

Memorandum



Date: May 5, 2009

To: Honorable Chairman Dennis C. Moss
and Members Board of County Commissioners

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

From: George M. Burgess
County Manager

Subject: First Amendment to the Professional Services Agreement between Miami-Dade County and Kimley-Horn Associates Inc. increasing the contract limit by \$300,000

Recommendation

It is recommended that the Board approve the First Amendment to the Professional Services Agreement (PSA) between Kimley-Horn Associates Inc. and Miami-Dade County to:

1. Increase the dollar limit of the contract by \$300,000 from \$2,005,000 to a new maximum of \$2,305,000. The \$300,000 increase is only a contract limit increase. The amount is included in the approved project budget and CIP budget.
2. Correct a scrivener's error in the scope of work description that was intended to include Miami International Airport (MIA) and General Aviation Airports (GAAs). The RFQ/RFP advertisement and the Negotiation Committee Report dated March 15, 2004, clearly noted the need for service at MIA and general aviation airports but the final agreement did not mention general aviation airports, hence this correction of scrivener's error.

Scope

Projects implemented under this Agreement are located at Miami International Airport (Commission District Six) and Opa-locka Executive Airport (Commission District One).

Funding Source

Federal grant, FDOT grant, and Miami-Dade Aviation Department (MDAD) Improvement Fund as defined in Section 511 of the Amended Trust Agreement.

Project Description

Kimley-Horn Associates Inc. was selected to provide architectural/engineering design and construction administration services for security/safety and related improvements for the Miami-Dade Aviation Department (MDAD). The "Scope of Services" as advertised said, "The project components, which the Department may phase implementation/construction is based on the following areas: perimeter Airside Operations Areas (AOA) security fence, AOA access security guard booths, lighting for security fence, cargo security program and fuel storage facility, security needs, and intrusion detection. The Consultant shall provide professional design services for civil, structural, mechanical, electrical, telecommunications and other specialty services at MIA and general aviation airports. The consultant will investigate, report, coordinate, and furnish plans, specifications, contract documents and provide contract administration if requested by MDAD."

Background

In consideration of continuously changing security/safety regulations after the September 11, 2001 terrorist attacks, and in consideration of the need for many older facilities at MIA and GAA to be updated for Code compliance, MDAD requested the selection of two Architectural/Engineering firms to provide the necessary services. On June 17, 2004, the Board approved through Resolution No.R-543-

04 a Professional Services Agreement (PSA) with Kimley-Horn Associates Inc. for design and construction administration services; total fees not to exceed \$2,005,000. The PSA services were utilized for MIA AOA Security Fence at MIA Fuel Storage Facility (Project # K001B) and Opa-locka Executive Airport (OPF) Air Traffic Control Tower (ATCT) (Project # L085A). The OPF ATCT project is an important security project which will be used to monitor the perimeter of the airport.

In 2008, the OPF ATCT was under design when FDOT offered MDAD a \$2.5-million grant to install Specialty Security Barriers (vehicle-arresting devices) at the MIA Perimeter Security Fence. This grant was subject to MDAD completing the design and construction of the barriers within 120 days. By using Kimley-Horn services available under this agreement, MDAD was able to design and construct the Specialty Security Barriers at MIA Perimeter Fence (Project # N159A) within the time limit and secure the \$2.5 million special grant.

This unanticipated grant project used a portion of Kimley-Horn fees and has left a shortfall needed for the OPF ATCT project. The OPF ATCT project has been bid and the contract for the construction of the tower was approved by the BCC on January 21, 2009. MDAD expects to issue a "Notice to Proceed" to the builder in April 2009 and construction duration is 540 days. Kimley-Horn's agreement included three one-year extensions after the initial contract end date of June 17, 2009. MDAD has authorized two years extension for the current contract expiration date of June 17, 2011. The remaining one year extension will be authorized only if necessary.

Kimley-Horn's services are needed for the Construction Administration of the OPF ATCT project until completion of the Tower. Because MDAD utilized a portion of the fees for the Specialty Security Barriers project, a \$300,000 shortfall exists in the professional services contract needed for the completion of the OPF ATCT project. The \$300,000 increase is only a contract limit increase. The amount is included in the approved project budget and CIP budget.

FIRM NAME & ADDRESS: Kimley-Horn Associates Inc.
4431 Embarcadero Drive
West Palm Beach, FL 33407
Phone 561-845-0665

OWNERSHIP: Employee Owned Corporation.
Contact Vice President Steve Oenbrink, P.E. 561-840-0259

TIME IN BUSINESS: Forty One (41) years in business

PREVIOUS AGREEMENTS
WITH COUNTY WITHIN
LAST FIVE (5) YEARS: None within the last five years.

ORIGINAL AGREEMENT: Two million and five thousand dollars (\$2,005,000.00).

TERM OF AGREEMENT: Five (5) years from June 17, 2004, with three one-year renewal options.

RECOMMENDED
MODIFICATION: Increase professional services fee limit by three hundred thousand dollars (\$300,000) from \$2,005,000 to a new total of \$2,305,000 and correct a scrivener's error to include in the project scope General Aviation Airports.

PERCENT CHANGE THIS
MODIFICATION: Fifteen percent (15%).

CONTRACT MEASURES: The company has achieved 4.88% of its 18% DBE Goal. It is 70% into contract completion and has submitted an acceptable plan to Minority Affairs to achieve the 18% goal. See attached memo.

Gartek Engineering	\$ 40,207.00	1.75%
Geosol	\$ 30,911.00	1.34%
Hillers Electrical	\$ 48,240.00	2.10%
Acia	\$273,680.00	11.90%
Counter Technology Inc.	\$ 5,047.17	0.22%
Westside Reprographics	\$ 2,806.43	0.12%
TBD	\$TBD	0.57%
GRAND TOTAL	\$400,891.60	18.00%

AFFRIMATIVE ACTION
PLAN DATE: See attached.

LIVING WAGE: No

CONSULTANT
PERFORMANCE: Satisfactory on four evaluations, average 3.6, see attached.

USING DEPARTMENT: Miami Dade Aviation Department

INSPECTOR GENERAL: \$ 5,000

PROJECT MANAGER:
NAME/PHONE/EMAIL: William C. Murphy (305) 876-0922, wcmurphy@miami-airport.com


Assistant County Manager

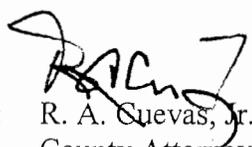


MEMORANDUM

(Revised)

TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

DATE: May 5, 2009

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

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

Please note any items checked.

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

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 8(A)(1)(G)
5-5-09

RESOLUTION NO. _____

RESOLUTION APPROVING FIRST AMENDMENT TO THE PROJECT SPECIFIC PROFESSIONAL SERVICES AGREEMENT FOR MIA AIRFIELD SECURITY WITH KIMLEY-HORN ASSOCIATES INC., PROJECT NO. E02-MDAD-04, MDAD L-085A, INCREASING THE CONTRACT LIMIT BY \$300,000.00; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME

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 the First Amendment to the Project Specific Professional Services Agreement for MIA Airfield Security between Miami-Dade County and Kimley-Horn Associates Inc., Project No. E02-MDAD-04, MDAD L-085A, which amendment increases the contract limit by \$300,000.00, and corrects a scrivener's error in the scope of work to include general aviation airports, in substantially the form attached hereto and made a part hereof; authorizes the County Mayor or County Mayor's designee to execute same on behalf of the County.

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:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 5th day of May, 2009. 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.

De Fm

Deborah B. Mastin

**FIRST AMENDMENT TO THE
NON-EXCLUSIVE AGREEMENT FOR
MIA AIRFIELD SECURITY**

THIS FIRST AMENDMENT is made this _____ of _____, 2009 to the Non-Exclusive Agreement for MIA Airfield Security (Agreement) between Miami-Dade County acting by and through its Aviation Department ("MDAD") and Kimley-Horn Associates, Inc. ("Architect/Engineer").

Whereas, by Resolution No. R-543-04, passed and adopted by the Board of County Commissioners, an Agreement was awarded for phase implementation/construction, professional design services for civil, structural, mechanical, electrical, telecommunications, and other specialty services; and

Whereas, the current Agreement will expire on June 17, 2009, and the anticipated project phasing schedule is projected to reach completion in the next three (3) years; and

Whereas, the County requested and the Architect/Engineer agreed to exercise all three (3) of the renewal options (extensions) in the Agreement; and

Whereas, at the request of the County, the Architect/Engineer undertook an emergency security project which depleted their funds, the County wishes to add \$300,000.00 to the subject Agreement for the completion of services under the Agreement increasing the Agreement amount from \$2,005,000.00 to \$2,305,000.00 (\$5,000.00 for the Inspector General account); and

NOW THEREFORE, in consideration of the revised terms and conditions of the Agreement, the parties to this First Amendment agree as follows:

1. Modify Sub-article 3.6 of the Agreement to include the three (3) one year extension options provided in Sub-article 8.2.1.5 of the Agreement as follows:

"TERM OF AGREEMENT: The term of this Agreement shall be for five (5) years and shall begin upon execution by the parties and shall be in effect until all Services are completed or until those Services Orders in force at the end of the stated period of time have been completed and the Services accepted, whichever may be later. This Agreement also contains three (3) one year extensions which may be exercised by the Miami-Dade Aviation Department at its sole discretion."

2. Modify the first paragraph of Article 8 as follows:

“Unless otherwise authorized by Amendment to this Agreement, payments to the Consultant for Services performed shall not exceed \$2,300,000 and shall be disbursed as reflected herein.”

3. Modify Sub-article 8.7 of the Agreement as follows:

“TOTAL AUTHORIZED AMOUNT FOR THIS AGREEMENT: Except as otherwise provided for herein, the Total Authorized Amount for this Agreement, including Reimbursable, and Audit Account is \$2,305,000 (Two million, three hundred and five thousand Dollars and No cents). The Owner retains all rights to these funds, may expend these funds at its sole discretion, and any funds not expended from this authorized agreement amount remain the property of the County.”

