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

Memorandum

MIAMI-DADE COUNTY

Date: May 6, 2014

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

From: Carlos A. Gimenez
Mayor

Agenda Item No.8(F)(2)

Subject: Recommendation to Waive the Competitive and Bid Protest Processes for Security Guard Services for Miami-Dade Transit (MDT) and Authorize the County Mayor to Solicit Offers from the Three Top Ranked Proposers Identified through Request for Proposals (RFP) 864

Resolution No. R-410-14

Recommendation

It is recommended that the Board of County Commissioners (Board) approve this recommendation to waive the competitive and bid protest processes as set forth in Sections 2-8.1 and 2-8.4 of the Code of Miami Dade County, and Implementing Orders 3-38 and 3-21, to award a security guard services contract for Miami-Dade Transit as a bid waiver.

On March 18, 2014, an item was presented for approval to the Board to award Contract No. RFP864, Security Guard Services for Miami-Dade Transit (MDT) to AlliedBarton Security Services, LLC (AlliedBarton), to provide armed security guard services at MDT's maintenance facilities, Metrorail and Metromover stations, bus yards, passenger park and ride lots/facilities, and major bus depots. The procurement process for RFP864 was fair, sound, and all existing County rules and procedures for advertisement, evaluation, and award of a contract through a Request for Proposals process were followed.

The Board ultimately rejected the recommendation to award to AlliedBarton, rejected all proposals, and directed that, in light of the rejection, a waiver of the competitive process should be considered and an alternate process be presented to the Board by April 8, 2014, to be followed by an award recommendation for Board consideration at its May 6, 2014 meeting.

Further to the Board's direction, staff from Miami-Dade Transit, the Internal Services Department, and the County Attorney's Office developed an alternate selection process for Board consideration. That process is enumerated in detail below, but, briefly, is a process that will authorize the submittal of final offers, first, by considering the firm(s) meeting the qualitative criteria of the greatest importance to MDT, and, second, by price, not to exceed the lowest price negotiated via the RFP864 process. This process will include the three top-ranked firms in RFP864: 1) AlliedBarton, 2) G4S Secure Solutions (USA) Inc. (G4S), and 3) 50 State Security Services, Inc. (50 State). This process provides a means by which to satisfy the Board's direction to further evaluate the top three ranked firms based on both the County's operational and fiscal needs. As a result of the Board's action, the original technical proposals submitted by Allied Barton, G4S and 50 State will not be considered.

The following bid waiver process is recommended:

1) MDT will develop a checklist that addresses high priority, quality of services items and incorporates the requirements of the RFP No. 864 solicitation.

2) The Internal Services Department, Procurement Management Services Division (ISD), will solicit written responses to the checklist from the three referenced firms. Firms will also be required to submit a price offer with these written responses. The County will only consider those price offers that do not exceed the previously lowest-negotiated price ($112,395,049

which includes all costs for the initial four year term, and the single four year option to renew period).

3) All written responses to the checklist and price offers shall be submitted to the Clerk of the Board within one week of the issuance of the request for additional information. In order to meet the Board's timeframe, no extensions will be granted.

4) An administrative review of the checklist will be conducted.

5) Upon completion of the review of the checklist, the submittals that are deemed to have met all requirements on the checklist will have their price offers opened. After opening of the price offers, the firm offering the lowest-price under the cap that is responsive to the checklist requirements will be recommended to further negotiate the price, as well as conditions attendant to price.

6) The final recommendation to award will be presented directly to the Board for approval at its May 6, 2014 meeting.

Transit Security Guard services is an essential service to MDT, but, more importantly, to users of our transit system.

The process recommended satisfies the direction of the Board while also maintaining quality of service that must be considered in order to receive the highest value.

Alina T. Hudak
Deputy Mayor

MEMORANDUM
(Revised)

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

DATE: May 6, 2014

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

SUBJECT: 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
Veto _____
Override _____

Agenda Item No. 8(F)(2)
5-6-14

RESOLUTION NO. R-410-14

RESOLUTION AUTHORIZING WAIVER OF BID PROCEDURES AND APPROVING BID WAIVER PROCESS RECOMMENDED BY MAYOR TO AWARD A CONTRACT FOR SECURITY GUARD SERVICES FOR THE MIAMI-DADE TRANSIT DEPARTMENT, WAIVING THE REQUIREMENTS OF SECTIONS 2-8.3 AND 2-8.4 OF THE MIAMI-DADE COUNTY CODE, PERTAINING TO BID PROTESTS, BY A TWO-THIRD VOTE OF THE BOARD MEMBERS PRESENT

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference; and

WHEREAS, it has been established that specified items and services 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 finds it is in the best interest of Miami-Dade County to waive formal bid procedures to award a contract for security guard services for Miami-Dade Transit as a bid waiver.

Section 2: This Board approves the bid waiver process recommended by the Mayor and authorizes the Mayor to solicit offers from the top three ranked proposers identified through Request for Proposals 864.

Section 3: Furthermore, the Board waives the procedures contained in Section 2-8.3 and 2-8.4 of the County Code, pertaining to bid protests, by a two-third (2/3) vote of the Board members present.

The foregoing resolution was offered by Commissioner **Dennis C. Moss**, who moved its adoption. The motion was seconded by Commissioner **Barbara J. Jordan** and being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 6th day of May, 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

By: ***Christopher Agrippa***
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Bruce Libhaber