Memorandum

MIAMI-DADE COUNTY

Agenda Item No. 9(A)(4)

Date: June 3, 2010

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

From: George M. Burgess
County Manager

Subject: Resolution Ratifying the County Mayor's or County Mayor's Designee Action in Authorizing Capital Improvement Contracts Pursuant to Section 2-8.2.7 of the Code of Miami-Dade County relating to the Economic Stimulus Plan

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RECOMMENDATION

It is recommended that the Board of County Commissioners adopt the attached resolution ratifying the County Mayor's or County Mayor's designee actions taken from January 1, 2010 through March 31, 2010, with the exception of two (2) items on the attached Exhibit B which were awarded during the first (1st) quarter of FY 2009-2010, in expediting the capital improvement projects identified on the attached schedules (Exhibits A and B) as authorized by Ordinance No. 09-60 extending the "Economic Stimulus Plan" (ESP). During this period, six (6) projects totaling $33,587,091.15 were awarded:

- Munilla Construction Management, LLC dba MCM in the amount of $15,697,704.00 for the General Services Administration; Project Name: Design-Build Services for the West Lot Multi-Use Facility (Project part of original July 2008 ESP list)
- Comtech Engineering, Inc. in the amount of $2,202,568.66 for the Miami-Dade Aviation Department; Project Name: MIA Westside Booster Pump Station (Project part of original July 2008 ESP list)
- Zurqui Construction Service, Inc. in the amount of $2,127,043.72 for the Miami-Dade Fire Rescue Department; Project Name: Sunny Isles Beach Fire Rescue Station No. 10 (Project part of original July 2008 ESP list)
- American Engineering & Development Corp. in the amount of $5,955,819.70 for the Miami-Dade Seaport Department; Project Name: Seaport Marine Cargo Terminal Redevelopment Phase II (2 of 5) (Project part of original July 2008 ESP list)
- Miami Skyline Construction Corp. in the amount of $6,416,842.00 for the General Services Administration; Project Name: Construction of the new Northside Police Station at Arcola Lakes (Project added to the ESP via Resolution No. R-380-09)
- Marks Brothers, Inc. in the amount of $1,187,113.07 for the Miami-Dade Aviation Department; Project Name: North Terminal A-B Apron Completion (Project part of original July 2008 ESP list)

SCOPE

The six (6) contract awards detailed in Exhibit A involve the need to provide construction services for capital improvement projects that are located within Commission Districts 2, 4, 5 and 6; however, the Aviation and Seaport projects will have countywide impact.

FISCAL IMPACT/FUNDING SOURCE

The contracts are funded by a variety of funding sources, including Aviation Revenue Bonds Sold, Police Impact Fees, Fire Impact Fees, Florida Department of Transportation Funds, Seaport Bonds/Loans, Developer Fees/Donations, Sunshine State Financing, Capital Asset Acquisition Bond 2004A and 2009 Proceeds, and *Building Better Communities* General Obligation Bonds as described in both the proposed and adopted capital plans for FY 2009-10 for the specific projects being awarded totaling $33,587,091.15.

TRACK RECORD / MONITOR

The contractors on the attached Exhibit A have received previous contracts from the County and performed or are performing work for various County departments. The Office of Capital Improvements Capital Improvements Information System (CIIS) database contains two (2) evaluations for Munilla Construction Management, LLC dba MCM showing a satisfactory rating. There are a total of thirty (30) evaluations in CIIS for Comtech Engineering, Inc. showing satisfactory performance for the vendor. Zurqui Construction Service, Inc. has six (6) evaluations in CIIS showing a satisfactory performance rating. American Engineering & Development Corp. has a performance record in CIIS reflecting sub-standard performance based on one (1) performance evaluation by the Public Works Department (PWD). The Seaport Department contacted PWD and PWD stated the low rating was primarily based on the non-performance of a subcontractor, which in turn impacted the construction schedule of the PWD project. However, staff contacted references listed in American Engineering & Development Corp.'s bid package and those references resulted in a satisfactory review of both the company and its experience. CIIS shows a satisfactory performance rating for Miami Skyline Construction Corp. based on eight (8) evaluations. Lastly, CIIS demonstrates superior performance for Marks Brothers, Inc. based on one (1) project close out performance evaluation.

