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

Memorandum

MIAMI-DADE COUNTY

Agenda Item No. 8(F)(3)

Date: June 4, 2013

To: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor

Subject: Resolution Approving a Modification to a Contract with Siemens Industry Inc. Related to the County's Building Management System

Resolution No. R-421-13

Recommendation
It is recommended that the Board of County Commissioners (Board) waive competitive bidding procedures for the purchase of goods and services pursuant to Section 2-8.1 of the County Code and Section 5.03(D) of the Home Rule Charter and approve the attached modification to an existing sole source contract. The item is described briefly below and in more detail in the accompanying attachment.

> **Item 1 – Building Management System, Maintenance** - Modifies this contract for additional spending authority in the amount of $1,098,000 for continued preventative and corrective maintenance, component replacement, software upgrades, and diagnostic testing services to the existing Siemens Building Management System for various County departments.

Scope
The scope of the contract modification in this item is countywide in nature.

Fiscal Impact/Funding Source
The allocations and funding sources for the departments utilizing this contract are listed in detail in the attached item.

The contract amount and departmental 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 each department. Funding will be expended only if the department's budget can support the expenditures approved in its annual budget adopted by the Board.

Track Record/Monitor
There are no known performance/compliance issues with the vendor recommended for award in the attached item. Each departments' contract manager is reflected in the item.

Delegated Authority
If this item is approved, the County Mayor or County Mayor's designee will have the authority to extend the contracts for purchase of goods and services in accordance with the terms and conditions of the contracts listed in the attached items.

Due Diligence
Due diligence was conducted in accordance with the Internal Services Department's Procurement Guidelines to determine Contractor responsibility, including verifying corporate status and review of performance or compliance issues. The lists that were referenced include: convicted vendors, debarred vendors, delinquent contractors, suspended vendors, and federal excluded parties. There

were no adverse findings relating to Contractor responsibility. This information is being provided pursuant to Resolution R-187-12.

Background
Additional information on the item is attached.

Attachment

Edward Marquez
Deputy Mayor

MEMORANDUM
(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: June 4, 2013

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

SUBJECT: Agenda Item No. 8(F)(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 Mayor'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)(3)
6-4-13

RESOLUTION NO. R-421-13

RESOLUTION AUTHORIZING WAIVER OF FORMAL BID PROCEDURES BY A TWO-THIRDS (2/3S) VOTE OF THE BOARD MEMBERS PRESENT TO AUTHORIZE MODIFICATION OF A CONTRACT WITH SIEMENS INDUSTRY INC FOR THE PUCHASE OF GOODS AND SERVICES IN AN AMOUNT UP TO $1,098,000.00

WHEREAS, the County Mayor recommends to this Board to waive formal bid procedures for the purchase of goods and services which cannot be purchased under normal bid procedures,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:

Section 1. This Board waives formal bid procedures, pursuant to Section 5.03(D) of the Home Rule Charter and Section 2-8.1 of the County Code by a two-thirds (2/3s) vote of the members present.

Section 2. This Board authorizes the modification of a contract with Siemens Industry Inc. as set forth in Item 1 of the incorporated memorandum to add an additional $1,098,000.00 of spending authority for the purchase of goods and services.

Section 3. This Board authorizes the County Mayor or County Mayor's designee to execute contracts for the items approved herein and exercise contract modifications, options-to-renew, any cancellation provisions, and any other rights contained therein in accordance with the terms and conditions of such contracts.

The foregoing resolution was offered by Commissioner **Sally A. Heyman**, who moved its adoption. The motion was seconded by Commissioner **Esteban L. Bovo, Jr.** and upon being put to a vote, the vote was as follows:

Rebeca Sosa, Chairwoman	**aye**		
Lynda Bell, Vice Chair	**absent**		
Bruno A. Barreiro	**absent**	Esteban L. Bovo, Jr.	**aye**
Jose "Pepe" Diaz	**absent**	Audrey M. Edmonson	**aye**
Sally A. Heyman	**aye**	Barbara J. Jordan	**aye**
Jean Monestime	**aye**	Dennis C. Moss	**absent**
Sen. Javier D. Souto	**aye**	Xavier L. Suarez	**absent**
Juan C. Zapata	**absent**		

The Chairperson thereupon declared the resolution duly passed and adopted this 4th day of June, 2013. 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. HB/

Hugo Benitez

Item 1 Contract Modification

Contract No.: SS2605-3/15-1	**Title: Building Management Systems, Maintenance**

	Type of Change:
☐ Additional Time ☒ Additional Spending Authority	☐ Authorization to use Charter County Transportation Surtax Funds as a Component of MDT Operating Funds

Contract Description and Reason for Change:

This contract is for preventative and corrective maintenance, component replacement, software upgrades, and diagnostic testing services for the Siemens Building Management System (BMS) installed at various County facilities. Additional allocation of $1,098,000 is being requested for the following:

- Includes funding for the remaining three years of this contract to cover maintenance services at nine new locations that have been added since the original adoption of this contract.
- Equipment upgrades at the Dade County Courthouse and Hickman Administration Building that will allow the Internal Services Department to shift system monitoring from a physical to a virtual service, thus providing redundancy in the event of major power outages, server crashes, and/or hurricane damage.
- New services such as mandated periodic smoke tests and the addition of equipment and monitored devices at the Stephen P. Clark Center, Central Support Facility, and the Miami-Dade Cultural Center, all of which are required as a result of the recently completed installation of new fire alarm and building management control systems in the three facilities.

The BMS provides a one-source management application to ensure the safety and security of the people utilizing County facilities and for the facilities themselves.

Current Term Length:		**Additional Time Requested:**
36 months		N/A
Current Term Start Date:	**Current Term Expiration Date:**	**Proposed Expiration Date:**
December 1, 2012	November 30, 2015	N/A

Departments, Allocations, and Additional Funds Requested

Department	Existing Allocation	Additional Allocation	Modified Allocation	Funding Source	Contract Manager
Fire Rescue	$225,000	$46,000	$271,000	Fire District Funds	Sylvia Novela
Internal Services	2,793,000	988,000	3,781,000	Internal Service Funds	David Garcia
Port Miami	176,000	64,000	240,000	Proprietary Funds	Phil Rose
Water and Sewer	420,000	0	420,000	Proprietary Funds	Gregory Hicks
TOTAL	**$3,614,000**	**$1,098,000**	**$4,712,000**		

Contract Measures:	☐ Small Business Enterprise ☐ Set-Aside ☐ Bid Preference ☐ Selection Factor ☒ Other No Measure – Sole Source
Local Preference Ordinance:	☐ Applies ☒ Does not apply
Living Wage Ordinance:	☐ Applies ☒ Does not apply
User Access Program:	☒ Applies where permitted by funding source ☐ Does not apply
Procurement Contracting Officer:	Maria Hevia

Vendor(s)	Local Address	Principal
Siemens Industry Inc.	3021 N Commerce Parkway Miramar, FL	Daryl Dulaney