No. 20070661, to Triangle Associates, Inc. for a design project for Venetian Causeway Bridge Replacement in the amount of \$3,398,590.76. The complete design project will include replacement of 11 bridges and a partial replacement of 1 bridge.</p>	

Item No.	Subject Matter	Background	Analysis / Comments / Questions
		<p>Using and Managing Department: Public Works Department</p> <p>Years in Business: 12 years</p> <p>Funding Source: Sunshine State Financing \$1,500,000; Florida Department of Transportation (County Incentive Grant Program) \$1,500,000; Causeway Toll Revenue \$398,590.76 (Venetian and Rickenbacker Joint System); and any other funding sources except the people's Transportation Plan and General Obligation Bond proceeds.</p> <p>Contract Period: 1095 days</p> <p>Contract Measures: CBE 30% (\$1,019,5776.23)</p> <p>Bid Summary: There were 98 Notice to Professional Consultants (NTCP's) downloaded. Of the 98 NTCPs, 7 proposals were received. The Competitive Selection Committee (CSC) evaluated all proposals and selected and ranked the top three firms. The CSC recommended negotiations with Triangle Associates, Inc.</p> <p>Previous Contracts within the last five years: According to the Department of Small Business Development, Triangle Associates, Inc. has received 9 contracts for a total amount of \$1,721,108.90. The Office of Capital Improvements CIIS database reported Triangle Associates, Inc. overall performance rating is 2.9 out of possible 4.0.</p> <p>History of Violations: According to the Department of Small Business Development's History of Violations Report of February 20, 2009, Triangle Associates, Inc. did not show any violations.</p> <p>Company Principal(s): Osiris Quintana, P.E. The firms address is 14100 Palmetto Frontage Road, Suite 390, Miami Lakes, Florida 33016.</p> <p>Venetian Causeway Bridge Replacement information:</p> <p>1- <u>Project No. 20070776. Venetian Bridge Rehabilitation.</u></p> <ul style="list-style-type: none"> • This project is independent from the <u>Venetian Causeway Streetscape Improvements and/or the Venetian Bridge Design.</u> The construction work will not impact the <u>Venetian Causeway Streetscape Improvements and/or the Venetian Bridge Design.</u> • Project Status: 	

Item No.	Subject Matter	Background	Analysis / Comments / Questions
		<p>The item was presented on the Board of County Commissioners 01/22/09 meeting.</p> <p>Construction Cost: \$ 4,748,788.70</p> <p>2- <u>Project No. 662519 Venetian Causeway Streetscape Improvements</u></p> <ul style="list-style-type: none"> • Project Status: Plans are in final design stage Pending is San Marco Island drainage design from the City of Miami to be incorporated in the plans Joint Participation Agreement with the City of Miami to be executed for the additional work DERM Class II Permit to be submitted • Construction Cost: \$ 7,868,687 <p>Legislative History On May 6, 2008, through Resolution 501-08 and 502-08, the Board of County Commissioners approved the execution of a County Incentive Grant Program Agreement between the Florida Department of Transportation for the rehabilitation and design to replace the 12 Venetian Causeways totaling approximately \$11,000,000.</p>	
8(P)1(F)	Resolution Approving Execution of a Memorandum of Agreement	<p>District 4</p> <p>This resolution approves a Memorandum of Agreement (MOA) between Miami-Dade County (County) and the City of Sunny Isles Beach (City) in the amount of \$200,000 for landscaping improvements along Collins Avenue from 186 Street to 192 Street. The City estimates the project will cost \$800,000 to complete.</p> <p>Fiscal Impact Under this MOA, funds are being provided by a Joint Participation Agreement between the County and the Florida Department of Transportation for the design and installation of landscape improvements.</p> <p>Distribution Process Miami-Dade County has two government agencies that municipalities may request funding from:</p> <ul style="list-style-type: none"> • Community Image Advisory Board (CIAB); and • Miami-Dade County Landscape Committee (MDLC). <p>For this MOA, the MDLC approved the \$200,000 as a maximum contribution to the City.</p>	

Item No.	Subject Matter	Background	Analysis / Comments / Questions
		<p>Comments According to the Office of Community Image staff, programming of \$225,000 for Tree canopy replacement and enhancement was allocated for work in Commission Districts 2 and 3 in preparation for the Super bowl. The CIAB has programmed a \$275,000 Super bowl Clean-up effort beginning next summer focusing on major corridors used by visitors, the beaches, and centers of commerce.</p> <p>Legislative History A similar MOA was approved through Resolution 1037-08 by the Board of County Commissioners on October 7, 2008 between the County and the City of Sweetwater totaling \$20,000.</p>	
8(Q)1(A)	Resolution Authorizing Execution of Amendment No.1 to the Amended and Restated Terminal Agreement between Miami-Dade County and Seaboard Marine, Ltd.	<p>District 5</p> <p>This resolution authorizes the execution of Amendment No. 1 (Amendment) to the Amended and Restated Terminal Agreement (Agreement) between Miami-Dade County and Seaboard Marine, Ltd., (Seaboard) and authorizes a Terminal Services Agreement (TSA) between the Port of Miami Terminal Operating Company, L.C.,(POMTOC) and Seaboard.</p> <p>The Agreement was approved by the Board of County Commissioners on May 20, 2008. The Agreement provides a twenty (20) year commitment by Seaboard to conduct operations at the Port of Miami (POM) to include incremental minimum annual guarantee volume throughputs. The County’s obligation to the Agreement included discounts on Terminal Tariff No.010 and made certain infrastructure improvements that included established deadlines.</p> <p>The TSA is between the Operator (POMTOC) and the Contractor (Seaboard) for the placement of loaded and empty containers, and other equipment, in Operator’s terminal. The TSA will serve as a mechanism to keep Seaboard in the POM and continue its obligation under the Agreement by providing additional space to handle cargo during the construction of the infrastructure improvements conducted by the County.</p> <p>The Amendments to the Agreement include:</p> <ul style="list-style-type: none"> • 6 month extension to the construction deadlines. The County is required to meet the deadlines established in the Agreement. Failure to meet deadlines will result in rent reductions and reduced capital contributions by Seaboard to the County; • County agrees to extend Seaboard’s use of the POM’s Truck scales during the time extension and construction of a new gate complex upon confirmation of the Tunnel Project; and • Provides for an immediate increase to throughput acres to allow for Seaboard’s minimum volume guarantee to incrementally increase as the infrastructure improvement projects are completed and more land become available and operable. <p>The improvements prescribed in the agreement are to take place over five years and the projects are currently on schedule. The</p>	

Item No.	Subject Matter	Background	Analysis / Comments / Questions
		<p>six month extension to the construction deadline is in the County's favor and will allow the Seaport additional time to complete the projects. If the projects are not completed by the construction deadlines, the County would incur penalties such as rent reductions to Seaboard.</p> <p>Seaboard provides 40% of the total cargo for the POM, generating \$13 million in annual revenue. Seaboard is a local company and provides about 1,000 jobs between its Miami Offices and Fernandina Beach, Fla.</p>	
8(Q)1(B)	Contract Award Recommendation for Port Of Miami 2035 Master Plan Project No: E08-SEA-03	<p>District 5</p> <p>This resolution approves the Professional Services Agreement (PSA) between the Miami-Dade County and Bermello, Ajamil and Partners, Inc for the Port of Miami (POM) 2035 Master Plan Update in the amount of \$1,265,000.</p> <p>The scope of services for this PSA consists in the development of the POM 2035 Master Plan to include updating the POM's cargo, cruise and ferry capital development plans to create a sustainable and viable business model for the POM that includes a 5, 15 and 25 year forecast of cruise and cargo traffic for the POM.</p> <p>Term of the Contract: Two (2) years plus three one-year options-to-renew for a total of four years.</p> <p>Contract amount: \$1,265,000 (\$1,150,000 base contract amount and \$115,000 contingency allowance)</p> <p>Funding Source: Seaport Revenues. Funding allocations for FY2008-09 is \$350,000 and FY2009-10 is \$915,000.</p> <p>Contract measures: CBE goal of 15% (\$189,750).</p> <p>A competitive process was initiated on October 1, 2008 with a Notice to Professional Consultant which yielded three firms. The three firms evaluated were as follows:</p> <ul style="list-style-type: none"> • Bermello, Ajamil & Partner, Inc. • Post, Buckley, Schuh & Jernigan • TransSystems Corporation Consultants <p>Bermello, Ajamil & Partner, Inc. was determined the most qualified firm.</p> <p>The Department of Small Business Development (DBD) compliance review report reflects the contract measure for this project is 15% CBE sub-consultant goal as required under the contract terms.</p> <p>As of February 3, 2009, the Office of Capital Improvement Information System shows Bermell, Ajamil & Partners, Inc has received seven (7) contracts for a total award of \$6,258,571.</p>	

Item No.	Subject Matter	Background	Analysis / Comments / Questions
8(Q)1(C) & Supp.	Resolution Authorizing Execution of Design Agreement between Miami-Dade County and the U.S. Department of the Army	<p>District 5</p> <p>This resolution authorizes the execution of a Design Agreement between Miami-Dade County and the U.S. Department of the Army (DA) for the design of the Miami Harbor Federal Navigation Project Phase III.</p> <p>The total design cost for the Project is estimated to be \$3,890,000; the Port is responsible for 31.36% (\$1,220,000) and the DA will be responsible for 68.64% (\$2,670,000). Fifty percent of the Port’s funding toward the Agreement will be reimbursed to the seaport via an existing Joint Participation Agreement with the Florida Department of Transportation.</p> <p>The Agreement provides that the DA will design the project. The County will have the opportunity to review and comment on all design products and the solicitation of all contracts.</p> <p>In order to proceed with the project, the County and the DA must execute the proposed Agreement to establish each of the parties’ responsibilities during the Preconstruction, Engineering, and Design phase of the Project.</p> <p>Legislative History This item was deferred by the Board of County Commissioners on Dec. 2, 2008, to incorporate changes requested by the DA. The item before the BCC includes the following changes:</p> <ul style="list-style-type: none"> • The term “Project” will replace references to the National Economic Development plan. • The cost sharing formula for the Preconstruction, Engineering and Design (PED) phase of the project changed from 31.36% of the total design cost to 25% to be borne by the County. • The County will fund 100% of the design of the berthing areas at a cost of \$126,425, which represents a savings of \$120,000 for the design element of the Phase III dredging project. 	<p>Comments</p> <p>The federal government has not yet appropriated the funds necessary to complete the construction phase of the Project, and the DA is not guaranteeing that the Federal Government will appropriate these funds.</p> <ul style="list-style-type: none"> • What happens if federal funds for this project do not become available?
8(R)1(A)	Resolution Approving Change Order No. 1 to the Metro-Equipment Service Contract	<p>District 4</p> <p>This resolution approves Change Order No. 1 to Contract No. S-783 awarded to Metro-Equipment Service, Inc. for the installation of a 16-inch ductile iron</p>	<p>Change Order’s Impact on Small Business Goal</p> <p>As a result of lowered cost to execute the project, the initial contract value was reduced to</p>