The staff assigned to the day-to-day operations of these contracts is listed in the contract award memorandum for the project. The ESP is being coordinated and monitored by the Office of Capital Improvements (OCI).

BACKGROUND

Section 2-8.2.7 of the Code of Miami-Dade County, known as the "Economic Stimulus Plan" (ESP), adopted by the Board on July 17, 2008 through Ordinance No. 08-92, provides for expeditious treatment of professional service agreements and construction contracts associated with funded capital improvement projects identified in the approved annual capital budget (Proposed Capital Budget and Multi-Year Capital Plan) and included by the Board in Resolution No. R-851-08 or subsequently added by the Board via resolution. The Board also adopted Ordinance No. 09-60 amending the ESP Ordinance to include in the list of projects capital projects funded through the American Recovery and Reinvestment Act (ARRA) and extending the sunset provision until July 2011. On February 2, 2010, the Board adopted via resolution that additional capital projects be added to the ESP in order to maintain Miami-Dade County's continuous support of the local construction industry.

The ESP is an effective way to stimulate the local economy and accelerate the County's capital program by moving funded projects through the contracting process at a quicker pace thereby providing an opportunity for our government to lessen the negative impact of the current economic conditions on the building professions and trades. The ESP reduces the timeline, about 90-120 days on each procurement cycle, to advertise solicitations and competitive bids and award qualifying projects, design and construction contracts, resulting in significant efficiencies in the implementation of those projects.

During this reporting period, OCI processed six (6) qualifying awards as listed in Exhibit A. Exhibit A also includes a summary of the Community Small Business Enterprise (CSBE), Community Business Enterprise (CBE), Disadvantaged Business Enterprise (DBE), Community Workforce Program (CWF) participation and the Number of Jobs Generated as calculated by the Office of Economic Development Coordination, for ESP projects.

The Department of Small Business Development (SBD) is supporting the ESP by accelerating the project review and goal analysis process to ensure participation of small businesses on County contracts. All ESP projects are reviewed by SBD for the application of program measures in the areas of construction, architecture and engineering services. Between January 1, 2010 and March 31, 2010, SBD reviewed 7 projects under the Economic Stimulus Plan. Small Business Programs measures approved during this

period for small business participation totaled $6,394,794 or 15%, representing a 5% percent increase over the 10% six month average prior to the approval of the stimulus plan. The average turnaround time for expedited project review and goal analysis during this period was four (4) days, representing a decrease in the average processing time.

In total, 30 projects have been awarded under the authority granted through Section 2-8.2.7 of the Code of Miami-Dade County. However, there are other projects that are part of the ESP which have been expedited utilizing alternative contracting mechanisms. Alternative contracting mechanisms includes contracts advertised, awarded or underway using the Miscellaneous Construction Contracts (MCC) 7040 and 7360, Department of Procurement Management and other existing departmental contracts, in-house forces and grant agreements. As previously mentioned, with the exception of two (2) items awarded during the 1st quarter of FY 2009-2010, for the three month period ending March 31, 2010, projects awarded using Alternate Methods of Contracting total $10.6 million as detailed on Exhibit B. To date, ESP projects awarded using alternative contracting mechanisms total $329 million.

Assistant County Manager

MEMORANDUM
(Revised)

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

DATE: June 3, 2010

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

SUBJECT: Agenda Item No. 9(A)(4)

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. 9(A)(4)
6-3-10

RESOLUTION NO. _____

RESOLUTION RATIFYING THE COUNTY MAYOR'S OR COUNTY MAYOR'S DESIGNEE ACTIONS, AS AUTHORIZED BY SECTION 2-8.2.7 OF THE CODE OF MIAMI-DADE COUNTY, INCLUDING THOSE WITH GENERAL OBLIGATION BONDS FUNDING, IN APPROVING ACTIVITIES LISTED ON THE ATTACHED SCHEDULE FOR CAPITAL IMPROVEMENT PROJECTS

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 ratifies the actions of the County Mayor or County Mayor's designee, as authorized by Section 2-8.2.7 of the Code of Miami-Dade County, including those with General Obligation Bonds funding, in approving the recommendations listed on Exhibit "A" attached hereto and made a part hereof.

