

Memorandum



Date: February 6, 2007

To: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

Agenda Item No. 8(A)(1)(G)

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: Change Order No. 3 to MIA Public Address System Infrastructure (PASI),
Project No. I112A, increasing the contract amount by \$276,483.82 for additional
project management responsibilities

The attached Change Order No. 3 to the contract between Pro Sound, Inc. and Miami-Dade County has been prepared by the Miami-Dade Aviation Department (MDAD), and is recommended for approval. Change Order No. 3 (1) increases the contract amount by \$276,483.82 for additional project management responsibilities, (2) authorizes the direct purchase of equipment for Concourse E-Satellite and Concourse G (3) increases the completion date for equipment installation by 120 days and (4) adjusts contract milestones and adds additional milestones to the project schedule.

CHANGE ORDER NO.: Three

PROJECT: Public Address System Infrastructure

PROJECT NO.: I112A

PROJECT LOCATION: Miami International Airport

PROJECT DESCRIPTION: The scope of this project/procurement is to provide personnel, materials, tools, labor, new equipment, hardware, firmware, software (including any and all required software licenses), and the design, development, delivery, configuration completion, installation, testing, commissioning, training, warranty and maintenance/tenant support of a fully operational Public Address System Infrastructure (PASI) for Miami International Airport.

PRIME CONTRACTOR: Pro Sound, Inc.

COMPANY PRINCIPALS: Roderick Sintow (CEO);
Rick Scharmann (Executive VP);
Jack Figaro (President); Kelly Prince (VP)

GENDER AND ETHNICITY OF PRINCIPALS: Caucasian male

CERTIFIED AS CSBE AT TIME OF AWARD: No

COMPANY QUALIFIER: Not applicable

LOCATION OF COMPANY: Miami, Florida

PREVIOUS CONTRACTS
WITH COUNTY DURING
THE LAST FIVE YEARS: None

CONTRACTOR
PERFORMANCE: Capital Improvements Information System (CIIS) does not list this firm.
Performance on existing contract is satisfactory.

PRE-NEGOTIATION
COST ESTIMATE: \$3,703,533.55

ORIGINAL CONTRACT
AMOUNT: \$4,347,430.44

ALLOWANCE ACCOUNT
HISTORY: Original Amount: \$391,660.40
Allowance Account Increase \$93,250.00
Current Balance Remaining: 152,408.63

PREVIOUS CHANGE
ORDERS: Change Order No. 1 (\$3,275,943.50)
Change Order No. 2 \$1,799,994.73

CHANGE ORDER
RECOMMENDATION:

1. Increase the Contract Amount by \$276,483.82 for additional project management responsibilities.
2. Authorize the direct purchase of equipment, from the manufacturers, for Concourse E-Satellite and Concourse G in the amount of (a) \$956,030.42 from Innovative Electronic Designs, and (b) \$12,083.40 from Middle Atlantic Products, Inc.
3. Increase the contract time for substantial completion of the equipment installation by 120 days.
4. Alter the timing of the milestones and add additional milestones as required within the project schedule.

JUSTIFICATION FOR
CHANGE ORDER:

This project was competitively awarded to Pro Sound, Inc. (Miami, FL) in May 2004, to provide a new Public Address and Fire Annunciation System within the North and Central Terminals. Change Order No. 1, executed simultaneously with the original contract award, deleted all of the Innovative Electronic Devices (IED) equipment from the contract in order for MDAD to procure the same equipment directly from IED and save the County approximately \$180,689 in sales taxes. Change Order No. 2, executed in June 2005, added the Public Address System for the new South Terminal to the contract. As a part of Change Order No. 2, the already procured equipment scheduled to be used in Concourse E-Satellite and Concourse G, was re-routed for use and installation within the South Terminal.

This Change Order No. 3 will replace the Concourse E-Satellite and Concourse G re-routed equipment by authorizing MDAD's direct purchase of the equipment from IED and Middle Atlantic (approximate sales tax savings of \$62,927.41), fund the project management and installation of the equipment by Pro Sound, and extend the contract an additional 120 calendar days.

At the time of Change Order 2, there was an expectation that Concourse E-Satellite and Concourse G would have a limited or non-functional role in the future of MIA.

That expectation has since changed such that now both concourses are planned to have a fully functional role at MIA for the foreseeable future.

This recommended change order is the most expeditious method for the acquisition and installation of the required equipment.

