Memorandum

MIAMI-DADE COUNTY

Date:	October 7, 2008
To:	Honorable Chairman Bruno A. Barreiro and Members, Board of County Commissioners
From:	George M. Burgess County Manager
Subject:	Resolution Requesting Authority to Exercise Option-to-Renew Periods Under Existing Non-Competitive Contracts that Would Bring the Cumulative Contract Value to More than $100,000

Agenda Item No. 8(O)(1)(F)

Recommendation

It is recommended that the Board of County Commissioners delegate to the County Mayor or County Mayor's designee the authority to exercise, in his discretion, the Options-to-Renew (OTRs) set forth in this item when in the best interest of Miami-Dade County. Ordinance #07-139 provides for committee review exemption. ***Contract amounts and department allocations represent the maximum spending authority based on estimated past usage. This action does not guarantee that the total contract amount/value will be expended by County departments and/or agencies.***

Scope

The impact of the items in the accompanying OTR package is countywide in nature.

Fiscal Impact/Funding Source

The accompanying OTR package states the allocation amount and funding source for each department utilizing a contract. ***Funding will be expended only if departmental budgets can support the expenditures as approved in their Resource Allocation Plan adopted annually by the Board.***

Track Record/Monitor

There are no known performance issues with the vendors recommended for award in the accompanying OTR package. Each department's contract manager is reflected in the accompanying agenda item.

Delegated Authority

If this item is approved, the County Mayor or County Mayor's designee will have the authority to exercise OTRs in accordance with the terms and conditions of the contracts listed in the accompanying package.

Background

The non-competitive contracts listed in this item require approval to exercise OTRs contained in each contract that would, if exercised, bring the cumulative value of the contract over $100,000. Each of the contracts were awarded under the County Mayor or County Mayor's designee's delegated authority ($100,000 for non-competitive procurements) pursuant to Section 2-8.1(b) of the County Code and the Master Procurement Administrative Order, A.O. 3-38.

Prior to exercising any Options-to-Renew (OTR) periods, market research is conducted to ensure continuing to purchase from the awarded vendors is in the best interest of the County. Market research includes competitive factors such as pricing, quality, product features, technology, and lead time. It may also include commercial factors such as environmental issues, other governmental entity practices, industry trends, support and capabilities. The OTRs for each contract in this package will be executed if determined to be in the best interest of the County.

Item No. 1: Waukesha Engine Parts and Service seeks authority to exercise the first OTR period for a contract to purchase original equipment manufacturer (OEM) parts and services for Waukesha engines owned by the Miami-Dade Water and Sewer Department. The amount being requested for the first option year is **$80,000.**

Item No. 2: Draeger SCBA Leasing, Maintenance and Parts seeks authority to exercise the first OTR period for a contract to lease Self-Contained Breathing Apparatuses (SCBA) and to purchase maintenance parts for existing Draeger's SCBA equipment for the Miami-Dade Fire Rescue Department. The amount being requested for the first option year is **$100,000.**

Item No. 3: Heat Pump Rental Services seeks authority to exercise the first OTR period for a contract to rent pumps to heat generators at Miami International Airport. The amount being requested for the first option year is **$57,300**.

Assistant County Manager

MEMORANDUM

(Revised)

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

DATE: October 7, 2008

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

SUBJECT: Agenda Item No. 8(O)(1)(F)

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**

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Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 8(O)(1)(F)
10-7-08

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE OPTION-TO-RENEW PERIODS FOR NON-COMPETITIVE CONTRACTS AWARDED UNDER THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE DELEGATED AUTHORITY FOR THE PURCHASE OF GOODS AND SERVICES

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 delegates to the County Mayor or County Mayor's designee the authority to exercise, in his discretion, the options-to-renew set forth in this item when in the best interest of Miami-Dade County; and the Board further authorizes the County Mayor or the County Mayor's designee to execute any and all documents necessary to give effect to those renewals.

