



Miami-Dade County Board of County Commissioners

Office of the Commission Auditor

Board of County Commissioners Meeting

October 21, 2014
9:30 A.M.
Commission Chamber

Research Division

Charles Anderson, CPA
Commission Auditor
111 NW First Street, Suite 1030
Miami, Florida 33128
305-375-4354

Board of County Commissioners
October 21, 2014 Meeting
Research Notes

| Item No. | Research Notes | | | | | | | | | | | | | | | | | | | | | | | | |
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| 4A 142234 | ORDINANCE RELATING TO THE RULES OF PROCEDURE OF THE BOARD OF COUNTY COMMISSIONERS; AMENDING SECTION 2-1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, TO REQUIRE THE MAYOR TO PROVIDE A MEMORANDUM TO THE BOARD IF (I) THE MAYOR INITIALLY DETERMINES THAT AN ORDINANCE HAS NO FISCAL IMPACT, BUT LATER DETERMINES THAT THE ORDINANCE DOES HAVE A FISCAL IMPACT; AND (II) IF, DUE TO THE FISCAL IMPACT, THE MAYOR HAS NOT FULLY IMPLEMENTED THE PROGRAM OR POLICY PROVIDED FOR IN AN ORDINANCE WITHIN ONE YEAR OF THE EFFECTIVE DATE, OR SUCH OTHER DATE AS SET FORTH IN THE ORDINANCE | | | | | | | | | | | | | | | | | | | | | | | | |
| Notes | <p>The proposed ordinance relating to the Rules of Procedure of the Board of County Commissioners, amends Section 2-1 of the Code of Miami-Dade County (Code), to require the Mayor to provide a memorandum to the Board if:</p> <p>I. The Mayor initially determines that an ordinance has no fiscal impact, but later determines that the ordinance does have a fiscal impact; and</p> <p>II. If, due to the fiscal impact, the Mayor has not fully implemented the program or policy provided for in an ordinance within one year of the effective date, or such other date as set forth in the ordinance.</p> <table><tr><th colspan="4">Comparison of Current Code and the Proposed Amendments</th></tr><tr><th colspan="4">Section 2-1 of the Code - Rules of Procedure of County Commission</th></tr><tr><th colspan="4">Rule 4.01 Committees</th></tr><tr><th>Section of Code</th><th>Current Code</th><th>Proposed Amendments</th><th>Notes</th></tr><tr><td></td><td></td><td><i>Bold refers to proposed amendments.</i></td><td></td></tr><tr><td>Rule 4.01(s) Committees – Statement of Fiscal Impact Required for Ordinances; Exceptions</td><td>Prior to the public hearing of any ordinance, the county manager shall prepare a written statement setting forth the fiscal impact, if any, of the proposed ordinance. No public hearing on any ordinance shall be held, if the statement of fiscal impact is not submitted with the ordinance as part of the agenda. The provision of this rule shall not apply to any emergency ordinance or any budget ordinance.</td><td><p>(1) Prior to the public hearing of any ordinance, the Mayor shall prepare a written statement setting forth the fiscal impact, if any, of the proposed ordinance. No public hearing on any ordinance shall be held, if the statement of fiscal impact is not submitted with the ordinance as part of the agenda. The provision of this rule shall not apply to any emergency ordinance or any budget ordinance.</p><p>(2) If the Mayor initially determines that an ordinance has no fiscal impact, but later determines that the ordinance does have a fiscal impact (such as during the process of implementation), then the Mayor shall so advise the Board in a memorandum. Additionally, if, due to the fiscal impact, the Mayor has not fully implemented all or any part of the program or policy provided for in an ordinance within one year of the effective date, or such other date as set forth in the ordinance, then the Mayor shall so advise the Board in a memorandum. Notwithstanding the foregoing, nothing in this rule shall be construed to authorize the Mayor not to comply with the policy direction contained in an ordinance without Board approval.</p></td><td>Amends the Code to provide for a new process for Statements of Fiscal Impact.</td></tr></table> | Comparison of Current Code and the Proposed Amendments | | | | Section 2-1 of the Code - Rules of Procedure of County Commission | | | | Rule 4.01 Committees | | | | Section of Code | Current Code | Proposed Amendments | Notes | | | <i>Bold refers to proposed amendments.</i> | | Rule 4.01(s) Committees – Statement of Fiscal Impact Required for Ordinances; Exceptions | Prior to the public hearing of any ordinance, the county manager shall prepare a written statement setting forth the fiscal impact, if any, of the proposed ordinance. No public hearing on any ordinance shall be held, if the statement of fiscal impact is not submitted with the ordinance as part of the agenda. The provision of this rule shall not apply to any emergency ordinance or any budget ordinance. | <p>(1) Prior to the public hearing of any ordinance, the Mayor shall prepare a written statement setting forth the fiscal impact, if any, of the proposed ordinance. No public hearing on any ordinance shall be held, if the statement of fiscal impact is not submitted with the ordinance as part of the agenda. The provision of this rule shall not apply to any emergency ordinance or any budget ordinance.</p> <p>(2) If the Mayor initially determines that an ordinance has no fiscal impact, but later determines that the ordinance does have a fiscal impact (such as during the process of implementation), then the Mayor shall so advise the Board in a memorandum. Additionally, if, due to the fiscal impact, the Mayor has not fully implemented all or any part of the program or policy provided for in an ordinance within one year of the effective date, or such other date as set forth in the ordinance, then the Mayor shall so advise the Board in a memorandum. Notwithstanding the foregoing, nothing in this rule shall be construed to authorize the Mayor not to comply with the policy direction contained in an ordinance without Board approval.</p> | Amends the Code to provide for a new process for Statements of Fiscal Impact. |
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| 4B 142131 | ORDINANCE REGARDING UNSAFE STRUCTURES; AMENDING SECTION 8-5 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING THAT THE BUILDING OFFICIAL SHALL OBTAIN A COURT ORDER PRIOR TO THE DEMOLITION OF AN UNSAFE STRUCTURE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE | | | | | | | | | | | | | | | | | | | | | | | | |
| Notes | <p>The proposed ordinance regarding Unsafe Structures amends Section 8-5 of the Code of Miami-Dade County (Code), providing that the Building Official will obtain a court order prior to the demolition of an unsafe structure.</p> <table><tr><th colspan="4">Comparison of Current Code and the Proposed Amendments</th></tr><tr><th colspan="4">Section 8-5 of the Code</th></tr><tr><th colspan="4">Unsafe Structures</th></tr><tr><th>Section of Code</th><th>Current Code</th><th>Proposed Amendments</th><th>Notes</th></tr><tr><td></td><td></td><td><i>Bold refers to proposed amendments.</i></td><td></td></tr><tr><td>Sec. 8-5(a)(7) Unsafe Structures, General</td><td>N/A</td><td>The Building Official shall obtain a court order prior to demolition of any occupied structure declared to be an unsafe structure in accordance with this Section.</td><td>Amends the Code to provide for a new process for the demolition of occupied structures declared to be unsafe.</td></tr></table> <p>Additional Information</p> <p>Miami Herald, "Miami-Dade Demolished Active-Duty Soldier's Home", July 26, 2014</p> | Comparison of Current Code and the Proposed Amendments | | | | Section 8-5 of the Code | | | | Unsafe Structures | | | | Section of Code | Current Code | Proposed Amendments | Notes | | | <i>Bold refers to proposed amendments.</i> | | Sec. 8-5(a)(7) Unsafe Structures, General | N/A | The Building Official shall obtain a court order prior to demolition of any occupied structure declared to be an unsafe structure in accordance with this Section. | Amends the Code to provide for a new process for the demolition of occupied structures declared to be unsafe. |
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| | <i>Fighting for his country in Iraq and Afghanistan....He made it back safely. Fighting for his family in Miami, he was less fortunate. While he trained to ship overseas one more time, Miami-Dade County demolished his home. His five-months-pregnant wife, was kicked out, along with his diabetic daughter, hearing-impaired brother and mother-in-law. Four years earlier, he had asked the county to delay the building-code violation proceedings against him because he was a soldier on active duty. A Miami federal judge ruled that Miami-Dade violated U.S. law by failing to grant his request. He is now a U.S. Army sergeant first class in Fort Bliss, Texas, and will pursue damages against the County and two building officials to compensate for the loss of his family's home and the hardship they suffered. Miami-Dade officials wouldn't comment, citing the ongoing litigation. But the county said in court filings that it gave the family every opportunity over four years — including between deployments, when he was back in the U.S. — to repair or knock down their house, which building inspectors deemed unsafe.</i> | | | | | | | | | | | | | | | | | | | | | | | | |
| 4C 142225 | ORDINANCE RELATING TO THE RULES OF PROCEDURE OF THE BOARD OF COUNTY COMMISSIONERS; AMENDING SECTION 2-1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, TO INCLUDE THE OFFICE OF COMMUNITY ADVOCACY IN THE ORDER OF BUSINESS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE | | | | | | | | | | | | | | | | | | | | | | | | |
