

# Memorandum



**Date:** June 16, 2005

**IMFR**

**Agenda Item No. 3B8**

**To:** Honorable Chairman Joe A. Martinez  
And Members, Board of County Commissioners

**From:** George M. Burgess  
County Manager

A handwritten signature in black ink, appearing to read "Burgess", written over the printed name of George M. Burgess.

**Subject:** Waiver of Formal Procedures for Emergency Security Guard Services for Sectors 1C and 2A

## RECOMMENDATION

It is recommended that the Board waive formal competitive bid procedures, bid protest procedures, and waiver of the reconsideration period for the purchase of security and screening services for geographic Sectors 1C and 2A, and approve the recommendation to award Bid Waiver No. EM7797-2/07, Security Guard Services for Miami-Dade County pursuant to Section 2-8.1 of the County Code and Section 4.03(D) of the Home Rule Charter in the best interests of the County. Sector 1C will be re-awarded to Security Alliance of Florida LLC and Sector 2A will be re-awarded to Vanguard Security, Inc. The term of the re-award will be June 22, 2005 through March 21, 2006.

## BACKGROUND

On December 8, 2004, the County issued a competitive emergency solicitation to secure critically needed security guard and screening services for approximately 200 County facilities. This action was necessary due to the recent federal court ruling issued on August 20, 2004 barring the County from awarding, renewing, extending or modifying contracts containing Black, Hispanic and Women Business Enterprise (B/H/WBE) participation measures. Uninterrupted security services are essential for the safety of tenants and visitors in the County buildings covered in the referenced contract.

A total of seven vendors were recommended for award and award of Bid Waiver No. EM7797-2/07 was approved by the Board on March 15, 2005. The awarded vendors by Security Sector were as follows:

1. Forrestville Corporation – Sector 1A
2. Security Alliance of Florida, LLC. – Sector 1B
3. Alanis Security, Inc. – Sector 1C
4. Delad Security, Inc. – Sector 1D
5. Forrestville Corporation – Sector 1E

6. Milex Corporation (1985), Inc. – Sector 2A
7. 50-State Security Services, Inc. – Sector 2B
8. Vanguard Security, Inc. – Sector 2C

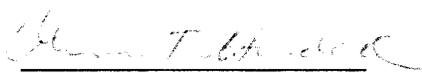
A description of the sectors is presented in Attachment A.

The Insurance and Performance Bond requirement was requested from the awarded vendors March 28, 2005 (the date of expiration of the Mayoral veto period). All vendors complied with the Insurance Requirement by or before the starting date of April 1, 2005. However, not all vendors complied with the Performance Bond Requirement. Awarded Vendors were allowed to begin work without having complied with this requirement because the normal time allowed for complying with this requirement, per Section 2, paragraph 2.13 of bid no. EM7797-2/07 is fifteen (15) days. The initial deadline for performance bond submittal was April 12, 2005 and as a result, vendors were allowed to begin work without having complied with the Performance Bond since they had only three days to comply prior to the April 1, 2005 contract start date.

Three Vendors did not comply with the established deadline (Alanis Security, Inc., Delad Security, Inc. and Milex Corporation (1985), Inc.). Despite a number of assurances, none of these three firms submitted the required performance bonds during the following week. On April 22, 2005, senior staff of the Department of Procurement Management (DPM), General Services Administration (GSA) and a representative of the County Attorney's Office (CAO) met separately with key representatives of each of the three firms to advise them of the consequences that would result in the event the performance bond was not submitted. Correspondence was then forwarded to each of these firms documenting the discussions at these meetings.

In an effort to ensure continuity of services and to minimize the negative impact that would result from a second transition of companies so soon after the initial transition, the County granted the three firms several extensions. As of June 7, 2005, the County had granted a total of fifty-six (56) days extension beyond the original performance bond submittal deadline. Alanis Security, Inc. and Milex Corporation (1985), Inc. still have not submitted the requisite performance bond. Delad Security, Inc. submitted the required performance bond on May 11, 2005. On May 23, 2005, Alanis and Milex were advised that staff would be recommending award of a replacement contract for approval by the Board. In order to maintain continuity of services, the two firms have been given a final extension to submit their performance bonds, which will expire with the Board approval of an award for a replacement contract for the two sectors originally awarded to Alanis Security, Inc. and Milex Corporation (1985), Inc.

This item requests approval of a bid waiver to re-award the affected sectors to the next lowest bidders. Sector 1C is recommended for award to Security Alliance of Florida LLC and Sector 2A to Vanguard Security, Inc., in accordance with Section 2, paragraph 2.6, Method of Award, of bid no. EM7797-2/07.

