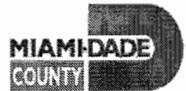


MEMORANDUM



Date: June 3, 2008

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

From: George M. Burgess
County Manager

Agenda Item No. 8(R)(1)(D)

Subject: Contract Award Recommendation for South District Wastewater Treatment Plant, HLD Upgrade to 285 MGD, Filter System - Project No: N/A; Contract No: S-805 (A), to Poole and Kent Company of Florida in the amount of \$134,253,006.15

RECOMMENDATION

This Recommendation to Award a construction Contract No. S-805 (A) between Poole & Kent Company of Florida and Miami-Dade County in the amount of \$134,253,006.15 has been prepared by the Miami-Dade Water and Sewer Department (WASD) and is recommended for approval pursuant to Miami-Dade County Code, Section 2-8.2.11, WASD Contracting Authority. This project is one in a series of projects under the High Level Disinfection (HLD) Program to comply with Consent Order No. 03-1376 negotiated by the County and the Florida Department of Environmental Protection (FDEP), and to adhere to regulatory requirements resulting from a rule change implemented by the U.S. Environmental Protection Agency (USEPA) to meet effluent quality standards for deep well disposal. Upon the completion of the entire project, the South District Wastewater Treatment Plant (SDWWTP) will be rated as a 285 million gallons per day (MGD) plant.

DELEGATION OF AUTHORITY

The authority of the County Mayor or his designee to execute and implement this contract is consistent with those authorities granted under the Code of Miami-Dade County.

SCOPE

PROJECT NAME: South District Wastewater Treatment Plant, HLD Upgrade to 285 MGD, Filter System

PROJECT NO: N/A

CONTRACT NO: S-805 (A)

PROJECT DESCRIPTION: The work consists of furnishing all materials, labor, and equipment necessary for the construction of a deep bed filter system for further treatment of effluent from the existing secondary wastewater treatment facility, at the South District Wastewater Treatment Plant, located at 23300 SW 88th Avenue, in Miami-Dade County, Florida.

The project includes, but is not limited to the following: furnishing all materials, labor, and equipment necessary to construct flocculation tanks with flash mixing followed by slow mixing for enhancement of solids removal by the filters; 30 deep bed sand, mono-media wastewater filter systems including reinforced concrete tanks, sub-drain piping, filter under-drain system, sand media, influent flow control weirs and related work; a filter backwash supply system including eight (8) backwash supply pumps, piping, and three (3) backwash supply storage tanks; a backwash air scour system including seven (7) blowers, piping, air filters, and silencers; a filter backwash waste system including eight (8) backwash waste pumps, piping, and three (3) backwash waste storage tanks; filter system channels; piping systems in various sizes up to 108-inch diameter; gates, valves and appurtenances; North and South Filter Buildings including structural, architectural, electrical, HVAC, plumbing; polymer system including Polymer Building, polymer mixing systems, dry and liquid polymer storage, dilution tanks, and polymer pumps and related systems; complete electrical systems for all filter facilities including transformers, switchgear, duct banks, conduits and miscellaneous, with connection to primary service 13 KV to 4160 V transformers furnished, installed and wired on the primary side by others); complete instrumentation and control systems, remote terminal units (RTUs) with all accessories, to ensure local control and also future connection by others to plant wide data highway; roadways, drainage systems, and site work around the filter system; testing, startup, training, and warranties of equipment; coordination with multiple ongoing construction contracts; coordination with plant personnel to avoid interruption of service; complying with security restrictions; and all other appurtenant and miscellaneous items and work for a complete installation.

It is WASD's intent to obtain a complete functional, and satisfactory installation under this project, and any items of labor, equipment or materials which may be reasonably assumed as necessary to accomplish this end shall be supplied whether or not they are specifically shown on the plans or stated in the specifications. The contractor shall provide all sheeting, shoring, bracing and all other labor, material or equipment required to preclude damage to, or loss of functionality of, any existing facility or system.

PROJECT LOCATION: 23300 SW 88th Avenue, in Miami-Dade County, Florida

PROJECT SITES:	<u>LOCATION</u>	<u>DIST</u>	<u>ESTIMATE</u>	<u>T-S-R</u>
	23300 SW 88 AVE 33032	8	\$134,253,006.15	56-21-40

PRIMARY COMMISSION DISTRICT: District 8 Katy Sorenson

APPROVAL PATH: Special Section 2-8.2.11 of the Code

USING DEPARTMENT: Miami-Dade Water and Sewer Department

MANAGING DEPARTMENT: Miami-Dade Water and Sewer Department

FISCAL IMPACT / FUNDING SOURCE

OPERATIONS COST IMPACT/FUNDING: \$6,515,000 per year. The funding source is the Operations and Maintenance (O & M) from WASD.

MAINTENANCE COST IMPACT/FUNDING: \$6,515,000 per year. The funding source is the Operations and Maintenance (O & M) from WASD.

LIFE EXPECTANCY OF ASSET: 50 years

FUNDING SOURCE:	<u>SOURCE</u>	<u>AMOUNT</u>
	WASD Revenue Bonds Sold, High Level Disinfection-Special Construction Fund, and Plant Expansion Fund - Wastewater	<u>\$134,253,006.15</u>

PTP FUNDING: No

GOB FUNDING: No

CAPITAL BUDGET PROJECT & AWARD ESTIMATE: \$134,253,006.15
96510240-SOUTH DISTRICT WASTEWATER TREATMENT PLANT
- HIGH LEVEL DISINFECTION
Book Page: 288
Funding Year: Adopted Capital Budget Book for 2007-08 from Prior Years' Funds

PROJECT TECHNICAL CERTIFICATION REQUIREMENTS: One of the following licenses is required: General Engineering, General Contractor, and/or other categories as applicable by Chapter 489 of the Florida Statutes or Chapter 10 of the Miami-Dade County Code.

BID PACKAGES ISSUED: 85

BIDS RECEIVED: 2

CONTRACT PERIOD: 1,825 Days

CONTINGENCY PERIOD: 183 Days

IG FEE INCLUDED IN BASE CONTRACT: Yes

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ART IN PUBLIC PLACES: No

BASE ESTIMATE: \$122,123,894.00

BASE CONTRACT AMOUNT: \$117,878,766.50

CONTINGENCY ALLOWANCE (SECTION 2-8.1 MIAMI DADE COUNTY CODE):	TYPE	PERCENT	AMOUNT
	Infrastructure	10%	\$11,787,876.65

PERMIT FEES:	\$3,536,363.00	3.00%
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SELLING FILTER PANELS, HARDWARE, SOFTWARE PROGRAMMING AND SUPERVISORY LABOR UNDER BRISTOL, INC. PROPOSAL TO THE FILTER PACKAGE SUPPLIER:	\$850,000.00	0.72%
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SELLING HARDWARE, AND PROVIDING PROGRAMMING AND SUPERVISORY LABOR UNDER BRISTOL, INC. PROPOSAL TO THE CONTRACTOR FOR POLYMER FEED EQUIPMENT AND ASSOCIATED SYSTEMS:	\$100,000.00	0.08%
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ADDITIONAL SOFTWARE PROGRAMMING CHANGES, FACTORY ACCEPTANCE, OR START-UP SERVICES REQUESTED OF BRISTOL, INC. BY THE COUNTY:	\$50,000.00	0.04%
--	-------------	-------

**ALL COSTS OF
EXCAVATING, REMOVAL,
STOCKPILING, LOADING
INTO TRUCKS AND
HAULING OFF-SITE TO AN
APPROVED DISPOSAL** \$50,000.00 0.04%
**SITE, BOULDERS, RUBBLE,
AND DEBRIS NOT
PREVIOUSLY IDENTIFIED
ON THE PLANS:**

**TOTAL DEDICATED
ALLOWANCE:** \$4,586,363.00
TOTAL AMOUNT: \$134,253,006.15

TRACK RECORD / MONITOR

**SBD HISTORY OF
VIOLATIONS:** No

EXPLANATION: WASD received two bids for this project. The low bidder, SKANSKA USA Building, Inc., was found to be not responsive. It is recommended to award this contract to the low responsive and responsible bidder, Poole & Kent Company of Florida, whose bid is 2.8 percent under the Engineer's estimate.

Poole & Kent Company of Florida was formed in 2004 to service the same geographic region that the southern division of The Poole & Kent Company used to serve. The personnel who operated the southern division of The Poole & Kent Company, which has received County contracts for a total value of \$111,525,866.50 from March 1994 to March 2002, operate Poole & Kent Company of Florida. The Office of Capital Improvements CIIS database contains two evaluations for The Poole and Kent Company of Florida averaging 3.1 points out of a possible 4 points.

BID OPEN DATE: 2/12/2008
BID BOND EXPIRES: 6/11/2008
BID VALID UNTIL: 6/11/2008
**ESTIMATED NOTICE TO
PROCEED:** 6/9/2008
PRIME CONTRACTOR: Poole & Kent Company of Florida

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COMPANY PRINCIPAL: Steven C. Jordan

COMPANY QUALIFIERS: David A. Strickland

COMPANY EMAIL ADDRESS: 'robert_oates@emcorgroup.com'

COMPANY STREET ADDRESS: 1781 NW North River Drive

COMPANY CITY-STATE-ZIP: Miami, Florida 33125

YEARS IN BUSINESS: 4 years

PERFORMANCE HISTORY: According to the Firm History Report provided by the Department of Small Business Development, Poole & Kent Company of Florida has received one contract with a total value of \$8,830,950.

SUBCONTRACTORS AND SUPPLIERS (SECTION 10-34 MIAMI DADE COUNTY CODE): DODEC, Inc., Scammel Construction, Central Florida Equipment, American Electric, Moss-Kelley, Price Brothers, American Cast Iron, Lehman Pipe, and HD Supply

MINIMUM QUALIFICATIONS EXCEED LEGAL REQUIREMENTS: No

STANDARD PAYMENT AND PERFORMANCE BOND: Yes

REVIEW COMMITTEE DATE & SIGN-OFF: 10/31/2007

RESPONSIBLE WAGES: Yes

REVIEW COMMITTEE ASSIGNED CONTRACT MEASURES:	TYPE	GOAL	ESTIMATED VALUE
	CSBE	11.00%	\$14,263,330.75
	CWP	0.00%	\$0.00

MANDATORY CLEARING HOUSE: Yes

CONTRACT MANAGER NAME/PHONE/EMAIL: Alma M. Santiago, (786)552-8243 AS1@miamidade.gov
P.E.

**PROJECT MANAGER
NAME/PHONE/EMAIL:**

John W. Chorlog, Jr. (786) 552-8102

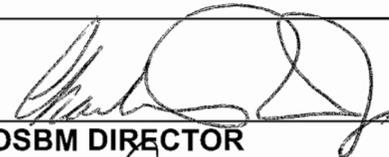
jwcho01@miamidade.gov

Background

BACKGROUND:

This project consists of furnishing all materials, labor, and equipment necessary for the construction of a deep bed filter system for further treatment of effluent from the existing secondary wastewater treatment facility at the SDWWTP. This project is one in a series of projects under the HLD Program to comply with Consent Order No. 03-1376 negotiated by Miami-Dade County and the FDEP, and to adhere to regulatory requirements resulting from a rule change implemented by the USEPA to meet effluent quality standards for deep well disposal. Upon the completion of the entire project, the SDWWTP will be rated as a 285 MGD plant.

**BUDGET APPROVAL
FUNDS AVAILABLE:**

File

OSBM DIRECTOR 4/18/08 *JS OK*
DATE

**APPROVED AS TO
LEGAL SUFFICIENCY:**


COUNTY ATTORNEY 4/23/08
DATE

**CAPITAL
IMPROVEMENTS
CONCURRENCE:**


Johnny Martinez, P.E.
OCJ DIRECTOR 5-14-08
DATE


**ASSISTANT COUNTY
MANAGER** 5/19
DATE

CLERK DATE

DATE



MEMORANDUM

(Revised)

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

DATE: June 3, 2008

FROM: 
R. A. Cuevas, Jr.
County Attorney

SUBJECT: Agenda Item No. 8(R)(1)(D)

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(R)(1)(D)
6-3-08

RESOLUTION NO. _____

RESOLUTION APPROVING CONSTRUCTION CONTRACT NO. S-805 (A) IN THE AMOUNT OF \$134,253,006.15 TO POOLE & KENT COMPANY OF FLORIDA FOR THE CONSTRUCTION OF A FILTER SYSTEM FOR FURTHER TREATMENT OF EFFLUENT AT THE HIGH LEVEL DISINFECTION FACILITY AT THE SOUTH DISTRICT WASTEWATER TREATMENT PLANT; AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE SAME AND EXERCISE THE TERMINATION PROVISIONS CONTAINED HEREIN

WHEREAS, this 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 approves award of Contract No. S-805 (A) for the construction of a filter system for further treatment of effluent at the High Level Disinfection Facility at the South District Wastewater Treatment Plant in the amount of \$134,253,006.15 to Poole & Kent Company of Florida, in substantially the form on file with the Clerk, an excerpt of which is attached hereto and made a part hereof; and authorizes the County Mayor or his designee to execute same and to exercise the termination provisions contained therein.