4. Modify Article 9, Special Provisions, Sub-article 4.2.1 of the Agreement by adding the following as the first paragraph of this section as follows:

The project components, which the Department may phase implementation/construction, are based on the following areas: Perimeter Airside Operations Area (AOA) Security Fence, AOA Access Security Guard Booths, Lighting for Security Fence, Cargo Security Program and Fuel Storage Facility, Security Needs, and Intrusion Detection. The Consultant shall provide, as required, professional design services at MIA and general aviation airports. The Consultant will investigate, report, coordinate and furnish plans, specifications, contract documents and provide contract administration if requested by MDAD.

5. Also add the scope in item 4 above to the first page of the Agreement.

IN WITNESS WHEREOF, the parties have executed this First Amendment to the Agreement the date and year first above written.

ARCHITECTUAL/ENGINEERING

Kimley-Horn and Associates, Inc
(Legal Name of Corporation)

ATTEST
Secretary



DAVID R. PARSONS, Secretary
(Type Name & Title)
NC

By: Stephen J. Oenbrink
Authorized Officer - Signature

Name: STEPHEN J. OENBRINK

SR. VICE PRESIDENT
(Type Name & Title)

**BOARD OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA**

By: _____
Mayor

Approved for Form
And Legal Sufficiency

Assistant County Attorney

Attest: Harvey Ruvin, Clerk

By: _____
Deputy Clerk

Memorandum



Date: February 12, 2008

To: Lenora Allen-Johnson
MDAD Contracts Administration Division

From: Milton Collins *MJC*
MDAD-Minority Affairs Division

Subject: Project: MIA Airside Security
Project No. EO2- MDAD-04

On the basis of Kimley-Horn and Associates, Inc.'s (KHA) letter to MDAD Minority Affairs dated February 05, 2009, project EO2-MDAD-04, please note the following with reference to DBE participation:

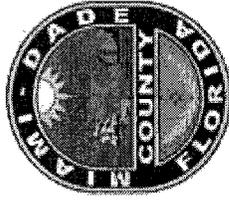
The project EO2-MDAD-04 consists of seven (7) subprojects with scope of work to provide MDAD engineering services. The estimated project cost amounts to \$2,000,000 and KHA has billed MDAD \$1,580,242 to date. The DBE participation paid to date amounts to \$94,887, which is 6.0% on a project about 79% complete. By this time DBE participation should have been at \$284,443 or 18% of work completed to date.

As of February 12, 2009, KHA has not met the required goal of 18.0%, but it has submitted a plan to meet the project goal before completion (see page 9 of the attached letter).

Minority Affairs Division considers the plan reasonable and attainable, because the DBE goal was established mainly on the forthcoming New Air Traffic Control Tower at Opa-locka Executive Airport, subcontracting trade category construction inspection services.

If you have any question, please don't hesitate to call me at 305-876-722 or Abebe Teclé at 876-7386.

[Exit](#)



Capital Improvements Information System

MCC Contractor Evaluations Report

Dept	Contract	Type	Contractor / Architect Name	Date	Rater	Period	Rate
PR	<u>E00-PARK-01,R1-4</u>	PSA	<u>Kimley-Horn and Associates, Inc.</u>	2/23/2007	David Livingstone	Completion of study or design	<u>4.0</u>
WS	<u>E01-WASD-05, Project 3, EP 3</u>	PSA	<u>Kimley-Horn and Associates, Inc.</u>	2/23/2007	Sara Leu	Completion of study or design	<u>3.3</u>
PW	<u>20040348</u>	PSA	<u>Kimley-Horn and Associates, Inc.</u>	2/27/2007	Priscilla M. Morales	Interim	<u>3.1</u>
PW	<u>662519</u>	PSA	<u>Kimley-Horn and Associates, Inc.</u>	8/8/2007	Lana Moorey	Interim	<u>4.0</u>

Evaluation Count: 4 Contractors: 1 Average Evaluation: 3.6

[Exit](#)

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MIAMI-DADE COUNTY

MIAMI-DADE COUNTY AVIATION DEPARTMENT
SINGLE EXECUTION AFFIDAVITS AND CERTIFICATIONS

Project Title MIA Airfield Security

Project Number E02-MDAD-04

COUNTY OF Palm Beach

STATE OF Florida

Before me the undersigned authority appeared, Stephen J. Oenbrink, P.E. (Print Name)
who is personally known to me or who has provided _____

as identification and who did (did not) take an oath, and who stated:

That he is the duly authorized representative of

Kimley-Horn and Associates, Inc.

(Name of Firm/Respondent)

4431 Embarcadero Drive; West Palm Beach, Florida 33407

(Address of Firm/Respondent)

hereinafter referred to as the contracting entity being its

Senior Vice President

(Sole Proprietor)(Partner)(President or Other Authorized Officer)

and as such has full authority to make these affidavits/certifications and say as follows.

**DISCLOSURE AFFIDAVIT FOR MIAMI-DADE COUNTY
PART I**

That the information given herein and in the documents attached hereto is true and correct.

1. The full legal name and business address* of the person or entity contracting or transacting business with Miami-Dade County is:

Kimley-Horn and Associates, Inc.

4431 Embarcadero Drive

West Palm Beach, Florida 33407

2. If the contract or business transaction is with a Corporation**, provide the full legal name and business address* and title for each officer.

Please see attached.

3. If the contract or business transaction is with a Corporation**, provide the full legal name and business address* for each director.

Please see attached.

4. If the contract or business transaction is with a Corporation**, provide the full legal name and business address* for each stockholder who holds directly or indirectly five percent (5%) or more of the corporation's stock and state the percentage.

Associates Group Services, Inc. 100%

5. If the contract or business transaction is with a Trust, provide the full legal name and address* for each trustee and each beneficiary. All such names and addresses are:

Not applicable

**Kimley-Horn and Associates, Inc.
Principal Officers and Directors**

(Kimley-Horn and Associates, Inc. is wholly owned by Associates Group Services, Inc., a Florida Corporation.)

<u>Name:</u>	<u>Business Address:</u>	<u>Phone Number:</u>
Principal Officers:		
Mark S. Wilson President	3001 Weston Parkway Cary, NC 27513	919-677-2000
Nicholas L. Ellis Senior Vice President, Treasurer	3001 Weston Parkway Cary, NC 27513	919-677-2000
Richard N. Cook Senior Vice President, Secretary	3001 Weston Parkway Cary, NC 27513	919-677-2000
Directors:		
John C. Atz Senior Vice President	4431 Embarcadero Drive West Palm Beach, FL 33407	561-845-0665
T. Jack Bagby, III Senior Vice President	501 Independence Parkway, Suite 300 Chesapeake, VA 23320	757-548-7300
Donald L. Bartlett Chairman	12700 Park Central Drive, Suite 1800 Dallas, TX 75251	972-770-1300
Roscoe L. Biby Senior Vice President	601 21 st Street, Suite 400 Vero Beach, FL 32960	772-562-7981
Michael N. Byrd Executive Vice President	3001 Weston Parkway Cary, NC 27513	919-677-2000
Jerry W. Ingram Senior Vice President	4431 Embarcadero Drive West Palm Beach, FL 33407	561-845-0665
Brooks H. Peed Executive Vice President	601 21 st Street, Suite 400 Vero Beach, FL 32960	772-562-7981
James M. Roberts Senior Vice President	401 B Street, Suite 600 San Diego, CA 92101	619-234-9411
Michael G. Schiller Senior Vice President	7878 N. 16 th Street, Suite 300 Phoenix, AZ 85020	602-944-5500
Christopher A. Squires Senior Vice President	3001 Weston Parkway Cary, NC 27513	919-677-2000
Mark S. Wilson President	3001 Weston Parkway Cary, NC 27513	919-677-2000

**DISCLOSURE AFFIDAVIT FOR MIAMI-DADE COUNTY
PART I (Cont'd)**

6. The full legal name and business addresses* of any other individuals (other than subcontractors, materialmen, suppliers, laborers, or lenders) who have, or will have, any interest (legal, equitable, beneficial or otherwise) in the contract or business transaction with Miami-Dade County are:

None.

7. If a Corporate Joint Venture, list the names and titles of the Officers of the Corporate Members of the Joint Venture:

(a) President: _____	(b) President: _____
Vice-Pres: _____	Vice-Pres: _____
Secretary: _____	Secretary: _____
Treasurer: _____	Treasurer: _____

8. If a Non-Corporate Partnership or Joint Venture, list the names of the Principals of the Non-Corporate Partnership or Joint Venture:

(c) _____ (Name)	(d) _____ (Name)
(c) _____ (Title)	(d) _____ (Title)

9. State whether the person or entity contracting or transacting business with Miami-Dade County has a collective bargaining agreement with its employees (Yes/No): No

10. State whether the entity provides company paid health care benefits to be paid to employees (Yes/No: Yes).

11. Attach a list reflecting the current breakdown of the entity's work force as to race, national origin or gender.

(ADD EXTRA SHEETS IF NEEDED)
*** Post Office Box addresses not acceptable.**
**** If a Joint Venture, list this information for each member of the Joint Venture**

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**DISCLOSURE AFFIDAVIT FOR MIAMI-DADE COUNTY
PART II**

LIST ALL CONSTRUCTION CONTRACTS IN EFFECT WITH MIAMI DADE COUNTY DURING THE LAST FIVE (5) YEARS:

CONTRACT DATE	DOLLAR AMOUNT OF ORIG.CONTRACT	FINAL AMT. OF CONTRACT	PERCENTAGE DIFFERENTIAL
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(1)

_____	\$ _____	\$ _____	_____ %
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Summary of Construction Work performed None.

