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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

Memorandum

MIAMI-DADE COUNTY

Date: December 4, 2007

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

From: George M. Burgess
County Manager

Agenda Item No. 8(O)(1)(C)

R-1318-07

Subject: Resolution Waiving Formal Bid Procedures

This package, listed as Agenda Item No. 3M on the November 13, 2007 Budget and Finance Committee meeting agenda, was amended in order to:

- ***Change the title on the memorandum to iNovah Software Upgrade, Maintenance and Support Services for Item 2.2.***

Recommendation

It is recommended that the Board of County Commissioners waive competitive bidding procedures for the attached contracts to purchase goods and services pursuant to Section 2-8.1 of the County Code and Section 4.03(D) of the Home Rule Charter, in the best interest of Miami-Dade County.

Scope

The impact of the items in the accompanying Bid Waiver Package is countywide in nature.

Fiscal Impact/Funding Source

The accompanying Bid Waiver Package states the funding source for each department utilizing a contract. It should be noted that no funds are to be expended on any contract if the department's budget cannot support such expenditures.

Track Record/Monitor

There are no known performance issues with the vendors recommended for award in the accompanying Bid Waiver Package. Each department's contract manager is reflected in the accompanying Bid Waiver Package.

Background

Section 1 SOLE SOURCES

A sole source purchase is the procurement of a good or service under Administrative Order 3-38 for which there is no other vendor who can compete to provide the good or service, and an equal product or service is not available from any other supplier.

Item 1.1: Relia-Vote In-Line Precinct Printer Solution is to waive formal bid procedures and approve award of a contract to Pitney Bowes, Inc. to furnish and install the Relia-Vote In-Line Printer Solution for the Elections Department. The amount being requested is **$692,940.**

Section 2 BID WAIVERS

A bid waiver is a purchase of a good or service under Administrative Order 3-38 without formal competitive bidding when it is determined to be in the best interest of the County.

Item 2.1: License, Technical and Maintenance Support, PerkinElmer LABWORKS is to waive formal bid procedures and approve the award of a contract to provide licensing rights, technical and maintenance support for the PerkinElmer Lab Information Management System for the Miami-Dade Water and Sewer Department. The amount being requested is **$284,590**.

Item 2.2: iNovah Software Upgrade, Maintenance and Support Services is to waive formal bid procedures and approve the award of a contract to provide the Clerk of the Courts and the Miami-Dade Water and Sewer Department with the iNovah upgrade to the existing cashiering system. The amount being requested is **$1,031,412.**

Section 3 EMERGENCY PURCHASES

An emergency purchase is an unforeseen or unanticipated urgent and immediate need for goods or services where the protection of life, health, safety or welfare of the community, or the preservation of public properties, would not be possible using other purchasing methods described in Administrative Order 3-38.

Item 3.1: Air Conditioning (A/C) Chiller and Related Equipment Maintenance and Repair Services ratifies an emergency bridge contract awarded by the Miami-Dade Corrections and Rehabilitation Department for the repair and maintenance of chillers located at several correctional facilities pending the award of the replacement contract. The amount being requested is **$250,000**.

Item 3.2: Air Conditioning (A/C) Chiller and Related Equipment Maintenance and Repair Services ratifies an emergency bridge contract awarded by General Services Administration (GSA) for the repair and maintenance of a chiller at GSA's Central Support Facility Chiller Plant and in several GSA managed buildings. The amount being requested is **$460,680**.

Item 3.3: Air Conditioning (A/C) Chiller and Related Equipment Maintenance and Repair Services ratifies an emergency bridge contract awarded by the Miami-Dade Aviation Department for the repair and maintenance of chillers located at Miami International Airport. The amount being requested is **$500,000**.

Item 3.4: Matrix Access Control Systems ratifies an emergency awarded by the Miami-Dade Aviation Department for the purchase, replacement, modification and upgrade of access control systems at Miami International Airport. The amount being requested is **$480,000.**

Section 4 NON-COMPETITIVE CONTRACT MODIFICATIONS

A non-competitive contract modification is a supplemental allocation for goods or services that exceeds the scope of the original contract allocation, or a modification of an established non-competitive contract representing, a waiver of the competitive bidding process under Administrative Order 3-38.

