Memorandum

MIAMI-DADE COUNTY

Date: September 17, 2013

Agenda Item No. 8(F)(3)

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

From: Carlos A. Gimenez
Mayor

Subject: Resolution Authorizing Legacy Contract Awards and Contract Modifications

---

Recommendation

It is recommended that the Board of County Commissioners (Board) approve the attached contract award and contract modifications for purchases of goods and services. Items 1 and 2 are contract modifications to existing contracts that were originally awarded as bid waivers. Items 3 and 4 are contract awards for Legacy Purchases of goods and services pursuant to Section 2-8.1(b)(2) of the County Code. These items are described briefly below and in more detail in the accompanying attachments. The total funding requested for the contracts listed is $12,463,000.

Item 1 – Metromover Vehicles – Modifies this contract with Bombardier Transportation Holdings USA for an additional 12 months to allow the Miami-Dade Transit Department (MDT) to fulfill the one-year base warranty requirements, allow for vehicle punch-list and contract administration closeout, and make final payment to the vendor .

Item 2 – INET Systems/Maintenance/Parts/Replacement - Modifies this contract with Cavotec INET US, Inc. for an additional $4,391,000 in spending authority so the Miami-Dade Aviation Department may purchase replacement pre-conditioned air systems and 400 Hz aircraft ground power systems for 12 gates at Concourse G, as well as terminal-wide maintenance service.

Item 3 – DNA Testing Equipment, Supplies, Maintenance and Training – Awards a legacy contract to Life Technologies Incorporated in the amount of $2,000,000 for five years for the purchase of specialized DNA testing equipment, software, supplies, training and maintenance for the Miami-Dade Police Department (MDPD). This equipment is proprietary to the incumbent, who has been providing equipment and services to MDPD since 2006.

Item 4 – Automated Fingerprinting Identification Software Licenses, Hardware, Maintenance and Support Services – Awards a legacy contract to Morpho Trak, Inc. in the amount of $1,477,000 for the initial five-year term for the purchase of hardware, software, maintenance support services, and required software licenses for the existing automated fingerprinting identification system used by Aviation, Corrections and Rehabilitation, Juvenile Services and Police departments. This equipment is proprietary to the incumbent, who has been providing equipment and services to the County for over 28 years. If the County exercises the two, five-year renewal options, the cumulative value will be $6,072,000.

Scope

The scope of the actions in this item are countywide in nature.

Fiscal Impact/Funding Source

The allocation and funding source for the departments are listed in detail in the attached items.

The contract amounts and departmental allocations represent the maximum spending authority based on past utilization. This action does not guarantee that the total contract amount/value will be

expended by the department. Funding will be expended only if the department's budget can support the expenditures approved in its annual budget adopted by the Board.

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

Delegated Authority
If this item is approved, the County Mayor or County Mayor's designee will have the authority to extend the contracts for purchase of goods and services in accordance with the terms and conditions of the contracts listed in the attached items.

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 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
Additional information on each item is attached.

Attachments

Edward Marquez
Deputy Mayor

MEMORANDUM
(Revised)

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

DATE: September 17, 2013

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

SUBJECT: Agenda Item No. 8(F)(3)

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)(3)
9-17-13

RESOLUTION NO. _____

RESOLUTION AUTHORIZING WAIVER OF FORMAL BID PROCEDURES BY A TWO-THIRDS (2/3S) VOTE OF THE BOARD MEMBERS PRESENT TO MODIFY LEGACY CONTRACTS FOR THE PURCHASE OF GOODS AND SERVICES IN AN AMOUNT UP TO $4,391,000.00 AND AWARD LEGACY CONTRACTS IN A TOTAL AMOUNT UP TO $8,072,000.00

WHEREAS, the County Mayor recommends to this Board to authorize Legacy Purchases for goods and services,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:

Section 1. This Board authorizes Legacy Purchases pursuant to Section 2-8.1(b)(2) of the County Code by a majority vote of the members present.

Section 2. This Board authorizes award of a Legacy contracts as set forth in Items 3 and 4 of the incorporated memorandum in a total amount up to $8,072,000 for the purchase of goods and services.

Section 3. This Board authorizes the modification of contracts as set forth in Item 1 and 2 of the incorporated memorandum to add an additional $4,391,000 in spending authority for the purchase of goods and services.

Section 4. 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 5. 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 17th day of September, 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 - Contract Modification

Contract No.: SS1908-0/07	Title: Metromover Vehicles
☒ Additional Time ☐ Additional Spending Authority	Type of Change: ☐ Authorization to use Charter County Transportation Surtax Funds as a Component of MDT Operating Funds

Contract Description and Reason for Change:

Miami-Dade Transit (Transit) requires a one-year modification for time only to this existing contract with Bombardier Transportation Holdings USA (Bombardier). Bombardier was awarded a contract in 2006 for the purchase of 29 Metromover vehicles for Transit. All 29 of these vehicles have been delivered, tested and accepted by Transit, however, there are still various items that require final close-out of the contract, including vehicle punch-list activities, contract administration close-out, and final payment to the vendor. As a result, this item requests a one-year time extension to fulfill the one-year base warranty requirements and allow for close-out of the aforementioned activities, which is expected by August 2014. No additional funding is being requested.

