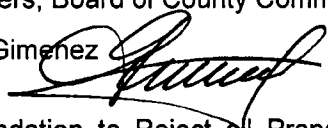


# Memorandum



**Date:** September 20, 2011

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

**From:** Carlos A. Gimenez  
Mayor 

**Subject:** Recommendation to Reject all Proposals - Special Transportation Services (STS)  
RFP No. 709

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

Resolution No. R-736-11

## RECOMMENDATION

It is recommended that the Board reject all proposals received pursuant to Request for Proposals (RFP) No. 709 and waiving Section 2-8.4 of the Code of Miami-Dade County and Administrative Order 3-21 pertaining to bid protest procedures.

## BACKGROUND

As noted in the supplement to Item 8O1H on the September 1, 2011 Board agenda, on March 1, 2011, the Board adopted Resolution No. R-166-11 directing: the reinstatement of the Notice to Proceed issued on December 2, 2010 for the Radio Frequency Identification (RFID) Pilot Program under contract No. TR04-TSB for Special Transportation Services (STS); revision and execution of an amendment to said contract to reflect the agree-to lower price offered by Advanced Transportation Solutions; suspension of negotiations pursuant to Request for Proposals No. 709 (RFP No. 709) until further action by the Board; and presentation of the results of said pilot program to the Board within 6 months.

The pilot program results indicated that Long Range RFID could be used to automatically authenticate STS clients boarding RFID-equipped paratransit vehicles. However, the County Attorney's Office advised that inclusion of this technology in the current RFP would constitute a material change to the specifications. The existing solicitation cannot be modified to incorporate this technology because proposals, including price, have already been received, opened, and evaluated. As such, I advised the Board that I intended to bring to you a recommendation to reject all bids associated with RFP No. 709 in order to incorporate specifications for Long Range RFID into a future solicitation.

The attached resolution would effectuate that rejection and further waives Section 2-8.4 of the Code of Miami-Dade County and Administrative Order 3-21 pertaining to bid protest procedures. Approval of this recommendation will allow staff to begin a new procurement incorporating specification for the Long Range RFID pilot program results.

  
Deputy Mayor/County Manager



# MEMORANDUM

(Revised)

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

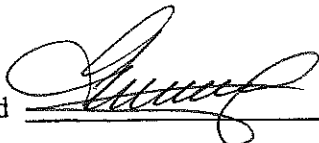
DATE: September 20, 2011

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

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

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)(F)  
9-20-11

RESOLUTION NO. R-736-11

RESOLUTION REJECTING ALL PROPOSALS RECEIVED PURSUANT TO REQUEST FOR PROPOSALS NO. 709; WAIVING SECTION 2-8.4 OF THE CODE OF MIAMI DADE COUNTY AND ADMINISTRATIVE ORDER 3-21 PERTAINING TO BID PROTEST PROCEDURES BY A TWO THIRDS VOTE

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 approves rejection of all proposals received pursuant to Request for Proposals (RFP) No. 709; waiving Section 2-8.4 of the Code of Miami-Dade County and Administrative Order 3-21 pertaining to bid protest procedures by a two thirds vote.

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

- |                                     |     |
|-------------------------------------|-----|
| Joe A. Martinez, Chairman           | aye |
| Audrey M. Edmonson, Vice Chairwoman | nay |
| Bruno A. Barreiro                   | aye |
| Lynda Bell                          | aye |
| Esteban L. Bovo, Jr.                | aye |
| Jose "Pepe" Diaz                    | aye |
| Sally A. Heyman                     | aye |
| Barbara J. Jordan                   | aye |
| Jean Monestime                      | aye |
| Dennis C. Moss                      | aye |
| Rebeca Sosa                         | aye |
| Sen. Javier D. Souto                | aye |
| Xavier L. Suarez                    | aye |

The Chairperson thereupon declared the resolution duly passed and adopted this 20<sup>th</sup> day of September, 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

By: **Christopher Agrippa**  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

A handwritten signature in black ink, appearing to read "B. Libhaber".

Bruce Libhaber