| Notes | <div>The proposed ordinance relating to the Rules of Procedure of the Board of County Commissioners amends Section 2-1 of the Code of Miami-Dade County (Code), to include the Office Of Community Advocacy in the order of business.</div> <table><tr><th colspan="4">Comparison of Current Code and the Proposed Amendments</th></tr><tr><th colspan="4">Section 2-1 of the Code – PART 5</th></tr><tr><th colspan="4">Rules of Procedure of County Commission – Conduct of Meetings; Agenda</th></tr><tr><th>Section of Code</th><th>Current Code</th><th>Proposed Amendments</th><th>Notes</th></tr><tr><td></td><td></td><td><i>Bold refers to proposed amendments.</i></td><td></td></tr><tr><td><i>Rule 5.05(a)(1)</i> <i>Agenda, Order of Business</i></td><td>There shall be an official agenda for every meeting of the Commission, which shall determine the order of business conducted at the meeting. The order of business for Tuesday meetings shall be as follows: 1. Invocation as provided in Rule 5.05(g) Roll call Pledge of allegiance Special presentations Citizens' presentations Reports of official county boards Reasonable opportunity for the public to be heard as provided in Rule 6.06 Motion to set agenda Commission auditor Office of intergovernmental affairs</td><td>There shall be an official agenda for every meeting of the Commission, which shall determine the order of business conducted at the meeting. The order of business for Tuesday meetings shall be as follows: 1. Invocation as provided in Rule 5.05(g) Roll call Pledge of allegiance Special presentations Citizens' presentations Reports of official county boards Reasonable opportunity for the public to be heard as provided in Rule 6.06 Motion to set agenda Commission auditor Office of intergovernmental affairs Office of community advocacy</td><td><i>Amends the Code to include the Office Of Community Advocacy in the order of business.</i></td></tr></table> | Comparison of Current Code and the Proposed Amendments | | | | Section 2-1 of the Code – PART 5 | | | | Rules of Procedure of County Commission – Conduct of Meetings; Agenda | | | | Section of Code | Current Code | Proposed Amendments | Notes | | | <i>Bold refers to proposed amendments.</i> | | <i>Rule 5.05(a)(1)</i> <i>Agenda, Order of Business</i> | There shall be an official agenda for every meeting of the Commission, which shall determine the order of business conducted at the meeting. The order of business for Tuesday meetings shall be as follows: 1. Invocation as provided in Rule 5.05(g) Roll call Pledge of allegiance Special presentations Citizens' presentations Reports of official county boards Reasonable opportunity for the public to be heard as provided in Rule 6.06 Motion to set agenda Commission auditor Office of intergovernmental affairs | There shall be an official agenda for every meeting of the Commission, which shall determine the order of business conducted at the meeting. The order of business for Tuesday meetings shall be as follows: 1. Invocation as provided in Rule 5.05(g) Roll call Pledge of allegiance Special presentations Citizens' presentations Reports of official county boards Reasonable opportunity for the public to be heard as provided in Rule 6.06 Motion to set agenda Commission auditor Office of intergovernmental affairs Office of community advocacy | <i>Amends the Code to include the Office Of Community Advocacy in the order of business.</i> |
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| 4E 142262 | ORDINANCE RELATING TO REDEVELOPMENT OF MIAMI BEACH CITY CENTER/HISTORIC CONVENTION VILLAGE REDEVELOPMENT AND REVITALIZATION AREA; AMENDING SECTION 30A-52 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA TO EXTEND THE PERIOD OF FUNDING THE TRUST FUND; CREATING SECTION 30A-55 OF THE CODE TO PROVIDE TERMINATION DATE; AND PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND EFFECTIVE DATE | | | | | | | | | | | | | | | | | | | | | | | | |
| Notes | <div>The proposed ordinance relating to redevelopment of Miami Beach City Center/Historic Convention Village Redevelopment and Revitalization Area, amends Section 30A-52 of the Code of Miami-Dade County (Code), to extend the period of funding the Trust Fund, creating Section 30A-55 of the Code to provide termination date.</div> <table><tr><th colspan="4">Comparison of Current Code and the Proposed Amendments</th></tr><tr><th colspan="4">Sections 30A-52 and 30A-55 of the Code</th></tr><tr><th colspan="4">Miami Beach City Center/Historic Convention Village Redevelopment and Revitalization Area</th></tr><tr><th>Section of Code</th><th>Current Code</th><th>Proposed Amendments</th><th>Notes</th></tr><tr><td></td><td></td><td><i>Bold refers to proposed amendments.</i></td><td></td></tr><tr><td><i>Sec. 30A-52</i> <i>Obligation to appropriate; duration of obligation; limitations on obligation, bond sales and refundings:</i></td><td>Each taxing authority shall by January first of each year appropriate to the fund for so long as any indebtedness pledging the tax increment due the fund is outstanding (but not to exceed thirty (30) years), a sum not less than the increment as defined and determined by Section 30A-51. In no year shall the County's obligation to the fund exceed the amount of that year's tax increment as determined in Section 30A-51. Beginning with the twentieth year after the</td><td>Each taxing authority, including The Children's Trust, shall by January first of each year appropriate to the fund for so long as any indebtedness pledging the tax increment due the fund is outstanding (but not later than March 31, 2044), a sum not less than the increment as defined and determined by Section 30A-51; provided however, that The Children's Trust shall become exempt commencing on the earlier of (i) the date the Miami Beach Redevelopment Agency's bonds</td><td><i>Amends the Code to extend the period of funding the Trust Fund.</i></td></tr></table> | Comparison of Current Code and the Proposed Amendments | | | | Sections 30A-52 and 30A-55 of the Code | | | | Miami Beach City Center/Historic Convention Village Redevelopment and Revitalization Area | | | | Section of Code | Current Code | Proposed Amendments | Notes | | | <i>Bold refers to proposed amendments.</i> | | <i>Sec. 30A-52</i> <i>Obligation to appropriate; duration of obligation; limitations on obligation, bond sales and refundings:</i> | Each taxing authority shall by January first of each year appropriate to the fund for so long as any indebtedness pledging the tax increment due the fund is outstanding (but not to exceed thirty (30) years), a sum not less than the increment as defined and determined by Section 30A-51. In no year shall the County's obligation to the fund exceed the amount of that year's tax increment as determined in Section 30A-51. Beginning with the twentieth year after the | Each taxing authority, including The Children's Trust , shall by January first of each year appropriate to the fund for so long as any indebtedness pledging the tax increment due the fund is outstanding (but not later than March 31, 2044), a sum not less than the increment as defined and determined by Section 30A-51; provided however, that The Children's Trust shall become exempt commencing on the earlier of (i) the date the Miami Beach Redevelopment Agency's bonds | <i>Amends the Code to extend the period of funding the Trust Fund.</i> |
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| | <p>accounting requirements for County increment.</p> | <p>date of sale of the initial bonding or indebtedness pledging tax increment funds, no new sale of bonds or indebtedness supported by the County's tax increment may occur nor may existing indebtedness so supported be refunded without amending this article. The County's obligation to fund the fund annually shall continue until all loans, advances, and indebtedness, if any, and interest thereon, of the community redevelopment agency incurred as a result of redevelopment in the redevelopment area have been paid. The County's increment contribution is to be accounted for as a separate revenue within the fund but may be combined with other revenues for the purpose of paying debt service. The County must approve the amount, duration of the obligation and the purpose of any bond, note or other form of indebtedness, including advances, pledging or otherwise obligating tax increment funds.</p> | <p>outstanding as of November 1, 2014 are no longer outstanding, or (ii) March 31, 2023. In no year shall the County's obligation to the fund exceed the amount of that year's tax increment as determined in Section 30A-51. Beginning with the twentieth year after the date of sale of the initial bonding or indebtedness pledging tax increment funds, no new sale of bonds or indebtedness supported by the County's tax increment may occur nor may existing indebtedness so supported be refunded without Board approval. The County's obligation to fund the fund annually shall continue until all loans, advances, and indebtedness, if any, and interest thereon, of the community redevelopment agency incurred as a result of redevelopment in the redevelopment area have been paid provided however, the County's obligation to fund the fund shall not extend beyond March 31, 2044, unless the County's obligation to fund the fund has not been satisfied. The County's increment contribution is to be accounted for as a separate revenue within the fund but may be combined with other revenues for the purpose of paying debt service. The County must approve the amount, duration of the obligation and the purpose of any bond, note or other form of indebtedness, including advances, pledging or otherwise obligating tax increment funds.</p> | |
| | <p><i>Sec. 30A-55</i></p> <p>Termination.</p> | <p>N/A</p> | <p>The Agency and the City Center/Historic Convention Village Redevelopment and Revitalization Area shall terminate on the earlier of: (1) the date all loans, advances, and indebtedness, if any, are no longer outstanding; or (2) March 31, 2044.</p> | <p><i>Creates new section of the Code to provide termination date.</i></p> |
| <p>5B 142180</p> | <p>RESOLUTION APPROVING AMENDMENTS TO THE CRANDON PARK MASTER PLAN, AFTER PUBLIC HEARING, IN COMPLIANCE WITH SECTION 33-303 OF THE CODE OF MIAMI-DADE COUNTY TO ALLOW FOR THE RECONSTRUCTION OF THE CRANDON PARK LIFEGUARD HEADQUARTERS BUILDING LOCATED AT 4000 CRANDON BOULEVARD, SUBJECT TO THE APPROVAL OF THE CRANDON PARK AMENDMENT COMMITTEE; AND DIRECTING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO RECORD AMENDMENTS AND TO MAKE AMENDED CRANDON PARK MASTER PLAN AVAILABLE TO THE PUBLIC</p> | | | |
| <p>Notes</p> | <p>The proposed resolution amends the terms of the Crandon Park Master Plan (CPMP) to allow for the reconstruction of the Crandon Park lifeguard headquarters building, located at 4000 Crandon Boulevard, in compliance with Section 33-303 of the Code of Miami-Dade County (Code).</p> <p>Section 33-303 of the Code of Miami-Dade County provides that, prior to the construction, erection or operation of a government facility in the unincorporated areas of Miami-Dade County, a favorable public hearing before the BCC is required. The BCC may only authorize the use, construction, erection and operation of such facilities in any zoning district after considering, among other factors, the public need for the facility, the type of function involved, existing land use patterns in that area and the nature of the impact of the facility on surrounding properties.</p> <p>The proposed amendments will allow MDR to construct the Crandon Park Ocean Rescue Headquarters. It is the intent of MDR to consolidate the lifeguard operation and an existing public restroom facility to one centrally located structure along the beach.</p> <p>The central location of the facility will allow the Ocean Rescue operation to provide enhanced services with faster response times to emergencies. The central location will also benefit Crandon Park beach patrons and visitors by providing a facility that will be user friendly and promote public safety and awareness. In addition, the general public will be better served and have a higher sense of security with an updated public restroom located within the proposed Ocean Rescue facility. The centralized location was agreed upon by MDR and the Miami-Dade Parks, Recreation and Open Spaces Department.</p> <p>Fiscal Impact/Funding Source The total budget for this project is estimated at \$1.5 million. The project has been identified as General Obligation Bond Project No. 173.1.</p> | | | |

