

Date: June 3, 2010

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

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

From: George M. Burgess  
County Manager



Resolution No. R-612-10

Subject: Resolution Authorizing Award of Competitive Contracts

**Recommendation**

It is recommended that the Board of County Commissioners approve the attached award of competitive contracts, rejection of bids, and contract modifications with authority to exercise options-to-renew.

***Contract amounts and department allocations represent the maximum spending authority based on past utilization. This action does not guarantee that the total contract amount/value will be expended by County departments and/or agencies.***

**Scope**

The impact of the items in the accompanying Award of Competitive Contracts Package is countywide in nature.

**Fiscal Impact/Funding Source**

***Funding will be expended only if departmental budgets can support the expenditures approved in their Resource Allocation Plan adopted annually by the Board.*** Allocations have been rounded consistent with standard auditing practices.

**Track Record/Monitor**

There are no known performance issues with the vendors recommended for award in the Award of Competitive Contracts Package. Each department's contract manager is reflected in the Award of Competitive Contracts Package.

**Delegated Authority**

If this item is approved, the County Mayor or County Mayor's designee will have the authority to exercise, in their discretion, subsequent options-to-renew (OTR) and extend contracts for purchase of goods and services in accordance with the terms and conditions of the each contract.

**Background**

**Section 1 AWARD OF COMPETITIVE BIDS**

The contracts listed in this section are being recommended for award to the responsive, responsible bidder(s) who met the requirements of the respective solicitation.

**Item 1.1: Cryogenic Oxygen Plant Facilities Maintenance and Technical Support Services** is to award this contract for maintenance and support services of cryogenic oxygen plant facilities for the Miami-Dade Water and Sewer Department. The amount being requested is **\$427,000**. If the County chooses to exercise the four, one-year option-to-renew periods, the cumulative value will be **\$2,135,000**.

## **Section 2 REJECTED BIDS**

A bid may be rejected when adverse conditions exist such as the proposal not conforming to the specifications and/or solicitation documents, insufficient financial resources, technical ability, physical capacity and/or skill of the vendor, unfair and unreasonable pricing, insufficient competition and for any other cause in the best interest of the County.

There are no items for this section.

## **Section 3 COMPETITIVE CONTRACT MODIFICATIONS**

A competitive contract modification is an award of a supplemental allocation for goods or services within the scope of the original contract award.

**Item 3.1: Voter Registration System** is to modify this contract for additional spending authority to allow the Elections Department to continue purchase of maintenance and support services for the Voter Registration System. The additional amount being requested is **\$45,000**.

**Item 3.2: GOEM Parts/Repairs/Transit Revenue Vehicles** is to modify this contract for additional time and spending authority to allow the Miami-Dade Transit Department to continue to purchase genuine original equipment manufacturer parts and repair services for the Metrorail and Metromover systems. The additional amount being requested is **\$3,000,000**.

**Item 3.3: Dor-o-matic Automatic Door Repairs & Maintenance** is to modify this contract for additional time and spending authority to allow various County departments to continue the purchase of parts, repair and maintenance services for automatic doors and related components. The additional amount being requested is **\$797,000**.

**Item 3.4: Tire Leasing and Vehicle Tire Services** is to modify this contract for additional time and spending authority to allow the Miami-Dade Transit Department to continue the purchase of tire leasing and related tire services for the bus fleet. The additional amount being requested is **\$1,940,000**.

**Section 4: PURCHASES MADE UNDER COMPETITIVELY AWARDED CONTRACTS  
OF OTHER GOVERNMENTAL ENTITIES**

The County may access contracts competed and awarded by federal, state and local governments when it is legally permissible, it is determined to be in the best interest of the County, and the item is not available through an existing County contract.

There are no items for this section.