Item 4.1: Lifepak Defibrillators, Accessories and Maintenance is for additional spending authority and time for the Miami-Dade Police and Fire Rescue departments to purchase Lifepak defibrillators, accessories and maintenance. The additional amount being requested is **$1,185,000**.

Section 5 CONFIRMATION (UNAUTHORIZED) PURCHASES

A confirmation purchase is a ratification action approving an unauthorized purchase in accordance with Administrative Order 3-38.

Item 5.1: Hardware and Software Maintenance is ratification of a confirmation purchase to Sun Microsystems, Inc. for hardware and software maintenance services for Direct Access Storage Devices systems for the Enterprise Technology Services Department. The amount being requested is **$123,361.**

Assistant County Manager

MEMORANDUM

(Revised)

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

DATE: December 4, 2007

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

SUBJECT: Agenda Item No. 8(O)(1)(C)

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

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 8(O)(1)(C)
12-04-07

RESOLUTION NO. **R-1318-07**

RESOLUTION WAIVING FORMAL BID PROCEDURES FOR THE PURCHASE OF GOODS AND SERVICES AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO AWARD SAME, WITH AUTHORITY TO EXERCISE OPTIONS-TO-RENEW ESTABLISHED THEREUNDER

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 this Board finds it is in the best interest of Miami-Dade County to waive formal bid procedures for the purchase of goods and services and to authorize the County Mayor or his designee to award such contracts, with authority to exercise options-to-renew established thereunder pursuant to Section 4.03(D) of the Home Rule Charter and Section 2-8.1 of the County Code by a two-thirds (2/3s) vote of the Board members present.

The foregoing resolution was offered by Commissioner **Barbara J. Jordan** , who moved its adoption. The motion was seconded by Commissioner **Joe A. Martinez** 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	absent
Joe A. Martinez	aye	Dennis C. Moss	aye
Dorrin D. Rolle	aye	Natacha Seijas	aye
Katy Sorenson	aye	Rebeca Sosa	absent
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 4th day of December, 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 with the exception of those items which the attached list specifically describes as funded or potentially funded by proceeds from the Charter County Transit System Surtax. The effectiveness of those is subject to the provisions of subsection (e) of section 29-124 of the County Code which specifies "no award shall be effective and no contractual relationship shall arise with the County unless and until approved by the [Citizens' Independent Transportation] Trust or re-affirmed by the County Commission."

COUNTY COMMISSIONERS MIAMI-DADE COUNTY FLORIDA

By: Kay Sullivan
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Hugo Benitez

It is recommended that the Board of County Commissioners waive the use of the formal bidding process for the items listed in this package pursuant to Section 4.03 (D) of the Home Rule Charter in the best interest of Miami-Dade County.

SECTION #1
SOLE SOURCE

Item 1.1

RECOMMENDATION

It is recommended that the Board of County Commissioners waive formal bid procedures and approve award of a contract to Pitney Bowes Inc. to furnish and install the Relia-Vote In-Line Printer Solution for the Elections Department. The addition of Relia-Vote In-Line Printer Solution to the existing Mail Balloting System will allow the Elections Department to increase security and conduct future elections in an effective and efficient manner with a high degree of accuracy.

Contract No:	SS8541-0/12
Contract Title:	**Relia-Vote In-Line Precinct Printer Solution**
Description:	This lease-to-own contract provides for the purchase of five Relia-Vote In-Line Precinct Printers, one Relia-Vote Mission Critical site server, and one Direct Connect spare server for the Elections Department. This equipment will provide the Elections Department with the required modification to the existing Pitney Bowes automated mailing solution to increase security against the loss of ballot data.
Term:	Five years, lease-to-own
Contract Amount:	$692,940 – This includes five equal lease payments of $138,568 and a final payment of $100 for the buyout portion at the end of the lease

Using/Managing Agencies and Funding Sources:

Department	Allocation	Funding Source
Elections	$ 692,940	Capital Funds

Previous Contract Allocation: $1,892,570

Method of Award: Sole Source

Vendor:	Address	Principal
•Pitney Bowes, Inc. (Non-Local Vendor)	One Elmcroft Rd. Stamford, CT 06926	Michael Critelli

Contract Measure:	No measure. This is a non-competitive contract.
Review Committee Date:	October 31, 2007
Local Preference:	Not applicable
Living Wage:	The Living Wage Ordinance does not apply.
User Access Program (UAP):	This contract includes the User Access Program (UAP). The 2% program discount will be collected on all purchases.
Performance Data:	There are no known performance issues.
Compliance Data:	There are no compliance issues with this firm.
Contract Managers:	Adil Khan, Department of Procurement Management Maria Saboya, Elections Department
Contract Effective Date:	Upon approval by the Board of County Commissioners and expiration of the mayoral veto period.

