

Memorandum



Date: June 2, 2009

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

From: 
Carlos Alvarez
Mayor

George M. Burgess
County Manager 

Subject: Resolution Waiving Formal Bid Procedures

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

This substitute item differs from the original item as it removes item 4.1 in order to clarify issues relative to the 450MHz UHF Radio Upgrade Project and renumbers the remaining item.

Recommendation

It is recommended that the Board of County Commissioners waive competitive bidding procedures for the attached contracts to purchase goods and services pursuant to Section 2-8.1 of the County Code and Section 5.03(D) of the Home Rule Charter, in the best interest of Miami-Dade County. ***Contract amounts and department allocations represent the maximum spending authority based on utilization. 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 Bid Waiver Package is countywide in nature.

Fiscal Impact/Funding Source

Funding will be expended only if departmental budgets can support the expenditures 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 accompany Bid waiver package. Each departments' contract manager is reflected in the accompanying Bid Waiver agenda item.

Delegated Authority

If this item is approved, the County Mayor or County Mayor's designee will have the authority to exercise in their discretion subsequent options-to-renew and extend contracts for purchase of goods and services in accordance with the terms and conditions of the contracts listed in the accompanying Bid Waiver Package.

Background

Section 2 BID WAIVERS

A bid waiver is a purchase of a good or service under Administrative Order 3-38 without formal competitive bidding when it is determined to be in the best interest of the County.

Item 2.1: Motorola Master Services Agreement 426 is to waive formal bid procedures and approve award of a bid waiver contract for the Miami-Dade Enterprise Technology Services Department to support the acquisition of software licenses, equipment, and maintenance services for the existing Motorola Computer Aided Dispatch (CAD) 911 System. The amount being requested is **\$700,000**.

Section 3 EMERGENCY PURCHASES

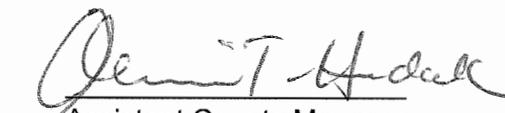
An emergency purchase is an unforeseen or unanticipated urgent and immediate need for goods or services where the protection of life, health, safety or welfare of the community, or the preservation of public properties, would not be possible using other purchasing methods described in Administrative Order 3-38.

There are no items for this section.

Section 4 NON-COMPETITIVE CONTRACT MODIFICATIONS

A non-competitive contract modification is a supplemental allocation for goods or services that exceed the scope of the original contract allocation, or a modification of an established non-competitive contract, representing a waiver of the competitive bidding process under Administrative Order 3-38.

Item 4.1: Aladdin Temp-Rite Original Equipment Manufacturer (OEM) Equipment and Parts is for additional spending authority to allow the Miami-Dade Corrections and Rehabilitation Department to purchase up to 2,000 additional trays to serve the increasing inmate population. The additional amount being requested is **\$387,000**.


Assistant County Manager



MEMORANDUM

(Revised)

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

DATE: June 2, 2009

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

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

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(O)(1)(E)
6-2-09

RESOLUTION NO. _____

RESOLUTION AUTHORIZING WAIVER OF FORMAL
BID PROCEDURES FOR THE PURCHASE OF GOODS
AND SERVICES AUTHORIZING THE COUNTY
MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO
AWARD SAME, WITH AUTHORITY TO EXERCISE
OPTIONS-TO-RENEW ESTABLISHED THEREUNDER

WHEREAS, the County Mayor recommends to this Board to waive formal bid procedures for the purchase of goods and services which cannot be purchased under normal bid procedures,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board waives formal bid procedures for the purchase of goods and services and authorizes the County Mayor or County Mayor's designee to award such contracts, with authority to exercise options-to-renew established thereunder, pursuant to Section 5.03(D) of the Home Rule Charter and Section 2-8.1 of the County Code by a two-thirds (2/3s) vote of the Board members present.

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:

Dennis C. Moss, Chairman
Jose "Pepe" Diaz, Vice-Chairman

Bruno A. Barreiro	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Barbara J. Jordan	Joe A. Martinez
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 2nd day of June, 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.



Hugo Benitez

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SECTION #2
BID WAIVER

Item 2.1

Contract No: BW9007-5/16

Contract Title: **Motorola Master Services Agreement**

Description: Requesting waiver of formal bid procedures and approval to award a bid waiver contract for the Miami-Dade Enterprise Technology Services Department to support the acquisition of software licenses, equipment, and maintenance services for the existing Motorola Computer Aided Dispatch (CAD) 911 System.

Contract Term: Two years
With five, one year options-to-renew

Contract Amount: \$ 700,000 for the initial two-year term

Options-To-Renew: Five, one year options-to-renew (OTR)
\$ 250,000 – 1st OTR
\$ 150,000 – 2nd OTR
\$ 150,000 – 3rd OTR
\$ 150,000 – 4th OTR
\$ 150,000 – 5th OTR

Estimated Cumulative Value: \$1,550,000

Previous Contract Allocation: The previous contract with Motorola for the CAD was for initial purchase, installation and initial warranty after systems acceptance.

