OFFICIAL FILE COPY
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

Memorandum

MIAMI-DADE COUNTY

Date: June 3, 2014

Agenda Item No. 8(F)(12)

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

From: Carlos A. Gimenez
Mayor

Subject: Resolution Authorizing Award of a Competitive Contract and Rejection of Bids

Resolution No. R-509-14

It is recommended that the Board of County Commissioners (Board) approve the award of a competitive contract and reject bids received. The items are described below and in more detail in the accompanying attachments.

Section 1 – Competitive Contract Award
The item included in this section will award a competitive contract to the recommended vendor for the purchase of goods and services. The total amount requested for the contract award is $2,530,000.

Item 1.1 – Retrofit, Transit Bus Cooling System: Awards a contract for the purchase of retrofit engine services for approximately 100 buses managed by Miami-Dade Transit. The amount requested for the one-year term is $2,530,000.

Section 2: Rejection of Bids
The item included in this section will reject all bids tendered in response to a competitive solicitation.

Item 2.1 – Parts and Services for Bell and Eurocopter Helicopters: Rejects all eight bids received under solicitation *9784-0/19 – Parts and Services for Bell and Eurocopter Helicopters*. The fiscal impact for the five-year contract term would have been $5,930,000.

Scope
The impact of the items is countywide in nature.

Fiscal Impact/Funding Source
The allocations and funding sources, by department, is listed in the attached items.

Track Record/Monitor
There are no known performance/compliance issues with the vendors recommended for award in this package. Each department's contract manager is reflected in the attached items.

Delegated Authority
If the item in Section 1 of this package is approved, the County Mayor or County Mayor's designee will have the authority to extend contracts for purchase of goods and services in accordance with the terms and conditions of the contract.

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 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 provided pursuant to R-187-12.

Background
Additional background information on each item is attached.

Attachments

Edward Marquez
Deputy Mayor

MEMORANDUM
(Revised)

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

DATE: June 3, 2014

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

SUBJECT: Agenda Item No. 8(F)(12)

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)(12)
6-3-14

RESOLUTION NO. R-509-14

RESOLUTION AUTHORIZING AWARD OF A COMPETITIVE CONTRACT IN A TOTAL AMOUNT UP TO $2,530,000.00 FOR RETROFIT ENGINE SERVICES, AND REJECTION OF BIDS TENDERED IN RESPONSE TO A SOLICITATION FOR THE PURCHASE OF PARTS AND SERVICES FOR BELL AND EUROCOPTER HELICOPTERS

WHEREAS, the County Mayor recommends to this Board to authorize additional expenditure authority for the purchase of goods and services,

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

Section 1. This Board authorizes award of competitively established contract as set forth in item 1.1 of the incorporated memorandum in a total amount up to $2,530,000.00.

Section 2. This Board authorizes rejection of bids tendered in response to a solicitation as set forth in item 1.2 of the incorporated memorandum.

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

The foregoing resolution was offered by Commissioner **Sally A. Heyman**, who moved its adoption. The motion was seconded by Commissioner **Audrey Edmonson** and upon 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	**aye**
Sally A. Heyman	**aye**	Barbara J. Jordan	**aye**
Jean Monestime	**aye**	Dennis C. Moss	**absent**
Sen. Javier D. Souto	**aye**	Xavier L. Suarez	**aye**
Juan C. Zapata	**absent**		

The Chairperson thereupon declared the resolution duly passed and adopted this 3rd day June, 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.

Oren Rosenthal

Item 1.1

Memorandum

MIAMI-DADE COUNTY

Date: April 15, 2014

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

From: Carlos A. Gimenez
Mayor

Subject: Recommendation for Approval to Award: Retrofit, Transit Bus Cooling System

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Recommendation

It is recommended that the Board of County Commissioners (Board) approve award of *Contract No. 9798-0/15, Retrofit, Transit Bus Cooling System* to Electric Sales and Service, Inc. for the purchase of retrofit engine services for approximately 100 buses managed by Miami-Dade Transit (MDT).