Litigation Arising out of Contract

(2)

_____	\$ _____	\$ _____	_____ %
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Summary of Construction Work performed

Litigation Arising out of Contract

(ADD EXTRA SHEET(S) IF NEEDED.)

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**DISCLOSURE AFFIDAVIT FOR MIAMI-DADE COUNTY
PART II (Cont'd)**

LIST ALL PROFESSIONAL SERVICES AGREEMENTS IN EFFECT WITH MIAMI DADE COUNTY DURING THE LAST FIVE (5) YEARS:

AGREEMENT DATE	DOLLAR AMOUNT OF ORIG.AGREEMENT	FINAL AMT. OF AGREEMENT	PERCENTAGE DIFFERENTIAL
----------------	---------------------------------	-------------------------	-------------------------

(1)

_____	\$ _____	\$ _____	_____ %
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Name of Dept. & Summary of Professional Services performed	Please see attached report.

Litigation Arising out of Agreement	_____

(2)

_____	\$ _____	\$ _____	_____ %
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Name of Dept. & Summary of Professional Services performed	_____

Litigation Arising out of Agreement	_____

(ADD EXTRA SHEET(S) IF NEEDED.)



Miami-Dade County
WORK HISTORY DISCLOSURE REVISION FORM
 (DOLLARS RECEIVED ON MIAMI-DADE COUNTY PROJECTS AS PRIME AND SUB)

In order for the County to finalize that a firm's work history data is complete and accurate, it may be necessary for your firm to complete this Revision Form. If your firm's project data was not complete on your previously submitted A & E Work History Disclosure Form to the Department of Business Development, please report all changes and/or additions on this Revision Form. All work history data through for the past 3 years including the current year should be disclosed. It is only necessary to list project information that deviates from the data listed on your original submitted Work History Disclosure Form and/or additional projects that were not previously reported. All change orders to contracts must also be included in the awarded amount. Attach additional sheets if necessary.

PLEASE TYPE OR PRINT CLEARLY

NAME OF FIRM: Kimley-Horn and Associates, Inc. FEDERAL EMPLOYER ID. NO.: 56-0885615 DATE: JAN. 13, 2009

Year	Prime	Sub	Project ID	Description	Amount
N/A	X	<input type="checkbox"/>	E00-PARK-01-R1	MDC P&R Sewer Connect for Parks	3,031.26
N/A	X	<input type="checkbox"/>	E98-PW-03	Misc. Public Works Projects	23,929.23
N/A	X	<input type="checkbox"/>	E99-MPO-01	Technical Studies Program Support	14,140.00
N/A	X	<input type="checkbox"/>	TA00-TPS-8	MD County MTDA	131,009.61
N/A	X	<input type="checkbox"/>	E01-WASD-05	Professional Service Water & Sewer	1,653.10
05/11/04	X	<input type="checkbox"/>	E02-MDAD-04	MIA Airfield Security	291,068.00
N/A	X	<input type="checkbox"/>	E02-MPO-01	General Planning Consultant Services	72,222.45
07/18/05	X	<input type="checkbox"/>	R-876-05	Miami-Dade County ATMS	9,000,000.00
6/17/05	X	<input type="checkbox"/>	E04-SEA-01	Port of Miami	2,522,727.00
2/17/05	X	<input type="checkbox"/>	E04-WASD	XXXXXX	1,387,500.00
SUB-TOTAL FROM ATTACHED SHEETS					12,910,227.00
					585,803.65

2
0
0
5

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Years	Date of PSA	Acting As		Project Number	Title of Project	Award Amount	Paid Amount
		Prime	Sub				
2 0 0 6	N/A	X	<input type="checkbox"/>	R-876-05	Miami-Dade County ATMS		1,967,241.29
	N/A	X	<input type="checkbox"/>	E01-WASD-05	Professional Service Water & Sewer		50,309.91
	11/13/06	X	<input type="checkbox"/>	E05-WASD-13	Miami-Dade Water & Sewer	1,650,000	
	N/A	X	<input type="checkbox"/>	E02-MDAD-04	MIA Airfield Security	0	484,984.30
	N/A	X	<input type="checkbox"/>	E02-MPO-01	General Planning MPO	0	155,717.55
	N/A	X	<input type="checkbox"/>	E98-PW-03	Misc. Public Works Projects	0	66,000.00
	06/22/06	X	<input type="checkbox"/>	E05-MPO-01	General Planning Consultant Services	2,000,000.00	
	06/09/06	X	<input type="checkbox"/>	20040348	SW216 St. FL Turnpike SW 127	405,362.62	21,919.83
	06/17/05	X	<input type="checkbox"/>	E04-SEA-01	Port of Miami		68,809.24
	12/06/06	X	<input type="checkbox"/>	662519	Venetian Causeway Streetscape Improvements	125,631.27	
				SUB-TOTAL FROM ATTACHED SHEETS	4,180,993.89	2,814,982.12	
2 0 0 7		X	<input type="checkbox"/>	R-876-05	Miami-Dade County ATMS		2,301,084.87
		X	<input type="checkbox"/>	E02-MDAD-04	MIA Airfield Security		323,570.57
		X	<input type="checkbox"/>	E02-MPO-01	General Planning MPO		139,806.75
		X	<input type="checkbox"/>	E05-MPO-01	General Planning Consultant Services		328,065.00
		X	<input type="checkbox"/>	20040348	SW216 St. FL Turnpike SW 127		227,682.45
		X	<input type="checkbox"/>	E00-PARK-01, R1	MDC P&R Sewer Connect for Parks		78,402.44
		X	<input type="checkbox"/>	E04-SEA-01	Port of Miami		132,723.09
	7/26/07	X	<input type="checkbox"/>	20070725	NE 2 Ave. Post Design (EDP2011B)	22,070.50	
	8/07/07	X	<input type="checkbox"/>	662519	Venetian Causeway W.O. 2	521,781.35	251,287.86
		X	<input type="checkbox"/>	E05-WASD-13	Miami-Dade Water & Sewer		90,797.81
				SUB-TOTAL FROM ATTACHED SHEETS	543,851.85	3,873,420.84	

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2	Prime	X	Sub	<input type="checkbox"/>	R-876-05	Miami-Dade County ATMS	2,116,856.39
0	Prime	X	Sub	<input type="checkbox"/>	E02-MDAD-04	MIA Airfield Security	480,620.09
0	Prime	X	Sub	<input type="checkbox"/>	E02-MPO-01	General Planning MPO	8,882.50
0	Prime	X	Sub	<input type="checkbox"/>	E05-MPO-01	General Planning Consultant Services	152,287.50
8	Prime	X	Sub	<input type="checkbox"/>	E04-WASD-01	Design on 72" WM-30%	79,034.97
	Prime	X	Sub	<input type="checkbox"/>	E00-PARK-01, R1	MDC P&R Sewer Connect for Parks	3,006.16
	Prime	X	Sub	<input type="checkbox"/>	E04-SEA-01	Port of Miami	870,015.56
	Prime	X	Sub	<input type="checkbox"/>	E05-WASD-13	Miami Dade Sewer & Water	173,560.44
	Prime	X	Sub	<input type="checkbox"/>	20040348	SW 216 St FL Turnpike SW 127	97,784.07
	Prime	X	Sub	<input type="checkbox"/>	20070725	NE 2 Ave Post Design (EDP2011B)	8,862.31
	Prime	X	Sub	<input type="checkbox"/>	662519	Venetian Causeway WO#2	351,469.60
	Prime	X	Sub	<input type="checkbox"/>	E05-PARK-01 GOB	Black Creek Trail Seg A	42,724.74
						SUB-TOTAL FROM ATTACHED SHEETS	966,746.98
							4,385,104.33

The undersigned swears that the foregoing information is true, correct and complete. Any material misrepresentation will be grounds to initiate action under the provisions of the Miami-Dade County Code.

Signature of Affiant: Martha Doyle

Printed Name of Affiant: Martha Doyle

Title: Accounting Manager

Sworn to subscribed before me this 13th Day of JANUARY, 2009

Notary Public: Dixie L. McGaffick

My Commission expires on: 9/24/2010 Notary Seal:



Miami Dade County

WORK HISTORY DISCLOSURE SUPPLEMENT FORM

(Dollars Paid to Subconsultants by Prime Consultant on Miami-Dade County Projects)

In accordance with Miami-Dade County A.O. 3-33, all firms need to complete a Work History Disclosure Form indicating all Miami-Dade County projects, working as prime and/or sub for the past three calendar years, in addition to the current year. For each project listed on the Work History Disclosure Form that your firm was the prime consultant, complete all of the requested information for each subconsultant working under each respective project. Attach additional sheets if necessary.

PLEASE TYPE OR PRINT CLEARLY

NAME OF FIRM: Kimley-Horn and Associates, Inc.