  
Assistant County Manager

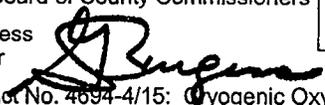
**SECTION 1  
AWARD OF COMPETITIVE BIDS**

**Item 1.1**

**Memorandum** 

**Date:** March 12, 2010

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

**From:** George M. Burgess  
County Manager 

**Subject:** Award of Contract No. 4694-4/15: Cryogenic Oxygen Plant Facilities  
Maintenance and Technical Support Services

**RECOMMENDATION**

It is recommended that the Board of County Commissioners approve award of this contract to Mixing & Mass Transfer Technologies LLC to provide special maintenance and support services for the Miami-Dade Water and Sewer Department's cryogenic oxygen plant facilities.

**CONTRACT NUMBER:** 4694-4/15

**CONTRACT TITLE:** Cryogenic Oxygen Plant Facilities Maintenance and Technical Support Services

**TERM:** One year with four, one-year options-to-renew

**APPROVAL TO ADVERTISE:** October 8, 2009

**METHOD OF AWARD:** To the responsive and responsible bidder offering the lowest aggregate price.

**PREVIOUS CONTRACT AMOUNT:** \$594,000 for one year

**CONTRACT AMOUNT:** \$427,000\*  
\*Should the County choose to exercise the four, one-year options-to-renew, the cumulative value will be \$2,135,000.

**USING/MANAGING AGENCY AND FUNDING SOURCE:**

<u>Department</u>	<u>Allocation</u>	<u>Funding Source</u>	<u>Contract Manager</u>
Miami Dade Water and Sewer Department	\$427,000	Proprietary Funds	Gregory Hicks

**DPM AGENT/OFFICER:** Melinda Henderson, Department of Procurement Management

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**VENDOR RECOMMENDED  
FOR AWARD:**

<b>Vendor</b>	<b>Address</b>	<b>Principal</b>
Mixing & Mass Transfer Technologies, LLC (Non-local vendor)	8 John Walsh Boulevard Suite 423 Peerskill, New York 10566	Jerry Warakowski

**PERFORMANCE DATA:** There are no performance issues with the recommended firm.

**COMPLIANCE DATA:** There are no compliance issues with the recommended firm.

**VENDORS NOT RECOMMENDED FOR AWARD:** Solutionwerk, Inc.'s bid was higher than the lowest recommended bidder.

Air Products and Chemicals, Inc. submitted a bid after the bid opening date. Therefore, its bid was not considered for award.

**REVIEW COMMITTEE DATE:** October 14, 2009; Item #6-05

**CONTRACT MEASURES:** The Small Business Enterprise Bid Preference was applied in accordance with the Ordinance.

**LIVING WAGE:** The Living Wage Ordinance is not applicable.

**USER ACCESS PROGRAM:** The User Access Program Provision will apply. The 2% program discount will be collected on all purchases.

**LOCAL PREFERENCE:** Local Preference was applied in accordance with the Ordinance.

**ESTIMATED CONTRACT COMMENCEMENT DATE:** Upon approval by the Board and expiration of the Mayoral Veto period

**BACKGROUND**

This contract is required to provide special maintenance and support services to Miami-Dade Water and Sewer Department's (WASD) cryogenic oxygen plant facilities. While department staff maintain the cryogenic facilities, occasionally, performance issues and facilities problems arise that require technical advice and services. These services may include troubleshooting problems via phone conference, personnel training, reviewing maintenance status, providing overhaul procedures, recommending equipment or system upgrading, reviewing operating data, conducting audits of operating procedures, and if requested by WASD, jobsite assistance on equipment or system operation.

Honorable Chairman Dennis C. Moss  
and Members, Board of County Commissioners  
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WASD operates three treatment plants that process and treat wastewater from residences, commercial buildings, industrial plants and institutions. There are nine oxygen plants located at these treatment facilities that produce oxygen used in the wastewater treatment process and are maintained by WASD staff. Oxygen is used in treating and stabilizing raw wastewater which enables a larger volume of wastewater to be disposed of in a shorter time than would be required if the sewage was processed using ambient air.