JUSTIFICATION

Pitney Bowes is the sole proprietor of the Relia-Vote Mail Balloting System currently in use at the Elections Department. In April 2006, the Board approved the purchase of the Relia-Vote Mail Balloting System through a five-year lease-to-own contract in the amount of $1,892,570. The current contract is in its second year. Approval of this separate contract will authorize the department to purchase the additional component needed to improve the current system. This system works seamlessly with the Pitney Bowes mailing equipment that is already used by the Elections Department. Pitney Bowes mailing systems are utilized by all County departments.

The Relia-Vote Mail Balloting System ensures accuracy of the vote-by-mail process, provides an audit trail, and proof of balloting. It does this by ensuring that each voter requesting an absentee ballot is mailed an accurate ballot within the required time frames. This system also confirms that each voter's absentee package is complete and includes the appropriate ballot for the voter. The system expedites the signature verification process. This is a critical safeguard to protect against voter fraud, and provides a verifiable and easily accessible audit trail for all vote-by-mail related documents. The system reduces labor costs to administer an election by automating the assembly and quality control of the entire mail balloting process.

The Relia-Vote In-Line Precinct Printers are a proprietary product of Pitney Bowes, Inc. This solution provides a modification enhancement to the existing Relia-Vote Mail Balloting System. The mission critical site server platform is a fault-tolerant server system to provide security against loss of ballot data. The direct connect spare server will be configured as a spare server in case of primary server failure to ensure the retrieval of data and to minimize downtime.

SECTION #2
BID WAIVER

Item 2.1

RECOMMENDATION

It is recommended that the Board of County Commissioners waive formal bid procedures and approve the award of a contract to PerkinElmer LAS, Inc, to provide licensing rights, technical and maintenance support for the PerkinElmer Lab Information Management System for the Miami-Dade Water and Sewer Department (WASD).

Contract No:	BW8422-5/20
Contract Title:	**License, Technical and Maintenance Support, PerkinElmer LABWORKS**
Description:	This contract will provide technical support, maintenance, and upgrades for the existing PerkinElmer Lab Information Management System software for WASD.
Term:	Three years, with three, two-year options-to-renew
Contract Amount:	$284,590 for the initial three-year term

Using/Managing Agencies and Funding Sources:

Department	Allocation	Funding Source
Water and Sewer	$284,590	Operating Revenue

Previous Contract Allocation:	$184,420
Method of Award:	Bid Waiver

Vendor:	Address	Principal
•PerkinElmer LABWORKS, Inc. (Non-Local Vendor)	710 Bridgeport Avenue Shelton, CT 06484	Gregory L. Summe

Contract Measure:	No measure. This is a non-competitive contract.
Review Committee Date:	March 21, 2007; Item #2-05
Local Preference:	Not applicable
Living Wage:	The Living Wage Ordinance does not apply.

User Access Program (UAP):	This contract includes the User Access Program (UAP). The 2% program discount will be collected on all purchases.
Performance Data:	There are no known performance issues.
Compliance Data:	There are no compliance issues with this firm.
Contract Managers:	Jose L. Rivero, Department of Procurement Management Lydia Manners, Miami-Dade Water and Sewer Department
Contract Effective Date:	Upon approval by the Board of County Commissioners and expiration of the mayoral veto period.

JUSTIFICATION

The Miami-Dade Water and Sewer Department (WASD) has requested approval of a non-competitive award to PerkinElmer LAS, Inc., the developer and sole distributor of PerkinElmer LABWORKS – Laboratory Information Management System (LIMS). PerkinElmer is the sole source for PerkinElmer LABWORKS software, upgrades, instrument interfaces, support, training, and services.

WASD upgraded the LIMS in 2002 to achieve regulatory compliance with the Federal Environmental Protection Agency, the Florida Department of Environmental Protection and the County's Department of Environmental Resource Management. The existing LIMS meets all of the requirements specified by these regulatory agencies. WASD requires continued access to technical support, maintenance and upgrades to the proprietary software. Perkin Elmer LAS, Inc. does not authorize any other company to perform these tasks and does not have any affiliated dealers or resellers that perform maintenance, support and upgrades.

