Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 12(A)(2)
05-22-07

OFFICIAL FILE COPY
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

RESOLUTION NO. R-634-07

RESOLUTION RATIFYING THE COUNTY MANAGER'S ACTION, AS AUTHORIZED BY SECTION 2-8.2.7 OF THE CODE OF MIAMI-DADE COUNTY IN APPROVING ACTIVITY LISTED ON THE ATTACHED SCHEDULE FOR CAPITAL IMPROVEMENT PROJECTS

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 ratifies the actions of the County Manager, as authorized by Section 2-8.2.7 of the Code of Miami-Dade County, in approving the recommendation listed on Exhibit "A" attached hereto and made a part hereof.

The foregoing resolution was offered by Commissioner Rebeca Sosa, who moved its adoption. The motion was seconded by Commissioner Dorrin D. Rolle and upon being put to a vote, the vote was as follows:

Bruno A. Barreiro, Chairman	aye		
Barbara J. Jordan, Vice-Chairwoman	aye		
Jose "Pepe" Diaz	aye	Audrey M. Edmonson	aye
Carlos A. Gimenez	aye	Sally A. Heyman	aye
Joe A. Martinez	aye	Dennis C. Moss	aye
Dorrin D. Rolle	aye	Natacha Seijas	aye
Katy Sorenson	aye	Rebeca Sosa	aye
Sen. Javier D. Souto	absent		

The Chairperson thereupon declared the resolution duly passed and adopted this 22nd day of May, 2007. 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: KAY SULLIVAN
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Hugo Benitez

MEMORANDUM
(Revised)

TO: Honorable Chairman Bruno A. Barreiro and Members, Board of County Commissioners

DATE: May 22, 2007

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Agenda Item No. 12(A)(2)

Please note any items checked.

_____ **"4-Day Rule" ("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**

_____ **Bid waiver requiring County Manager's written recommendation**

_____ **Ordinance creating a new board requires detailed County Manager's report for public hearing**

_____ **Housekeeping item (no policy decision required)**

_____ **No committee review**

Memorandum

MIAMI-DADE COUNTY

Date: May 22, 2007

To: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

Agenda Item No. 12(A)(2)

From: George M. Burgess
County Manager

Subject: Resolution Ratifying the County Manager's Action in Authorizing Capital Improvement Contract Pursuant to Section 2-8.2.7 of the Code of Miami-Dade County (the "Expedite Ordinance")

This item was presented to the Governmental Operations and Environment Committee meeting at their April 10, 2007 meeting as part of agenda item 4C. At the direction of the committee, Contract No. W30025, Project No. E04-GSA-02 for the Construction Management and Renovation Services for the Miami-Dade County Courthouse Terra Cotta Restoration was bifurcated and is presented to the Board as a stand alone item.

Recommendation

It is recommended that the Board adopt the attached resolution ratifying the County Manager's actions taken on January 23, 2007 in expediting the capital improvement project identified on the attached schedule (Exhibit "A"). This contract was awarded by the County Manager prior to the certification of the election which resulted in the sunset of the Expedite Ordinance.

Scope

The agreement detailed in Exhibit "A" involves the general architectural and engineering services for the restoration of the Miami-Dade County Courthouse. The project will be awarded in three separate phases and is located in Commission District 5.

Fiscal Impact/Funding Source

The agreement for the Courthouse Terra Cotta Restoration is funded by the financial proceeds from Capital Assets Acquisition Special Obligation Bonds, Series 2004B, "Courthouse Façade Project".

Track Record/Monitor

This is the first contract that the consultant, Wiss, Janney, Elstner Associates, Inc. listed in the attached Exhibit "A" has with Miami-Dade County. The consultant has been in business for 50 years. The General Services Administration staff assigned to the day-to-day operations of this contract is Humberto Contreras.

Background

Section 2-8.2.7 of the Code of Miami-Dade County, known as the "Expedite Ordinance", provides for expeditious treatment of professional service agreements and construction contracts associated with funded capital improvement projects identified in the approved annual capital budget (Proposed Capital Budget and Multi-Year Capital Plan) or projects subsequently included by a Board of County Commissioners resolution. The Office of Capital Improvements (OCI) processed this qualifying capital improvement project award of a professional service agreement listed in Exhibit "A".

