

Memorandum



Date: May 19, 2020

To: Honorable Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners

Agenda Item No. 8(F)(3)

From: Carlos A. Gimenez
Mayor

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

Recommendation

It is recommended that the Board of County Commissioners (Board) approve a competitive contract award, *Contract No. FB-01180, Hazardous and Non-Hazardous Waste Services*, for multiple County Departments. The County currently utilizes *Contract No. 7224-1/19-1*, which was approved by the Board on October 1, 2013 (Resolution No. R-804-13) for three years, with one, three-year option to renew term.

This replacement contract will provide recycling and disposal services for hazardous (liquids, solids, gases, sludge) and non-hazardous material (harmless items that do not pose a risk to human health) in accordance with applicable laws, ordinances and regulations. The awarded vendors will provide labor, transportation, supervision, equipment and materials, such as drums, necessary to perform these services.

The solicitation included 17 groups based on different types of waste categories and licensing requirements. Of these 17, 11 groups are being recommended for award. The County will resolicit for the remaining six groups with corrected licensing requirements as soon as possible.

Six vendors responded to the solicitation. Upon advertisement, 4,249 vendors were notified, of which 76 downloaded the solicitation. Of the six responses, two vendors were local and four were non-local. Based on market research, it was determined that there are a limited number of vendors who can provide these services because it is a highly regulated niche market.

Although this item is not funded by Charter County Transportation Surtax Funds, the item is placed for Board review pursuant to Miami-Dade County Code Section 29-124(f)(ii) which requires all contracts with values above \$1 million to be accessed by the Department of Transportation and Public Works be approved by the Citizens' Independent Transportation Trust (CITT). The Board may only consider this item 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 issuance of this recommendation. If CITT has not forwarded a recommendation and 45 days have not elapsed since the issuance of this recommendation, a withdrawal of this item will be requested.

Scope

The scope of this item is countywide in nature.

Fiscal Impact/Funding Source

The fiscal impact for the five-year term is \$4,043,880. The current contract, *7224-1/19-1*, is valued at \$10,198,031 for a six-year and six-month term and expires April 30, 2020. The allocation under the replacement contract is lower than the current contract due to the County's inability to award six of the solicited groups.

Department	Allocation	Funding Source	Contract Manager
Aviation	\$170,537	Proprietary Funds	Neivy Garcia

Department	Allocation	Funding Source	Contract Manager
Corrections and Rehabilitation	\$12,620	General Fund	Zuleika Davidson
Fire Rescue	\$51,161	Fire District Funds	Marianela Betancourt
Internal Services	\$477,504	Internal Service Funds	Rey Llerena/Pete Moolah
Medical Examiner	\$170,537	General Fund	Aylin Concepcion
Parks, Recreation and Open Spaces	\$64,122	General Fund	Tametria Harris
Police	\$51,161	General Fund	Laura Romano
PortMiami	\$34,107	Proprietary Funds	Sophia Cunningham
Regulatory and Economic Resources	\$254,442	Proprietary Funds	John Lariosa
Solid Waste Management	\$1,091,438	General Fund/ Proprietary Funds	Karina Careaga
Transportation and Public Works	\$1,364,298	DTPW Operating	Angela Mathews-Tranumn
Water and Sewer	\$301,952	Proprietary Funds	Susan Pascual
Total:	\$4,043,880		

Track Record/Monitor

Jessica Tyrrell 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 all provisions of the contract, including any cancellation or extension provisions, pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38.

Vendors Recommended for Award

An Invitation to Bid was issued under full and open competition. Six bids were received in response to the solicitation. The three vendors being recommended are the lowest priced, responsive and responsible vendors for their respective groups.

The solicitation included 17 groups based on different waste categories: Group 1 – Waste Petroleum, Sludge, and Petroleum Absorbents; Group 2 – Used Oil Filters; Group 3 – Paint Wastes; Group 4 – Drums and Pails; Group 5 – Pesticides; Group 6 – Used Antifreeze; Group 7 – Photographic Chemical Waste; Group 8 – Waste Batteries; Group 9 – Characteristic Hazardous Wastes; Group 10 – Hazardous Lab Packs; Group 11 – Compressed Gases; Group 12 – Non-Hazardous Bulbs; Group 13 – Ammunition (MDPD); Group 14 – Hazmat Emergency Response; Group 15 – Oil/Water Separator Cleaning and Pressure Washing of Diesel/Petroleum Storage Tanks and Sheds at County Facilities; Group 16 – Household Hazardous Waste Disposal Services; and Group 17 – Collection disposal of soil contaminated with hydrocarbon products like hydraulic oil, gasoline, diesel, etc. Of the 17 groups solicited, 11 are being recommended for award, as shown in the table below. A new solicitation for Groups 2, 4, 8, 12, 16 and 17 will be prepared with revised licensing requirements and competitively solicited.

Pursuant to Resolution No. R-477-18, the lowest priced, responsive and responsible bidders are recommended in accordance with the method of award per the solicitation and are non-local. There are limited number of vendors who can perform these services.

Vendor	Principal Address	Local Address*	Number of Employee Residents		Principal	Groups Awarded
			1) Miami-Dade	2) Percentage*		
Triumvirate Environmental Services, Inc.	3701 SW 47 Avenue Number 109 Davie, FL	None	13		John F. McQuillan, Jr.	1, 9, 10, and 13
			.021%			
US Ecology Tampa, Inc.	101 S Capitol Boulevard Suite 1000 Boise, ID	None	0		Don Locke	3, 5, 7, and 11
			0%			
World Petroleum Corp.	4100 SW 47 Avenue Davie, FL	None	1		Eric Miranda	6, 14, and 15
			6.25%			

*Provided pursuant to Resolution No. R-1011-15. Percentage of employee residents is the percentage of vendor's employees who reside in Miami-Dade County as compared to the vendor's total workforce.

