



Miami-Dade Board of County Commissioners  
Office of the Commission Auditor

**Public Safety and Health Committee (PSHC) Meeting**

February 14, 2018  
1:30 P.M.  
Commission Chambers

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Director, Policy and Legislation  
Office of the Commission Auditor (OCA)  
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**PSHC Meeting: February 14, 2018  
Research Notes**

**Item No. 2A Substitute #2, 2A Substitute #1  
File No. 180305 (180060) (172696)**

**Researcher: BM Reviewer: TD**

ORDINANCE RELATING TO CONFLICT OF INTEREST AND CODE OF ETHICS ORDINANCE; AMENDING SECTION 2-11.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING THAT CERTAIN PRINCIPALS OF CORPORATE ENTITIES SHALL NOT BE REQUIRED TO PAY ETHICS COURSE FEE; PROVIDING THAT CERTAIN REPRESENTATIVES OF NOT-FOR-PROFIT CORPORATIONS SHALL NOT BE REQUIRED TO PAY ETHICS COURSE FEE; MAKING TECHNICAL AND CONFORMING CHANGES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE

**ISSUE/REQUESTED ACTION**

Whether the Board should approve amending the County's Conflict of Interest and Code of Ethics Ordinance to provide that, upon request, principals of corporate entities and certain representatives of not-for-profit corporations who lobby solely on behalf of those entities without special compensation shall not be required to pay the Ethics Course fee.

**APPLICABLE LEGISLATION/POLICY**

Section 2-11.1 of the County Code sets forth the Conflict of Interest and Code of Ethics Ordinance.

Section 2-11.1(s) relates to the requirements and guidelines for lobbying the County. This subsection requires each lobbyist, within 60 days after registering as a lobbyist, to submit to the Clerk of the Board a certificate of completion of an ethics course offered by the Commission on Ethics and Public Trust. The fee for the course shall be \$100. The Executive Director of the Ethics Commission may waive the course requirement for a particular lobbyist when he or she determines that the lobbyist has taken an initial or refresher Ethics Course offered by a municipality which satisfied the County's requirements.

[https://library.municode.com/fl/miami-dade-county/codes/code-of-ordinances?nodeId=PTIICOOR\\_CH2AD\\_ARTIINGE\\_S2-11.1COINCOETOR](https://library.municode.com/fl/miami-dade-county/codes/code-of-ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-11.1COINCOETOR)

**PROCEDURAL HISTORY**

**Prime Sponsor: Commissioner Daniella Levine Cava, District 8**

This item was deferred at the January 18, 2018 meeting by the Public Safety and Health Committee.  
The original item no. 172696 was adopted on first reading by Board on December 5, 2017 and Passed 11 – 0.

**FISCAL IMPACT**

If approved, representatives of business entities, both for-profit and nonprofit, who are lobbying on behalf of those entities, without special compensation or reimbursement for that appearance, shall not be required to pay the \$100 Ethics Course fee.

**ANALYSIS**

The proposed ordinance amends Section 2-11.1 of the Miami-Dade County Code, i.e., the Conflict of Interest and Code of Ethics Ordinance, to exempt principals of not-for-profit entities and certain representatives of nonprofit entities who lobby solely for such entities without special compensation from paying the Ethics Course fee. Under the Ethics Ordinance, principals of not-for-profit entities and certain representatives of nonprofit entities who lobby solely for such entities without special compensation are exempt from paying lobbyist registration fees. Note that the Ethics Course covers a review of the Conflict of Interest and Code of Ethics Ordinance, Florida Sunshine law and Florida Public Records law.

The ordinance proposes an exemption to pay the fees for principals of not-for-profit corporations or entities. Not-for-profit organization depend on private contributions for their funding usually operate within tight fiscal constraints. Providing the exemption to the fee will alleviate the financial hardship that may be posed by such required course fees.

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Substitute #1 differs from the original item in that the exemption from the Ethics Course fee requirement for principals is narrowed to apply only to principles of non-for-profit corporations or entities.

Substitute #2 differs from Substitute #1 in the following ways:

1. The exemption from the ethics course fee for not-for-profit corporations and entities has been limited to apply only to principals and representatives of 501(c)(3) not-for-profit corporations and entities;
2. The exemption from the ethics course fee has been modified to also include principals of Micro and Small Business Enterprises; and
3. Changes to the terminology and references to Micro and Small Business Enterprises have been made to conform with such references elsewhere in the Code.

The table below shows the proffered changes to Section 2-11.1 of the Miami-Dade County Code.

