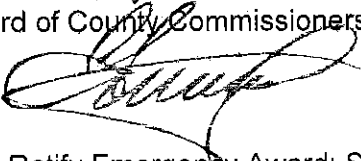


Memorandum



Date: October 3, 2019

To: Honorable Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners

From: Carlos A. Gimenez 
Mayor

Subject: Recommendation to Ratify Emergency Award: Seaweed Removal Services

Agenda Item No. 8(F)(12)

Resolution No. R-1031-19

Recommendation

It is recommended that the Board of County Commissioners (Board) approve this request for a designated purchase pursuant to Section 2-8.1(b)(3) of the County Code by a two-thirds vote of the Board members present and ratify an emergency contract award, *Contract No. E-10030-0/19, Seaweed Removal Services*, in the amount of \$1,042,500 for the Parks, Recreation and Open Spaces Department.

Pursuant to my memorandum to the Board on July 23, 2019, Parks, Recreation and Open Spaces was authorized to work with Internal Services Department staff for removal of seaweed from "hot spots" immediately through the use of municipal contracts or emergency authorization due to record amounts of seaweed washing ashore particularly in critical "hot spots" where jetties and breakwaters cause large amounts of seaweed to accumulate on three Miami-Dade County beaches: Bal Harbour, Haulover Park, and Miami Beach.

After performing market research, it was determined there were no municipal contracts available that met the size and scope of the services to be performed for the County. On July 25, 2019, the Parks, Recreation and Open Spaces Director declared an emergency for three months to immediately remove the seaweed from the three beaches and to continue the removal on a routine basis while a new competitive solicitation is drafted and awarded. Due to the work needed at multiple areas, as well as the large amount of seaweed accumulating, the total amount of this emergency exceeds the Mayor's delegated authority.

An emergency declaration was necessary in order to expedite these services to ensure the health, safety, and welfare of the public who utilize County beaches. Accordingly, it is in the best interest of the County that the Board ratify this emergency contract so that Parks, Recreation and Open Spaces may continue to adequately address seaweed removal from County beaches.

Scope

Bal Harbour, Haulover Park, and Miami Beach are located in Commission Districts 4 and 5, which are represented by Commissioners Sally A. Heyman and Commissioner Eileen Higgins, respectively.

Fiscal Impact/Funding Source

The fiscal impact of this emergency is \$1,042,500.

Department	Allocation	Funding Source	Contract Manager
Parks, Recreation and Open Spaces	\$1,042,500	General Fund	Tametria Harris
Total:	\$1,042,500		

Track Record/Monitor

Jessica Tyrrell of the Internal Services Department is the Procurement Contracting Manager.

Delegated Authority

The County Mayor or County Mayor's designee will have the authority to exercise all provisions of the contract, including any cancellation provisions, pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38.

Awarded Vendor

Vendor	Principal Address	Local Address*	Number of Employee Residents	Principal
			1) Miami-Dade 2) Percentage*	
Beach Raker, LLC	220 NW 13 Street Pompano Beach, FL	None	7	Steven M. Sterneck
			25%	

*Provided pursuant to Resolution No. R-1011-15. Percentage of employee residents is the percentage of vendors' employees who reside in Miami-Dade County as compared to the vendor's total workforce.

There were seven municipalities identified during the market research that have utilized the services of Beach Raker, LLC, the incumbent vendor, including Bal Harbour village which is one of the "hot spots" impacted by the great seaweed bloom. Beach Raker, LLC has over 30 years of experience in beach maintenance services to include seaweed management (collection, removal and disposal), beach grooming, sand sifting, sand excavation, sand dune management, turtle nest monitoring and garbage removal.

