

Memorandum



Date: October 1, 2013

To: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

Agenda Item No. 8(F)(7)

From: Carlos A. Gimenez
Mayor

Subject: Resolution Authorizing Competitive Contract Award and Modifications Using Charter County Surtax Funds

Recommendation

It is recommended that the Board of County Commissioners (Board) authorize the award of a competitive contract and the modification of competitive contracts with authority to exercise option-to-renew (OTR) periods. The items are described below and in more detail in the accompanying attachments.

Section 1 – Competitive Contract Award

The item included in this section will award a competitive contract to the recommended vendors for the purchase of goods and services. The total spending authority requested is \$8,447,000.

Item 1.1 – Hazardous and Non-Hazardous Waste Services Contract: Awards a contract for the delivery of recycling and disposal of hazardous and non-hazardous waste services for various County departments. The amount requested for the initial three-year term is \$4,536,000. If the County chooses to exercise the one, three-year OTR, the cumulative value will be \$8,447,000.

Section 2 – Contract Modifications

The items included in this section will modify competitive contracts for additional time and/or spending authority for the purchase of goods and services. The total additional spending authority requested is \$25,289,000.

Item 2.1 – Ice Pre-Qualification Pool: Modifies this contract to include a \$3,000 allocation so Miami-Dade Transit (MDT) can utilize this contract for the purchase of ice during emergency situations.

Item 2.2 – Route Work and Group Travel Services: Modifies this contract for up to an additional eight months and \$1,662,000 in spending authority so that MDT can continue to obtain fixed route bus services for the Dade-Monroe Express and the Card Sound Express routes.

Item 2.3 – Heavy Duty Transit Coaches: Modifies this contract, accessed from the Central Florida Regional Transportation Authority, by \$23,624,000 in spending authority so MDT may purchase 35 buses, of which 32 are replacing aging vehicles in the fleet and three will be used for service enhancements to the public.

Section 29-124 of the Code requires all contracts funded by People's Transportation Plan Surtax proceeds, regardless of value, to be approved by the Citizen's Independent Transportation Trust (CITT) and the Board. This package is placed for Committee review pursuant to Miami-Dade County Code Section 29-124(f). These recommendations may only be considered by the Board if the CITT has forwarded a recommendation to the Board prior to the date scheduled for Board consideration or 45 days have elapsed since the filing with the Clerk of the Board of this contract award recommendation. If the CITT has not forwarded a recommendation and 45 days have not elapsed since the filing of this award recommendation, I will request a withdrawal of this item. The contracts in this package are scheduled for the September 2013 CITT meeting.

Scope

The impact of the items is countywide in nature.

Fiscal Impact/Funding Source

The allocations and funding sources, by department, are listed in the attached items.

Track Record/Monitor

There are no known performance/compliance issues with the vendors recommended for award in this package. Each department's contract manager is reflected in the attached items.

Delegated Authority

If the items in this package are approved, the County Mayor or County Mayor's designee will have the authority to exercise, in their discretion, subsequent options-to-renew periods and extend contracts for purchase of goods and services in accordance with the terms and conditions of each contract.

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 review of performance or compliance issues. The lists 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 provided pursuant to R-187-12.

Background

Additional background information on each item is attached.

Attachments



Alina T. Hudak
Deputy Mayor



MEMORANDUM

(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: October 1, 2013

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

SUBJECT: Agenda Item No. 8(F)(7)

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 Mayor'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)(7)
10-1-13

RESOLUTION NO. _____

RESOLUTION AUTHORIZING AWARD OF COMPETITIVE CONTRACT IN A TOTAL AMOUNT UP TO \$8,447,000.00, AUTHORIZING THE MODIFICATION OF COMPETITIVE CONTRACTS FOR PURCHASE OF GOODS AND SERVICES IN A TOTAL AMOUNT UP TO \$25,289,000.00 IN ADDITIONAL SPENDING AUTHORITY, AUTHORIZING REJECTION OF BIDS RECEIVED, AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSPORTATION SURTAX FUNDS FOR SUCH CONTRACT

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:

Section 1. This Board authorizes award of competitively established contract as set forth in item 1.1 of the incorporated memorandum in a total amount up to \$8,447,000.00.

Section 2. This Board authorizes the modification of competitive contracts as set forth in items 2.1 – 2.3 of the incorporated memorandum to add up to an additional \$25,289,000.00 of spending authority for the purchase of goods and services.

Section 3. This Board authorizes the County Mayor or County Mayor's designee to execute contracts for the items approved herein and exercise contract modifications, options-to-renew, any cancellation provisions, and any other rights contained therein in accordance with the terms and conditions of such contracts.