The approval of this Bid Waiver contract will ensure the continuity of the core County business functions while ensuring Federal regulatory compliance.

RECOMMENDATION

It is recommended that the Board of County Commissioners waive formal bid procedures and ratify the bid waiver award of a contract to System Innovators, Inc. to provide the Clerk of the Courts (COC) and the Miami-Dade Water and Sewer Department (WASD) with the iNovah upgrade to the existing cashiering system.

Contract No: BW8523-5/17

Contract Title: **iNovah Software Upgrade, Maintenance and Support Services**

Description: This contract allows for the upgrade and migration of the existing software product to the iNovah version of the cashiering system. This upgrade is necessary before the end-of-life of the current product in December 31, 2010.

Term: Five years, with five, one-year options-to-renew

Contract Amount: $1,031,412 for the initial five-year term

Using/Managing Agencies and Funding Sources:

Department	Allocation	Funding Source
Clerk of Courts	$ 750,000	Clerk Revenue
Water and Sewer	$ 281,412	Operating Revenue
Total:	**$1,031,412 for five years**	

Previous Contract Allocation: $289,881 for the current one year option-to-renew

Method of Award: Bid Waiver

Vendor:	Address	Principal
•System Innovators, Inc. (Non-local vendor)	10550 Derwood Park Blvd. Suite 7#00 Jacksonville, FL 32256	Roger Nelson,

Contract Measure: No measure. This is a non-competitive contract.

Review Committee Date: August 8, 2007, Item #2-06

Local Preference: Not applicable

Living Wage: The Living Wage Ordinance does not apply.

User Access Program (UAP): This contract includes the User Access Program (UAP). The 2% program discount will be collected on all purchases.

Performance Data:	There are no known performance issues.
Compliance Data:	There are no compliance issues with this firm.
Contract Managers:	Julian R. Manduley, Department of Procurement Management George Suarez, Clerk of the Courts Wilson P. Ross, Miami-Dade Water and Sewer Department
Contract Effective Date:	Upon approval by the Board of County Commissioners and expiration of the mayoral veto period.

JUSTIFICATION

The Clerk of the Courts (COC) and the Miami-Dade Water and Sewer Department (WASD) have requested an upgraded version to the customized "Cashier for Windows" and "Revenue Collector" software packages used as an integral part of its technical infrastructure. Both allocations include funding for five years of maintenance and support services and additional implementation services. The upgrade and migration of the existing software product to the iNovah version of the cashiering system is necessary before the end-of-life of the current product in December 31, 2010.

The products customized to meet COC and WASD's unique specifications are proprietary to System Innovators, Inc. Customizations made for the County to the product, include interfaces for code enforcement, (civil, criminal justice, marriage license), probation restitution, parking violation, traffic fines & fees and value adjustments as well as multiple imports and exports programs. System Innovators, Inc. is the only source to support the COC cashiering code. This system upgrade is necessary to ensure uninterrupted, secure cashiering at COC and WASD.

SECTION #3
EMERGENCY PURCHASES

Item 3.1

RECOMMENDATION

It is recommended that the Board of County Commissioners waive formal bid procedures and ratify an emergency award for the repair and maintenance of chillers at several correctional facilities for the Miami-Dade Corrections and Rehabilitation Department.

Contract No:	E8438-0/08
Contract Title:	**Air Conditioning (A/C) Chiller and Related Equipment Maintenance and Repair Services**
Description:	To establish an emergency contract for the repair and maintenance of chillers at several correctional facilities.
Term:	August 3, 2007 through July 31, 2008
Contract Amount:	$250,000

Using/Managing Agencies and Funding Sources:

Department	Allocation	Funding Source
Corrections and Rehabilitation	$250,000	General Fund

Previous Contract Allocation:	$500,000 for a seven month term
Method of Award:	Emergency

Vendor:	Address	Principal
•American Standard, Inc. (Non-local vendor)	One Centennial Avenue Piscataway, NJ 08855	Mary E. Gustafsson
•Weathertrol Maintenance Corp. (Local vendor)	7250 N.E. 4th Ave. Miami, FL 33138	Carlos I. Borja

Contract Measure:	No measure. This is an emergency purchase.
Review Committee Date:	August 8, 2007; Items #2-08, #2-09, #2-10
Local Preference:	Not applicable
Living Wage:	The Living Wage Ordinance does not apply.