The awardee will retrofit the current conventional hydraulic engine cooling system on the buses to an electric engine cooling system. The awardee must return all parts (e.g., hydraulic fan motor, controller, pump and fittings) removed during the retrofit process to MDT. The awardee is also responsible for training MDT staff on proper maintenance of the electric engine cooling system. MDT anticipates that this retrofit will result in the reduction of cooling system failure, fuel consumption, emissions, maintenance, and operating costs.

Scope

The impact of this item is countywide in nature.

Fiscal Impact/Funding Source

The fiscal impact for the one-year term is $2,530,000. The allocation is based on the estimated quantities times the unit price provided by the recommended vendor. This contract is funded with grant dollars awarded to MDT by the Federal Transit Administration under the Clean Fuel Program. The proposed allocation is as follows:

Department	Allocation	Funding Source	Contract Manager
Transit	$2,530,000	Federal Funds	Fred Shields
Total	**$2,530,000**		

Track Record/Monitor

Jesus Lee, CPPB, 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.

Vendor Recommended for Award

An Invitation to Bid was issued under full and open competition on December 23, 2013. The method of award is to the lowest-priced responsive and responsible bidder who meets the solicitation's requirements. Two bids were received in response to the solicitation.

Awardee	Address	Principal
Electric Sales and Service, Inc.	340 NE 75 Street Miami, FL	Ray Ibberson

Vendor Not Recommended for Award

Vendor	Reason for Not Recommending
Coach Crafters, Inc.	Prices higher than low bidder

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

No ordinances or contract measures apply as this contract is wholly federally-funded.

Alina T. Hudak
Deputy Mayor

ITEM 2.1

Memorandum

MIAMI-DADE COUNTY

Date: April 11, 2014

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

From: Carlos A. Gimenez
Mayor

Subject: Recommendation to Reject all Bids Received: Parts and Services for Bell and Eurocopter Helicopters

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Recommendation

It is recommended that the Board of County Commissioners (Board) approve the rejection of all bids received for *Bid No. 9784-0/19, Parts and Services for Bell and Eurocopter Helicopters.*

The County owns nine helicopters, used primarily for neighborhood patrol, medical transport, and search and rescue. An Invitation to Bid (ITB) was issued under full and open competition to obtain support, which includes aircraft inspection and testing, as well as aircraft parts and overhaul from helicopter manufacturers, manufacturer representatives, and specialized providers. This acquisition is essential to helicopter reliability and safety, compliance with Federal Aviation Agency regulations, and the protection of the County's capital investments.

The solicitation was to be awarded per group:

- Group A (OEM Parts, Overhaul, Inspection, Maintenance, Refurbishment and Repairs for Bell Helicopters),
- Group B (OEM Parts, Inspection, Maintenance and Repair for Eurocopter Helicopters),
- Group C (OEM Parts for Eurocopter Helicopters),
- Group D (Overhaul of Eurocopter Components),
- Group E (OEM and Non-OEM Helicopter Parts, Components, Consumable Items, Pilot Supplies, Tools, Accessories and Equipment Rental), and
- Group F (Aircraft Repainting Services).

Bid submittals received from six of the eight respondents were deemed non-responsive by the County Attorney's Office due to the respondents qualifying their pricing for the services with specific stipulations that would alter the final cost of the services. The memoranda documenting the responsiveness decisions are attached. The two remaining responsive firms could not provide all of the services and parts required for the robust maintenance of the fleet. As a result, a new solicitation for these services is being prepared with a revised pricing structure that will request an hourly fee for the services and encourage greater competition from the vendor community.

Scope

The impact of this item would have been countywide in nature.

Fiscal Impact/Funding Source

The fiscal impact of the total five-year contract term would have been $5,930,000. The allocations were budgeted as follows:

Department	Allocation	Funding Source	Contract Manager
Fire Rescue	$ 2,380,000	General Fund	Jerry Trudelle
Police	2,750,000	General Fund	John Murman
Public Works and Waste Management	800,000	General Fund	Manuel Garcia
Total	**$ 5,930,000**		

Track Record/Monitor
Maggie Reynaldos of the Internal Services Department is the Procurement Contracting Officer.

