

Memorandum



Date: March 16, 2010

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

From: George M. Burgess
County Manager 

Subject: Resolution Requesting Authority to Exercise Option-to-Renew Periods Under Existing Competitively Bid Contracts that Would Bring the Cumulative Contract Value to More than \$1 Million

Agenda Item No. 8(0)(1)(A)

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 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 item 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 approved in their Resource Allocation Plan adopted annually by the Board.

Track Record/Monitor

There are no known performance issues with the vendor recommended for award in the accompanying agenda item. The 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 contract listed in the accompanying package.

Background

The competitively bid contract listed in this item requires approval to exercise OTRs contained in the contract that would, if exercised, bring the cumulative value of the contract over \$1 million. This contract was awarded under the County Mayor or County Mayor's designee's delegated authority (\$1 million for competitive procurements) pursuant to Section 2-8.1(b) of the County Code and the Master Procurement Administrative Order, A.O. 3-38.

On August 11, 2008, the Board was informed that, prospectively, Board approval would be sought when awarding contracts exceeding \$1 million in value if the OTRs are exercised. All the contracts in this package were awarded prior to that date.

Prior to exercising any Options-to-Renew (OTR) periods, market research is conducted to ensure that continuing to purchase from the awarded vendor 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.

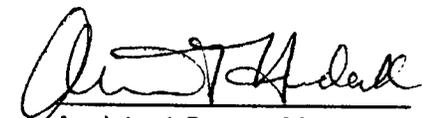
Item No. 1: Automatic Transmission Repairs/Exchanges seeks authority to exercise the third OTR period for purchase of automatic transmission repairs and exchanges for various County departments. The amount being requested for the third option term is **\$317,000**.

Item No. 2: Automotive Specialized Repairs seeks authority to exercise the third OTR period for purchase of specialized automotive repairs for various County departments. The amount being requested for the third option term is **\$279,000**.

Item No. 3: Medical and Industrial Gases seeks authority to exercise the second OTR period for purchase of medical and industrial gases for various County departments. The amount being requested for the second option term is **\$413,000**.

Item No. 4: Rental of Portable Chemical Toilets seeks authority to exercise the second OTR period for rental of portable chemical toilets for various County departments. The amount being requested for the second option term is **\$439,000**.

Item No. 5: Replacement of Truck Scales - Prequalification seeks authority to exercise the third OTR period for purchase of replacement truck scales for the Solid Waste Management and Water and Sewer departments. The amount being requested for the third option term is **\$324,000**.


Assistant County Manager



MEMORANDUM
(Revised)

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

DATE: March 16, 2010

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

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

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)(A)
3-16-10

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE OPTION-TO-RENEW PERIODS FOR COMPETITIVE CONTRACTS AWARDED UNDER THE COUNTY MAYOR OR THE COUNTY MAYOR DESIGNEE'S DELEGATED AUTHORITY FOR THE PURCHASE OF GOODS AND SERVICES AND AUTHORIZES THE USE OF CHARTER COUNTY TRANSIT SYSTEM SURTAX FUNDS 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
Dorin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 16th day of March, 2010. This resolution shall become effective as follows: (1) 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, and (2) either i) the Citizens' Independent Transportation Trust (CITT) has approved same, or ii) in response to the CITT's disapproval, the County Commission re-affirms its award by two-thirds (2/3) vote of the Commission's membership and such reaffirmation becomes final.

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

HARVEY RUVIN, CLERK

Approved by County Attorney as
to form and legal sufficiency.



Bruce Libhaber

By: _____
Deputy Clerk

Item 1

Contract No.: 2616-5/13-2

Contract Title: Automatic Transmission Repairs/Exchanges

Description: It is recommended that the Board authorize the County Mayor or County Mayor's designee to exercise the third Option-to-Renew (OTR) for automatic transmission repairs and exchanges for various County departments. The contract is in the second OTR period which expires on May 31, 2010. This contract has two one-year OTRs remaining. Exercising the third OTR will bring the cumulative value of the contract over \$1 million.