Vendors Not Recommended for Award

Vendor	Local Address	Reason for Not Recommending
Cliff Berry, Inc.	Yes	Bidder was deemed non-responsible.
Environmental Management Conservation Oil Corp. dba EMC Oil Corp.	Yes	Offer was higher than lowest bidder for Groups 1, 3, 5, 6, 10, 14, and 15 and did not bid on Groups 7, 9, 11, and 13.
Everglades Waste Removal Services, LLC	No	Bidder withdrew its offer and was also deemed non-responsible.

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 vendor responsibility, including verifying corporate status and that there are no performance and compliance issues. The lists that were referenced included convicted vendors, debarred vendors, delinquent contractors, suspended vendors, and federal excluded parties. There were no adverse findings relating to vendor responsibility.

Pursuant to Resolution No. R-140-15, prior to re-procurement, a full review of the scope of services was conducted to ensure the replacement contract reflects the County's current needs. The review included conducting market research, posting a draft solicitation for industry comment, and holding meetings and drafting sessions with the client departments.

Applicable Ordinances and Contract Measures

- The two percent User Access Program provision applies where permitted by the funding source.
- The Small Business Enterprise Bid Preference and Local Preference were applied where permitted by the funding source.
- The Living Wage does not apply.



 Jennifer Moon
 Deputy Mayor



MEMORANDUM
(Revised)

TO: Honorable Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners

DATE: May 19, 2020

FROM: Abigail Price-Williams
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
- 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 present ____, 2/3 membership ____, 3/5's ____, unanimous ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ____, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor

Agenda Item No. 8(F)(3)

Veto _____

5-19-20

Override _____

RESOLUTION NO. _____

RESOLUTION APPROVING AWARD OF CONTRACT NO. FB-01180 FOR GROUPS 1,3,5,6,7,9,10,11,13,14 AND 15 FOR THE PURCHASE OF HAZARDOUS AND NON-HAZARDOUS WASTE SERVICES TO TRIUMVIRATE ENVIRONMENTAL SERVICES, INC., US ECOLOGY TAMPA, INC., AND WORLD PETROLEUM CORP. FOR MULTIPLE DEPARTMENTS WITH AN AMOUNT NOT TO EXCEED \$4,043,880.00, FOR A FIVE-YEAR TERM; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO GIVE NOTICE OF THIS AWARD, ISSUE THE APPROPRIATE PURCHASE ORDERS TO GIVE EFFECT TO SAME 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

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 award of Contract No. FB-01180 Groups 1,3,5,6,7,9,10,11,13,14 and 15 for the purchase of hazardous and non-hazardous waste services to Triumvirate Environmental Services, Inc., US Ecology Tampa, Inc., and World Petroleum Corp. for multiple departments with an amount not to exceed \$4,043,880.00, for a five-year term; and authorizes the County Mayor or County Mayor’s designee to give notice of this award, issue the appropriate purchase orders to give effect to same 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 document is on file with and available upon request from the Internal Services Department, Strategic Procurement 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:

Audrey M. Edmonson, Chairwoman	
Rebeca Sosa, Vice Chairwoman	
Esteban L. Bovo, Jr.	Daniella Levine Cava
Jose "Pepe" Diaz	Sally A. Heyman
Eileen Higgins	Barbara J. Jordan
Joe A. Martinez	Jean Monestime
Dennis C. Moss	Sen. Javier D. Souto
Xavier L. Suarez	

The Chairperson thereupon declared this resolution duly passed and adopted this 19th day of May, 2020. 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



Memorandum



To: Honorable Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners

From: Javier A. Betancourt, Executive Director 

Date: May 4, 2020

Re: CITT AGENDA ITEM 5D:
RESOLUTION BY THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST (CITT) RECOMMENDING THE BOARD OF COUNTY COMMISSIONERS (BCC), APPROVE AWARD OF CONTRACT NO. FB-01180 FOR GROUPS 1,3,5,6,7,9,10,11,13,14 AND 15 FOR THE PURCHASE OF HAZARDOUS AND NON-HAZARDOUS WASTE SERVICES TO TRIUMVIRATE ENVIRONMENTAL SERVICES, INC., US ECOLOGY TAMPA, INC., AND WORLD PETROLEUM CORP. FOR THE DEPARTMENT OF TRANSPORTATION AND PUBLIC WORKS WITH AN AMOUNT NOT TO EXCEED **\$1,364,298.00**, FOR A FIVE-YEAR TERM; AND AUTHORIZE THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO GIVE NOTICE OF THIS AWARD, ISSUE THE APPROPRIATE PURCHASE ORDERS TO GIVE EFFECT TO SAME 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 (**DTPW – BCC Legislative File No. 200563**) **NO SURTAX FUNDS REQUESTED**

On April 30, 2020, 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. 20-012. The vote was as follows:

Joseph Curbelo, Chairperson – Aye
Alfred J. Holzman, 1st Vice Chairperson – Aye
Oscar J. Braynon, 2nd Vice Chairperson – Aye

Glenn J. Downing, CFP® – Aye
Jose Jimenez – Aye
Hon. Anna E. Lightfoot-Ward, Ph.D. – Absent
Miles E. Moss, P.E. – Aye
Marilyn Smith – Absent
Robert Wolfarth – Aye

Ashley V. Gantt, Esq. – Aye
Prakash Kumar – Aye
Jonathan Martinez – Absent
Paul Schwiep, Esq. – Aye
L. Elijah Stiers, Esq. – Aye

c: Jennifer Moon, Deputy Mayor
Bruce Libhaber, Assistant County Attorney