User Access Program (UAP):	This contract includes the User Access Program (UAP). The 2% discount will be collected on all purchases.
Performance Data:	There are no known performance issues.
Compliance Data:	There are no compliance issues with this firm.
Contract Managers:	Ana Rioseco, Department of Procurement Management Mohammad Haq, Miami-Dade Corrections and Rehabilitation Department
Contract Effective Date:	August 3, 2007 subject to retroactive approval by the Board of County Commissioners and expiration of the mayoral veto period.

JUSTIFICATION

Seeking ratification of an emergency contract awarded by the Miami-Dade Corrections and Rehabilitation Department (MDCR) for the repair and maintenance of the air conditioning chillers at several correctional facilities, pending the award of a competitively approved contract. The emergency purchase was the procurement vehicle utilized in order to have a contract in place, ensuring the continuity of operations.

Advertisement of the replacement contract, 6046-2/12, which will combine Items 3.1, 3.2 and 3.3 into one contract, was approved by the Board on June 26, 2007. Bids were opened on August 22, 2007. Local vendors were given an opportunity to submit a Best and Final Offer (BAFO). These proposals are currently under evaluation. Staff anticipates presenting an award recommendation for the replacement contract to the Board in December 2007.

This emergency contract is awarded to the vendors awarded on the previous contract to allow MDCR to continue to procure the parts, repair and maintenance services for several air conditioning chillers necessary to maintain the air quality and temperature at various facilities. The chillers are the only source of ventilation in these facilities, where more than 7,000 inmates are housed and 2,300 County correctional officers and staff work in a 24 hour, seven day a week operation. Failure to maintain and/or repair this equipment could result in serious health issues due to poor air quality and extreme temperatures. Improper air conditioning temperature can result in unrest among the inmate population and endanger the health and safety of inmates and staff.

The issuance of this emergency contract was certified by the director of the Corrections and Rehabilitation Department, as required by Administrative Order 3-38.

RECOMMENDATION

It is recommended that the Board of County Commissioners waive formal bid procedures and ratify an emergency contract for the repair and maintenance of a chiller at the General Services Administration (GSA) Central Support Facility Chiller Plant and the maintenance and repair of chiller equipment in several GSA managed buildings.

Contract No:	E8455-0/08
Contract Title:	**Air Conditioning (A/C) Chiller and Related Equipment Maintenance and Repair Services**
Description:	To establish an emergency contract for the repair and maintenance of a chiller at GSA's Central Support Facility and the maintenance and repair of chiller equipment in several other GSA managed buildings.
Term:	August 13, 2007 through January 31, 2008
Contract Amount:	$460,680

Using/Managing Agencies and Funding Sources:

Department	Allocation	Funding Source
GSA	$460,680	Internal Service Charges

Previous Contract Allocation:	$500,000 for seven months
Method of Award:	Emergency

Vendor:	Address	Principal
•American Standard, Inc. (Non-local vendor)	One Centennial Avenue Piscataway, NJ 08855	Mary E. Gustafsson

Contract Measure:	No measure. This is an emergency purchase.
Review Committee Date:	August 8, 2007; Item #2-12
Local Preference:	Not applicable
Living Wage:	The Living Wage Ordinance does not apply.
User Access Program (UAP):	This contract includes the User Access Program (UAP). The 2% discount will be collected on all purchases.

Performance Data:	There are no known performance issues.
Compliance Data:	There are no compliance issues with this firm.
Contract Managers:	Basia Pruna, Department of Procurement Management Lucy Romano, General Services Administration
Contract Effective Date:	August 13, 2007 subject to retroactive approval by the Board of County Commissioners and expiration of the mayoral veto period.

JUSTIFICATION

Seeking ratification of an emergency bride contract awarded by General Services Administration (GSA) for the replacement of the purifier purge on Chiller No. 2 at GSA's Central Support Facility and the maintenance and repair of chiller equipment in several GSA managed buildings, pending the award of a competitively approved contract. The emergency purchase was the procurement vehicle utilized in order to have a contract in place, ensuring the continuity of operations.