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		<p>sanitary sewer. If approved, the change order will close out the project and reduce the original contract amount by 16%.</p> <p>Background Contract No. S-783 was awarded to Metro-Equipment Service, Inc. which was required to furnish and install a ductile iron pipe and fittings for a gravity sewer main and laterals under NE 172nd Street from Collins Avenue to North Bay Road, in the City of Sunny Isles Beach. The engineering design for the project was based on “as-built” information obtained from utility companies and the roadway agency. This information was field verified by surveyors. The final contract specifications were based on the verified information. During the construction, Metro-Equipment Service, Inc. encountered unforeseen differences between the actual field conditions and the information shown on the “as-built” specifications. As a result, the pipeline installation had to be adjusted in the field to address the unforeseen conditions. Metro-Equipment Service, Inc. replaced the pipe at a shallower “cut range,” reducing the contract value from \$1,622,283 to \$1,363,350 (a reduction of \$258,932.85) - resulting in a lower cost to the County.</p> <p>Change Order Cost and Cost-overruns Although Metro-Equipment Service, Inc.’s adjustments resulted in a lower cost than projected, additional unforeseen costs not included in the bid proposal were still incurred totaling \$252,299. This total consists of:</p> <ul style="list-style-type: none"> • extra off-duty policemen for traffic maintenance - \$51,960 • installation of a pipeline at a depth of 4-6 feet - \$86,289 • removal of a pipeline at a cut of 4-6 feet - \$55,055 • removal of a pipeline at a cut of 6-8 feet - \$58,995 <p>Funding Source for Additional Costs Water & Sewer Department’s Unused and Underutilized Funds</p>	<p>\$1,363,350.52. The project was awarded with a 4% Community Small Business Enterprise (CSBE) goal. The reduction in the project-cost decreased the CSBE participation amount to \$54,534.02.</p> <p>Correction of Violation On handwritten page 24 of this item, the Metro-Equipment Service, Inc. is listed as failing to meet CSBE subcontractor goals in 2007. In addition, the chart lists the violation as an open violation with a make-up goal of \$440,372.40. However, the Department of Small Business notes that the company no longer has an open violation and its makeup has been achieved.</p>
8R1B	Resolution Authorizing a Non-Exclusive Professional Service Agreement to Black & Veatch Corporation to Provide Bond	<p>This resolution authorizes a contract award to Black & Veatch Corporation in the amount of \$3.3 million for a term of 3 years. The consultant will provide bond consulting engineering services for the Miami-Dade Water & Sewer Department (WASD).</p> <p>Scope of Duties</p>	<p>Black & Veatch Corporation Black & Veatch Corporation located in Orlando, Florida, bills itself as a leading global engineering, consulting and construction company. Founded in 1915, Black & Veatch specializes in infrastructure development.</p>

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	Consulting Engineering Services	<p>Under the terms of the contract and the provisions of Senior Bond Ordinance (1993), Black & Veatch Corporation will:</p> <ul style="list-style-type: none"> • provide an annual report on the water and sewer system by September 1st of each year; the report shall include recommendations as to necessary revisions of rates and charges; • determine the amount to be deposited in the renewal and replacement fund during the next fiscal year; • conduct an annual inspection of approximately 1/3 of WASD facilities; • render a written report as to the state of condition and repair of the system; • provide recommendations, approvals or certifications; and • issue an Engineering Consultant’s Report for inclusion in the official statements for Water and Sewer Revenue Bond offerings. <p>At the sole discretion of WASD, the corporation will also provide consulting services regarding planning, feasibility, vulnerability, risk assessment and process studies, provided these tasks do not present a conflict of interest relative to the firm’s bond consultant duties.</p> <p>Funding Source WASD operating revenues; \$300,000 of the \$3,300,000 constitutes the 10% contingency amount</p>	<p>Services offered are: conceptual and preliminary engineering services, engineering design, procurement, construction, asset management, environmental, security design and consulting, and management consulting.</p> <p>This employee-owned company has over 100 offices worldwide with projects in 70 countries on six continents. Black & Veatch is ranked on the Forbes "500 Largest Private Companies in the United States" listing.</p> <p>(Source: corporation’s website – www.bv.com)</p>
8R1C	Resolution Approving An Agreement With FIU In the Amount of \$2.75 Million for Environmental Research and Analysis Services	<p>This resolution awards FIU’s Southeast Environmental Research Center a 7 year contract, in the amount of \$2.75 million, for purposes of conducting environmental research and analysis services.</p> <p>Background Miami-Dade County has undertaken with the South Florida Water Management District a pilot program designed to restore Biscayne Bay Coastal Wetlands. Under the pilot program, the County is developing reclaimed water programs as a means of rehydrating Biscayne Bay and coastal wetlands.</p> <p>Because of concern over water quality and the associated treatment required to attain sufficient water quality to discharge treated wastewater into</p>	<p>FIU’s Recent History with the County Agreement Between Florida International University (FIU) and Miami-Dade County To Study Trade Development Agencies and Provide Trade Promotion & Workforce Education and Training – Approved May 2007</p> <p>Interlocal Agreement With Florida International University (FIU) for the Provision of Research and Technical Assistance On Matters Dealing With Public Transportation In An Amount Not To Exceed \$300,000 Per Year For a Term of Five Years –</p>

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	<p>Biscayne Bay, the pilot project proposed researching the treatment necessary to achieve the water quality criteria needed to discharge reclaimed wastewater into natural areas. If approved by the BCC, FIU's Southeast Environmental Research Center will conduct the aquatic toxicity and ecological testing on select animal and plant species under a conceptual plan previously prepared by the Center.</p> <p>Scope of Services Under the contract for services, FIU would be required to conduct laboratory toxicity testing and outdoor microcosm studies. The toxicity test will include the evaluation of acute and chronic effects such as development growth and reproduction. The microcosm studies will be conducted to evaluate the potential effects of long term exposure to reclaimed water and the ultimate distribution and fate of specified substances. (Source: Agreement Between Miami-Dade County and FIU, ¶ 2)</p>		<p>Approved June 2005</p> <p>Three-Year Renewal Contract With Florida International University (FIU) to Provide Consulting Services to Miami-Dade Housing Agency – Approved July 2002</p>	
8R1D	<p>Resolution Approving a Settlement Agreement With Evergreen National Indemnity Co. to Settle Claims Relating to the CHI-1 Floridian Aquifer Monitoring Well Project</p>	<p>This resolution approves the Memorandum of Understanding and Agreement between the County and Evergreen National Indemnity Co., the surety of Jaffer Associates Corp., a contractor who performed sub-par work on the construction of a monitoring well.</p> <p>Background In December 2006, a contract for the construction of a CHI-1 Floridian Aquifer Monitoring Well was awarded to Jaffer Associates Corp. (Jaffer). The scope of the work was to construct a monitoring well approximately 1770 feet deep which included installing a steel casing. The steel casing collapsed. A portion of the repairs entailed installing an 8-inch casing. In August 2008, this casing too gave away and caved in. On September 15, 2008, WASD terminated the contract with Jaffer based on the defective work. Jaffer's surety, Evergreen National Indemnity Co., which guaranteed the performance of Jaffer, was notified of the termination.</p> <p>Under the proposed Memorandum of Understanding and Agreement, the County will forego all claims against the surety provided: (1) the surety will correct and complete the work required under the contract through a third party contractor (All-Webb's Enterprises); (2) the surety will pay to All-Webb's Enterprises \$99,999 for the plugging and abandonment work, and</p>	<p>Pertinent Settlement Provisions Under the Memorandum of Understanding and Agreement, if the completion work is not completed within 7 months of the Notice to Proceed, the surety will be liable for liquidated damages (i.e., a predetermined fixed dollar amount set forth in the construction agreement in the event that the agreement is breached). (Source: Handwritten page 8, ¶ # 4)</p> <p>Also under the agreement, the County would be obligated to pay the surety any additional sums resulting from change orders or contingency work. (Source: Handwritten page 7, last ¶)</p> <p>Jaffer Associates' History with the County</p> <ul style="list-style-type: none"> • Subcontractor and supplier on Haulover Mariner Expansion Phase II Project (re: adding boat slips, demolishing seawalls, dredging, draining, etc.) under general 	