Section 4. This Board authorizes the use of Charter County Transportation Surtax Funds for the contracts, contract pools and contract modifications set forth herein.

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:

- | | |
|----------------------|-------------------------|
| | Rebeca Sosa, Chairwoman |
| | Lynda Bell, Vice Chair |
| Bruno A. Barreiro | Esteban L. Bovo, Jr. |
| Jose "Pepe" Diaz | Audrey M. Edmonson |
| Sally A. Heyman | Barbara J. Jordan |
| Jean Monestime | Dennis C. Moss |
| Sen. Javier D. Souto | Xavier L. Suarez |
| Juan C. Zapata | |

The Chairperson thereupon declared the resolution duly passed and adopted this 1st day of October, 2013. 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.



Oren Rosenthal

Item 1.1

Memorandum

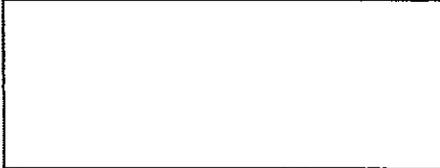


Date: July 30, 2013

To: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor 

Subject: Recommendation for Approval to Award: Hazardous and Non-Hazardous Waste Disposal and Recycling Services



Recommendation

It is recommended that the Board of County Commissioners (Board) approve the award of *Contract No. 7224-1/19, Hazardous and Non-Hazardous Waste Services Contract* to the vendors listed on the following page for the delivery of recycling and disposal of hazardous and non-hazardous waste services for various County departments. The contract is comprised of 17 groups of waste categories, which are listed below. The awardees shall perform the recycling and disposal services in accordance with applicable laws, ordinances and regulations and provide the labor, equipment, materials (e.g., drums), transportation and supervision necessary for performance of those services.

Approval is also requested to allow the Miami-Dade Transit Department (MDT) to use Charter County Transportation Surtax funds as a component of MDT Operating funds for this contract. This award recommendation is placed for Committee review pursuant to Miami-Dade County Code Section 29-124(f). The MDT allocation within this contract recommendation may only be considered by the Board if the Citizens' Independent Transportation Trust (CITT) has forwarded a recommendation to the Board prior to the date scheduled for Board consideration or 45 days have elapsed since the filing with the Clerk of the Board of this contract recommendation. If CITT has not forwarded a recommendation and 45 days have not elapsed since the filing of this award recommendation, I will request a withdrawal of the MDT allocation from this item.

Scope

The impact of this item is countywide in nature.

Fiscal Impact/Funding Source

The fiscal impact for the three-year term is \$4,536,000. If the County chooses to exercise the one, three-year option-to-renew, the cumulative value will be \$8,447,000. The current contract has a total allocation of \$6,272,000 and is for six years and nine months. Under the recommended contract, the County's annual cost for hazardous and non-hazardous waste services is approximately 51 percent higher than in the current contract. The cost increase is due to the inclusion of services that were not part of the existing contract, changes in the estimated usage for the groups, and overall price increases for the various types of disposal services. The proposed allocations are based on anticipated usage and are budgeted as follows:

Department	Allocation	Funding Source	Contract Manager
Aviation	\$ 307,000	Proprietary Funds	Neivy Garcia
Corrections and Rehabilitation	5,000	General Fund	Mohammed Haq
Fire Rescue	51,000	Fire District Funds	Marianela Betancourt
Internal Services	350,000	Internal Service Funds	Rey Llerena
Medical Examiner	150,000	General Fund	George Hime
Parks, Recreation and Open Spaces	300,000	General Fund	Maria Quinoa
Police	75,000	General Fund	Laura Romano
Public Works and Waste Management	1,375,000	General Fund / Proprietary Funds	Olga Espinosa-Anderson
Regulatory and Economic Resources	283,000	Proprietary Funds	John Lariosa
Transit	675,000	MDT Operating	Vontressia Young
Water and Sewer	240,000	Proprietary Funds	Gregory Hicks

Department (continued)	Allocation	Funding Source
Unallocated	725,000	Unallocated funds will be used to accommodate unforeseen expenses and will be managed by the Internal Services Department. Unallocated funds are not included in the renewal term
Total	\$ 4,536,000	

Track Record/Monitor

This contract is used by various County departments and the contract manager for each department is listed in the table above. Celeste Walker of the Internal Services Department is the Procurement Contracting Manager.

Delegated Authority

If this item is approved, the County Mayor or County Mayor's designee will have the authority to exercise, at their discretion, contract modifications and extensions, in accordance with the terms and conditions of the contract.