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| | <p>Crandon Park Master Plan</p> <p>The primary objective of the Crandon Park Master Plan is to ensure that park structures and uses are consistent with public park purposes, and to permit upgrades and enhancements to recreational facilities already existing in the park. Miami-Dade Fire Rescue (MDFR) is requesting to amend the CPMP to reconstruct the lifeguard headquarters building. Once approved by the Board, the proposed amendment to the CPMP would need to be approved by the Crandon Park Amendment Committee (CPAC) in order to be effective.</p> <p>PROJECT DESCRIPTION: The proposed facility will be approximately 8,932 sq. ft. and include a public restroom facility, a decorative veranda, a reception area, lockers/changing rooms, showers, storage area for equipment and supplies, as well as a kitchen and office space.</p> <p>DEVELOPMENT: The proposed amendment will be implemented upon approval of this application which includes approval by the CPAC.</p> <p>SITE REVIEW COMMITTEE: The Committee's task is to review projects subject to 33-303 of the Code of Miami-Dade County with regard to the public need for the proposed facility, its impact upon the surrounding community, and other similar considerations. The committee reviewed this project on February 18, 2009 and March 16, 2011. The Committee recommended approval of the proposed resolution.</p> |
| <p>8A1 141780</p> | <p>RESOLUTION AUTHORIZING EXECUTION OF CHANGE ORDER NO. 1 TO THE MISCELLANEOUS CONSTRUCTION CONTRACT ITB NO. MCC-8-10 WITH MUNILLA CONSTRUCTION MANAGEMENT, LLC, INCREASING THE CONTRACT BY AN AMOUNT NOT TO EXCEED \$30,000,000.00; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE THE CHANGE ORDER FOR AND ON BEHALF OF MIAMI-DADE COUNTY AND TO EXERCISE THE PROVISIONS CONTAINED THEREIN</p> |
| <p>Notes</p> <p><i>Withdrawal Requested</i></p> | <p>The proposed resolution approves and authorizes Change Order No. 1 to the MCC-8-10, with Munilla Construction Management (MCM), LLC, increasing the contract by \$30 million relating to all Miami-Dade Aviation Department (MDAD) facilities. The increase of approximately 60% reflected on Change Order No. 1 will provide an additional \$30,000,000.00 to the initial contract allocation of \$50,125,000.00 for a total amount of \$80,125,000.00. The projects performed under this contract will be funded primarily from MDAD proprietary funds, although some projects may qualify for bond funding.</p> <p>The term of the Agreement is four (4) years with one additional year to complete all authorized work initiated during the previous four-year term of the contract and no options to renew.</p> <p>Background</p> <p>Pursuant to R-1122-11, the Board awarded the MDAD Miscellaneous Construction Contract, MCC-8-10, to MCM. The contract provides for a licensed general contractor who subcontracts projects on a competitive basis to allow MDAD to respond to demands for miscellaneous construction projects at its facilities in a timely and efficient manner. Projects include minor renovations, refurbishments, repairs, modifications, upgrades, installation of landscaping and related lighting, irrigation and maintenance work as well as various types of emergency and periodic maintenance for MDAD airport facilities.</p> <p>Under the contract provisions, project orders are issued for each individual project. Each project value varies, however, most range from \$10,000.00 to \$2,000,000.00. As MDAD identifies projects, the Department and its consultants develop the required construction documents and identify the funding source for bidding the specific job. Each project is reviewed for recommendation and establishment of appropriate contract measures. Construction documents, contract measures and all pertinent project information are provided to the general contractor who is required to competitively bid each project and award the work to the subcontractor submitting the lowest responsive and responsible bid meeting all the project-order requirements.</p> <p>The general contractor enters into subcontractor agreements with an emphasis on maximizing participation of Community Small Business Enterprise (CSBE) subcontractors certified by the Small Business Development (SBD) Department. Each project order and/or supporting documentation that describes the scope of work to be performed includes the applicable CSBE contract measures for the project.</p> <p>MCC-8-10 has a CSBE measure of 18% (\$177,980.00). MCM has achieved 15% (\$26,697.00) CSBE participation to date with MCO Construction Services, Inc. This percentage is expected to increase once outstanding projects are awarded contingent upon approval Change Order No. 1.</p> <p>It was necessary to use this contract to complete several unforeseen critical construction projects with crucial time constraints to support the development of the MIA North and South Terminals as well as the Miami Intermodal Center (MIC) and the Central Boulevard relocation. In total, nearly 30% of the current award amount has been committed to support capital construction projects.</p> <p>MDAD has identified an additional \$20 million in projects essential to maintain and preserve MDAD facilities, and/or relocate business partners. The purpose of the increase requested on Change Order No. 1 is to provide the contract capacity necessary to implement the work.</p> <p><u>Additional Information</u></p> <p>Discussion at the August 25, 2014 Finance Committee meeting:</p> <ul style="list-style-type: none"> MDAD clarified that the change order was for an additional \$30 million, representing an increase from \$50 million to \$80 million and noted that the initial funding source was North Terminal Capital Improvement funds and reserve maintenance funds. In response to question, why the project was underestimated, MDAD explained that MDAD was unaware that they would receive a flat, low cost contract with an 8 percent markup and further explained that large North Terminal emergency rehabilitation funding expenses were incurred. A decision to expand the current contract was made rather than to secure a new agreement at a |