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		<p>\$597,709.73 for the construction of the new well; and (3) the surety will pay the County \$140,000 for the construction delays. The County, under the proposed settlement agreement, will pay to All-Webb's Enterprises \$815,474.14 which is the remaining balance of the original contract. Any additional amounts required to complete the well-work will be paid by the surety up to \$1,553,183.87, the penal sum of the bond. The County may seek additional damages from Jaffer.</p> <p>This resolution, if adopted, would approve the settlement agreement with the surety based on the above noted terms.</p>	<p>contractor Shoreline Foundation, Inc. awarded in July 2008</p> <ul style="list-style-type: none"> • Subcontractor on SW Wellfield Storage & Recovery & Biscayne Aquifer Well Project (re: installing shallow and deep wells) • Pre-qualified bidder, under the 2005 Expedited Purchasing Program, for well drilling services
9(A)1	Update to the Animal Services Trust Fund	<p>This resolution specifies that monies deposited in the Animal Services Trust Fund (ASTF) may be used to fund the following:</p> <ul style="list-style-type: none"> • Capital projects related to facilities used by the Animal Services Department (ASD) and facilitating the adoption of animals; and • Program to provide low-cost or free spay-neuter services. <p>Currently, the ASTF may use the fund to: purchase supplies, food, and services related solely to the goals and objectives of the ASD, which includes providing services to animals kept at or adopted from the Shelter or animals that have been the victims of cruelty or neglect, and encouraging the sterilization of animals in Miami-Dade County.</p> <p>The proposed resolution would supersede Resolution 1385-06.</p> <p>Background In June of 1982, the BCC established the Animal Control Trust Fund (ACTF). This Trust Fund excluded providing assistance to animals that have been victims of cruelty or neglect. In May of 1993, the BCC authorized donations to aid pets of hurricane Andrew through the Hurricane Trust Fund (HTF).</p> <p>On December 5, 2006, the BCC consolidated the ACTF and the HTF and established the ASTF.</p> <p>The ASD was directed by the BCC to: manage deposits for the ASTF; provide animal services in accordance with Resolution 1385-06; waive formal bid and purchasing procedures in Administrative 3-38 for purchases not exceeding \$10,000; and report the financial activities on an annual basis to the County Manager, the Office of Strategic Business Management and the BCC.</p> <p>Questions How will contributors be assured that their endowment (s) will be used in the direct assistance of animals and not to subsidize</p>	

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9(A)3	Account Title and Existing Signature Authorities on the Trust Account for Bond Payments	<p>routine operational expense?</p> <p>This resolution amends Resolution No. 939-97, to reflect changes in the account title and signatories on the escrow trust account for Miami-Dade Corrections and Rehabilitation Department (MDCR).</p> <p>On July 22, 1997, Resolution No. 939-97 was adopted to amend Resolution No. 17-94 to reflect changes in the authorized signatures in the MDCR escrow account.</p> <p>Background</p> <p>The MDCR maintains an escrow account for the purpose of depositing all cash bonds received on behalf of offenders that have bonded out of the Pre-Trial Detention Center or the Turner Guilford Knight Correction Center. The bond monies are later drawn out by check to pay the bond charges to the Miami-Dade County Clerk of Courts and other applicable jurisdictions. Two signatures are required on any checks drawn.</p> <p>This amendment makes the following changes:</p> <ul style="list-style-type: none"> • The account title changes from the Dade County Corrections and Rehabilitation Department Trust Fund account at Capital Bank to the Miami-Dade Corrections Bond Escrow account at Regions Bank. • The authorized signatures are updated to correctly reflect FY 2008-09 changes in the organization structure of MDCR. The changes are indicated in the chart below. <table border="1" data-bbox="653 881 1761 1232"> <thead> <tr> <th colspan="2" data-bbox="653 881 1761 951"><u>MDCR Signatory for Regions Bank Account</u></th> </tr> <tr> <th data-bbox="653 951 1230 987">Current</th> <th data-bbox="1230 951 1761 987">Proposed</th> </tr> </thead> <tbody> <tr> <td data-bbox="653 987 1230 1232"> <ul style="list-style-type: none"> • Department Director • Deputy Director • Assistant Director, Administration • Division Director, Administrative Services • Fiscal Management Bureau Commander </td> <td data-bbox="1230 987 1761 1232"> <ul style="list-style-type: none"> • Department Director • Deputy Director • Assistant Director • Chief, Fiscal Resources Division • Commander, Budget and Finance Bureau </td> </tr> </tbody> </table>	<u>MDCR Signatory for Regions Bank Account</u>		Current	Proposed	<ul style="list-style-type: none"> • Department Director • Deputy Director • Assistant Director, Administration • Division Director, Administrative Services • Fiscal Management Bureau Commander 	<ul style="list-style-type: none"> • Department Director • Deputy Director • Assistant Director • Chief, Fiscal Resources Division • Commander, Budget and Finance Bureau 	
<u>MDCR Signatory for Regions Bank Account</u>									
Current	Proposed								
<ul style="list-style-type: none"> • Department Director • Deputy Director • Assistant Director, Administration • Division Director, Administrative Services • Fiscal Management Bureau Commander 	<ul style="list-style-type: none"> • Department Director • Deputy Director • Assistant Director • Chief, Fiscal Resources Division • Commander, Budget and Finance Bureau 								
9(A)4	Account Title and Existing Signature Authorities on the Dade County Trust Account	<p>This resolution changes the account title and signatories on the trust account for Miami-Dade Corrections and Rehabilitation Department (MDCR).</p> <p>Background</p> <p>The MDCR maintains a trust fund and positive pay account at SunTrust Bank for the purpose of depositing all monies or other property received for personal use or benefit of inmates. Checks are drawn on this account to return monies to released</p>							

Item No.	Subject Matter	Background	Analysis / Comments / Questions						
		<p>inmates. Two signatures are required on drawn checks.</p> <p>This amendment makes the following changes:</p> <ul style="list-style-type: none"> • The account title changes from the Dade County Trust Fund account to the Miami-Dade County Corrections Trust Fund account. • The authorized signatures are updated to correctly reflect FY 2008-09 changes in the organization structure of MDCR. The authorized signatures are the persons in the following positions: <ul style="list-style-type: none"> ○ Department Director ○ Deputy Director ○ Assistant Director ○ Chief, Fiscal Resources Division <p>Commander, Budget and Finance Bureau</p>							
9(A)5	Existing Signature Authorities on the Miami-Dade County Corrections Work Furlough Trust Account	<p>This resolution amends Resolution No. 204-02, to reflect changes in the account title and signatories on the escrow trust account for Miami-Dade Corrections and Rehabilitation Department (MDCR).</p> <p>On February 26, 2002, Resolution No. 204-02 was adopted to amend Resolution No. 432-01 to reflect changes in the authorized signatures in the MDCR Work Furlough Trust account.</p> <p>Background</p> <p>The MDCR maintains a trust account at Wachovia Bank for the purpose of depositing fees paid to MDCR by inmates participating in the Work Release and Monitored Release Programs. Checks are drawn on this account to pay inmates who are entitled to refunds for various reasons such as overpayments. The balance is used to pay the monitoring company for its services. Two signatures are required on any checks drawn.</p> <p>This amendment makes the following changes:</p> <ul style="list-style-type: none"> • The account title changes from the Miami-Dade County Work Furlough Trust account to the Miami-Dade County Corrections Alternative Incarceration Trust account. • The authorized signatures are updated to correctly reflect FY 2008-09 changes in the organization structure of MDCR. The changes are indicated in the chart below. 	<table border="1" data-bbox="653 1255 1761 1466"> <thead> <tr> <th colspan="2" data-bbox="653 1255 1761 1325"><u>MDCR Signatory for Wachovia Bank Account</u></th> </tr> <tr> <th data-bbox="653 1325 1234 1360">Current</th> <th data-bbox="1234 1325 1761 1360">Proposed</th> </tr> </thead> <tbody> <tr> <td data-bbox="653 1360 1234 1466"> <ul style="list-style-type: none"> • Department Director • Deputy Director • Assistant Director, Planning and </td> <td data-bbox="1234 1360 1761 1466"> <ul style="list-style-type: none"> • Department Director • Deputy Director • Assistant Director </td> </tr> </tbody> </table>	<u>MDCR Signatory for Wachovia Bank Account</u>		Current	Proposed	<ul style="list-style-type: none"> • Department Director • Deputy Director • Assistant Director, Planning and 	<ul style="list-style-type: none"> • Department Director • Deputy Director • Assistant Director
<u>MDCR Signatory for Wachovia Bank Account</u>									
Current	Proposed								
<ul style="list-style-type: none"> • Department Director • Deputy Director • Assistant Director, Planning and 	<ul style="list-style-type: none"> • Department Director • Deputy Director • Assistant Director 								

Item No.	Subject Matter		Background	Analysis / Comments / Questions
			Program Services <ul style="list-style-type: none"> • Assistant Director, Administration and Finance • Chief, Inmate Services Division • Commander, Budget and Grants Management Bureau • Commander, Monitored Release Program 	<ul style="list-style-type: none"> • Chief, Program Services Division • Commander, Budget and Finance Bureau • Supervisor, Monitored Release Unit
9(A)6	Equitable Distribution Program Professional Services Agreements Second and Third Quarter 2008 Ratification Reports	<p>This resolution ratifies the County Manger’s execution of 28 Equitable Distribution Program (EDP) Professional Services Agreements (PSA) for the Second and Third Quarter 2008 for architectural, engineering and landscape architectural firms.</p> <ul style="list-style-type: none"> • Of the 28 firms seeking ratification, 16 are existing EDP consultants. • 4 existing EDP consultants do not have performance evaluations. According to Office of Capital Improvement (OCI) staff, some work assignments are active or have not been closed by the Capital departments. • 9 existing EDP consultants were updated by OCI staff to show performance evaluations. (Capital departments are tasked with completing contract performance evaluations at the completion of an EDP project) • OCI staff updated 4 existing members in the EDP Contractors list. (Avino & Associates; EE&G Environmental Services; HADP Architecture, Inc.; and Handex Consulting & Remediation) • The resolution states that from the implementation of the EDP in 2002 through June 2008, there were 321 EDP firms; however, the EDP Contractors List on the CIIS lists 231. <ul style="list-style-type: none"> ○ <i>The 321 reflects the number of firms processed into the EDP program. The reasons for the discrepancy between the EDP Oracle database information and the CIIS is as follow: Many of the firms are no longer in the program and are dropped from the CIIS and/or never populated to the CIIS. The CIIS only captures prime firms that have received an EDP prime assignment. Firms that have only participated as a sub on a project /s are not reflected in the CIIS. Also, the EDP project data is transferred to the CIIS database quarterly.</i> ○ If there are 231 EDP firms currently listed in the CIIS, why does the item state that 257 participants received awards? <p style="margin-left: 40px;">According to OCI staff:</p> <ul style="list-style-type: none"> ○ <i>The 257 reflects the number of firms that have participated on an EDP project. Some firms are no longer in the program or they participate as a sub consultant on the project. This statistics is generated from the EDP database.</i> 		

