



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

Legislative Analysis

Government Operations
Committee

March 10, 2009

9:30 AM

Commission Chamber

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Miami, Florida 33128
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**Government Operations Committee
Agenda Notes
March 10, 2009**

| Item No. | Subject Matter | Background | Analysis / Comments / Questions |
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| 2(B) | <p>Resolution Directing the Mayor to Report on the Small Business Development Department</p> <p>Prime Sponsor Commissioner Audrey M. Edmonson</p> | <p>This resolution directs the County Mayor to provide a report to the Board of County Commissioners on the manner that the Small Business Development Department (SBD) establishes goals and monitors program compliance.</p> <p>The resolution seeks to ensure that small business firms are participating in County contracts during difficult economic conditions.</p> <p>The resolution also directs that the report be prepared and presented to the Board within 90 days.</p> <p>Background On July 17, 2008, the Board approved Ordinance 08-92 that established measures to stimulate the economy by creating an expedited contracting process for certain capital development projects over a 12-18 month period. The Board also approved Resolution 851-08 that established the list of Economic Stimulus Projects that contained 140 capital projects with a total value of \$600 million.</p> <p>According to the SBD website, SBD is supporting this effort to ensure participation of small businesses on County contracts by reviewing all economic stimulus contracts for the application of small business measures. SBD has also established an Expedited Certification Process to maximize small business availability for Economic Stimulus projects.</p> <p>Comments As of March 5, 2009, SBD has 10 Economic Stimulus Projects approved with measures. One of the contracts listed has no measures set aside due to insufficient availability. The contracts are estimated to total \$31,293,643 with \$7,942,343.80 set-aside for small businesses.</p> <p>Question(s) Does SBD track those industries that seem to have insufficient availability and does the department seek to recruit businesses within the underserved industries? <i>According to SBD, the Department performs targeted outreach specifically in areas of low or no availability.</i></p> <p>What industries currently have low or no availability? <i>As of January 2009, the following trades are exempt from Community Small Business (CSBE) Program utilization due to insufficient availability:</i></p> <ul style="list-style-type: none"> • <i>Asbestos Abatement</i> | |

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| | | <ul style="list-style-type: none"> • <i>Concrete Cutting</i> • <i>Docks & Seawalls</i> • <i>Fire Sprinklers</i> • <i>Geogard Recoating of Roof</i> • <i>Highway Signs</i> • <i>Lightning Rod Installation</i> • <i>Lightweight Concrete Insulation</i> • <i>Pin Piling</i> • <i>Pool Related Work</i> • <i>SIKA product application</i> • <i>Well Drilling</i> | |
| 2(D) | <p>Resolution Requiring the Tax Collector to Annually Provide to County Departments Tax Notices Issued on Conveyed County Property Subject to Reverter Clauses or Conditions</p> <p>Prime Sponsor Commissioner Carlos A. Gimenez</p> | <p>This resolution would establish as county policy that all County agencies or departments, involved in the sale or transfer of County land, in which the transfer deed contains an obligation to comply with certain conditions or contains a right of reverter, shall request the County Tax Collector to provide the departments or agencies with duplicate tax notices each year until the conditions for reversion are no longer valid.</p> <p>Background In some instances, the County conveys land by donation or sale which requires compliance with certain conditions such as the payment of taxes. The County retains a reverter right if taxes have not been paid on the conveyed property. For purposes of monitoring the payment of property taxes and ensuring that the conveyed property is not lost through the nonpayment of taxes, this resolution establishes policy requiring the issuance of duplicate tax notices to County departments involved in the sale or transfer of the County property.</p> | <p>Tax Collector Notices to Third Parties Pursuant to Florida Statute §197.343 and §197.344, an additional tax notice shall be mailed by April 30 to each taxpayer whose payment has not been received. In addition, a duplicate of the additional tax notice will be mailed to a condominium unit owner's condominium association or to a mobile home owner's homeowners' association if the association has filed with the tax collector a written request and included a description of the land.</p> <p>The holder or mortgagee of an unsatisfied mortgage, lienholder, or vendee under a contract for deed, may request and receive information concerning any delinquent taxes appearing on the current tax roll and certificates issued on the described land, upon filing with the tax collector a description of land so encumbered and paying a service charge of \$2.</p> |
| 2(E) | Ordinance Relating to the Rules of | This ordinance amends Section 2-1 of the Code of Miami-Dade County to provide that items forwarded by a Commission Committee to the County Commission are exempt from the “4-day rule” under certain circumstances. | |