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:

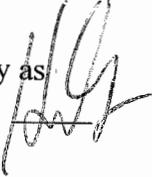
- | | |
|------------------------------------|--------------------|
| Bruno A. Barreiro, Chairman | |
| Barbara J. Jordan, Vice-Chairwoman | |
| Jose "Pepe" Diaz | Audrey M. Edmonson |
| Carlos A. Gimenez | Sally A. Heyman |
| Joe A. Martinez | Dennis C. Moss |
| Dorrin D. Rolle | Natacha Seijas |
|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

The Chairperson thereupon declared the resolution duly passed and adopted this 3rd day of June, 2008. 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. 
Henry N. Gillman

SOUTH DISTRICT WASTEWATER TREATMENT PLANT, HLD UPGRADE TO 285
MGD, UPGRADE FILTER SYSTEM

CONTRACT NO: S-805(A)

**BUDGET PROJECT AND
DESCRIPTION:**

96510240-SOUTH DISTRICT WASTEWATER
TREATMENT PLANT - HIGH LEVEL DISINFECTION

FUNDING SOURCE:

WASD Revenue Bonds Sold, High Level Disinfection-Special
Construction Fund, and Plant Expansion Fund - Wastewater

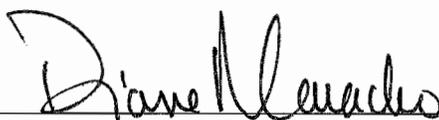
**ASSISTANT DIRECTOR,
ENGINEERING AND CAPITAL
IMPROVEMENTS:**


EDUARDO A. VEGA, PE 4/22/2008
DATE

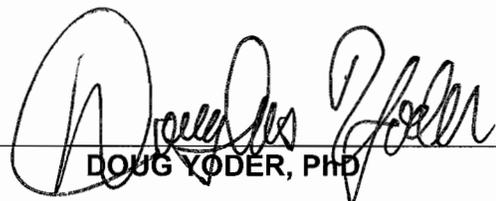
**BUDGET AND CAPITAL
FUNDING COORDINATION:**


PEDRO VELAR 4/23/08
DATE

**ASSISTANT DIRECTOR,
FINANCE AND INFORMATION
TECHNOLOGY:**


DIANE CAMACHO 4/23/08
DATE

**DEPUTY DIRECTOR,
REGULATORY COMPLIANCE AND
CAPITAL IMPROVEMENTS:**


DOUG YODER, PhD 4/24
DATE

STRATEGIC AREA: Neighborhood and Unincorporated Area Municipal Services
 DEPARTMENT: Water and Sewer

***** FUNDED PROJECTS *****
 (dollars in thousands)

SOUTH DISTRICT UPGRADES - WASTEWATER TREATMENT PLANT

PROJECT # 9653401

DESCRIPTION: Construct plant process improvements including injection and monitoring wells, installation of emergency generators, acquiring a land buffer, construction of a landfill gas pipeline, installation of co-Gen units, and construction of sludge handling facilities

LOCATION: 8950 SW 232 St

Unincorporated Miami-Dade County

DISTRICT LOCATED: 8

ESTIMATED ANNUAL OPERATING IMPACT: Minimal

DISTRICT(s) SERVED: Systemwide

REVENUE SCHEDULE:	PRIOR	2007-08	2008-09	2009-10	2010-11	2011-12	2012-13	FUTURE	TOTAL
Wastewater Renewal Fund	1,402	2,150	1,350	1,000	0	0	0	0	5,902
Wastewater Connection Charges	3,556	0	0	0	500	1,000	1,000	0	6,056
WASD Revenue Bonds Sold	3,862	0	0	0	0	0	0	0	3,862
Future WASD Revenue Bonds	0	0	0	2,688	0	7,500	0	4,718	14,906
TOTAL REVENUE:	8,820	2,150	1,350	3,688	500	8,500	1,000	4,718	30,726
EXPENDITURE SCHEDULE:	PRIOR	2007-08	2008-09	2009-10	2010-11	2011-12	2012-13	FUTURE	TOTAL
Planning and Design	611	146	314	294	82	346	573	429	2,795
Construction	6,104	1,461	3,137	2,941	818	3,454	5,727	4,289	27,931
TOTAL EXPENDITURES:	6,715	1,607	3,451	3,235	900	3,800	6,300	4,718	30,726

SOUTH DISTRICT WASTEWATER TREATMENT PLANT - HIGH LEVEL DISINFECTION

PROJECT # 96510240

DESCRIPTION: Construct treatment facilities for high level disinfection to meet regulatory requirements at the South District Wastewater Treatment Plant

LOCATION: 8950 SW 232 St

Unincorporated Miami-Dade County

DISTRICT LOCATED: 8

ESTIMATED ANNUAL OPERATING IMPACT: Minimal

DISTRICT(s) SERVED: Systemwide

REVENUE SCHEDULE:	PRIOR	2007-08	2008-09	2009-10	2010-11	2011-12	2012-13	FUTURE	TOTAL
Wastewater Renewal Fund	64,825	0	0	0	0	0	0	0	64,825
Wastewater Connection Charges	0	1,311	0	0	0	0	0	0	1,311
S. Fl. Water Mgmt. District Grant	0	5,000	5,000	5,000	5,000	5,000	0	0	25,000
State Revolving Loan Wastewater Program	0	0	34,680	25,000	27,320	13,000	0	0	100,000
WASD Revenue Bonds Sold	20,808	0	0	0	0	0	0	0	20,808
Future WASD Revenue Bonds	0	0	0	212,664	0	1,377	0	0	214,041
HLD Special Construction Fund	80,000	0	0	0	0	0	0	0	80,000
TOTAL REVENUE:	165,633	6,311	39,680	242,664	32,320	19,377	0	0	505,985
EXPENDITURE SCHEDULE:	PRIOR	2007-08	2008-09	2009-10	2010-11	2011-12	2012-13	FUTURE	TOTAL
Planning and Design	2,655	3,395	13,188	16,856	7,594	2,317	40	0	46,045
Construction	26,519	33,918	131,733	168,378	75,855	23,140	397	0	459,940
TOTAL EXPENDITURES:	29,174	37,313	144,921	185,234	83,449	25,457	437	0	505,985

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BUDGET PROJECT 96510240

Project Title: 96510240-SOUTH DISTRICT WASTEWATER TREATMENT PLANT - HIGH LEVEL DISINFECTION

Project Desc: Construct treatment facilities for high-level disinfection to meet regulatory requirements

Project(\$\$ in 000's)	Start:	End:	Prior:	07-08:	08-09:	09-10:	10-11:	Total:
Expenditures	<u>10/1/2002</u>	<u>9/30/2009</u>	<u>29,174</u>	<u>37,313</u>	<u>144,921</u>	<u>185,234</u>	<u>83,449</u>	<u>505,985</u>
Revenue			<u>165,633</u>	<u>6,311</u>	<u>39,680</u>	<u>242,664</u>	<u>32,320</u>	<u>505,985</u>

Project Type: Capital

CDPWeb Project Milestones (\$ IN 000'S)

Milestone:	Start:	End:	Prior:	07-08:	08-09:	09-10:	10-11:	Total:
Planning/Design	N/A	N/A	2,655	3,395	13,188	16,856	7,594	46,045
Construction	N/A	N/A	26,519	33,918	131,733	168,378	75,855	459,940

EXIT

Current Contracts for Project 96510240

Dept	ContractNo	Contract Name	RTA Budget Allocation	Award Budget Allocation	CIIS Award
WS	<u>E07-WASD-02</u>	Design and Construction Manage	\$55,000,000.00	\$0.00	\$50,000,000.00
WS	<u>E07-WASD-05</u>	Construction Engineering & Ins	\$6,050,000.00	\$0.00	\$5,500,000.00
WS	<u>E07-WASD-05 (A)</u>	Construction Engineering & Ins	\$0.00	\$6,050,000.00	\$5,500,000.00
WS	<u>S-805</u>	South District Wastewater Trea	\$130,000,000.00	\$0.00	\$0.00
WS	<u>S-805 (A)</u>	South District Wastewater Trea	\$0.00	\$134,253,006.15	\$117,878,766.50
WS	<u>S-805 (A)</u>	South District Wastewater Trea	\$138,000,000.00	\$0.00	\$117,878,766.50
WS	<u>S-806</u>	South District Wastewater Trea	\$25,001,000.00	\$0.00	\$0.00
WS	<u>S-811(A)</u>	South District Wastewater Trea	\$0.00	\$92,786,510.28	\$82,111,956.00
WS	<u>S-811(A)</u>	South District Wastewater Trea	\$80,000,000.00	\$0.00	\$82,111,956.00
WS	<u>S-811(A)</u>	South District Wastewater Trea	\$5,371,500.00	\$0.00	\$82,111,956.00
WS	<u>S-812 A</u>	South District Wastewater Trea	\$19,413,400.00	\$0.00	\$0.00
WS	<u>S-813</u>	South District Wastewater Trea	\$14,000,000.00	\$0.00	\$0.00
WS	<u>S-813 (A)</u>	South District Wastewater Trea	\$0.00	\$10,132,996.00	\$8,967,253.10
WS	<u>S-816 (A)</u>	South District Wastewater Trea	\$11,700,000.00	\$0.00	\$7,815,000.00
WS	<u>S-816 (A)</u>	South District Wastewater Trea	\$0.00	\$8,830,950.00	\$7,815,000.00
WS	<u>S-825 (A)</u>	South District Wastewater Trea	\$0.00	\$11,110,940.05	\$9,487,557.56
WS	<u>S-825 (A)</u>	South District Wastewater Trea	\$8,000,000.00	\$0.00	\$9,487,557.56
WS	<u>S-828</u>	South District Wastewater Trea	\$16,000,000.00	\$0.00	\$0.00
WS	<u>S-828 (A)</u>	South District Wastewater Trea	\$0.00	\$14,474,955.00	\$12,703,500.00
Total Allocated:			\$508,535,900.00	\$277,639,357.48	

Current Sites for Project 96510240

Site	Location
<u>72970</u>	23300 SW 88 AVE 33032

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Miami-Dade Water and Sewer Department
 2007 - 2013 CAPITAL BUDGET / MULTI - YEAR PLAN

WASTEWATER PROJECTS

1037. SOUTH DISTRICT WASTEWATER TREATMENT PLANT - HIGH LEVEL DISINFECTION

OSBM CURRENT CIP
 # 96510240 PLV

Commission District(s)

Budget/ Estimate Cost	Prior to 2006 - 2007	Prior		Projections							Future	Total	Bond Issue
		FY 2006 - 2007	Total Prior	FY 2007 - 2008	FY 2008 - 2009	FY 2009 - 2010	FY 2010 - 2011	FY 2011 - 2012	FY 2012 - 2013				
505,985,133	0	0	0	0	0	212,664,559	0	1,376,971	0	0	0	214,041,530	Future WASTD Revenue Bonds
80,000,000	0	80,000,000	0	0	0	0	0	0	0	0	0	80,000,000	HLD - Special Construction Fund
0	0	0	1,310,741	0	0	0	0	0	0	0	0	1,310,741	Plant Expansion Fund - Wastewater
0	0	0	5,000,000	5,000,000	5,000,000	5,000,000	5,000,000	5,000,000	0	0	0	25,000,000	South Florida Water Management District Grant
0	0	0	0	34,679,875	25,000,000	27,320,125	13,000,000	0	0	0	0	100,000,000	State Revolving Loans - Wastewater
20,807,699	0	20,807,699	0	0	0	0	0	0	0	0	0	20,807,699	WASTD Revenue Bonds Sold
64,825,163	0	64,825,163	0	0	0	0	0	0	0	0	0	64,825,163	Wastewater Renewal & Replacement Fund
165,632,862.	0	165,632,862	6,310,741.0	39,679,875	242,664,559	32,320,125	19,376,971	0	0	0	0	505,985,133	
0	0	0	0	0	0	0	0	0	0	0	0	0	

HC

TOTAL

Memorandum



Date: March 3, 2008

To: John W. Renfrow, Director
Water And Sewer Department

From: Penelope Townsely, Director 
Department of Small Business Development

Subject: CSBE Compliance Review of Project No: S-805, South District Wastewater Treatment Plant, HLD Upgrade to 285 MGD, Filter System

Small Business Development (SBD) has completed a compliance review for the above-referenced project with the Community Small Business Enterprise (CSBE) Program. The contract measure applicable to this project is a 2.71% first tier CSBE subcontractor goal and an 8.33% second, third, and fourth tier CSBE goal. The Construction Contracts Section of The Miami-Dade Water and Sewer Department (WASD) submitted bid documents from Skanska USA Building, Inc. and Poole and Kent Company of Florida for compliance review.

Skanska USA Building, Inc. submitted the required Schedule of Intent (SOI) Affidavit committing to utilize BCL Construction, Inc., a certified CSBE firm, to install cast-in-place concrete, formwork, rough carpentry, doors, sealants, ceilings, louvers, toilet accessories, lockers, fire extinguishers, and identification devices at 2.71% to meet the first tier CSBE subcontractor goal. A commitment letter was also submitted by Skanska USA Building, Inc. agreeing to meet the second, third, and fourth tier CSBE goal. Skanska USA Building, Inc. has fulfilled the contract measure requirement and is in compliance with the CSBE Participation Provisions.

Poole and Kent Company of Florida submitted the required SOI Affidavit committing to utilize Dodec, Inc., a certified CSBE firm, to furnish and install mechanical work at 3% to meet the first tier CSBE subcontractor goal. A commitment letter was also submitted by Poole and Kent Company of Florida agreeing to meet the second, third, and fourth tier CSBE goal. Poole and Kent Company of Florida has fulfilled the contract measure requirement and is in compliance with the CSBE Participation Provisions.

SBD staff only reviewed and addressed compliance with the CSBE program. The Construction Contracts Section of The Miami-Dade Water and Sewer Department is responsible for any other issues that may exist.