Item No.	Subject Matter	Background	Analysis / Comments / Questions												
		<ul style="list-style-type: none"> Also, the item states there were 1,200 EDP assignments; however, a query search of EDP assignments revealed 1,071. <p>According to OCI staff:</p> <ul style="list-style-type: none"> <i>OCI has processed over 1,200 EDP requests but many have been suspended/cancelled. This statistics is generated from the EDP database. The CIIS does not capture cancelled project history. When OCI staff forward a project update for the CIIS, the projects that were cancelled are no longer a part of the report and no longer populate into the CIIS Project Lists. Also, the CIIS EDP project data is updated quarterly.</i> <p>Background</p> <p>The EDP was created in June 2001 when the Board of County Commissioners (BCC) adopted Administrative Order 3-33. The purpose for establishing the EDP was to fairly and equitably distribute Architectural and Engineering (A/E) professional services for all miscellaneous type projects in which construction costs do not exceed the thresholds required by Section 287.055, Florida Statutes. Due to the development of various computer programs, databases, development of the pre-qualification pool, and forms, full implementation of the program did not take place until July 2002 when the first work assignment was made.</p> <ul style="list-style-type: none"> The OCI is tasked with overall administration of the EDP. New participants are not required to execute the PSA until such time they are selected for a work assignment. Pursuant to Administrative Order 3-39, Capital departments are only required to complete one EDP performance evaluation at the completion of the assignment. The EDP is not a minority and/or small business program. The EDP provides work assignment opportunities to firms by employing a rotational selection process. In order for a firm to participate in the rotational process (EDP Program), the firm must meet all Pre-Qualification Process (PQC) criteria and meet the EDP eligibility requirements pursuant to AO 3-39. (The rotation is based on a firms past work opportunities with the County) <table border="1" data-bbox="533 1218 1982 1455"> <thead> <tr> <th></th> <th>Firm</th> <th>EDP Assignments</th> <th># of PSAs</th> <th>Overall Performance Evaluation</th> <th>Comments (All projects below may still have active projects or have not been closed by the Capital departments. Some evaluation may not be completed yet)</th> </tr> </thead> <tbody> <tr> <td>1</td> <td>Avino & Associates</td> <td>0</td> <td>1</td> <td>0</td> <td>OCI staff updated this firm in the CIIS system. There is no performance evaluation in the EDP</td> </tr> </tbody> </table>		Firm	EDP Assignments	# of PSAs	Overall Performance Evaluation	Comments (All projects below may still have active projects or have not been closed by the Capital departments. Some evaluation may not be completed yet)	1	Avino & Associates	0	1	0	OCI staff updated this firm in the CIIS system. There is no performance evaluation in the EDP	
	Firm	EDP Assignments	# of PSAs	Overall Performance Evaluation	Comments (All projects below may still have active projects or have not been closed by the Capital departments. Some evaluation may not be completed yet)										
1	Avino & Associates	0	1	0	OCI staff updated this firm in the CIIS system. There is no performance evaluation in the EDP										

Item No.	Subject Matter		Background			Analysis / Comments / Questions
						Contractors List because they do not have a completed EDP project.
2	Barnes, Ferland & Associates	7	1	3.2		Performance evaluations were provided for five contracts: EDP-DE-003-MDHA; EDP-DE-004-MDHA; EDP-005-MDHA; EDP-DE-001-GSA; and EDP-009-MDPR.
3	Beiswenger, Hoch & Associates	2	5	0		No performance evaluation was provided in the EDP Contractors List.
4	Brown & Brown Architects	3	1	3.8		Performance evaluations were provided for three contracts: EDP-AV-EF370; EDP-FR-S-DB-07/08; and EDP-FR-SR-DTR.
5	JRA, Inc.	5 1 cancelled	0	2.7		Performance evaluations were provided for one contract: EDP-PW-20040543-1
6	N25 Architecture Co.	6	0	4.0		A performance evaluation was provided for two contracts: EDP-DA-AD0050 and EDP-GS-H00356.
7	Coastal Systems International	5	2	2.7		A performance evaluation was provided for two contracts: 651014 and EDP-DE-SR-2217.
8	EE&G Environmental Services	10 assignments as Evans Environmental	0	3.2		A performance evaluation was provided for three contracts: EDP-GS-W60275; EDP-FR-ASBESTOS-VAR; and EDP-DE-001
9	Ecology and Environment, Inc.	3	1	3.9		A Performance evaluation was provided for only one contract: EDP-WS-S-104
10	GNP Engineering Group, Inc.	6 1 cancelled	0	3.6		A performance evaluation was provided for three contracts: EDP-AV-EF-411; EDP-FR-KS/01; and EDP-CICC-SR-9.
11	HADP Architecture, Inc.	3	0	0		There is no performance evaluation in the EDP Contractors List.
12	Handex Consulting & Remediation	6	0	0		There is no performance evaluation in the EDP Contractors List. Previously known as Handex of Florida

Item No.	Subject Matter	Background	Analysis / Comments / Questions																								
		<table border="1"> <tr> <td data-bbox="533 228 611 298"></td> <td data-bbox="611 228 831 298">Nova Consulting, Inc.</td> <td data-bbox="831 228 1035 298">6</td> <td data-bbox="1035 228 1129 298">2</td> <td data-bbox="1129 228 1333 298">0</td> <td data-bbox="1333 228 1982 298">There is no performance evaluation in the EDP Contractors List.</td> </tr> <tr> <td data-bbox="533 298 611 402">13</td> <td data-bbox="611 298 831 402">RVD Architect, Inc.</td> <td data-bbox="831 298 1035 402">6 1 cancelled</td> <td data-bbox="1035 298 1129 402">0</td> <td data-bbox="1129 298 1333 402">4.0</td> <td data-bbox="1333 298 1982 402">A performance evaluation was provided for one contract: EDP-S.W.-07T004</td> </tr> <tr> <td data-bbox="533 402 611 506">14</td> <td data-bbox="611 402 831 506">The Architectural Partnership</td> <td data-bbox="831 402 1035 506">4 1 cancelled</td> <td data-bbox="1035 402 1129 506">0</td> <td data-bbox="1129 402 1333 506">4.0</td> <td data-bbox="1333 402 1982 506">A Performance evaluation was provided for only one contract: EDP-AV-0306-65659</td> </tr> <tr> <td data-bbox="533 506 611 610">15</td> <td data-bbox="611 506 831 610">Westhorp & Associates, Inc.</td> <td data-bbox="831 506 1035 610">4</td> <td data-bbox="1035 506 1129 610">1</td> <td data-bbox="1129 506 1333 610">4.0</td> <td data-bbox="1333 506 1982 610">A Performance evaluation was provided for two contracts: EDP-S.W.-07S009 and EDP-SP-2004-039.</td> </tr> </table> <p data-bbox="506 610 1982 678">According to OCI staff, OCI has requested that participating Capital department Project Managers close out their projects timely and complete the performance evaluations.</p>		Nova Consulting, Inc.	6	2	0	There is no performance evaluation in the EDP Contractors List.	13	RVD Architect, Inc.	6 1 cancelled	0	4.0	A performance evaluation was provided for one contract: EDP-S.W.-07T004	14	The Architectural Partnership	4 1 cancelled	0	4.0	A Performance evaluation was provided for only one contract: EDP-AV-0306-65659	15	Westhorp & Associates, Inc.	4	1	4.0	A Performance evaluation was provided for two contracts: EDP-S.W.-07S009 and EDP-SP-2004-039.	
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9(A)8-9(A)11	Historic Preservation Ad Valorem Tax Exemption	Historic Preservation Ad Valorem Tax Exemption for the following properties on the March 3, 2009 BCC agenda:																									
<table border="1"> <thead> <tr> <th data-bbox="520 753 642 823">Item No.</th> <th data-bbox="642 753 1236 823">Property</th> <th data-bbox="1236 753 1654 823">Estimated Total Cost of Renovations</th> <th data-bbox="1654 753 1919 823">Exemption Amount</th> </tr> </thead> <tbody> <tr> <td data-bbox="520 823 642 854">9(A)8</td> <td data-bbox="642 823 1236 854">3156 Royal Palm Avenue, Miami Beach</td> <td data-bbox="1236 823 1654 854">\$508,425</td> <td data-bbox="1654 823 1919 854">\$1,892</td> </tr> <tr> <td data-bbox="520 854 642 885">9(A)9</td> <td data-bbox="642 854 1236 885">1919 Country Club Prado, Coral Gables</td> <td data-bbox="1236 854 1654 885">\$252,840</td> <td data-bbox="1654 854 1919 885">\$866</td> </tr> <tr> <td data-bbox="520 885 642 915">9(A)10</td> <td data-bbox="642 885 1236 915">1101 North Greenway Drive, Coral Gables</td> <td data-bbox="1236 885 1654 915">\$1,300,000</td> <td data-bbox="1654 885 1919 915">\$1,847</td> </tr> <tr> <td data-bbox="520 915 642 946">9(A)11</td> <td data-bbox="642 915 1236 946">150 S.E 3rd Avenue, Miami</td> <td data-bbox="1236 915 1654 946">\$15,000,000</td> <td data-bbox="1654 915 1919 946">\$23,751</td> </tr> </tbody> </table>		Item No.	Property	Estimated Total Cost of Renovations	Exemption Amount	9(A)8	3156 Royal Palm Avenue, Miami Beach	\$508,425	\$1,892	9(A)9	1919 Country Club Prado, Coral Gables	\$252,840	\$866	9(A)10	1101 North Greenway Drive, Coral Gables	\$1,300,000	\$1,847	9(A)11	150 S.E 3 rd Avenue, Miami	\$15,000,000	\$23,751	<p data-bbox="506 997 2009 1092">In 1992, the Florida Legislature amended Article VII, Section 3(e) of the Florida Statutes that govern ad valorem tax exemptions to allow counties and municipalities to grant ad valorem tax exemption to owners of historic properties for improvements to such properties resulting from restoration, renovation, rehabilitation.</p> <p data-bbox="506 1130 2009 1360">Miami-Dade County has a historic tax exemption program that offers exemptions to eligible properties listed on the National Register of Historic Places (as a historic site, structure or contributing property in a historic district) or locally designated as historic within a municipality. The exemption amount only applies to the increase in assessed value resulting from the qualifying and eligible improvements to the historic property. The qualifying improvements must be determined by the Historic Preservation Board (HPB) or Department of Planning/Zoning staff (DPZ). The HPB and DPZ evaluate on a case by case basis each application to determine whether the property improvements are consistent with the Secretary of Interior's Standards for Rehabilitation (State) and Certificate of Appropriateness Criteria (County).</p> <p data-bbox="506 1398 2009 1466">The exemption only applies to taxes levied by the County and some municipalities. The municipalities that offer exemptions are:</p>					
Item No.	Property	Estimated Total Cost of Renovations	Exemption Amount																								
9(A)8	3156 Royal Palm Avenue, Miami Beach	\$508,425	\$1,892																								
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Item No.	Subject Matter	Background	Analysis / Comments / Questions
		<ul style="list-style-type: none"> • City of Coral Gables • City of Miami • City of Miami Beach • City of South Miami <p>An applicant may apply and receive abatements for both the city and county for the respective property.</p> <p>The applicant continues to pay taxes at the rate of the assessed value on the property before the certified improvements during the period of the exemption. The exemption is only for a time period of ten years. Once the exemption time period expires, the property will be assessed with the improvements and will be reflected in the subsequent taxes levied.</p> <p>All of the properties that qualify for the program and the properties that are currently participating in the program are on a historic preservation list of projects. Enforcement is conducted by historic preservation officers (city or county) and by code enforcement officers (city or county).</p> <p>According to the County’s Historic Preservation Office, there have been few instances where a property will lose its exemption for failure to maintain the standards required by the abatement program. Since the inception of the program, less than 10% of the properties have lost this exemption.</p>	
9(A)12	Resolution Approving the Human and Criminal Justice Services Community-Based Organization Funding and Request for Proposals	<p>The resolution approves the Human and Criminal Justice Services Funding and Request for Proposals process, service priority areas and percentage allocations for funding commencing in FY 2009-10.</p> <p>The resolution also authorizes the Mayor or his designee to exercise any amendment or modification of the process on behalf of Miami-Dade County.</p> <p>Comments</p> <p>This resolution was amended at the February 11, 2009 Housing and Community Development Committee meeting to incorporate language that allows extra points to be awarded to agencies offering services within the Magic City Zone.</p> <p>The Magic City Zone pilot project was established for the purpose of revitalizing a disadvantaged area through programs and services that support family stability. The boundaries of the pilot project zone is Northwest 79th Street to the north, Northwest 36th Street to the south, North Miami Avenue to the east; and Northwest 27th Avenue to the west.</p> <p>The Legislature appropriated \$3.6 million to the Magic City Children’s Zone Pilot Project as part of the State Fiscal Year 2008-09 Appropriations Act.</p>	