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| | Procedure Amending Rule 5.05 Prime Sponsor Commissioner Barbara J. Jordan Co-Sponsor Commissioner Natacha Seijas | <p>Currently, items that are heard during committee meetings held on Monday and Tuesday are not subject to the “4-day rule” while items heard during committee meetings on Wednesday through Friday are subject to the rule.</p> <p>The proposed ordinance will amend Rule 5.05 to exempt items from the “4-day rule” if the items have been forwarded to: (1) the Commission by the committee of jurisdiction; (2) the chairperson of the committee; and, (3) the chairperson of the Commission concur in writing that the item should be placed on the agenda.</p> | |
| 2(F) | Resolution Requesting the SFWMD to Amend Administrative Rules Governing the Irrigation of New Landscaping Prime Sponsor Commissioner Natacha Seijas | <p>This resolution urges the South Florida Water Management District (SFWMD) to amend its rules governing irrigation of landscapes, set forth under the Mandatory Year-Round Landscape Irrigation Conservation Measures, to include an expanded exemption for the irrigation of new landscaping.</p> <p>Background Under SFWMD’s Mandatory Year-Round Landscape Irrigation Conservation Measures, which became effective in 2003, South Florida water users are prohibited from irrigating their landscape during certain periods of the day when irrigation efficiency is significantly decreased, and are expressly limited to watering their landscape to a maximum number of days per week. Most recently, the SFWMD is contemplating amending its rules governing the conservation measures by imposing more stringent irrigation regulations which may include rules governing new landscaping. Currently landscaping may only be watered 6 days a week during the first 30 days, and 4 days a week during the next 30 days. The nursery industry asserts that the 60-day limitation adversely affects the public’s decision to buy new landscaping, and has ultimately had a negative impact on the industry. Some nurseries have made additional outlays for equipment and service, or dedicated additional time to their landscape under the conservation measures.</p> <p>Under the proposed resolution, SFWMD is urged to consider additional special provisions for new landscaping if SFWMD amends the year-round conservation measures for new landscaping. In particular, the resolution proposes that the SFWMD consider amending its rules to allow irrigation of new landscaping 6 days a week for 90 days from the date the new landscaping is purchase.</p> | |
| 2(H) | Resolution Directing the Mayor to Notify the Board of County Commissioners when the County Waives any Material Breach of Contract | <p>This resolution directs the County Mayor or his designee to provide notice to the Board of County Commissioners (Board) within 5 business days on instances when the County Mayor or his designee either waives a material breach of contract awarded by the Board or allows a vendor more than 30 days to cure a material breach of contract awarded by the Board.</p> <p>Comments A “material breach of contract” is a substantial breach of a significant term or terms of a contract that excuses the non-breaching party from further performance under the contract and gives the non-breaching party the right to recover damages.</p> | |