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
Carlos A. Gimenez
Joe A. Martinez
Dorrin D. Rolle
Katy Sorenson
Sen. Javier D. Souto
Audrey M. Edmonson
Sally A. Heyman
Dennis C. Moss
Natacha Seijas
Rebeca Sosa

The Chairperson thereupon declared the resolution duly passed and adopted this 7th day of October, 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.

Hugo Benitez

Item No. 1

Contract No.:	BW7625-4/12
Contract Title:	**Waukesha Engine Parts and Service**
Description:	It is recommended that the Board authorize the County Mayor or County Mayor's designee to exercise the first Option-to-Renew (OTR) period to purchase original equipment manufacturer (OEM) parts and services, provided by Regan Equipment Co., Inc., for 18 Waukesha engines owned by the Miami-Dade Water and Sewer Department (WASD). The contract is in its initial term which expires on January 31, 2009. Exercising the first OTR will bring the cumulative value of the contract over $100,000.

Initial Contract Term and Estimated Usage:	February 1, 2008 to January 31, 2009	**$ 80,000**
First OTR and Estimated Usage:	February 1, 2009 to January 31, 2010	**$ 80,000**
Cumulative Value:		**$160,000**

Managing Agency/Funding Source:	WASD – Operating Revenue
Contract Measure:	No measure
Review Committee Date:	November 2, 2007; Item #2-06
Local Preference:	Not applicable
Living Wage:	The Living Wage Ordinance does not apply.
User Access Program:	This contract includes the User Access Program provision. The 2% program discount is being collected on all purchases.

Vendor:	**Address**	**Principal**
•Regan Equipment Co., Inc. (Local vendor)	3100 Gateway Drive Pompano Beach, FL 33069	John J. Farrell

Performance Data:	There are no performance issues with this firm.
Compliance Data:	There are no compliance issues with this firm.
Contract Managers:	Leonard Gonzalez, Department of Procurement Management Dean R. Mealy, Miami-Dade Water and Sewer Department

JUSTIFICATION

This contract provides for purchase of original equipment manufacturer (OEM) parts and maintenance and support services, provided by Regan Equipment Co., Inc., for 18 Waukesha engines owned by the Miami-Dade Water and Sewer Department. Regan Equipment Co., Inc. is the only authorized distributor of Waukesha Engine parts and services in Florida. The engines are the only source of emergency electrical power available for well field pumps to transfer water in the event electrical power is disrupted. They are also critical to the daily operation of well fields and pump stations in order to reduce the potential for a boil-water order and/or a waste water spill when there is loss of power.

Regan Equipment Co., Inc is the only vendor in Florida that can provide technicians certified by Waukesha Engines to perform these maintenance services. Purchasing parts and services from Reagan Equipment Co. Inc. ensures that the OEM specifications are met and parts and repairs will be under warranty. The current term expires on January 31, 2009. Exercising the next option-to-renew will bring the cumulative value of the contract to $160,000.

Item No. 2

Contract No.:	BW8660-4/10
Contract Title:	**Draeger SCBA Leasing and Maintenance/Parts**
Description:	It is recommended that the Board authorize the County Mayor or County Mayor's designee to exercise the first option-to-renew (OTR) period to lease Self-Contained Breathing Apparatuses (SCBA) and to purchase maintenance parts for existing SCBA equipment used by Miami-Dade Fire Rescue firefighters provided by Draeger Safety, Inc. The contract is in its initial term which expires on November 30, 2008. Exercising the first OTR will bring the cumulative value of the contract over $100,000.

Initial Contract Term and Estimated Usage:	June 1, 2008 to November 30, 2008	**$100,000**
First OTR and Estimated Usage:	December 1, 2008 to May 31, 2009	**$100,000**
Cumulative Value:		**$200,000**

Managing Agency/Funding Source:	MDFR – Fire District Funds
Contract Measure:	No measure
Local Preference:	Not applicable
Living Wage:	The Living Ordinance does not apply.
User Access Program:	This contract includes the User Access Program provision. The 2% program discount is being collected on all purchases.