Initial Contract Term and

Usage:	June 1, 2007 to May 31, 2008	\$ 317,000
First OTR and Usage:	June 1, 2008 to May 31, 2009	\$ 317,000
Second OTR and Usage:	June 1, 2009 to May 31, 2010	\$ 317,000
Third OTR and Estimated Usage:	June 1, 2010 to May 31, 2011	<u>\$ 317,000</u>
Cumulative Value:		\$1,268,000

Using/Managing Departments and Funding Sources:

Departments	Allocation	Funding Sources	Contract Managers
Aviation	\$ 24,000	Proprietary Funds	Neivy Garcia
Fire Rescue	\$ 10,000	Fire District	Marianela Betancourt
General Services Administration	\$193,000	Internal Service Funds	Martin Dareff
Park and Recreation	\$ 8,000	General Fund / Proprietary Funds	Bill Solomon
Water and Sewer	\$ 45,000	Proprietary Funds	Gregory Hicks
Unallocated	<u>\$ 37,000</u>		
Total:	\$317,000		

Vendor:	Address	Principal
Pitts Engine and Transmission (Local vendor)	7390 NW 43 Street Miami, FL 33166	Carl M. Pitts

Performance Data: There are no performance issues with the awarded firm.

Compliance Data: There are no compliance issues with the awarded firm.

- Contract Measure:** The Small Business Enterprise Bid Preference was applied in accordance with the Ordinance where permitted by funding source.
- Review Committee Date:** May 24, 2006; Item #6-05
- Local Preference:** Applied in accordance with the Ordinance where permitted by funding source.
- Living Wage:** The services being provided are covered under the Living Wage Ordinance
- User Access Program:** The User Access Program provision will apply. The 2% program discount is being collected on all purchases where permitted by the funding source.
- DPM Contract Manager:** Kml Ra

JUSTIFICATION

This contract is for automatic transmission repairs and exchanges for various County departments. Prices are based on percentage discounts from the manufacturers' suggested retail prices. The Bureau of Labor Statistics reports a downward trend in pricing for automobile repairs. The County is increasing the mileage of its vehicles. This will result in an increased need for transmission repairs. Though the pricing for services is lower, the departments' allocations for these services will remain unchanged to accommodate the projected increased usage. The contract includes unallocated funds administered by the Department of Procurement Management. These funds may be used to support additional service requirements. It is therefore in the best interest of the County to exercise the third option-to-renew to maintain continuity of services.

Item 2

Contract No.: 0607-5/12-2

Contract Title: **Automotive Specialized Repairs**

Description: It is recommended that the Board authorize the County Mayor or the County Mayor's designee to exercise the third Option-to-Renew (OTR) period to purchase automotive specialized repairs for several County departments. The contract is in the second OTR period which expires on June 30, 2010. This contract has two one-year OTRs remaining. Exercising the third OTR will bring the cumulative value over \$1 million.

Initial Contract Term and

Usage:	July 9, 2007 to June 30, 2008	\$ 279,000
First OTR and Usage:	July 1, 2008 to June 30, 2009	\$ 279,000
Second OTR and Usage:	July 1, 2009 to June 30, 2010	\$ 279,000
Third OTR and Estimated Usage:	July 1, 2009 to June 30, 2011	<u>\$ 279,000</u>
Cumulative Value:		\$1,116,000

Using/Managing Departments and Funding Sources:

Departments	Allocation	Funding Sources	Contract Managers
Aviation	\$ 17,000	Proprietary Funds	Neivy Garcia
Fire Rescue	\$ 1,000	Fire District	Marianela Betancourt
General Services Administration	\$146,000	Internal Service Funds	Martin Dareff
Park and Recreation	\$ 15,000	General Fund	Amalia Hurtado
Water and Sewer	\$ 60,000	Proprietary Funds	Gregory Hicks
Unallocated	<u>\$ 40,000</u>		
Total:	\$279,000		