<b>Section:</b>	<b>As it currently reads:</b>	<b>Proposed amendment:</b>
2-11.1(s) <i>Lobbying</i>	(3)(b) Any person who only appears in his or her individual capacity for the purpose of self-representation without compensation or reimbursement, whether direct, indirect or contingent, to express support of or opposition to any item, shall not be required to register as a lobbyist. A principal of any corporation, partnership or other entity who appears as a lobbyist on behalf of that entity, without special compensation or reimbursement for the appearance, whether direct, indirect or contingent, to express support of or opposition to any item, shall register with the Clerk as required by this subsection, but shall not be required to pay any registration fees.	(3)(b) Any person who only appears in his or her individual capacity for the purpose of self-representation without compensation or reimbursement, whether direct, indirect or contingent, to express support of or opposition to any item, shall not be required to register as a lobbyist. A principal of any corporation, partnership or other entity who appears as a lobbyist on behalf of that entity, without special compensation or reimbursement for the appearance, whether direct, indirect or contingent, to express support of or opposition to any item, shall register with the Clerk as required by this subsection, but shall not be required to pay any registration fees.
<b>Section:</b>	<b>As it currently reads:</b>	<b>Proposed amendment:</b>
	(4) Any person who only appears as a representative of a not-for-profit corporation or entity (such as a charitable organization, or a trade association or trade union), without special compensation or reimbursement for the appearance, whether direct, indirect or contingent, to express support of or opposition to any item, shall register with the Clerk as required by this subsection, but, upon request, shall not be required to pay any registration fees. Any principal who only appears as a representative of a certified Micro Enterprise, as defined in Section 2-8.1.1.1.1 of the Code, as a representative of a certified Level I Community Small Business Enterprise, as defined in Section 10-33.02 or as a representative of a certified Tier 1 Community Business Enterprise, as defined in Section 2-10.4.01, without special compensation or reimbursement for the appearance, whether	(4) Any principal of a 501(c)(3) not-for-profit corporation or entity or any person who only appears as a representative of a 501(c)(3) not-for-profit corporation or entity, without special compensation or reimbursement for the appearance, whether direct, indirect or contingent, to express support of or opposition to any item, shall register with the Clerk as required by this subsection, but, upon request, shall not be required to pay any registration fees or Ethics Course Fees. Any principal who only appears as a representative of a certified Micro Tier 1 or Tier 2 Small Business Enterprise, as defined in Section 2-8.1.1.1.1 or Section 2-8.1.1.1.2 of the Code, as a representative of a certified Level I Small Business Enterprise, as defined in Section 10-33.02 of the Code, or as a representative of a certified Tier 1 or Tier 2 small Business Enterprise Architecture & Engineering Firm,

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	direct, indirect or contingent, to express support of or opposition to any item, shall register with the Clerk as required by this subsection, but, upon request, shall not be required to pay any registration fees.	as defined in Section 2-10.4.01 of the Code, without special compensation or reimbursement for the appearance, whether direct, indirect or contingent, to express support of or opposition to any item, shall register with the Clerk as required by this subsection, but, upon request, shall not be required to pay any registration fees or Ethics Course fees.
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**ADDITIONAL INFORMATION**

The first link below provides additional information from the Clerk of the Courts website as it relates to lobbying in Miami-Dade County, including online registration. The second link provides additional information from the Ethics Commission's website on ethics training.

<https://www8.miamidade.gov/Apps/COB/LobbyistOnline/home.aspx/Home.aspx>

<http://ethics.miamidade.gov/training.asp>

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**Item No. 3A**  
**File No. 180111**

**Researcher: MF Reviewer: PGE**

RESOLUTION AUTHORIZING ADDITIONAL EXPENDITURE AUTHORITY IN A TOTAL AMOUNT UP TO \$2,065,000.00 FOR CONTRACT NO. FB-00086 (GROUPS A-D) AND AN AMOUNT UP TO \$610,000 FOR PREQUALIFICATION POOL NO. FB-00086 (GROUPS E-F) FOR THE PURCHASE OF HELICOPTER PARTS, SERVICES, AND SUPPLIES FOR THE POLICE DEPARTMENT

**ISSUE/REQUESTED ACTION**

Whether the Board should authorize additional expenditure authority in the amount of 1) \$2,065,000 to Contract No. FB-00086, Helicopter Parts, Services and Supplies, and 2) \$610,000 to Pre-qualification Pool No. FB-00086, for the Miami-Dade Police Department to have sufficient funding to continue purchasing parts and supplies for its helicopters.

