

# Memorandum



**Date:** March 18, 2014  
**To:** Honorable Chairwoman Rebeca Sosa  
and Members, Board of County Commissioners  
**From:** Carlos A. Gimenez  
Mayor   
**Subject:** Recommendation to Reject all Bids Received for Invitation to Bid No. 8214-0/18 and to  
Extend Contract No. 8214-4/12-2 on a Month-to-Month Basis for Up to One Year:  
Vending Machine Services

Amended  
Agenda Item No. 8(F)(2)

Resolution No. R-274-14

The Board approved the Mayor's recommendation on March 18, 2014, and directed the County Mayor to issue an invitation to bid for vending services and present an award recommendation to the Board within 60 days.

## Recommendation

It is recommended that the Board of County Commissioners (Board) reject all bids for Invitation to Bid No. 8214-0/18, Vending Machine Services. Authorization to extend the existing contract (No. 8214-4/12-2) with Gilly Vending, Inc., on a month-to-month basis, for up to one year, is also requested to provide time for a new solicitation to be advertised, evaluated, and presented to the Board for award.

An Invitation to Bid was issued under full and open competition. The method of award was to the responsive and responsible Bidder whose offer represents the highest revenue to the County. Bidders were required to provide a monthly minimum guarantee for 250 machines or less in Zones 1, 2 and 3 (general government facilities), and an access fee per machine for 43 vending machines in Zone 4 (PortMiami). Three bids were received in response to this solicitation.

## Reason for Rejection

The Invitation to Bid and addenda issued included some information that may have led to the receipt of inconsistent bids. During the pre-bid conference, a listing of the current vending machines countywide was requested by a vendor and issued as an addendum to the solicitation. The original solicitation document also included various examples of how the County would be calculating revenues. This information may have created conflicts with the actual pricing form included in the solicitation. While the information contained within the addendum and the examples were provided in an attempt to assist bidders in bid response preparations, the rejection of all bids and clarification to all parties regarding the concerns raised is the most equitable option available.

Due to significant variations in vending contracts, staff is re-evaluating the needs of the County and procurement approach. Based on this review, the necessary changes to the solicitation document will be made to maximize revenues to the County while simplifying the approach for bid pricing.

## Scope

The impact of this item is countywide in nature.

## Fiscal Impact/Funding Source

Extension of the existing contract with Gilly Vending, Inc., on a month-to-month basis, for up to one year, would result in revenues to the County of approximately \$277,000, if the entire one year period is necessary to re-solicit the long term replacement.

## Track Record/Monitor

Mike Ramos of the Internal Services Department is the Procurement Contracting Officer.

## Delegated Authority

If this item is approved, the County Mayor or County Mayor's designee will have the authority to exercise, at their discretion, contract modifications and extensions in accordance with the terms and conditions of the contract.

**Vendors Not Recommended for Award**

The vendors that submitted bids are listed below. The reason for rejection of all bids was stated in detail earlier in this memorandum.

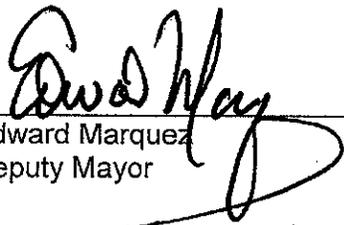
Proposers	Reason for Not Recommending
Bettoli Trading Corp. d/b/a Bettoli Vending	Rejection of all bids
Best National Vending, Inc. (Micro/SBE; DBE)	
Gilly Vending, Inc. (ACDBE)	

**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 that there are no 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.

**Applicable Ordinances and Contract Measures**

- The two percent User Access Program provision does not apply.
- The Small Business Enterprise Bid Preference does not apply.
- Local Preference and Locally Headquartered was applied in accordance with the applicable ordinances.
- The Living Wage Ordinance does not apply.

  
Edward Marquez  
Deputy Mayor



**MEMORANDUM**  
(Revised)

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

**DATE:** March 18, 2014

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

**SUBJECT:** Amended  
Agenda Item No. 8(F)(2)

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 Amended  
Veto \_\_\_\_\_ Agenda Item No. 8(F)(2)  
Override \_\_\_\_\_ 3-18-14

RESOLUTION NO. R-274-14

RESOLUTION AUTHORIZING THE REJECTION OF ALL BIDS RECEIVED IN RESPONSE TO INVITATION TO BID 8214-0/18 FOR VENDING MACHINE SERVICES AND AUTHORIZING A MONTH-TO-MONTH EXTENSION, UP TO ONE YEAR, OF CONTRACT 8214-4/12-2 FOR VENDING MACHINE SERVICES WITH ESTIMATED REVENUES OF \$240,000.00

**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 the rejection of all bids received in response to Invitation to Bid 8214-0/18 for vending machine services and authorizing extension of existing contract 8214-4/12-2 with Gilly Vending, Inc. on a month to month basis for up to one year with estimated revenues to the County of approximately \$240,000.00, and authorizes the County Mayor or County Mayor's designee to execute same for and on behalf of Miami-Dade County and to exercise any cancellation and renewal provisions and all other rights contained therein. The Board further directs the Mayor to conduct a new solicitation and present an award recommendation for these services to the Board within 60 days.

The foregoing resolution was offered by Commissioner **Audrey Edmonson**, who moved its adoption. The motion was seconded by Commissioner **Bruno A. Barreiro** and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 18<sup>th</sup> day of March, 2014. 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

**Christopher Agrippa**

By: \_\_\_\_\_

Deputy Clerk



Approved by County Attorney as  
to form and legal sufficiency.

Oren Rosenthal