

Memorandum



Date: February 7, 2012

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

From: Carlos A. Gimenez
Mayor

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

Agenda Item No. 8(F)(18)

Resolution No. R-133-12

RECOMMENDATION

It is recommended that the Board of County Commissioners (Board) adopt the attached Resolution ratifying the actions of the County Mayor or County Mayor's designee from May 1, 2011 through September 30, 2011 in expediting the capital improvements projects identified below and on the attached schedule (Exhibit A).

These projects are authorized by Section 2-8.2.7 of the Miami-Dade County Code, also known as the "Economic Stimulus Plan" (ESP). These two projects total \$6,884,050.22 and were awarded directly via the ESP during the aforementioned time period. They are as follows:

- Seaboard Marine Cargo Terminal Redevelopment Phase II (3 of 5) (Project part of the February 2010 ESP list) – Awarded to Florida Construction & Engineering Inc. in the amount of \$5,061,850.22 for the Seaport Department (Seaport);
- Design-Build Services for the Metromover - Bicentennial Park Station Rehabilitation (Project part of the July 2008 ESP list) – Awarded to Carivon Construction Company in the amount of \$1,822,200.00 for Miami-Dade Transit (Transit).

SCOPE

The contract awards above and detailed in Exhibit A involve construction services for capital improvement projects that are located within Commission Districts 3 and 5.

FISCAL IMPACT/FUNDING SOURCE

The contract awards are funded by a variety of funding sources as described in the adopted FY 2010-11 and FY 2011-12 Multi-Year Capital Plans (Capital Budgets). Current and future operations and maintenance funding impacts have been budgeted by the departments and are shown on Exhibit A.

TRACK RECORD / MONITOR

The Internal Services Department's (ISD's) database, the Capital Improvements Information System (CIIS), contains the following information regarding vendor performance:

- CIIS shows 34 evaluations for Florida Construction & Engineering Inc., which reflect satisfactory performance for the vendor.
- CIIS shows 4 evaluations for Carivon Construction Company, which reflect satisfactory performance for the vendor.

The staff assigned to the day-to-day operations of this contract is listed in the contract award memorandum for the project. The ESP is being coordinated and monitored by ISD's Capital Improvements Section.

BACKGROUND

The ESP program was originally adopted by the Board on July 17, 2008 through Ordinance No. 08-92, later amended through Ordinance No. 09-60 to include American Recovery and Reinvestment Act of

2009 (ARRA) funded projects and extend the sunset provision, and, most recently, again amended (Ordinance No. 11-49) to further extend the sunset provision of the program through July 2013. The purpose of the ESP program is to provide for expeditious treatment of construction contracts and professional services agreements associated with funded capital improvements projects that are: 1) in the Capital Budget, 2) included in Resolution R-851-08, or 3) subsequently added through separate Board approved resolutions. On February 2, 2010, the Board adopted Resolution R-133-10 incorporating additional capital projects into the ESP.

ESP is an effective way of accelerating the County's capital program by moving funded projects through the contracting approval process at a quicker pace. The ESP reduces the approval timeline approximately 90 to 120 days on each procurement cycle (advertise solicitations, competitive bids and award of qualifying projects) resulting in significant efficiencies in the implementation of those projects.

Exhibit A reflects the two qualifying awards processed by ISD this period along with a summary of the Community Small Business Enterprise, Community Business Enterprise, Disadvantaged Business Enterprise, Community Workforce Program participation, the Solicitation Method used, and the Number of Jobs Generated, as calculated by the Sustainability, Planning and Economic Enhancement Department (SPEED) for ESP projects. Also, SPEED is supporting 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 SPEED for the application of program measures in the areas of construction, architecture and engineering services.

During this reporting period, SPEED reviewed four projects under the ESP, and recommended a total of 23 percent in small business participation measures (\$5,160,778 of the four projects reviewed). Since the ESP's inception in July 2008, SPEED has recommended a total of 17 percent small business participation measures (\$141,581,315 of the projects reviewed). This represents a five percent increase over the 12 percent average participation for the two-year period prior to implementation of the ESP plan. The average turnaround time for expedited project review and goal analysis during this period was six days, which is four days less than the average processing time for the period.

Since 2008, 45 projects have been awarded under the authority granted through ESP. However, there are other projects that are part of ESP which have been expedited utilizing alternative contracting mechanisms. Alternative contracting mechanisms include contracts advertised and awarded using the MCC 7040 and 7360 contracts, SPEED's Procurement contracts and other existing departmental contracts, in-house forces and grant agreements. ESP projects awarded using alternative contracting mechanisms total \$509 million since the inception of the program in 2008.