Item No.	Subject Matter	Background	Analysis / Comments / Questions
9(A)13	Establishment of the Animal Services Foundation, Amending Previously Approved Articles of Incorporation and By-Laws, and Superseding Resolution No. 706-07	<p>This resolution provides for the following: (1) authorizes the establishment of the Animal Services Foundation, Inc.; (2) revises previously approved Articles of Incorporation and By-Laws; and (3) Supersedes Resolution No 706-07. Specifically, the proposed resolution revises the appointment of directors to reflect appointments by the Board of County Commissioners (BCC) and the Mayor. There will be 15 directors (13 appointed by the BCC and 2 by the County Mayor).</p> <ul style="list-style-type: none"> • The foundation will be a non-profit organization comprised of private citizens aiding the Miami-Dade County Animal Services Department (ASD) to provide services to animals in Miami-Dade County as a fundraising entity. • Each member will serve no more than two terms of two years (staggered). • The Articles of Incorporation removes directors if he or she fails to attend three consecutive regular meetings or half of all regular meetings in a 12 month period. • All funds for the Foundation’s budget are generated by fundraising, grants, and philanthropic donations. • Functions include: promoting programs to reduce animal overpopulation; capital campaigns; promoting responsible pet ownership; decreasing the number of animals surrendered to shelters; and encouraging adoption of animals. <p>Fiscal Impact/Funding Sources The ASD will support the foundation. Each year, the foundation will make a cash donation to the Animal Services Trust Fund of at least 25% of the value of all funds obtained by the foundation.</p> <p style="text-align: center;">What is the estimated administrative cost to support the foundation?</p> <p>Legislative History <u>May 17, 2007:</u> Amendments were proposed during the Health and Public Safety Committee meeting to increase the number of Mayoral appointments to the foundation to two (2) and to remove the County Manager’s appointment. <u>June 5, 2007:</u> Through Resolution 706-07, the BCC approved the creation of the Animal Services Foundation which included the modification of the number of appointments by the Mayor and the County Manager. <u>May 6, 2008:</u> During the BCC meeting, Commissioners expressed concerns that the BCC did not have input in the selection process. ASD staff noted that the BCC approved the creation, the bylaws and the articles for incorporation, and outlined the selection process. Staff noted two of the nine seats on the Board of Directors were appointed by the Mayor, and the remaining seven were opened to the community and advertised countywide in the tri-lingual languages. Staff also noted the selection committee, appointed by the County Manager, reviewed the applications and chose a slate of seven to present to the BCC. (See File No. 081210)</p>	
10(A)1	Resolution Authorizing Approval of Fifty (50)	This resolution approves fifty (50) grant awards for a total of \$195,000 from the FY2008-09 Community Grants Program (CGP)-	

Item No.	Subject Matter	Background	Analysis / Comments / Questions
	<p>Grants For A Total of \$195,000 From The Department Of Cultural Affairs FY 2008-09 Community Grants Program.</p>	<p>Second Quarter.</p> <p>The CGP is a quarterly program that provides funding to non-profit organizations that develop small to medium scale community based arts programs, projects and event (fairs, parades, neighborhood festivals, conferences and publications). This program is particularly appropriate for projects which encourage the preservation of heritage and cultural traditions, and social service organizations and cultural groups developing collaborative intervention projects.</p> <p>Of the fifty (50) grant awards for this program, the following are first time recipients’:</p> <ul style="list-style-type: none"> • Academy of Performing Arts and Entertainment, Inc. • Barry University - School of Education • City of South Miami • Dade Community Foundation a/f/a for Neighbors of Schenley Park, Inc • DuMond Conservancy for Primates and Tropical Forests • Florida International University Board of Trustees for the benefit of the Physics Department • Good Hope Equestrian Training Center, Inc. • Goodwill Industries of South Florida, Inc. • Harmony School of Art and Music, Inc. • Hispanic-American Lyric Theater, Inc. a/f/a Risingstar Artist Group • Kiwanis Club of Little Havana • Miami Downtown Development Authority • Miami-Dade County Fair Foundation, Inc. • Miami-Dade County Park and Recreation Dept. - Region 4 • Mustard Seed Initiative, Inc., The • Solid Rock Enterprises, Inc. • Tradisyon Lakou Lakay, Inc. 	
10(A)2	<p>Resolution Authorizing Approval Of Nineteen (19) Grant Awards For A Total Of \$350,000 From The FY2008-09 Summer Arts & Science Camp For Kids (SAS-C)</p>	<p>This resolution approves nineteen (19) grant awards for a total of \$350,000 from the 2008-09 Summer Arts & Science Camps for Kids (SAS-C).</p> <p>The SAS-C is a joint initiative of the Miami-Dade Department of Cultural Affairs and The Children’s Trust. The SAS-C is fully funded by The Children’s Trust. The Children’s Trust has awarded \$45 million in grants to agencies operating summer camps and after-school programs benefiting 36,130 children at 350 sites throughout Miami-Dade County. The objective of this program is to grant funding to non-profit organizations that will provide underserved children in Miami-Dade County the ability to attend high quality cultural arts and/or science summer camp programs.</p> <p>Of the nineteen (19) grant awards for this program, the following are first time recipients:</p>	

Item No.	Subject Matter	Background	Analysis / Comments / Questions
		<ul style="list-style-type: none"> • Arts Ballet Theatre of Florida • Coral Gables Congregational Church Diva Arts & entertainment • Fairchild Tropical Garden • Miami-Dade County Park and Recreation-Division of Arts and Culture (African Heritage & Raices) • Young Men’s Christian Association (YMCA) 	
11(A)1	<p>Resolution Amending Exhibit 1 to the People’s Transportation Plan by Creating a Capital Expansion Reserve Fund</p> <p>Prime Sponsor Commissioner Barbara J. Jordan</p>	<p>This resolution amends Exhibit 1 the Peoples’ Transportation Plan by creating a capital expansion reserve fund and allowing for greater flexibility in the use of Transit Surtax funds for the operations and maintenance of the Miami-Dade Transit system. Specifically, the proposed amendments:</p> <p>(1) allow Surtax funds be utilized for any costs related to capital and/or the operations and maintenance of the Transit system;</p> <p>(2) increase the General Fund support by 3.5% over that provided in the preceding fiscal year and dedicate at least 10 % of the County’s annual share of Surtax funds;</p> <p>(3) allows these funds to augment and not substitute the subsequent year’s dedicated capital expansion funds; and</p> <p>(4) amendment to Exhibit 1 ceases as an operation of law if in any fiscal year, at least 10% of the Surtax funds is not allocated for dedicated capital expansion.</p> <p>Comments Currently, Surtax funding can only be utilized on projects that expand the existing transit system, including the operation and maintenance of those projects. The proposed resolution allows Surtax funds to be utilized for any costs related to capital and/or the operation and maintenance of the entire transit system.</p> <p>According to Section 29-124(d), any proposed deletion, material change or addition of any County project contained in Exhibit 1 will be reviewed by the Citizens’ Independent Transportation Trust (CITT). The CITT has reviewed the amendment and has forwarded the matter with a favorable recommendation to the Board of County Commissioners.</p>	
11(A)2 and Supp.	<p>Resolution Directing the Mayor or his Designee to Quickly Develop and Prioritize a Proposed List of Miami-Dade County Infrastructure Projects</p> <p>Prime Sponsor Commissioner Audrey M. Edmonson</p>	<p>This resolution directs the Mayor or his designee to:</p> <ul style="list-style-type: none"> • Develop and prioritize a proposed list of Miami-Dade County infrastructure projects for submission to the federal government; • The list of projects should consist of County projects that can be started within the next two years; and • Provide the proposed priority list of infrastructure projects to the Board of County Commissioners (BCC) within 30 days of the adoption of this resolution. <p>Supplement Item The Federal Stimulus Package Report illustrates a variety of projects that could be funded if federal dollars become available. The administration has developed a list of capital projects that could be part of the proposed Federal Stimulus Package. The Mayor sent a letter on January 13, 2009 to the Majority and Minority leaders in Washington D.C., and the Florida Congressional Delegation urging that the federal program include direct allocations to local governments. The grand total in</p>	