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| | <p>Prime Sponsor Commissioner Rebeca Sosa</p> | <p>Currently, the County Mayor has the authority to administer contracts. Under this authority, the County Mayor or his designee has the discretion in resolving material breaches under the provisions of the contract.</p> | |
| 2(I) | <p>Resolution Creating a Taskforce on Vehicle Repossessions</p> <p>Prime Sponsor Commissioner Rebeca Sosa</p> | <p>This resolution creates a Task Force on Vehicle Repossessions that will study consumer issues related to vehicle repossessions.</p> <p>The Task Force will be comprised of one representative from each of the following offices:</p> <ol style="list-style-type: none"> 1. The Eleventh Judicial Circuit of Florida in and for Miami-Dade County 2. The Miami-Dade State Legislative Delegation 3. The State Attorney's Office 4. The Public Defender's Office 5. The Miami-Dade League of Cities 6. The Miami-Dade Consumer Services Department 7. The Miami-Dade Police Department 8. The Miami-Dade Police Chiefs' Association 9. Legal Services of Greater Miami, Inc. 10. Florida Bankers Association 11. Any other offices , organization or entities deemed appropriate by the Mayor or his designee <p>The Task Force will meet and formulate recommendations to the Board of County Commissioners to improve consumer protections related to vehicle repossessions and address non-compliance with existing vehicle repossession laws. The resolution requires that the Task Force submit its recommendations to the Board of Commissioners no later than 120 days.</p> | |
| 2(J) | <p>Resolution Authorizing a Lease Agreement with Miami-Dade College to Use the Main Library to House the Wolfson Media History Archive; and Authorizing the Release of Wolfson II Florida Moving Images Archives, Inc. from Its Lease Agreement</p> | <p>This resolution authorizes the execution of a 4-year lease agreement with Miami-Dade College in which the County will continue to house, in the Main Library, a collection of media material owned by the Louis Wolfson II Media History Center, Inc. (Wolfson Center). The Miami-Dade college is the recipient of the donated Wolfson collection.</p> <p>This resolution also authorizes the termination and release of an existing agreement between the County and the Wolfson Center. The release and termination are to occur contemporaneously with the execution of the Miami-Dade College lease.</p> <p>Background In 1986, the County entered into an agreement with Louis Wolfson II Media History Center, Inc. (Wolfson Center) in which the County agreed to house a collection of media materials owned by the Wolfson Center at the County's Main Library's Main Branch. Subsequently, the Wolfson Center became known as the Lynn and Louis Wolfson II Florida Moving Image Archives, Inc. (Wolfson Archive).</p> <p>On February 16, 2009, the Wolfson Archive donated its media materials to Miami-Dade College. The College intends to</p> | |

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| | <p>Prime Sponsor Senator Javier D. Souto</p> | <p>construct a new building that will house the media materials. The College estimates that it will take approximately 4 years to complete construction of the new facility. In the interim, the media materials are still housed at the County’s main library for public viewing. The Administration notes that the space is not needed for other County purposes while the new facility is completed.</p> <p>This resolution proposes that the County provide Miami-Dade College approximately 2,590 sq. ft. of space on the basement level of the Main Library’s Main Branch to house the media materials for a term of four (4) years for \$1.00 per year. The resolution also proposes that the college be permitted to extend or renew the lease for 2 additional 1-year terms provided the County is given notice of any decision to exercise this option 4 months before the lease expiration date. If approved, the college is required to provide free access to the archived materials. The County will not be liable for any damages or losses.</p> <p>Lastly, this resolution proposes that the County execute a Termination and Release Agreement between Miami-Dade County and (the formerly named) Louis Wolfson II Media History Center, Inc. to reflect the name change and college lease agreement.</p> | |
| 3(A) | <p>Ordinance Amending the Code Relating to Vehicles For-Hire</p> <p>Prime Sponsor Commissioner Dorrin D. Rolle</p> | <p>This ordinance amends Sections 31-82, 31-303 and 31-602 of the Code of Miami-Dade County by clarifying the exclusion period that a person may not be eligible for a for-hire license if they have pled nolo contendere, pled guilty, been found guilty or been convicted of trafficking narcotics.</p> <p>The ordinance also establishes a 10 year exclusion period that a person may not be eligible for a Chauffeur’s registration if they have pled nolo contendere, pled guilty, been found guilty or been convicted of trafficking narcotics.</p> <p>Current policy Sections 31-82, 31-303 and 31-602 of the Code establishes provisions where an applicant is not eligible for a for-hire license, chauffeur’s registration and for-hire limousines licenses. Currently, an applicant who has been convicted of trafficking narcotics is not eligible for a chauffeur’s registration. Furthermore, Sections 31-82, 31-303 and 31-602 contain conflicting provisions regarding the exclusion period that a person may not be eligible for a for-hire license and a for-hire limousine license.</p> <p>Comments The ordinance establishes that an applicant who has pled nolo contendere, pled guilty, been found guilty or been convicted of trafficking will be eligible to obtain a for-hire license, chauffeur’s registration or a for-hire limousine license after 10 years of the conviction. The ordinance also eliminates conflicting provisions in Sections 31-82, 31-303 and 31-602.</p> | |
| 3(B) | <p>Ordinance Establishing A Computer and Electronics Program and Collection Guidelines</p> | <p>Under new provisions to the County Code, this proposed ordinance establishes a Computer and Electronics Program in which surplus or discarded computers and electronics donated by the public or by Miami-Dade County government will be collected by the County and distributed to eligible school children.</p> <p>Specifics</p> | <p>Legal Authority Under §274.05, Fla. Stat., governing surplus property owned by local governments, “a governmental unit shall have the discretion to classify as surplus any of its property that is obsolete, or the continued use of which is</p> |