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| | <p><i>higher markup.</i></p> <ul style="list-style-type: none"> • Committee noted concern that the bid was not originally offered at \$80 million, thus attracting contractors offering lower markups and pointed out that this process encouraged vendors to initially underbid contracts and inflate the contract later, the intended amount of work should have been included in the original bid and that there was no attempt made to rebid the contract. • MDAD explained that funds were used to cover the cost associated with large emergency expenditures at the North Terminal. • Committee commented that the procurement process encouraged companies to submit low initial bids and then find reasons to raise the contract amount later and pointed out that the proposed change order represented more than 50 percent of the original contract amount, noting that this proposal was not a good policy decision. • Committee inquired whether MDAD or the contractor initiated the request for work order changes or funding and whether the intent was to expand the existing contract to cover maintenance, operations, emergency, and construction costs associated with an existing project and pointed out that this request was associated with ongoing projects and that some of the money from the initial project was redirected to other purposes and that the current request was to replenish funds allocated to the original project that were used for other purposes and that the original scope was not being changed. • MDAD initiated the request and that an existing contract was being expanded. • The proposal could have been documented to reaffirm that the change order was not impacting the previously approved scope of work but to replace funds that were used for other purposes. <p><u>Additional Information- pertaining to R-1122-11- Award- MCC-8-10 to MCM</u> On December 19, 2011, the BCC, through R-1122-11, approved the Contract between MCM and Miami-Dade County for the Miscellaneous Construction Contract, ITB No. MCC-8-10 in the amount of \$50,125,000.</p> <p>MCC-8-10 has a CSBE measure of 18% and has achieved 18% at award with sub-contractor Titan Construction.</p> <p>At the September 12, 2011, meeting, the Regional Transportation Committee (RTC) requested that prior to consideration of the MCC-8-10 contract award by the Board, the following parties meet to resolve concerns regarding the exclusion of certain CSBE benefits under the proposed contract. At a series of four meetings, representatives from the MDAD, the recommended firm MCM and the CSBE Association reached an agreement on a majority of the issues raised by the CSBE Association. Two of the benefits will add additional costs to the contract. The processing of invoices twice a month (\$461,000) and the onsite accountant (\$678,000) will cost MDAD an additional \$1,139,000 during the five-year contract term. These fees will be included and not additional to the maximum contract amount of \$50,125,000. MCM was to incorporate these requirements into the management plan that will be submitted to the County upon contract award and is aware that the award of this contract may be conditioned on that plan.</p> <p>During discussion at the September 12, 2011 RTC meeting prior to the award of this contract the following was stated:</p> <ul style="list-style-type: none"> • MDAD explained that the MCC-8-10 program was structured completely different than the MCC-7-05 and other past MCC contracts because it was needed for deferred maintenance, not capital projects. He said he could not justify housing a permanent core staff at MIA to manage maintenance contracts when over 80 of the Department's employees were laid off in the last two budget cycles, most of them were maintenance workers. He suggested an MCC Program be developed that was similar to OCI's program, which was driven by work orders. |
| <p>811 141892</p> | <p>RESOLUTION AUTHORIZING EXECUTION OF MUTUAL AID AGREEMENTS BETWEEN MIAMI-DADE COUNTY, THROUGH THE MIAMI-DADE POLICE DEPARTMENT, AND PARTNER LAW ENFORCEMENT AGENCIES, AND SPECIFICALLY THE CITY OF MIAMI, RELATING TO PARTICIPATING IN JOINT OPERATIONS OF THE NORTH-END STREET VIOLENCE TASK FORCE OF THE MIAMI-DADE POLICE DEPARTMENT; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE AGREEMENTS AND ANY AMENDMENTS, MODIFICATIONS, RENEWALS, AND EXTENSIONS, TO EXERCISE THE CANCELLATION PROVISIONS AND TERMINATION CLAUSES CONTAINED THEREIN</p> |
| <p>Notes</p> | <p>The proposed resolution authorizes the County Mayor or his designee to execute Mutual Aid Agreements between Miami-Dade County, through the Miami-Dade Police Department (MDPD), and its law enforcement partner agencies, specifically, a Mutual Aid Agreement with the City of Miami for the North-End Street Violence Task Force.</p> <p>This Memorandum of Understanding (MOU) will provide concentrated investigative efforts across jurisdictional boundaries targeting individuals who perpetrate violent crimes, especially offenders responsible for firearm-related crimes. The MDPD is the lead agency. Law enforcement partner agencies may be at the federal, state, regional, and local level. There is no fiscal impact to the County.</p> <p>Background In the conduct of day-to-day operations, the department often works together with other law enforcement agencies to investigate and apprehend individuals who commit crimes, especially violent crimes with a firearm. These joint operations allow participating agencies to conduct law enforcement activities outside of the jurisdictional confines of their respective agencies, such as the City of Miami and its joint participation on the North-End Street Violence Task Force. This Task Force will also allow for related activities, such as training, information sharing, reporting, as well as operations; all of which are vital to effective law enforcement.</p> |
| <p>812 142035</p> | <p>RESOLUTION AUTHORIZING EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN MIAMI-DADE COUNTY, THROUGH THE MIAMI-DADE POLICE DEPARTMENT, AND THE OFFICE OF THE STATE ATTORNEY FOR THE ELEVENTH JUDICIAL CIRCUIT OF FLORIDA AND THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT RELATING TO INVESTIGATIONS INVOLVING THE SHOOTING OF A PERSON BY A MIAMI-DADE POLICE DEPARTMENT LAW ENFORCEMENT OFFICER ACTING IN THE LINE OF DUTY; THE DEATH OF AN ARRESTEE WHILE IN THE CARE, CUSTODY, OR CONTROL OF A MIAMI-DADE POLICE DEPARTMENT LAW ENFORCEMENT OFFICER, THE DEATH OF AN ARRESTEE SHORTLY</p> |

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| | AFTER BEING IN THE CARE, CUSTODY, OR CONTROL OF A MIAMI-DADE POLICE DEPARTMENT LAW ENFORCEMENT OFFICER OR THE DEATH OF AN INTENDED ARRESTEE DURING AN ARREST ATTEMPT BY A MIAMI-DADE POLICE DEPARTMENT LAW ENFORCEMENT OFFICER; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE ACTION TO EXECUTE AMENDMENTS, MODIFICATIONS, RENEWALS, AND EXTENSIONS, TO EXERCISE THE CANCELLATION PROVISIONS AND TERMINATION CLAUSES CONTAINED THEREIN |
| Notes | <p>The proposed resolution authorizes the County Mayor or his designee to execute a Memorandum of Understanding (MOU) between Miami-Dade County, through the Miami-Dade Police Department (MDPD), and the Office of the State Attorney for the Eleventh Judicial Circuit of Florida and the Florida Department of Law Enforcement. There is no fiscal impact to the County.</p> <p>Background</p> <p>The MOU has been jointly developed by the participating agencies. The MOU details the protocol that will be used and outlines the working relationship between the parties whereby the Florida Department of Law Enforcement will assume the investigations of the following events: the shooting of a person by a MDPD law enforcement officer acting in the line of duty; the death of an arrestee while in the care, custody or control of a MDPD law enforcement officer; the death of an arrestee shortly after being in the care, custody or control of a MDPD law enforcement officer or the death of an intended arrestee during an arrest attempt by a MDPD law enforcement officer.</p> <p>It is intended that this protocol will provide important transparency to the investigations of these serious situations and will help to ensure the completion of an objective investigative report. This transparency is important for the respective agencies who are party to this MOU, the involved law enforcement officers, victims and survivors of victims, and ultimately, the entire Miami-Dade community.</p> |
| 801 141732 | RESOLUTION APPROVING PROFESSIONAL SERVICES AGREEMENT NO. 14WAPI002, PROJECT NUMBER A06-WASD-01R TO WOLFBURG/ALVAREZ AND PARTNERS, INC. FOR ARCHITECTURAL, ENGINEERING DESIGN AND LIMITED CONSTRUCTION MANAGEMENT SERVICES FOR THE SOUTH MIAMI HEIGHTS MAINTENANCE FACILITY IN THE AMOUNT OF \$817,397.87 PURSUANT TO SECTION 287.055(10), FLORIDA STATUTES (REUSE OF PLANS); AND AUTHORIZING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO EXECUTE SAME AND EXERCISE THE PROVISIONS CONTAINED THEREIN |
| Notes | <p>The proposed resolution authorizes execution of Professional Services Agreement (PSA) No. 14WAPI002: Miami-Dade Water and Sewer Department (WASD) Project No. A06-WASD-01R in the amount of \$817,397.87 with Wolfberg/Alvarez and Partners, Inc.; and waives Administrative Order No. 3-39 regarding competitive selection procedures for professional services, pursuant to Section 287.055(10), Florida Statutes. This PSA is for architectural, engineering design and limited construction management services for the South Miami Heights Maintenance Facility (re-use of plans).</p> <p>The contract period is for a term of five (5) years and has an option to extend, at the discretion of the County Mayor or his designee for a two (2) year option-to-renew period.</p> <p>The proposed South Miami Heights Maintenance Facility is intended to house the employees of the operational divisions of WASD, who are serving the south end of the County. The proposed facility will be located on 17.3 acres of vacant WASD-owned property at 19000 S.W. 108 Avenue. Currently, those employees are housed in trailers at the proposed South Miami Heights Water Treatment Plant location. However, since WASD is moving forward with a Public Private Partnership project for the South Miami Heights Water Treatment Plant located at 11800 S.W. 208 Street, those employees and equipment need to move to a separate location to accommodate the construction activities at the water plant location. The proposed maintenance facility is a separate site and better suited for the operation services. A permanent structure for the maintenance facilities will improve working conditions for the employees and reduce the risk of loss of facilities during a storm event when maintenance workers and equipment are required.</p> <p>The Project scope is to construct a maintenance and storage building that will encompass approximately 115,000 square feet and will consist of a high-bay area that houses maintenance and storage bays and is flanked by two 2-story structures that will include warehousing space, repair shops and an administrative office. In addition to the maintenance and storage building, the Project also includes construction of a 3-story parking structure for use by WASD staff assigned to the facility as well as a fueling island intended to serve WASD and County-owned vehicles. The Project will also include complete site development, including, but not necessarily limited to, the construction of exterior storage areas; the construction of asphalt and concrete pavement areas for heavy equipment parking; construction of interior site roads along with all related grading and drainage; site lighting; landscaping; and irrigation.</p> <p>Background</p> <p>The PSA was executed on September 28, 2007 with Wolfberg/Alvarez and Partners, Inc. to provide architectural, engineering design and limited construction management services for the design of the South Miami Heights Maintenance Facility. Since the time of execution of the PSA, Wolfberg/Alvarez and Partners, Inc. has performed a variety of tasks which included, master planning; conceptual site design; design drawings and specifications; Phase 1 Environmental Site Assessment; and a traffic analysis. Wolfberg/Alvarez was paid a total of \$1,363,537.89 for these services. Of that amount, \$1,233,074.30 was paid for the complete design drawings and specifications. After the submittal of the 100% design drawings and specifications in October 2010, WASD placed the Project on hold due to other capital expenditure requirements. The PSA expired on September 28, 2013, and the full amount of the contract award in the amount of \$3,850,000.00, was never spent.</p> <ul style="list-style-type: none"> • How much of the \$3,850,000 contract award remains? <p>Starting in Fiscal Year 2013-2014, sufficient funding was made available for the Project. In order to expedite the construction of this much-needed facility and to utilize the design drawings and specifications that are already 100% complete and fully paid for, the County will re-use the design drawings and specifications prepared by Wolfberg/Alvarez and Partners, Inc. for the same Project. Because WASD already has in hand a complete design that only requires an update with any Code changes, it makes sense to reuse the original design drawings. The</p> |