Vendors Not Recommended for Award
The ITB was issued under full and open competition on September 6, 2013. Eight bids were received in response to the solicitation.

Proposers	Reason for Not Recommending
American Eurocopter Corporation	Rejection of all Bids
DFC, Inc. d/b/a Advanced Helicopter Services	
Edwards Rotorcraft Solutions, Inc.	
Heli-One American Support, LLC	
Nampa Valley Helicopters, Inc.	
Professional Aviation Associates, Inc.	
Rotortech Services, Inc.	
Vector Aerospace Helicopter Services, Inc.	

Applicable Ordinances and Contract Measures
- The two percent User Access Program applied and would have been collected on purchases.
- A Small Business Enterprise Bid Preference and Local Preference were included in the solicitation.
- The Living Wage Ordinance did not apply.

Edward Marquez
Deputy Mayor

Memorandum

MIAMI-DADE COUNTY

Date: December 18, 2013

To: Maggie Reynaldos
Procurement Officer

From: Miguel A. Gonzalez
Assistant County Attorney

Subject: Responsiveness Determination for Multiple Bids for 9784-0/19; Parts and Services for Bell and Eurocopter Helicopters (Estimated Value: $5,930,000)

You have asked this office to opine on whether bids received from (1) American Eurocopter Corp. ("American Eurocopter"); (2) Heli-One American Support, LLC ("Heli-One"); (3) Nampa Valley Helicopters, Inc. ("Nampa Valley"); (4) Professional Aviation Associates, Inc. ("Professional Aviation"); (5) Rotortech Services, Inc. ("Rotortech"); and (6) Vector Aerospace Helicopter Services, Inc. ("Vector Aerospace") are responsive to the above-referenced solicitation (the "ITB"). The responsiveness determination as to each of these submissions is addressed below.

In preparing this memorandum, I have relied on the facts set forth in your memorandum to this office dated November 11, 2013, and the supporting documents attached thereto. I also rely on our telephone conversation of December 18, 2013.

The supporting documents attached to the memorandum include the ITB, which was issued "to establish a contract for the purchase of parts, services and supplies for Bell and Eurocopter helicopters, on an as needed when need basis." *See* ITB at § 2.1. The ITB created six groups of services, and contracts were to be awarded on a group-by-group basis.

I. Responsiveness of Bids Under Group D.

Group D is for the "[o]verhaul of Eurocopter components." ITB at § 2.3.3. The ITB specifies that "Award of this group will be made to the three (3) lowest priced responsive and responsible bidders. To be considered for award of this group, a bidder shall offer prices for all items within the group. If a bidder fails to submit an offer for all items within the group, its offer for the group may be rejected." *Id.* The submission form for Group D requests bids both on the basis of a dollar cost "per overhaul" and on a dollar rate "per labor hour."

One court has explained that the purpose of the competitive bidding process is, among other things, "to secure fair competition upon equal terms to all bidders . . . and to afford an equal advantage to all desiring to do business with the county, by affording an opportunity for an exact comparison of bids." *Harry Pepper & Assocs., Inc. v. City of Cape Coral*, 352 So. 2d 1190, 1192 (Fla. 2d DCA 2977) (citing *Wester v. Belote*, 138 So. 721, 723-24 (Fla. 1931)). It is established that responses to a solicitation must be capable of assuring the County that, if accepted, the proposal will result in a contract that can be performed in accordance with the requirements of the solicitation. *See, e.g., Glatstein v. City of Miami*, 399 So. 2d 1005, 1007-

1008 (Fla. 3d DCA 1981) (relying on *Wester* for the proposition that solicitations must include "reasonably definite plans or specifications, as a basis on which bids may be received").