FEDERAL EMPLOYEE ID NUMBER: 56-0885615

Date: Dec. 31, 2008

Award/Solicitation Project Number	Title of Project	Name of Subconsultants	Amount Paid to Subconsultants			
			01/01/2005-12/31/2005	01/01/2006-12/31/2006	01/01/2007-12/31/2007	01/01/2008-12/31/2008
E01-WASD-05	Prof. Services Water and Sewer	Civil Works, Inc.		\$ 20,797.55		
		EAC Consulting, Inc.	\$ 2,286.73	\$ 27,534.50		
		Schwebke-Shiskin				
		Tierra, Inc.		\$ 16,092.00		
Total Amount Paid to Subconsultants			\$ 2,286.73	\$ 64,424.05	\$ -	\$ -
Total Amount Paid to Prime Consultant			\$ 1,653.10	\$ 50,309.91		
Net Amount Paid to Prime Consultant			\$ (633.63)	\$ (14,114.14)	\$ -	\$ -

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Award/Solicitation Project Number	Title of Project	Name of Subconsultants	Amount Paid to Subconsultants			
			01/01/2005-12/31/2005	01/01/2006-12/31/2006	01/01/2007-12/31/2007	01/01/2008-12/31/2008
TA00-TPS-8	MD County MTDA	Parsons Transportation	\$ 72,261.30			
		LKG-CMC, Inc.	\$ 74,344.27	\$ 6,168.65		
Total Amount Paid to Subconsultants			\$ 146,605.57	\$ 6,168.65	\$ -	\$ -
Total Amount Paid to Prime Consultant			\$ 131,009.61			
Net Amount Paid to Prime Consultant			\$ (15,595.96)	\$ (6,168.65)	\$ -	\$ -

WORK HISTORY DISCLOSURE SUPPLEMENT FORM

Award/Solicitation Project Number	Title of Project	Name of Subconsultants	Amount Paid to Subconsultants			
			01/01/2005- 12/31/2005	01/01/2006- 12/31/2006	01/01/2007- 12/31/2007	01/01/2008- 12/31/2008
E05-MPO-01	General Planning Consultant Services	Richard Garcia & Associates EBS Engineering, Inc.			\$ 5,250.00 \$ 31,100.00	\$ 8,000.00
Total Amount Paid to Subconsultants			\$ -	\$ -	\$ 36,350.00	\$ 8,000.00
Total Amount Paid to Prime Consultant			\$ -	\$ -	\$ 328,065.00	\$ 116,055.00
Net Amount Paid to Prime Consultant			\$ -	\$ -	\$ 291,715.00	\$ 108,055.00

Award/Solicitation Project Number	Title of Project	Name of Subconsultants	Amount Paid to Subconsultants			
			01/01/2005- 12/31/2005	01/01/2006- 12/31/2006	01/01/2007- 12/31/2007	01/01/2008- 12/31/2008
E99-MPO-01	I-395	Siskind, Carlson & Partner Crossroads Engineering DA				
Total Amount Paid to Subconsultants			\$ -	\$ -	\$ -	\$ -
Total Amount Paid to Prime Consultant			\$ 14,140.00			
Net Amount Paid to Prime Consultant			\$ 14,140.00	\$ -	\$ -	\$ -

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WORK HISTORY DISCLOSURE SUPPLEMENT FORM

Award/Solicitation Project Number	Title of Project	Name of Subconsultants	Amount Paid to Subconsultants			
			01/01/2005- 12/31/2005	01/01/2006- 12/31/2006	01/01/2007- 12/31/2007	01/01/2008- 12/31/2008
E02-MPO-01	General Planning MPO	CMA Enterprise Inc.	\$ 8,500.00	\$ -	\$ -	\$ -
		Sheryl Walters-Malcolm	\$ 33,239.00	\$ -	\$ -	\$ -
		John J. McMillen	\$ -	\$ 1,792.00	\$ -	\$ -
		Traffic Survey Specialist	\$ -	\$ 7,900.00	\$ -	\$ -
Total Amount Paid to Subconsultants			\$ 41,739.00	\$ 9,692.00	\$ -	\$ -
Total Amount Paid to Prime Consultant			\$ 72,222.45	\$ 155,717.55	\$ 139,806.75	\$ 8,882.50
Net Amount Paid to Prime Consultant			\$ 30,483.45	\$ 146,025.55	\$ 139,806.75	\$ 8,882.50

Award/Solicitation Project Number	Title of Project	Name of Subconsultants	Amount Paid to Subconsultants			
			01/01/2005- 12/31/2005	01/01/2006- 12/31/2006	01/01/2007- 12/31/2007	01/01/2008- 12/31/2008
E02-MDAD-04	Miami Airfield Security	Gartek Engineering Corp.	\$ -	\$ 3,126.00	\$ 25,028.00	\$ -
		Hillers Electrical Eng.	\$ -	\$ -	\$ -	\$ 48,240.00
		Geosol, Inc.	\$ -	\$ -	\$ 13,446.00	\$ -
		Counter Technology, Inc	\$ 5,047.17	\$ -	\$ -	\$ -
		Leo A. Daly	\$ -	\$ 140,223.50	\$ 196,298.89	\$ 47,246.97
			\$ -	\$ -	\$ -	\$ -
Total Amount Paid to Subconsultants			\$ 5,047.17	\$ 143,349.50	\$ 234,772.89	\$ 95,486.97
Total Amount Paid to Prime Consultant			\$ 291,068.00	\$ 484,984.30	\$ 323,570.57	\$ 435,557.29
Net Amount Paid to Prime Consultant			\$ 286,020.83	\$ 341,634.80	\$ 88,797.68	\$ 340,070.32

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WORK HISTORY DISCLOSURE SUPPLEMENT FORM

Award/Solicitation Project Number	Title of Project	Name of Subconsultants	Amount Paid to Subconsultants			
			01/01/2005- 12/31/2005	01/01/2006- 12/31/2006	01/01/2007- 12/31/2007	01/01/2008- 12/31/2008
R-876-05	Miami-Dade County ATMS	Crossroad Engineering Data			\$ 55,816.58	
		Cables & Chips			\$ 352.09	\$ 475.64
		Richard Garcia		\$ 5,705.70		
		Dell Marketing L.P.			\$ 60,996.46	\$ 22,377.91
		Insight Direct, Inc.			\$ 5,120.94	
		McMahon Associates, Inc.			\$ 83,264.81	
		Control Tech			\$ 72,840.28	\$ 98,772.11
		Reynold Smith & Hills		\$ 67,404.18		
		Edward & Kelcey		\$ 30,979.23		
		Systems Integration			\$ 41,175.00	
		Temple, Inc.			\$ 2,908.36	
		Software Inovations			\$ 421.55	
		Transport Analysis			\$ 6,393.66	
		MOD Comp, Inc.			\$ 19,260.00	
		GDi Communication		\$ 9,621.62		\$ 25,948.33
Thomas & Betts				\$ 3,241.32		
CDW Direct LLC			\$ 120,000.00	\$ 1,733.31	\$ 12,212.60	
Traffic Specialist				\$ 29,280.00		
Total Amount Paid to Subconsultants			\$ -	\$ 233,710.73	\$ 617,354.90	\$ 152,114.96
Total Amount Paid to Prime Consultant			\$ 48,750.00	\$ 1,967,241.29	\$ 2,301,084.87	\$ 1,558,788.94
Net Amount Paid to Prime Consultant			\$ 48,750.00	\$ 1,733,530.56	\$ 1,683,729.97	\$ 1,406,673.98

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WORK HISTORY DISCLOSURE SUPPLEMENT FORM

Award/Solicitation Project Number	Title of Project	Name of Subconsultants	Amount Paid to Subconsultants			
			01/01/2005- 12/31/2005	01/01/2006- 12/31/2006	01/01/2007- 12/31/2007	01/01/2008- 12/31/2008
E04-WASD-01	WASD	Civil Works				\$ 16,848.00
		Groundwater Environmental				\$ 7,500.00
		Media Relations Group				\$ 5,042.50
		CES CONSULTANTS INC				\$ 12,216.20
		GEOSOL INC				\$ 10,542.00
Total Amount Paid to Subconsultants			\$ -	\$ -	\$ -	\$ 52,148.70
Total Amount Paid to Prime Consultant			\$ -	\$ -	\$ -	\$ 79,034.97
Net Amount Paid to Prime Consultant			\$ -	\$ -	\$ -	\$ 26,886.27

Award/Solicitation Project Number	Title of Project	Name of Subconsultants	Amount Paid to Subconsultants			
			01/01/2005- 12/31/2005	01/01/2006- 12/31/2006	01/01/2007- 12/31/2007	01/01/2008- 12/31/2008
E00PARK01R1		Tierra Inc.				\$ 57,519.37
Total Amount Paid to Subconsultants			\$ -	\$ -	\$ -	\$ 57,519.37
Total Amount Paid to Prime Consultant			\$ 3,031.26	\$ -	\$ 78,402.44	\$ 3,006.16
Net Amount Paid to Prime Consultant			\$ 3,031.26	\$ -	\$ 78,402.44	\$ (54,513.21)

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WORK HISTORY DISCLOSURE SUPPLEMENT FORM

Award/Solicitation Project Number	Title of Project	Name of Subconsultants	Amount Paid to Subconsultants			
			01/01/2005- 12/31/2005	01/01/2006- 12/31/2006	01/01/2007- 12/31/2007	01/01/2008- 12/31/2008
E98-PW-03		Norman F. Bray P.E., Inc.	\$ 4,320.00	\$ 4,877.50		
		VDS		\$ 2,078.44		
		Traffic Survey Specialist		\$ 2,440.00		
Total Amount Paid to Subconsultants						
			\$ 4,320.00	\$ 9,395.94	\$ -	\$ -
Total Amount Paid to Prime Consultant						
			\$ 23,929.23	\$ 66,000.00		
Net Amount Paid to Prime Consultant						
			\$ 19,609.23	\$ 56,604.06	\$ -	\$ -

Award/Solicitation Project Number	Title of Project	Name of Subconsultants	Amount Paid to Subconsultants			
			01/01/2005- 12/31/2005	01/01/2006- 12/31/2006	01/01/2007- 12/31/2007	01/01/2008- 12/31/2008
E04-SEA-01	Port of Miami	Wm Berry & Assoc		\$ 20,700.00	\$ 2,300.00	
		Seasecure, LLC		\$ 1,620.00		
Total Amount Paid to Subconsultants						
			\$ -	\$ 20,700.00	\$ 3,920.00	\$ -
Total Amount Paid to Prime Consultant						
			\$ -	\$ 68,809.24	\$ 132,723.09	\$ 285,087.98
Net Amount Paid to Prime Consultant						
			\$ -	\$ 48,109.24	\$ 128,803.09	\$ 285,087.98

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**DISCLOSURE AFFIDAVIT FOR MIAMI-DADE COUNTY
PART III**

A. How long has firm been in business? 41 years

B. Has the firm, or the principals of the firm, ever done business under another name or with another firm? If so, attach separate sheet(s) listing same information as in parts I, II and III of this affidavit.