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| | <p>Prime Sponsor Commissioner Rebeca Sosa</p> | <p><u>Equipment</u> Computers and electronics may consist of laptops, wireless routers, cables, printers, scanners, monitors and any other miscellaneous electronic equipment that is in working condition.</p> <p><u>Public Donations</u> The Mayor (or designee) will be responsible for coordinating the distribution of collection bins which are to be placed in at least 5 locations throughout the County. The Mayor shall also be responsible for distributing information regarding the program, collecting information from public donors and providing receipts if requested by the donor.</p> <p><u>County Surplus Items</u> Within the parameters of Administrative Order 8-2, governing disposal of County property, the County may assign surplus computers and electronics with no commercial value to the Computer and Electronics Program, provided the Board of County Commissioners (BCC) first declares (by resolution) that the surplus equipment is obsolete, uneconomical or inefficient, or no longer serves a useful function.</p> <p><u>Eligible Recipients</u> Donated and surplus equipment collected for the program will be distributed to Miami-Dade high school students who are under 19 years old and whose household income is less than \$20,000 per year. Only 2 students per household are eligible. The Mayor shall be responsible for establishing guidelines which verify eligibility.</p> | <p>uneconomical or inefficient, or which serves no useful function.” If donated, the governmental unit shall disclose the value and the condition of the property. The cost of transferring the property shall be borne by the government or the donee.</p> <p>Under §274.06, Fla. Stat., governing alternative methods of disposing of surplus government-owned property, a governmental unit may dispose of property having no commercial value by donation, destruction or abandonment. If the value of the property is estimated to be over \$5000, it shall be sold only to the highest responsible bidder or by public auction.</p> <p>Question Who shall be responsible for clearing the hard drives of donated computers?</p> |
| 3(C) | Ordinance Amending Chapter 10 of the Miami-Dade County Code | <p>This ordinance amends Chapter 10 of the Code of Miami-Dade County establishing the Waterproofing Contractors license category. A series of industry workgroups culminated in the development of a definition and the creation of waterproofing installation guidelines. The ordinance establishes the following guidelines:</p> <p style="padding-left: 40px;">A Waterproofing Contractor is a contractor qualified, by three (3) years experience, has passed a written examination, is qualified and certified to clean, sandblast, caulk, and prepare the surface to install, repair and replace waterproofing systems including the incidental use of sheet metal and other components in connection therewith to create an impervious barrier preventing the passage water by applied protective material, membrane, surfacing, or sealant, both above and below grade, excluding on grade asphalt surfaces. In no way is this to be interpreted as limiting, denying or excluding general, building, residential and roofing contractors in the performance of this craft.</p> <p>Building Code Compliance Office (BCCO) staff indicates that meetings between waterproofing stakeholders, their counsel and BCCO were ongoing in 1999. The meetings/discussions continued for one more year.</p> | |