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| | <p>total estimated cost to bring the plans up-to-date is \$817,397.87, which includes a 10% contingency allowance of \$67,332.68 and reimbursable expenses of \$76,738.38. In addition, Wolfberg/Alvarez is committed to comply with a 35% CBE goal participation.</p> <ul style="list-style-type: none"> Why is it costing so much to bring plans up to date when the complete design drawings and specifications cost \$1,233,074? <p>Contract Measures: CBE- 21.90%- \$179,009.94- General Structural Engineering CBE- 2%- \$16,347.94- Landscape Architecture CBE- 5%- \$40,869.85- General Civil Engineering <u>CBE- 6.10%- \$49,861.22- General mechanical Engineering</u> CBE- 35%- \$286,088.95- Total</p> <p>Subconsultants: Nifah and Partners Consulting Engineer, Inc.; TWR Engineers, Inc.; Cherokee Consulting, Inc.; O'Leary Richards Design Associates, Inc.; and SEQUIL Systems, Inc.</p> <p><u>Additional Information</u></p> <table border="1" data-bbox="272 682 1485 1890"> <thead> <tr> <th colspan="2" data-bbox="272 682 1485 735">Legislative History</th></tr> </thead> <tbody> <tr> <td data-bbox="272 735 462 1276"> <p>February 4, 1997 R-130-97</p> </td><td data-bbox="462 735 1485 1276"> <p>RESOLUTION AUTHORIZING THE ERECTION, CONSTRUCTION AND OPERATION OF THE MIAMI-DADE WATER AND SEWER DEPARTMENT SOUTH MIAMI HEIGHTS MAINTENANCE FACILITY TO BE LOCATED AT 11800 S.W. 208 STREET, IN COMPLIANCE WITH SECTION 33-303 OF THE CODE OF METROPOLITAN DADE COUNTY</p> <p>This Resolution authorized the erection, construction, and operation of the South Miami Heights Maintenance Facility to be located at 11800 S.W. 208 Street. Pursuant to County Code this application was reviewed and approved by the Dade County Site Review Committee. The Committee's task is to review projects subject to Section 33-303 of the Code of Metropolitan Dade County with regard to the public need of the proposed facility, its impact upon the surrounding community, and other similar consideration.</p> <p><i>The Miami Dade Water and Sewer Department (MDWASD) is proposing to construct a regional maintenance and emergency support facility to serve the southern region of Dade County. In the aftermath of Hurricane Andrew, Federal Court ordered expansion of the County's water and sewer systems and mandated improvements to the service and maintenance of the systems. As a result, the size of the maintenance facility originally planned for this project and previously approved by the County Commission on September 25, 1990, by Resolution No. R-955-90, had to be enlarged.</i></p> <p><i>The proposed facility will be located on a 20-acre parcel located at 11800 S.W. 208 Street. The proposal is for a series of buildings totaling approximately 100,000 square feet. The site will contain 322 parking spaces for employees, visitors, and departmental maintenance vehicles and equipment.</i></p> </td></tr> <tr> <td data-bbox="272 1276 462 1890"> <p>July 12, 2001 R-803-01</p> </td><td data-bbox="462 1276 1485 1890"> <p>RESOLUTION APPROVING THE ERECTION, CONSTRUCTION AND OPERATION OF THE SOUTH MIAMI HEIGHTS WATER TREATMENT PLANT LOCATED AT 11800 SW 208 STREET, IN COMPLIANCE WITH SECTION 33-303 OF THE CODE OF MIAMI-DADE COUNTY</p> <p>This Resolution authorized the erection, construction and operation of the South Miami Heights Water Treatment Plant, 11800 SW 208 Street, Miami, Florida.</p> <p><i>The MDWASD proposes to erect, construct and operate the South Miami Heights Water Treatment Plant on a 19.9-acre parcel located at 11800 SW 208 Street, in Southwest Miami-Dade County. The BCC approved the expansion of the existing maintenance facility at this location on February 4, 1997 by Resolution R-130-97. However, the approved project was never developed. It is the intention of the Water and Sewer Department to relocate the existing maintenance facility to an alternate site in order to better utilize this property with the construction of a new, progressive water treatment plant. With the exception of two existing sewage pump stations located in the northeast corner of the property, all other existing structures will be demolished. The development of the new plant is included in the Water and Sewer Department's multi-year capital plan and will become a part of the Department's regional facilities.</i></p> <p><i>The facility will be built in two phases. Phase I will consist of 75,640 square feet of construction, and Phase II will add 30,360 square feet of construction, for a total build out of 106,000 square feet. Commencement of Phase I construction is scheduled for the summer of 2003, with an estimated completion date of Phase I by December 2005. Permitting and final plan design of the project will commence upon approval of this application.</i></p> <p><i>The 1999 Water Bond Program has allocated \$30 Million for the development of this project.</i></p> </td></tr> </tbody> </table> | Legislative History | | <p>February 4, 1997 R-130-97</p> | <p>RESOLUTION AUTHORIZING THE ERECTION, CONSTRUCTION AND OPERATION OF THE MIAMI-DADE WATER AND SEWER DEPARTMENT SOUTH MIAMI HEIGHTS MAINTENANCE FACILITY TO BE LOCATED AT 11800 S.W. 208 STREET, IN COMPLIANCE WITH SECTION 33-303 OF THE CODE OF METROPOLITAN DADE COUNTY</p> <p>This Resolution authorized the erection, construction, and operation of the South Miami Heights Maintenance Facility to be located at 11800 S.W. 208 Street. Pursuant to County Code this application was reviewed and approved by the Dade County Site Review Committee. 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The proposal is for a series of buildings totaling approximately 100,000 square feet. The site will contain 322 parking spaces for employees, visitors, and departmental maintenance vehicles and equipment.</i></p> | <p>July 12, 2001 R-803-01</p> | <p>RESOLUTION APPROVING THE ERECTION, CONSTRUCTION AND OPERATION OF THE SOUTH MIAMI HEIGHTS WATER TREATMENT PLANT LOCATED AT 11800 SW 208 STREET, IN COMPLIANCE WITH SECTION 33-303 OF THE CODE OF MIAMI-DADE COUNTY</p> <p>This Resolution authorized the erection, construction and operation of the South Miami Heights Water Treatment Plant, 11800 SW 208 Street, Miami, Florida.</p> <p><i>The MDWASD proposes to erect, construct and operate the South Miami Heights Water Treatment Plant on a 19.9-acre parcel located at 11800 SW 208 Street, in Southwest Miami-Dade County. The BCC approved the expansion of the existing maintenance facility at this location on February 4, 1997 by Resolution R-130-97. However, the approved project was never developed. 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| | <p>July 23, 2002</p> <p>R-822-02</p> | <p>RESOLUTION AUTHORIZING THE EMPLOYMENT OF APPRAISERS AND PERFORMANCE OF DUE DILIGENCE AND RELATED STUDIES OF APPROXIMATELY 25 ACRES OF PROPERTY LOCATED EAST OF THE FLORIDA TURNPIKE AND SOUTH OF QUAIL ROOST DRIVE, FOR THE PURPOSE OF RELOCATING THE MIAMI-DADE WATER AND SEWER DEPARTMENT'S SOUTH MIAMI HEIGHTS MAINTENANCE FACILITY; AUTHORIZING THE COUNTY MANAGER TO ENTER INTO NEGOTIATIONS WITH THE PROPERTY OWNER(S) TO ACQUIRE SUCH PROPERTY</p> <p>This Resolution authorized the employment of appraisers, and performance of due diligence analysis and related studies of approximately 25 acres of vacant land in order to relocate the MDWASD's South Miami Heights Maintenance Facility. The MDWASD is seeking to acquire 25 acres of vacant land to accommodate the relocation of its South Miami Heights Maintenance Facility.</p> <p><i>The South Miami Heights Maintenance Facility is located at 20890 SW 117 Avenue and houses more than 200 hundred employees from various divisions within the department. This property was approved for the construction and operation of a new water treatment plant on July 10, 2001 through Resolution No. R-803-01. This site was strategically selected because of its proximity to several major water transmission mains that transport water to the south Miami-Dade service area, as well as its proximity to proposed wellfield sites. In addition, groundwater quality in the area has been found to be very good.</i></p> <p><i>The County has owned the property since 1972 and operated this site as a maintenance facility since 1973. The planned treatment plant is currently in design with the initial phases of construction expected to commence by mid to late 2003. As a result, it is imperative that the maintenance facility be relocated prior to that time.</i></p> <p><i>The property that the department is seeking to purchase will be used to construct the new South Miami Heights Maintenance Facility and will provide the needed office space, storage space, maintenance shops and a large parking area for employees, visitors, County vehicles and the department's heavy equipment.</i></p> <p>Funding Source: Water and Wastewater Revenue Bonds 1995 Series</p> |
| | <p>July 8, 2003</p> <p>R-721-03</p> | <p>RESOLUTION AUTHORIZING THE ERECTION, CONSTRUCTION AND OPERATION OF THE SOUTH MIAMI HEIGHTS MAINTENANCE FACILITY LOCATED BETWEEN SW 108TH AVENUE AND THE FLORIDA TURNPIKE, AND BETWEEN THE C-1N CANAL AND APPROXIMATELY SW 190 ST, IN COMPLIANCE WITH SECTION 33-303 OF THE CODE OF MIAMI-DADE COUNTY</p> <p>This Resolution authorized the erection, construction and operation of the South Miami Heights Maintenance Facility.</p> <p><i>MDWASD intends to relocate its existing South Miami Heights Maintenance Facility from its present location at 20890 SW 117th Avenue to the proposed 17.32 acre parcel situated between SW 108th Avenue and the Florida Turnpike and between C-1N Canal and approximately SW 190th Street. The relocation of the maintenance facility is necessary to be able to build a new state of the art water treatment plant on the existing maintenance facility site as authorized by Resolution No. R-803-01 approved by the Board of County Commissioners on July 10, 2001.</i></p> <p><i>Preparation of the site will commence upon acquisition of the property. The permitting phase of the project is expected to commence in December 2003. This project is part of the Capital Improvement 1995 Bond Funds (Fund 2003s), with estimated budget expenditure for the project of \$15,000,000.00.</i></p> |
| | <p>July 8, 2003</p> <p>R-744-03</p> | <p>RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT FOR SALE AND PURCHASE, BETWEEN UNIVERSAL AMERICAN REALTY CORPORATION, AS SELLER AND MIAMI-DADE COUNTY AS BUYER OF APPROXIMATELY 17.32 ACRES OF VACANT LAND BOUNDED BY SW 108TH AVENUE, THE FLORIDA TURNPIKE, QUAIL ROOST DRIVE AND THE C-1N CANAL, FOR THE CONSTRUCTION AND RELOCATION OF THE SOUTH MIAMI HEIGHTS MAINTENANCE FACILITY; AUTHORIZING THE COUNTY MANAGER TO EXECUTE THE SAME FOR AND ON BEHALF OF MIAMI-DADE COUNTY; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE ANY AND ALL RIGHTS CONFERRED THEREIN</p> <p>This resolution approved the Contract for Sale and Purchase of 17.32 acres of land to accommodate the relocation of the present South Miami Heights Maintenance Facility. This item has been prepared by General Services Administration at the request of the Miami-Dade Water and Sewer Department.</p> <p>Seller: Universal American Realty Corporation, a Florida Corporation Purchase Price: \$3,100,000.00 Appraised Value: Low Appraisal: \$3,500,000; High Appraisal: \$3,590,000. Assessed Value: \$2,625,777.00</p> |
| | <p>Sept. 4, 2007</p> <p>Bid Award</p> | <p>CONTRACT AWARD RECOMMENDATION FOR SOUTH MIAMI HEIGHTS MAINTENANCE FACILITY BETWEEN WOLFBURG ALVAREZ & PARTNERS, INC AND MIAMI-DADE COUNTY- PROJECT NO: A06-WASD-01; CONTRACT NO: A06-WASD-01</p> |

