

Date: April 6, 2010

To: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

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

From: George M. Burgess
County Manager



Resolution No. R-360-10

Subject: Resolution Ratifying the County Mayor's or County Mayor's Designee Action
in Authorizing the Department of Procurement Management Contracts
Pursuant to Section 2-8.2.7 of the Code of Miami-Dade County relating to
the Economic Stimulus Plan

RECOMMENDATION

It is recommended that the Board of County Commissioners adopt the attached resolution ratifying the County Mayor's or County Mayor's designee actions taken on January 20, 2010 in expediting the purchase of services funded by the American Recovery and Reinvestment Act (ARRA) project identified on the attached schedule (Exhibit A) as authorized by Ordinance No. 09-60 extending the "Economic Stimulus Plan" (ESP). The following project was awarded:

- o Otis Elevator Company (Bid Group 1), ThyssenKrupp Elevator Corporation (Bid Groups 2 and 3) and Schindler Elevator Corporation (Bid Group 4) in the amount of \$5,827,040 to provide elevator modernization and maintenance services for Miami-Dade Public Housing Agency (MDPHA). The contract amount reflects a base amount of \$5,105,000 for five years and five, one-year options-to-renew (OTR) which will cover routine maintenance only. Five individual OTR's are valued at \$144,408 for each one-year period for a total of \$722,040.

SCOPE

The contract award detailed in Exhibit A is to provide modernization and maintenance services to geared traction and hydraulic passenger elevators for MDPHA at various locations within Commission Districts 2, 3, 5, and 13.

TRACK RECORD / MONITOR

The staff assigned to the day-to-day operations of this contract is listed in the contract award memorandum for the project. This project is being monitored by MDPHA Project Manager, Mari Saydal-Hamilton.

FISCAL IMPACT/FUNDING SOURCE

This contract is funded by federal sources. MDPHA received a Capital Fund Program amendment to the Housing and Urban Development Consolidated Annual Contributions Contract funded by ARRA to perform elevator modernization and maintenance services. ARRA funding will cover the modernization of the elevators to include maintenance provided during the warranty period. Routine maintenance of the units will be paid using MDPHA operating subsidy provided from federal funding sources.

The Office of Strategic Business Management has confirmed that funds have been allocated for this project as part of the adopted Fiscal Year 2009-10 Capital Budget, under Project No. 803250. Furthermore, future operational and maintenance funding will be covered through MDPHA's annual operating budget, which is federally funded.

DELEGATION OF AUTHORITY

The authority of the County Mayor or County Mayor's Designee to execute and implement this contract is consistent with those authorities granted under the Code of Miami-Dade County, Ordinance No. 09-60 Amending the Economic Stimulus Plan Extending the Sunset Provision and Including Capital Projects and Purchases of Goods and Services funded by the American Recovery and Reinvestment Act (ARRA).

BACKGROUND

Miami Dade Public Housing Agency (MDPHA) received a Capital Fund Program amendment to the Housing and Urban Development Consolidated Annual Contributions Contract funded by ARRA to perform elevator modernization and maintenance services. One hundred percent of these funds were required to be obligated by March 18, 2010. These funds were obligated after the execution of this contract which we are now ratifying. Sixty percent must be expended by March 18, 2011, and one hundred percent of all funding must be expended by March 18, 2012.

Section 2-8.2.7 of the Code of Miami-Dade County, known as the "Economic Stimulus Plan" (ESP), adopted by the Board on July 17, 2008 through Ordinance No. 08-92, provides for expeditious treatment of professional service agreements and construction contracts associated with funded capital improvement projects. On June 30, 2009, the Board adopted Ordinance No. 09-60 amending the ESP Ordinance to include extending the sunset provision and the inclusion of capital projects and purchases of goods and services funded by the ARRA. The ARRA includes funding for projects in Miami-Dade County that requires a fast spend-out rate.

The ESP is an effective way to stimulate the local economy and accelerate the County's capital program by moving funded projects through the contracting process at a quicker pace thereby providing an opportunity for our government to lessen the negative impact of the current economic conditions on the affected professions and trades. The ESP reduces the timeline, about 90-120 days on each procurement cycle, to advertise solicitations and competitive bids and award qualifying projects, resulting in significant efficiencies in the implementation of those grant projects.

Attachment(s)


Assistant County Manager

Exhibit A

Economic Stimulus Plan
 DPM Project Ratification List for Contract Award
 For the Period ending January 20, 2010

Department	Contract No.		Project Name	Awarded To	Footnotes	District	Contract Amount	Est. Start Date			Contract Measures			Description
	Project No.	Project No.						Est. End Date	CSBE	CBE	DBE	CFW		
Miami-Dade Public Housing Agency	09103-5/19		ARRA 2009 Economic Stimulus Project Elevator Modernization and Maintenance Services	Olis Elevator Company (Bid Group 1), ThyssenKrupp Elevator Corporation (Bid Groups 2 and 3), Schindler Elevator Corporation (Bid Group 4)	1	2, 3, 5, 13	\$5,827,040.00							Elevator Modernization and Maintenance Services for various sites for Miami-Dade Public Housing Agency

Total No. of Awards **1**
 Total Dollar Value of Awards **\$5,827,040.00**

1 Contract Amount includes base amount of \$5,105,000 for 5 years and Renewal Period amount of \$722,040 for five years

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MEMORANDUM

(Revised)

TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners


DATE: April 6, 2010

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

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

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 Manager'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

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

Veto _____

4-6-10

Override _____

RESOLUTION NO. R-360-10

RESOLUTION RATIFYING THE COUNTY MAYOR'S OR COUNTY MAYOR'S DESIGNEE ACTIONS, AS AUTHORIZED BY SECTION 2-8.2.7 OF THE CODE OF MIAMI-DADE COUNTY, IN APPROVING ACTIVITIES LISTED ON THE ATTACHED SCHEDULE FOR DEPARTMENT OF PROCUREMENT MANAGEMENT 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 Mayor or County Mayor's Designee, as authorized by Section 2-8.2.7 of the Code of Miami-Dade County, in approving the recommendations listed on Exhibit "A" attached hereto and made a part hereof.

The foregoing resolution was offered by Commissioner Jose "Pepe" Diaz 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:

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

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The Chairperson thereupon declared the resolution duly passed and adopted this 6th day of April, 2010. 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: **DIANE COLLINS**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

A handwritten signature in black ink, appearing to read "Hugo Benitez", is written over a horizontal line.

Hugo Benitez

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