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| | | <p>Have any other meetings been conducted between waterproofing stakeholders and BCCO staff since 2000?</p> <p>According to BCCO staff, the underlying issue of ongoing discussions with the industry was the desire to establish guidelines which would facilitate the broader use of waterproofing systems and the acceptance of waterproofing as an alternative to roof systems by local building departments. The meetings culminated with a set of guidelines which were endorsed through consensus. The guidelines established the conditions under which waterproofing could be used in lieu of an approved roof system. Additionally, issues of permits, inspections and minimum installation requirements were contained in the guidelines. The guidelines were presented to the Board of Rules and Appeals (BORA) in 2001. BORA adopted these guidelines and re-adopted them again after the implementation of the Florida Building Code in 2002. BORA endorsed the countywide use of the guidelines as a means of establishing uniformity among the various building departments regarding waterproofing installations. Moreover, these guidelines were submitted by BCCO during a 2004 building code update cycle and are now contained in the Florida Building Code.</p> <p>Background The Miami-Dade Construction Trades Qualifying Board (CTQB) is recommending the Waterproofing licensing category. The CTQB was established in 1957 through Ordinance 57-25. The CTQB assures that competency standards are met in the trades and specialty construction categories and works to resolve citizens' complaints. Furthermore, the CTQB meets separately as an "A" Division, which regulates building, roofing and building specialty licenses. BCCO and CTQB members worked together to introduce legislative text that suggested the scope of the waterproofing license. The text was not submitted until the following September 2008 CTQB "A" Division meeting. The CTQB "A" Division reviewed the language contained in the current ordinance modification and endorsed the modification for the Board of County Commissioners (BCC) consideration.</p> <p>Roofing Industry According to BCCO staff, an overall consensus of the industry's leaders shows no opposition to the establishment of a waterproofing contractor license.</p> <p>Licensing Costs The cost of any contractor license issued by Miami-Dade County is \$315.00 for a personal certificate. A personal certificate indicates one who has met all experience requirements, successfully passed the examination and who has been approved by the CTQB. If the individual chooses to establish a company and begin the work of contracting, another fee of \$315.00 is required. A financial background check is conducted and CTQB approval is required. The total cost for a waterproofing license in Miami-Dade County is \$630.00.</p> <ul style="list-style-type: none"> • According to BCCO staff, the waterproofing license is a County license valid only within the County. There will be an examination specifically for waterproofing. The exam vendor, Gainesville Testing, will prepare the exam to | |

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| | | <p style="text-align: center;">various languages. The CTQB will approve the applicants for licensure and business applications.</p> <p>Legislative History On October 19, 2004, the CTQB introduced an ordinance to the BCC that established the Waterproofing Contractor category to differentiate the scope from the painting and roofing contractor categories in response to the development of installation criteria specific to waterproofing. The ordinance was deferred by the BCC and sent back to the Governmental Operations and Environment Committee.</p> <p>Comments According to BCCO staff, it is becoming essential that waterproofing be viewed as a stand alone discipline. As performance demands increased, the need for more versatile systems spawned an array of installation-specific waterproofing systems.</p> <p>In many ways waterproofing differs from traditional roofing systems. Some of the differences are as follows:</p> <ul style="list-style-type: none"> • Must be resistant to standing water and hydraulic head • Not subject to Ultra Violet • Must withstand traffic • Must resist environmental contaminants and pollutants • Must resist pesticides, insecticides and herbicides • Materials are different • Accommodate structural movement in the substrate • Must last the life of the building in many instances • May not be accessible • Repair or replacement can be catastrophic • Details different • Warranties • Different causes of failures <p>The CTQB recognized that the complexity involved in waterproofing installations was not addressed by the non-tested “Painting and Waterproofing” license category. Consequently, the CTQB took action to sever waterproofing from the Painting license. Moreover, as urban areas build upward, the need to utilize spaces and provide parking has resulted in a proliferation of waterproofing systems. Currently, Greenroof systems are becoming more common, with a fundamental component being a waterproofing system. For the first time, above grade waterproofing requirements are now in the Florida Building Code. Cutting edge and innovative waterproofing systems of liquid applied membranes, modified bitumen, single ply technology and other systems which may be foreign to many roofing contractors have become state of the art.</p> | |

