Memorandum

MIAMI-DADE COUNTY

Date: June 3, 2014

Agenda Item No. 8(F)(13)

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

From: Carlos A. Gimenez
Mayor

Subject: Resolution Ratifying An Emergency Purchase for the Purchase of Goods and Services

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Recommendation
It is recommended that the Board of County Commissioners (Board) waive competitive bidding procedures for the purchase of goods and services pursuant to Section 2-8.1 of the County Code and Section 5.03(D) of the Home Rule Charter and ratify the attached emergency contract award for the purchase of necessary goods and services. The item is described briefly below and in more detail in the accompanying attachment.

Item 1 Emergency Feeder Replacement – Ratifies an emergency contract award to Fisk Electric Company for emergency replacement of a feeder line replacement at Miami International Airport. The amount of the contract is $460,710.

Scope
Miami International Airport is located primarily within Chairwoman Sosa's District Six; however, the scope of the action in this item is countywide in nature.

Fiscal Impact/Funding Source
The allocation and funding source for the department is listed in detail in the attached item.

The contract amount and departmental allocation represents 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 vendor recommended for award in the attached item. The department's contract manager is reflected in the item.

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

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 the item is attached.

Attachment

Jack Osterholt
Deputy Mayor

MEMORANDUM

(Revised)

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

DATE: June 3, 2014

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 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)(13)
6-3-14

RESOLUTION NO. _____

RESOLUTION AUTHORIZING WAIVER OF FORMAL BID PROCEDURES BY A TWO-THIRDS (2/3) VOTE OF THE BOARD MEMBERS PRESENT TO RATIFY AN EMERGENCY CONTRACT IN AN AMOUNT UP TO $460,710.00 FOR THE PURCHASE OF GOODS AND SERVICES

WHEREAS, the County Mayor recommends to this Board to waive formal bid procedures for the purchase of goods and services which cannot be purchased under normal bid procedures,

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

Section 1. This Board waives formal bid procedures, pursuant to Section 5.03(D) of the Home Rule Charter and Section 2-8.1 of the County Code by a two-thirds (2/3s) vote of the members present.

Section 2. This Board ratifies emergency contracts as set forth in item.1 of the incorporated memorandum in a total amount of up to $460,710.00.

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.

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 3rd day of June, 2014. 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 No.: E9803-AV	**Title:** Emergency Feeder Replacement

Type of Non-competitive Action: ☐ Bid Waiver ☐ Sole Source ☒ Emergency Award

Justification:
The Miami-Dade Aviation Department (MDAD) declared an emergency for a feeder replacement at the J-South Terminal and TSA check-point at Miami International Airport (MIA). A major underground feeder circuit had shorted, and the switchgear would not reset. The switchgear room had no extra electrical capacity to connect the load that lost power. There were only three remaining electrical feeders with high possibility of failure that could cause a signification operational disruption at MIA. This could have resulted in closure of the South Terminal and TSA check-point for Concourse J. MDAD contacted Fisk Electric Company to perform the emergency repair, as this vendor had electricians on site performing work on another unrelated project that was competitively awarded. On February 11, 2014 the emergency contract for this emergency work was approved.

Contract Approval Date:	**Modified Term Length:** N/A
February 11, 2014	

Department	**Emergency Contract Value**	**Funding Source**	**Contract Manager**
Aviation	$460,710	Proprietary Funds	Neivy Garcia
TOTAL	**$460,710**		

Contract Measures:	☐ Small Business Enterprise ☐ Set-Aside ☐ Bid Preference ☐ Selection Factor ☒ Other No Measure – Emergency Award
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:	Marcia Casamayor

Vendor	**Address**	**Principal**
Fisk Electric Company	10855 Westview Drive Houston, TX	Harwood W. Darrell