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| | <p>This contract award was to provide architectural and engineering design and limited construction management services for the construction of the new South Miami Heights Maintenance Facility. The facility is located on 17.5 acres at 19000 SW 108 Avenue, Miami, Florida. The contract term is for six (6) years.</p> <p><i>At the First Tier meeting, on February 7, 2007 the Competitive Selection Committee selected the top 6 ranked firms out of the 19 firms that submitted proposals to make a presentation at the Second Tier meeting. On March 15, 2007, at the Second Tier meeting, the Competitive Selection Committee ranked Wolfberg Alvarez & Partners, Inc. as the highest ranking firm. The Negotiation Committee was approved on March 21, 2007. The Negotiation Committee first met on April 24, 2007 and concluded its negotiations with Wolfberg Alvarez & Partners, Inc. on May 10, 2007.</i></p> <p>Contract Measures: CBE 35%</p> <p>Subconsultants: Nifah & Partners Consulting Engineer, Inc; TWR Engineers, Inc; Cherokee Enterprises, Inc; O'Leary Richards Design Associates, Inc; J. Bonfill & Associates, Inc; and Kaderabek Company</p> |
| <p>802 141777</p> <p>SUPP. 142023</p> | <p>RESOLUTION APPROVING AWARD OF CONSTRUCTION CONTRACT NO. S-869: CENTRAL DISTRICT WASTEWATER TREATMENT PLANT - INDUSTRIAL WASTE WATER DEEP INJECTION WELL SYSTEM TO YOUNGQUIST BROTHERS, INC. IN THE TOTAL COMPENSATION AMOUNT OF \$19,887,887.00 WITH A TOTAL CONTRACT TERM OF 880 DAYS; AND AUTHORIZING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO EXECUTE SAME AND EXERCISE THE PROVISIONS CONTAINED THEREIN</p> <p>SUPPLEMENT TO CONTRACT AWARD RECOMMENDATION FOR CONSTRUCTION CONTRACT NO. S-869: CONSTRUCTION OF AN INDUSTRIAL WASTE DEEP INJECTION WELL SYSTEM AT THE COUNTY'S CENTRAL DISTRICT WASTEWATER TREATMENT PLANT</p> |
| <p>Notes</p> | <p>The proposed resolution awards construction Contract No. S-869 to Youngquist Brothers, Inc. to construct an Industrial Waste Deep Injection Well System at the County's Central District Wastewater Treatment Plant in Virginia Key. This project is one in a series of projects related to the State of Florida's Ocean Outfall Legislation, Section 403.086(9) of the Florida Statutes. The Ocean Outfall Legislation requires that discharges of domestic wastewater through ocean outfalls meet advanced wastewater treatment requirements no later than December 31, 2018. The total compensation amount of this construction contract is \$19,887,887.00 with a total contract term of eight-hundred eighty (880) days.</p> <p>This project consists of furnishing all materials, labor and equipment necessary to construct an injection well approximately 10,000 feet deep and a second (redundant) injection well approximately 3,500 feet deep. The project also includes, but is not limited to, constructing drilling pilot holes, monitoring well, furnishing and installing all required steel casing and reinforced fiber pipe tubing, well development, environmental monitoring, all required testing and startup; and all other appurtenant and miscellaneous items and work for a complete, functional and satisfactory installation.</p> <p>OPERATIONS COST IMPACT: \$28,410.00 per year. MAINTENANCE COST IMPACT: \$61,200.00 per year.</p> <p>Sub-Contractors and Suppliers: Halliburton, Skyline Steel, Titan America, LLC, Berg Steel Pipe Corporation, Future Pipe Industries, Inc.</p> <p><i>No measure was assigned due to insufficient availability.</i></p> <p>Background On June 9, 2014, WASD received two (2) bids for this project: Youngquist Brothers, Inc. in the amount of \$19,887,887.00, and Layne Christensen Company in the amount of \$21,621,639.22. The solicitation required submittal of licenses and experience qualifications in a sealed envelope, and the bidder's proposal in another. Both bids were forwarded to MWH Americas, Inc., the design consultant, for evaluation.</p> <p>On June 13, 2014, WASD received a letter from the Layne Christensen Company alleging deficiencies in Youngquist Brothers, Inc.'s submittal. On June 19, 2014, MWH Americas, Inc. provided an evaluation and a recommendation regarding the submittals entered by Youngquist Brothers, Inc. and Layne Christensen Company. Following consultation with MWH Americas, Inc. and the County Attorney's Office, the Department concluded that both submittals met the qualifications. As such, it is recommended that the project be awarded to the lowest responsible, responsive bidder, Youngquist Brothers, Inc., whose base bid is 1.9% below the base estimate.</p> <p>The solicitation was advertised on May 8, 2014. On June 9, 2014, WASD received two (2) bids for this project from Youngquist Brothers, Inc. and Layne Christensen Company. In its bid protest, Layne Christensen Company argued that the bid submitted by Youngquist Brothers, Inc. was neither responsive nor responsible. Layne Christensen Company asserted that the County acted arbitrarily and capriciously in overlooking its own bid criteria when reviewing the bids submitted. Specifically, Layne Christensen Company argued that Youngquist Brothers, Inc. did not comply with certain requirements of the "Qualifications of Bidders" in the Advertisement to Bid because the bid submitted by Youngquist Brothers, Inc. 1) did not provide a list of the equipment to be used and/or lacked sufficient detail about the equipment to be used and 2) failed to meet the equipment performance requirements necessary to perform the terms of the contract.</p> |