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| | | Currently, roofing contractors, general, building and residential contractors may perform waterproofing installations. However, waterproofing has developed as a specialty category. As such, it is the intent of the BCCO and CTQB to offer licensure to those individuals who may not qualify for a roofing or general contractor license; but instead are trained, in the installation of waterproofing systems. | |
| 4(A) | Recommendation to Award a Design-Build Contract to Siemens Building Technologies, Inc. to Upgrade Fire Alarm Systems and Building Management Systems | <p>District 5</p> <p>Under this item, the General Service Administration (GSA) is seeking approval to award a design and build contract to Siemens Building Technologies, Inc. in an amount not to exceed \$10,162,143 for purposes of upgrading or replacing the County’s fire alarm system and building management systems at the Stephen P. Clark Center (SPCC), the Cultural Center and the Central Support buildings located in District 5.</p> <p>In addition, under the award, a pressurization system will be designed and installed for the east stairwell and adjacent vestibule and freight elevator at the SPCC building to minimize smoke in the evacuation area and to insulate an area for disabled persons waiting to be rescued.</p> <p>Background</p> <p>The City of Miami, - in which the GSA-managed facilities are located - has requested the County to upgrade the County’s fire alarm and building/ energy management systems at certain county buildings in order to comply with building code requirements. Building/ energy management systems provide remote automated control of HVAC, lights, alarms, card access and other building equipment. In addition, under an agreement with the City of Miami’s Fire Marshall, the County has also agreed to replace the smoke evacuation system at the Cultural Center in 2009.</p> <p>In order to upgrade systems which no longer meet current building code requirements or to replace obsolete systems for the affected buildings, GSA is recommending that a contract be awarded to Siemens Building Technologies, Inc., <u>one of only two bidders who responded to the solicitation</u>.</p> <p>Funding Source</p> <p>This project will be entirely funded by the proceeds from the Building Better Communities General Obligation Bonds (which in 2004 were approved for various capital improvements to public facilities to meet code requirements, among other things).</p> <p>Project Scope and Allocations</p> <ul style="list-style-type: none"> • Downtown Government Center Fire Alarm System \$1,613,800.00 • SPCC Facility Refurbishment (Stairwell & Elevators) \$1,494,462.00 • Building/Energy Management System For Government \$4,897,462.00 • Facilities and Courthouses • SPCC Facility Refurbishment (Includes HVAC and Communications Systems) \$2,156,708.00 | |

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| | | <p>Company's 5-Year Work History The County has awarded Siemens Building Technologies, Inc. 4 maintenance contracts for A/C Pneumatic Management Systems, Energy and A/C Building Systems, and Building Management Systems between November 2003 and November 2008. These contracts totaled \$6,012,496. No change orders were requested for these contracts.</p> <p>Goals CSBE - 24% = \$1,843,139.59 CBE - 25% = \$184,615.75 Community Workforce Program - 20% = 9 Employees</p> | |
| 4(B) | Resolution Authorizing the Release of Deed Restrictions | <p>District 9</p> <p>This resolution authorizes the General Service Administration (GSA) to release certain deed restrictions which prohibit mixed-uses, and to execute a new less restrictive County deed for property located east of 10061 Hibiscus Street, in unincorporated Miami-Dade County.</p> <p>Background</p> <p>In 2003, the Board of County Commissioners (BCC) passed legislation which authorized the sale of 7 infill housing lots to Muro Investments, Inc. for \$65,000. The conveyance was made subject to certain restrictions, which included a requirement that each parcel be developed with an affordable single family home that meets the guidelines of the Infill Housing Initiative. Four years later, the BCC established the Perrine Community Urban Center District (the District) in which the District's regulations included provisions permitting a mixed-use optional land use (i.e., multi-level dwellings with offices, or multi-family dwellings). The current deed does not allow Muro Investments, Inc. to develop the lots as a mixed use.</p> <p>GSA recommends that the deed restrictions be modified in light of the creation of the District resulting in a change in zoning, thereby permitting Muro Investments, Inc. to develop 4 of his 7 lots in accordance with the District's amended zoning. Muro Investments will still be required to provide affordable housing, occupied by low and moderate income households, under the residential component of any development.</p> | <p>Infill Housing Initiative</p> <p>Under the Infill Housing Initiative, the County, upon identifying the inventory of county-owned land or privately donated land available for sale and/or development under the Infill Housing Initiative, solicits the participation of developers to construct new affordable housing on the identified vacant lots throughout the Miami-Dade County area</p> <p>The County's Infill Housing Initiative is geared to revitalize low and moderate-income neighborhoods. The initiative facilitates the development of stable neighborhoods by eliminating slum and blight, providing homeownership opportunities to the working poor, increasing the County's tax base, and encouraging economic development and commercial investments in the community.</p> |