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 3rd day of June, 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

Exhibit A

Economic Stimulus Plan (ESP)
Project Ratification List for Contract Awards
For the Period ending March 31, 2010

Department	Contract Type	Contract No. / Project No.	Project Name	Awarded To	Footnotes	District	Contract Amount	Est. Start Date / Est. End Date	Contract Measures: CSBE	CBE	DBE	CWF	No. of Jobs Generated	Description
GSA	DB	W80052 DB08-GSA-01 ESP	Design-Build Services for the West Lot Multi-Use Facility	Munilla Construction Management, LLC dba MCM	3 1 3	5	$15,697,704.00	2/15/2010 2/15/2013	20%	20%	0%	10%	87	Design-build services for a new facility on approximately 1.73 acres located to the west of the Stephen P. Clark Center. The new facility will be comprised of approximately 810 parking spaces on multiple floors, 45,000 sq.ft. of office space on three floors, and retail space on the Ground Floor for a minimum of approximately 10,000 sq. ft.
Aviation	C	H032A H032A ESP	MIA Westside Booster Pump Station	Comtech Engineering, Inc.	3	6	$2,202,568.66	3/8/2010 3/8/2011	16%	0%	0%	10%	30	Construction of a sanitary sewer booster pump station and associated force mains on the west side of the Miami International Airport (MIA) to improve the overall efficiency of MIA's sanitary sewer system.
Fire Rescue	C	MDFRD-T-20 3729990-CON ESP	Sunny Isles Beach Fire Rescue Station No. 10	Zurqui Construction Service, Inc.	3	4	$2,127,043.72	4/16/2010 7/10/2011	26%	0%	0%	0%	35	Construction of a new three bays, two story, Fire Rescue Station, of approximately 11,400 sq. ft. and all associated site work and improvements.
Seaport	C	2008-032.02 2008-032.02 ESP	Seaport Marine Cargo Terminal Redevelopment Phase II (2 of 5)	American Engineering & Development Corp.	3	5	$5,955,819.70	5/14/2010 3/1/2011	10%	0%	0%	11.5%	101	Work consists of upgrading existing utility infrastructure and pavement for approximately 18 acres to improve the efficiency of cargo operations. The area within this phase of the project will primarily be used for chassis and container storage.
GSA	C	Z00044 C Z00044 GOB ESP	Construction of the new Northside Police Station at Arcola Lakes	Miami Skyline Construction Corp.	2 3	2	$6,416,842.00	2/28/2010 11/1/2011	29%	0%	0%	10%	60	Construction of a new 37,078 sq. ft. facility will be comprised of 31,955 sq. ft. for the new Police Station, and 5,123 sq. ft. for a Vehicular Maintenance Facility and Fueling Area.
Aviation	C	B732M B732M ESP	North Terminal A-B Apron Completion	Marks Brothers, Inc.		6	$1,187,113.07	2/18/2010 6/22/2010	29%	0%	0%	11.5%	51	Completion of the pavement in the A-B Apron area of the North Terminal Development project consisting of concrete apron pavement, passenger loading bridge foundations, sidewalks, guardrails, pavement markings, three trash compactor foundations, and utilities.

Total No. of Awards 6
Total Dollar Value of Awards $33,587,091.15

Contract Type Legend:

C - Construction
DB - Design Build

Footnotes:

1 The County Mayor or County Mayor's designee is delegated the authority to terminate this contract, enforce its terms, and expend all allowance accounts. Additionally, pursuant to Section 2-285 of the Code of Miami-Dade County, the County Mayor may extend contract time, waive liquidated damages, negotiate and settle contractor claims up to a maximum amount of $500,000 or 15% of the contract value, whichever is less, and/or exercise any other powers enumerated in that Ordinance.

2 The Aviation Director or designee has the authority to expend contingency amounts, extend the contract time, and cancel or terminate the contract.

3 Includes both full-time and part-time employment positions. Estimate prepared by Miami-Dade County's Office of Economic Development Coordination.