Advertisement of the replacement contract, 6046-2/12, which will combine Items 3.1, 3.2 and 3.3 into one contract, was approved by the Board on June 26, 2007. Bids were opened on August 22, 2007. Local vendors were given an opportunity to submit a Best and Final Offer (BAFO). These proposals are currently under evaluation. Staff anticipates presenting an award recommendation for the replacement contract to the Board in December 2007.

This emergency contract is awarded to the vendors awarded on the previous contract to allow GSA to continue to procure the parts, repair and maintenance services for several A/C chillers necessary to maintain the air quality and temperature at various GSA managed buildings. The chillers are the only source of ventilation in facilities which house County offices and staff. Failure to maintain and/or repair this equipment could result in interruption of County services.

The issuance of this emergency contract was certified by the director of General Services Administration, as required by *Administrative Order 3-38.*

RECOMMENDATION

It is recommended that the Board of County Commissioners waive formal bid procedures and ratify an emergency award for the repair and maintenance of chillers for the Miami-Dade Aviation Department (MDAD) at Miami International Airport (MIA).

Contract No: E8503-0/08

Contract Title: **Air Conditioning (A/C) Chiller and Related Equipment Maintenance and Repair Services**

Description: To establish an emergency contract for the repair and maintenance of several chillers at MIA.

Term: September 19, 2007 through March 18, 2008

Contract Amount: $500,000

Using/Managing Agencies and Funding Sources:

Department	Allocation	Funding Source
Aviation	$500,000	Operating Revenue

Previous Contract Allocation: $500,000 for seven months

Method of Award: Emergency

Vendor:	Address	Principal
•American Standard, Inc. (Non-local vendor)	One Centennial Ave., Piscataway, NJ 08855	Mary E. Gustafsson
•Weathertrol Maintenance Corp. (Local vendor)	7250 N.E. 4th Ave., Miami, FL 33138	Carlos I. Borja

Contract Measure: No measure. This is an emergency purchase.

Review Committee Date: August 29, 2007; Item #2-02

Local Preference: Not applicable

Living Wage: The Living Wage Ordinance does not apply.

User Access Program (UAP): This contract does not include the User Access Program (UAP) provision as it was processed on an emergency basis by MDAD.

Performance Data:	There are no known performance issues.
Compliance Data:	There are no compliance issues with this firm.
Contract Managers:	Ana Rioseco, Department of Procurement Management Neivy Garcia, Miami-Dade Aviation Department
Contract Effective Date:	September 19, 2007 subject to retroactive approval by the Board of County Commissioners and expiration of the mayoral veto period.

JUSTIFICATION

Seeking ratification of an emergency contract awarded by the Miami-Dade Aviation Department (MDAD) on September 19, 2007 for the repair and maintenance of the air conditioning chillers at Miami International Airport (MIA), pending the award of a competitively approved contract. The emergency purchase was the procurement vehicle utilized in order to have a contract in place, ensuring the continuity of operations.

Advertisement of the replacement contract, 6046-2/12, which will combine Items 3.1, 3.2 and 3.3 into one contract, was approved by the Board on June 26, 2007. Bids were opened on August 22, 2007. Local vendors were given an opportunity to submit a Best and Final Offer (BAFO). These proposals are currently under evaluation. Staff anticipates presenting an award recommendation for the replacement contract to the Board in December 2007.

This emergency contract is awarded to the vendors awarded on the previous contract to allow MDAD to continue to procure the parts, repair and maintenance services for several air conditioning chillers necessary to maintain the air quality and temperature at MIA. The chillers are the only source of ventilation in the airport. Failure to maintain and/or repair this equipment could result in serious health issues due to poor air quality and extreme temperatures. These conditions could result in extreme discomfort for the tenants, staff and travelers.

The issuance of this emergency contract was certified by the director of the Miami-Dade Aviation Department, as required by *Administrative Order 3-38.*

RECOMMENDATION

It is recommended that the Board of County Commissioners waive formal bid procedures and ratify an emergency award for the purchase, replacement, modification and upgrade of access control systems at Miami International Airport (MIA) for the Miami-Dade Aviation Department.

Contract No: E8504-0/08

Contract Title: **Matrix Access Control Systems**

Description: To establish an emergency contract for the purchase, replacement, modification and upgrade of access control systems at MIA.