ADJUSTED CONTRACT AMOUNT: \$3,147,965.49

PERCENTAGE OF INCREASE OR DECREASE PREVIOUS CHANGE ORDERS: (33.95%)

PERCENTAGE OF INCREASE OR DECREASE THIS CHANGE ORDER: 9.63%

ORIGINAL CONTRACT COMPLETION DATE: December 29, 2006

CONTRACT COMPLETION DATE: February 28, 2007

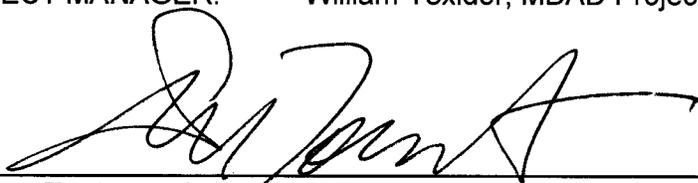
USING AGENCY: Miami-Dade Aviation Department

FUNDING SOURCE: Aviation Revenue Bonds

DBE MEASURES AT AWARD: 0%, Lack of DBE Subcontractor Availability

DBD REVIEW: Yes

PROJECT MANAGER: William Texidor, MDAD Project Manager



Susanne Torriente, Chief of Staff/Assistant County Manager



MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: February 6, 2007

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Agenda Item No. 8(A)(1)(G)

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

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 8(A)(1)(G)
02-06-07

RESOLUTION NO. _____

RESOLUTION AUTHORIZING COUNTY MANAGER TO EXECUTE CHANGE ORDER NO. 3 TO PROJECT NO. I112A PUBLIC ADDRESS SYSTEM INFRASTRUCTURE (PASI) PROJECT AT MIAMI INTERNATIONAL AIRPORT, WITH PRO SOUND, INC., TO PROVIDE A PUBLIC ADDRESS AND FIRE ANNUNCIATION SYSTEM FOR CONCOURSE E-SATELLITE AND CONCOURSE G; INCREASING THE CONTRACT AMOUNT BY \$276,483.82

WHEREAS, the Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board hereby authorizes the County Manager to execute Change Order No. 3 to Project No. I112A for the Public Address System Infrastructure (PASI) Project at Miami International Airport, with Pro Sound, Inc., which change order provides for the installation of a public address and fire annunciation system for Concourse E-Satellite and Concourse G, increases the contract time for equipment installation by 120 calendar days, increases the Contract Amount by \$276,483.82 for additional project management responsibilities, alters the project schedule to delay the currently scheduled site acceptance test and to incorporate additional milestones to include follow-on site acceptance tests, and authorizes the direct purchase of equipment in the total amount of \$968,113.82, all as more particularly set forth in the accompanying memorandum from the County Manager.

5

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:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 6th day of February, 2007. This resolution shall become effective 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.

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

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency. RW

Roy Wood

**MIAMI - DADE COUNTY
CHANGE ORDER TO ORIGINAL CONTRACT**

CHANGE ORDER NO 3

PROJECT NO. I112A

DATE:

PROJECT NAME: MIA PUBLIC ADDRESS SYSTEM INFRASTRUCTURE

TO CONTRACTOR: PROSOUND, INC.

YOU ARE HEREBY REQUESTED TO MAKE THE FOLLOWING CHANGES TO THE CURRENT CONTRACT, AND TO PERFORM THE WORK SUBJECT TO ALL CONTRACT STIPULATIONS AND COVENANTS.

- 1 Provide the labor to inventory and assemble the IED equipment into separate groupings for Concourse E – Satellite and Concourse G; rack the equipment for each group and interconnect the various components; provide miscellaneous parts and supplies for complete assembly; perform programming and interim testing; and perform Factory Acceptance Test prior to installation at MIA. After installation at MIA, perform System Acceptance Test each Concourse Group; and perform an overall Site Acceptance Test of the entire Public Address and Fire Annunciation System. \$214,483.82

Justification: County Requested Change

- 2 Increase the contract time for installation of all equipment by 120 calendar days to accommodate Project Management of the installation, System Acceptance Testing and integration of the equipment in Concourse E – Satellite and Concourse G. \$62,000.00

Justification: County Requested Change

3. Adjust the Project Schedule to incorporate the installation of the Public Address and Fire Annunciation equipment for Concourse E – Satellite and Concourse G; to incorporate a System Acceptance Test on the newly installed equipment; and to delay the currently scheduled Site Acceptance Test to a time after all of the required pre-testing is complete. \$0.00

Justification: County Requested Change

ITEM No. 1: Receive County procured equipment, assist to inventory the received equipment, provide the labor to assemble and rack the equipment, perform testing to assure proper operation of individual components, integrate this same equipment into the Miami International Airport (MIA) Public Address Infrastructure System at Concourse E – Satellite and Concourse G.