  
Assistant County Manager

**SECTION 3**  
**COMPETITIVE CONTRACT MODIFICATIONS**

**Item 3.1**

**Contract No.:** EPP-RFP8248

**Contract Title:** **Voter Registration System**

**Description:** To modify this contract for additional spending authority to allow the Elections Department to continue to purchase maintenance and support services for the existing Voter Registration System.

**Type of Change:** Additional spending authority and time

**Existing Allocation:** \$1,000,000 for three years

**Increase By:** \$ 45,000

**Modification Allocation:** \$1,045,000

**Current Expiration:** October 31, 2010

**Using/Managing Department and Funding Source:**

<b>Department</b>	<b>Existing Allocation</b>	<b>Additional Allocation</b>	<b>Modified Allocation</b>	<b>Funding Source</b>	<b>Contract Manager</b>
Elections	<u>\$1,000,000</u>	<u>\$45,000</u>	<u>\$1,045,000</u>	General Fund	John Mendez
<b>Total:</b>	<b>\$1,000,000</b>	<b>\$45,000</b>	<b>\$1,045,000</b>		

<b>Vendor:</b>	<b>Address</b>	<b>Principal</b>
VR Systems, Inc. (Non-local vendor)	2480 Remington Green Circle Tallahassee, FL	Jane Watson

**Performance Data:** There are no performance issues with the awarded firm.

**Compliance Data:** There are no compliance issues with the awarded firm.

**Contract Measure:** A Small Business Enterprise Selection Factor was applied in accordance with the Ordinance.

**Local Preference:** The Local Preference Ordinance is not applicable due to funding source.

**Living Wage:** The Living Wage Ordinance does not apply.

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**User Access Program:** This contract includes the User Access Program provision. The 2% program discount is being collected on all purchases.

**DPM Contract Manager:** Beth Goldsmith

### **REASON FOR CHANGE**

The Elections Department (Elections) requires an increase in allocation for maintenance and support services to the existing Voter Registration (VRS) System supported by VR Systems, Inc. The software was obtained through a full and open competitive Request for Proposals process for software licenses, implementation, configuration, training, and ongoing maintenance and support services. VRS is used by the Elections Department to obtain accurate, up-to-date, statewide voter registration information. The System is required by the Department to ensure compliance with all prerequisites to conduct Miami-Dade County and municipal elections. It functions as a database of all registered voters in the state and helps in determining voter eligibility for elections and assists in petition signature verification.

The Department entered into the contract with VR Systems, Inc. in October 2007. The system was tested, accepted and implemented in September 2008. This is when the term of the software maintenance and support agreement started. The time gap between the contract start date and the software maintenance and support start date resulted in the expiration dates not being on the same schedule. Currently, the annual payment on software maintenance and support service needed to cover the following year is due in September, approximately 6 weeks prior to the end of the contract. This misalignment in dates will result in the department being required to make a payment in September on a contract where the term does not expire nor will the allocation be available until November.

The requested funding will pay for prorated maintenance and support fees, amend the anniversary date of the fees assessed to the County, and prevent a lapse in service. A supplemental agreement has been negotiated with the firm to provide a prorated payment from the current expiration of September 11, 2010 through November 30, 2010, and will modify the maintenance and support services payment to fall after the beginning of the future renewal periods. These changes will ensure that the funding is correctly appropriated on an annual basis throughout the remainder of the contract. Approval of the modification will provide Elections with continuity of services and uninterrupted use of this essential system.

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**Item 3.2**

**Contract No.:** 7554-4/09-4

**Contract Title:** **GOEM Parts/Repairs/Transit Revenue Vehicles**

**Description:** To modify this contract for additional time and spending authority for the Miami-Dade Transit Department to continue to purchase genuine original equipment manufacturer parts and repair services for the Metrorail and Metromover systems.