Method of Award: Bid Waiver

Vendor:	Address	Principal
•Motorola Inc. (Non-local vendor)	1303 E. Algonquin road Schaumburg, IL 60196	Edward J. Zander

Performance Data: There are no performance issues with this firm.

Compliance Data: There are no compliance issues with this firm.

Contract Measure: No measure

Review Committee Date: February 6, 2008; Item #2-02

Local Preference: Not applicable

Living Wage: The Living Wage Ordinance does not apply. 6

User Access Program: This contract includes the User Access Program provision. The 2% program discount will be collected on all purchases.

Contract Managers: Adil Khan, Department of Procurement Management
Margaret Brisbane, Enterprise Technology Services Department

Contract Effective Date: Upon approval by the Board unless vetoed by the Mayor.

JUSTIFICATION

Approval is requested to award this contract to Motorola, Inc. to provide the Enterprise Technology Services Department (ETSD) with a master services contract for software licenses, equipment, and maintenance support services for the proprietary Motorola Computer Aided Dispatch (CAD) 911 System. CAD 911 is an integrated system comprising of several complex sub systems used by the Miami-Dade Fire Rescue (MDFR) and Miami-Dade Police (MDPD) departments to provide emergency support services to County residents. ETSD supports the CAD 911 System for MDPD and MDFR operations.

This contract will be utilized to support the County's plans to expand the current CAD 911 System's test environment allowing for more comprehensive software testing and will also assist staff in deploying a parallel E-911 function at the Lightspeed Building. The contract provides ETSD with the ability to update aging equipment as most of the servers and related hardware used with the CAD System are approximately six years old and reaching the end of their life cycle. Routine replacement of hardware components is required during the next year to ensure reliability and support for the System due to increasing data loads and performance requirements. The contract will also provide the County with the ability to obtain additional software licenses needed to establish redundancy at the Lightspeed Building, The contract also allows for procurement of services needed in case of declared emergencies.

The System uses proprietary software developed, supported, and owned by Motorola. Motorola is the sole provider of the CAD software and associated technical support services. The hardware is customized by Motorola to work with its proprietary CAD 911 System. It is in the best interest of the County to establish the bid waiver contract with Motorola to ensure a stable, uninterrupted, and reliable CAD 911 System.

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SECTION #4
NON-COMPETITIVE CONTRACT MODIFICATIONS

Item 4.1

Contract No: SS8080-4/11-2

Contract Title: **Aladdin Temp-Rite Original Equipment Manufacturer (OEM) Equipment and Parts**

Description: To modify this contract for additional spending authority to allow the Miami-Dade Corrections and Rehabilitation Department to purchase up to 2,000 additional food trays to serve the increasing inmate population.

Type of Change: Additional spending authority

Existing Allocation: \$1,422,276 for one year (August 1, 2008 to July 31, 2009)

Increase By: \$ 387,000

Modified Allocation: \$1,809,276

Current Expiration: July 31, 2009

Modified Expiration: Unchanged

Vendor:	Address	Principal
•Aladdin Temp Rite LLC (Non-local vendor)	250 East Main Street Hendersonville, TN 37075	Elaine Barch

Performance Data: There are no performance issues with this firm.

Compliance Data: There are no compliance issues with this firm.

Contract Measure: No measure

Review Committee Date: June 28, 2006; Item #2-01

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.

Contract Managers: Lourdes Betancourt, Department of Procurement Management
Mohammed Haq, Miami-Dade Corrections and Rehabilitation Department

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Contract Effective Date: Upon approval by the Board unless vetoed by the Mayor.

REASON FOR CHANGE

Authorization is necessary for additional spending authority to allow the Miami-Dade Corrections Department (MDCR) to purchase up to 2,000 additional trays to serve MDCR's inmate population. The modification is needed because, until recently, the current average inmate population consistently exceeded the estimate made when the contract was originally awarded by approximately 10%. The additional wear and tear caused greater tray deterioration and has accelerated the need for replacement in order to continue to meet health and sanitary standards.

This contract allows for the purchase of Aladdin Temp-Rite original equipment manufacturer (OEM) parts and food trays used on MDCR's existing Aladdin Meal Delivery System to serve meals to the inmate population. These trays are the only ones that fit into the Aladdin Rethermalization System. Market research was conducted which concluded that there are three other manufacturers (Burlodge USA, Piper Products, and Plastocon) that produce similar meal delivery systems. However, the trays from these manufacturers will not fit into the Aladdin Rethermalization System currently used by MDCR. MDCR presented an informational report regarding the disposable inserts used in the Aladdin trays to the Board of County Commissioners on December 5, 2008 which stated that an estimated cost of changing the meal delivery system for warming equipment alone would be \$1.7 million. The Aladdin system uses the same tray for hot and cold meals. The disposable inserts can be purchased from various manufacturers and are provided on a competitive contract. This modification will allow MDCR to purchase additional food trays needed to serve the inmate population. The original contract was for one year with four option-to-renew (OTR) periods. The current expiration of July 31, 2009, ends the second OTR period. There are two OTR periods remaining in the contract.

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