Vendor(s) Recommended for Award

An Invitation to Bid was issued under full and open competition on February 28, 2013. Award of this contract will be made to the three responsive and responsible bidders offering the lowest aggregate price per group. The recommended firms are as follows:

Awardee(s)	Address	Principal
Environmental Management Conservation Oil Corp.	8470 N.W. 68 Street Miami, FL	Maria Leon
E-Scrap, Inc.	2220 East 11 Avenue Hialeah, FL	George Fery
Raider Environmental Services, Inc.	4103 N.W. 132 Street Opa-Locka, FL	Steve Obst
Triumvirate Environmental Florida, Inc.	3701 S.W. 47 Avenue, Suite 109 Davie, FL	James Green
Everglades Waste Removal Services, LLC	700 S.E. 32 Court Fort Lauderdale, FL	Clifford Berry
FCC Environmental, LLC	1280 NE 48 Street Pompano Beach, FL	Ramon Pujol
World Petroleum Corp	3701 S.W. 47 Avenue, Suite 101 Davie, FL	Eric Miranda
Progressive Environmental Services, Inc. d/b/a SWS Environmental Services	600 Grand Panama Boulevard, Suite 200 Panama City Beach, FL	James Weber, Jr.
EQ The Environmental Quality Company	7202 E. 8 Avenue Tampa, FL	Rob Wheatley
McKenzie Environmental Management Company, LLC	5080 Hwy 60 East, Lot B Mulberry, FL	Alexander McKenzie

Awardees by Group				
	Group	Primary Vendor	Secondary Vendor	Tertiary Vendor
1	Petroleum, Sludge and Petroleum Absorbents	Triumvirate Environmental Florida, Inc.	Raider Environmental Services, Inc.	FCC Environmental, LLC
2	Used Oil Filters	McKenzie Environmental Management Company, LLC	Environmental Management Conservation Oil Corp.	World Petroleum Corp
3	Paint	Triumvirate Environmental Florida, Inc.	Progressive Environmental Services, Inc. d/b/a SWS Environmental Services	Environmental Management Conservation Oil Corp.
4	Drums and Pails	Triumvirate Environmental Florida, Inc.	World Petroleum Corp	FCC Environmental, LLC
5	Pesticides	Triumvirate Environmental Florida, Inc.	FCC Environmental, LLC	EQ The Environmental Quality Company
6	Used Antifreeze	Environmental Management Conservation Oil Corp.	FCC Environmental, LLC	Triumvirate Environmental Florida, Inc.
7	Photographic Chemical	FCC Environmental, LLC	Progressive Environmental Services, Inc. d/b/a SWS Environmental Services	EQ The Environmental Quality Company
8	Batteries	E-Scrap, Inc.	World Petroleum Corp	Triumvirate Environmental Florida, Inc.
9	Characteristic Hazardous	Triumvirate Environmental Florida, Inc.	Environmental Management Conservation Oil Corp.	World Petroleum
10	Lab Packs	EQ The Environmental Quality Company	Triumvirate Environmental Florida, Inc.	Environmental Management Conservation Oil Corp.
11	Compressed Gases	Triumvirate Environmental Florida, Inc.	EQ The Environmental Quality Company	Progressive Environmental Services, Inc. d/b/a SWS Environmental Services
12	Non-Hazardous Bulbs	Progressive Environmental Services, Inc. d/b/a SWS Environmental Services	FCC Environmental, LLC	E-Scrap, Inc.
13	Ammunition	Progressive Environmental Services, Inc. d/b/a SWS Environmental Services	<i>There is no secondary vendor recommended for this group</i>	<i>There is no tertiary vendor recommended for this group</i>
14	Hazmat Emergency Response	World Petroleum Corp	Progressive Environmental Services, Inc. d/b/a SWS Environmental Services	<i>There is no tertiary vendor recommended for this group</i>
15	Oil/Water Separator Cleaning and Pressure Washing of Diesel/Petroleum Storage Tanks and Sheds at County Facilities	FCC Environmental, LLC	Everglades Waste Removal Services, LLC	Progressive Environmental Services, Inc. d/b/a SWS Environmental Services

Awardees by Group				
Group		Primary Vendor	Secondary Vendor	Tertiary Vendor
16	Household Hazardous Materials	EQ The Environmental Quality Company	Progressive Environmental Services, Inc. d/b/a SWS Environmental Services	<i>There is no tertiary vendor recommended for this group</i>
17	Electronics	E-Scrap, Inc.	EQ The Environmental Quality Company	Progressive Environmental Services, Inc. d/b/a SWS Environmental Services