Should you have any questions or need any additional information, please do not hesitate to call Kelly Duncombe at (305) 375-3136.

c: Alma Santiago, P.E., WASD
Betty Alexander, Division Director, SBD
Patrice King, SBD
File

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Dept. of Business Development
Project Worksheet

Project/Contract Title: SOUTH DISTRICT WASTEWATER TREATMENT PLANT, PHASE 1, FILTER SYSTEM (SIC 16)
Project/Contract No: S-805
Department: WATER & SEWER DEPARTMENT
Estimated Cost of Project/Bid: \$138,000,000.00
Funding Source: WASH RLY BONDS&WW CONN. CHARGE
RC Date: 10/31/2007
Item No: 3-05
Resubmission Date(s): 05/02/2007

Description of Project/Bid: TO ESTABLISH A CONTRACT THAT CONSISTS OF FURNISHING ALL MATERIALS, LABOR, AND EQUIPMENT NECESSARY FOR THE CONSTRUCTION OF A DEEPED FILTER SYSTEM FOR FURTHER TREATMENT OF EFFLUENT FROM THE EXISTING SECONDARY WASTEWATER TREATMENT FACILITY, AT THE SOUTH DISTRICT WASTEWATER TREATMENT PLANT, LOCATED AT 25300 SW 88th AVENUE IN MIAMI-DADE COUNTY, FLORIDA. THIS PROJECT IS ONE IN A SERIES OF PROJECTS UNDER THE HIGH LEVEL DISINFECTION (HLD) PROGRAM.

Contract Measures Recommendation

Table with 3 columns: Measure, Program, Goal Percent. Row 1: Goal, CSBE, 11.05%

Reasons for Recommendation

An analysis of the factors contained in Section VIC of Administrative Order 3-22 indicate that a goal is appropriate for this project.

FIRST TIER CSBE GOAL = 2.71%: Plumbing/HVAC and Mechanical (1.81%), Built-Up Roofing (1.09%), Doors and Exterior Windows (.20%), Stucco (.10%), Stairs and Toilet/Bathroom Accessories (.04%), Handrails/Miscellaneous Metals (.47%).
2nd, 3rd, & 4th TIER CSBE GOAL = 8.33%: Electrical (5.65%) and Coatings (2.68%)

This project is being resubmitted because the six (6) month period to advertise this project is expiring. The cost estimate has increased from \$130,000,000 to \$138,000,000.

CWP Not Applicable: Not in DTA

Analysis for Recommendation of a Goal

Table with 5 columns: Subtrade, Cat., Estimated Value, % of Items to Base Bid, Availability. Rows include Carpentry Contractors, Roofing, Siding, and Sheet Metal Contractors, Concrete Contractors, Commercial and Institutional Building Construction, Plumbing, Heating, and Air-Conditioning Contractors, Painting and Wall Covering Contractors, Electrical Contractors, Structural Steel Erection Contractors, and a Total row.

Living Wages: YES [] NO [X] Highway: YES [] NO [X] Heavy Construction: YES [X] NO []
Responsible Wages: YES [X] NO [] Building: YES [] NO [X]

Ordinance 90-143 is applicable to all construction projects over \$100,000 that do not utilize Federal Funds

REVIEW COMMITTEE RECOMMENDATION

Tier 1 Set Aside
Set Aside Level 1 Level 2 Level 3
Trade Set Aside (MCC) Goal 11% CSBE Bid Preference
No Measure Deferred Selection Factor
Chairperson, Review Committee Date 10/31/07 County Manager Date

MIAMI-DADE WATER AND SEWER DEPARTMENT
MIAMI-DADE COUNTY

SOUTH DISTRICT WASTEWATER TREATMENT PLANT
HLD UPGRADE TO 285 MGD FILTER SYSTEM
CONTRACT NO. S-805

ESTIMATE: \$138,000,000

TABLATION OF BIDS Bid Date: February 12, 2008
BIDDERS

Skanska USA Building, Inc. Poole & Kent Company of Florida
1815 Griffin Road, Suite 204 1781 NW North River Drive
Dania Beach, FL 33004 Miami, Florida 33125

Item No.	Description	Quant.	Unit	Total	Unit	Total
1.	Performing preparatory work & operations in mobilizing for beginning the work of the project, but excluding materials & permit costs, both of which are paid under other payment items	Aggr. Sum		\$5,622,866.00		\$5,500,000.00
2.	All cost of Bed No. 3 (Parking Area) site clearing, demolition, milling existing asphalt liner & mixing with subgrade soils, debris removal, fill with on-site suitable fill & earthwork activities, installation of drainage works, fencing & miscellaneous civil works	Aggr. Sum		2,000,000.00		835,000.00
3.	All cost of Bed No. 7 paving upgrade including site clearing, demolition, on-site stockpiling of excavated soils, fill to new grades with on-site suitable fill & earthwork activities, installation of civil & drainage works	Aggr. Sum		1,500,000.00		125,000.00
4A.	All cost of selling & delivery of 12-inch stabilized subgrade material	25,000 S.Y.	3.40	85,000.00	2.90	72,500.00
4B.	All costs incurred in installing of 12 inch stabilized subgrade material	25,000 S.Y.	2.95	73,750.00	3.00	75,000.00
5A.	All cost of selling & delivery of 6-inch limerock base material	45,000 S.Y.	7.40	333,000.00	11.35	510,750.00
5B.	All cost incurred in installing of 6 inch limerock base material	45,000 S.Y.	2.15	96,750.00	5.35	240,750.00
6A.	All cost of selling & delivery of 8 inch limerock base material	6,500 S.Y.	9.90	64,350.00	15.15	98,475.00
6B.	All cost incurred in installing of 8 inch limerock base material	6,500 S.Y.	2.90	18,850.00	6.25	40,625.00
7A.	All cost of selling & delivery of 1 1/2-inch thick Type I asphaltic concrete mix in upaved areas	25,000 S.Y.	7.85	196,250.00	6.90	172,500.00
7B.	All costs incurred in installing of 1 1/2 inch thick Type I asphaltic concrete mix in upaved areas	25,000 S.Y.	1.20	30,000.00	3.80	95,000.00
8A.	All cost of selling & delivering to Miami Dade Water & Sewer Department ready for installation, 3 inch thick Type 1 asphaltic concrete material for Bed No. 7	25,000 S.Y.	16.20	405,000.00	13.75	343,750.00
8B.	All cost of placement & compaction of 3 inch thick Type I asphaltic concrete material in Bed No. 7	25,000 S.Y.	2.30	57,500.00	4.90	122,500.00

MIAMI-DADE WATER AND SEWER DEPARTMENT
MIAMI-DADE COUNTY

SOUTH DISTRICT WASTEWATER TREATMENT PLANT
HLD UPGRADE TO 285 MGD FILTER SYSTEM
CONTRACT NO. S-805

ESTIMATE: \$138,000,000

TABULATION OF BIDS Bid Date: February 12, 2008
BIDDERS

Skanska USA Building, Inc. Poole & Kent Company of Florida
1815 Griffin Road, Suite 204 1781 NW North River Drive
Dania Beach, FL 33004 Miami, Florida 33125

Item No.	Description	Quant.	Unit	Total	Unit	Total
9A.	All cost of selling & delivery of Type I asphaltic concrete material to refurbish existing 1 1/2 inch pavement	250 Ton	\$95.00	\$23,750.00	\$83.15 *	\$20,787.50
9B.	All cost of milling, placement, compaction of Type I asphaltic concrete material to refurbish existing 1 1/2 inch pavement	250 Ton	92.00	23,000.00	210.00	52,500.00
10A.	All cost of selling & delivery of suitable fill from off-site borrow pits as authorized by the Engineer	10,000 C.Y.	5.00	50,000.00	66.00	660,000.00
10B.	All cost of placement & compaction to final grade for offsite suitable fill as directed by the Engineer	10,000 C.Y.	3.00	30,000.00	7.00	70,000.00
11.	All cost incurred in the furnishing & installation of drainage works including pea gravel, fill material, piping, catch basins, manholes & appurtenances	Aggr. Sum		1,000,000.00		1,300,000.00
12.	All cost incurred in the furnishing & installation of sanitary & process works including sanitary manholes, process drains & sanitary piping, sanitary pump station & all appurtenances	Aggr. Sum		250,000.00		350,000.00
13.	All cost incurred in the furnishing & installation of potable water mains, & flushing water systems in the roadways, & piping loop in the filter works & all appurtenances	Aggr. Sum		200,000.00		1,300,000.00
14A.	All cost of selling & delivery to MDWASD all prestressed concrete cylinder pipe (P.C.C.P.) fittings & appurtenances	Aggr. Sum		3,300,000.00		3,750,000.00
14B.	All cost of installing all prestressed concrete cylinder pipe (P.C.C.P.), fittings & appurtenances	Aggr. Sum		3,150,000.00		2,100,000.00
15.	All cost incurred in furnishing & installing chemical PVC piping & fittings from the Polymer Building to the flocculation tanks & for chlorine piping in Plant Drive D and Work Road B to the filter system feed system	Aggr. Sum		850,000.00		100,000.00
16.	All earthwork activities including excavation, stockpiling cut material, hauling soil on-site, placement, compaction of general & suitable on-site fill to the final grades shown on the Plans	Aggr. Sum		1,000,000.00		1,100,000.00
17A.	All cost of furnishing & delivery of filter media material supplied by the Filter Package Supplier	Aggr. Sum		10,000.00		3,000,000.00

*REVISED DUE TO ERROR

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MIAMI-DADE WATER AND SEWER DEPARTMENT
MIAMI-DADE COUNTY

SOUTH DISTRICT WASTEWATER TREATMENT PLANT
HLD UPGRADE TO 285 MGD FILTER SYSTEM
CONTRACT NO. S-805

ESTIMATE: \$138,000,000

TABLATION OF BIDS Bid Date: February 12, 2008
BIDDERS

Skanska USA Building, Inc. Poole & Kent Company of Florida
1815 Griffin Road, Suite 204 1781 NW North River Drive
Dania Beach, FL 33004 Miami, Florida 33125

Item No.	Description	Quant.	Unit	Total	Unit	Total
17B.	All cost of installing filter media material supplied by the Filter Package Supplier	Aggr. Sum		\$500,000.00		\$800,000.00
18A.	All cost of furnishing & delivery of filter bottoms, air piping system & underdrain backwash piping & fittings & all other items (except in item 17A) supplied by the Filter Package Supplier package	Aggr. Sum		8,000,000.00		14,000,000.00
18B.	All cost of installing filter bottoms, air piping system & underdrain backwash piping & fittings & all other items (except in item 17B.) supplied by the Filter Package supplier package	Aggr. Sum		1,500,000.00		2,000,000.00
19A.	All cost of furnishing & delivery all foundation, structural architectural & related materials for the Polymer Building	Aggr. Sum		770,000.00		900,000.00
19B.	All cost of installing all foundation structural, architectural & related material for the Polymer Building	Aggr. Sum		330,000.00		700,000.00
20A.	All cost of furnishing & delivery of all mechanical, pumps, piping tanks, A/C plumbing, fire electrical & instrumentation systems for the Polymer Building	Aggr. Sum		500,000.00		2,200,000.00
20B.	All cost of installing all mechanical, pumps, piping, tanks, A/C plumbing, fire, electrical & instrumentation systems for the Polymer Building	Aggr. Sum		200,000.00		1,050,000.00
21A.	All cost of furnishing & delivery of all foundation work & reinforced concrete tankage materials & equipment	Aggr. Sum		28,000,000.00		18,000,000.00
21B.	All cost of installing all foundation work & reinforced concrete tankage	Aggr. Sum		12,000,000.00		11,343,629.00
22A.	All cost of furnishing & delivery of foundation, structural, architectural & related materials for the North Filter System	Aggr. Sum		3,200,000.00		4,250,000.00
22B.	All cost of installing all foundation, structural, architectural & related materials for the North Filter System Building	Aggr. Sum		1,400,000.00		3,100,000.00
23A.	All cost of furnishing & delivery of all piping, A/C, plumbing, fire & mechanical systems for the North Filter System Building	Aggr. Sum		1,100,000.00		6,100,000.00
23B.	All cost of installing all piping, A/C, plumbing, fire & mechanical systems for the North Filter System Building	Aggr. Sum		450,000.00		1,500,000.00

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MIAMI-DADE WATER AND SEWER DEPARTMENT
MIAMI-DADE COUNTY

SOUTH DISTRICT WASTEWATER TREATMENT PLANT
HLD UPGRADE TO 285 MGD FILTER SYSTEM
CONTRACT NO. S-805

ESTIMATE: \$138,000,000

TABLATION OF BIDS
BIDDERS

Bid Date: February 12, 2008

Skanska USA Building, Inc.
1815 Griffin Road, Suite 204
Dania Beach, FL 33004

Poole & Kent Company of Florida
1781 NW North River Drive
Miami, Florida 33125

Item No.	Description	Quant.	Unit	Total	Unit	Total
24A.	All cost of furnishings & installing all outside mechanical yard piping, fittings, valves & appurtenances, except as specifically defined in other Proposal Items	Aggr. Sum		\$6,300,000.00		\$2,550,000.00
24B.	All cost of installing all outside mechanical yard piping, fittings, valves & appurtenances, except as specifically defined in other Proposal Items	Aggr. Sum		2,700,000.00		1,000,000.00
25.	All cost of coordination & installation of electrical equipment supplied under the filter package, the coordination of instrumentation hardware & services obtained by direct purchase from Bristol, Inc., furnishing all remaining electrical, instrumentation equipment & wiring, & the installation of all electrical & instrumentation works	Aggr. Sum		5,500,000.00		8,000,000.00
26A.	All cost of furnishing & delivery of all foundation, structural architectural & related materials for the South Filter System Building	Aggr. Sum		3,200,000.00		4,500,000.00
26B.	All cost of installing all foundation, structural, architectural & related materials for the South Filter System Building	Aggr. Sum		1,400,000.00		3,200,000.00
27A.	All cost of furnishing & delivery of all piping, A/C, plumbing, fire & mechanical systems for the South Filter System Building	Aggr. Sum		1,100,000.00		7,200,000.00
27B.	All cost of installing all piping, A/C, plumbing, fire & mechanical systems for the South Filter System Building	Aggr. Sum		450,000.00		1,700,000.00
28.	All cost of selling & delivering to Miami Dade Water & Sewer Department fourteen (14) electric cart vehicles & accessories	Aggr. Sum		150,000.00		100,000.00

