

Memorandum



Date: May 3, 2011
To: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

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

From: Carlos Alvarez
Mayor
George M. Burgess
County Manager

Subject: Award of a Competitive Bid Waiver Contract: Tire Leasing and Related Services for Miami-Dade Transit

RECOMMENDATION

It is recommended that the Board of County Commissioners approve award of this competitive bid waiver contract to Michelin North America, Inc. to provide tire leasing and related services for the 75 Opus model buses in the Miami-Dade Transit.

CONTRACT NUMBER: CBW7400-0/15
TITLE: Tire Leasing and Related Services for Miami-Dade Transit
TERM: Five Years
APPROVAL TO ADVERTISE: February 4, 2010
METHOD OF AWARD: Bid Waiver using the results of an open and competitive invitation to bid
CONTRACT AMOUNT: \$1,532,000

USING/MANAGING AGENCIES/FUNDING SOURCES:

Agency	Amount	Funding Source	Officer
Miami-Dade Transit	\$1,532,000	MDT Operating (non-federal)	Juan Garcia
Total	\$1,532,000		

DPM AGENT/OFFICER: Jesus Lee, Department of Procurement Management

**VENDOR(S) RECOMMENDED
FOR AWARD:**

Michelin North America, Inc. (Non-Local Vendor)	One Parkway South Greenville, SC 29615	Richard Wilkerson
--	---	-------------------

PERFORMANCE DATA: There are no performance issues with this firm.

COMPLIANCE DATA: There are no compliance issues with this firm.

**VENDOR(S) NOT
RECOMMENDED
FOR AWARD:**

The Goodyear Tire & Rubber Company*	Bid withdrawn
-------------------------------------	---------------

*On December 17, 2010, The Goodyear Tire & Rubber Company withdrew its bid in accordance with Section 1, paragraph 1.2 (f)(2) of the solicitation which allows bidders to withdraw their offer after ninety days of bid opening and prior to award.

REVIEW COMMITTEE DATE: February 2, 2011: Item # 2-03

CONTRACT MEASURES: No measures- Bid Wavier

LIVING WAGE: The Living Wage Ordinance does not apply.

USER ACCESS PROGRAM: The User Access Program provision does not apply.

LOCAL PREFERENCE: The Local Preference Ordinance is not applicable.

**ESTIMATED CONTRACT
COMMENCEMENT DATE:** Upon approval by the Board and expiration of the
Mayoral veto period.

BACKGROUND

Authorization is requested to establish a competitive bid waiver contract with Michelin North America Inc. (Michelin) for purchase of tire leasing and related services for the Miami-Dade Transit (MDT) Department. These services include, but are not limited to, mounting/dismounting, wheel rim inspection, tire repairs, re-grooving and re-treading, balancing, disposal of tires, and providing monthly usage and performance data reports to MDT. The awarded bidder will also provide personnel, equipment, tools, and materials to perform these services.

The County issued a competitive solicitation (7400-0/15) with Federal Transit Administration (FTA) provisions for the purchase of tire leasing and related services for MDT's fleet. One of the tires (size: 285/70R19.5) included in this competitive solicitation does not meet the FTA's

Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners
Page No. 3

Buy America requirements. This is the only acceptable tire for the 75 Opus model buses manufactured by Optima Bus LLC. No other tire is available for use on this bus. Two bids were received and both bidders submitted documentation indicating that this tire is manufactured in Germany. Market research did not identify any source of supply that meets Buy America requirements for this tire. These buses were purchased in 2007 and are scheduled to retire by 2021.

MDT requested a Buy America waiver just as the one in place since February 15, 2007, for the current contract (copy attached). FTA is not granting Buy America Waivers at this time. The FTA concurs awarding this tire under a separate contract, with the understanding that federal funds will not be used.

Michelin is the lowest responsive and responsible bidder for the competitive solicitation issued by the County and is being recommended for award for services that will be funded by FTA funds. It is recommended that this competitive bid waiver be awarded to Michelin as it is cost prohibitive and operationally not feasible to have more than one vendor providing these services as vendors would have to supply onsite equipment and personnel at each facility. Additionally, the County would have to provide working space for multiple vendors.



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)(G)

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)(G)
5-3-11

RESOLUTION NO. _____

RESOLUTION WAIVING ADMINISTRATIVE ORDER 3-38 TO AWARD CONTRACT NO. CBW7400: TIRE LEASING AND RELATED SERVICES FOR MIAMI-DADE TRANSIT, TO MICHELIN NORTH AMERICA, INC, IN THE AMOUNT OF \$1,532,000; AND AUTHORIZING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO EXECUTE THE CONTRACTS AND TO EXERCISE ANY RENEWAL AND CANCELLATION PROVISIONS CONTAINED THEREIN, AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSPORTATION SURTAX FUNDS

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 hereby approves the award of Contract no. CBW7400-0/15 to Michelin North America, Inc., in the amount of \$1,532,000 and authorizes the County Mayor or Mayor's designee to execute the contracts and to exercise any renewal and cancellation provisions contained therein.

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	

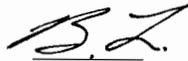
The Chairperson thereupon declared the resolution duly passed and adopted this 3rd day of May, 2011. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

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.
Bruce Libhaber





Memorandum

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

From: Charles Scurr, Executive Director

Date: April 26, 2011

Re: RESOLUTION BY THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST (CITT) RECOMMENDING TO THE BOARD OF COUNTY COMMISSIONERS (BCC), THE WAIVING OF ADMINISTRATIVE ORDER 3-38 TO AWARD CONTRACT NO. CBW7400-0/15 FOR TIRE LEASING AND RELATED SERVICES FOR MIAMI-DADE TRANSIT, TO MICHELIN NORTH AMERICA, INC., IN THE AMOUNT OF \$1,532,000.00; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE THE CONTRACTS AND TO EXERCISE ANY RENEWAL AND CANCELLATION PROVISIONS CONTAINED THEREIN; AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSPORTATION SURTAX FUNDS (**MDT – BCC Legislative File No. 110705**)

On April 25, 2011, the CITT voted to forward a favorable recommendation to the Board of County Commissioners (BCC) for the approval of the above referenced item, CITT Resolution No. 11-024. The vote was as follows:

Hon. Linda Zilber, Chairperson – Aye
Paul J. Schwiep, Esq., 1st Vice Chairperson – Aye
Hon. Anna E. Ward, Ph.D., 2nd Vice Chairperson – Aye

Christopher Benjamin, Esq. – Absent	Harold Braynon, Jr. – Aye
David Concepcion – Nay	Joseph Curbelo – Aye
Glenn J. Downing, CFP® – Aye	Peter L. Forrest – Aye
Alfred J. Holzman – Aye	Miles E. Moss, P.E. – Aye
Hon. James A. Reeder – Aye	William Sancho – Absent
Marilyn Smith – Aye	

cc: Ysela Lloret, Assistant County Manager
Bruce Libhaber, Assistant County Attorney