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| | <p>The County opposed Layne Christensen Company's bid protest on several grounds. Among other things, the County argued that 1) the equipment to be used by Youngquist Brothers, Inc. was described sufficiently in the bid submitted and met the requirements of the Advertisement to Bid, and 2) the equipment Youngquist Brothers, Inc. intends to use for the project is adequate to complete the work. In addition, the County argued that it did not act dishonestly, arbitrarily or capriciously during its review of the bids. The review was performed in consultation with the design consultant, MWH Americas, Inc. and the County Attorney's Office.</p> <p>The Hearing Examiner concluded that the award recommendation was appropriate and should be upheld. There was no evidence that the County acted illegally, arbitrarily, fraudulently or capriciously. Accordingly, he denied the bid protest filed by Layne Christensen Company.</p> |
| <p>803 142257</p> | <p>RESOLUTION APPROVING AWARD OF A NON-EXCLUSIVE PROFESSIONAL SERVICES AGREEMENT TO CH2M HILL, INC. IN AN AMOUNT NOT TO EXCEED \$139,394,748.00 OVER A TWELVE YEAR PERIOD, EXCLUSIVE OF THE WARRANTY ADMINISTRATION PERIOD, WITH AN INITIAL SIX YEAR CONTRACT TERM, AND ONE SIX YEAR OPTION TO RENEW REQUIRING BOARD APPROVAL, FOR A PROJECT ENTITLED "OWNER'S REPRESENTATIVE FOR PROFESSIONAL ENGINEER SERVICES RELATED TO THE STATE OF FLORIDA'S OCEAN OUTFALL LEGISLATION AND MIAMI-DADE COUNTY'S WASTEWATER SYSTEM"; AND AUTHORIZING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO EXECUTE SAME AND TO EXERCISE THE PROVISIONS CONTAINED THEREIN</p> |
| <p>Notes</p> | <p>The proposed resolution awards a Non-Exclusive Professional Services Agreement (PSA) Project No. E13-WASD-11, Contract No. 14CH2M006 to CH2M Hill, Inc. for Owner's Representative for Professional Engineering Services relating to the State of Florida's Ocean Outfall Legislation and Miami-Dade County's Wastewater System. The total compensation amount is not to exceed \$139,394,748 over the twelve (12) year project period. This contract is structured with a six (6) year term and one (1) six (6) year option-to-renew period. The Mayor will seek approval from the Board prior to exercising the option-to-renew or any compensation above the initial award amount.</p> <p>WASD is requesting a waiver of the Mayor's ten (10) day veto period to allow this Resolution to become effective immediately upon approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the Board.</p> <p>This item is time sensitive as the advertisement for the design work related to the State of Florida's Ocean Outfall Legislation was postponed due to the time required for the selection of the Program and Construction Management Services Consultant for the County's Consent Decree. It was determined that the consulting firm selected for the Program and Construction Management Services Project to manage the County's Consent Decree could not compete for this Ocean Outfall Contract. Since the Program and Construction Management Services Consultant Project was advertised first, the advertisement for the Ocean Outfall Project was held until a selection for the Program and Construction Management Services Consultant was finalized.</p> <p>WASD now has a Program and Construction Management Services Consultant on board in order to proceed with the work required to meet the state-mandated ocean outfall schedule expeditiously.</p> <p>On April 24, 2014, a Notice to Professional Consultants was issued under full and open competition. On June 13, 2014, the Clerk of the Board received three (3) proposals. The Negotiation Committee was approved by the County Mayor's designee on August 18, 2014. Negotiations commenced on September 5, 2014 and concluded on September 10, 2014 with CH2M Hill, Inc.</p> <p>SUB CONTRACTORS AND SUPPLIERS (SECTION 10-34 MIAMI DADE COUNTY CODE): Hazen and Sawyer, P.C.; Parsons Brinckerhoff, Inc.; Gannett Fleming, Inc.; Leidos Engineering, LLC n/k/a The Louis Berger Group, Inc.; Nova Consulting, Inc.(CBE); CES Consultants Inc.(CBE); A.D.A Engineering, Inc.(CBE); Milian, Swain & Associates, Inc.(CBE); Vital Engineering, Inc.(CBE); Rohadfox Construction Control Services of Florida, LLC(CBE); GCES Engineering Services, LLC (CBE); Hadonne Corp.(CBE); John Proni, PHD; Cunningham Group, Inc.; G-T Construction Group, Inc.; The Miami-Dade Chamber of Commerce, Inc.; and Climsystems, LTD.</p> <p>ASSIGNED CONTRACT MEASURES: CBE 28.00%- \$39,030,529 per Administrative Order 3-32</p> <p>Background</p> <p>In 2008, the Florida Legislature approved and the Governor signed a law requiring all wastewater utilities in southeast Florida utilizing ocean outfalls for disposal of treated wastewater to 1) reduce nutrient discharges or meet advanced wastewater treatment by 2018, 2) cease using ocean outfalls by 2025 being used for treated wastewater disposal, and 3) reuse 60% of the flows by 2025. The statute required affected utilities to submit a preliminary compliance plan by 2013.</p> <p>The Ocean Outfall Legislation relates to Miami-Dade County in that the County has two (2) ocean outfalls, one is located at the North District Wastewater Treatment Plant, and the other is located at the Central District Wastewater Treatment Plant. Both ocean outfalls are used by the WASD. The Ocean Outfall Legislation was amended in 2013 to provide greater flexibility to meet the reuse requirements. A provision was included for utilities with multiple outfalls that sixty (60) percent of the reuse requirement is applicable to the combined flow of the utility's system-wide facilities. The amendment also allows the continued use of the outfalls for managing sewage peak flows not to exceed five (5) percent of the annual baseline flows.</p> <p>On June 28, 2013, WASD submitted to Florida Department of Environmental Protection an implementation plan entitled "Water and Sewer Department Ocean Outfall Legislation Compliance Plan" in which a total of \$3.32 billion is described in project descriptions and costs to meet the compliance dates established by the Ocean Outfall Statute.</p> |