  
Alina T. Hudak  
Assistant County Manager

**ATTACHMENT A**  
**Security and Screening Services Sector Descriptions**

The following is a description of the Sectors, including geographic boundaries, and the approximate service hours, number, type of security personnel and vehicles.

- Sector 1A**                    Bounded on the North by the Miami-Dade/Broward County line, extending South to the North side of NE/NW 75<sup>th</sup> Street, East and West to the Miami-Dade County limits. This sector includes 35 locations, totaling 3,789 hours per week (approximately 94 Security Officers). Ten of these locations, totaling 1,160 hours, will require approximately 29 Armed Security Officers and five (5) vehicles along with one (1) Golf Cart.
- Sector 1B**                    Bounded on the North by the South side of NE/NW 75<sup>th</sup> Street, extending South to the North side of Flagler Street, East and West to the Miami-Dade County Line, **excluding the area defined in Sector 1C**. This Sector includes 31 locations totaling 4,178 hours per week (approximately 104 Security Officers). Eleven of these locations, totaling 2,553 hours, will require approximately 63 Armed Security Officers and three (3) vehicles along with three (3) Golf Carts.
- Sector 1C**                    Bounded on the North by the South side of NE/NW 54<sup>th</sup> Street, extending South to the North side of Flagler Street, East by the Atlantic Ocean and on the West by East side of NW 22<sup>nd</sup> Avenue. This sector includes 38 locations totaling 4,213 hours per week (approximately 105 Security Officers). Fifteen of these locations, totaling 2,181 hours, will require approximately 55 Armed Security Officers and two vehicles (2) along with four (4) Golf Carts..
- Sector 1D**                    Bounded on North by the South side of Flagler Street, extending South to the North side of SW 64<sup>th</sup> Street, East and West to the Miami-Dade County limits. This sector includes 26 locations totaling 3,552 hours per week (approximately 88 Security Officers). Seven of these locations, totaling 956 hours, will require approximately 23 Armed Security Officers and two (2) vehicles along with one (1) Golf Cart.
- Sector 2A**                    Excluding the area of Miami International Airport (Sector 2B), this sector is bounded on the North by the Miami-Dade County line, South by State Road 836/395, East (to include Miami-Beach) and West by the Miami-Dade County limits. This sector includes nine (09) locations totaling 3,180 Hours per week (approximately 79 Officers). Nine (09) of these locations, totaling 1,578.5 hours will require thirteen (13) Security Officers, and approximately twenty-six (26) Armed Security Officers. Nine (09) of these locations, totaling 1,601.5 hours will require approximately forty (40) Screening Officers.

**Sector 2B**

Bounded within the confines of the Miami International Airport (Aviation Department) which at the time of the bid is; Bounded on the North by Northwest 36th Street, extending South to State Road 836/395, East by LeJeune Road (NW 42nd Avenue) and on the West by Northwest 72nd Avenue. This sector includes twenty-four (24) locations totaling 5373 hours per week (approximately 134 Officers) and five (5) vehicles. Twenty (20) of these locations totaling 3,861 hours will require approximately ninety-six (96) Security Officers. Four (4) of these locations totaling 1,512 will require approximately twenty-five (25) Screening Officers.

**Sector 2C**

Bounded on the North by State Road 836/395, extending to the South, East and West to the Miami-Dade County limits. This sector includes seven (07) locations totaling 3,642 hours per week (approximately 91 Officers). Seven (07) of these locations, totaling 2,466.5 hours, will require approximately forty-seven (47) Armed Security Officers, Seven (07) of these locations, totaling 1,175.5 will require approximately twenty-nine (29) Screening Officers and one (1) golf cart.



# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Joe A. Martinez  
and Members, Board of County Commissioners

**DATE:** \_\_\_\_\_ 5

**FROM:**   
Robert A. Ginsburg  
County Attorney

**SUBJECT:** Agenda Item No.

Please note any items checked.

- "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Bid waiver requiring County Manager's written recommendation
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- Housekeeping item (no policy decision required)
- No committee review

Veto

Override

RESOLUTION NO.