Term: September 19, 2007 through March 31, 2008

Contract Amount: $480,000

Using/Managing Agencies and Funding Sources:

Department	Allocation	Funding Source
Aviation	$480,000	Operating Revenue

Previous Contract Allocation: $262,500 for eighteen months (for parts and repair services only)

Method of Award: Emergency

Vendor:	Address	Principal
•Matrix Systems, Inc. (Non-local vendor)	4550 Paragon Rd. Dayton, OH 45459	James S. Young

Contract Measure: No measure. This is an emergency purchase.

Review Committee Date: September 12, 2007; Item #2-02

Local Preference: Not applicable

Living Wage: The Living Wage Ordinance does not apply.

User Access Program (UAP): This contract does not include the User Access Program (UAP) provision due to the funding source.

Performance Data: There are no known performance issues.

Compliance Data: There are no compliance issues with this firm.

Contract Managers: Maria Hevia, Department of Procurement Management

Neivy Garcia, Miami-Dade Aviation Department

Contract Effective Date: September 17, 2007 subject to retroactive approval by the Board of County Commissioners and expiration of the mayoral veto period.

JUSTIFICATION

Seeking ratification of an emergency contract awarded by the Miami-Dade Aviation Department (MDAD) for the purchase, replacement, modification and upgrade of access control systems at Miami International Airport (MIA).

MIA's current access control system consists of over 1,000 doors and 1,500 card readers required by the Transportation Security Administration (TSA). This emergency contract will allow MDAD to acquire the necessary parts, services and logistical support to keep the security system operational and make any additional modifications, additions and upgrades required by federal mandate. Matrix Systems, Inc. is the sole source provider of this proprietary Frontier System.

The allocation is required for the opening of the South Terminal, the moving of tenants throughout the facility to facilitate the construction of the North Terminal and for daily operational needs for software, new security mandates, customization, repairs and technical assistance based on historical usage.

The issuance of this emergency contract was certified by the director of the Miami-Dade Aviation Department, as required by *Administrative Order 3-38.*

SECTION #4
NON-COMPETITIVE CONTRACT MODIFICATIONS

Item 4.1

RECOMMENDATION

It is recommended that the Board of County Commissioners approve a modification to this contract for additional spending authority for the Miami-Dade Police and Fire Rescue departments to purchase Lifepak defibrillators, accessories and maintenance services.

Contract No.: SS7495-0/06

Contract Title: **Lifepak Defibrillators, Accessories and Maintenance**

Description: This contract is established for the purchase of equipment, accessories and maintenance services for LifePak defibrillators utilized to monitor, diagnose and treat patients experiencing cardiac problems for various County departments.

Initial Contract Term and Estimated Usage: January 1, 2004 through December 31, 2006
$1,135,258 for three years
$ 60,000 modification approved administratively for Police on February 5, 2004
$1,600,050 modification approved by the Board for Police on April 30, 2004
$ 99,950 modification approved administratively for Police on May 12, 2004
$ 60,000 modification approved administratively for Parks on June 14, 2004
$ 542,685 modification approved administratively for Fire on April 5, 2005
$ 680,000 modification approved by the Board for Fire on June 6, 2006
$ 75,000 modification approved administratively for Fire on February 16, 2006
$ 2,898 modification approved administratively for Fire on March 5, 2007
$ 20,000 modification approved administratively for Corrections on May 17, 2007
$ 264,717 modification approved administratively for Fire on September 7, 2007
$4,540,558 for three years

First Extension: January 1, 2007 through June 30, 2007
$ 197,950 approved administratively on December 6, 2006

Second Extension: July 1, 2007 through February 29, 2008
$ 616,000 approved by the Board on June 5, 2007

Total: **$5,354,508 for 50 months**

Type of Change: Additional time and spending authority

Existing Allocation: $5,354,508 for 56 months
Increase By: $1,185,000
Modified Allocation: **$6,539,508 for 56 months**

Using/Managing Agencies and Funding Sources:

Departments	Existing Allocation	Additional Allocation	Modified Allocation	Funding Source
Corrections and Rehabilitation	$ 20,000	$ 0	$ 20,000	General Fund
Fire Rescue	$2,905,661	$1,165,000	$4,070,661	Fire District Funds
Park and Recreation	$ 60,000	$ 0	$ 60,000	General Fund and Operating Revenue
Police	$2,368,847	$ 20,000	$2,388,847	General Fund
Total:	**$5,354,508**	**$1,185,000**	**$6,539,508**	

Current Expiration: February 28, 2008

Modified Expiration: August 31, 2008

Vendor:	**Address**	**Principal**
•Medtronics Emergency Response Systems (Non-local vendor)	11811 Willows Road N.E. Redmond, WA 98873	Brian Webster

Contract Measure: No measure. This is a sole source contract.