Exhibit B

Economic Stimulus Plan (ESP)
Alternate Methods of Contracting
Status Report
For the Period ending March 31, 2010

Contract Type	Department	Project Name/Description	Award Mechanism	Awarded To	Award Date	Contract Measures				No. of Jobs Generated	Projected/ Actual Design/ Construction Start Date	Actual Item Amount
						CSBE	CBE	DBE	CWF			
C	Community Action Agency	ARRA Weatherization Program **MCC 7040 RPQ SA120709ARRA001**	**MCC** Request for Price Quotation (RPQ) for Construction	Regosa Engineering Services, Inc.	1/26/10(A)	100%	0%	0%	0%	1*	2/25/2010(A)	$24,202
C	Fire Rescue	South Division Office Addition Tile installation **MCC 7040 RPQ MDFRD-362-T**	**MCC** Request for Price Quotation (RPQ) for Construction	Stone Concept Miami, Inc.	1/5/10(A)	100%	0%	0%	0%	1*	Completed	$16,115
C	Fire Rescue	South Division Office Addition Painting of Office Addition **MCC 7040 RPQ MDFRD-354**	**MCC** Request for Price Quotation (RPQ) for Construction	L & R Painting & Waterproofing, Inc.	10/30/09(A)	100%	0%	0%	0%	1*	11/25/2009(A)	$8,195
C	Fire Rescue	South Division Office Addition Cabinetry work **MCC 7040 RPQ MDFRD-368-34-CA**	**MCC** Request for Price Quotation (RPQ) for Construction	JT Flooring & Carpentry Installation Services Inc.	2/5/10(A)	100%	0%	0%	0%	1*	2/20/2010(A)	$4,926
C	Housing	ARRA VCA-UFAS Compliance Renovations **MCC 7360 RPQ 097560**	**MCC** Request for Price Quotation (RPQ) for Construction	McBayne's Construction & Renovation, Inc.	1/7/10(A)	0%	0%	0%	0%	7	4/1/2010(T)	$434,548
C	Housing	ARRA Liberty Square / Annie Coleman / Lemon City **MCC 7360 RPQ 097561**	**MCC** Request for Price Quotation (RPQ) for Construction	Petersen Dean Roofing and Solar Systems, Inc.	1/26/10(A)	0%	0%	0%	0%	10	4/1/2010(T)	$561,867
C	Housing	Joe Moretti Apartments - Six Sites - HVAC ARRA Project **MCC 7360 RPQ 98838**	**MCC** Request for Price Quotation (RPQ) for Construction	Bazanj Construction Corporation	1/4/10(A)	0%	0%	0%	0%	17	3/18/2010(A)	$1,027,800
C	Housing	Robert King High, Little Havana Homes - ARRA Project **MCC 7360 RPQ 99296**	**MCC** Request for Price Quotation (RPQ) for Construction	R & D Electric, Inc.	1/21/10(A)	0%	0%	0%	0%	11	4/1/2010(T)	$648,299
C	Housing	Ward Towers Windows/Store Front Door Replacement & Ext. Paint - ARRA Project **MCC 7360 RPQ 098350**	**MCC** Request for Price Quotation (RPQ) for Construction	Sunryse Construction Services, Inc.	1/22/10(A)	0%	0%	0%	0%	15	4/1/2010(T)	$891,500
C	Housing	Kline Nunn Fire Alarm System - ARRA Project **MCC 7360 RPQ 099987**	**MCC** Request for Price Quotation (RPQ) for Construction	G. & R. Electric Corp.	1/21/10(A)	0%	0%	0%	0%	1*	4/1/2010(T)	$28,490
C	Public Works	ARRA Pavement Markings Installation FM #426580-1 **MCC 7360 RPQ 20090105**	**MCC** Request for Price Quotation (RPQ) for Construction	P & J Striping Inc.	1/28/10(A)	0%	0%	10%	0%	4	3/8/2010(A)	$263,424
C	Public Works	ARRA Roadway Resurfacing Contract FM #426533 & 426534 **MCC 7360 RPQ 20090126**	**MCC** Request for Price Quotation (RPQ) for Construction	H & R Paving, Inc.	1/4/10(A)	0%	0%	10%	0%	6	3/1/2010(T)	$367,212
C	Public Works	ARRA ADA Bus Stop Access FM #426448-1 **MCC 7360 RPQ 20090072**	**MCC** Request for Price Quotation (RPQ) for Construction	NYC Construction Group, Inc.	1/5/10(A)	0%	0%	10%	0%	4	3/1/2010(A)	$248,780
C	Public Works	ARRA Roadway Resurfacing Contract FM #426468, FM# 426469 & FM# 426470 **MCC 7360 RPQ 20090117**	**MCC** Request for Price Quotation (RPQ) for Construction	General Asphalt Co., Inc.	1/4/10(A)	0%	0%	10%	0%	13	2/22/10(A)	$771,830
C	Public Works	ARRA Roadway Resurfacing Contract FM #426433-1 & FM# 426467-1 **MCC 7360 RPQ 20090114**	**MCC** Request for Price Quotation (RPQ) for Construction	Weekley Asphalt Paving, Inc.	1/28/10(A)	0%	0%	10%	0%	10	3/22/10(A)	$595,497
C	Public Works	ARRA Street Lighting Improvements FM # 426588-1 **MCC 7360 RPQ 20090130**	**MCC** Request for Price Quotation (RPQ) for Construction	Horsepower Electric Inc.	1/6/10(A)	0%	0%	10%	0%	11	3/1/2010(A)	$643,368
C	Public Works	ARRA Street Lighting Improvements FM # 426579-1 **MCC 7360 RPQ 20090132**	**MCC** Request for Price Quotation (RPQ) for Construction	Under Power Corp.	1/7/10(A)	0%	0%	10%	0%	8	4/1/2010(T)	$478,142
C	Public Works	ARRA Street Lighting Improvements FM # 426589-1 **MCC 7360 RPQ 20090133**	**MCC** Request for Price Quotation (RPQ) for Construction	Under Power Corp.	1/7/10(A)	0%	0%	10%	0%	5	4/1/2010(T)	$310,829
C	Public Works	ARRA Street Lighting Improvements FM # 426583-1 **MCC 7360 RPQ 20090082**	**MCC** Request for Price Quotation (RPQ) for Construction	Signal Technology and Installation Corporation D/B/A Signal Technology, Inc.	2/18/10(A)	0%	0%	10%	0%	7	4/5/2010(T)	$431,584