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MIAMI-DADE WATER AND SEWER DEPARTMENT
MIAMI-DADE COUNTY

SOUTH DISTRICT WASTEWATER TREATMENT PLANT
HLD UPGRADE TO 285 MGD FILTER SYSTEM
CONTRACT NO. S-805

ESTIMATE: \$138,000,000

TABULATION OF BIDS Bid Date: February 12, 2008
BIDDERS

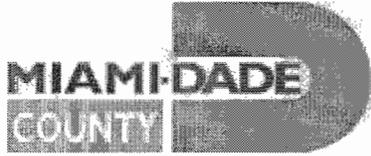
Skanska USA Building, Inc. Poole & Kent Company of Florida
1815 Griffin Road, Suite 204 1781 NW North River Drive
Dania Beach, FL 33004 Miami, Florida 33125

Item No.	Description	Quant.	Unit	Total	Unit	Total
29.	Total cost for all remaining work not included in other Bid Items including but not limited to the Channel Air System, earthwork, civil work, irrigation, sodding landscaping, painting, roadways, and final sitework	Aggr. Sum		\$3,147,249.00		\$1,500,000.00
30.	All cost associated with coordination system testing & start-up activities required for the facilities to meet Substantial Completion milestones & be available by phase for operation by MDWASD staff	Aggr. Sum		200,000.00		150,000.00
31.	Total cost for permitting site preparation, furnishing & installing an optional concrete batch plant at the designated 2 acre site	Aggr. Sum		0.00		0.00
32.	SUBTOTAL BID ITEMS 1 through 31		*	\$102,467,315.00	*	\$117,878,766.50
33.	Selling filter panels, hardware, software programming & providing supervisory labor under Bristol, Inc. proposal to the Filter Package Supplier as reviewed & approved by the County	Dedicated Allowance Account		850,000.00		850,000.00
34.	Selling hardware & providing programming & supervisory labor under Bristol, Inc. proposal to the Contractor for polymer feed equipment & associated systems as reviewed & approved by the County	Dedicated Allowance Account		100,000.00		100,000.00
35.	Additional software programming changes, factory acceptance or start-up services requested of Bristol, Inc. by the County, outlined in a proposal to the Contractor, reviewed & approved by the County	Dedicated Allowance Account		50,000.00		50,000.00
36.	All cost of excavating, removal, stockpiling, loading into trucks & hauling off-site to an approved disposal site, boulders, rubble & debris not identified on the Plans & found when excavating the site to the designated grades	Dedicated Allowance Account		50,000.00		50,000.00
37.	Reimbursement of the Contractor's cost of required Construction permits & fees, calculated as three (3) percent of Bid Item 32	Dedicated Allowance Account	*	3,074,019.45		3,536,363.00
38.	Unforeseen conditions, minor construction changes & for additional work or materials not covered by other Proposal Items, calculated as ten (10) percent of Bid Item 32	Contingency Account	*	10,246,731.50	*	11,787,876.65
39.	TOTAL BID (ITEMS 32 THROUGH 38)		*	\$116,838,065.95	*	\$134,253,006.15

*REVISED DUE TO ERROR

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Exit



MIAMI-DADE COUNTY, FLORIDA

Capital Improvements Information System

All Contracts for FEIN 753163466

Poole and Kent Company of Florida

<u>DST</u>	<u>DPT</u>	<u>Type</u>	<u>Contract</u>	<u>Name</u>	<u>Location / Contractor</u>	<u>Estimated Completion Date</u>	<u>Total Award</u>	<u>Last Status Award Date</u>	<u>% Complete / Status *</u>
8	WS	CON	S-805 (A)	South District Wastewater Trea	Poole and Kent Company of Flor	N/A	\$117,878,767	4/25/2008	0% / N/A
Totals:						1	\$117,878,767		

* Yellow Status=Inactive Contract

Contracts Status View

Exit

Projects

Goto Top

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CONTRACT

THIS CONTRACT, made and entered into on the _____ day
of _____, 20_____, by and between Miami-Dade County, Florida,
acting by and through the Office of the Mayor, party of the first part (hereinafter sometimes called the "County"),
and **Poole and Kent Company of Florida** _____, party of the second part (hereinafter sometimes called
"Contractor");

WITNESSETH

That the parties hereto, for and in consideration of the covenants and agreements hereinafter set forth,
mutually agree as follows, to wit:

1. That the Contractor shall furnish all labor, materials and equipment and perform all work in the manner
and form provided by the Contract Documents covering the Project of the County known and identified as

**"South District Wastewater Treatment Plant, HLD Upgrade to 285 MGD,
Filter System,
Contract No. S-805 (A)"**

for the aggregate amount reflected by the Proposal, said aggregate amount being of **One Hundred Thirty
Four Million Two Hundred Fifty Three Thousand Six Dollars and Fifteen Cents (U.S. Dollars)**
\$134,253,006.15.

2. That the Contractor shall begin the work to be performed under this Contract on a day to be specified in a
written order issued by the Engineer, and shall fully complete all work hereunder within the time or times stated
in the Proposal.

3. That the County shall pay to the Contractor for the faithful performance of this Contract, in lawful money of
the United States, and subject to additions and deductions as provided in the Contract Documents, the total
amount of his proposal as set forth above at the times and in a manner stated in the General Covenants and
Conditions of the Contract Documents.

4. It is further mutually agreed that if at any time after the execution of this Contract, Surety Performance and
Payment Bond, the County shall deem the surety upon such bonds to be unsatisfactory, or if for any reason such
~~bond shall become inadequate to cover the performance of the work;~~ the Contractor shall at his own expense,
within five (5) days after the receipt of notice from the County to do so, furnish an additional bond or bonds in
such form and amount and with such surety or sureties as shall be satisfactory to the County. In such event, no
further payment to the Contractor shall be deemed to be due under this Contract until such new or additional
security shall have been furnished in a manner and form satisfactory to the County.

5. The "Contract Documents" are hereby defined as the Questionnaire, the Advertisement for Bids, the
Instructions to Bidders, the Proposal, the Certified Resolution (Proposal/Prescribed Bid Bond), the Prescribed
Bid Bond, the Contract, the Surety Performance and Payment Bond, the Certified Resolution (Contract/ Surety
Performance and Payment Bond), the General Covenants and Conditions, the Supplemental General Conditions
(if Ordinance 90-143 is applicable) including Wage and Benefit Schedules, the Specifications, the Plans, any
Addenda which may be issued, the Subcontractor /Supplier Listing Form (Ordinance 97-104 as amended by
Ordinance 00-30), the Reporting Subcontracting Policies and Procedures (Ordinance 98 - 15 9), the Community
Small Business Enterprise Program (CSBE) Participation Provisions and Forms (if applicable), and the
provisions for the following: Affirmative Action Plan (Ordinance 98-30) and Disclosure Form; Bidder's
(Debarment) (Ordinance 93-129); Code of Business Ethics (Ordinance 01-96); Criminal Record (Felony) (as
amended by Ordinance 00-30); Disability Nondiscrimination (Resolution R - 3 8 5 -95 as amended by
Resolution R-182-00); Domestic Violence Leave (Ordinance 99 - 5 as amended by Resolution R-185-00); Due
Fees or Taxes Paid (Ordinance 95-178 as amended by Ordinance 00-30); Metro-Dade Employment Drug-Free
Workplace (Ordinance 92-15 as amended by Ordinance 00-30); Metro-Dade Employment Family Leave Plan

CONTRACT

(Ordinance 91-142 as amended by Resolution R-183-00); Fair Wage (Ordinance 90-143 as amended by Ordinance 95-183); Mandatory Clearinghouse for Posting Notice of Job Opportunities (Resolution R-937-98 as amended by R-1145-99); Obligation (Ordinance 99-162); Office of Miami-Dade County Inspector General (IG) (Dade County Code Sec. 2-1076); Sworn Statement - Public Entity Crimes [Florida Statute Sect. 287.133 (3) (a)]; and Metro-Dade County Disclosure (Ordinance 90-133).

The terms and conditions of said Contract Documents are incorporated herein by reference and made a part hereof as though fully set forth herein. The Contract Documents are complementary, so that a recital in one is tantamount to a recital in all, and the Contractor specifically acknowledges that he has read and understands all of said Contract Documents.

6. The various indemnities of the Contractor contained in the Contract Documents indemnifying the County from liability for damages to persons or property caused by acts, omissions, or defaults in the performance of the Contract Documents shall have a monetary limitation of the larger of the following: \$1,000,000.00, or the entire amount of the Contract.

7. The County retains the right to audit any and all information regarding this Contract as described in the General Covenants and Conditions, Section 41 "Audit Rights and Review of Records."

IN WITNESS WHEREOF, the parties hereto have executed this Contract in six (6) counterparts, each of which shall be deemed an original Contract, all as of the day and year first hereinbefore written.

(OFFICIAL SEAL)

ATTEST: Harvey Ruvin
Clerk of the Board

MIAMI DADE COUNTY, FLORIDA
BY ITS BOARD OF COUNTY COMMISSIONERS

By: _____
Deputy Clerk

By: _____
Mayor

(PARTY OF THE FIRST PART)

Approved for Sufficiency
of Execution Only:

Assistant County Attorney
Miami-Dade Water and Sewer Department

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EXHIBIT A

RESOLVED, that Steven C. Jordan, President and Patrick H. Carr, Executive Vice President and Treasurer of the Company, be and hereby are, authorized, empowered and directed to execute the South District Wastewater Treatment Plant HLD Upgrade to 285 MGD Filter System, Contract No. S-805, bid proposal and such other agreements, documents and certificates as they, in their discretion, may deem necessary or advisable and in the best interests of Corporation.

EXHIBIT A

RESOLVED, that Steven C. Jordan, President and Patrick H. Carr, Executive Vice President / Treasurer and David W. McCluskey, Vice President / Assistant Secretary of the Company, be and hereby are authorized, empowered and directed to execute the South District Wastewater Treatment Plant HLD Upgrade to 285 MGD Filter System, Contract S-805, bid proposal and such other agreements, documents and certificates as they, in their discretion, may deem necessary or advisable and in the best interests of Corporation.



Fax Transmittal

TIME: _____ DATE: 4-7-08
 To: Jean-Marie Garcia FIRM: _____
 FROM: Steve Jordan. # OF PAGES INCLUDING COVER 2

MESSAGE:

Executed subcontractors & suppliers
list.

Thank you.

If any difficulty is experienced with this transmission, please contact the transmitter.

Transmitter: Daly

Privileged and Confidential - All information transmitted hereby is intended only for the use of the addressee(s) named above. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient(s), please note that any distribution or copying of this communication is strictly prohibited. Anyone who receives this communication in error should notify us immediately by telephone and return the original message to us at the address below via the U.S. mail.

1781 N.W. North River Drive • Miami, Florida 33125

Phone (305) 325-1930 • Fax (305) 324-0522

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SUBCONTRACTOR/SUPPLIER LISTING
(ORDINANCE 97-104 as amended)
[Dade County Code Secs. 2-8.1 (f) and 10-34]

Date: 4/7/08

Contract No. S-805
 Contract Name: South District Waste Water Treatment Plant HD Upgrade to 285 MGD Filter System
 Federal Employer Identification Number 75-3163466

This form should be completed by all bidders, and respondents on County contracts for purchase of supplies, materials or services, including professional services which involve expenditures of \$100,000 or more, and all bidders and respondents on County or Public Health Trust construction contracts which involve expenditures of \$100,000 or more. A bidder or respondent who is awarded the contract shall not change, or substitute first tier subcontractors or direct suppliers or the portions of the contract work to be performed, or materials to be supplied from those identified except upon written approval of the County.

Business Name and Address of First Tier Subcontractor/Sub-Consultant	Principal Owner	Scope of Work to be Performed by Subcontractor/ Sub-Consultant	Principal Owner Gender	Principal Owner Race
DODBC, Inc., Hialeah Gardens, FL.	T. Pantry	Mechanical	M	B
Scammell Construction, Stuart, FL.	S. Scammell	General Construction	M	W
Central Fla. Equipment, Medley, FL	R. Baer	Sitework	M	W
American Electric, Miami, FL.	J. Pinner	Electrical	M	W
Business Name and Address of Direct Supplier	Principal Owner	Supplies/Materials/Services to be Provided by Supplier	Principal Owner Gender	Principal Owner Race
Moss-Kelley, Coral Springs, FL.	J. Kelley	Filter Equipment, Gates, Blowers	Race M	W
Price Brothers, Roswell, GA.	Hanson	Concrete Pipe	Public	-
American Cast Iron, Birmingham, AL.	Employee Owned	Ductile Pipe	Privately held	-
Lehman Pipe, Miami, FL.	D. Lehman	Pipe, Valves, Fittings	M	W
HD Supply, Miami, FL.	Bain Capital	Building Materials	Public	-

I certify that the representations contained in this Subcontractor/Supplier Listing are, to the best of my knowledge, true and accurate.

Time Contractor/Respondent Signature: Steven C. Jordan Print Name: Steven C. Jordan
 President & CEO Date: 4/7/08

2

BIDDER'S AFFIDAVIT

Project No.: S-805 Date: February 12, 2008
Project Title: South District Wastewater Treatment Plant HLD
Upgrade to 285 MGD Filter System

STATE OF FLORIDA)
)SS.:
COUNTY OF DADE)

Before me, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared:

Steven C. Jordan

who, after being first duly sworn, upon oath deposes and says that he is an authorized representative of:

Poole and Kent Company of Florida (hereinafter

(Legal name, Corporation, Partnership, Firm, Individual)

called bidder) located at

1781 NW North River Drive, Miami, FL 33125

and, that said bidder or his agents, officers, principals, stockholders, subcontractors or their affiliates are not debarred by Miami-Dade County.

