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

Memorandum

MIAMI-DADE COUNTY

Date: March 1, 2011

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

Resolution Number: R-151-11

To: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

From: George M. Burgess
County Manager

Subject: Resolution Authorizing Award of Competitive Contracts

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Recommendation

It is recommended that the Board of County Commissioners approve the attached award of competitive contracts 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. There is no additional fiscal impact beyond what is stated on the individual items in this package. 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: Maintenance, Repair Services and Parts for Power Generating and Pumping Systems is to award this contract to supply maintenance, repair services, and parts for power generating and pumping systems. The amount being requested is **$11,200,000.** If the County chooses to exercise the one, five-year option-to-renew period, the cumulative value is $22,400,000.

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: Active Strategy is to modify this contract for additional time and spending authority to allow the Office of Strategic Business Management to purchase required maintenance, support, and professional technical services for the existing Active Strategy Enterprise Performance Management System (ASE). The additional amount being requested is **$432,000**.

Assistant County Manager

MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez and Members, Board of County Commissioners

DATE: March 1, 2011

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

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

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
Veto _____
Override _____

Agenda Item No. 8(O)(1)(C)
3-1-11

RESOLUTION NO. R-151-11

RESOLUTION AUTHORIZING AWARD OF COMPETITIVE CONTRACTS, REJECTION OF BIDS, AND CONTRACT MODIFICATIONS, AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE, AND TO EXERCISE OPTIONS-TO-RENEW ESTABLISHED THEREUNDER FOR PURCHASE OF GOODS AND SERVICES

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, rejection of bids, and contract modifications, and authorizing the County Mayor or County Mayor's designee, and to exercise options-to-renew established thereunder for the purchase of goods and services.

The foregoing resolution was offered by Commissioner **Dennis C. Moss**, who moved its adoption. The motion was seconded by Commissioner **José "Pepe" Diaz** and upon being put to a vote, the vote was as follows:

Joe A. Martinez, Chairman **aye**
Audrey M. Edmonson, Vice Chairwoman **absent**

Bruno A. Barreiro	**aye**	Lynda Bell	**aye**
Jose "Pepe" Diaz	**aye**	Carlos A. Gimenez	**absent**
Sally A. Heyman	**aye**	Barbara J. Jordan	**aye**
Jean Monestime	**aye**	Dennis C. Moss	**aye**
Natacha Seijas	**absent**	Rebeca Sosa	**aye**
Sen. Javier D. Souto	**aye**		

The Chairperson thereupon declared the resolution duly passed and adopted this 1st day of March, 2011. 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

DIANE COLLINS

By:_____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Hugo Benitez

SECTION 1
AWARD OF COMPETITIVE BIDS

Item 1.1

Memorandum

Date: December 23, 2010

To: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

From: George M. Burgess
County Manager

Subject: Recommendation for Approval to Award: Maintenance, Repair Services and Parts for Power Generating and Pumping Systems

RECOMMENDATION

It is recommended that the Board of County Commissioners approve award of this contract to the vendors listed below to supply maintenance, repair services and parts for power generating and pumping systems.

CONTRACT NUMBER: 7712-1/20

CONTRACT TITLE: Maintenance, Repair Services and Parts for Power Generating and Pumping Systems, Pre-qualification.

TERM: Five years with one, five-year option-to-renew

APPROVAL TO ADVERTISE: July 19, 2010

CONTRACT AMOUNT: $11,200,000 for the initial five-year term*
*If the County chooses to exercise the one, five-year option-to-renew, the total contract value will be $22,400,000.

USING/MANAGING AGENCIES AND FUNDING SOURCES:

Department	Allocation	Funding Source	Contract Manager
Miami-Dade Water and Sewer Department	$11,200,000	Proprietary Funds	Gregory Hicks
Total	$11,200,000		

PREVIOUS CONTRACT AMOUNT: $13,400,000 for 72 months

DPM AGENT/OFFICER: Robin Webb, Department of Procurement Management

METHOD OF AWARD: Award of this contract is being made by group:

Group A: Pre-qualification of vendors for maintenance and repair services.

Group B: Pre-qualification of vendors for purchase of parts.

Additional qualified vendors may be added to both groups at any time during the contract term.

VENDORS RECOMMENDED FOR AWARD:

Vendor	Address	Principal	Award
All Power Generators Corp. (Local vendor)	9840 NW 117th Way Medley, FL 33178	Juan R Garcia	Pre-qualified vendor for Groups A and B
Condo Electric Motor Repair Corp. (Local vendor)	3615 E 10th Court Hialeah, FL 33013	Hector Gomez	Pre-qualified vendor for Groups A and B
Generating Systems, Inc. (Local vendor)	13440 SW 29th Terrace Miami, FL 33175	Fernando Perez	Pre-qualified vendor for Group B

VENDORS NOT RECOMMENDED FOR AWARD:

Cameron Compression Systems and Engine Systems are not being recommended for award due to exceptions taken to the terms and conditions of the bid solicitation.