Item No.	Subject Matter	Background	Analysis / Comments / Questions
		<p>capital projects for FY 2008-09 is \$7,232,836,259.</p> <p>Comments According to the United States Department of Labor’s December 2008 preliminary unemployment statistics, Miami-Miami Beach-Kendall shows the unemployment rate at 7.0 percent. The statewide unemployment rate for November 2008 is 7.4 percent. Preliminary figures for December 2008 increase to 8.1 percent. (The labor force data was released February 2009)</p> <p>On July 17, 2008, BCC adopted Resolution No. 851-08 and Ordinance No. 08-92, regarding Miami-Dade’s Economic Stimulus Plan.</p> <p>Ordinance No. 08-92 amended the procurement process to expedite the implementation of certain capital projects identified by BCC as Economic Stimulus Projects (ESP).</p> <p>Resolution No. 851-08 identified the projects included in the County’s ESP totaling \$731 million. This list can be amended by resolution.</p> <p>So far, under the ESP, the BCC has awarded three projects: (1) Beauchamp Construction Co., Inc. for \$35,044,836.00 at Miami International Airport; (2) Solo Construction Corporation for \$2,907,696.29 Port of Miami; and (3) Munilla Construction Management, LLC dba MCM for \$ 25,299,169 at the Miami-Dade Fire Rescue Department.</p>	
11(A)3	<p>Resolution Authorizing The Conveyance of one (1) parcel of Land to the City of Opa-Locka for the Expansion of Park and Recreational Area in the Magnolia Northside Neighborhood</p> <p>Prime Sponsor: Commissioner Barbara J. Jordan</p>	<p>This resolution approves the conveyance of one (1) parcel of land to the City of Opa-Locka for the expansion of a park and recreational area in the Magnolia Northside Neighborhood.</p> <p>This property is a vacant lot located within the City of Opa-Locka and within the boundaries of Magnolia Northside Neighborhood.</p> <p>The City upon receipt of this property, the city will use it to expand the adjacent park and recreational facilities.</p> <p>The assessed value for the 5,280 square foot property is as follows:</p> <ul style="list-style-type: none"> • \$36,531 for 2008 • \$34,907 for 2007 <p>The parcel of land is zoned as a single family residence and is maintained at an annual cost of \$3000 by the County.</p> <p>The conveyance of this property is authorized under Florida Statute 125.38. This statute allows a county government to</p>	

Item No.	Subject Matter	Background	Analysis / Comments / Questions
		convey property to a municipality for the purposes of promoting community interest and welfare.	
11(A)4	<p>Resolution Relating to Negotiating with the City of Hialeah for the Development of an Elderly Residential Project at the Okeechobee Metrorail Site</p> <p>Prime Sponsor Commissioner Natacha Seijas</p>	<p>The resolution requests the County Mayor or his designee to submit to the Board of County Commissioners (Board) a completed negotiated agreement with the City of Hialeah for the development of an elderly residential project at the Okeechobee Metrorail site in sixty days or a report detailing reasons for any delay in completing the negotiations within thirty days.</p> <p>Background On July 24, 2007, the Board adopted Resolution 903-07 authorizing the termination of the negotiation with Jubilee Community Development Corporation. The resolution included correspondence from the City of Hialeah dated July 15, 2007 where the City proposed to build an elderly residential project consisting of three residential towers of approximately 345 units. The letter stated that the project would be financed by GOB funds and affordable housing funds provided by Miami-Dade County and third party financing.</p> <p>The cover memorandum to the resolution stated that the Miami-Dade Transit Department would enter into discussions with the City of Hialeah to assist in the development of a project and negotiation of a lease agreement would be brought back to the BCC for consideration.</p>	
11(A)5	<p>Resolution Directing the Mayor to Review Assumptions Used to Develop Future Water Supply Needs, and to Prepare Revised Forecasts Modifying the Schedule of Water Supply Projects</p> <p>Prime Sponsor: Commissioner Carlos A. Gimenez</p>	<p>This resolution directs the County Mayor to review assumptions used to develop future water supply needs and to prepare revised forecasts and recommendations modifying the schedule of water supply projects.</p> <p>Background On November 15, 2007, the South Florida Water Management District (SFWMD) approved of and issued to the County a 20-year Water Use Permit. The permit allows Miami-Dade Water & Sewer Department (WASD) to continue drawing 347 million gallons of water per day from the Biscayne Aquifer. However, an essential provision of the permit requires WASD to find alternative water supply to meet future demands beyond the amount WASD is allowed to draw from the Biscayne Aquifer by the end of the 20 year period.</p> <p>The Water Use Permit projections regarding water demand were based on anticipated population growth and per capital water consumption derived from 2005 and 2006 data. However, the actual current water consumption is approximately 40 million gallons per day less than anticipated. This resolution directs the County Mayor to review assumptions used to develop future water supply needs and to prepare revised forecasts and recommendations modifying the schedule of water supply projects in light of the County's actual current water consumption.</p>	
11(A)6	<p>Environmental Contamination Identified in a Commissioner's District</p>	<p>This resolution directs the County Mayor or his designee to notify members of the Board of County Commissioners (BCC) whenever environmental contamination is identified in a Commissioner's district within five (5) calendar days after such contamination is identified by the Department of Environmental Resources Management (DERM) and requires site rehabilitation action.</p>	

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		<p>Furthermore, this resolution directs the County Mayor or his designee to prepare an annual report for submission to the BCC detailing the following:</p> <ul style="list-style-type: none"> • The locations by Commission district; • The status of the environmental contamination on all such sites. • This report is due ten (10) calendar days after the passage of this resolution. <p>Comments / Questions:</p> <table border="1" data-bbox="630 537 1312 1094"> <thead> <tr> <th>Commission District</th> <th>Number of Contaminated Cases</th> <th>Number of Sites in Clean-up Program</th> </tr> </thead> <tbody> <tr><td>1</td><td>210</td><td>100</td></tr> <tr><td>2</td><td>296</td><td>168</td></tr> <tr><td>3</td><td>258</td><td>169</td></tr> <tr><td>4</td><td>143</td><td>89</td></tr> <tr><td>5</td><td>189</td><td>119</td></tr> <tr><td>6</td><td>202</td><td>99</td></tr> <tr><td>7</td><td>129</td><td>85</td></tr> <tr><td>8</td><td>138</td><td>78</td></tr> <tr><td>9</td><td>129</td><td>45</td></tr> <tr><td>10</td><td>63</td><td>38</td></tr> <tr><td>11</td><td>51</td><td>29</td></tr> <tr><td>12</td><td>196</td><td>83</td></tr> <tr><td>13</td><td>106</td><td>67</td></tr> </tbody> </table> <p>Source: DERM's report, "Miami-Dade County Commission District 1-13, Summary Tables of Contaminated and Former Contaminated Sites", dated December 10, 2008.</p>	Commission District	Number of Contaminated Cases	Number of Sites in Clean-up Program	1	210	100	2	296	168	3	258	169	4	143	89	5	189	119	6	202	99	7	129	85	8	138	78	9	129	45	10	63	38	11	51	29	12	196	83	13	106	67	<p>According to DERM, site rehabilitation action depends on the type of contamination, the extent of contamination and the potential risk to "sensitive receptors" that the contamination could affect.</p> <p>Reporting Environmental Contamination to Board</p> <p>According to DERM, environmental contamination at government-owned sites is reported to the BCC in an annual report prepared by DERM titled, "Violations of Environmental Regulations at Government Facilities and Properties in Miami-Dade</p>
Commission District	Number of Contaminated Cases	Number of Sites in Clean-up Program																																											
1	210	100																																											
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13	106	67																																											

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		County, Florida.” Contamination at privately-owned sites has not been regularly reported to the BCC in the past. This proposed resolution requires the County Manager or designee, upon confirmation of contamination by DERM, to notify the Commissioner of the district within 5 days of identification. DERM plans to comply with this item by copying the Commissioner when DERM sends a Notice of Violation (or similar correspondence) to the property owner/responsible party once contamination is confirmed at a site. That should meet the 5-day requirement.	
11(A)7	<p>Miami-Dade County Government’s Electrical Energy Consumption</p> <p>Prime Sponsor Commissioner Katy Sorenson</p> <p>Co-Sponsors Commissioners Sally A. Heyman, and Rebeca Sosa</p>	<p>This resolution reduces Miami-Dade County government’s electrical energy consumption by directing the Mayor to do the following:</p> <ul style="list-style-type: none"> • Develop a plan to reduce electricity consumption in County government operations by 20% from 2007 County usage consumption levels by 2014; and • Investigate all opportunities to reduce electricity energy consumption in County operations and conduct electric energy audits for all County departments to identify both short and long-term opportunities for electric energy savings. This item includes a list of possibly actions the Mayor may implement. <p>The Mayor will prepare and submit the plan to the Board of County Commissioners within ninety (90) days of the date of passage and adoption of this resolution.</p> <p>Comments A cursory review of other jurisdictions indicates that several are considering or have implemented an electrical energy consumption plan. Those jurisdictions include: Alachua County, Florida</p> <ul style="list-style-type: none"> • Require that life-cycle GHG analysis and energy costs form the basis of all County government decisions: <ul style="list-style-type: none"> ○ Use of generation of fuel/sources (give equal consideration to minimizing toxic pollutants and strict enforcement of US EPA guidelines); ○ County building construction & purchasing; <ul style="list-style-type: none"> ▪ Weatherize and increase efficiency of all County buildings. ▪ Reserve a % of annual CIP budget for energy conservation and energy efficiency projects. ▪ Use funds to purchase energy conservation equipment, building materials and programs that demonstrably reduce energy consumption. ○ Waste management policy. <p>Ventura County, California</p> <ul style="list-style-type: none"> • Identify and implement opportunities to minimize the energy intensity in GSA maintained buildings through the implementation of energy efficiency projects; • Promote behavior changes within the organization that enhance energy conservation; • Pursue green buildings programs such as the United States Green Building Council (USGBC) Leadership in Energy and Environmental Design (LEED); • Identify opportunities for self generation of electricity from renewable sources; 	