Vendors:	Address	Principal
Palm Truck Centers Inc (Local vendor)	2441 South State Road 7 Suite #441 Fort Lauderdale, FL 33317	Victor Weiger
Dade Truck Inc (Local vendor)	7250 NW 43 Street Miami, FL 33166	Anthony S. Lerna
Rose Spring Corp (Local vendor)	7340 NW 70 Street Miami, FL 33166	Enrique Vinas
Palmetto Ford Truck Sales Inc (Local vendor)	7245 NW 36 Street Miami, FL 33166	Robert Yglesias

Advanced Body & Frame Inc
(Local vendor)

3041 East 10 Avenue
Hialeah, FL 33013

Julie Font

- Performance Data:** There are no performance issues with the awarded firms.
- Compliance Data:** There are no compliance issues with the awarded firms.
- Contract Measure:** The Small Business Enterprise Bid Preference was applied in accordance with the Ordinance where permitted by funding source.
- Review Committee Date:** April 11, 2007; Item #6-11
- Local Preference:** Applied in accordance with the Ordinance where permitted by funding source.
- Living Wage:** The services being provided are covered under the Living Wage Ordinance
- User Access Program:** The User Access Program provision will apply. The 2% program discount is being collected on all purchases where permitted by the funding source.
- DPM Contract Manager:** Km! Ra

JUSTIFICATION

This contract is for purchase of specialized automotive repairs for several County departments. Prices are based on percentage discounts from the manufacturers' suggested retail prices and the posted shop labor rates. The contract allows vendors to request an adjustment to the posted shop labor rates based on the Consumer Price Index (CPI) for the Miami-Fort Lauderdale area. The most recent CPI Report (December) for the region shows a general increase in prices of 2.1%. The contract vendors have not requested any increases to their posted shop labor rates. The contract includes unallocated funds that are administered by the Department of Procurement Management. These funds may be used to support additional service requirements. It is therefore in the best interest of the County to exercise the third option-to-renew period for continuity of services.

Item 3

Contract No.: 7602-5/14-1

Contract Title: **Medical and Industrial Gases**

Description: It is recommended that the Board authorize the County Mayor or County Mayor's designee to exercise the second Option-to-Renew (OTR) to purchase medical and industrial gases for various County departments. The contract is in its first OTR period which expires on June 30, 2010. This contract has three one-year OTRs remaining. Exercising the second OTR will bring the cumulative value of the contract over \$1 million.

Initial Contract Term and

Usage:	July 1, 2008 to June 30, 2009	\$ 427,000
First OTR and Usage:	July 1, 2009 to June 30, 2010	\$ 413,000
Second OTR and Estimated Usage:	July 1, 2010 to June 30, 2011	<u>\$ 378,000</u>
Cumulative Value:		\$1,218,000

Using/Managing Department(s) and Funding Source(s):

Department(s)	Allocation	Funding Source(s)	Contract Manager(s)
Animal Services	\$ 10,000	General Fund / Proprietary Funds	Angel Villareal
Aviation	\$ 9,000	Proprietary Funds	Neivy Garcia
Corrections and Rehabilitation	\$ 3,000	General Fund	Mohammed Haq
Environmental Resource Management	\$ 12,000	Proprietary Funds	John Lariosa
Fire Rescue	\$ 97,000	Fire District	Marianela Betancourt
General Services Administration	\$ 31,000	Internal Service Funds	Martin Dareff
Human Services	\$ 6,000	General Fund / State Funds	Gale Glass-Aldrich
Medical Examiner	\$ 17,000	Federal Funds	Sergio Bonilla
Transit	\$ 5,000	General Fund	Fred Shields
Police	\$ 12,000	MDT Operating	Laura Romano
Park and Recreation	\$ 20,000	General Fund	Debbie Frost
Public Works	\$ 16,000	General Fund / Proprietary Funds	Orky Rodriguez
Seaport	\$ 5,000	General Fund	Phillip Rose
Solid Waste Management	\$ 10,000	Proprietary Funds	Karen Naya
Water and Sewer	<u>\$125,000</u>	Proprietary Funds	Greg Hicks

Total: \$378,000

Vendor(s):	Address	Principal
Airgas – South, Inc. (Non-local vendor)	125 Townpark Drive, Suite 400 Kennesaw, GA 30144	Jay Sullivan
Praxair Distribution Southeast (Non-local vendor)	One Main Street, Suite 202 Tequesta, FL 33469	George Ristevski

Performance Data: SP Surgical, LLC will not be added to the next contract term. The firm has not obtained the required insurance coverage. There are no performance issues with the other awarded firms.