**Type of Change:** Additional time and spending authority

**Existing Allocation:** \$11,500,000 for one year

**Increase By:** \$ 3,000,000

**Modification Allocation:** \$14,500,000

**Current Expiration:** July 31, 2010

**Modified Expiration:** December 31, 2010

**Using/Managing Department and Funding Source:**

<b>Department</b>	<b>Existing Allocation</b>	<b>Additional Allocation</b>	<b>Modified Allocation</b>	<b>Funding Source</b>	<b>Contract Manager</b>
Transit	<u>\$11,500,000</u>	<u>\$3,000,000</u>	<u>\$14,500,000</u>	MDT Operating	Juan Garcia
<b>Total:</b>	\$11,500,000	\$3,000,000	\$14,500,000		

<b>Vendor(s):</b>	<b>Address</b>	<b>Principal</b>
Kelsan Technologies Corp. (Non-local vendor)	1140 West 15 <sup>th</sup> Street North Vancouver, BC, Canada	Colin Dickson
Bombardier Mass Transit Corp. (Non-local vendor)	Mass Transit-North America Kingston, ON	Dave Roy
Janek Corporation (Non-local vendor)	655 Rte. 9 North Tuckerton, NJ	Chris Apgar
Union Switch & Signal, Inc. (Non-local vendor)	1000 Technology Drive Pittsburgh, PA	Don Stone
Bombardier Transportation Holdings USA, Inc. (Non-local vendor)	1501 Lebanon Church Road Pittsburgh, PA	Robert G. Keeney

Swiger Coil Systems, LLC (Non-local vendor)	4677 Manufacturer Road Cleveland, OH	Dave G. Mann
Penn Machine Co. (Non-local vendor)	106 Station Street Johnstown, PA	Richard E. Trail
Helwig Carbon Products, Inc. (Non-local vendor)	PO BOX 240160 Milwaukee, WI	Mark Umhoefer
Schunk Graphite Technology, LLC (Non-local vendor)	W146 N9300 Held Drive Menomonee, WI	John Butler
Graham White Manufacturing Company (Non-local vendor)	1242 Colorado St. Salam, VA	Carolyn S. Bishop
Rail Bearing Service Corp. (Non-local vendor)	2122 Holston Bend Drive Mascot TN	Sally Mathews
Lake Bay, Inc. / DBA Touchton Industries (Non-local vendor)	5245 N Old Kings Road Jacksonville, FL	Paul Santiago
Saft America, Inc. (Non-local vendor)	120 Cockeysville Road, Ste. #102 Cockeysville, MD	Karl Firsching
DLR Distributors, Inc. (Non-local vendor)	PO Box 870146 Stone Mountain, GA	Dennis J. Riley
Switchgear Unlimited, Inc. (Non-local vendor)	1401 Merchant Ct. Plant City, FL	Kent E. Clearwaters
Pelerin LLC (Non-local vendor)	PO BOX 2401 Sarasota, FL	Thomas M. Anhorn
Cubic Transportation Systems, Inc. (Non-local vendor)	1308 South Washington Tullahoma, TN	Bill Ostrander
Westinghouse Air Brake Technologies / DBA WABTEC Passenger Transit (Non-local vendor)	1001 Air Brake Avenue Wilderming, PA	Bridget Rosenberg
Modern Track Machinery Inc. (Non-local vendor)	1415 Davis Road Elgin, IL	Marlene Gilszmer

Rail Development Group (Non-local vendor)	85 Vantage Point Drive Rochester, NY	Ken VanAlstein
DFM Enterprises, Inc. (Non-local vendor)	385 B Sackett Point Road North Haven, Connecticut	Robert Hofmiller
Digital Recorders Inc. (Non-local vendor)	PO BOX 14068 Research Triangle Park, NC	Linda Lowry
Vapor Stone Rail Systems (Part of WABTEC) (Non-local vendor)	72 Arizona Avenue Plattsburgh, NY	Gianni Guerrea
Plasser American Corp. (Non-local vendor)	2001 Myers Road Chesapeake, VA	Patrick Hofstadler

**Performance Data:** There are no performance issues with the awarded firms.

**Compliance Data:** There are no compliance issues with the awarded firms.

**Contract Measure:** No measure due to funding source.

**Local Preference:** Applied in accordance with the Ordinance where permitted by funding source.

**Living Wage:** The Living Wage Ordinance does not apply.

**User Access Program:** This contract includes the User Access Program provision. The 2% program discount is being collected on all purchases.

