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OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

Memorandum

MIAMI-DADE COUNTY

Agenda Item No. 9(A)(3)

Resolution No. R-949-10

Date: September 21, 2010

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

From: George M. Burgess
County Manager

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

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RECOMMENDATION

It is recommended that the Board of County Commissioners adopt the attached resolution ratifying the County Mayor's or County Mayor's designee's actions taken from April 1, 2010 through July 31, 2010 in expediting the capital improvement projects identified on the attached schedules (Exhibits A and B) as authorized by Ordinance No. 09-60 extending the "Economic Stimulus Plan" (ESP). During this period, three projects totaling $8,374,480.97 were awarded directly via the ESP (see Exhibit A). Also, please note that two items included in the attached Exhibit B were awarded through alternate methods of contracting outside the referenced period (during the second quarter of FY 2009-2010).

- Envirowaste Services Group, Inc. in the amount of $2,600,000.00 for the Miami-Dade Water and Sewer Department (WASD); Project Name: One Year Countywide Contract for Rehabilitation of Sanitary Sewers by the Sectional Lining Method, with County Option to Renew for an Additional Three Years on a Yearly Basis (Project part of the February 2010 ESP list)
- Gannett Fleming, Inc. in the amount of $274,480.97 for Miami-Dade Transit; Project Name: Park and Ride Facility at SW 344th Street and Busway (Project part of the original July 2008 ESP list)
- PB Americas, Inc. in the amount of $5,500,000.00 for the Miami-Dade Water and Sewer Department; Project Name: Construction Management Services for Government Cut Utility Relocation Projects (Project part of the February 2010 ESP list)

SCOPE

The three contract awards detailed in Exhibit A involve the need to provide construction services for capital improvement projects that are located within Commission Districts 5 and 9; however, one of the WASD projects will have a countywide impact.

FISCAL IMPACT/FUNDING SOURCE

The contract awards are funded by a variety of funding sources as described in the adopted capital plan for FY 2009-10 for the specific projects and listed on the attached Exhibit A. Each project's on-going current and future operations and maintenance impact have been budgeted by the departments and are shown on Exhibit A attached.

TRACK RECORD / MONITOR

The contractors listed on the attached Exhibit A have received previous contracts from the County and have performed work for various County departments. The Office of Capital Improvements Capital Improvements Information System (CIIS) database contains ten evaluations for Envirowaste Services Group, Inc. showing a satisfactory rating. There is one evaluation in CIIS for Gannett Fleming, Inc. showing satisfactory performance for the vendor. PB Americas, Inc. has sixteen evaluations in CIIS showing a satisfactory performance rating. The staff assigned to the day-to-day operations of these contracts is listed

in the contract award memorandum for the project. The ESP is being coordinated and monitored by the Office of Capital Improvements (OCI).

BACKGROUND

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 identified in the approved annual capital budget (Proposed Capital Budget and Multi-Year Capital Plan) and included by the Board in Resolution No. R-851-08 or subsequently added by the Board via resolution. The Board also adopted Ordinance No. 09-60 amending the ESP Ordinance to include in the list of projects capital projects funded through the American Recovery and Reinvestment Act (ARRA) and extending the sunset provision until July 2011. On February 2, 2010, the Board adopted via resolution that additional capital projects be added to the ESP in order to maintain Miami-Dade County's continuous support of the local construction industry.

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 building 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, design and construction contracts, resulting in significant efficiencies in the implementation of those projects.

During this reporting period, OCI processed three qualifying award as listed in Exhibit A. Exhibit A also includes a summary of the Community Small Business Enterprise (CSBE), Community Business Enterprise (CBE), Disadvantaged Business Enterprise (DBE), Community Workforce Program (CWF) participation, the Solicitation Method used, and the Number of Jobs Generated as calculated by the Office of Economic Development Coordination, for ESP projects.

The Department of Small Business Development (SBD) is supporting the ESP by accelerating the project review and goal analysis process to ensure participation of small businesses on County contracts. All ESP projects are reviewed by SBD for the application of program measures in the areas of construction, architecture and engineering services. Between April 1, 2010 and July 31, 2010, SBD reviewed one project under the Economic Stimulus Plan recommending small business participation of $1,378,373 or 27%. Small business participation measures approved under the ESP over the last two year implementation period totals $117,657,529 or 19%, representing a 7% increase over the 12% average participation for the two year period prior to implementation of the stimulus plan. The average turnaround time for expedited project review and goal analysis during this period was three days, which is five days less than the average processing time for the period.

In total, 32 projects have been awarded under the authority granted through Section 2-8.2.7 of the Code of Miami-Dade County. However, there are other projects that are part of the ESP which have been expedited utilizing alternative contracting mechanisms. Alternative contracting mechanisms includes contracts advertised, awarded or underway using the Miscellaneous Construction Contracts (MCC) 7040 and 7360, Department of Procurement Management and other existing departmental contracts, in-house forces and grant agreements. For the period ending July 31, 2010, projects awarded using Alternate Methods of Contracting, totaled $1.17 million as detailed on Exhibit B. The funding sources and fiscal impact for these projects are also listed on Exhibit B. To date, ESP projects awarded using alternative contracting mechanisms total $332 million.

Assistant County Manager

MEMORANDUM

(Revised)

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

DATE: September 21,2010

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

SUBJECT: Agenda Item No. 9(A)(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**

_____ **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**

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Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 9(A)(3)
9-21-10

RESOLUTION NO. R-949-10

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 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 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 Rebeca Sosa 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	aye	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	absent		

The Chairperson thereupon declared the resolution duly passed and adopted this 21st day of September, 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.