Grove Power and Tampa Armature Works did not acknowledge receipt of Bid Addendum No. 2, which removed the requirement to have an office in South Florida, thus opening up competition to vendors outside the South Florida area.

Vendors not being recommended for award may be added to the contract upon removal of exceptions and/or acknowledging receipt of bid addenda.

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

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

CONTRACT MEASURES: The Small Business Enterprise Bid Preference will be applied in accordance with the Ordinance at the time of spot market quotation.

LIVING WAGE: The items being purchased are not covered under the Living Wage Ordinance.

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

LOCAL PREFERENCE: The Local Preference will be applied in accordance with the Ordinance at the time of spot market quotations.

ESTIMATED CONTRACT COMMENCEMENT DATE: Upon approval by the Board and expiration of the Mayoral veto period.

BACKGROUND

This contract will provide a pool of pre-qualified vendors to participate in future spot market quotations. This contract covers the repair and overhaul of equipment as well as purchase of parts to support existing units. One competitive and two non-competitive contracts have been consolidated into this replacement contract. The equipment that will require maintenance and repair are no longer under warranty. The replacement contract allows vendors who have demonstrated experience servicing these units to compete for the work, thereby increasing competition and best value. Additional qualified vendors may be added to the pool at any time during the term of the contract.

The replacement contract will allow the department to quote out the services and parts needed for their power generating and pumping systems. Miami-Dade Water and Sewer Department plant maintenance personnel provide routine maintenance to engines, generators and pump motors for operation of the water and wastewater treatment plants. Major repairs and overhauls will be outsourced to qualified vendors under Group A through spot market purchases. Parts for repairs will be purchased from vendors qualified under Group B.

Assistant County Manager

SECTION 3
COMPETITIVE CONTRACT MODIFICATIONS

Item 3.1

Contract No.: RFP434A-3

Contract Title: **Active Strategy Enterprise Performance Management System**

Description: To modify this contract for additional time and spending authority for the Office of Strategic Business Management (OSBM) to purchase required maintenance, support, and professional technical services for the existing Active Strategy Enterprise Performance Management System (ASE) provided by ActiveStrategy, Inc. The Performance Management System is used throughout the County to track performance and facilitate compliance with the Miami-Dade County's Governing for Results Ordinance No. 05-136.

Type of Change: Additional time and spending authority.

Existing Allocation: $135,000 for one year
Increase By: $432,000
Modification Allocation: $567,000

Current Expiration: September 7, 2011

Modified Expiration: September 7, 2015

Using/Managing Department and Funding Source:

Department	Existing Allocation	Additional Allocation	Modified Allocation	Funding Source	Contract Manager
OSBM	$135,000	$432,000	$567,000	General Fund/ Proprietary Funds	Ray Scher
Total:	**$135,000**	**$432,000**	**$567,000**		

Vendor:	Address	Principal
ActiveStrategy, Inc. (Non-local vendor)	190 W German Town Pike, Suite 200 E. Norriton, PA 19401	Jack Steele

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 – This solicitation was issued prior to the approval of measures.

Review Committee Date: October 22, 2004

Local Preference: Applied in accordance with the Local Preference Ordinance.

Living Wage: The services being provided are not 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: Julian Manduley

REASON FOR CHANGE

The Office of Strategic Business Management (OSBM) is requesting additional time and spending authority to purchase required maintenance and support services, and professional technical services for the existing Active Strategy Enterprise Performance Management System (ASE) provided by ActiveStrategy, Inc. ASE was purchased under full and open competition through a Request for Proposals process. The System was implemented in 2005 and currently has more than 1,000 active County users that utilize this as a tool to gauge departmental performance and report on quarterly objectives. ASE houses important performance measurement information and is used by County executives to track progress towards achieving strategic goals and outcomes defined by the County's Strategic Plan. ASE has been customized to serve as the foundation for departmental business plans and assists in facilitating compliance with Ordinance No. 05-136. Every County department uses ASE to develop scorecards and business plans, compare performance measures against goals, and monitor progress on special projects and initiatives.

The County has a perpetual enterprise license with ActiveStrategy and must pay for annual maintenance of the licensed software products. Staff negotiated a reduction in the existing fees. The current allocation in the amount of $135,000 is for a one year term. Additional funds in the amount of $432,000 cover the four-year extension being requested at an average cost of $108,000 per year. The additional allocation requested through this modification will cover maintenance, support, and professional technical services through the remainder of the contract term.

ActiveStrategy is the sole proprietor and developer of ASE. No other vendor is capable of providing the required maintenance, support, and professional technical services. Due to the proprietary nature of ASE, it is recommended that the County approve this modification in the best interest of the County for continuity of services.