**DPM Contract Manager:** Steven Kulick

**REASON FOR CHANGE**

Miami-Dade Transit (Transit) is requesting additional time and spending authority for ongoing parts and repair services for Metrorail and Metromover systems until a successor contract is awarded. This contract provides replacement parts and repair service for selected components of the Metrorail and Metromover revenue vehicles. This contract established a pool of pre-qualified vendors who participate in spot market quotations. The vendor offering the lowest fixed price on the total order, replacement parts needed, or project amount is awarded each order. In addition to replacement parts, bidders may offer fixed prices for rebuilding various components for both Metrorail and Metromover.

The successor contract consolidates two existing contracts and is anticipated to be awarded in November 2010. The additional allocation is based on contract expenditures and prorated for the five-month extension period.

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**Item 3.3**

**Contract No.:** 7580-3/09-3

**Contract Title:** **Dor-o-matic Automatic Door Repairs & Maintenance**

**Description:** To modify this contract for additional time and spending authority to purchase parts, repair, maintenance, and installation services for automatic doors and related components.

**Type of Change:** Additional time and spending authority

**Existing Allocation:** \$2,693,000 for eighteen months

**Increase By:** \$ 797,000

**Modification Allocation:** \$3,490,000

**Current Expiration:** June 30, 2010

**Modified Expiration:** December 31, 2010

**Using/Managing Departments and Funding Sources:**

<b>Departments</b>	<b>Existing Allocation</b>	<b>Additional Allocation</b>	<b>Modified Allocation</b>	<b>Funding Source</b>	<b>Contract Manager</b>
Aviation	\$2,282,000	\$761,000	\$3,043,000	Proprietary Funds	Ivan Valdes
General Services Administration	\$ 107,000	\$ 36,000	\$ 143,000	Internal Service Funds	Juan Silva
Public Housing Agency	\$ 86,000	\$ 0	\$ 86,000	Federal Funds	Indira Rajkumar
Library	\$ 34,000	\$ 0	\$ 34,000	Library District	Lluis Gorgoy
Transit	\$ 146,000	\$ 0	\$ 146,000	MDT Operating	Steve Chayt
Police	\$ 14,000	\$ 0	\$ 14,000	General Fund	Laura Romano
Park and Recreation	\$ 20,000	\$ 0	\$ 20,000	General Fund/ Proprietary Funds	Bill Solomon
Vizcaya	<u>\$ 4,000</u>	<u>\$ 0</u>	<u>\$ 4,000</u>	Proprietary Funds	Anabel Miro
<b>Total:</b>	<b>\$2,693,000</b>	<b>\$797,000</b>	<b>\$3,490,000</b>		

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<b>Vendor:</b>	<b>Address</b>	<b>Principal</b>
Dash Door & Closer Service, Inc. (Local vendor)	7801 NW 29 Street Miami, FL	Juan Lizaso

**Performance Data:** There are no performance issues with the awarded firm

**Compliance Data:** There are no compliance issues with the awarded firm.

**Contract Measure:** No measure due to insufficient availability.

**Local Preference:** The Local Preference Ordinance does not apply.

**Living Wage:** The services being provided are covered under the Living Wage Ordinance.

**User Access Program:** This contract includes the User Access Program provision. The 2% program discount is being collected on all purchases.