Kimley-Horn and Associates, Inc. conducts business under the following business names: Urban Resource Group, JKH Mobility Services, Inc. and Hutcheon Engineers, Inc. and was identified as such in the contracts. The information provided in Parts I, II, and III includes all divisions of Kimley-Horn and Associates, Inc.

C. List firm's private sector business for the last five (5) years:

NAME OF CLIENT

DESCRIPTIVE TITLE OF PROJECT

Our non-disclosure agreements preclude our disclosing our private sector Clients. Kimley-Horn and Associates, Inc. has no conflict of interest with this contract and our private sector clients.

- (1) _____

- (2) _____

- (3) _____

- (4) _____

- (5) _____

(ADD EXTRA SHEET(S) IF NEEDED.)

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

1. 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.

2. 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.

3. 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.

4. 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 bids or applies to bid 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.

5. 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.]**

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 vendor list. **[Please attach a copy of the final order.]**

The person or affiliate was placed on the convicted vendor 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 vendor list. **[Please attach a copy of the final order.]**

_____The person or affiliate has not been placed on convicted vendor list. **[Please describe any action taken by or pending with the Florida Department of General Services.]**

MIAMI-DADE COUNTY DEPARTMENT DISCLOSURE AFFIDAVIT

Ordinance No. 93-129, as amended by Ordinance No. 00-18, is applicable to any provider of goods or services to the County who has a debarment history of poor performance on County Contracts or who have by their commission of crimes or the rendition of civil judgements, shown a lack of honesty and integrity.

Pursuant to Ordinance No. 00-18, the terms "vendor" and "consultant" have the same meaning as "contractor" and "subconsultant" has the same meaning as "subcontractor."

The Consultant shall comply with Miami-Dade County Ordinance No. 93-129 as amended by Ordinance No. 00-18, which prevents contractors, subcontractors, their officers, their principals, stockholders, and their affiliates who have been debarred by the County, from entering into contracts with the County during the period for which they have been debarred. Debarment may also constitute grounds for termination of any existing County contract.

It is the Consultant's responsibility to ascertain that none of the subcontractors, their officers, principals or affiliates, as defined in the ordinance, are debarred by the County pursuant to Ordinance No. 93-129 as amended by Ordinance No. 00-18 and Administrative Order 3-2 before submitting a proposal.

The Disclosure Affidavit pursuant to Ordinance No. 93-129 as amended by Ordinance No. 00-18 requires the Consultant to affirm, under oath, that neither the Consultant, its subcontractors, or their officers, principals or affiliates, as defined in the ordinance, are debarred by the County at the time of the response.

Any Consultant who fails to complete the Disclosure Affidavit pursuant to Ordinance No. 93-129, as amended, shall not be awarded a Contract with the County. Any contract or transaction entered into in violation of Ordinance No. 93-129 as amended by Ordinance No. 00-18 is void, and any person who willfully fails to disclose the required information or who knowingly discloses false information can be punished by civil or criminal penalties, or both, as provided for in the law.

Consultants shall also comply with Miami-Dade County Ordinance Nos. 93-137 which provides for penalties for any entity attempting to meet contractual obligations through fraud, misrepresentation, or material misstatement. In addition, the County shall, whenever practicable, terminate the contract. The County may also terminate or cancel any other contracts which such entity has with the County.

Pursuant to Ordinance No. 97-52, any entity attempting to comply with this Ordinance through fraud, misrepresentation or material misstatement may be debarred.

Consultant or his agents, officers, principals, stockholders, subcontractors or their affiliates shall affirm that they are not debarred by Miami- Dade County.

CRIMINAL RECORD AFFIDAVIT

Pursuant to Ordinance No. 94-34, as amended by Ordinance No. 00-30, failure to disclose convictions may result in debarment for those persons or entities who knowingly fail to make the required disclosure or falsify information.

Above named Firm/Respondent, as of the date of bid/proposal submission:

X has not been convicted of a felony during the past ten (10) years, nor does it, as of the date of bid submission, have an officer, director or executive who has been convicted of a felony during the past ten (10) years. _____ has been convicted of a felony during the past ten (10) years, or as of the date of bid submission, has an officer, director or executive who has been convicted of a felony during the past ten (10) years.

CURRENT IN OBLIGATIONS TO THE COUNTY AFFIDAVIT

Pursuant to Ordinance 99-162, as amended by Ordinance 00-67, Resolution R-531-00 and Administrative Order 3-29, all contracts, business transactions and renewals thereof with the County shall require the individual or entity seeking to transact business with the County to verify that the individual or entity is current in the obligations to the County and is not otherwise in default of any County contract. Any contract or transaction entered into in violation of this Ordinance shall be voidable.

Further, failure to meet the terms and conditions of any obligation or repayment schedule shall constitute a default of the subject contract and may be cause for suspension, termination and debarment, in accordance with the terms of the contract and the debarment procedures of the County.

Above named Firm/Respondent, as of the date of bid submission, verifies that the individual or entity is current in its obligations to the County and is not otherwise in default of any County contract.

DISABILITY NONDISCRIMINATION CERTIFICATION

That the above named entity is in compliance with and agrees to continue to comply with, and assure that any subcontractor, or third party contractor under this project complies with all applicable requirements of the laws listed below including, but not limited to, those provisions pertaining to employment, provision of programs and services, transportation, communications, access to facilities, renovations, and new construction.

The Americans with Disabilities Act of 1990 (ADA), Pub. L. 101-336, 104 Stat 327, 42 U.S.C. 12101-12213 and 47 U.S.C. Sections 225 and 611 including Title I, Employment; Title II, Public Services; Title III, Public Accommodations and Services Operated by Private Entities; Title IV, Telecommunications; and Title V, Miscellaneous Provisions.

The Rehabilitation Act of 1973, 29 U.S.C. Section 794

The Federal Transit Act, as amended 49 U.S.C. Section 1612

The Fair Housing Act as amended, 42 U.S.C. Section 3601-3631

Miami-Dade County Resolution No. R-385-95.

Any contract entered into based upon a false certification submitted pursuant to resolution No. R-385-95 shall be voidable by the County. If any attesting firm violates any of the Acts during the term of any contract such firm has with the County, such contract shall be voidable by the County, even if the attesting firm was not in violation at the time it submitted its certification.

Pursuant to Resolution No. R-385-95, as amended by Resolution No. R-182-00, failure of the certifying firm to comply with the requirements of the Resolution may result in the debarment of those who knowingly violate the policy or falsify information.

FAMILY LEAVE PLAN CERTIFICATION

That in compliance with Ordinance No. 93-118 which amended Ordinance No. 91-142 of the Code of Miami Dade County, Florida, the above named entity provides the following information and is in compliance with all items in the aforementioned ordinance.

Employees, as defined in Section 2, Ordinance No. 93-118 and Chapter 11A of the Miami Dade County Code, shall be entitled to take leave on the same terms and conditions as are provided by Sections 102, 103, 104 and 108 of the Family and Medical Leave Act of 1993 (FMLA), Public Law No. 103-3, and any amendments thereto, with the exception of the following:

- (a) An employee may also take leave under the ordinance to care for a grandparent with a serious health condition on the same terms and conditions as leave is permitted under the FMLA to care for a parent with a serious health condition.
- (b) Employers are not required by the ordinance to maintain coverage under any group health plan for the duration of an employee's leave.
- (c) Nothing in this ordinance shall be construed to affect any employee benefit plan that the employer may otherwise provide.

Pursuant to Ordinance No. 93-118, and Section 102 (Leave Requirements), Entitlement to Leave-Subject to section 103, an eligible employee shall be entitled to a total of 12 workweeks of leave during any 12-month period for one or more of the following:

- (a) Because of the birth of a son or daughter of the employee and in order to care for such son or daughter.
- (b) Because of the placement of a son or daughter with the employee for adoption or foster care.
- (c) In order to care for the spouse, or a son, daughter, or parent, of the employee, if such spouse, son, daughter, or parent has a serious health condition.
- (d) Because of a serious health condition that makes the employee unable to perform the functions of the position of such employee.

Pursuant to Ordinance No. 91-142, as amended by Ordinance No. 93-118 and Resolution Nos. R-1499-91 and R-183-00, successful bidders and proposers who are employers covered by the Family Leave Ordinance shall, as a condition of award, certify that they provide family leave to their employees as required by such ordinance. The obligation to provide family leave to their employees shall be a contractual obligation. Failure to comply with the requirements of this section may result in debarment.

DOMESTIC LEAVE CERTIFICATION

Pursuant to Ordinance No. 99-5 and Resolution No. R-185-00, prior to entering into any contract with the County, a firm desiring to do business with the County, shall as a condition of award, certify that the firm is in compliance with the Domestic Leave Ordinance No. 99-5. The obligation to provide domestic violence leave to their employees shall be a contractual obligation. Failure to comply with the requirements of Resolution No. R-185-00, as well as the Domestic Leave Ordinance, may result in the contract being declared void, the contract being terminated and/or the firm being debarred.

The entity named above certifies that the firm is in compliance with the Domestic Leave Ordinance, Ordinance No. 99-05.

MIAMI-DADE COUNTY REGARDING DELINQUENT AND CURRENTLY DUE FEES OR TAXES CERTIFICATION

Except for small purchase orders and sole source contracts, the above named entity verifies that all delinquent and currently due fees or taxes - including but not limited to real and property taxes, utility taxes and occupational licenses - which are collected in the normal course by the Miami-Dade County Tax Collector as well as Miami-Dade County issued parking tickets for vehicles registered in the name of the entity have been paid.

Pursuant to Section 2-8.6, as amended by Ordinance No. 00-30, failure to comply with the policy may result in debarment.