Exhibit B

Economic Stimulus Plan (ESP)
Alternate Methods of Contracting
Status Report
For the Period ending March 31, 2010

Contract Type	Department	Project Name/Description	Award Mechanism	Awarded To	Award Date	Contract Measures				No. of Jobs Generated	Projected/ Actual Design/ Construction Start Date	Actual Item Amount
						CSBE	CBE	DBE	CWF			
C	Public Works	ARRA Street Lighting Improvements FM # 426577-1 **MCC 7360 RPQ 20090134**	**MCC** Request for Price Quotation (RPQ) for Construction	Signal Technology and Installation Corporation D/B/A Signal Technology, Inc.	2/10/10(A)	0%	0%	10%	0%	4	4/5/2010(T)	$249,637
C	Public Works	ARRA Street Lighting Improvements FM # 426570-1 **MCC 7360 RPQ 20090061**	**MCC** Request for Price Quotation (RPQ) for Construction	Southeast Underground Utilities Corp.	2/3/10(A)	0%	0%	10%	0%	22	4/19/2010(T)	$1,285,728
C	Public Works	ARRA Street Lighting Improvements FM # 426571-1 **MCC 7360 RPQ 20090077**	**MCC** Request for Price Quotation (RPQ) for Construction	Southeast Underground Utilities Corp.	2/2/10(A)	0%	0%	10%	0%	4	4/1/2010(T)	$262,895
C	Public Works	ARRA ADA Bus Stop Access FM #426449-1 **MCC 7360 RPQ 20090075**	**MCC** Request for Price Quotation (RPQ) for Construction	Quality Paving Corp.	2/8/10(A)	0%	0%	10%	0%	3	4/1/2010(T)	$169,200
C	Public Works	ARRA Roadway Resurfacing Contract FM #426535-1 **MCC 7360 RPQ 20090128**	**MCC** Request for Price Quotation (RPQ) for Construction	General Asphalt Co., Inc.	2/11/10(A)	0%	0%	10%	0%	11	4/1/2010(T)	$660,583
C	WASD	Two linestop Installation for 48 inch - ARRA **MCC 7360 RPQ P0045**	**MCC** Request for Price Quotation (RPQ) for Construction	Rangeline Tapping Services, Inc.	12/16/09(A)	0%	0%	0%	0%	4	12/16/09(A)	$260,522
											Total	$10,645,173

Legend:

(A) - Actual
(T) - Tentative
* - Due to the small contract value and/or project duration of less than one year, the analysis of jobs generated yielded a figure less than one. This figure was rounded up to one job generated.
C - Construction