Under these standards, all of the bids submitted under Group D are non-responsive. As noted in the November 11 memorandum, the five bidders submitting bids under Group D qualified their bids. American Eurocopter set forth pricing for three different types of overhaul and noted that "[p]ricing for additional components [was] available upon request."[1] Heli-One did not offer prices on all items and explained that, while its overhaul pricing covered the "disassembly, inspection, assembly and test (if required) of components," it did not "cover repairs, upgrades or life-limited parts." Nampa Valley offered two different prices for Item Nos. 2 and 6 (price depending on a serial/model number set forth in the bid submittal) and, for one of its prices in Item No. 6, stated that its bid was "P/N Dependant." Rotortech set forth prices for "labor only," and in a separate attachment, identified variables that would affect its quoted prices. For example, and among other issues identified, Rotortech informed the County that "[o]verhaul pricing of components are dependent on a few variables that will drastically affect pricing of the overhaul" and "[n]o two overhauls on identical components are going to cost the same, even if a complete exchange is requested." Finally, Vector Aerospace included a unit cost for all labor components of Group D, but otherwise gave "anticipated pricing," noting that "[d]ue to undefined repairs that may be required . . . [it] is providing a menu of possible repairs . . . for budgetary purposes only"; "[f]inal quotation will be provided following teardown and inspection . . . ."

None of these bids are sufficient to provide the County with assurance that "the proposal will result in a contract that can be performed in accordance with the requirements of the solicitation." *Glatstein*, 399 So. 2d at 1007-1008. The above-referenced bids are insufficient to establish a contract, if accepted, because they do not set forth the "price term" of the contract.

Upon consultation by telephone, you advised that the above-referenced bidders were all of the bidders that submitted a response under Group D. Accordingly, every single bidder in Group D was non-responsive. You stated that ISD would re-write or has re-written the terms of the solicitation to address the difficulties encountered by the Group D bidders which, under the circumstances, is what the County Attorney's Office would recommend.

II. Professional Aviation's Failure to Acknowledge Addendum No. 1.

In the November 11 memorandum, you note that Professional Aviation failed to acknowledge Addendum No. 1 (the "Addendum"). The Addendum was issued on September 20, 2013, and generally revised dates germane to the solicitation (e.g., bid opening and deadline for questions), answered questions from prospective bidders, and revised the Group D submittal form.

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[1] The November 11 memorandum also inquiries as to the responsiveness of American Eurocopter's identification, in Item No. 5, of a regular rate and overtime rate. American Eurocopter's submission is non-responsive for the reason more fully discussed above. However, American Eurocopter's bid based on a regular and overtime rate would also render its proposal non-responsive, insofar as it leaves the County with uncertainty as to the price of services rendered.

As an initial matter, although Professional Aviation indicated that "no addendum was received in connection with this bid" on the form titled "Acknowledgement of Addenda," Professional Aviation's submission was dated September 27, 2013, and the "Affirmation of Vendor Affidavits" was dated September 30, 2013. Notably, the original bid submission deadline was September 25, 2013, and the Addendum revised the submission deadline to October 2, 2013. Accordingly, Professional Aviation most likely received the Addendum but mistakenly completed the "Acknowledgement of Addenda" form.

In any event, failure to acknowledge an addendum does not automatically render a bid non-responsive. Florida law generally allows waiver of "minor variances," which are those variances that are so tangential to the actual proposal that they do not adversely affect the interests of the County. *See Tropabest Foods, Inc. v. State, Dep't of Gen. Servs.*, 493 So. 2d 50, 52 (Fla. 1st DCA 1986) (citing Rule 13A-1.02(9), which allows the waiver of those irregularities that do "not affect the price of the bid, or give the bidder an advantage or benefit not enjoyed by other bidders or does not adversely impact the interests of the agency").

Professional Aviation's bid was timely submitted under the revised bid opening deadline, and the County was not adversely affected by Professional Aviation's use of the outdated Group D bid form, because Professional Aviation did not bid on Group D services. Accordingly, Professional Aviation's failure to acknowledge receipt of the Addendum does not render its bid non-responsive.