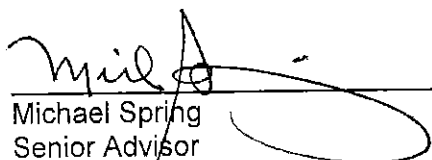
The three month allocation is for the daily collection, removal and disposal of seaweed required during the declared emergency period, defined herein as the "hot spots", and to allow time to establish a term contract for the continued services needed beyond the emergency contract period. The seaweed is disposed of by Beach Raker, LLC through subcontracted hauling companies, at approved sites within Miami-Dade County

Due Diligence

Pursuant to Resolution No. R-187-12, due diligence was conducted in accordance with the Internal Services Department's Procurement Guidelines to determine vendor responsibility, including verifying corporate status and that there are no performance and compliance issues through various vendor responsibility lists and a keyword internet search. The lists that were referenced included convicted vendors, debarred vendors, delinquent contractors, suspended vendors, and federal excluded parties.

Applicable Ordinances and Contract Measures

- The User Access Program provision does not apply.
- The Small Business Enterprise contract measures and Local Preference do not apply.
- The Living Wage does not apply.


 Michael Spring
 Senior Advisor



MEMORANDUM
(Revised)

TO: Honorable Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners

DATE: October 3, 2019

FROM: Abigail Price-Williams
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
- Statement of social equity 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 present , 2/3 membership ____, 3/5's ____, unanimous ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ____, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ____ 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)
10-3-19

RESOLUTION NO. R-1031-19

RESOLUTION AUTHORIZING DESIGNATED PURCHASE PURSUANT TO SECTION 2-8.1(B)(3) OF THE COUNTY CODE BY A TWO-THIRDS VOTE OF THE BOARD MEMBERS PRESENT; RATIFYING AN EMERGENCY PURCHASE IN AN AMOUNT NOT TO EXCEED \$1,042,500.00 TO CONTRACT NO. E-10030 FOR THE PURCHASE OF SEAWEED REMOVAL SERVICES FOR THE PARKS, RECREATION AND OPEN SPACES DEPARTMENT; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ALL PROVISIONS OF THE CONTRACT, INCLUDING ANY CANCELLATION, RENEWAL AND EXTENSION PROVISIONS, PURSUANT TO SECTION 2-8.1 OF THE COUNTY CODE AND IMPLEMENTING ORDER 3-38

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:

Section 1. This Board finds it is in the best interest of Miami-Dade County to award Contract No. E-10030, Seaweed Removal Services, as a designated purchase in an amount not to exceed \$1,042,500.00 for the Parks, Recreation and Open Spaces Department, pursuant to Section 2-8.1(b)(3) of the Code of Miami-Dade County, by a two-thirds vote of the Board members present.

Section 2. This Board ratifies an emergency purchase in the amount of \$1,042,500.00 for seaweed removal services for emergency contract E-10030 for the Parks, Recreation and Open Spaces Department as set forth in the incorporated memorandum.

Section 3. This Board authorizes the County Mayor or County Mayor's designee to exercise all provisions of the contract, including any cancellation, renewal and extension

provisions therein, pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38. A copy of the contract is on file and available upon request from the Internal Services Department, Strategic Procurement Division.

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

Audrey M. Edmonson, Chairwoman	aye		
Rebeca Sosa, Vice Chairwoman	aye		
Esteban L. Bovo, Jr.	aye	Daniella Levine Cava	aye
Jose "Pepe" Diaz	aye	Sally A. Heyman	aye
Eileen Higgins	aye	Barbara J. Jordan	aye
Joe A. Martinez	aye	Jean Monestime	aye
Dennis C. Moss	aye	Sen. Javier D. Souto	aye
Xavier L. Suarez	aye		

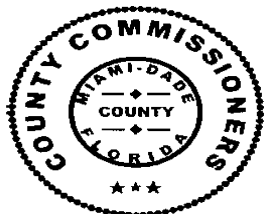
The Chairperson thereupon declared this resolution duly passed and adopted this 3rd day of October, 2019. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this resolution and the filing of this approval with the Clerk of the Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

Linda L. Cave

By: _____
Deputy Clerk



Approved by County Attorney as
to form and legal sufficiency.

Eduardo W. Gonzalez