Memorandum

MIAMI-DADE COUNTY

Date: May 3, 2011

To: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

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

From:

Carlos Alvarez
Mayor

George M. Burgess
County Manager

Subject: Recommendation for Approval to Award Contract for Uniform Shirts and Pants for Miami-Dade Police Department (MDPD)

RECOMMENDATION

It is recommended that the Board of County Commissioners approve the award of this contract to provide Uniform Shirts and Pants for MDPD, approve waiver of competitive bid procedures pursuant to 4.03(D) of the Home Rule Charter and Section 2-8.1 of the Miami-Dade Code, and waive the bid protest procedures pursuant to the requirements of Section 2-8.4 of the Miami-Dade County Code.

CONTRACT NUMBER: BW9465-0/12

CONTRACT TITLE: Uniform Shirts and Pants for MDPD

DESCRIPTION: The County issued an open and competitive solicitation to obtain proposals from qualified firms to provide uniforms to MDPD.

TERM: Nine months

CONTRACT AMOUNT: $313,000 for a nine month term

USING/MANAGING AGENCY AND FUNDING SOURCE:

Department	Allocation	Funding Source	Contract Manager
Police	$313,000	General Fund	Laura Romano
Total	**$313,000**		

DPM OFFICER: Abelin Rodriguez, CPPB

METHOD OF AWARD: To a maximum of two responsive and responsible bidders in the aggregate as primary and secondary vendors.

VENDORS RECOMMENDED FOR AWARD:

Vendor	Address	Principal	Award
Global Trading, Inc. (Local Vendor)	3399 NW 72nd Avenue Suite 129 Miami, FL. 33122	Viraj Wikramanayake	Primary: All items
Elbeco Incorporated. (Non-Local Lendor)	4418 Pottsville Pike Reading, PA. 19605	David R. Adams	Secondary: All items

VENDORS NOT RECOMMENDED FOR AWARD: The following vendors were higher than low:
Eurenas Fashions International – Non-Local Vendor
Gold Nugget Inc. d/b/a Argo Uniform Company – Non-Local Vendor

PERFORMANCE DATA: There are no known performance issues with the recommended firms.

COMPLIANCE DATA: There are no known compliance issues with the recommended firms.

CONTRACT MEASURES: Small Business Enterprise Preference was applied and did affect the outcome.

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

USER ACCESS PROGRAM: This solicitation includes the 2% User Access Program provision.

LOCAL PREFERENCE: Applied in accordance with applicable ordinance, and did not affect the outcome.

ESTIMATED CONTRACT COMMENCEMENT DATE: Ten days after date adopted by the Board of County Commissioners, unless vetoed by the Mayor.

BACKGROUND

The Board approved a contract for Public Safety Uniforms on February 1, 2011 (Resolution R-75-11). FPP Ventures, Inc. (FPP) was awarded as primary vendor for nine groups which covered sixty items. FPP items included uniforms required by the Miami-Dade Police (MDPD) Department that are manufactured by Elbeco, Inc. (Elbeco). Following the referenced award, the County defaulted FPP due to the firms' failure to comply with contractual obligations. FPP failed to deliver on pending orders for uniforms, and the County was unable to reach the vendor after numerous attempts to communicate with the firm via phone, email, site visits, fax and

certified mail. After continued research, the County learned FPP filed for Chapter 7 Bankruptcy. There were no secondary vendors awarded to provide items manufactured by Elbeco.

It is important that the County's police force maintain uniformity in their attire. These uniforms are essential to supply new officers, and to maintain the on-going uniform needs of sworn officers. The MDPD Uniform Standards Committee (Committee) evaluates uniforms and related products to assure uniformity in style, fit, stitching, pockets, color and other aspects of the products in order to maintain uniform consistency throughout the police force. Elbeco is the only approved manufacturer for MDPD shirts and pants at this time as they have been the low bidder for the past several years. Evaluation of non-Elbeco uniform products would require more time than was available to evaluate sample uniform products manufactured by other companies. This is the key reason that the competition was limited to the 13 Florida distributors and the manufacturer of Elbeco products.

MDPD's uniforms are not a manufacturer's stock item. The uniforms are special order items with an average lead-time of 45-60 days. MDPD orders bulk-quantities of the uniforms from Elbeco, and the department warehouses and manages the uniform inventory. Orders placed with FPP would have replenished low stock levels of uniforms. FPP's default and no awarded secondary vendor for police uniforms left the department with a low supply of common uniform sizes. This circumstance created a compressed timeframe for the re-procurement of the uniforms. A thorough evaluation of non-Elbeco products by the Committee would not be feasible during the compressed timeframe.

To ensure an uninterrupted supply of uniforms, a competitive solicitation was issued February 16, 2011 for the purchase of Elbeco uniform shirts and pants. The solicitation invited only Elbeco, Inc. and Florida Elbeco, Inc. distributors to compete. This is the rationale for presenting this award as a competitive bid waiver and requesting that the protest process be waived. All 13 Florida Elbeco distributors were notified in addition to the manufacturer. The solicitation was downloaded by 36 potential bidders. Four bids were received proposing Elbeco uniform products as specified. Global Trading, Inc. (Global), a certified Small Business Enterprise (SBE) was given a ten percent preference as required by the SBE Ordinance. After applying the preference, Global moved to the primary position, and the firm is therefore being recommended as the primary vendor for award.

During the contract term, the County will continue its efforts to evaluate other manufacturers in order to expand competition and establish a list of pre-qualified products.

Attachments

Assistant County Manager

MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez and Members, Board of County Commissioners

DATE: May 3, 2011

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)
5-3-11

RESOLUTION NO. _____

RESOLUTION AUTHORIZING AWARD OF A CONTRACT IN THE AMOUNT OF $313,000 WITH GLOBAL TRADING, INC. AND ELBECO INCORPORATED TO UNIFORM SHIRTS AND PANTS FOR MIAMI-DADE POLICE DEPARTMENT, WAIVING THE REQUIREMENTS OF SECTIONS 2-8.3 AND 2-8.4 OF THE MIAMI-DADE COUNTY CODE, PERTAINING TO FORMAL BID PROCEDURES AND BID PROTESTS, BY A TWO-THIRD VOTE OF THE BOARD MEMBERS PRESENT, AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE AN AGREEMENT FOR AND ON BEHALF OF MIAMI-DADE COUNTY AND TO EXERCISE ANY CANCELLATION AND RENEWAL PROVISIONS, AND TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN CONTRACT BW9465-0/12

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 approves the award of a contract in the amount of $313,000.00 with Global Trading, Inc. and Elbeco Incorporated, and authorizes the County Mayor or County Mayor's designee to execute same for and on behalf of Miami-Dade County and to exercise any cancellation and renewal provisions and all other rights contained therein, therefore, competitive bidding is waived in this instance pursuant to Section 5.03(D) of the Home Rule Charter by a two-third (2/3) vote of the Board members present.

Furthermore, the Board waives the procedures contained in Section 2-8.3 and 2-8.4 of the County Code, pertaining to bid protests, by a two-third (2/3) 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:

Joe A. Martinez, Chairman
Audrey M. Edmonson, Vice Chairwoman

Bruno A. Barreiro	Lynda Bell
Jose "Pepe" Diaz	Sally A. Heyman
Barbara J. Jordan	Jean Monestime
Dennis C. Moss	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 3rd day of May, 2011. 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

HB/

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