Justification: County Requested Change

Description: The Concourse E – Satellite and Concourse G combined Public Address and Fire Annunciation System previously procured as a part of this project, was diverted to the South Terminal as a part of Change Order No. 2. It is now necessary to replace that diverted equipment to ensure that Concourse E – Satellite and Concourse G is encompassed within the terminal wide Public Address and Fire Annunciation System. The decision to procure the equipment and installation from Pro Sound is based on the experience of acquiring the Public Address and Fire Annunciation equipment. Innovative Electronic Devices (IED) is the manufacturer of the Public Address and Fire Annunciation equipment that has been historically used at MIA. This contract procured the necessary equipment for the North and Central Terminals, and required a comprehensive equipment suite that was competitively bid as IED equipment, or equivalent. All bids received were for IED equipment only. Pro Sound, Inc. of Miami, the lowest bidder and the only compliant bidder, was awarded the contract in June 2004. Using Pro Sound will assure the paging equipment for Concourse E – Satellite and Concourse G will seamlessly connect to the equipment already installed in North, Central, and soon to be installed, in the South Terminal. MDAD will direct purchase the Public Address System equipment from IED and have it drop shipped to Pro Sound, saving the County approximately \$62,927.41 in sales taxes.

ITEM No. 2: Increase the contract time for installation of all equipment by 120 calendar days to accommodate installation, testing and integration of the equipment for Concourse E – Satellite and Concourse G. The integration of this equipment will

**MIAMI - DADE COUNTY
CHANGE ORDER TO ORIGINAL CONTRACT**

CHANGE ORDER NO 3

PROJECT NO. I112A

DATE:

PROJECT NAME: MIA PUBLIC ADDRESS SYSTEM INFRASTRUCTURE

TO CONTRACTOR: PROSOUND, INC.

YOU ARE HEREBY REQUESTED TO MAKE THE FOLLOWING CHANGES TO THE CURRENT CONTRACT, AND TO PERFORM THE WORK SUBJECT TO ALL CONTRACT STIPULATIONS AND COVENANTS.

finalize the combined Public Address and Fire Annunciation System throughout MIA. After integration, the entire terminal wide system will be tested to ensure complete compatibility.

Justification: County Requested Change

Description: The current equipment installation, testing and integration Substantial Completion date for the PASI project is February 28, 2006, which covers the final acceptance of the installed North, South and part of Central Terminal systems. Incorporation of Concourse E – Satellite and Concourse G extends the contract Substantial Completion date to June 29, 2007.

ITEM No. 3: Adjust the Project Schedule to delay the currently scheduled Site Acceptance Test, and to incorporate additional installation, testing, integration and Site Acceptance Test milestones.

Justification: County Requested Change

Description: The procurement of additional equipment and the adding of additional calendar days for Substantial Completion cause the current project schedule and its interim milestones to be impractical and obsolete. The incorporation of Concourse E – Satellite and Concourse G equipment have caused a re-evaluation of the equipment to be included within the first Site Acceptance Test. The revised project schedule will include additional installation, testing, integration and Site Acceptance Test milestones for the overall terminal wide Public Address and Fire Annunciation System.

RELEASE OF CLAIM

This Change Order modifies the Contract by extending the contract time for substantial completion of the equipment installation by 120 calendar days in order to accommodate the inclusion of compatible equipment for Concourse E – Satellite and Concourse G. It increases the Contract Amount to reimburse the contractor for the direct costs of the changed work in the amount of \$276,483.82.

In consideration of and conditional upon payment to Contractor by Miami- Dade County (hereinafter "County"), of the Change Order amount, the Contractor releases County, its officers, employees and agents from, and waives and relinquishes, any and all claims, disputes or causes of action it has or may have against the County, its officers, employees and agents for all events occurring prior to November 1, 2006, arising out of or in connection with the Contract. The Contractor accepts the Change Order as full accord and satisfaction of all time and monies due it under or in connection with the provisions of the Change Order.

9

THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

LIBERTY MUTUAL INSURANCE COMPANY
BOSTON, MASSACHUSETTS
POWER OF ATTORNEY

KNOW ALL PERSONS BY THESE PRESENTS: That Liberty Mutual Insurance Company (the "Company"), a Massachusetts stock insurance company, pursuant to and by authority of the By-law and Authorization hereinafter set forth, does hereby name, constitute and appoint MARY C. ACEVES, CHARLES J. NIELSON, WARREN ALTER, KRISTI MESSEL, LAURA CLYMER, CHARLES D. NIELSON, NICOLE M. WILLIAMS, DAVID R. HOOVER, ALL OF THE CITY OF MIAMI LAKES, STATE OF FLORIDA.....

each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations in the penal sum not exceeding FIFTY MILLION AND 00/100***** DOLLARS (\$ 50,000,000.00*****) each, and the execution of such undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents, shall be as binding upon the Company as if they had been duly signed by the president and attested by the secretary of the Company in their own proper persons.