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		<ul style="list-style-type: none"> • Minimize electricity expenditures through management of utility rate structure and incentives. <p>Howard County, Maryland</p> <ul style="list-style-type: none"> • Goal 1 – County Government will reduce non-renewable energy use in buildings by 10% by 2010, 15% by 2015, and 20% by 2020. • Goal 2 – County Government will commit to purchase 5% of its electricity from renewable sources (including Renewable Energy Credits) by 2010, 10% by 2015, and 20% by 2020. 50% of these renewable energy sources will be Maryland generated. • Goal 3 – Residential and Commercial Sectors will reduce the use of non-renewable energy use by 5% by 2010, 10% by 2015, and 15% by 2020. <p>Monmouth County, New Jersey</p> <ul style="list-style-type: none"> • Looking at ways to reduce energy and greenhouse gas emissions at county facilities, and continues to be at the leading edge of technologies that promote renewable energy and cost savings at the Reclamation Center. <p>Bexar County, Texas</p> <ul style="list-style-type: none"> • Establish energy baseline. <ul style="list-style-type: none"> ○ Total 2001 electrical energy usage for Bexar County = 43,000,000 Kwh ○ Total 2001 electric cost = \$1,733,921. Includes 39 buildings (over 2,481,000 sq. ft.), 12 County Parks, 3 Civic Centers, and 3 Public Works Service Centers. • Conduct preliminary energy audits. • Benchmark buildings against similar facilities. • Identify buildings/facilities with highest energy use (compare to similar facilities). • Conduct detailed energy audits on these facilities. • Plan a 5-year energy reduction strategy that combines quick payback projects with more expensive retrofits. • Develop cost estimates for implementation of energy reduction plan (Senate Bill 5, and more). • Identify sources of funding. • What Bexar County Has Done <ul style="list-style-type: none"> ○ Replaced all HVAC Chillers on all major buildings – Capital Cost: \$7.5 million. ○ Installed County-wide building automation Energy Management Systems. <p>Installed solar water heater in Adult Detention Annex</p>	
11(A)9	<p>The Inspector General to Observe and Report on Solicitation Negotiations</p> <p>Prime Sponsor Commissioner Rebeca</p>	<p>This resolution directs the County Mayor or his designee to invite the Office of the Inspector General (IG) to observe and report on negotiations when the County elects to conduct simultaneous negotiations with the top ranked proposers to a solicitation.</p> <p>Pursuant to § 2-1076 of the Code of Miami-Dade County (Code), the IG has the power to report to the Board and make recommendations as to whether the selection process for competitive bid contracts is both operational and financially efficient.</p> <p>Some solicitation issued by the County permit the County Mayor or his designee to conduct simultaneous negotiations with the</p>	

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	Sosa	top ranked proposers after a selection committee ranks them. This item allows the IG to review this process and make recommendations to the BCC.	
11(A)10	<p>Resolution Requiring Certain Information be Provided With Agenda Items Requiring Approval of Community Development Districts</p> <p>Prime Sponsor Commissioner Barbara J. Jordan</p>	<p>This resolution directs the Administration to include in agenda items, which require the Board of County Commissioners' (BCC) approval of a Community Development District, the following when applicable:</p> <ol style="list-style-type: none"> (1) the anticipated costs of the homes, (2) the approximate cost of the assessments for capital improvements, maintenance and administrative expenses, and (3) whether a homeowners' association will be created. <p>Background</p> <p>Under Chapter 190 of the Florida Statutes and the County's Charter, the BCC has the authority to establish special districts referred to as Community Development Districts (CDDs). CDDs usually consist of planned master residential developments lying within the boundaries of Miami-Dade County. Private developers, who propose creating a CDD, provide the infrastructures such as roadways and storm water drainage systems, water and sewer facilities, and operation and maintenance services.</p> <p>In the petition to create a CDD, developers are required to list the location of the proposed district, the district boundaries, and the proposed use of the land within the district, among other things. However, the petition does not customarily set forth the costs of homes, specify prospective assessments to be imposed, or disclose whether a homeowners' association will be established. This resolution directs the Administration to include in all legislation requiring the BCC's approval of CDDs, information material to the method or manner in which the delivery of services (by the developer) and the operation and maintenance of facilities will be financed, especially if it is likely be ultimately imposed on the residents of the district.</p> <p>By providing the financial information associated with the establishment of a CDD, the BCC will be capable of providing a fully informed consent to the creation of a CDD.</p>	
11(A)11	<p>Resolution Requiring the County Manager to Provide the Commission With Periodic Reports of Certain Personnel Actions</p> <p>Prime Sponsor: Commissioner Bruno A. Barreiro</p>	<p>This resolution directs the County Manager to provide periodic, personnel reports to the Board of County Commissioners (BCC).</p> <p>Following the first regularly scheduled BCC meeting of 2009, the County Manager shall be required to electronically submit to the BCC a monthly report on hiring, promotion, transfer and termination decisions, or other personnel actions affecting County employees.</p> <p>Legislative History</p> <p>During the Government Operations (GO) committee meeting of 2/13/2009, the Prime Sponsor noted that the purpose of the resolution was to provide transparency of governmental actions, and to have this information presented generally to the BCC. The sponsor also noted that such reports are generated by other public agencies, such as the school board.</p> <p>It was proposed and adopted during the GO committee meeting that the personnel report include reclassifications and the cost</p>	

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		<p>of reclassifications.</p> <p>The Office of the Commission Auditor (OCA) contacted Human Resources to obtain statistics on (1) the number of employees in positions that were abolished, (2) the number of employees reclassified to a different position, (3) the number of employees bumped, (4) the number of employees placed in a lower position, and (5) the number of employees laid-off – during the period spanning from June 2008 through December 2008. As of the deadline for printing, this information was not provided. However, Human Resources anticipates providing this information in time for the March 3rd Commission meeting.</p>	
11(A)12	<p>Resolution Directing the Mayor to Display the Prisoner of War Missing in Action Flag on County Buildings</p> <p>Prime Sponsor: Vice-Chairman Jose “Pepe” Diaz</p>	<p>This resolution directs the County Mayor to display the Prisoners-of-War/ Missing-in-Action (POW-MIA) flag year-round in second order of precedence to the American flag or adjacent to all County-owned or operated buildings on which the American flag is flown.</p> <p>Background In 1972, the wife of a military officer launched a public awareness campaign for military personnel who were Vietnam war prisoners or missing in action. She commissioned an advertising firm to design a POW-MIA flag to commemorate Americans still prisoners, missing and unaccounted for in Southeast Asia.</p> <p>In 1990, Congress officially recognized the POW-MIA flag and designated the 3rd Friday of September as national POW-MIA Recognition Day, and mandated the display of the POW-MIA flag on flag holidays such as Armed Forces Day, Memorial Day, Flag Day, Independence Day and Veterans Day. Congress also mandated that on these holidays, the POW-MIA flag be flown over federal buildings, war memorials, national cemeteries and every major military installation office. (See 1998 Defense Authorization Act, §1082). The state of Florida has similarly mandated that the POW-MIA flag be displayed year-round at each state park and state-owned building where the US flag is flown. (Sect. 256, Fla. Stat). However, the state legislature has not address the order of priority or protocol for placement of the state flag over or below the POW-MIA flag.</p> <p>In keeping with federal and state recognition of the sacrifices of Americans listed as missing and unaccounted for, this resolution directs the County Mayor to display the POW-MIA flag year-round below the American flag or adjacent to all County-owned or operated buildings on which the American</p>	<p>POW-MIA Flag The black and white flag depicts a silhouette of a man’s head with a strand of barbed wire and a watchtower in the background. Below the design, the flag bears the motto “You Are Not Forgotten.”</p>  <p>Protocol For Flag Placement Vietnam Veterans of America advocates:</p> <ul style="list-style-type: none"> • the POW-MIA flag should be flown below the US flag and above the state flag – if flown on one flag pole • the POW-MIA flag should be flown on the same pole as the American flag but below the American flag, and flown to the right of the 2nd pole where the state flag should be flown– if two flag poles exists <p>(Source: Vietnam Veteran of America, www.vva.com/powmia.html)</p>