DRUG-FREE WORK PLACE CERTIFICATION

The entity named above certifies that the firm will provide a drug free workplace in compliance with Section 2-8.1.2 of the Code of Miami-Dade County as amended by Miami-Dade County Ordinance 00-30.

Pursuant to Ordinance No. 92-15, as amended by Ordinance No. 00-30, failure to comply with the policies in these Ordinances may result in debarment for those persons.

CODE OF BUSINESS ETHICS CERTIFICATION

In accordance with Resolution R-994-99 each person or entity that seeks to do business with Miami-Dade County shall adopt the Miami-Dade County/Greater Miami Chamber of Commerce Code of Business Ethics as follows:

The Miami-Dade County/Greater Miami Chamber of Commerce seeks to create and sustain an ethical business climate for its members and the community by adopting a Code of Business Ethics. Miami-Dade County/Greater Miami Chamber of Commerce encourages its members to incorporate the principles and practices outlined here in their individual codes of ethics, which will guide their relationships with customers, clients and suppliers. This Model Code can and should be prominently displayed at all business locations and may be incorporated into marketing materials. Miami-Dade County/Greater Miami Chamber of Commerce believes that its members should use this Code as a model for the development of their organizations' business codes of ethics.

This Model Code is a statement of principles to help guide decisions and actions based on respect for the importance of ethical business standards in the community. Miami-Dade County/Greater Miami Chamber of Commerce believes the adoption of a meaningful code of ethics is the responsibility of every business and professional organization.

By affixing a signature on this Single Execution Condition of Award Certification, the Contractor hereby agrees to comply with the principles of Miami-Dade County/Greater Miami Chamber of Commerce Code of Business Ethics. If the Contractor firm's code varies in any way, the Contractor must identify the difference(s) on separate documents attached to this Single Execution Condition of Award Certification.

Compliance with Government Rules and Regulations

- We the undersigned Contractor will properly maintain all records and post all licenses and certificates in prominent places easily seen by our employees and customers.
- In dealing with government agencies and employees we will conduct business in accordance with all applicable rules and regulations and in the open.
- We, the undersigned Contractor will report contract irregularities and other improper or unlawful business practices to the Ethics Commission, the Office of Inspector General or appropriate law enforcement authorities.

Recruitment, Selection and Compensation of Contractors, Consultants, Vendors, and Suppliers

- We, the undersigned Contractor will avoid conflicts of interest and disclose such conflicts when identified.
- Gifts that compromise the integrity of a business transaction are unacceptable; we will not kick back any portion of a contract payment to employees of the other contracting party or accept such kickback.

Business Accounting

- All our financial transactions will be properly and fairly recorded in appropriate books of account, and there will be no "off the books" transactions or secret accounts.

Promotion and Sales of Products and Services

- Our products will comply with all applicable safety and quality standards.
- We, the undersigned Contractor will promote and advertise our business and its products or services in a manner that is not misleading and doer, not falsely disparage our competitors.
- We, the undersigned Contractor will conduct business with government agencies and employees in a manner that avoids even the appearance of impropriety. Efforts to curry political favoritism are unacceptable.
- Our proposal will be competitive, appropriate to the request for proposals/qualifications documents and arrived at independently.
- Any changes to contracts awarded will have a substantive basis and not be pursued merely because we are the successful Contractor.
- We, the undersigned Contractor will, to the best of our ability, perform government contracts awarded at the price and under the terms provided for in the contract. We will not submit inflated invoices for goods provided or

services performed under such contracts, and claims will be made only for work actually performed. We will abide by all contracting and subcontracting regulations.

- We, the undersigned Contractor will not, directly or indirectly, offer to give a bribe or otherwise channel kickbacks from contracts awarded, to government officials, their family members or business associates.
- We, the undersigned Contractor will not seek or expect preferential treatment on proposals based on our participation in political campaigns.

Public Life and Political Campaigns

- We, the undersigned Contractor encourage all employees to participate in community life, public service and the political process to the extent permitted by law.
- We, the undersigned Contractor encourage all employees to recruit, support and elect ethical and qualified public officials and engage them in dialogue and debate about business and community issues to the extent permitted by law.
- Our contributions to political parties, committees or individuals will be made only in accordance with applicable laws and will comply with all requirements for public disclosure. All contributions made on behalf of the business must be reported to senior company management.
- We, the undersigned Contractor will not contribute to the campaigns of persons who are convicted felons or those who do not sign the Fair Campaign Practices Ordinance.
- We, the undersigned Contractor will not knowingly disseminate false campaign information or support those who do.

Pass-through Requirements

- This Code prohibits pass-through payments whereby the prime firm requires that the MBE firm accepts payments as an MBE and passes through those payments to another entity.

Rental Space, Equipment and Staff Requirements or Flat Overhead Fee Requirements

- This Code prohibits rental space requirements, equipment requirements, staff requirements and/or flat overhead fee requirements, whereby the prime firm requires the MBE firm to rent space, equipment and/or staff from the prime firm or charges a flat overhead fee for the use of space, equipment, secretary, etc.

MBE Staff Utilization

- This Code prohibits the prime firm from requiring the MBE firm to provide more staff than is necessary and then utilizing the MBE staff for other work to be performed by the prime firm.

This Code also requires that on any contract where MBE participation is purported, the contract shall specify essential terms including, but not limited to, a specific statement regarding the percent of participation planned for MBEs, the timing of payments and when the work is to be performed.

**DEPARTMENT OF BUSINESS DEVELOPMENT
AFFIRMATIVE ACTION PLAN SECTION**

**ORDINANCE NO. 98-30
AAP/PP AFFIDAVIT**

Pursuant to Miami-Dade County's Ordinance No. 98-30, Section 2-8.1.5, entities with annual gross revenues in excess of \$5,000,000 seeking to contract with the County shall as a condition of receiving a County contract have: 1) a written affirmative action plan which sets forth the procedures the entity utilizes to assure that it does not discriminate in its employment and promotion practices: and 2) a written procurement policy which sets forth the procedures the entity utilizes to assure that it does not discriminate against minority - and women - owned businesses in its own procurement of goods, supplies and services. Such affirmative action plans and procurement policies shall provide for periodic review to determine their effectiveness in assuring the entity does not discriminate in its employment, promotion and procurement practices. The foregoing notwithstanding, corporate entities whose board of directors are representative of the population make-up of the nation shall be presumed to have non-discriminatory employment and procurement policies, and shall not be required to have written affirmative action plans and procurement policies in order to receive a County contract. The foregoing presumption may be rebutted. The requirements of this section may be waived upon written recommendation of the County Manager that it is in the best interest of the County to do so and approval of the County Commission by majority vote of the members present.

Based on the above, please check the appropriate space below, and complete the affidavit as directed:

- My firm provides engineering, architectural, landscape architectural, land surveying and mapping services. My firm has forwarded our affirmative action to the Department of Business Development for review.
- My firm has annual gross revenues in excess of \$5,000,000. My firm's affirmative action plan and procurement policy has been forwarded to the Department of Business Development for review.
- My firm has annual gross revenues less than \$5,000,000. Therefore, Ordinance No. 98-30 is not applicable.
- My firm has a Board of Directors which is representative of the population make-up of the nation. (Complete the following Affirmative Action Plan exemption affidavit)

If at any time the Department of Business Development (DBD) has reason to believe that any person or firm has willfully and knowingly provided incorrect information or made false statements, DBD may refer the matter to the State Attorney's Office and/or other investigative agencies. DBD may initiate debarment and/or pursue other legal remedies in accordance with Miami-Dade County policy and/or applicable federal, state and local laws.

The undersigned swears that the foregoing statements are true and correct. If after executing this affidavit there are any changes in the information submitted, the undersigned agrees to immediately inform DBD of such changes in writing.

For Questions regarding these requirements contact the Department of Business Development at (305) 349-5960

FAIR SUBCONTRACTING POLICIES CERTIFICATION (ORDINANCE 97-35)

All selected proposers on County contracts in which subcontractors may be used shall be subject to and comply with Ordinance 97-35 as amended, requiring proposers to provide a detailed statement of their policies and procedures for awarding subcontracts which:

- a) notifies the broadest number of local subcontractors of the opportunity to be awarded a subcontract;
- b) invites local subcontractors to submit bids/proposals in a practical, expedient way;
- c) provides local subcontractors access to information necessary to prepare and formulate a subcontracting bid/proposal;
- d) allows local subcontractors to meet with appropriate personnel of the proposer to discuss the proposer's requirements; and
- e) awards subcontracts based on full and complete consideration of all submitted proposals and in accordance with the proposer's stated objectives.

All proposers seeking to contract with the County shall, as a condition of award, provide a statement of their subcontracting policies and procedures. Proposers who fail to provide a statement of their policies and procedures may not be recommended by the County Manager for award by the Board of County Commissioners.

The term "local" means having headquarters located in Miami-Dade County or having a place of business located in Miami-Dade County from which the contract or subcontract will be performed.

The term "subcontractor" means a business independent of a Proposer that may agree with the Proposer to perform a portion of a contract.

The term "subcontract" means an agreement between a Proposer and a subcontractor to perform a portion of a contract between the Proposer and the County.

REQUIRED LISTING OF SUBCONTRACTORS AND SUPPLIERS ON COUNTY CONTRACTS CERTIFICATION:

In accordance with Ordinance 97-104, amended by Ordinance 00-30, all successful bidders and proposers on County contracts for purchases of supplies, materials or services, including professional services, which involve the expenditures of \$100,000 or more and all bidders or proposers on County or Public Health Trust construction contracts which involve the expenditure of \$100,000 or more shall provide, as a condition of award, a listing which identifies all first tier subcontractors who will perform any part of the contract work and describes the portion of the work such subcontractor will perform, and all suppliers who will supply materials for the contract work direct to the bidder or proposer and describes the materials to be so supplied. Failure to comply with this policy may result in debarment.