That this power is made and executed pursuant to and by authority of the following By-law and Authorization:

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

By the following instrument the chairman or the president has authorized the officer or other official named therein to appoint attorneys-in-fact:

Pursuant to Article XIII, Section 5 of the By-Laws, Garnet W. Elliott, Assistant Secretary of Liberty Mutual Insurance Company, is hereby authorized to appoint such attorneys-in-fact as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

That the By-law and the Authorization set forth above are true copies thereof and are now in full force and effect.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Liberty Mutual Insurance Company has been affixed thereto in Plymouth Meeting, Pennsylvania this 16th day of November 2005.

LIBERTY MUTUAL INSURANCE COMPANY

By Garnet W. Elliott
Garnet W. Elliott, Assistant Secretary



COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 16th day of November, 2005, before me, a Notary Public, personally came Garnet W. Elliott, to me known, and acknowledged that he is an Assistant Secretary of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Plymouth Twp., Montgomery County
My Commission Expires Mar. 28, 2009
Member, Pennsylvania Association of Notaries

By Teresa Pastella
Teresa Pastella, Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of Liberty Mutual Insurance Company, do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy, is in full force and effect on the date of this certificate; and I do further certify that the officer or official who executed the said power of attorney is an Assistant Secretary specially authorized by the chairman or the president to appoint attorneys-in-fact as provided in Article XIII, Section 5 of the By-laws of Liberty Mutual Insurance Company.

This certificate and the above power of attorney may be signed by facsimile or mechanically reproduced signatures under and by authority of the following vote of the board of directors of Liberty Mutual Insurance Company at a meeting duly called and held on the 12th day of March, 1980.

VOTED that the facsimile or mechanically reproduced signature of any assistant secretary of the company, wherever appearing upon a certified copy of any power of attorney issued by the company in connection with surety bonds, shall be valid and binding upon the company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said company, this 13th day of December, 2006.



By David M. Carey
David M. Carey, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, bank deposit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-810-832-8240 between 9:00 am and 4:30 pm EST on any business day.

B. Jones - Wilfong
cc: W. TEX IDOR
G. GALLIHER
M. CLARK - VINCENT
R. ROBINSON
G. DASSOW

MDAD 11/22/06

Memorandum



Date: November 22, 2006

To: Gary Dassow, South Terminal Program Construction Manager
Dade Aviation Consultants

From: Robert Bruce, Business Development Specialist
Minority Affairs Division

Subject: Change Order # 3 submittal:
MDAD I112A Public Address System Infrastructure-Transmittal # 792

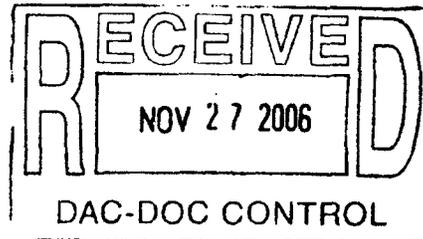
On November 15, 2006, the above referenced Change Order was submitted by MDAD-Minority Affairs Division to the Department of Business Development (DBD) for its review.

Attached is the Change Order review determination received from DBD on November 22, 2006 for your records.

If you need additional information, please contact me at (305) 876-7748.

Attachment (1)

c: H. Gregory
T. Quintero
A. Tecle
C. Corrales
G. Galliher, DAC
R. Bruce
Project File



Memorandum



Date: November 21, 2006

To:  Jose Abreu, Director
Aviation Department

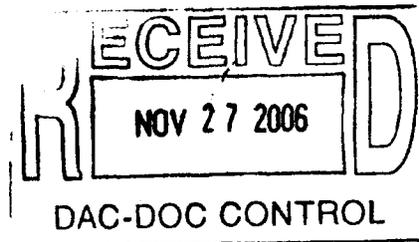
From: Marsha E. Jackman, Director
Department of Business Development

Subject: Change Order #3 - MIA Public Address System Infrastructure (PASI) Project No. MDAD I112A

The Department of Business Development (DBD) has reviewed the subject agreement and has no issues with the change order request.

Federal funding on this project precludes the establishment of small business measures or County established responsible wages, therefore, DBD has not recommended goals or monitored this project.

C: Howard Gregory, MDAD
Betty Alexander, DBD
Alice Hidalgo-Gato, DBD



NOV 27 2006