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11(A)13	<p>Resolution Regarding the Role of the Board of County Commissioners in Developing the County's Strategic Plan</p> <p>Prime Sponsor: Commissioner Natacha Seijas</p>	<p>flag is flown.</p> <p>This resolution directs the Mayor to include the Board of County Commissioners (BCC) in the development of the updated and revised County Strategic Plan.</p> <p>Background Ordinance No. 05-136, referred to as the Governing for Results Ordinance, was passed by the Board of County Commissioners (BCC) in July 2005. The ordinance embodies the County's 5-year strategic plan for improving revenues, constituent services and reducing operating costs. Since its inception, the County has implemented performance goals and has solicited recommendations and made available drafts of the strategic plan to the public and other stakeholders for comment and consultation. However, following its launch, and the County's current process of revising and updating the strategic plan, the BCC has been omitted as an integral stakeholder in the development and revision of the strategic plan, contrary to legislative intent of the Governing for Results Ordinance. Pursuant to the Governing for Results Ordinance, the planning process is to include the views and suggestions of the County's elected officials. The Administration has relegated the BCC to the role of only ratifying the plan after its formulation even though the strategic plan will serve as the basis for formulating the County budget.</p> <p>This resolution addresses the role of the BCC in developing the strategic plan. In particular, this resolution directs the Administration to consider, as equally important, the BCC's role of identifying approaches that can be developed and implemented countywide, setting public policy and establishing budget priorities. By including the BCC in the development and revision of the strategic plan, this may ensure that a strategy agreed to by those who must approve the resources to implement them will be approved.</p>	
11(A)14	<p>Resolution Directing the Mayor or Designee to Expedite Payments to Vendors and Community Based Organizations in Light of Current Economic Conditions</p> <p>Prime Sponsor Chairman Dennis C. Moss</p>	<p>The resolution directs the County Mayor to develop and implement a plan to expedite payments to vendors and contractors so that they can expedite payments to their subcontractors and employees, and to expedite payments to Community Based Organizations.</p> <p>The resolution will assist Community Based Organizations carryout their functions during the current economic conditions by accelerating payments.</p> <p>Background On July 1, 2008, the Board of County Commissioners adopted Resolution 774-08, directing the Mayor or his designee to study the nature of and cause of any problems affecting the County's timely and efficient compensation of community based organizations for goods and services provided to the County.</p> <p>On December 8, 2008, the County Manager's Office, released a memorandum that detailed problems related to the County's payment for services provided by Community Based Organizations, Economic Development Organizations and non-profit organizations under contract with the County.</p>	

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		<p>The memorandum details that the failure of providers to submit timely, accurate and proper payment requests and related documentation causes delays in the contracting and payment process. The memo also stated that it is possible for a final closeout payment to take over two months before it is received by the CBO.</p> <p>Question How long does the process take to provide a payment to a CBO?</p> <p><i>Staff from the Office of Grant Coordination (OGC) stated that the average number of days it takes the OGC and the Finance Department to process and pay a complete CBO payment request generally ranges from 19 to 30 days. Requests for contract advance payments are generally processed by OGC and the Finance department within 7 days. However, it should be noted that the circumstances listed above can delay the process for a specific agency.</i></p>	
<p>11(A)15 and Supp.</p>	<p>Contracts for Construction and Purchases of Supplies, Materials and Services Including Professional Services without Prior Commission Approval</p> <p>Prime Sponsor Commissioner Rebeca Sosa</p>	<p>This resolution renews Ordinance No. 08-68, for one additional year, the County Manager’s authority to advertise contracts in excess of \$1 million for construction, solicitations for goods and services including professional services without prior approval from the Board of County Commission (BCC).</p> <p>Currently Ordinance No. 08-68 sunsets on June 14, 2009.</p> <p>In addition, this item authorizes the Commission Auditor to periodically review and evaluate the Administration’s exercise of authority and report the results of the review to the BCC.</p> <p>During FY 2007-08, the Department of Procurement Management (DPM) advertised a total of 58 solicitations valued in excess of \$1 million. This include the following:</p> <ul style="list-style-type: none"> • recycling carts - \$15,816,850; • carpet and flooring related materials - \$28,723,416; • redevelopment projects at Scott/Carver Sites - \$40,000,000 • security guard services for transit - \$40,000,000; • electrical & electronic tools, parts/components, prequalification of vendors - \$60,000,000; and • parts/services for buses& support equipment, pre-qualification of vendors - \$49,070,000. <p>During FY 2007-08, the Office of Capital Improvements processed a total of 56 request to advertise. This includes Orange Line Phase I, several PTP roadway improvements and the South District Wastewater Treatment Plant, HLD upgrade.</p>	
<p>12(A)1</p>	<p>Building Better Communities/General Obligation Bond (BBC\GOB) Program –</p>	<p>This resolution executes the second Building Better Communities/General Obligation Bond (BBC/GOB) grant agreement with the Miami Art Museum of Dade County Association, Inc. (MAM), in the amount of \$8.4 million, for BBC/GOB project #296. The funds will be used for pre-design, planning, preliminary design engineering and other related costs associated with the development of the Museum at Museum Park (or Bicentennial Park). This resolution also waives the requirement in the</p>	

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	<p>Execution of BBC/GOB Grant Agreement with the Miami Art Museum (MAM), Project #296</p>	<p>BBC/GOB Administrative Rules that grantees demonstrate site control (site control AO) as a pre-condition to receiving BBC/GOB funds.</p> <p>On April 22, 2008, the first grant agreement for BBC\GOB project #296, in the amount of \$235,000, was approved by the Board of County Commissioners through R-435-08 and it also allowed a waiver of the requirement in the BBC/GOB Administrative Rules.</p> <p>This BBC\GOB bond program has an allocation of \$100 million for the MAM project. The Capital Improvements Information System (CIIS) projects the allocations for fiscal years 2005 through 2012 to be as follows:</p> <table border="1" data-bbox="512 565 1812 704"> <thead> <tr> <th>FY2005-06</th> <th>FY2006-07</th> <th>FY2007-08</th> <th>FY2008-09</th> <th>FY2009-10</th> <th>FY2010-11</th> <th>FY2011-12</th> </tr> </thead> <tbody> <tr> <td>\$235,000</td> <td>0</td> <td>0</td> <td>\$17,475,951</td> <td>\$14,229,718</td> <td>\$51,583,702</td> <td>\$16,475,629</td> </tr> </tbody> </table> <p>Although the FY2008-09 shows an allocation of \$17,475,951, this resolution only requests \$8.4 million and does not extend to remaining funds.</p> <p>To date, the budget for the new MAM museum is \$220 million (\$131 million for the building, \$70 million for an operating endowment and \$19 million for transitional expenses). The \$100 million will be used for the design and construction of the building.</p> <p>On April 22, 2008, prior to the approval of R-435-08 various concerns were raised by several County Commissioners regarding this project to include:</p> <ul style="list-style-type: none"> • Community Redevelopment Agency (CRA) funding to be used for this project; • Cost Overruns; • Site Control; • Private Sector funds affecting Public Sector funds; and • Museum Park development <p>CRA</p> <p>Commissioners at this meeting, expressed concern about the potential of using CRA funds to build the museum projects. County staff has assured the BCC that CRA funds will not be used to construct the Museum. The City of Miami plans to build a Museum Park to surround the Miami Art Museum, as well as the Miami Science Museum. The City has funding to build a Museum Park; however, the amount would not develop the park the way the City of Miami envisioned. The City intends on</p>	FY2005-06	FY2006-07	FY2007-08	FY2008-09	FY2009-10	FY2010-11	FY2011-12	\$235,000	0	0	\$17,475,951	\$14,229,718	\$51,583,702	\$16,475,629					
FY2005-06	FY2006-07	FY2007-08	FY2008-09	FY2009-10	FY2010-11	FY2011-12															
\$235,000	0	0	\$17,475,951	\$14,229,718	\$51,583,702	\$16,475,629															

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		<p>using tax increment revenues from the CRA to build the Museum Park, subject to the approval of the CRA boundaries. The County Attorney's office assured BCC they would not be subject to liability if they reject expanding the CRA.</p> <p>Cost Overruns</p> <p>MAM would be responsible for developing and maintaining the facility. MAM would also own the facility and would be responsible for any cost overruns.</p> <p>Site Control</p> <p>Commissioners expressed concern over why site control was being waived in the agreement. According to the Director of Cultural Affairs, site control would only be waived temporarily until MAM would come back before the BCC with Leases and Subleases for site control on the land. These leases would be for a time period of 99 years.</p> <p>In December 2008, the City of Miami Commission approved lease agreements with MAM and MSM for their respective parcels. Each lease is for a 99 year term. However, the leases are conditioned upon approval of the Master Development Agreement (MDA) and the Environmental Remediation Agreement (ERA).</p> <p><i>Currently, the leases <u>do not meet</u> the criteria for waiving site control requirements (Site control AO). Nonetheless, County staff wishes to waive site control with the justification that the MDA will be finalized in February 2009 and the ERA will be finalized in July 2009.</i></p> <p>At the February 9, 2009 Recreation, Culture & Tourism Committee, this item was amended. The amendment incorporates a provision that would subject MAM to return to the County any funds that is advanced to MAM but not yet spent, in the event that MAM fails to execute MDA and the ERA with the City of Miami within the time specified.</p> <p>Private Sector Funding affecting Public Sector Funding</p> <p>Public sector funding would not be jeopardized nor would the County be responsible for any cost overruns if Private funding was not realized. In order for MAM or MSM to secure a contract for construction of the museum the private sector funding needs to be in place. Construction site work cannot start without a contract.</p> <p>Museum Park Development</p> <p>The Museum Park Development is a City of Miami project that includes the redevelopment of Bicentennial Park. The 29-acre Bicentennial Park will provide for specific locations for the MAM and MSM (4 acres for each Museum). BBC/GOB funds will only be used for the Museums and not for the remaining 21-acre park redevelopment.</p>	

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		<p>CRA funds are not to be used for the museums.</p> <p>CRA funds are not to be used for the park redevelopment, unless otherwise approved by the BCC.</p> <p>What is the projected use of the current MAM building (facility) once MAM relocates to the new facility?</p> <p>According to the Department of Cultural Affairs (DCA), there would be an interest in using the facility as a conservation and collections care center by the Historical Museum, the Library, MAM and the Science Museum. The reasons in using the facility as a conservation and collections care center include:</p> <ul style="list-style-type: none"> • The facility has in place the system requirements needed to store and display works of art (specialized climate controls, etc.); • Joint use of the facility for the care, maintenance and preservation of the collections of each of the institutions (Currently, there is no such facility in South Florida) to help libraries and museums conserve and safely store works on paper, rare books, paintings, etc. when they are not on display; and • The potential to model the facility to allow for storage collections to be viewed by the public (special storage drawers that contain drawings and prints but are protected under locked plexiglass covers) providing a unique experience. <p>The conservation and collections care center concept is still being reviewed by county staff with regards to operational and programming costs and other revenue generating services (i.e. offering conservation services at the facility to other museums).</p>	