Vendor(s) Not Recommended for Award

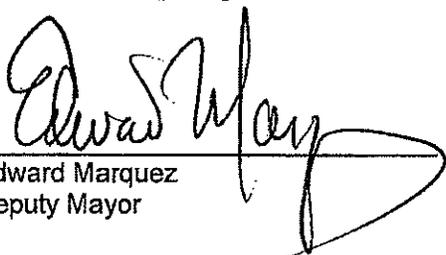
Proposer(s)	Reason for Not Recommending
Jam Environmental and Vacuum Services, LLC	Price is higher than recommended bidder.
On-Site Antifreeze Recycling, LLC	Bid deemed non-responsive by the County Attorney's Office (CAO) as it was submitted late. See attached CAO opinion.
Veolia ES Technical Solutions, LLC	Bidder deemed non-responsible as the firm did not provide the required documents, e.g., Bidder and Collusion Affidavits, Subcontractor Form, certifications and licenses, and an affirmative action plan.

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.

Applicable Ordinances and Contract Measures

- The two percent User Access Program provision applies and will be collected on all purchases where permitted by funding source.
- The Small Business Enterprise Bid Preference and Local Preference Ordinances were included in the solicitation. However, application of the preferences at the time of bid evaluation did not affect the outcome of the award recommendation.
- The Living Wage Ordinance does not apply.



Edward Marquez
 Deputy Mayor

Item 2.1 – Contract Modification

Contract No.:	IQ8224-2/23	Title: Ice - Pre-Qualification Pool
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Type of Change:

Additional Time
 Authorization to use Charter County Transportation Surtax Funds as a Component of MDT Operating Funds

Additional Spending Authority

Contract Description and Reason for Change:

This prequalification pool contract was originally established on July 1, 2013 for various County departments to purchase and have ice delivered (i.e., blocked, cubed and crushed) on an as-needed basis. These services are primarily used by departments during emergency situations, such as hurricanes, as well as for daily use by field staff. Miami-Dade Transit is requesting to be added to this contract with a \$3,000 allocation through the end of the contract term in June 2016. Miami-Dade Transit anticipates using this contract during emergency situations as necessary.

Current Term Length:		Additional Time Requested:
36 months		N/A
Current Term Start Date:	Current Term Expiration Date:	Proposed Expiration Date:
July 1, 2013	June 30, 2016	N/A

<u>Departments</u>	<u>Existing Allocations</u>	<u>Additional Allocations</u>	<u>Modified Allocations</u>	<u>Funding Source</u>	<u>Contract Manager</u>
Various	\$95,000	\$0	\$95,000	Various	Various
Transit	0	3,000	3,000	MDT Operating	Dunbar Corneille
Total	\$95,000	\$3,000	\$98,000		

Contract Measures: Small Business Enterprise Set-Aside
 Bid Preference Selection Factor Other

Local Preference Ordinance: Applies Does not apply

Living Wage Ordinance: Applies Does not apply

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

Procurement Contracting Officer: Mike Ramos

<u>Vendors</u>	<u>Address</u>	<u>Principal</u>
Tropical Ice, LLC	3728 NW 43 Street, Miami, FL	Rafael Labrada

Vendor(s)	Local Address	Principal
Evergreen Trails, Inc.	3595 NW 110 Street, Miami, FL	Robert Finke
J.G.T. Transportation, Inc. (DBE; Micro/SBE)	520 South Krome Avenue, Homestead, FL	Maria Rose Gonzalez
Greyhound Lines, Inc.	600 Vine Street, Suite 1400, Cincinnati, OH	Jeffrey Carr

Item 2.3 – Contract Modification

Contract No.: 09-C05	Title: Heavy Duty Transit Coaches
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Type of Change:	
<input type="checkbox"/> Additional Time	<input checked="" type="checkbox"/> Authorization to use Charter County Transportation Surtax Funds as a Component of MDT Operating Funds
<input checked="" type="checkbox"/> Additional Spending Authority	

Contract Description and Reason for Change:

Approval is requested to access a contract that competitively-awarded through the Central Florida Regional Transportation Authority (LYNX). This contract was a joint procurement by 26 governmental agencies in the State of Florida, including Miami-Dade County, and includes language and requirements required by the Federal Transportation Administration, including Buy America requirements.