Deputy Mayor

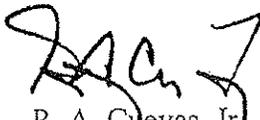


MEMORANDUM

(Revised)

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

DATE: February 7, 2012

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

SUBJECT: Agenda Item No. 8(F)(18)

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(F)(18)
2-7-12

RESOLUTION NO. R-133-12

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,; AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSPORTATION 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 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:

	Joe A. Martinez, Chairman	absent	
	Audrey M. Edmonson, Vice Chairwoman	aye	
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	absent
Xavier L. Suarez	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 7th day of February, 2012. 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 "H. Benitez", is written over a horizontal line.

Hugo Benitez

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Exhibit A
Economic Stimulus Plan
Project Ratification List for Contract Awards
For the Period Ending September 30, 2011

Dept.	Type of Solicitation	Contract Type	Contract No.		Project Name	Awarded To	District	Contract Amount	Funding Source/ Index Codes	Fiscal Impact/ Operations and Maintenance Costs	Est. Start Date		Contract Measures			No. of Jobs Generated	Description	
				Project No.							Est. Start Date	Est. End Date	CSBE	CBE	DBE			CWF
Seaport	County Bidding Process	C	2008-032.03	2008-032.03	Seaboard Marine Cargo Terminal Redevelop Phase II (3 of 5)	Florida Construction & Engineering Inc.	5	\$5,061,850.22	FDOT Funds; Seaport Bonds Loans/SP421S MARC31	There are no operations and maintenance costs as this is an infrastructure paving and drainage renovation project.	6/6/11	2/1/12	9.12%	0.00%	0.00%	13.10%	129	This multiphase improvement project consists of upgrading existing utility infrastructure and pavement for approximately 8 acres to improve the efficiency of cargo operations. The area within this phase of the project will primarily be used for heavy equipment and container storage.
Transit	Professional Services FS 287.055	DB	IRP016-CT1	TR10 DB10-MDT-02 ARRA PTP	Design Build Services for the Metro-mover Bicent. Park Station Rehab.	Carivon Construction Company	3	\$1,822,200.00	FTA Section 5307/5309 Formula Grant and PTP Bond Program/MTA R96133202	The project will have an estimated Operations and Maintenance cost of \$185,000/yr funded through Operating Revenues.	9/27/11	11/30/12	0.00%	0.00%	20.00%	0.00%	27	Work under this agreement includes the replacement of the existing escalator, elevator, ceiling, stair nosings, escalator canopy, guardrails, handrails, fencing and removal of the existing fare collection turnstiles. Scope also includes improvements such as grading, paving, drainage painting, lighting and landscaping.

Total Dollar Value of Awards \$6,884,050.22

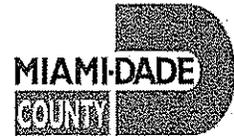
Total No. of Jobs Generated 156

Contract Type Legend:
C - Construction
DB - Design Build
PSA - Professional Services Agreement

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



Memorandum



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

From: Charles Scurr, Executive Director *Charles Scurr*

Date: January 18, 2012

Re: **CITT AGENDA ITEM 7C:**
RESOLUTION BY THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST (CITT) RECOMMENDING THAT THE BOARD OF COUNTY COMMISSIONERS (BCC), RATIFY 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; AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSPORTATION SURTAX FUNDS (MDT)

On January 18, 2012, the CITT voted (9-0) to forward a favorable recommendation to the Board of County Commissioners (BCC) for the approval of the above referenced item, CITT Resolution No. 12-017. The vote was as follows:

Hon. Linda Zilber, Chairperson – Absent
Paul J. Schwiep, Esq., 1st Vice Chairperson – Aye
Hon. Anna E. Ward, Ph.D., 2nd Vice Chairperson – Aye

Christopher Benjamin, Esq. – Absent
David Concepcion – Aye
Glenn J. Downing, CFP® – Absent
Alfred J. Holzman – Aye
Hon. James A. Reeder – Aye

Harold Braynon, Jr. – Absent
Joseph Curbelo – Aye
Peter L. Forrest – Aye
Miles E. Moss, P.E. – Aye
Marilyn Smith – Aye

cc: Alina Hudak, Deputy Mayor/County Manager
Bruce Libhaber, Assistant County Attorney
Alexander Bokor, Assistant County Attorney

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