Hugo Benitez

Exhibit A

Economic Stimulus Plan
Project Ratification List for Contract Awards
For the Period ending July 31, 2010

Department	Type of Solicitation	Contract Type	Contract No. / Project No.	Project Name	Awarded To	Footnotes	District	Contract Amount	Funding Source	Fiscal Impact - Operations and Maintenance Costs	Est. Start Date / Est. End Date	Contract Measures: CSBE	CBE	DBE	CWF	No. of Jobs Generated *	Description
WASD	County Bidding Process	C	S-847 / S-847 ESP	One Year Countywide Contract for Rehabilitation of Sanitary Sewers by the Sectional Lining Method, with County Option to Renew for an Additional Three Years on a Yearly Basis	Envirowaste Services Group, Inc.	1	Various	$2,600,000.00	Future WASD Revenue Bonds, Wastewater Renewal Fund, WASD Revenue Bonds Sold	Operations and Maintenance costs will be $26,000 annually for each. These costs will be funded from the Department's Operations and Maintenance budget.	6/21/2010 / 6/21/2014	0%	0%	0%	0%	12	Furnish all labor, materials and equipment necessary for rehabilitating 8-inch through 36-inch diameter sanitary sewer pipe faults by the cured-in-place sectional lining method, under different work orders and at different locations within the limits of Miami-Dade County.
Transit	Professional Services FS 287.055	PSA	CIP014-TR08-DE1 / E08-MDT-01 ESP	Park and Ride Facility at SW 344th Street and Busway	Gannett Fleming, Inc.	2	9	$274,480.97	FDOT Funds	Project does not create any additional impact on the current budget through FY 2011-12 during the design and construction phases. The combined Operations and Maintenance costs are $180,000 per year commencing in FY 2013. These costs will be funded through the Department's Operating funds.	7/4/2010 / 7/4/2014	0%	0%	10%	0%	1	To provide final design, public involvement activities, preparation of a complete set of biddable construction documents, technical specifications, preparation of the engineer's estimate of probable construction cost, process plans through the dry run permit process, and provide design services during construction for the Park and Ride Facility.
WASD	Professional Services FS 287.055	PSA	E10-WASD-01 / E10-WASD-01 ESP	Construction Management Services for Government Cut Utility Relocation Projects	PB Americas, Inc.		5	$5,500,000.00	Future WASD Revenue Bonds	Project does not create any additional impact on the current budget nor does it impact future budgets as this is a PSA to supply construction management services which will have no impact on operational or maintenance costs.	9/10/2010 / 9/10/2015	0%	27%	0%	0%	19	Contract administration and construction management services to manage the design, permitting and construction of projects related to the Government Cut Utility Projects consisting of the replacement of a portion of the existing 54-inch force main from south Miami Beach to Fisher Island, under the Government Cut Channel, and the replacement of the existing 20-inch water main from Port Island to Fisher Island under the Fisherman's Channel.
				Total No. of Awards	**3**									**Total No. of Jobs Generated**		**32**	
				Total Dollar Value of Awards	**$8,374,480.97**												

Contract Type Legend:

C - Construction
PSA - Professional Services Agreement

Footnotes:

1. If a work order is determined to be in a Designated Target Area, then CWF Program goals shall be applicable.

2. Due to the small contract value and/or project duration of less than one year, the analysis of jobs generated yielded a figure of less than one. This figure was rounded up to one job generated.

* Includes both full-time and part-time employment positions. Estimate prepared by the Office of Economic Development Coordination.

Exhibit B

Economic Stimulus Plan (ESP)
Alternate Methods of Contracting
Status Report
For the Period ending July 31, 2010

Department	Type of Solicitation	Contract Type	Project Name/Description	Award Mechanism	Awarded To	Award Date	Funding Source	Fiscal Impact - Operations and Maintenance Costs	Contract Measures				No. of Jobs Generated *	Projected/ Actual Design/ Construction Start Date	Contract Amount
									CSBE	CBE	DBE	CWF			
Public Works	County Bidding Process	C	ARRA Roadway Resurfacing Contract FM #426435-1 **MCC 7360 RPQ 20090116**	**MCC** RPQ for Construction	H & R Paving, Inc.	3/11/10 (A)	FDOT Funds	Project does not create any additional impact on current budget nor does it impact future budgets.	0%	0%	10%	0%	10	4/26/10 (A)	$468,800.00
Public Works	County Bidding Process	C	ARRA Roadway Resurfacing Contract FM #426608-1, FM#426610-1 & FM# 426611-1 **MCC 7360 RPQ 20090123**	**MCC** RPQ for Construction	H & R Paving, Inc.	2/24/10 (A)	FDOT Funds	Project does not create any additional impact on current budget nor does it impact future budgets.	0%	0%	10%	0%	13	4/30/10 (A)	$666,601.00
Community Action Agency	County Bidding Process	C	ARRA Weatherization Program **MCC 7040 RPQ SA042710ARRA002**	**MCC** RPQ for Construction	Project 1 Construction, Inc.	7/23/10 (A)	Florida Department of Community Affairs	Project does not create any additional impact on current budget nor does it impact future budgets.	100%	0%	0%	0%	8	08/30/10 (T)	$41,779.00
									Total No. of Jobs Generated				**31**	**Total**	**$1,177,180.00**

Legend:

(A) - Actual
(T) - Tentative
* - includes both full-time and part-time employment positions. Estimate prepared by the Office of Economic Development Coordination.
C - Construction
RPQ - Request for Price Quotation