

Memorandum



Date: October 18, 2016

To: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

Agenda Item No. 8(F)(1)

From: Carlos A. Gimenez
Mayor

Subject: Recommendation for Approval to Access the Broward County Contract, for 40 and 60 Foot Diesel Transit Buses

Recommendation

It is recommended that the Board of County Commissioners (Board) approve accessing a competitively established Broward County, Contract No. L1168501B1, for 40 and 60 Foot Transit Buses for the purchase of 15 diesel buses for the Department of Transportation and Public Works. The contract was originally awarded to NABI Bus, LLC, in May 2014 for a one-year period, and subsequently extended to November 12, 2016. On August 31, 2015 NABI Bus, LLC was merged into New Flyer of America, Inc. (New Flyer). On October 26, 2015, Broward County and New Flyer signed a Memorandum of Understanding memorializing this change.

The Department of Transportation and Public Works will use these buses for the I-95 Express Bus Service to expand bus routes between Miami-Dade and Broward Counties. Florida Department of Transportation funding will be used to pay for the buses. Although the County issued a solicitation for the conversion of its diesel bus fleet and facilities to compressed natural gas, that project is in the negotiation phase and under the Cone of Silence.

While the County remains committed to pursuing energy efficiency options for its vehicle fleet, the Department of Transportation and Public Works is in urgent need of replacing its aging bus fleet and the New Flyer diesel buses to be purchased on this contract are built and ready to be delivered within 90 days. There are no contracts available for hybrid buses that could meet this timeline. Negotiations with the vendor resulted in a per bus price reduction of \$4,794, for a total savings of \$71,910, with the required specifications and options. This contract will provide the best value for the County. Additionally, by expediting the approval of this item, the County will realize a savings of approximately \$250,000 in the form of a credit towards parts.

Scope

The impact of this item is countywide in nature.

Fiscal Impact/Funding Source

The fiscal impact for the 15 diesel buses on this contract is \$8,139,630.

Department	Allocation	Funding Source	Contract Manager
Transportation and Public Works	\$8,139,630	State Funds	Jesus Valderrama
Total	\$8,139,630		

Track Record/Monitor

Jesus Lee, CPPB, Internal Services Department, is the Procurement Contracting Officer.

Honorable Chairman Jean Monestime
 and Members, Board of County Commissioners
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Delegated Authority

If this item is approved, the County Mayor or County Mayor's designee will have the authority to exercise all provisions of the contract, including any extensions or renewals, pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38.

Vendor Recommended for Award

Awardee	Principal Address	Address of Branch Offices or Headquarters in Miami-Dade or Broward*	Number of Employee Residents	Principal
			1) Miami-Dade 2) Broward 3) Percentage*	
New Flyer of America, Inc.	6200 Glenn Carlson Drive St Cloud, MN	None	0	Paul Smith
			3	
			Less than one (1) percent	

*The information in this table is being provided pursuant to Resolution No. R-1011-15. The percentage of employee residents is the percentage of the vendors' employees who reside in Miami-Dade or Broward County as compared to the vendor's total workforce.

Due Diligence

Pursuant to Resolution No. R-187-12, 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.

Applicable Ordinances and Contract Measures

- The two (2) percent User Access Program provision does not apply due to accessing an awarded contract.
- The Small Business Enterprise Bid Preference and Local Preference Ordinances do not apply due to accessing an awarded contract.
- The Living Wage Ordinance does not apply.


 Alina Hudak
 Deputy Mayor

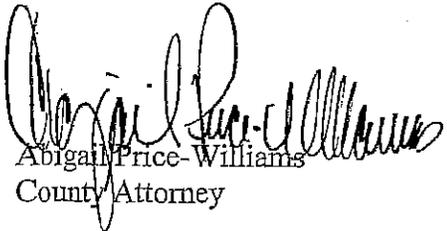


MEMORANDUM

(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: October 18, 2016

FROM: 
Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 8(F)(1)

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
- Statement of social equity 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)(1)
10-18-16

RESOLUTION NO. _____

RESOLUTION AUTHORIZING ACCESS OF BROWARD COUNTY CONTRACT NO. L1168501B1 FOR PURCHASE OF 15 DIESEL BUSES FOR THE DEPARTMENT OF TRANSPORTATION AND PUBLIC WORKS IN THE AMOUNT OF \$8,139,630.00; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE DOCUMENTS NECESSARY TO ACCESS SAME AND EXERCISE ALL PROVISIONS OF THE CONTRACT INCLUDING EXTENSIONS AND RENEWALS PURSUANT TO SECTION 2-8.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA AND IMPLEMENTING ORDER 3-38

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 approves the access of a competitively awarded Broward County Contract No. L1168501B1 in the amount of \$8,139,630.00 for purchase of 15 diesel buses for the Department of Transportation and Public Works and authorizes the County Mayor or County Mayor's designee to execute documents necessary to access the same for and on behalf of Miami-Dade County and exercise all provisions of the contract pursuant to Section 2-8.1 of the Code of Miami-Dade County, Florida and Implementing Order 3-38. A copy of the contract documents are on file with and available upon request from the Internal Services Department, Procurement Management Services Division.

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:

Jean Monestime, Chairman	
Esteban L. Bovo, Jr., Vice Chairman	
Bruno A. Barreiro	Daniella Levine Cava
Jose "Pepe" Diaz	Audrey M. Edmonson
Sally A. Heyman	Barbara J. Jordan
Dennis C. Moss	Rebeca Sosa
Sen. Javier D. Souto	Xavier L. Suarez
Juan C. Zapata	

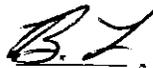
The Chairperson thereupon declared the resolution duly passed and adopted this 18th day of October, 2016. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the 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