Assistant County Manager

Capital Improvement Projects
Contract Award Ratification List
As of 1/26/2007

Exhibit A

General Services Administration

Project / Contract	Project Name	Commission District / Location	Original Estimate	CSBE / CBE / DBE / CWF Measures			
E04-GSA-02 W30025	Construction Management and Renovation Services for the Miami-Dade County Courthouse Terra Cotta Restoration	District 5 73 West Flagler Street, Miami FL	$1,540,000.00	0%	0%	0%	0%

Capital Budget and Multi-Year Capital Plan Information: Capital Budget Fiscal Year: Proposed FY 2006-07 Book Page: 372

Contract Type	Activity	RTA Approval Date	Awarded To	Award Amount	Contract Duration (Days)	County Manager Approval	Clerk Date
PSA	Contract Award	3/11/2005	WISS, JANNEY, ELSTNER ASSOCIATES, INC.	$3,776,327.00	2220	1/21/2007	1/23/2007

Comments:

General Architectural and Engineering Services for the restoration of the Miami-Dade County Courthouse. Phase 1 shall constitute developing project scope, investigation and laboratory work. Phase 2 shall constitute the development of construction plans, permitting and bid preparation. Phase 3 shall constitute construction management services.

Chronological History appears on Attachment 1.

Total Number of Items this Ratification Period for: Contract Award 1

Prepared by: Office of Capital Improvements

Attachment 1

General Services Administration
Terra Cotta Renovation Services for the Miami-Dade Courthouse
Contract No. W30025, Project No. E04-GSA-02
Chronological History

Activity	Date	Comment
Request to Advertise Memo Date by Department	2/2/2005	
Item Routed for Expedite Processing	2/24/2005	
OCI Correspondence with GSA	3/1/2005	Regarding depicting project in phases "Project Phasing"
Memorandum from GSA to OCI	3/1/2005	Exhibit "A" to RTA discussing scope of work, project duration and estimated fees
Request to Advertise Memo Approved by County Manager	3/10/2005	
Request to Advertise Memo Clerk Date	3/11/2005	
Advertisement Date	5/6/2005	
Pre-submittal briefing	5/31/2005	
Addendum #1	6/13/2005	Extends proposal date from June 24, 2005 to July 8, 2005. Also, incorporated scope of work addressing the leaking windows and openings.
Addendum #2	6/20/2005	Modifies minimum requirements
Addendum #3	6/30/2005	Clarifying Conflict of Interest language
Bids/Submittal Received	7/8/2005	
Request for opinion from the Ethics Commission	7/11/2005	Requested opinion regarding potential conflict of interest when any proposers who had participated in the development of the Courthouse Facade Inspection and Conceptual Repair Recommendations Report
Commission of Ethics Opinion rendered	7/27/2005	
First-Tier Selection Meeting	8/8/2005	
Second-Tier Selection Meeting cancelled	8/17/2005	Meeting cancelled from August 22, 2005 to September 1, 2005
Second-Tier Selection Meeting	9/1/2005	
PSA sent to County departments for their review	10/4/2005	
PSA sent to Firm for review	11/29/2005	
Negotiation Session #1	1/11/2006	
Negotiation Session #2 rescheduled	1/25/2006	Consultant requested extension
Negotiation Session #2	2/7/2006	
Revised contract language forwarded to firm	3/13/2006	
Modifications requested by firm made to PSA documents	5/3/2006	
Signed Professional Services Agreement received from firm	6/5/2006	
PSA Award Recommendation Memo by Department (Original)	7/5/2007	
PSA Award Recommendation Memo County Attorney (Original)	7/7/2006	
PSA Award Recommendation Memo Date by OSBM (Original)	7/12/2006	
Item Returned to GSA	8/15/2006	

General Services Administration
Terra Cotta Renovation Services for the Miami-Dade Courthouse
Contract No. W30025, Project No. E04-GSA-02
Chronological History

Departmental modifications to PSA agreement	9/5/2006 thru 10/17/2006	
PSA Award Recommendation Memo by Department (2nd Time)	10/23/2006	
PSA Award Recommendation Memo Date by OSBM (2nd Time)	10/31/2006	
PSA Award Recommendation Memo County Attorney (2nd Time)	11/15/2006	
Item Routed for Expedite Processing (2nd Time)	11/16/2006	
OCI Correspondence with GSA	12/4/2006	OCI reviews projected cost estimate versus professional fees and requests written justification from GSA
Memorandum from GSA to OCI	12/27/2006	Regarding justification of scope of work criteria and negotiated professional fees
Memorandum Regarding Scope of Work Criteria and Professional Fees Reviewed by OCI	1/5/2007	
PSA Award Recommendation Memo Date by County Manager	1/21/2007	
PSA Award Recommendation Memo Clerk Date	1/23/2007	