**APPLICABLE LEGISLATION/POLICY**

Resolution No. R-99-15, which was adopted on February 3, 2015, approved the initial award of Contract No. FB-00086 for the purchase of goods and services needed to maintain County helicopters in the total amount not to exceed \$5,930,000.00 for various County departments.

<http://intra/gia/matter.asp?matter=142793&file=true&yearFolder=Y2014>

Section 2-8.1 of the Miami-Dade County Code requires formal sealed bids for purchases over \$250,000; describes the circumstances under which competitive bidding may be waived; establishes requirements for legacy purchases, designated purchases, and provides that procurement procedures shall be established via an Implementing Order.

[https://library.municode.com/fl/miami\\_-](https://library.municode.com/fl/miami_-)

[dade\\_county/codes/code\\_of\\_ordinances?nodeId=PTIICOOR\\_CH2AD\\_ARTIINGE\\_S2-8.1COPUGE](https://library.municode.com/fl/miami_-dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.1COPUGE)

Implementing Order No. 3-38 governs the County's processes for the purchase of goods and services including professional services. It establishes the roles and responsibilities of the Internal Services Department, methods of purchasing goods and services, and the authority to award contracts. It contains requirements for access contracts, emergency purchases, bid waivers, confirmation purchases, and sole sources.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/IO3-38.pdf>

Resolution No. R-187-12, adopted by the Board of February 21, 2012, directs the County Mayor to include due diligence information in memoranda recommending certain contract awards.

<http://intra/gia/matter.asp?matter=120287&file=true&yearFolder=Y2012>

**PROCEDURAL HISTORY**

**Prime Sponsor: N/A**

**Department/Requester: Internal Services Department**

This item has no procedural history.

**FISCAL IMPACT**

The contract has a current cumulative allocation of \$5,930,000. Per information found in the Bid Tracking System on February 13, 2018, \$4,958,823 has been released leaving a balance of \$971,176. The contract expires on February 28, 2020.

If the request for additional expenditure authority of \$2,675,000 is approved, the contract will have a modified cumulative value of \$8,605,000. The requested increase is based on the department's anticipated expenditures.

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**ANALYSIS**

The County awarded this competitively-established contract for a five-year term with an allocation of \$5,930,000 through Resolution No. R-99-15 on Feb. 3, 2015. This contract includes six groups: Groups A-D are contract awards and Groups E-F are prequalification pools. This contract is used for a variety of Aviation aircraft needs, including Airbus helicopter parts, Saran engine parts, component overhauls, subcontracted repairs (including engines), as well as purchase of non-Airbus components, aircraft consumables and pilot supplies.

The contract expires on February 28, 2020. It is anticipated that through the end of the contract the department will need to routinely replace numerous Airbus helicopter and Safran engine parts; complete and/or outsource sub-contracted work for minor component overhauls; and purchase non-Airbus components, aircraft consumables and pilot supplies. Consequently, the contract allocation should include sufficient funding for the above-mentioned items and services, as well as for unscheduled repairs. Additionally, since this contract may also be utilized for upgrades to the current avionics equipment, which is several generations old, the increase should be sufficient to meet these needs.

It is anticipated that the police expenditures will be divided as follows:

1. FY 10/01/17 – 09/30/18 - \$900,000.00
2. FY 10/01/18 – 09/30/19 - \$975,000.00
3. FY 10/01/19 – 02/28/20 - \$300,000.00 (Note: This is for the partial fiscal year that funds to the end of the contract term)
4. Reimbursement to Miami-Dade Fire Rescue \$500,000.00

**ADDITIONAL INFORMATION**

The table below provides information on the vendor's Sunbiz status.

<http://search.sunbiz.org/Inquiry/CorporationSearch/ByName>

Vendor	Status	Date filed and registered	Registered agent
Airbus Helicopters, Inc.	Active status as a foreign profit corporation	11/5/2010	NRAI Services, Inc., 1200 South Pine Island Rd., Plantation, FL 33324
Aircon Fleet Management Corporation	Active status as a Florida profit corporation	8/30/2012	Noe Caballero, 12334 S.W. 131 <sup>st</sup> Ave., Miami, FL 33186
Eastern Aero Marine, Inc.	Active status as a Florida profit corporation	9/15/1967	CT Corporation System, 1200 South Pine Island Rd., Plantation, FL 33324
Heliworks, LLC	Active status as a Limited Liability Company	7/9/2012	CT Corporation System, 1200 South Pine Island Rd., Plantation, FL 33324
Nampa Valley Helicopters, Inc.	Not currently registered	N/A	N/A
Professional Aviation Associates, Inc.	Not currently registered	N/A	N/A