Current Term Length:		Additional Time Requested:
90 months		12 months
Current Term Start Date:	Current Term Expiration Date:	Proposed Expiration Date:
April 1, 2006	September 30, 2013	September 30, 2014

Department	Existing Allocation	Additional Allocation Requested	Modified Allocation	Funding Source	Contract Manager
Transit	$61,125,667	$0	$61,125,667	MDT Operating	Ivor Myers
TOTAL	**$61,125,667**	**$0**	**$61,125,667**		

Contract Measures:	☐ Small Business Enterprise ☐ Set-Aside ☐ Bid Preference ☐ Selection Factor ☒ None Sole Source
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:	Fred Simmons, Jr.

Vendors	Address	Principal
Bombardier Transportation Holdings USA	1501 Lebanon Church Road, Pittsburg, PA	Johnetta L. Falk

Item 2 –Contract Modification

Contract No.: SS8014-2/16-2	Title: INET Systems/Maintenance/Parts/Replacement
☐ Additional Time ☒ Additional Spending Authority	Type of Change: ☐ Authorization to use Charter County Transportation Surtax Funds as a Component of MDT Operating Funds

Contract Description and Reason for Change:

This contract was originally established to provide parts and repair services for the Cavotec INET pre-conditioned air systems (PCAir) and four hundred hertz (400Hz) aircraft ground power systems, as well as to complete various system upgrades at Miami International Airport (MIA). The PCAir systems at MIA are centralized systems which provide cooling for aircrafts while positioned at the gate, while the 400 Hz aircraft ground power systems provide power to the aircrafts. The Cavotec INET US equipment was purchased and installed during various construction projects throughout MIA. Cavotec INET US is the sole provider of service and replacement parts for this legacy equipment.

The Miami-Dade Aviation Department has requested a modification for additional spending authority for anticipated purchases planned for the current option-to-renew period. The anticipated purchases include replacement of PCAirs and 400 Hz ground power equipment at 12 gates in Concourse G at an estimated cost of $3,779,340, as well as terminal-wide maintenance service at an estimated cost of $611,050.

Contract Terms	Time	Months	Value
Initial Term	April 18, 2007 – April 17, 2010	36	$5,341,000
1st Option-to-Renew	April 18, 2010 – April 17, 2013	36	$5,341,000
2nd Option-to-Renew	April 18, 2013 – April 17, 2016	36	$5,341,000
Total Existing Contract	**April 18, 2007 – April 17, 2016**	**108**	**$16,023,000**

Department	Existing Allocation	Additional Allocation Requested	Modified Allocation	Funding Source	Contract Manager
Aviation	$16,023,000	$4,391,000	$20,414,000	Revenue Generating	Nelvy Garcia
TOTAL	**$16,023,000**	**$4,391,000**	**$20,414,000**		

Contract Measures:	☐ Small Business Enterprise ☐ Set-Aside ☐ Bid Preference ☐ Selection Factor ☒ None Sole Source
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:	Maria Hevia

Vendors	Address	Principal
Cavotec INET US Inc.	4111 North Palm Street, Fullerton, CA	Sandra B. Torres

Item 3

Memorandum

MIAMI-DADE COUNTY

Date:

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

From: Carlos A. Gimenez
Mayor

Subject: Recommendation for Approval to Award a Legacy Contract: DNA Testing Equipment, Supplies, Maintenance and Training

---

Recommendation

It is recommended that the Board of County Commissioners (Board) approve award of *Legacy Contract BW6636-0/18, DNA Testing Equipment, Supplies, Maintenance and Training*, to Life Technologies Corporation (LTC) for the provision of specialized DNA testing equipment, software, supplies, training and maintenance for the Miami-Dade Police Department (MDPD) Forensic Services Bureau. The equipment is used to gather biological evidence for criminal cases and must be fully operational to support MDPD's caseload. The equipment is used 24 hours per day, seven days a week. LTC's equipment and software meet the standards set by the American Society of Crime Laboratory Directors/Laboratory Accreditation Board for a DNA testing program.

LTC is the incumbent vendor and is the exclusive manufacturer and distributor of the specialized equipment and training currently used by the MDPD. LTC has provided the solicited services to MDPD since August 2006. As the DNA testing equipment is proprietary to LTC, it is the only vendor capable of maintaining and repairing the equipment. Therefore, pursuant to Section 2-8.1(b)(2) of the County Code, it is in the best interest of the County to award this legacy contract to LTC.

Scope

The impact of this item is countywide in nature.

Fiscal Impact/Funding Source

The fiscal impact for the five-year term is $2,000,000 and is budgeted from MDPD's general funds. The previous contract was valued at $2,340,000 for six years. The proposed contract amount is based on anticipated needs over the next five years.