Miguel A. Gonzalez
Assistant County Attorney

Memorandum

MIAMI-DADE COUNTY

Date: October 3, 2013

To: Amos Roundtree
Division Director, ISD/Purchasing Division

From: Oren Rosenthal
Assistant County Attorney

Subject: Responsiveness of Late Bid – Bid # 9784-0/19 Edwards Rotocraft Solutions, Inc.

You have asked whether the County can accept a bid from Edwards Rotocraft Solutions, Inc. ("ERSI") in response to the above referenced Invitation to Bid which was submitted twenty-eight minutes after the bid due date and after the other timely bids were opened. For the reasons set forth below, the County may not accept the bid as it is not responsive.

FACTS

We rely on the information provided in your e-mail, dated October 2, 2013 (attached hereto). According to the e-mail bid submittals for the subject project were due October 2, 2013 by 2:00 PM. Eight (8) other bids were received prior to the deadline. A bid from ERSI was hand delivered at 2:28 PM some twenty-eight minutes after the deadline. All other bids were opened at 2:20 prior to the submission of ERSI's bid.

DISCUSSION

Based on the above, the County may not accept ERSI's late bid. While the County may, in its discretion, accept some late proposals when a vendor is responding to a request for proposals, this leniency does not apply to price bids like the instant solicitation. For price bids, the law in Florida is clear – late bids may only be accepted prior to the receiving agencies opening of the timely bids. *See* Hewitt Contracting Co., Inc. v. Melbourne Regional Airport Authority, 528 So.2d 122 (Fla. 5th DCA 1988). Once the envelopes of the other bidders are opened, the County loses the discretion to consider any subsequently submitted bid except in specific circumstances not presented here.

As such, ERSI's bid is not responsive and should be rejected.

Oren Rosenthal

Gonzalez, Miguel (CAO)

From: Gonzalez, Miguel (CAO)
Sent: Thursday, January 23, 2014 6:02 PM
To: Reynaldos, Maggie (ISD)
Subject: RE: Responsiveness Determination for Group A - Rotortech Services, Inc. for 9784-0/19; Parts and Services for Bell and Eurocopter Helicopters

Maggie:

Please use this e-mail as a supplement to my memorandum of December 18, 2013. Rotortech's Group A bid is non-responsive. In its Group A submittal, Rotortech sets forth prices per overhaul ($4,200 and $3,500 for items 3 and 4, respectively), but indicates that price per overhaul is subject to conditions set forth on Page 24.1 of its submission. That page indicates, among other things, that "[o]verhaul pricing of components are dependent on a few variables that will drastically affect pricing of the overhaul" and "[n]o two overhauls on identical components are going to cost the same..."

These qualifiers and others listed on that page are insufficient to constitute an offer to the County. *See Glatstein*, 399 So. 2d at 1007-1008. In essence, the bid lacks a price term.

If you need further guidance, please do not hesitate to contact me.

Miguel A. Gonzalez
Assistant County Attorney
Miami-Dade County Attorney's Office

111 Northwest 1st Street, Suite 2810
Miami, Florida 33128
Telephone: 305-375-3332
Fax: 305-375-5611
GMiguel@miamidade.gov

From: Reynaldos, Maggie (ISD)
Sent: Friday, January 17, 2014 8:38 AM
To: Gonzalez, Miguel (CAO)
Subject: FW: Responsiveness Determination for Group A - Rotortech Services, Inc. for 9784-0/19; Parts and Services for Bell and Eurocopter Helicopters

Good morning,
Just checking on the status of this request. Please let me know when I can expect your response and if there is anything you need from me. Thank you!