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| | <p>The professional engineering services proposed in the PSA will assist the County comply with the requirements of the Ocean Outfall Legislation in the most cost-effective and timely manner to stay within budget and to meet the regulatory deadlines imposed by the legislation. Some of the services that will be rendered include:</p> <ul style="list-style-type: none"> • Validate WASD's Capital Program for its wastewater treatment plants and wastewater collection and transmission system improvements; • Identify preliminary policies, procedures, and practices that establish the means and methods to meet the requirements of the Ocean Outfall Legislation; • Identify risks that may impact the implementation of the Ocean Outfall Legislation Capital Improvement Program including future climate change impacts, such as sea level rise, storm surge, wind, and flooding; • Provide the necessary support to WASD with water and sewer infrastructure outreach programs; and • Participate in meetings with regulatory agencies. |
| 11A1 141788 | RESOLUTION ESTABLISHING POLICY ON STANDARD EFFECTIVE DATE CLAUSES IN RESOLUTION AGENDA ITEMS |
| Notes | <p>The proposed resolution establishes policy on standard effective date clauses in resolution agenda items.</p> <p>The proposed resolution allows for resolutions to become effective before the expiration of the 10-day mayoral period if the County Mayor approves of the resolution and files his or her approval with the clerk of the board.</p> <p>Additional Information At the October 7, 2014 BCC meeting, the following concern was raised by the Board: <i>What happens if a Commissioner wants to reconsider an item and the action has become effective due to the proposed resolution?</i> According to the County Attorney's Office (CAO), the Board retains the power to reconsider resolutions even after such resolutions become effective. The proposed item does not limit the power to reconsider resolutions. However, if the Board reconsiders a resolution approving a contract after such resolution has already become effective issues of contractual liability to the County may arise.</p> <p>The proposed item adopts effective date language which allows resolutions to become effective before the 10-day Mayoral veto period if the Mayor to files a written approval with the Clerk within that 10-day veto period. Please note that the Board has used the effective date language called for in Item 11A1 previously upon request and on special occasions. Item 11A1 merely adopts the special effective date language as the standard language for resolution items.</p> <p>The current standard language for resolutions is that resolutions become effective, at the earliest, after the 10-day mayoral veto period elapses. CAO has reviewed the BCC meeting calendar for 2014. For calendar year 2014, only two (2) times are regular BCC meetings less than ten (10) days apart. Most BCC regular meetings are fourteen (14) or more days apart.</p> |
| 11A2 142215 | RESOLUTION URGING THE UNITED STATES CONGRESS TO ENACT LEGISLATION THAT WOULD ALLOW STATES AND LOCAL GOVERNMENTS, INCLUDING MIAMI-DADE COUNTY, TO PROHIBIT CONTRACTING WITH ENTITIES DOING BUSINESS WITH OR FUNDED BY STATE SPONSORS OF TERRORISM |
| Notes | <p>The proposed resolution urges the Congress of the United States to enact legislation that would allow states and local governments, including Miami-Dade County, to prohibit contracting with entities doing business with or funded by state sponsors of terrorism.</p> <p>In addition, the proposed resolution directs the County's federal lobbyists to advocate for the proposed action, and authorizes the Office of Intergovernmental Affairs to amend the 2014 Federal Legislative Package to include this item and to include this item in the 2015 Federal Legislative Package when it is presented to the Board.</p> <p>Currently, there are four countries that the Federal government identifies as state sponsors of terrorism: Cuba, Iran, Sudan and Syria.</p> |
| 11A3 142235 | RESOLUTION URGING THE GREATER MIAMI CONVENTION AND VISITORS BUREAU AND THE GREATER MIAMI AND THE BEACHES HOTEL ASSOCIATION TO JOIN "THE ENVELOPE PLEASE" INITIATIVE, WHICH ASKS HOTELS TO PLACE ENVELOPES IN HOTEL ROOMS TO ENCOURAGE GUESTS TO LEAVE TIPS FOR CLEANING STAFF, AND REQUESTING THAT THE BUREAU AND THE ASSOCIATION PROVIDE THE COUNTY COMMISSION WITH AN UPDATE REGARDING THE INITIATIVE IN SIX MONTHS |
| Notes | <p>The proposed resolution urges the Greater Miami Convention and Visitors Bureau (Bureau) and the Greater Miami and the Beaches Hotel Association (Association) to join "The Envelope Please" Initiative (the Initiative).</p> <p>The Initiative asks hotels to place envelopes in hotel rooms to encourage guests to leave tips for cleaning staff, and requesting that the Bureau and the Association provide the County Commission with an update regarding the Initiative within six months of the effective date of this resolution.</p> <p>The proposed resolution directs the Clerk of the Board to place the update on an agenda of the Board pursuant to Ordinance 14-65.</p> |
| 11A4 142216 | RESOLUTION URGING THE FLORIDA LEGISLATURE TO COORDINATE WITH FLORIDA RETIREMENT SYSTEM EMPLOYERS IN ADDITION TO THE STATE OF FLORIDA IN SETTING EMPLOYER CONTRIBUTION RATES |
| Notes | The proposed resolution urges the Florida Legislature to coordinate with Florida Retirement System employers in addition to the State of |

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| | <p>Florida in setting employer contribution rates.</p> <p>In addition, the proposed resolution directs the County's state lobbyists to advocate for the proposed issue, and directs the Office of Intergovernmental Affairs to include this item in the 2015 State Legislative package when it is presented to the Board.</p> |
| <p>11A5 142230</p> | <p>RESOLUTION URGING CONGRESS TO ENACT THE CAMPUS ACCOUNTABILITY AND SAFETY ACT, S. 2692, H.R. 5354, OR SIMILAR LEGISLATION, AIMED AT LESSENING SEXUAL ASSAULTS ON COLLEGE AND UNIVERSITY CAMPUSES AND THAT WOULD REQUIRE COLLEGES AND UNIVERSITIES TO DESIGNATE CONFIDENTIAL ADVISORS FOR VICTIMS OF SEXUAL ASSAULTS, PROVIDE SPECIALIZED TRAINING TO ENSURE THAT COLLEGE AND UNIVERSITY STAFF PROPERLY RESPOND TO THESE KINDS OF CRIMES, AND PROVIDE INFORMATION REGARDING SEXUAL ASSAULTS ON CAMPUSES SO THAT STUDENTS AND PARENTS CAN MAKE INFORMED DECISIONS</p> |
| <p>Notes</p> | <p>The proposed resolution urges Congress to enact the Campus Accountability and Safety Act, S. 2692, H.R. 5354, or similar legislation, aimed at lessening sexual assaults on college and university campuses and that would require colleges and universities to designate confidential advisors for victims of sexual assaults, provide specialized training to ensure that college and university staff properly respond to these kinds of crimes, and provide information regarding sexual assaults on campuses so that students and parents can make informed decisions.</p> <p>In addition, the proposed resolution directs the County's federal lobbyists to advocate for the passage of the proposed legislation, and authorizes and directs the Office of Intergovernmental Affairs to amend the 2014 Federal Legislative Package to include this item and to include this item in the 2015 Federal Legislative Package when it is presented to the Board.</p> |
| <p>11A6 142245</p> | <p>RESOLUTION URGING THE FLORIDA LEGISLATURE TO AUTHORIZE ADDITIONAL FUNDING FOR NEW COURTHOUSE CONSTRUCTION, BY ALLOWING COUNTIES TO IMPOSE AN ADDITIONAL \$75.00 COURT COST OR SURCHARGE UPON ANY CONVICTION, PLEA OF NOLO CONTENDERE OR FINDING OF GUILT FOR EACH FELONY, MISDEMEANOR, OR CRIMINAL TRAFFIC OFFENSE</p> |
| <p>Notes</p> | <p>The proposed resolution urges the Florida Legislature to provide additional funding for new courthouse construction, by authorizing counties to impose an additional \$75.00 court cost or surcharge upon any conviction, plea of nolo contendere or finding of guilt for each felony, misdemeanor, or criminal traffic offense, for the express purpose of funding new courthouse construction.</p> <p>In addition, the proposed resolution directs the County's state lobbyists to advocate for the proposed issue, and authorizes and directs the Office of Intergovernmental Affairs to include this item in the 2015 State Legislative Package when it is presented to the Board.</p> |