A bidder or proposer who is awarded the contract shall not change or substitute first tier subcontractors or direct suppliers or the portions of the work to be performed or materials to be supplied from those identified in the listing provided except upon written approval by the County.

FALSE CLAIMS ORDINANCE AFFIDAVIT

The purpose of the Miami-Dade County False Claims Ordinance No. 99-152 is to deter persons from knowingly causing or assisting in causing the County to pay claims that are false, fraudulent, or inflated, and to provide remedies for obtaining damages and civil penalties of the County when money is sought or obtained from the County by reason of a false claim. "Claim" means any invoice, statement, request, demand, lawsuit, or action under contract or otherwise for money, property or services made to any employee, officer, or agent of the County, or to any contractor, grantee, or other recipient if any portion of the money, property, or services requested or demanded was issued from or was provided by the County (hereinafter "County funds")

Additionally, Management shall maintain a final bid takeoff, that is, the final estimate, tabulation, or worksheet prepared by the bidder in anticipation of the bid submitted and which shall reflect the final bid price. The final bid takeoff shall contain a line item for allocation of overhead costs. The final bid takeoff is a condition precedent to submitting a claim under the Contract Any violation of this ordinance may result in the sanctions provided for in the ordinance, including debarment.

This single execution shall have the same force and effect as if each of the above affidavits had been individually executed.

The applicable affidavits pertaining to Architectural/Engineering Services, RFQ's, RFP's, and Bids will apply accordingly.

By: Stephen J. Oenbrink
Signature of Affiant
Stephen J. Oenbrink, Senior Vice President 5 / 6 - 0 / 8 / 8 / 5 / 6 / 1 / 5
Printed Name of Affiant and Title Federal Employment Identification Number

SUBSCRIBED AND SWORN TO (or affirmed) before me this 13th day of January, 2009

He/She is personally known to me or has presented _____ as identification.

Dixie L. McGaffick
Signature of Notary

Type of identification
DD598149
Serial Number

Dixie L. McGaffick
Print or Stamp Name of Notary

SEPT. 24, 2010
Expiration Date

Notary Public - State of Florida

Notary Seal





Capital Improvements
111 NW 1st Street • Suite 2130
Miami, Florida 33128-1926
T 305-375-2724 F 305-372-6130

miamidade.gov

Carlos Alvarez, Mayor

August 27, 2008

Barry Barber
KIMLEY-HORN AND ASSOCIATES, INC.
4431 Embarcadero Dr
West Palm Beach, FL 33407

RE: Affirmative Action Plan (No. 009125)

Dear Mr. Barber:

Your firm's Affirmative Action Plan (AAP) has been approved and is effective until August 31, 2009. Your AAP expiration date coincides with your firm's current Pre-Qualification Certification (PQC) expiration date as mandated by Miami-Dade County Administrative Order 3-39. Enclosed is your Affirmative Action Declaration of Policy Certificate for display in a conspicuous location within your facility.

PQC is the culmination of the various certification processes, which includes, but may not be limited to, technical certification, affirmative action plan verification, vendor registration, execution of the basic County affidavits, supplemental forms, and any further requirements established by the BCC, and is required for firms interested in providing professional services for the County.

Therefore, your AAP is a key component of your PQC and must be submitted to the Office of Capital Improvements for review and approval on an annual basis thirty (30) days prior to your AAP expiration date. The processing time for the review of an AAP file is approximately ten (10) business days provided that all of the necessary information has been received. Please be advised that the other required components for PQC, i.e. technical certification and vendor registration, may involve a longer renewal processing time.

If you have any questions regarding this matter, please contact the Pre-Qualification Unit at (305)375-4784 or the Affirmative Action Unit at (305)375-5637.

Sincerely,

A handwritten signature in cursive script that reads "Luisa M. Donovan".

Luisa Millan Donovan, R.A., Chief
Professional Services Division/Office of Capital Improvements

DECLARATION OF POLICY

Affirmative Action Plan No: 009125

Expiration Date: 08/31/2009

KIMLEY-HORN AND ASSOCIATES, INC.

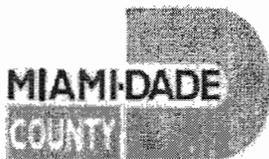
4431 Embarcadero Dr

West Palm Beach, FL 33407

Phone: 919-677-2000

Fax: 919-677-2050

In accordance with the requirements of Miami-Dade County Ordinance 82-37 and/or Ordinance 98-30 and Resolution No. 1049-93, KIMLEY-HORN AND ASSOCIATES, INC. 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

Barry Barber

Barry Barber
Affirmative Action Officer

9/3/2008

Date

Luisa M. Donovan

Luisa Millan Donovan, R.A., Chief
Professional Services Division/Office of Capital Improvements

08/27/2008

Date

PQ Certificate No.: 2008-560885615-07
Approval Date: 8/13/2008
Expiration Date: 8/31/2009

Miami-Dade County, Florida
Office of Capital Improvements (OCI)

**ARCHITECTURE/ENGINEERING (A/E)
PRE-QUALIFICATION CERTIFICATE**

This certificate is hereby issued to

**Kimley-Horn & Associates, Inc.
4431 Embarcadero Drive
West Palm Beach, FL 33407**

The above named applicant is pre-qualified to provide professional A/E services for Miami-Dade County for the period indicated above. The applicant has committed its firm to comply with the specific conditions listed below:

1. Pre-Qualified to offer professional services only in the Miami-Dade County technical categories shown in the attached "Statement of Technical Qualifications." All technical category restrictions must be strictly adhered to.
2. Pre-Qualification Certification (PQC) consolidates the technical certification, affirmative action plan, and vendor registration into one streamlined certification process resulting in the issuance of a Pre-Qualification Certificate.
3. Report any significant changes, such as contact person, qualifier, ownership, firm address, etc., to OCI's Professional Services Division located at 111 NW 1st Street, Suite 2130, Miami, FL 33128, within 30 days of such a change. Failure to report said changes to the County may result in the immediate suspension or termination of your firm's Pre-Qualification Certification.
4. Firms are responsible for observing and adhering to Miami-Dade County's Administrative Order 3-39 "Standard process for construction of capital improvements, acquisition of professional services, construction contracting, change orders and reporting".
5. Failure to renew your firm's PQC at least thirty (30) days prior to your firm's current expiration date may result in the suspension and/or termination from County programs and current or future contracts until your firm's Pre-Qualification Certification has been properly renewed. Any lapses in the certification of any of the required PQC areas (vendor registration, affirmative action plan, or technical certification) will result in a lapse in your PQC. Firms are responsible for observing and adhering to all submission deadlines.
6. Any renewal applications and/or supporting documents submitted after the application deadline might delay the review of your firm's PQC certification to the next available Technical Certification Committee meeting. The PQC application, submission deadlines, and the Technical Certification Committee meeting calendar can be found on OCI's web site located at www.miamidade.gov/oci.
7. Permit Miami-Dade County representatives to have access during normal business hours to audit books and records to verify information submitted with this application. This right of access shall commence on the approval date of this certificate and shall terminate on its expiration date.

Please note that if at any time Miami-Dade County's has reason to believe that any person or firm has willfully and knowingly provided incorrect information or made false statements, the County may refer the matter to the State Attorney's Office and/or other investigative agencies, initiate debarment procedures, and/or pursue sanctions or other legal remedies in accordance with Miami-Dade County policy and/or applicable federal, state and local laws.

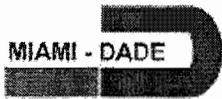
If you have any questions regarding this certificate, please contact the PQC Unit at (305) 375-4784.



Luisa M. Donovan

Luisa Millan Donovan, R.A., Chief
Professional Services Division

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Miami-Dade County
Office of Capital Improvements
Statement of Engineering, Architecture, Landscape Architecture,
Land Surveying and Mapping Certification

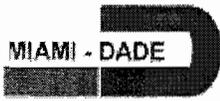
Firm: Kimley-Horn and Associates, Inc.
 4431 Embarcadero Drive
 West Palm Beach, FL 33407

CATEGORY NO:	CATEGORY DESCRIPTION	Approval Date	Expiration Date
1.01	TRANSPORTATION PLANNING - URBAN AREA AND REGIONAL TRANSPORTATION PLANNING	8/13/2008	8/31/2010
1.02	TRANSPORTATION PLANNING - MASS AND RAPID TRANSIT PLANNING	8/13/2008	8/31/2010
1.03	TRANSPORTATION PLANNING - AVIATION SYSTEMS AND AIRPORT MASTER PLANNING	8/13/2008	8/31/2010
1.04	TRANSPORTATION PLANNING - PORT AND WATERWAY SYSTEMS PLANNING	8/13/2008	8/31/2010
2.01	MASS TRANSIT SYSTEMS - MASS TRANSIT PROGRAM (SYSTEMS) MANAGEMENT	8/13/2008	8/31/2010
2.02	MASS TRANSIT SYSTEMS - MASS TRANSIT FEASIBILITY & TECHNICAL STUDIES	8/13/2008	8/31/2010
3.01	HIGHWAY SYSTEMS - SITE DEVELOPMENT AND PARKING LOT DESIGN	8/13/2008	8/31/2010
3.02	HIGHWAY SYSTEMS - HIGHWAY DESIGN	8/13/2008	8/31/2010
3.02A	HIGHWAY SYSTEMS - TUNNEL DESIGN	8/13/2008	8/31/2010
3.03	HIGHWAY SYSTEMS - BRIDGE DESIGN	8/13/2008	8/31/2010
3.04	HIGHWAY SYSTEMS - TRAFFIC ENGINEERING STUDIES	8/13/2008	8/31/2010

Luisa M. Donovan

Luisa Millan Donovan, R. A., Chairperson
 Chief, Professional Services Division
 Office of Capital Improvements