Maggie Reynaldos
mtc@miamidade.gov
305-375-4435

From: Reynaldos, Maggie (ISD)
Sent: Friday, December 20, 2013 2:26 PM
To: Gonzalez, Miguel (CAO)
Cc: Walker, Celeste (ISD)
Subject: Responsiveness Determination for Group A - Rotortech Services, Inc. for 9784-0/19; Parts and Services for Bell and Eurocopter Helicopters

Thank you for your response of December 18, 2013.

In addition to the responsiveness determination you provided, we need one for the following:

Bidder:	*Observation:*
Rotortech Services, Inc.	*Under Group A: bidder listed variables that will affect quoted pr Page 24.1".)*

The submittal and the Invitation to Bid documents have not been picked up from Ms. Garrido's office. Contact Celeste Walker at 305-375-5683 or at cewalke@miamidade.gov if additional information is needed.

Maggie Reynaldos, CPPB
Procurement Officer
Procurement Management Division
Miami-Dade County Internal Services Department
111 N.W. First Street, Suite 1300 Miami, FL 33128-1989
Telephone: 305-375-4435
E-mail: mtc@miamidade.gov
Visit our Website at http://www.miamidade.gov/Procurement/
Miami-Dade County is a public entity subject to Chapter 119 of the Florida Statutes concerning public records. E-mail messages are covered under such laws and thus subject to disclosure. All E-mail sent and received is captured by our servers and kept as a public record.

-----Original Message-----
From: Gonzalez, Miguel (CAO)
Sent: Wednesday, December 18, 2013 5:50 PM
To: Reynaldos, Maggie (ISD)
Cc: Singer, Miriam (ISD); Roundtree, Amos (ISD)
Subject: Responsiveness Determination re ITB No. 9784-0/19

Maggie:

Please see the attached responsiveness opinion regarding the above-referenced ITB. If you have any questions or concerns, please do not hesitate to reach out to me.

Best regards,

Miguel A. Gonzalez
Assistant County Attorney
Miami-Dade County Attorney's Office

111 Northwest 1st Street, Suite 2810
Miami, Florida 33128
Telephone: 305-375-3332
Fax: 305-375-5611
GMiguel@miamidade.gov

-----Original Message-----
From: copier@miamidade.gov [mailto:copier@miamidade.gov]
Sent: Wednesday, December 18, 2013 5:55 PM
To: Gonzalez, Miguel (CAO)
Subject: Message from "RNP451818"

This E-mail was sent from "RNP451818" (Pro 1107EX).

Scan Date: 12.18.2013 17:55:27 (-0500)
Queries to: copier@miamidade.gov

Memorandum

MIAMI-DADE COUNTY

Date: November 11, 2013

To: Hugo Benitez
Assistant County Attorney
County Attorney's Office

From: Maggie Reynaldos, Procurement Officer
ISD

Subject: Responsiveness Determination for Multiple Bids for 9784-0/19; Parts and Services for Bell and Eurocopter Helicopters (Estimated Value: $5,930,000)

A formal solicitation was issued for Parts and Services for Bell and Eurocopter Helicopters. During the evaluation we made the following observations that we would like legal opinions on regarding the responsiveness of the following submittals:

Bidder:	Observation:
American Eurocopter Corp.	Under Group D: bidder offered three different prices for Item 6 and standard and overtime hourly rates for Item 8.
Heli-One American Support LLC	Under Group D: bidder did not offer prices for all items. Bidder also requested changes to several terms and conditions.
Nampa Valley Helicopters, Inc.	Under Group D: bidder offered two different prices for Item 2 and two different prices for Item 6 (one price is "P/N dependant").
Professional Aviation Associates, Inc.	Bidder did not acknowledge Addendum No. 1.
Rotortech Services, Inc.	Under Group D: bidder listed variables that will affect quoted price (See Bidder's "Attachment Page 24.1".)
Vector Aerospace Helicopter Services Inc.	Under Group D: bidder lists only "possible" pricing. (See Bidder's "Appendix 1".)

The submittals, and the Invitation to Bid documents, are enclosed for your review. Contact me at 305-375-4435 or at mtc@miamidade.gov if additional information is needed.

Item 2.1