Memorandum

MIAMI-DADE COUNTY

Date: November 8, 2012

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

Agenda Item No. 8(F)(13)

From: Carlos A. Gimenez
Mayor

Subject: 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 (Board) delegate to the County Mayor or County Mayor's designee the authority to exercise, in their discretion, the Options-to-Renew (OTR) periods set forth in this item. Ordinance 07-139 provides for committee review exemption.

Item No. 1 – IBM Hardware, Software, Support, and Professional Services: Seeks authority to exercise the third, one-year OTR term for hardware, software, maintenance, support and professional services provided by International Business Machines Corp (IBM). The total amount being requested for the OTR term is **$8,107,000.**

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

Fiscal Impact/Funding Source
This contract is used by the various County departments. The funding sources for the participating departments are outlined in the accompanying item.

This action does not guarantee that the total contract amount will be expended. Funding will be expended only if the department's budget can support the expenditures as approved in its annual budget adopted by the Board.

Track Record/Monitor
There are no known performance issues with the vendors recommended for award. The departments' contract managers are reflected in the attached 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.

Due Diligence
Due Diligence was conducted in accordance with the Internal Services Department's Procurement Guidelines to determine Contractor responsibility, including verifying corporate status and that there are no performance or compliance issues. The lists that were referenced include: convicted vendors, debarred vendors, delinquent contractors, suspended vendors, and federal excluded parties. There were no adverse findings relating to Contractor responsibility. This information is being provided pursuant to Resolution R-187-12.

Background
The non-competitive contract listed in this item requires approval to exercise the OTR period contained in the contract.

Prior to exercising any 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 the contract in this package will be executed if determined to be in the best interest of the County.

Attachment

Edward Marquez
Deputy Mayor

MEMORANDUM

(Revised)

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

DATE: November 8, 2012

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

SUBJECT: Agenda Item No. 8(F)(13)

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(F)(13)
11-8-12

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE OPTION-TO-RENEW PERIODS FOR CERTAIN NON-COMPETITIVE CONTRACT DESCRIBED IN THE ITEM, SUBJECT TO THE MONETARY LIMITATIONS SET FORTH THEREIN, 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:

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

Bruno A. Barreiro	Lynda Bell
Esteban L. Bovo, Jr.	Jose "Pepe" Diaz
Sally A. Heyman	Barbara J. Jordan
Jean Monestime	Dennis C. Moss
Rebeca Sosa	Sen. Javier D. Souto
Xavier L. Suarez	

The Chairperson thereupon declared the resolution duly passed and adopted this 8th day of November, 2012. 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

Approved by County Attorney as
to form and legal sufficiency.

Hugo Benitez

By:_____
Deputy Clerk

Item 1
Contract No.: BW9130-5/19-2

Contract Title: **IBM Hardware, Software, Support, and Professional Services**

Initial Contract Term and OTRs Usage:	January 1, 2010 to December 31, 2012	$24,797,000
OTR Requested for Approval Under This Item:		
Third OTR and Estimated Usage:	January 1, 2013 to December 31, 2013	$ 8,107,000
Cumulative Value:		**$32,904,000**

JUSTIFICATION
This contract provides the Information Technology, Clerk of Courts, Internal Services, Community Information and Outreach, Police, and Aviation departments with the ability to pay for required hardware, software, maintenance, support, and professional services provided by International Business Machines Corp (IBM).

The County has relied on IBM software licenses and computer hardware infrastructure for over 35 years to deliver many mission-critical enterprise and departmental functions. During this period, many software applications have been developed based on IBM technology. These software applications and systems help bring services to the public, whether directly or indirectly, and also support the internal processes that make service delivery possible. Critical County applications such as the Criminal Justice Information System, Financial Accounting Management Information System, and Advanced Purchasing and Inventory Control System were developed specifically for this platform and continue to be maintained through this contract.

This contract provides IBM's most-favored customer pricing which is equal to that offered to the federal General Services Administration, including any incentive or promotional discounts that may be available and fixed pricing for maintenance renewals through January 2015. It is recommended that the third OTR period be approved to provide continuity of services and access to additional hardware and software as needed to ensure continued operations of mission critical systems operating on IBM technology.

Once Board approval has been obtained, the various department allocations will be consolidated under ITD's allocation under this contract. ITD will manage the allocation countywide to optimize the use of existing County resources when appropriate.

Using/Managing Departments and Funding Sources:

Department	Total Allocation Requested	Funding Source	Contract Manager
Aviation	$1,275,000	Proprietary Revenue	Michael Lyn
Clerk of Courts	250,000	Clerk Revenue	Charis Lubeck
Information Technology	5,850,000	Internal Service Funds	Mirta Cardoso-Lopez
Internal Services	81,000	Internal Service Funds	Glen Cleghorn
Community Information and Outreach	40,000	General Fund	Aimee Martinez
Police	611,000	Grant Funds / General Fund	Marie Amedee
Total:	**$8,107,000**		

Vendors:	Address:	Principal:
International Business Machines	DEPT. 10-64A New Orchard Road, Armonk NY	Virginia M. Rometty

User Access Program: ☒ Applies where permitted by funding source ☐ Does not apply

Procurement Officer: Kimberly Craig