RESOLUTION WAIVING COMPETITIVE BIDDING, BID PROTEST PROCESS, AND RESOLUTION NO. R-377-04 DEFERRING THE EFFECTIVE DATE OF CONTRACT AWARD FOR THE RE-AWARD OF SECURITY AND SCREENING SERVICES FOR SECTORS 1C AND 2A AND AUTHORIZING THE COUNTY MANAGER TO AWARD SAME

WHEREAS, the County Manager recommends to this Board the waiver of formal bid procedures, bid protest procedures and waiver of the reconsideration period for the purchase of security guard and screening services for Sector 1C and Sector 2A which cannot be purchased under normal bid procedures; and

WHEREAS, as description of the re-award of the purchase of security and screening services for Sectors 1C and 2A is attached and incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board finds it is in the best interest of Miami-Dade County to waive formal competitive bid procedures, bid protest procedures and the provisions of Resolution No. R-377-04 deferring the effective date of contract award for re-award of security and screening services for Sectors 1C and 2A and that the County Manager shall not exercise any option to renew said contract without the prior approval of the Board established hereunder pursuant to Section 4.03(D) of the Home Rule Charter and Section 2-8.1 of the County Code by a two-thirds (2/3s) vote of the Board members present.

Furthermore, the Board waives the procedures contained in Sections 2-8.3 and 2-8.4 of the County Code, pertaining to bid protests, and Administrative Order 3-21 and 3-38 by a two-third vote of the Board members. Furthermore, staff shall prepare and place an agenda item on the appropriate committee agenda that advises the Board of the status of the re-procurement and recommends appropriate action to be taken thereon no less than sixty (60) days prior to the expiration of the contract's original one (1) year term.

The foregoing resolution was offered by Commissioner \_\_\_\_\_, who moved its adoption. The motion was seconded by Commissioner \_\_\_\_\_ and upon being put to a vote, the vote was as follows:

- |                               |                          |
|-------------------------------|--------------------------|
| Joe A. Martinez, Chairman     |                          |
| Dennis C. Moss, Vice-Chairman |                          |
| Bruno A. Barreiro             | Dr. Barbara Carey-Shuler |
| Jose "Pepe" Diaz              | Carlos A. Gimenez        |
| Sally A. Heyman               | Barbara J. Jordan        |
| Dorin D. Rolle                | Natacha Seijas           |
| Katy Sorenson                 | Rebeca Sosa              |
| Sen. Javier D. Souto          |                          |

The Chairperson thereupon declared the resolution duly passed and adopted this 21<sup>st</sup> day of June, 2005. This resolution shall become effective as follows: (1) ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board, and (2) either i) the Citizens' Independent Transportation Trust (CITT) has approved same, or ii) in response to the CITT's disapproval, the County Commission re-affirms its award by two-thirds (2/3) vote of the Commission's membership and such reaffirmation becomes final.

MIAMI-DADE COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

HARVEY RUVIN, CLERK

Approved by the County Attorney as  
to form and legal sufficiency. CR

By: \_\_\_\_\_  
Deputy Clerk

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It is recommended that the Board of County Commissioners waive the use of the formal bidding process for the items listed in this package pursuant to Section 4.03 (D) of the Home Rule Charter in the best interests of the County.

**COMPETITIVE BID WAIVER**

**1.1**

**BID NUMBER:**

EM7797-2/07

**Title:**

Emergency Security Guard Services for Miami-Dade County

**Description:**

To re-award contracts for Sectors 1C and 2A, due to noncompliance of the originally awarded vendors with the performance bond requirements as stipulated in Section 2, paragraph 2.13 of the solicitation.

**Department(s)**

GSA

**Allocation(s):**

\$6,673,152.98

**Term of Contract:**

June 22, 2005 through March 21, 2006

**Option(s)-to-Renew:**

Two – six month options to renew to be exercised only upon prior approval by the Board of County Commissioners.

**Vendor(s):**

Security Alliance of Florida, LLC – Sector 1C  
Vanguard Security, Inc. – Sector 2A

**Estimated Contract**

**Usage:**

\$6,673.152/98

Note: this amount represents proration based on the remaining term and the original award amount.

\$3,604,355.30 is recommended for Sector 1C and

\$3,068,797.68 is recommended for Sector 2A

**Local Preference:**

Applied in accordance with applicable ordinances, but did not affect the outcome.

**UAP:**

This contract includes the 2% User Access Fee. The County will collect the UAP Fee.

**Living Wage:**

The services to be provided are covered under the Ordinance. The Living Wage is included in the specifications.

Justification:

Authorization is requested to award this contract in accordance with terms and conditions contained in the solicitation for Emergency Bid No. EM7797-4/07, approved by the Board of County Commissioners, March 15, 2005, Agenda Item No. 7 (0) (I) (B).

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