Review Committee Date: October 22, 2003; Item #2-08

Local Preference: Not applicable

Living Wage: The Living Wage Ordinance does not apply.

User Access Program (UAP): This contract includes the User Access Program (UAP). The 2% discount is being collected on all purchases.

Performance Data: There are no knows performance issues.

Compliance Data: There are no compliance issues with this firm.

Contract Managers: Aylin Borrego, Department of Procurement Management

John Gardner, Miami-Dade Fire Rescue Department

Thomas P. Hanlon, Miami-Dade Police Department

	This contract includes allocations for four departments. Each department has a designated contract manager.
Contract Modification Effective Date:	Upon approval by the Board of County Commissioners and expiration of the mayoral veto period.

REASON FOR CHANGE

Authorization is requested for additional time and spending authority to provide additional equipment and maintenance services for LifePak defibrillators utilized to monitor, diagnose and treat patients experiencing cardiac problems.

This contract was approved as a sole source by the Board of County Commissioners on December 4, 2003 for a three-year period. A six-month extension was approved through June 30, 2007. An additional eight-month extension, with $616,000 in prorated funding, was approved by the Board on June 5, 2007. This additional allocation will allow Miami-Dade Fire Rescue (MDFR) and Miami-Dade Police departments (MDPD) to purchase maintenance services for the duration of the extension and additional equipment.

A long-term replacement contract for the purchase and maintenance of defibrillators is being negotiated. This modification will ensure that the units currently owned by the County are maintained to allow for proper monitoring, diagnosis, and treatment of patients experiencing cardiac symptoms. The breakdown of expenditures for maintenance and equipment for MDFR and MDPD is as follows:

Additional allocation for maintenance is $250,000 for MDFR and $20,000 for MDPD. The additional allocation for MDFR equipment is $914,999 which includes $7,510 for 1,000 Three Lifepaks and $907,489 for 42 Lifepak 12.

RECOMMENDATION

It is recommended that the Board of County Commissioners ratify a confirmation purchase to Sun Microsystems, Inc. for hardware and software maintenance services for Direct Access Storage Devices (DASD) systems for the Enterprise Services Technology Department (ETSD).

Contract No: CP8539-ET

Contract Title: **Hardware and Software Maintenance**

Description: To provide maintenance services to hardware and software for DASD systems.

Term: 10 months (September 1, 2006 through June 30, 2007)

Contract Amount: $123,361 for 10 months

Using/Managing Agencies and Funding Sources:

Department	Allocation	Funding Source
ETSD	$123,361	Internal Service Charges

Vendor:	Address	Principal
•Sun Microsystems, Inc. (Non-Local vendor)	4150 Network Circle Santa Clara, CA 95054	Scott G. McNealy

Contract Measure: Not applicable

Review Committee Date: Not applicable

Living Wage: The Living Wage Ordinance does not apply.

Contract Managers: Carlos Urrely, Department of Procurement Management

Pedro Cacicedo, Enterprise Services Technology Department

JUSTIFICATION

Approval is requested to ratify a confirmation purchase for the Enterprise Services Technology Department (ETSD) to pay invoices from Sun Microsystems, Inc.

The previous contract (BW6762-4/06) was established with Storage Technology Operations in September 2000 for a one-year period, with four, one-year options-to-renew. The process for establishing a replacement contract began in 2005; however, the award was delayed for a year due to the acquisition of Storage Technology Operations by Sun Microsystems, Inc.

Sun Microsystems rejected the proposed agreement and negotiations for a new contract began. During negotiations ETSD was required to conduct an inventory of County owned equipment in order for Sun Microsystems to determine which services were needed.

Although the previous contract expired on February 28, 2006, maintenance costs were covered through August 31, 2006. The vendor continued to provide the required maintenance needed to keep the system running properly. The new contract with Sun Microsystems has been approved by the Board and became effective July 1, 2007. This confirmation purchase covers the period from September 1, 2006 through June 30, 2007.