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Rotortech Services, Inc.	Active status as a Florida profit corporation	7/25/2003	Jeffrey Kneen, 126 Linda Lane, Palm Beach Shores, FL 33324
RSG Aviation, Inc.	Not currently registered		
Uniflight, LLC	Not currently registered		
Vector Aerospace Helicopter Services, Inc.	Not currently registered		



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**Item No. 3B  
File No. 180112**

**Researcher: BM Reviewer: TD**

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; AUTHORIZING AWARD OF CONTRACT NO. SS9896-ME FOR THE PURCHASE OF LCMS 8060 LIQUID CHROMATOGRAPH TRIPLE MASS SPECTROMETER IN AN AMOUNT NOT TO EXCEED \$353,000 FOR THE MEDICAL EXAMINER 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 SECTIN 2-8.1 OF THE COUNTY CODE AND IMPLEMENTING ORDER 3-38

**ISSUE/REQUESTED ACTION**

Whether the Board should approve a Designated Purchase with Shimadzu Scientific Instruments, Inc. (Shimadzu) for a one-time purchase of a LCMS 8060 Liquid Chromatograph Triple Mass Spectrometer for the Medical Examiner Department for an amount of \$353,000.

**APPLICABLE LEGISLATION/POLICY**

Section 2-8.1(b)(3) of the County Code, Contracts and purchases generally relates to designated purchases. Designated Purchase shall mean a purchase within the scope of this section when the purchase through the use of formal sealed bids is not practicable, including, but not limited to: (i) sole source purchases, (ii) services where no competition exists such as public utility services, (iii) where purchases or rates are fixed by law or ordinance, (iv) unique professional or artistic services not governed by the Consultants' Competitive Negotiations Act, section 287.055, Florida Statutes, (v) purchases of goods and services necessary to address an emergency, or where additional formal competition would not be practicable, and (vi) solicitations where only a single proposer has responded to a competitive solicitation but such response contains material defects and the County still desires to enter into a contract with such proposer. The Board of County Commissioners shall adopt any resolution authorizing a Designated Purchase by a two-thirds vote of the members present. Any recommendation by the Mayor for the award of a Designated Purchase shall at a minimum: (i) provide a written explanation of why the purchase through formal sealed bids would not be practicable under the circumstances and is in the best interest of the County, (ii) provide a written explanation of the process followed resulting in the recommendation for a Designated Purchase, and (iii) provide a written description of any informal competition conducted and any and all efforts to obtain a valuation of the recommended purchase.

[https://library.municode.com/fl/miami-dade\\_county/codes/code\\_of\\_ordinances?nodeId=PTIICOOR\\_CH2AD\\_ARTIINGE\\_S2-8.1COPUGE](https://library.municode.com/fl/miami-dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.1COPUGE)

Implementing Order 3-38 governs the County's processes and procedures for the purchase of goods and services including professional services. It establishes the roles and responsibilities of the Internal Services Department, methods of purchasing goods and services, and the authority to award contracts. Contains requirements for access contracts, emergency purchases, bid waivers, confirmation purchases, and sole sources.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/IO3-38.pdf>

Resolution No. R-187-12 adopted February 21, 2012 directs the County Mayor to include due diligence information in memoranda recommending certain contract awards.

<http://www.miamidade.gov/govaction/matter.asp?matter=120287&file=true&yearFolder=Y2012>

Resolution No. R-1011-15 adopted November 3, 2015 directs the County Mayor or County Mayor's designee to require that vendors provide addresses of all local branch offices and headquarters and the number and percentage of local residents such

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vendors employ; and directing the county mayor or county mayor's designee to include such information in memorandum to board pertaining to vendor being recommended for contract award.

<http://www.miamidade.gov/govaction/matter.asp?matter=152271&file=true&yearFolder=Y2015>

**PROCEDURAL HISTORY**

**Prime Sponsor: None**

**Requester/Department: Internal Services Department**

This item has no procedural history.

**FISCAL IMPACT**

The fiscal impact is for a one-time purchase is \$353,000. The purchase of this item will be funded by the Paul Coverdell Forensic Science Improvement Grant Program federal grant of \$250,000. The remaining \$103,000 will be funded by General Funds.

**ANALYSIS**

This item is a designated purchase of a LCMS 8060 Liquid Chromatograph Triple Mass Spectrometer for the Medical Examiner Department for an amount of \$353,000.

The federal funding is for the purchase of LCMS 8060 Liquid Chromatograph Triple Mass Spectrometer. The purchase of a different model may result in the loss of grant funding. To determine cause of death efficiently, the Medical Examiner uses the equipment to help identify chemical compounds, in postmortem samples, such as contaminants, pesticides, or drug substances. An increase in new cases has surpassed the capacity of the department's resources.