ATTEST:

Poole and Kent Company of Florida

(Legal name of Bidder)

Julia Mamer
Margarita Comedo

Signature
President & CEO

SUBSCRIBED AND SWORN TO BEFORE ME this 12th day of February, 2008

(Seal)

My Commission Expires:

Notary Public, State of Florida at Large

October 31, 2008



CHRISTINE MENDEZ
NOTARY PUBLIC - STATE OF FLORIDA
COMMISSION # DD367524
EXPIRES 10/31/2008
BONDED THRU 1-888-NOTARY1

ATTACH TO PROPOSAL

32



SWORN STATEMENT UNDER SECTION 287.133(3)(a),
FLORIDA STATUTES, ON PUBLIC ENTITY CRIMES

THIS FORM MUST BE SIGNED IN THE PRESENCE OF A NOTARY PUBLIC OR OTHER OFFICER AUTHORIZED TO ADMINISTER OATHS.

1. This sworn statement is submitted with Proposal Form for Project No. S-805
for South District WWTP HLD Upgrade to 285 MGD Filter System

2. This sworn statement is submitted by Poole and Kent Company of Florida
[name of entity submitting sworn statement]
whose business address is 1781 NW N. River Drive, Miami, FL 33125

_____ and
(if applicable) its Federal Employer Identification Number (FEIN) is 75-3163466

(If the entity has no FEIN, include the Social Security Number of the individual signing this sworn statement: _____.)

3. My name is Steven C. Jordan and my relationship to the
[please print name of individual signing]
entity named above is President & CEO

4. I understand that a "public entity crime" as defined in Paragraph 287.133(1)(g), Florida Statutes, means a violation of any state or federal law by a person with respect to and directly related to the transaction of business with any public entity or with an agency or political subdivision of any other state or with the United States, including, but not limited to, any bid or contract for goods or services to be provided to any public entity or an agency or political subdivision of any other state or of the United States and involving antitrust, fraud, theft, bribery, collusion, racketeering, conspiracy, or material misrepresentation.

5. I understand that "convicted" or "conviction" as defined in Paragraph 287.133(1)(b), Florida Statutes, means a finding of guilt or a conviction of a public entity crime, with or without an adjudication of guilt, in any federal or state trial court of record relating to charges brought by indictment or information after July 1, 1989, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere.

6. I understand that an "affiliate" as defined in Paragraph 287.133(1)(a), Florida Statutes, means:
 1. A predecessor or successor of a person convicted of a public entity crime; or
 2. An entity under the control of any natural person who is active in the management of the entity and who has been convicted of a public entity crime. The term "affiliate" includes those officers, directors, executives, partners, shareholders, employees, members, and agents who are active in the management of an affiliate. The ownership by one person of shares constituting a controlling interest in another person, or a pooling of equipment or income among persons when not for fair market value under an arm's length agreement, shall be a prima facie case that one person controls another person. A person who knowingly enters into a joint venture with a person who has been convicted of a public entity crime in Florida during the preceding 36 months shall be considered an affiliate.

33

7. I understand that a "person" as defined in Paragraph 287.133(1)(e), Florida Statutes, means any natural person or entity organized under the laws of any state or of the United States with the legal power to enter into a binding contract and which supplies a quote on contracts for the provision of goods or services let by a public entity, or which otherwise transacts or applies to transact business with a public entity. The term "person" includes those officers, directors, executives, partners, shareholders, employees, members, and agents who are active in management of an entity.

Based on information and belief, the statement which I have marked below is true in relation to the entity submitting this sworn statement. [Please indicate which statement applies.]

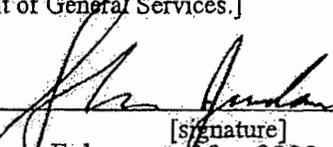
XX Neither the entity submitting this sworn statement, nor any officers, directors, executives, partners, shareholders, employees, members, or agents who are active in management of the entity, nor any affiliate of the entity have been charged with and convicted of a public entity crime subsequent to July 1, 1989.

_____ The entity submitting this sworn statement, or one or more of the officers, directors, executives, partners, shareholders, employees, members, or agents who are active in management of the entity, or an affiliate of the entity has been charged with and convicted of a public entity crime subsequent to July 1, 1989, AND [Please indicate which additional statement applies.]

_____ There has been a proceeding concerning the conviction before a hearing officer of the State of Florida, Division of Administrative Hearings. The final order entered by the hearing officer did not place the person or affiliate on the convicted contractor list. [Please attach a copy of the final order.]

_____ The person or affiliate was placed on the convicted contractor list. There has been a subsequent proceeding before a hearing officer of the State of Florida, Division of Administrative Hearings. The final order entered by the hearing officer determined that it was in the public interest to remove the person or affiliate from the convicted contractor list. [Please attach a copy of the final order.]

_____ The person or affiliate has not been placed on the convicted contractor list. [Please describe any action taken by or pending with the Department of General Services.]


[signature]
Date: February 12, 2008

STATE OF Florida

COUNTY OF Miami-Dade

PERSONALLY APPEARED BEFORE ME, the undersigned authority,

Steven C. Jordan

who, after first being sworn by me, affixed his/her signature

[name of individual signing]

in the space provided above on this 12th day of February, 2008.


NOTARY PUBLIC

My Commission expires: 10/31/08



CHRISTINE MENDEZ
NOTARY PUBLIC - STATE OF FLORIDA
COMMISSION # DD367524
EXPIRES 10/31/2008
BONDED THRU 1-888-NOTARY1

34

MIAMI-DADE EMPLOYMENT
DISCLOSURE AFFIDAVIT

Name of Firm: Poole and Kent Co. of FL. Contract Reference: S-805

Name of Person
Completing Affidavit: Steven C. Jordan

Position: President & CEO

Phone Number: (305) 325-1930

I, Steven C. Jordan, being first duly sworn state:

That in compliance with Section 2-8.1, Sub-Section (d)(2), the following information and attachments are provided and are in compliance with all items in the aforementioned Section:

1. Does your firm have a bargaining agreement with your employees:
YES or NO (circle one).
2. Provide a schedule of wage rates (including overtime) and benefits to be paid employees performing work under subject contract reference.
3. Provide description of health care benefits to be paid to employees performing work under contract reference.
4. Provide current breakdown of your firm's work force as to race, national origin and gender.

Steven C. Jordan
Signature

February 12, 2008
Date

State of: Florida

County of: Miami-Dade

Personally appeared before me, the undersigned authority, Steven C. Jordan, who, after first being sworn by me, affixed his/her signature in the space provided above on this 12th day of February, 20 08

My Commission expires: 10/31/08

Christine Mendez
Notary Public



CHRISTINE MENDEZ
NOTARY PUBLIC - STATE OF FLORIDA
COMMISSION # DD367524
EXPIRES 10/31/2008
BONDED THRU 1-888-NOTARY

35

FAIR WAGE AFFIDAVIT

Before me, the undersigned authority appeared Steven C. Jordan

(print name), the President & CEO (print title) of

Poole and Kent Company (print name of Bidder or Proposer), who attests
of Florida

that Poole and Kent Company of Florida (print name of bidder or proposer)

shall pay workers on the project minimum wages rates in accordance with
Section 2-11.16 of the Miami-Dade County Code, and the Labor Provisions of the
contract documents.

STATE OF FLORIDA)

SS

COUNTY OF DADE)

The foregoing instrument was acknowledged before me this 12th day of
February, ~~19~~2008 on behalf of

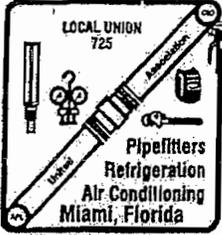
Steven C. Jordan, who is personally known to

me or has produced _____, as identification and

who [] did [] did not take an oath.



CHRISTINE MENDEZ
NOTARY PUBLIC - STATE OF FLORIDA
COMMISSION # DD367524
EXPIRES 10/31/2008
BONDED THRU 1-888-NOTARY1



AIR CONDITIONING AND REFRIGERATION PIPEFITTERS LOCAL UNION 725

13185 NW 45th Avenue
Miami, Florida 33054
www.ua725.org

Dade: (305) 681-8596
Broward: (954) 523-2424
Fax: (305) 688-1139



Kenny Scott
Business Manager
Financial Secretary-Treasurer

Jim Taylor
Business Agent

January 25, 2008

Mr. Steve Jordan
The Poole & Kent Company
1781 NW North River Drive
Miami, FL 33142

RECEIVED
JAN 28 2008

THE POOLE & KENT CO.

Dear Mr. Jordan:

Our records indicate that there are presently twenty-nine (29) members referred to and employed by The Poole & Kent Company from Local Union 725. The breakdown by race and gender is as follows:

Black	9
Caucasian	8
Hispanic	<u>5</u>
Total:	22
Male	22
Female:	<u>-0-</u>
Total:	22

If you need any additional information, please do not hesitate to contact this office.

Sincerely,

Kenneth E. Scott, Jr.
Business Manager/
Financial Secretary-Treasurer

KES/jr



UNITED ASSOCIATION
of Journeymen and Apprentices of the
Plumbing and Pipe Fitting Industry of
the United States and Canada

William P. Hite
General President

Patrick R. Perno
General Secretary-Treasurer

Stephen F. Kelly
Assistant General President

Founded 1889

UA Local Union: 519 14105 NW 58th Court Miami Lakes, FL 33014

Letters should
be confined to
one subject

Subject: Race and Gender Breakdown

January 24, 2008

RECEIVED
JAN 28 2008

The Poole and Kent Company
Mr. Steve Jordan
1742 NW North River Drive
Miami, FL. 33142

THE POOLE & KENT CO.

Dear Steve:

As requested here is the information you requested.

Our records indicate that there are presently seven (7) members referred to and employed by the Poole and Kent Company from Local Union 519. The break down by race and gender is as follows:

Caucasian	5	72%
Hispanic	2	28%
Total	7	100%
Male	7	100%

Phil Trucks, Jr.
Business Manager/
Financial Secretary

PT:js letter-race andgender poole and kent

**MANDATORY CLEARINGHOUSE FOR POSTING NOTICE OF JOB OPPORTUNITIES
RESULTING FROM THE CONSTRUCTION OR IMPROVEMENTS ON COUNTY PROPERTY
(RESOLUTION NO. R-937-98 as amended by RESOLUTION NO. R-1145-99)**

Contract No. S-805 Date: February 12, 2008
Contract Name: SDWWTP HLD Upgrade to 285 MGD Filter System
Federal Employer Identification Number: 75-3163466

Before me, the undersigned authority, authorized to administer oaths and take acknowledgments, personally appeared: Steven C. Jordan who, after being first duly sworn, upon oath deposes and says that he/she is an authorized representative of: Poole and Kent Company of Florida

(Legal Name, Corporation, Partnership, Firm, Individual)

(hereinafter called bidder) located at 1781 NW N. River Drive, Miami, FL 33125
(Address, City, State)

and that said bidder or respondent has read the following information.

The procedures direct the contractor to forward a notice of job vacancy(ies) (form attached) created as a result of this construction work to the Director of the Employee Relations Department, located at Stephen P. Clark Center, 111 NW 1st Street, Suite 2110, Miami, Florida 33128. The job vacancy notices should be delivered within 10 working days following the award of the contract. (A contract is considered awarded effective ten days after the date of the Board of County Commissioners meeting.) The Director of the Employee Relations Department will in turn distribute said job announcements to all Miami-Dade County facilities participating in the notification requirements of this Resolution.

Witness: [Signature]
(Signature)

[Signature]
(Signature)

By: [Signature]
(Signature)

Steven C. Jordan, President & CEO
(Legal Name and Title)

The foregoing instrument was acknowledged before me this 12th day of February, 2008.

FOR AN INDIVIDUAL ACTING IN HIS OWN RIGHT:

By: _____

FOR A CORPORATION, PARTNERSHIP OR JOINT VENTURE:

By: Steven C. Jordan having the title of President & CEO with Poole and Kent Co. of FL.

a corporation () partnership () joint venture
on behalf of the () corporation () partnership () joint venture

He/She is personally known to me, or () has produced _____ as identification.

Notary Seal:

Notary Signature: [Signature]

Type or print name: Christine Mendez



CHRISTINE MENDEZ
NOTARY PUBLIC - STATE OF FLORIDA
COMMISSION # DD367524

39

DECLARATION OF POLICY

Affirmative Action Plan No. 5239

Expiration Date: 04/30/2008

POOLE AND KENT COMPANY OF FLORIDA

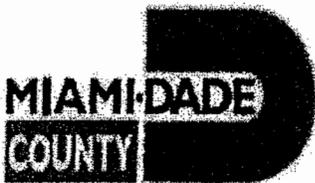
1781 NW North River Dr

Miami, FL 33125-0000

Phone: 305-325-1930

Fax: 305-324-0522

In accordance with the requirements of Miami-Dade County Ordinance 82-37 and/or Ordinance 98-30 and Resolution No. 1049-93, POOLE AND KENT COMPANY OF FLORIDA affirms its commitment to equal employment opportunity and has submitted an Affirmative Action Plan for the purpose of maintaining that promise with particular emphasis on the minority workforce population and the utilization of minority professional firms, consultants and/or suppliers.