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| | | The Administration further recommends that the BCC authorize the recording of a new deed which will reflect the release of the deed restrictions and which will supersede the existing recorded County deed. | |
| 4(C) | Resolution Authorizing the Leasing of Certain Premises to Be Used as a Government Information Center | <p>District 4</p> <p>This resolution authorizes the execution of a 5-year lease agreement with Oasis 183, Ltd. for purposes of leasing 1,075 sq. ft. of air-conditioned office space located at 1822 NE Miami Gardens Drive, North Miami, FL to the Government Information Center which conducts community outreach services, such as baby stroller permits, Golden and Patriot Passports, and referral services.</p> <p>Rent Excluding expenses for electricity, water and sewer, insurance, janitorial services and lease management fees, the annual base rent spanning a 5-year period is: 1st Year: \$30,000 (= \$2500 per month, or \$27.91 per sq. ft.) 2nd Year: \$30,000 (= \$2500 per month, or \$27.91 per sq. ft.) 3rd Year: \$31,200 (= \$2,600 per month, or \$29.02 per sq. ft.) 4th Year: \$32,448 (= \$2,704 per month, or \$30.18 per sq. ft.) 5th Year: \$33,745.92 (= \$2,812 per month, or \$31.39 per sq.ft.)</p> <p>Rent for Option-To-Renew Period 1st Year: \$35,095.76 (= \$32.65 per sq. ft.) 2nd Year: \$36,500.63 (= \$33.95 per sq. ft.)</p> <p>Funding Source: Government Information Center’s operating budget</p> <p>County ‘s Obligations The County will be required to reimburse the landlord for the County’s proportionate share of any increases in the ad valorem property taxes and insurance that exceed the base year rent. The County is also responsible for electricity, water, janitorial services and insurance covering the interior of the leased space.</p> | |
| 4(D) | Resolution Authorizing the Leasing of Certain Premises to Be Used as District 13’s Resource Center | <p>District 13</p> <p>This resolution authorizes the execution of a 4-year lease agreement with Country Club Shopping Center, Inc. for purposes of leasing 750 sq. ft. of air-conditioned office space and parking spaces located at 7660A N.W. 186 Street, Miami, FL for District 13’s Resource Center.</p> <p>Rent</p> | |