**DPM Contract Manager:** Martha Garofolo

### **REASON FOR CHANGE**

Authorization for approval of this contract modification is required to cover maintenance and installation services, parts and repair for automatic doors and related components for various County departments for an additional six months. The Miami-Dade Aviation Department utilizes this contract for the overhaul, replacement, rehabilitation and relocation of critical automatic doors throughout its terminals. The current contract expires on June 30, 2010. Bids received for the successor contract were rejected at the April 8, 2010 Board meeting as key operational components, such as software maintenance and synchronization requirements, were not included in the scope of work. Approval of this modification will ensure continuity of services while a successor contract is established.

**Item 3.4**

**Contract No.:** 7400-0/08

**Contract Title:** **Tire Leasing and Vehicle Tire Services**

**Description:** To modify this contract for additional time and spending authority to allow the Miami-Dade Transit Department to continue to purchase tire leasing and related services for the bus fleet.

**Type of Change:** Additional time and spending authority

**Existing Allocation:** \$25,600,000

**Increase By:** \$ 1,940,000

**Modification Allocation:** \$ 27,540,000

**Current Expiration:** July 16, 2010

**Modified Expiration:** December 16, 2010

**Using/Managing Department and Funding Source:**

Department	Existing Allocation	Additional Allocation	Modified Allocation	Funding Source	Contract Manager
Transit	<u>\$25,600,000</u>	<u>\$1,940,000</u>	<u>\$27,540,000</u>	MDT Operating	Juan Garcia
<b>Total:</b>	<b>\$25,600,000</b>	<b>\$1,940,000</b>	<b>\$27,540,000</b>		

<b>Vendor:</b> The Goodyear Tire & Rubber Company (Non-local vendor)	<b>Address:</b> 1144 East Market Street Akron, OH	<b>Principal:</b> Robert J. Keegan
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**Performance Data:** There are no performance issues with the awarded firm.

**Compliance Data:** There are no compliance issues with the awarded firm.

**Contract Measure:** No measure due to funding source.

**Local Preference:** The Local Preference Ordinance is not applicable due to the funding source.

**Living Wage:** The Living Wage Ordinance does not apply.

**User Access Program:** The User Access Program provision does not apply due to the funding source.

**REASON FOR CHANGE**

This contract allows for the lease of tires and purchase of related tire services for the bus fleet. The services include tire mounting, dismounting, re-grooving and re-capping. The replacement contract was advertised and is anticipated to be awarded by November 2010. Approval of this modification will ensure continuity of services while a successor contract is established.

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# MEMORANDUM

(Revised)

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

**DATE:** June 3, 2010

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

**SUBJECT:** Agenda Item No. 8(O)(1)(D)

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)(D)  
6-3-10

Veto

\_\_\_\_\_

Override

\_\_\_\_\_

RESOLUTION NO. R-612-10

RESOLUTION AUTHORIZING AWARD OF COMPETITIVE CONTRACTS AND CONTRACT MODIFICATIONS, AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE OPTIONS-TO-RENEW ESTABLISHED THEREUNDER FOR PURCHASE OF GOODS AND SERVICES, AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSIT SYSTEM SURTAX FUNDS

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 authorizes award of competitive contracts and contract modifications, authorizes the County Mayor or County Mayor's designee to exercise options-to-renew established thereunder for the purchase of goods and services, and authorizes the use of the County Transit System Surtax Funds.

The foregoing resolution was offered by Commissioner Carlos A. Gimenez who moved its adoption. The motion was seconded by Commissioner Jose "Pepe" Diaz and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 3<sup>rd</sup> day of June, 2010. This resolution shall become effective as follows: (1) 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, and (2) either i) the Citizens' Independent Transportation Trust (CITT) has approved same, or ii) in response to the CITT's disapproval, the County Commission re-affirms its award by two-thirds (2/3) vote of the Commission's membership and such reaffirmation becomes final.

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.

Bruce Libhaber