Department	Allocation	Funding Source	Contract Manager
Police	$ 2,000,000	General Fund	Laura Romano
Total	**$ 2,000,000**		

Track Record/Monitor

The contract manager for MDPD is Laura Romano. Connie Thame of the Internal Services Department is the Procurement Contracting Officer.

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, subsequent options-to-renew and extensions in accordance with the terms and conditions of the contract.

Vendor Recommended for Award

Awardee	Address	Principal
Life Technologies Corporation	5791 Van Allen Way Carlsbad, CA	Joseph Secondine, Jr.

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.
- The Small Business Enterprise Bid Preference and Local Preference do not apply.
- The Living Wage Ordinance does not apply.

Genaro "Chip" Iglesias
Deputy Mayor

ITEM 4

Memorandum

MIAMI-DADE COUNTY

Date:

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

From: Carlos A. Gimenez
Mayor

Subject: Recommendation for Approval to Award a Legacy Purchase: Automated Fingerprinting Identification Software Licenses, Hardware, Maintenance and Support Services

---

Recommendation

It is recommended that the Board of County Commissioners (Board), pursuant to Section 2-8.1(b)(2) of the Code of Miami-Dade County approve a Legacy Purchase for award of *Contract BW7172-2/29, Automated Fingerprinting Identification System (AFIS)* to Morpho Trak, Inc. for hardware, software, maintenance support services, and required software licenses for the existing AFIS used by the Aviation, Corrections and Rehabilitation, Juvenile Services and Police departments.

AFIS is a storage, search and retrieval system used by the County's latent fingerprint examiners and print technicians to search and identify crime scene evidence and arrest prints against a large pool of fingerprint records. Morpho Trak, Inc. is the sole proprietor of AFIS and the only vendor capable of furnishing the required hardware and software maintenance support services. Morpho Trak, Inc. is the recognized industry leader in fingerprint Biometric technology and has partnered with the County for over 28 years.

AFIS is used to process fingerprinting, identification, and background checks. Florida Statutes require the County to capture and store the fingerprints of arrestees. AFIS is a part of a statewide network accessed by multiple law enforcement agencies to cross-reference information contained in databases maintained by the Florida Department of Law Enforcement (FDLE). AFIS is the only interoperable system maintained by FDLE. The County is required to collaborate with FDLE and there are no alternative systems available that are capable of interfacing with AFIS and the other municipalities. Morpho Trak, Inc. is currently supporting over twenty-three law enforcement agencies in the State of Florida in addition to the FDLE.

Scope

The impact of this item is countywide in nature.

Fiscal Impact/Funding Source

The fiscal impact for the initial five-year term is $1,477,000. This allocation includes a price escalation after the one-year warranty period. If the County exercises the two, five-year options to renew (OTRs), the cumulative value will be $6,072,000 for 15 years. The first OTR was negotiated at $2,019,000, and $2,576,000 for the second OTR. The OTR values differ due to price escalation for the software maintenance support services. The OTR terms have been negotiated as fixed fee schedules with a maximum five percent increase. This will eliminate the fees from going beyond those rates listed, but also allow for negotiation by the County at the time of renewal. The previous contract was valued at $8,487,000 for eight years, but, included the purchase of equipment and software licenses for the various departments. For this replacement contract, only the continued maintenance and support services are required. Therefore, the proposed contract is significantly lower than the prior contract.

Department	Allocation	Funding Source	Contract Manager
Aviation	$ 11,000	Proprietary Funds	Neivy Garcia
Corrections and Rehabilitation	44,000	General Fund	Mohammed Haq
Juvenile Services	22,000	General Fund	Cindy Akerman
Police	1,400,000	General Fund	Laura Romano
Total	**$ 1,477,000**		

Track Record/Monitor

The contract manager for each user department is listed in the above table. Dakota Thompson of the Internal Services Department is the Procurement Contracting Officer.

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, subsequent options-to-renew and extensions in accordance with the terms and conditions of the contract.

Vendor Recommended for Award

Awardee	Address	Principal
Morpho Trak, Inc.	113 S. Columbus St., Alexandria, VA 22314	George Hodges

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.
- The Small Business Enterprise Bid Preference and Local Preference do not apply.
- The Living Wage Ordinance does not apply.

Background

The Board recently ratified an emergency procurement for an enhanced Biometric Identification Solution that serves as an upgrade to the existing AFIS used by Police. This emergency was issued by Police due to the systemic issues being experienced that were impacting daily operations. The existing AFIS reached the end of its useful life and was affecting operations due to the System exceeding its capacity to process latent records. The emergency upgrade provided for updated software, hardware, and associated components. The implementation is ongoing and being managed by Police. The upgraded AFIS will be maintained through this replacement contract providing continuity of services. All required hardware and software maintenance support service fees have been negotiated and fixed through the resultant contract term to ensure continuity of maintenance for the system.

Genaro "Chip" Iglesias
Deputy Mayor

ITEM 4