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| | | <p>Excluding expenses for electricity, insurance, and lease management fees, the annual base rent spanning a 4-year period is: 1st Year: \$19,500 (= \$1625 per month, or \$26.00 per sq. ft.) 2nd Year: \$19,500 (= \$1625 per month, or \$26.00 per sq. ft.) 3rd Year: \$19,595 (= \$26.13 per sq. ft.) 4th Year: \$19,891.95 (= \$26.52 per sq. ft.)</p> <p>Funding Source: General Funds and District 13's operating budget</p> <p>County Obligations at Tenant The County is also responsible for electricity and janitorial services. The lease agreement does not include provisions governing whether the County will be required to reimburse the landlord for the County's proportionate share of any increases in the ad valorem property taxes and insurance that exceed the base year rent.</p> | |
| 4(E) | Resolution Authorizing the Leasing of Certain Premises for GSA's Parking Operations Division | <p>District 5</p> <p>This resolution authorizes the execution of a 5-year lease agreement with Jack Thomas, Inc. for purposes of continuing to lease 834 sq. ft. of office space located at 172 West Flagler Street, Suite 325, Miami, FL to General Services Administration's Parking Operations Division.</p> <p>Rent Excluding expenses for lease management fees, the annual base rent spanning a 5-year period is: 1st Year: \$13,800 (= \$16.54 per sq. ft.) 2nd Year: \$14,352 (= \$17.21 per sq. ft.) 3rd Year: 4% increase over the prior year's base rent 4th Year: 4% increase over the prior year's base rent 5th Year: 4% increase over the prior year's base rent</p> <p>Option-To-Renew Period One two-year renewal option 1st Year: \$16,789.80 2nd Year: \$17,461.39</p> <p>Funding Source: Internal Service Funds</p> <p>County Obligations as Tenant</p> | |

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| | | The County will be required to reimburse the landlord for the County's proportionate share of any increases in the ad valorem property taxes and insurance that exceed the base year rent up to 10%. | |
| 4(F) | Contract Award to HDR Engineering, Inc. for the Solid Waste Management Master Plan | <p>Under this item, the Solid Waste Management Department is seeking approval to award to HDR Engineering, Inc. a 3-year contract, in the amount of \$1,543,195, to formulate the Solid Waste Management Master Plan.</p> <p>Background If approved, the Solid Waste Master Plan will supersede the County's existing Master Plan developed in 1996. The new Master Plan is to provide a framework for the Miami-Dade County Department of Solid Waste Management to identify and develop long-term waste strategies that will enhance and improve resource conservation, recycling, disposal and collection options, environmental protection, and the public's health in general for the next 50 years.</p> <p>Scope of Professional Services If approved, HDR Engineering, Inc. will be required to provide the following professional services: <u>Phase I and II:</u> Project management and oversight; development and facilitation of public input; evaluation of current and future needs for the Department of Solid Waste Management; identification and definition of pertinent regulatory requirements, as well as key policy and issues; evaluation of current financial programs; identification of alternatives, options, and improvements that address needs; and flow analysis of alternatives. <u>Optional Phase III:</u> Develop an emergency plan and hurricane plan</p> <p>Goals</p> <ul style="list-style-type: none"> • CBE = 0% (Solid Waste Management recommended a 16% CBE goal. However, Small Business Development recommended a "no measure.") • CWP = Not Applicable <p>Pertinent Information During the First-Tier meeting on July 31, 2008, 6 firms were ranked within a very close margin by the Competitive Selection Committee. A Second-Tier meeting was held. At its conclusion, R.W. Beck, Inc. received the highest overall score evaluation. The County Manager exercised local preference resulting in HDR Engineering, Inc. (ranked 2nd) being the firm selected by the County for negotiations.</p> <p>Following the second tier meeting, the Negotiation Committee negotiated with HDR Engineering, Inc. <u>The total project price increased by \$88,195 during contract negotiations.</u></p> <p>Performance Rating</p> | |

| Item No. | Subject Matter | Background | Analysis / Comments / Questions |
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| | | <p>The CIIS performance evaluation of HDR Engineering, Inc. rated the company as 3.3 out of a possible total score of 4.0.</p> <p>Funding Sources: Waste Collection Operating Fund - \$315,000.00 Waste Disposal Operating Fund - \$1,228,195.00</p> <p>Previous Experience With County In The Last Five Years: HDR Engineering, Inc. has received 14 Equitable Distribution Program contracts with a total value of \$586,875.61 (Source: Firm History Report provided by the Department of Small Business Development)</p> | |