The County originally accessed this LYNX contract on January 22, 2010 (R-946-10) to purchase five heavy duty transit buses with hybrid diesel-electric propulsion systems for Miami-Dade Transit. Miami-Dade Transit has received grant funding totaling approximately \$15,616,023.70, and is requesting additional spending authority to access this contract using the grant funding and a portion of Miami-Dade Transit Operating Funds to purchase 35 additional buses. Accessing this contract will allow the County to use its grant funding in a timely manner and allow the expedited deployment of buses. Thirty-two new buses will replace older buses eligible for retirement, and, three new buses will be used to enhance service to the public. The number of buses and funding sources listed below:

Bus	Grant Amount	MDT Operating Amount
5, 40-foot, low-floor Bus Rapid Transit (BRT) diesel buses and ancillary items <i>Grant: 100% FTA Sec 5307 Formula Grant FY 2013 - FL-90-X805-00</i>	\$2,348,035	
3, 40-foot low floor BRT diesel-electric hybrid buses and ancillary items <i>Grant: 100% FTA Sec 5309 Bus & Bus Related FY 2009 - FL-04-0016-01</i>	\$2,133,919.95	
24, 40-foot low floor BRT diesel-electric hybrid buses (\$16,873,383.41) - <i>Grant: \$10,000,000 FTA FY 2012 State of Good Repair - FL-04-0164</i>	\$10,000,000	\$6,873,383.41
3, 40-foot low floor BRT diesel-electric hybrid buses and ancillary items (\$2,268,137.49) <i>Grant: \$1,134,068.75 FDOT Kendall Enhanced Bus Service (KEBS 3)</i>	\$1,134,068.75	\$1,134,068.75
Sub-Total	\$15,616,023.70	\$8,007,452.16
Total (Grant Amount + MDT Operating Amount)	\$23,623,475.86	

Current Term Length:		Additional Time Requested:
60 Months		N/A
Current Term Start Date:	Current Term Expiration Date:	Proposed Expiration Date:
January 22, 2010	December 10, 2013	N/A

Department	Existing Allocation	Additional Allocation Requested	Modified Allocation	Funding Source	Contract Manager
Transit	\$3,255,000	\$23,624,000	\$26,879,000	FTA Funds / FDOT / MDT Operating Funds	Fred Shields
TOTAL	\$3,255,000	\$23,624,000	\$26,879,000		

Contract Measures: <input type="checkbox"/> Small Business Enterprise <input type="checkbox"/> Set-Aside <input type="checkbox"/> Bid Preference <input type="checkbox"/> Selection Factor <input checked="" type="checkbox"/> Other <u>No Measure – Other Entity's Contract</u>
Local Preference Ordinance: <input type="checkbox"/> Applies <input checked="" type="checkbox"/> Does not apply
Living Wage Ordinance: <input type="checkbox"/> Applies <input checked="" type="checkbox"/> Does not apply
User Access Program: <input type="checkbox"/> Applies where permitted by funding source <input checked="" type="checkbox"/> Does not apply
Procurement Contracting Officer: Jesus Lee

Vendors	Address	Principal
Gillig LLC	25800 Clawiter Road, Hayward, CA	John Boire



Memorandum



To: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

From: *Maureen Arnold For*
Charles Scurr, Executive Director

Date: September 18, 2013

Re: CITT AGENDA ITEM 5A:

RESOLUTION BY THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST (CITT) RECOMMENDING THAT THE BOARD OF COUNTY COMMISSIONERS (BCC), AUTHORIZE COMPETITIVE CONTRACT AWARDS AND CONTRACT MODIFICATIONS, IN THE AMOUNT OF \$25,973,000.00, FOR PURCHASE OF GOODS AND SERVICES, PROCESSED BY THE INTERNAL SERVICES DEPARTMENT (ISD) ON BEHALF OF MIAMI-DADE TRANSIT (MDT), AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSPORTATION SURTAX FUNDS (MDT/ISD – Legislative File Nos. 131538 and 131555)

On September 18, 2013, the CITT voted (11-0) to forward a favorable recommendation to the Board of County Commissioners (BCC) for the approval of the above referenced item, CITT Resolution No. 13-041. The vote was as follows:

Paul J. Schwiep, Esq., Chairperson – Aye
Hon. Anna E. Ward, Ph.D., 1st Vice Chairperson – Aye
Glenn J. Downing, CFP®, 2nd Vice Chairperson – Aye

Joseph Curbelo – Aye
Alfred J. Holzman – Aye
Jonathan Martinez – Absent
Miles E. Moss, P.E. – Aye
Marilyn Smith – Aye

Peter L. Forrest – Aye
Prakash Kumar – Aye
Alicia Menardy – Aye
Hon. James A. Reeder – Aye
Hon. Linda Zilber – Absent

cc: Alina Hudak, Deputy Mayor/County Manager
Bruce Libhaber, Assistant County Attorney
Miguel Gonzalez, Assistant County Attorney