Vendor:	**Address**	**Principal**
•Draeger Safety, Inc. (Non-local vendor)	101 Technology Drive Pittsburg, PA 15275	Rolf Dangers

Performance Data:	There are no performance issues with this firm.
Compliance Data:	There are no compliance issues with this firm.
Contract Managers:	Lourdes Betancourt, Department of Procurement Management Marianela Betancourt, Miami-Dade Fire Rescue Department

JUSTIFICATION

This contract provides the Miami-Dade Fire Rescue Department (MDFR) with the ability to lease 50 Draeger Self-Contained Breathing Apparatuses (SCBA), and purchase of maintenance parts for existing Draeger's SCBA equipment used by MDFR firefighters. Currently, MDFR has approximately 650 units requiring maintenance.

To replace the aging fleet of Draeger SCBAs, MDFR purchased SCBA equipment from Scott Health and Safety. MDFR has not been able to place these new units in service due to failures and defects that have not been resolved with the manufacturer. The County is currently in litigation to resolve these issues. Since the new units cannot be used, MDFR needs to keep the existing Draeger SCBAs properly functioning for safety purposes.

The National Fire Protection Association and the National Institute for Occupational Safety and Health that require all fire personnel be trained and certified on respiratory equipment used in firefighting operations. Professional standards also require that personnel receive a personally issued mask, and in some cases, regulators. As such, it is not feasible for MDFR to lease or introduce equipment from other manufacturers with different training procedures and incompatible masks and regulators. Due to training and compatibility issues, it is critical that MDFR's fleet of SCBA equipment be purchased from a single manufacturer.

Item No. 3

Contract No.:	SS7784-2/10-OTR
Contract Title:	**Heat Pump Rental Services**
Description:	It is recommended that the Board authorize the County Mayor or County Mayor's designee to exercise the first Option-to-Renew (OTR) period to rent pumps to heat generators at the Miami International Airport for the Miami-Dade Aviation Department (MDAD). The current contract is in its initial one-year term which expires on December 31, 2008. Exercising the first OTR will bring the cumulative value of the contract over $100,000.

Initial Contract Term and Estimated Usage:	January 1, 2008 to December 31, 2008	**$ 57,300**
First OTR and Estimated Usage:	January 1, 2009 to December 31, 2009	**$ 57,300**
Cumulative Value:		**$114,600**

Managing Agency/Funding Source:	MDAD – Operating Revenue
Contract Measure:	No measure
Review Committee Date:	May 28, 2008; Item #2-03
Local Preference:	Not applicable
Living Wage:	The Living Wage Ordinance does not apply.
User Access Program:	This contract does not include the User Access Program provision as the Miami-Dade Aviation Department is the only department accessing the contract and Federal Aviation Administration regulations do not allow for inclusion of the UAP.

Vendor:	**Address**	**Principal**
•Geo-Thermal Systems, Inc. (Non-local vendor)	1706 W. Jetton Avenue Tampa, FL 33606	Patrick Whittlesey

Performance Data:	There are no performance issues with this firm.
Compliance Data:	There are no compliance issues with this firm.
Contract Managers:	Lourdes Farley, Department of Procurement Management Neivy Garcia, Miami-Dade Aviation Department

JUSTIFICATION

This contract is used by the Miami-Dade Aviation Department (MDAD) to provide heating services for diesel generators at the Miami International Airport.

MDAD has 26 diesel generators which provide electrical back-up to run the emergency circuit in case of power failure. The internal combustion engine of these generators must be kept at a predetermined temperature to allow them to start instantly in case of power failure. Pumps are used to heat generators and keep them at a constant temperature during all times.

Geo-Thermal Systems, Inc. is the sole source authorized company of the US patent heat pump system specifically designed to operate with diesel engines. Approval of the first Option-to-Renew period will ensure continuity of services to the County.