Delivering Excellence Every Day


Richard Harrington
Affirmative Action Officer

6-11-2007
Date


Penelope Townsley, Interim Director
Small Business Affairs/Department of Procurement Management

06/08/2007
Date



Carlos Alvarez, Mayor

- ADA Coordination
- Agenda Coordination
- Animal Services
- Art in Public Places
- Audit and Management Services
- Aviation
- Building
- Building Code Compliance
- Business Development
- Capital Improvements
- Citizens' Independent Transportation Trust
- Commission on Ethics and Public Trust
- Communications
- Community Action Agency
- Community & Economic Development
- Community Relations
- Consumer Services
- Corrections & Rehabilitation
- Cultural Affairs
- Elections
- Emergency Management
- Employee Relations
- Empowerment Trust
- Enterprise Technology Services
- Environmental Resources Management
- Fair Employment Practices
- Finance
- Fire Rescue
- General Services Administration
- Government Information Center
- Historic Preservation
- Homeless Trust
- Housing Agency
- Housing Finance Authority
- Human Services
- Independent Review Panel
- International Trade Consortium
- Juvenile Services
- Medical Examiner
- Metro-Miami Action Plan
- Metropolitan Planning Organization
- Park and Recreation
- Planning and Zoning
- Police
- Procurement Management
- Property Appraisal
- Public Library System
- Public Works
- Safe Neighborhood Parks
- Suspect
- Solid Waste Management
- Strategic Business Management
- Team Metrics
- Transit
- Task Force on Urban Economic Revitalization
- Vicinity Museums And Gardens
- Water & Sewer

Business Development
111 NW 1st Street • 19th Floor
Miami, Florida 33128-1906
T 305-375-3111 F 305-375-3160

miamidade.gov

RECEIVED
JUN 8 - 2007

THE POOLE & KENT CO.

June 8, 2007

Richard Harrington
POOLE AND KENT COMPANY OF FLORIDA
1781 NW North River Dr
Miami, FL 33125-0000

RE: Affirmative Action Plan (No. 5239)

Dear Mr. Harrington:

Your Affirmative Action Plan for 2007 - 2008 has been approved. Your AAP approval is effective until April 30, 2008. Enclosed is your Affirmative Action Declaration of Policy Certificate for display in a conspicuous location within your facility.

Miami-Dade County Ordinance 98-30 requires the submission of a current Affirmative Action Plan on an annual basis. Your renewal application should be submitted to the Small Business Affairs/Department of Procurement Management thirty (30) days prior to your Plan's expiration date. The processing time for the review and approval of an AAP file is approximately ten (10) business days provided that all of the necessary information has been received.

In the event of a change in the firm's name, address, telephone number or dissolution of the firm, please notify this Department so we can update our records.

If you have any questions, please contact Orlando Rivero, Administrative Officer III, in the Affirmative Action Unit at (305) 375- 5411.

Sincerely,

Penelope Townsley, Interim Director
Small Business Affairs/Department of Procurement Management

Delivering Excellence Every Day

41

AFFIRMATIVE ACTION PLAN/PROCUREMENT POLICY AFFIDAVIT

Project No. S-805
Project Name: South District Wastewater Treatment Plant HLD Upgrade to 285 MGD
Filter System

State of Florida)
) SS
County of Miami-Dade)

Before me, the undersigned authority, authorized to administer oaths and take, acknowledgments, personally appeared Steven C. Jordan, President & CEO who after first being duly sworn, upon oath, deposes and says that he/she is an authorized representative of:

Poole and Kent Company of Florida
(legal name, corporation, partnership, firm, individual)
hereinafter called the bidder or proposer located at:

1781 NW North River Drive, Miami, FL 33125
(address, city, state)

and that said bidder or proposer has a current Affirmative Action Plan and/or Procurement Policy, as required by Ordinance 87-32 and/or 98-30, processed and approved for filing with the Miami Dade County Department of Business Development (DBD) under the file No. 5239 and the expiration date of April 30, 2008.

Witness: Julia Ramos
(Signature)

Stevn C. Jordan
(Signature)

Witness: Margueta Camacho
(Signature)

By: Stevn C. Jordan, President & CEO
(Legal Name and Title)

The foregoing instrument was acknowledged before me this 12th day of February, 2008

FOR AN INDIVIDUAL ACTING IN HIS OWN RIGHT:

by:

FOR A CORPORATION, PARTNERSHIP OR JOINT VENTURE:

by: Steven C. Jordan having the title of President & CEO

with Poole and Kent Co. of Florida

(X) a Delaware corporation () partnership () joint venture.

on behalf of the () corporation () partnership () joint venture

He/She is (xx) personally known to me, or

() has produced _____ as identification.

Notary signature:

Christine Mendez

Type or print name:

Christine Mendez

Notary Seal:



CHRISTINE MENDEZ
NOTARY PUBLIC - STATE OF FLORIDA
COMMISSION # DD367524
EXPIRES 10/31/2008
BONDED THRU 1-888-NOTARY1

Please note:

Ordinance 87-32 requires that all properly licensed architectural, engineering, landscape architectural, and surveyors and mappers have an affirmative action plan on file with the County.

Ordinance 98-30 requires that firms that have annual gross revenues in excess of five (5) million dollars have an affirmative action plan and procurement policy on file with the County. Firms that have Board of Directors that are representative of population the make-up of the nation are exempt.

For questions regarding these requirements contact the Department of Business Development at 305-523-2100.

42

APPENDIX G TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
SUPPLEMENTARY CONDITIONS

CERTIFICATION OF COMPLIANCE WITH 41 CFR 60-1.7: REPORTS AND OTHER REQUIRED
INFORMATION

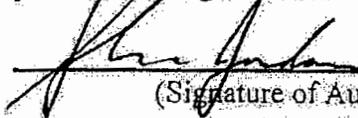
[Note: This certification is required by 41 CFR 60-1.7(b) and is applicable to all FDEP-assisted construction contracts and subcontracts with a price exceeding \$10,000; this certification is to be included in all FDEP-assisted construction contracts and subcontracts with a price exceeding \$10,000 and in all solicitations for such contracts and subcontracts.]

This certification relates to a construction contract proposed by Miami-Dade Water & Sewer Department, which
(insert the name of the Owner)
expects to finance the proposed construction contract with assistance from the Florida Department of Environmental Protection (which administers a State revolving fund loan program supported in part with funds directly made available by grants from the United States Environmental Protection Agency). I am the undersigned prospective construction contractor or subcontractor. I certify that:

- (1) I XX have / _____ have not participated in a previous contract or subcontract subject to the Equal Opportunity Clause and
- (2) if I have participated in a previous contract or subcontract subject to the Equal Opportunity Clause, I XX have / _____ have not filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance Programs, or the Equal Employment Opportunity Commission all reports due under the applicable filing requirements.

I understand that, if I have participated in a previous contract or subcontract subject to the Equal Opportunity Clause and have failed to file all reports due under the applicable filing requirements, I am not eligible, and will not be eligible, to have my bid or offer considered, or to enter into the proposed contract or subcontract, unless and until I make an arrangement regarding such reports that is satisfactory to the office where the reports are required to be filed.

I agree that I will obtain identical certifications from prospective lower-tier construction subcontractors when I receive bids or offers or initiate negotiations for any lower-tier construction subcontracts with a price exceeding \$10,000. I also agree that I will retain such certifications in my files.



(Signature of Authorized Official)

Steven C. Jordan, President & CEO

2/12/08

(Date)

(Name and Title of Authorized Official [Print or Type])
Poole and Kent Company of Florida

(Name of Prospective Construction Contractor or Subcontractor [Print or Type])



Poole & Kent

Mechanical Contractors
An EMCOR Company

Poole & Kent Company of Florida
1781 N.W. North River Drive
Miami, FL 33125
P.O. Box 420556
Miami, FL 33242
Phone: 305.325.1930
Fax: 305.324.0522

February 12, 2008

Miami-Dade Water and Sewer Department
3071 SW 38th Avenue
Miami, FL 33146

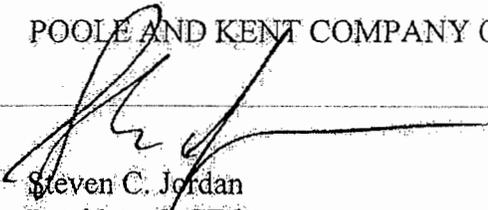
Attn: Alma M. Santiago, P.E. Manager

Re: South District Waste Water Treatment Plant
HLD Upgrade to 285 MGD Filter System
Contract S-805

We hereby request bid consideration due to our participation in the Mentor-Protege Program.

Sincerely,

POOLE AND KENT COMPANY OF FLORIDA

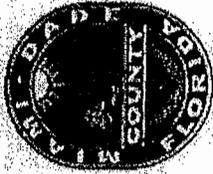


Steven C. Jordan
President & CEO

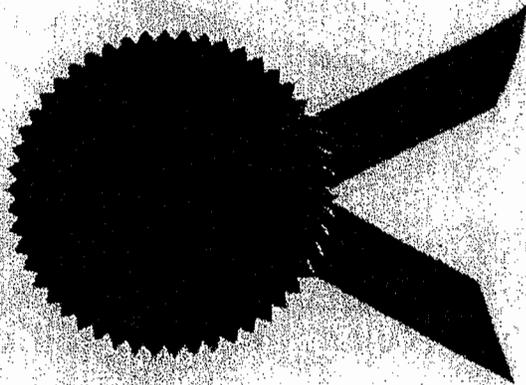
SCJ/cm

47

BBD
DEPARTMENT OF
BUSINESS DEVELOPMENT



CERTIFICATE OF APPRECIATION



In recognition of

Steven C. Jordan—The Poole and Kent Company

Participating as a Mentor in the Inaugural Mentor-Protégé Program

Marsha E. Jackson

Marsha E. Jackson, Director
Department of Business Development

11/27/02

Date

Ronald E. Frazer

Ronald E. Frazer, Chairman
CSBE Advisory Board

11/27/02

Date

 **Poole & Kent**
Mechanical Contractors
An EMCOR Company

Poole & Kent Company of Florida
1781 N.W. North River Drive
Miami, FL 33125
P.O. Box 420556
Miami, FL 33242
Phone: 305.325.1930
Fax: 305.324.0522

February 11, 2008

Miami-Dade Water and Sewer Department
Miami Dade County
3071 SW 38th Avenue, Fifth Floor
Miami, FL 33146

Attn: Alma M. Santiago, P.E.
Re: **South District Waste Water Treatment Plant
HLD Upgrade to 285 MGD, Filter System Contract S-805**
Subj.: **Commitment Letter for Subcontractor Goals**

Dear Ms. Santiago:

In accordance with the Community Small Business Enterprise Program (CSBE) Participation Provisions, in order to fulfill the Contract Measures for Subcontractor Goals for second, third and fourth tier subcontractors, Poole and Kent Company of Florida hereby commits to meeting the goals for second, third and fourth tier CSBE subcontractors in accordance with the percentages set forth in the in the bid form and addenda.

In accordance with the bid requirements, Poole and Kent Company of Florida, and its subcontractors will enter into written lower tier subcontracts with second, third and fourth tier CSBE subcontractors for at least 9 % of the prime contract value.

Thank you for your attention to this issue.

Respectfully,

POOLE AND KENT COMPANY OF FLORIDA


Steven C. Jordan
President & CEO

SCJ/cm



CHRISTINE MENDEZ
NOTARY PUBLIC - STATE OF FLORIDA
COMMISSION # DD367524
EXPIRES 10/31/2008
BONDED THRU 1-888-NOTARY1

49

THIS FORM MUST BE COMPLETED
SCHEDULE OF INTENT AFFIDAVIT
COMMUNITY SMALL BUSINESS ENTERPRISE PROGRAM

Name of Prime Contractor Firm Pooler and Kent Company of Florida Contact Person Patrick H. Carr
 Address 1781 NW North River Drive, Miami, FL 33125 Phone 305-325-1930 Fax 305-324-0522
 Project Name South District WWTP HLD Upgrade to 285 MGD Filter System Project Number S-805
 CSBE Contract Measure 11%

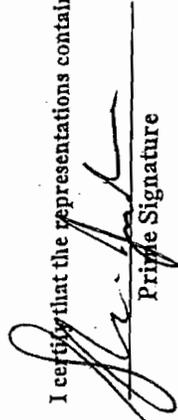
This form must be completed by the Prime Contractor and the CSBE Subcontractor that will be utilized for scopes of work on the project. Bidders must include this form in a separate envelope at the time of bid submission.

Name of Prime Contractor	Certification No. (if applicable)	Certification Expiration Date (if applicable)	Type of CSBE work to be performed by Prime Contractor	Prime Contractor % of Bid
Prime Contractor Total Percentage:				

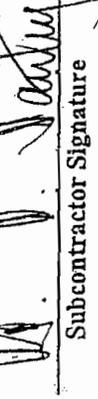
The undersigned intends to perform the following work in connection with the above contract:

Name of Subcontractor	Certification No.	Certification Expiration Date	Type of CSBE work to be performed by Subcontractor	Subcontractor % of Bid
Dodec, Inc.	746	4/30/08	Furnish and Install Mechanical Work	3%
Subcontractor Total Percentage:				

I certify that the representations contained in this form are to the best of my knowledge true and accurate.

 Prime Signature
STEVEN J. BERGER Prime Print Name
President of CEO Prime Print Title
2/12/08 Date

The undersigned has reasonably uncommitted capacity sufficient to provide the required goods or services, all licenses and permits necessary to provide such goods or services, ability to obtain bonding that is reasonably required to provide such goods or services consistent with normal industry practice, and the ability to otherwise meet the bid specifications.

 Subcontractor Signature
T. O. PARTRY Subcontractor Print Name
President Subcontractor Print Title
1/11/08 Date

Check this box if this project is a set-aside and you are performing 100% of the work with your own work forces.

Check this box if a Form DBD 305A and Form DBD 305B have been submitted in your pricing envelope.

PS

April 9, 2008

HAND DELIVERED

Miami-Dade Water and Sewer Department
P.O. Box 330316
Miami, FL 33233-0316

Attn: Alma M. Santiago, P.E. Manager

Re: **South District Wastewater Treatment Plant
HLD Upgrade to 285 MGD, Filter System
Contract No. S-805 (A)**

Attached as requested please find the fully executed Combined Affidavit, Checklist of Requirements, Ownership Disclosure Form, County's Clearinghouse Form and County Questionnaire documents.

Very truly yours,

POOLE AND KENT COMPANY OF FLORIDA



Patrick H. Carr
Executive Vice President &
Chief Operating Officer

PHC/cm

attach.