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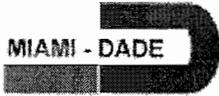
Miami-Dade County
Office of Capital Improvements
Statement of Engineering, Architecture, Landscape Architecture,
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Firm: Kimley-Horn and Associates, Inc.
4431 Embarcadero Drive
West Palm Beach, FL 33407

CATEGORY NO:	CATEGORY DESCRIPTION	Approval Date	Expiration Date
3.05	HIGHWAY SYSTEMS - TRAFFIC COUNTS	8/13/2008	8/31/2010
3.06	HIGHWAY SYSTEMS - TRAFFIC CALMING	8/13/2008	8/31/2010
3.07	HIGHWAY SYSTEMS - TRAFFIC SIGNAL TIMING	8/13/2008	8/31/2010
3.08	HIGHWAY SYSTEMS - INTELLIGENT TRANSPORTATION SYSTEMS ANALYSIS, DESIGN, AND IMPLEMENTATION	8/13/2008	8/31/2010
3.09	HIGHWAY SYSTEMS - SIGNING, PAVEMENT MARKING, AND CHANNELIZATION	8/13/2008	8/31/2010
3.10	HIGHWAY SYSTEMS - LIGHTING	8/13/2008	8/31/2010
3.11	HIGHWAY SYSTEMS - SIGNALIZATION	8/13/2008	8/31/2010
4.01	AVIATION SYSTEMS - ENGINEERING DESIGN	8/13/2008	8/31/2010
5.01	PORT AND WATERWAY SYSTEMS - ENGINEERING DESIGN	8/13/2008	8/31/2010
5.07	PORT AND WATERWAY SYSTEMS - SECURITY SYSTEMS	8/13/2008	8/31/2010
6.01	WATER AND SANITARY SEWER SYSTEMS - WATER DISTRIBUTION AND SANITARY SEWAGE COLLECTION AND TRANSMISSION SYSTEMS	8/13/2008	8/31/2010

Luisa Millan Donovan, R. A., Chairperson
Chief, Professional Services Division
Office of Capital Improvements

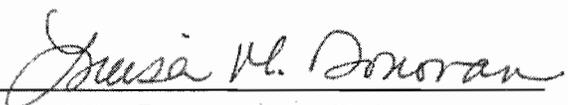
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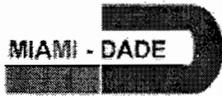


Miami-Dade County
Office of Capital Improvements
Statement of Engineering, Architecture, Landscape Architecture,
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4431 Embarcadero Drive
West Palm Beach, FL 33407

CATEGORY NO:	CATEGORY DESCRIPTION	Approval Date	Expiration Date
6.02	WATER AND SANITARY SEWER SYSTEMS - MAJOR WATER AND SANITARY SEWAGE PUMPING FACILITIES	8/13/2008	8/31/2010
6.03	WATER AND SANITARY SEWER SYSTEMS - WATER AND SANITARY SEWAGE TREATMENT PLANTS	8/13/2008	8/31/2010
8.00	TELECOMMUNICATION SYSTEMS	8/13/2008	8/31/2010
10.01	ENVIRONMENTAL ENGINEERING - STORMWATER DRAINAGE DESIGN ENGINEERING SERVICES	8/13/2008	8/31/2010
10.02	ENVIRONMENTAL ENGINEERING - GEOLOGY SERVICES	8/13/2008	8/31/2010
10.03	ENVIRONMENTAL ENGINEERING - BIOLOGY SERVICES	8/13/2008	8/31/2010
10.05	ENVIRONMENTAL ENGINEERING - CONTAMINATION ASSESSMENT AND MONITORING	8/13/2008	8/31/2010
10.06	ENVIRONMENTAL ENGINEERING - REMEDIAL ACTION PLAN DESIGN	8/13/2008	8/31/2010
10.09	ENVIRONMENTAL ENGINEERING - WELLFIELD, GROUNDWATER, AND SURFACE WATER PROTECTION AND MANAGEMENT	8/13/2008	8/31/2010
11.00	GENERAL STRUCTURAL ENGINEERING	8/13/2008	8/31/2010
13.00	GENERAL ELECTRICAL ENGINEERING	8/13/2008	8/31/2010


Luisa Millan Donovan, R. A., Chairperson
Chief, Professional Services Division
Office of Capital Improvements



Miami-Dade County
Office of Capital Improvements
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Firm: Kimley-Horn and Associates, Inc.
4431 Embarcadero Drive
West Palm Beach, FL 33407

CATEGORY NO:	CATEGORY DESCRIPTION	Approval Date	Expiration Date
15.01	SURVEYING AND MAPPING - LAND SURVEYING	8/13/2008	8/31/2010
16.00	GENERAL CIVIL ENGINEERING	8/13/2008	8/31/2010
17.00	ENGINEERING CONSTRUCTION MANAGEMENT	8/13/2008	8/31/2010
20.00	LANDSCAPE ARCHITECTURE	8/13/2008	8/31/2010
21.00	LAND-USE PLANNING	8/13/2008	8/31/2010
25.00	AVIATION PLANNING CONSULTANT SERVICES	8/13/2008	8/31/2010

Luisa Millan Donovan, R. A., Chairperson
Chief, Professional Services Division
Office of Capital Improvements

MIAMI-DADE COUNTY
BOARD OF COUNTY COMMISSIONERS
OFFICE OF THE COMMISSION AUDITOR



Legislative Notes

Agenda Item: 8(A)1(G)
File Number: 090892
Committee(s) of Reference: Board of County Commissioners
Date of Analysis: April 23, 2009
Type of Item: Professional Service Agreement, Architectural/Engineering

Summary

This resolution approves a first amendment to the Professional Services Agreement (PSA) between Kimley-Horn Associates, Inc (KHA) and Miami-Dade County to increase the contract limit by \$300,000 for a total contract amount of \$2,305,000 (original amount \$2,005,000).

Background and Relevant Legislation

Resolution No. 543-04 was approved by the Board of County Commissioners (BCC) in June of 2004. This resolution approved the original PSA agreement with KHA for design and construction administration services not to exceed \$2,005,000. The services were used for MIA Security Fence at MIA Fuel Storage Facility (Project #K001B) and Opa-Locka Executive Airport (OPF) Air Traffic Control Tower (ATCT).

During the time KHA was working on the ATCT project, FDOT offered MDAD a \$2.5 million grant to install Specialty Security Barriers at the MIA Perimeter Security Fence. This grant required MDAD to complete design and construction of the barriers within 120 days.

It was MDAD Management's decision to use the existing KHA contract rather than going through the normal county procurement process that would surely exceed the 120 days. Because MDAD utilized a portion of the fees for the Special Security Project a \$300,000 shortfall exists in the PSA needed to complete the OPF ATCT project.

According to MDAD Staff, since 2006 Congress has been unable to reauthorize the Airport Improvement Program (AIP) for consistent and predictable airport discretionary grant funding application cycles. Once grant funds become available the recipient airports must comply with unpredictable and truncated timelines for grant applications which prevent departments from advertising and awarding project specific contracts for eligible projects.

Additionally, KHA has an outstanding DBE participation it must meet. According to the MDAD Minority Affairs Division, the DBE participation paid to date for project EO2-MDAD-04 amounts to \$94,887 which is 6% on a project about 79% complete.

As of February 12, 2009, KHA has not met the required goal of 18%. Subsequently, KHA has submitted a plan to meet the project goal of \$420,032 DBE participation amounts before project completion.

The MDAD Minority Affairs Division has reviewed the plan and considers the plan attainable. Project EO2-MDAD-04 consists of seven (7) subprojects and one of the subprojects is the OPF ATCT project. The OPF ATCT project is where KHA will meet most of its DBE goal. The subprojects include the following:

- AOA Fencing for Fuel Storage Facility
- Terminal Vehicle Arresting Devices
- New Air Traffic Control Tower at Opa-Locka Executive Airport
- CCT Monitoring System
- Park One Garage
- Security Barriers
- Crosswalk in Cargo Areas

Below is a summary table of the subprojects for project EO2-MDAD-04 to include total fees, DBE participation and KHA fees. This table was included in the KHA DBE make-up plan approved by MDAD Minority Affairs Division. The DBE participants include Gartek Engineering (Electrical Engineer), CivilWorks, Inc. (General Civil Engineers). The base contract was established using Gartek Engineering for 6% of the work and CivilWorks at 12%.

SUMMARY TABLE					
Project	Included in the original RFP		Total Fee	DBE Participation	KHA Fee
	Yes	No			
AOA Security Fencing Around the Fuel Storage Facility	X		\$117,876	\$0	\$117,876
Terminal Vehicle Arresting Devices Study		X	\$264,850	\$5,047.17	\$259,802.83
New Air Traffic Control Tower @ Opa-Locka Executive Airport – <u>Design Services</u>		X	\$801,963	\$41,600	\$187,123
New Air Traffic Control Tower @ Opa-Locka Executive Airport – <u>Construction Inspection Services</u>		X	\$517,711*	\$325,145*	\$0
Power Services for CCTV Monitoring System		X	\$42,950	\$0	\$42,950
Emergency Structural Repairs to the Park One Garage		X	\$231,200	\$0	\$231,200
Specialty Security Barriers at AOA Entrance Gates	X		\$300,450	\$48,240	\$252,210
Pedestrian Crosswalks in Cargo Areas		X	\$23,000	\$0	\$23,000
TOTAL			\$2,300,000	\$420,032.17	\$1,114,161.83
				18.3%	49.6%

*Anticipated Service Order

According to the Capital Improvements Information System (CIIS), as of April 2009, KHA has been awarded thirteen (13) contracts for a total award of \$10,820,249. Additionally, the CIIS Contractor Evaluations Report shows KHA having four (4) evaluations with an average evaluation count of 3.6 out of 4.

According to the Florida Department of State Division of Corporations, KHA's status is active.

Prepared by: Mia B. Marin