Compliance Data: There are no compliance issues with the awarded firms.

Contract Measure: The Small Business Enterprise Bid Preference was applied in accordance with the Ordinance where permitted by funding source.

Review Committee Date: December 20, 2006; Item 6-04

Local Preference: Applied in accordance with the Ordinance where permitted by funding source.

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 all purchases where permitted by the funding source.

DPM Contract Manager: Pablo Martinez

JUSTIFICATION

This contract is utilized by various County departments for purchase of medical and industrial gases. Market research shows that Miami-Dade County's contract prices are lower than Broward County and the City of Fort Lauderdale's contract prices. In addition, the contract allows vendors to request a price adjustment based on the Consumer Price Index (CPI) for the Miami-Fort Lauderdale area. The October 2009 CPI for All Urban Consumers, All Items, indicated a 0.6% decrease. Airgas South, Inc. requested an adjustment to their current prices. The County is pursuing requesting Praxair Distribution to accept a price decrease based on the CPI information. If the County exercises the option-to-renew (OTR), Airgas South's current prices will be reduced by 0.6% for the next contract term. It is therefore in the best interest of the County to exercise the second OTR for continuity of services.

Item 4

Contract No.: 6118-4/13-1

Contract Title: **Rental of Portable Chemical Toilets**

Description: It is recommended that the Board authorize the County Mayor or the County Mayor's designee to exercise the second Option-to-Renew (OTR) period to provide rental of portable chemical toilets for various County departments. The contract is in the first OTR period which expires on May 31, 2010. This contract has two one-year OTRs remaining. Exercising the second OTR will bring the cumulative value of this contract over \$1 million.

Initial Contract Term and

Usage:	June 1, 2008 to May 31, 2009	\$ 451,000
First OTR and Usage:	June 1, 2009 to May 31, 2010	\$ 438,000*
Second OTR and Estimated Usage:	June 1, 2010 to May 31, 2011	<u>\$ 439,000**</u>
Cumulative Value:		\$1,328,000

*Includes a 2.8% price decrease based on the Consumer Price Index (CPI) during the first OTR period, per the terms and conditions of the contract. Future OTRs may include additional CPI price adjustments.

**Includes a \$1,000 increase for Transit

Using/Managing Departments and Funding Sources:

Departments	Allocation	Funding Sources	Contract Managers
Aviation	\$165,000	Proprietary Funds	Neivy Garcia
Corrections and Rehabilitation	\$ 2,000	General Fund	Mohammad Hag
Environmental Resource Management	\$ 1,000	Proprietary Funds	John Lariosa
Fire Rescue	\$ 13,000	Fire District	Marianela Betancourt
General Services Administration	\$ 1,000	Internal Service Funds	Lucy Romano
Public Housing Agency	\$ 6,000	Federal Funds	Mari Saydal-Hamilton
Transit	\$ 3,000	MDT Operating	Daryl Hurston
Police	\$ 12,000	General Fund	Laura Romano
Park and Recreation	\$137,000	General Fund / Proprietary Fund	Bill Solomon

Public Works	\$ 10,000	General Fund / Proprietary Funds	Orky Rodriguez
Seaport	\$ 58,000	Proprietary Funds	Phil Rose
Solid Waste Management	\$ 2,000	Proprietary Funds	Ermine Brookes
Vizcaya	\$ 1,000	Proprietary Funds	Luis Correa
Water and Sewer	<u>\$ 28,000</u>	Proprietary Funds	Gregory Hicks
Total:	\$439,000		

Vendors:	Address	Principal
AES Portable Sanitation (Local vendor)	11050 NW 36 Street Miami, FL 33167	Rene Guerra
United Site Services of Florida (Local vendor)	7451 NW 63 Street Miami, FL 33166	Michael Holm
Friendly John Inc (Local vendor)	2122 NW 27 Avenue Miami, FL 33127	Mario Verdeja

Performance Data: There are no performance issues with the awarded firms.