CONTRACTS SECTION
APR 09 - 9 P M '08

51



RECEIVED
APR 8 - 2008

THE POOLE & KENT CO.

Miami-Dade Water and Sewer Department
P. O. Box 330316 • 3071 SW 38th Avenue
Miami, Florida 33233-0316
T 305-665-7471
Construction Contracts Section
Tel: (786) 552-8150 - Fax: (786) 552-8642

miamidade.gov

- ADA Coordination
- Agenda Coordination
- Art in Public Places
- Audit and Management Services
- Aviation
- Building Code Compliance
- Building
- Business Development
- Capital Improvements
- Citizen's Independent Transportation Trust
- Communications
- Community Action Agency
- Community & Economic Development
- Community Relations
- Consumer Services
- Corrections & Rehabilitation
- Countywide Healthcare Planning
- Cultural Affairs
- Elections
- Emergency Management
- Employee Relations
- Enterprise Technology Services
- Environmental Resources Management
- Fair Employment Practices
- Finance
- Fire Rescue
- General Services Administration
- Historic Preservation
- Homeless Trust
- Housing Agency
- Housing Finance Authority
- Human Services
- Independent Review Panel
- International Trade Consortium
- Juvenile Assessment Center
- Medical Examiner
- Metropolitan Planning Organization
- Park and Recreation
- Planning and Zoning
- Police
- Procurement Management
- Property Appraiser
- Public Library System
- Public Works
- Safe Neighborhood Parks
- Seaport
- Solid Waste Management
- Strategic Business Management
- Team Metro
- Transit
- Urban Revitalization Task Force
- Vizcaya Museum and Gardens
- Water and Sewer

April 7, 2008

VIA OVERNIGHT DELIVERY

Steven C. Jordan, President
The Poole and Kent Company of Florida
1781 N.W. North River Drive
Miami, FL 33125

SUBJECT: "SOUTH DISTRICT WASTEWATER
TREATMENT PLANT, HLD UPGRADE TO 285
MGD, UPGRADE FILTER SYSTEM,
CONTRACT NO. S-805 (A)"

Dear Mr. Jordan:

In reference to the subject contract, Ordinance Number 00-30 and Resolutions R-182-00, 183-00, and 185-00 stipulate that certain affidavits and forms be eliminated from the bidding process and instead make compliance with the applicable Ordinances and Resolutions a condition of award by accepting the terms of the Contract.

Miami-Dade County is considering the award of this contract, therefore, please execute the enclosed Combined Affidavit, Checklist of Requirements, Ownership Disclosure Form, County's Clearinghouse Form and the attached County Questionnaire documents and return the originals to this office as soon as possible.

Thank you.

Very truly yours,

Alma M. Santiago, P.E., Manager
Construction Contracts Section

Enclosure

cc: Clerk of the Board
File

S2

Delivering Excellence Every Day

FIRM'S RESPONSIBILITY AFFIDAVIT
"Combined Affidavit"

STATE OF FLORIDA)
)SS:
COUNTY OF MIAMI-DADE)

The undersigned, being first duly sworn, states as follows:

GENERAL

1. I am a duly authorized representative of the Firm submitting a bid, proposal or other document to Miami-Dade County with the intention of being awarded a contract (referred to in this affidavit as the "Respondent").
2. This Affidavit is made of my personal knowledge. I understand that Miami-Dade County will rely on the representations made in this affidavit in determining my eligibility and responsibility to enter into a contract with Miami-Dade County. By executing this affidavit, the Respondent agrees to provide to Miami-Dade County such documentation or other proof as Miami-Dade County may require verifying the accuracy and completeness of any of the representations.
3. The Respondent is duly authorized to submit this bid or proposal, and if awarded the contract, to enter into the contract and perform the services or supply the goods contemplated in the contract.

OWNERSHIP DISCLOSURE

4. That in compliance with Section 2-8.1(d)(1) of the Miami Dade County Code, if the contract or business transaction is with a corporation, the full legal name and business address shall be provided for each officer and director and each stockholder who holds directly or indirectly five percent (5%) or more of the corporation's stock. If the contract or business transaction is with a trust, the full legal name and address shall be provided for each trustee and each beneficiary. (Post Office addresses are not acceptable). The full legal names and business address shall be provided for any other individual (other than subcontractors, material men, suppliers, laborers, or lenders) that have, or will have, any interest (legal, equitable beneficial or otherwise) in the contract or business transaction with Miami-Dade County. (Post Office addresses are not acceptable). This information shall be supplied on the attached Ownership Disclosure form and signed by the Respondent.

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[Handwritten Signature]

FIRM'S RESPONSIBILITY AFFIDAVIT
"Combined Affidavit"

EMPLOYMENT DISCLOSURE

5. The following information and attachments are provided and are in compliance with all items in County Ordinance No. 90-133, amending Section 2.8-1; Subsection (d)(2):

a. Does your firm have a collective bargaining agreement with its employees?
 Yes No

b. Does your firm provide paid health care benefits for its employees?
 Yes No

c. Provide a current breakdown (number of persons) of your firm's work force and ownership as to race, national origin and gender:

White:	_____	Males: <u>203</u>	Females: <u>18</u>
Asian:	_____	Males: _____	Females: _____
Black:	_____	Males: <u>39</u>	Females: _____
American Indian:	_____	Males: _____	Females: _____
Hispanics:	_____	Males: <u>74</u>	Females: <u>6</u>
Aleut (Eskimo):	_____	Males: _____	Females: _____
_____:	_____	Males: _____	Females: _____

EMPLOYMENT DRUG FREE WORKPLACE

6. The Respondent provides a drug-free workplace in full compliance with Section 2-8.1.2 of the Code of Miami-Dade County.

EMPLOYMENT FAMILY LEAVE

7. That in compliance with Ordinance No. 91-142 of the Code of Miami-Dade County, Florida, the following information is provided and is in compliance with all items in the aforementioned Ordinance:

An employee who has worked for the above firm for at least one (1) year shall be entitled to ninety (90) days of family leave during any twenty-four (24) month period, for medical reasons, for the birth or adoption of a child, or for the care of a child, spouse or other close relative who has a serious health condition without risk of termination of employment or employer retaliation.

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FIRM'S RESPONSIBILITY AFFIDAVIT
"Combined Affidavit"

DOMESTIC LEAVE

8. That in compliance with Ordinance No. 9-5 of the Code of Miami-Dade County, Florida, the following information is provided and is in compliance with all items in the aforementioned Ordinance:

An employee who has worked for the above firm for at least three hundred and eight (308) hours in the previous ninety (90) days shall be entitled to thirty (30) work days of unpaid domestic leave during any twelve (12) month period, for medical or dental reasons, for legal assistance, to attend court appearances, counseling or any reasons necessary to provide for the safety or well being of the employee subjected to domestic or repeat violence, without risk of termination of employment or employer retaliation.

ARREARS WITH THE COUNTY

9. That in compliance with Ordinance No. 95-178 and Section 2-8.1(c) of the Code of Miami-Dade County, the Proposer has paid all delinquent and currently due fees or taxes, including but not limited to real estate and personal property taxes, registered in the name of Proposer and which are collected in the normal course by the Miami-Dade County Tax Collector, and that County issued parking tickets for vehicles registered in the name of the above proposer, and which are collected in the normal course by the Miami-Dade Clerk of the Circuit and County Courts, have been paid.

That in compliance with Ordinance No. 99-162 and Section 2-8.1 of the Code of Miami-Dade County, the Proposer is not in arrears in any payment under contract, promissory note or other loan document with Miami-Dade County, or any of its agencies or instrumentalities, including the Public Health Trust, either directly or indirectly through a firm, corporation, partnership or joint venture in which the individual or entity has a controlling financial interest as that term is defined in Section 2-11.1(b)(8) of the Code of Miami-Dade County.

CODE OF BUSINESS ETHICS

10. I, being duly sworn, hereby state and certify that this firm has adopted a Code of Business Ethics that is fully compliant with the requirements of Section 2-8.1(i) of the Code of Miami-Dade County as amended. I further acknowledge that failure to comply with the adopted Code of Business Ethics shall render any contract with Miami-Dade County void able, and subject this firm to debarment from County work pursuant to Section 10-38 (h)(2) of the Code of Miami-Dade County as amended. I further acknowledge that failure to submit this affidavit shall render this firm ineligible for contract award.

SS

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FIRM'S RESPONSIBILITY AFFIDAVIT
"Combined Affidavit"

NO CRIMINAL RECORD

11. The Respondent has not been convicted of a felony during the past ten (10) years, nor does it, as of the date of the bid or proposal submission, have an officer, director or executive who has been convicted of a felony during the past ten (10) years as defined in Section 2-8.6 of the Code of Miami-Dade County.

PUBLIC ENTITY CRIME

12. The respondent has not been convicted of a Public Entity crime as defined in Paragraph 287.133(1)(g) of the Florida Statutes. Violation of any State or Federal law with respect to the transaction of business with any public entity or with an agency or political subdivision of any State.

DEBARMENT AND SUSPENSION DISCLOSURE

13. The Respondent, and its officers, principals, stockholders, subcontractors or its affiliates are not debarred or suspended from contracting with Miami-Dade County as regulated by Section 10-38 of the Miami Dade County Code.

NON -DISCRIMINATION BASED ON DISABILITY

14. The Respondent is in compliance with and agrees to continue to comply with and assure any subcontractor, or third party contractor under this project complies with all applicable laws forbidding discrimination based on disability including, but not limited to those provisions pertaining to employment, provision of programs and services, transportation, communications. Access to facility, renovations and new construction as set forth in the Americans with Disabilities Act of 1990 (ADA), the Rehabilitation Act of 1973, the Federal Transit Act and the Fair Housing Act.

FAIR SUBCONTRACTING

15. Consistent with Section 2-8.8 of the Code of Miami-Dade County, the Respondent has adopted subcontracting policies and procedures which (a) notifies the broadest number of local subcontractors of the opportunity to be awarded a subcontract; (b) invites local subcontractors to submit bids in a practical, expedient way; (c) provides local subcontractors access to information necessary to prepare and formulate a subcontracting bid; (d) allows local subcontractors to meet with appropriate personnel of the Respondent to discuss the Respondent's requirements; and (e) awards subcontracts based on full and complete consideration of all submitted proposals and in accordance with the Respondent's stated objectives.

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FIRM'S RESPONSIBILITY AFFIDAVIT
"Combined Affidavit"

RESPONSIBLE WAGE AND BENEFITS (IF APPLICABLE)

16. If applicable, the Respondent is in full compliance with Section 2-11.16 of the Code of Miami-Dade County, and should he or she be awarded the contract, understands his or her obligation to pay the project minimum wage rates set forth in that Section and the labor provisions of the contract documents.

CLEARINGHOUSE AFFIDAVIT

17. That in compliance with Miami-Dade County Resolution Number R-1395-05, the Respondent agrees to comply with all requirements of the Clearinghouse Resolution and Job Request form for posting job opportunities. Making it a mandatory requirement for Respondents to post notice of job opportunities resulting from the construction of improvements on County property through the County's Clearinghouse process.

I STATE NOTHING FURTHER IN THIS AFFIDAVIT.

Signature: *Patrick Carr*
Position/Title: Executive Vice President & COO
Name of Firm: Poole and Kent Company of Florida

The foregoing was sworn and subscribed before me this 9th day of April, 2008 by Patrick H. Carr, who is personally known to me or who has produced _____ as identification who being duly sworn, deposes and says that the above is true to the best of his knowledge, information and belief.

My Commission expires:

Christine Mendez
NOTARY PUBLIC
STATE OF FLORIDA



CHRISTINE MENDEZ
NOTARY PUBLIC - STATE OF FLORIDA
COMMISSION # DD367524
EXPIRES 10/31/2008
BONDED THRU 1-888-NOTARY1

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[Handwritten mark]

COMBINED AFFIDAVIT

Appendix A

CHECKLIST OF REQUIREMENTS TO CONTRACT

The provisions in this appendix are established as a checklist to identify requirements for each Respondent to adhere in order to comply with all provisions applicable to this Contract. The applicable "check box" is electronically checked by the Department issuing this information.

In addition this listing identifies, for reference, items contained within the Combined Affidavit to be executed by the Respondent at the time of the submittal. Each page of the Combined Affidavit shall be initialed by the party(s) executing the document.

