Memorandum

MIAMI-DADE COUNTY

Date: February 18, 2010

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

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

From: Carlos Alvarez
Mayor

George M. Burgess
County Manager

Subject: Resolution Requesting Authority to Exercise Option-to-Renew Periods Under Existing Non-Competitive Contracts

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Recommendation

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

Scope

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

Fiscal Impact/Funding Source

Funding will be expended only if departmental budgets can support the expenditures as approved in their Resource Allocation Plan adopted annually by the Board.

Track Record/Monitor

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

Delegated Authority

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

Background

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

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

Item No. 1: Golf Course Management Software seeks authority to exercise the remaining OTR period for software licensing, technical support services, and software upgrades for the Golf Course Management Software utilized by the Miami-Dade Park and Recreation Department The amount being requested for the remaining option term is **$26,000**.

Assistant County Manager

MEMORANDUM
(Revised)

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

DATE: February 18, 2010

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

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

Please note any items checked.

_____ **"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**

_____ **Ordinance creating a new board requires detailed County Manager's report for public hearing**

_____ **No committee review**

_____ **Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous _____) to approve**

_____ **Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required**

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 8(O)(1)(C)
2-18-10

RESOLUTION NO. _____

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

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

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board delegates to the County Mayor or County Mayor's designee the authority to exercise, in his discretion, the options-to-renew set forth in this item when in the best interest of Miami-Dade County; and the Board further authorizes the County Mayor or the County Mayor's designee to execute any and all documents necessary to give effect to those renewals.

The foregoing resolution was offered by Commissioner
who moved its adoption. The motion was seconded by Commissioner
and upon being put to a vote, the vote was as follows:

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 18th day of February, 2010. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

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

HARVEY RUVIN, CLERK

By:_____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Hugo Benitez

Item No. 1

Contract No.: BW7060-3/12-2

Contract Title: **Golf Course Management Software**

Description: It is recommended that the Board authorize the County Mayor or County Mayor's designee to exercise the third Option-to-Renew (OTR) to procure annual software licensing, technical support services and software upgrades for the Golf Course Management Software utilized by the Miami-Dade Park and Recreation Department. The contract is in its second OTR period which expires on April 30, 2010. Exercising the remaining OTR will bring the cumulative value of the contract over $100,000.

Initial Contract Term and Usage:	November 1, 2005 to April 30, 2008	$ 60,000
First OTR and Usage:	May 1, 2008 to April 30, 2009	$ 15,000
Second OTR and Usage:	May 1, 2009 to April 30, 2010	$ 25,000*
Third OTR and Estimated Usage:	May 1, 2010 to April 30, 2011	$ 26,000
Cumulative Value:		**$126,000**

*Contract modification issued in the amount of $10,000 for software upgrade and support fees.

Allocation, Managing Agency and Funding Source:

Department	**Allocation**	**Funding Source**	**Contract Manager**
Park and Recreation	$26,000	Proprietary Fund	Jose Ponce

Vendor:	**Address**	**Principal**
Active Network, Inc. (Non-local Vendor)	10182 Telesis Court Suite 100 San Diego, CA 92121	Martha Pettinga

Contract Measure: No Measure-Bid Waiver

Review Committee Date: February 1, 2006; Item #2-04

Local Preference: The Local Preference was applied in accordance with the ordinance but did not affect the outcome.

Living Wage: The services being provided are not covered under the Living Wage Ordinance.

User Access Program:	The User Access Program provision will apply. The 2% program discount is being collected on purchases where permitted by funding source.
Performance Data:	There are no performance issues with the awarded firm.
Compliance Data:	There are no compliance issues with the awarded firm.
Contract Manager:	Dakota Thompson, Department of Procurement Management

JUSTIFICATION

This contract provides the Miami-Dade Park and Recreation Department (MDPR) with annual software licensing, technical support services, and software upgrades for the Golf Course Management Software provided by Active Network, Inc. MDPR utilizes this software to assist and monitor patrons with access to the tee time reservations, point of sale, and internet services for the Palmetto, Briar Bay, Greynolds Park, Crandon, Haulover and Country Club of Miami golf courses. The continuation of this contract is required to provide MDPR with the annual license renewal, maintenance, and support services for the Golf Course Management software. Active Network is the only vendor capable of providing these services as the proprietary owner and developer of the software. It is therefore in the best interest of the County to exercise the remaining option-to-renew term for continuity of services.