Compliance Data: There are no compliance issues with the awarded firms.

Contract Measure: The Small Business Enterprise Bid Preference was applied in accordance with the Ordinance where permitted by funding source.

Review Committee Date: August 8, 2007; Item 6-11

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 all purchases where permitted by the funding source.

DPM Contract Manager: Michael Laughlin

JUSTIFICATION

This contract provides multiple County departments with rental services for portable chemical toilet services. These services are used for various countywide projects and special events.

Market research indicates current market prices are at least 10 percent higher than the County's contract pricing. The City of Hollywood's contract, used by the Southeast Florida Governmental Purchasing Cooperative and accessed by 20 municipalities, is 40% higher than the County's. The August 2009 Consumer Price Index for Urban Wage Earners and Clerical Workers, All Items, indicates a 0.6% increase in price. The awarded vendors did not request a price adjustment for this term. It is therefore in the best interest of the County to exercise the second option-to-renew period for continuity of services.

Item 5

Contract No.: EPP8143-4/11-2

Contract Title: Replacement of Truck Scales - Prequalification

Description: It is recommended that the Board authorize the County Mayor or the County Mayor's designee to exercise the third Option-to-Renew (OTR) to purchase replacement truck scales for various County departments. The contract is in its second OTR period which expires on April 30, 2010. This contract has a one-year OTR remaining. Exercising the third OTR will bring the cumulative value of the contract over \$1 million.

Initial Contract Term and

Usage:	May 1, 2007 to April 30, 2008	\$ 307,000*
First OTR and Usage:	May 1, 2008 to April 30, 2009	\$ 324,000**
Second OTR and Usage:	May 1, 2009 to April 30, 2010	\$ 324,000
Third OTR and Estimated Usage:	May 1, 2010 to April 30, 2011	<u>\$ 324,000</u>
Cumulative Value:		\$1,279,000

*Includes a modification of \$7,000 for the Water and Sewer Department

** Includes a Consumer Price Index price adjustment of 5.5% for Group B as per the term and conditions of the contract.

Using/Managing Departments and Funding Sources:

Departments	Allocation	Funding Sources	Contract Managers
Solid Waste Management	\$317,000	Proprietary Funds	Olga Espinoza-Anderson
Water and Sewer	<u>\$ 7,000</u>	Proprietary Funds	Gregory Hicks
Total:	\$324,000		

Vendors:	Address	Principal
Cardinal Scale Manufacturing Company (Non-local vendor)	203 East Daugherty Webb City, MO 64870	Rebecca Perry
Scale-Rite Inc. (Local vendor)	10871 SW 188 Street Suite #16 Miami, FL 33157	Jack Andersen

Performance Data: There are no performance issues with the awarded firms.

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Compliance Data: There are no compliance issues with the awarded firms.

Contract Measure: The Small Business Enterprise Bid Preference was applied in accordance with the Ordinance where permitted by funding source.

Review Committee Date: April 12, 2006; Item #6-05

Local Preference: Applied in accordance with the Ordinance where permitted by funding source.

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 all purchases where permitted by the funding source.

DPM Contract Manager: Alexis E. Castro, Sr.

JUSTIFICATION

This contract is utilized by various County departments to purchase truck scales. The contract established a pre-qualified pool of bidders (Group "A") to purchase replacement motor truck deep pit-type scales. These scales perform as a single weighing platform with a 100-ton gross weighing capacity. This pre-qualification pool of bidders and the resultant spot market competitions, allow the County to obtain the best prices in the market for this commodity. Additional qualified vendors may be added at any time during the contract term.

Group "B" is for maintenance and calibration services. The contract allows vendors to request an adjustment to labor rates based on the Consumer Price Index (CPI) for the Miami-Fort Lauderdale area. The awarded vendors did not request a price adjustment for this term. Market research shows the County's contract pricing for these services is, on average, 56.9% lower than the current market. It is therefore in the best interest of the County to exercise the third option-to-renew period for continuity of services.