Check Box	Requirement	Resolution/ Ordinance	MDC Code	A.O.	Fed. Acq. Reg./ Florida Statute	Comments	In Combined Affidavit
<input checked="" type="checkbox"/>	Ownership Disclosure		Section 2-8.1			All contracts shall require the person contracting or transacting to provide ownership information.	Attached
<input checked="" type="checkbox"/>	Contractor's Debarment Affidavit		Section 10-38			Requires a signed affidavit stating the contractor is not currently debarred or in process of debarment	YES
<input checked="" type="checkbox"/>	Contractor Debarment		Section 10-38			If debarred, Contractor is not eligible to bid. Failure to comply with any requirements may result in debarment	
<input checked="" type="checkbox"/>	Cone of Silence		Section 2-11.1			Prohibits communication with County staff between Advertisement and Award Recommendation	
<input checked="" type="checkbox"/>	Code of Business Ethics		Section 2-8.1			Requires compliance with all applicable rules and regulations	YES
<input checked="" type="checkbox"/>	Public Entity Crime Affidavit				F.S. 287.13 3	Contractor has not been convicted of a felony during the past ten years	YES
<input checked="" type="checkbox"/>	Criminal Record		Section 2-8.6			Disclosure of criminal conviction(s) in the past ten (10) years	YES
<input checked="" type="checkbox"/>	County's Clearinghouse	Resolution R-1395-05				Contractor to post job opportunities with the County's Department of Business Development	

COMBINED AFFIDAVIT

Appendix A

Check Box	Requirement	Resolution/ Ordinance	MDC Code	A.O.	Fed. Acq. Reg./ Florida Statute	Comments	In Combined Affidavit
<input checked="" type="checkbox"/>	Clearinghouse Affidavit	Resolution R- 1145-99				Signed affidavit stating compliance with Clearinghouse Resolution and Job Request Form	YES
<input checked="" type="checkbox"/>	Disability Non-discrimination Affidavit	Resolution R-182-00				Signed affidavit stating non-discrimination against Americans with Disabilities	YES
<input checked="" type="checkbox"/>	Drug Free Workplace Affidavit		Section 2-8.1.2			Signed affidavit stating that the contractor maintains a Drug Free Workplace	YES
<input checked="" type="checkbox"/>	Drug Free Workplace		Section 2-8.1.2			Codification of the Drug Free Workplace, contractor requirements to notify each employee and subcontractor	
<input checked="" type="checkbox"/>	Disclosure Affidavit		Section 2.8-1			Signed affidavit disclosing any Collective Bargaining agreement, Health Care benefits, Workforce Ethnicity and Gender Breakdown	YES
<input checked="" type="checkbox"/>	Delinquent and Currently Fees Due		Section 2-8.1	3-29		Contractor to resolve all outstanding financial issues with the County (i.e., fines, tickets, taxes, loans, etc.)	YES
<input checked="" type="checkbox"/>	Family Leave	Ordinance 92-15				Leave policy for birth, adoption and other family related, without prejudice	YES
<input checked="" type="checkbox"/>	Domestic Leave	Ordinance 99-5				The firm is in compliance with MDC Code 11A-60	YES
<input checked="" type="checkbox"/>	False Claims Ordinance		Sections 21-255 through 21-266			False claims by contractor resulting in bid rejection, cancellation of contract and possible debarment	
<input checked="" type="checkbox"/>	Prompt Payment		Sections 2-8.1.4, 10-2.02 & 10-33.02		HB 509 Engrossed 1 2005	Sets parameters for payments of Contractors, Sub-contractors, Subs of Sub-contractors and Suppliers	
<input checked="" type="checkbox"/>	First-Tier Subcontracts Disclosure		Sections 2-8.1 and 10-34			Contractor supplying list of all First-Tier sub contractors at the time of Award, unless specific goals at time of Response	

COMBINED AFFIDAVIT

Appendix A

Check Box	Requirement	Resolution/ Ordinance	MDC Code	A.O.	Fed. Acq. Reg./ Florida Statute	Comments	In Combined Affidavit
<input checked="" type="checkbox"/>	Fair Subcontracting Practices		Section 2-8.8			Non-discrimination in the subcontracting process with sub contractors and suppliers	YES
<input checked="" type="checkbox"/>	Local Preference		Section 2-8.5			Provision for local business utilization in Miami-Dade County contracts	
<input checked="" type="checkbox"/>	License Requirements		Section 10-3		Chapter 489	Contractor possessing proper license(s) at the time of Response and throughout the contract	
<input checked="" type="checkbox"/>	Quarterly Reports	Resolution R-113-94				Contractor to file financial reports quarterly	
<input checked="" type="checkbox"/>	Employment and Procurement Practices		Section 2-8.1.5			Affirmative Action Plan and Procurement policy when total contracting exceeds \$5 million/ year	
<input checked="" type="checkbox"/>	Works in Public Right of Way		Section 2-103.1			Contractor to restore to the preexisting condition the right of way or shall be subject to a \$500 per day civil fine.	
<input checked="" type="checkbox"/>	Inspector General (IG)		Section 2-1076			Applies to all County Contracts at a rate of ¼ of 1% of the Contract value, unless specifically prohibited by local, state or federal law.	
<input checked="" type="checkbox"/>	Independent Private Sector IG		Section 2-1076			Hired by the Audit and Management services to perform review of selected contracts.	
<input checked="" type="checkbox"/>	Performance and Payment Bond	Resolution R-345-03			F.S. 255.05	Establishes the requirements of the Performance and Payment Bond for construction contracts with the County.	
<input checked="" type="checkbox"/>	Bid Bond		Section 18-14			Contractor to submit a bid bond whenever a Performance and Payment bond is required.	

COMBINED AFFIDAVIT

Appendix A

Check Box	Requirement	Resolution/ Ordinance	MDC Code	A.O.	Fed. Acq. Reg./ Florida Statute	Comments	In Combined Affidavit
<input checked="" type="checkbox"/>	Public Record Exemption				F.S. 119.071	Contractor to maintain a record of the distribution of all Documents, including Plans and return, in full, all Documents upon Contract completion	
<input checked="" type="checkbox"/>	Evaluation of Contractor / Consultant			3-42		Requirements to formally evaluate each Contractor / Consultant and resultant review for future work or suspension	
<input checked="" type="checkbox"/>	Collection of Liquidated Damages (LD's)	R-173-8				Requirement to collect LD's unless waived by Mayor with prior consent from BCC	
<input type="checkbox"/>	Lobbyist Registration for Oral Presentation	Ordinance 03-107	Section 2-11.1			Standard form to be executed by the respondent to register as a company representative	
<input type="checkbox"/>	Community Workforce Program		Section 2-1701	3-37		Imposes workforce hiring requirements on construction contracts	
<input checked="" type="checkbox"/>	Community Small Business Enterprise (CSBE)		Section 10-33.02			When applicable, percentage of CSBE utilization or 100% set-aside	
<input checked="" type="checkbox"/>	Responsible Wage and Benefits		Section 2-11.16			Establishes wages and benefits per trade, per construction category. Produced quarterly	YES
<input type="checkbox"/>	Davis-Bacon Act				F.A.R. 52.222	Applies to federally funded contracts, wages & benefits	
<input type="checkbox"/>	Buy American Act				F.A.R. 52.222	Applies to federally funded contracts	
<input type="checkbox"/>	Working hours and Safety/ Overtime Compensation				F.A.R. 52.222	Applies to federally funded contracts	
<input type="checkbox"/>	Payroll and Records				F.A.R. 52.222	Applies to federally funded contracts	
<input type="checkbox"/>	Apprentices and Trainees				F.A.R. 52.222	Applies to federally funded contracts	

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COMBINED AFFIDAVIT

Appendix A

Check Box	Requirement	Resolution/ Ordinance	MDC Code	A.O.	Fed. Acq. Reg./ Florida Statute	Comments	In Combined Affidavit
<input type="checkbox"/>	Copeland Act				F.A.R. 52.222	Applies to federally funded contracts	
<input type="checkbox"/>	Subcontract Labor Standards				F.A.R. 52.222	Applies to federally funded contracts	
<input type="checkbox"/>	Termination / Debarment				F.A.R. 52.222	Applies to federally funded contracts	
<input type="checkbox"/>	Labor Standards Disputes				F.A.R. 52.222	Applies to federally funded contracts	
<input type="checkbox"/>	Certification of Eligibility				F.A.R. 52.222	Applies to federally funded contracts	
<input type="checkbox"/>	Disadvantaged Business Enterprise (DBE)				F.A.R. T.A.R.	Applies to federally funded contracts	

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**Miami-Dade County Department of Business Development
Appendix C to Combined Affidavit**

NOTICE OF CONSTRUCTION CLEARINGHOUSE JOB OPPORTUNITY

Resolution No.: R-1395-05

MIAMI-DADE COUNTY PROVIDES EQUAL ACCESS OPPORTUNITY IN EMPLOYMENT AND SERVICES FOR MINORITIES/FEMALES AND APPLICANTS WITH DISABILITIES

To be completed by Employer/Contractor. Please print clearly or type. Use one form for each position title

JOB OPPORTUNITY INFORMATION

Position Title:		Application Deadline:	
Jobsite Location:		Number of Openings:	Hourly Rate:
Describe Job Duties (Knowledge, skills and abilities):			
Job Duration: <input type="checkbox"/> Permanent <input type="checkbox"/> Temporary If temporary, how long? _____ Fringe Benefits: <input type="checkbox"/> Yes <input type="checkbox"/> No Experience Required: <input type="checkbox"/> No <input type="checkbox"/> Will Train <input type="checkbox"/> Yes If yes, how much experience is required? (Months or Years) _____ Education Required: <input type="checkbox"/> None <input type="checkbox"/> H.S. Diploma/GED <input type="checkbox"/> AA Degree <input type="checkbox"/> Bachelor's Degree <input type="checkbox"/> Master's Degree <input type="checkbox"/> Ph.D. Certifications/Licenses Requires: <input type="checkbox"/> No <input type="checkbox"/> Yes If yes, please list; _____ Driver's License Required: <input type="checkbox"/> None <input type="checkbox"/> Operator/Class E <input type="checkbox"/> Commercial Class _____ <input type="checkbox"/> Chauffer/Class D Language(s) Required: <input type="checkbox"/> English <input type="checkbox"/> Spanish <input type="checkbox"/> Creole <input type="checkbox"/> Other; _____ Applicants should contact employer by: <input type="checkbox"/> Phone <input type="checkbox"/> Fax Resume <input type="checkbox"/> Mail Resume <input type="checkbox"/> In person (days/hours) _____			

EMPLOYER/CONTRACTOR INFORMATION

Business Name:		Contract/Project No:	
Address (Street Name and Number):		Suite #:	Federal ID #:
City:		Telephone Number:	
Type of Business:		Fax Number:	
Contact Person:		E-mail Address:	

Employer/Contractor, please fax this completed form to:

Attention: Clearinghouse
 Department of Business Development (DBD)
 Contract Review and Compliance Division
 111 NW First Street, 19th Floor
 Miami, Florida 33128
 Telephone: (305) 375-3111 Fax: (305) 375-3160

***** FOR OFFICIAL USE ONLY *****

Date and time this notice received at Miami-Dade Department of Business Development.	Received By:
--	--------------

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QUESTIONNAIRE



Appendix D

IN ORDER TO PROVIDE INFORMATION NECESSARY IN DETERMINING THE QUALIFICATIONS OF THE PROPOSER, EACH CONTRACTOR IS REQUIRED TO ANSWER THE FOLLOWING:

#	QUESTION	ANSWER
1	Have you carefully read the Instruction To Prospective Contractors?	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
2	Have you carefully reviewed the entire Contract Documents as identified within the Instruction To Prospective Contractors?	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
3	If identified in the Contract Documents, have you carefully inspected the site of the work?	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A
4	Have you requested, in writing, of the contact person identified in the Advertisement, any clarifications necessary to submit a responsive proposal? Have you received a written response of clarification?	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A
5	Are you licensed and certified to perform the work for which you are submitting this proposal? License No.: Competency No.: FEIN No.: Qualifier's Name:	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO 536885-7 CGC061808 75-3163466 Poole and Kent Company of Florida
6	Are you registered with the Miami-Dade County Department of Procurement Management (DPM)?	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
7	Have you initialed each page and executed the last page of the Combined Affidavit?	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
8	Have you completed the Ownership Disclosure Form?	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
9	Have you made any changes or written any codicils to the Contract Proposal?	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
10	How many previous Contracts with Miami-Dade County in the past five (5) years?	5
11	Total dollar value of Contracts with Miami-Dade County in the past five (5) years?	\$60,730,838
12	How many years has your Company been in business with the same Principals?	60
13	Is your Bid Bond included with your submitted proposal?	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A

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QUESTIONNAIRE

Appendix D



WHEN THE CONTRACTOR IS A CORPORATION:

(CORPORATION SEAL)

(Name of Corporation)

ATTEST

By:

David W. McCluskey
Asst. (Secretary)

David W. McCluskey

(Print or type name)

1781 N.W. North River Drive

Miami, FL 33125

(Address)

Patrick H. Carr
(Signature of Officer)

Patrick H. Carr

(Print or type name)

Executive Vice President & COO

(Official Title)

(PARTY OF THE SECOND PART)

Attach to each counterpart a certified copy of a resolution of the Board of Directors of the corporation authorizing the officer who signs the Contract, the Performance Bond and Payment Bond to do so in its behalf.

WHEN THE CONTRACTOR IS A JOINT VENTURE:

(Name of Joint Venture)

By:

(Signature of Joint Venture)

(Signature of Joint Venture)

(Print or type name)

(Print or type name)

(Title)

(Title)

(Address)

NOTE: Complete Joint Venture in accordance with Section 5 of the Instructions to Prospective Contractors.

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QUESTIONNAIRE

Appendix D



WHEN THE CONTRACTOR IS A SOLE PROPRIETORSHIP
OR OPERATES UNDER A TRADE NAME:

(Name of firm if applicable) (Address)

By: _____
(Witness signature) (Signature of individual)

By: _____
(Print or type name) (Print or type name)

By: _____
(Witness signature)

By: _____
(Print or type name)

ACKNOWLEDGEMENT:

STATE OF)
)SS.:
COUNTY OF)

Before me personally appeared _____ to me well
known and known to me to be the person described in and who executed the foregoing instrument, and
acknowledged to and before me that _____
executed said instrument for the purposes therein expressed.

WITNESS my hand and official seal, this _____ day of _____, AD 20__.

Notary Public _____

State of _____ at large

My Commission expires _____.

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QUESTIONNAIRE
Appendix D



WHEN THE CONTRACTOR IS AN INDIVIDUAL:

By: _____
(Witness signature) (Signature of individual)

By: _____
(Print or type name) (Print or type name)

By: _____
(Witness signature) (Address)

By: _____
(Print or type name)

(PARTY OF THE SECOND PART)

ACKNOWLEDGEMENT:

STATE OF)
)SS.:
COUNTY OF)

Before me personally appeared _____ to me well known and known to me to be the person described in and who executed the foregoing instrument, and acknowledged to and before me that _____ executed said instrument for the purposes therein expressed.

WITNESS my hand and official seal, this _____ day of _____, AD-20_____.

Notary Public _____

State of _____ at large

My Commission expires _____.

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