The vendor, Shimadzu, has no employees within Miami-Dade County and is headquartered in Maryland. A search of the Miami-Dade County Small Business Enterprise Certified Firms list, as February 12, 2018, resulted in the following local vendor under Commodity Code 49500 - Laboratory and Field Equipment and Supplies: MEDICAL EQUIPMENT SOLUTIONS CORP.

**ADDITIONAL INFORMATION**

According to the Florida Department of State Division of Corporations website (Sunbiz.org), Shimadzu Scientific Instruments, Inc., has an active status as a Foreign for Profit Corporation, headquartered in Maryland, and first filed and registered on 10/19/2006. The vendor only has a Registered Agent based out of St. Petersburg, Florida.

<http://search.sunbiz.org/Inquiry/CorporationSearch/SearchResultDetail?inquirytype=EntityName&directionType=Initial&searchNameOrder=SHIMADZUSCIENTIFICINSTRUMENTS%20F050000003090&aggregateId=forp-f05000000309-6c7c627e-3b8b-4626-b199-71bca16f846b&searchTerm=shimadzu%20scientific%20instrument&listNameOrder=SHIMADZUSCIENTIFICINSTRUMENTS%20F050000003090>

According to the Florida Department of State Division of Corporations website (Sunbiz.org), Medical Equipment Solutions, Corp., has an active status as a for Profit Corporation, headquartered in Maryland, and first filed and registered on 7/22/1998. The vendor has its principal address as 2536 SW 16th Terr. Miami, FL.

<http://search.sunbiz.org/Inquiry/CorporationSearch/SearchResultDetail?inquirytype=EntityName&directionType=Initial&searchNameOrder=MEDICALEQUIPMENTSOLUTIONS%20P980000652750&aggregateId=domp-p98000065275-2c12b645-f636-4082-a4c9-ffb6ff3490f3&searchTerm=MEDICAL%20EQUIPMENT%20SOLUTIONS%20CORP&listNameOrder=MEDICALEQUIPMENTSOLUTIONS%20P980000652750>

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**Research Notes**

**Item No. 3C**  
**File No. 180195**

**Researcher: MF   Reviewer: PGE**

RESOLUTION AUTHORIZING 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; APPROVING THE EXERCISE BY THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE OF THE ONE, FIVE-YEAR OPTION TO RENEW PERIOD UNDER CONTRACT NO. SS9737-1/23 IN AN AGGREGATE AMOUNT OF UP TO \$140,000.00 FOR THE MIAMI-DADE POLICE DEPARTMENT FOR PURCHASE OF CELLEBRITE FORENSIC SYSTEM SERVICE AND MAINTENANCE SUPPORT; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ALL PROVISIONS OF THE CONTRACT PURSUANT TO SECTION 2-8.1 OF THE COUNTY CODE AND IMPLEMENTING ORDER 3-38

**ISSUE/REQUESTED ACTION**

Whether the Board should approve a designated purchase and authorize the County Mayor to exercise the one, five-year option to renew term under Contract No. SS9737-1/23, in an aggregate amount of up to \$140,000, for the Miami-Dade Police Department to purchase Cellebrite Forensic System, Service and Maintenance, from Cellebrite, Inc.

**APPLICABLE LEGISLATION/POLICY**

Section 2-8.1(b)(3) of the County Code, Contracts and purchases generally relates to designated purchases. Designated Purchase shall mean a purchase within the scope of this section when the purchase through the use of formal sealed bids is not practicable, including, but not limited to: (i) sole source purchases, (ii) services where no competition exists such as public utility services, (iii) where purchases or rates are fixed by law or ordinance, (iv) unique professional or artistic services not governed by the Consultants' Competitive Negotiations Act, section 287.055, Florida Statutes, (v) purchases of goods and services necessary to address an emergency, or where additional formal competition would not be practicable, and (vi) solicitations where only a single proposer has responded to a competitive solicitation but such response contains material defects and the County still desires to enter into a contract with such proposer. The Board of County Commissioners shall adopt any resolution authorizing a Designated Purchase by a two-thirds vote of the members present. Any recommendation by the Mayor for the award of a Designated Purchase shall at a minimum: (i) provide a written explanation of why the purchase through formal sealed bids would not be practicable under the circumstances and is in the best interest of the County, (ii) provide a written explanation of the process followed resulting in the recommendation for a Designated Purchase, and (iii) provide a written description of any informal competition conducted and any and all efforts to obtain a valuation of the recommended purchase.

[https://library.municode.com/fl/miami -  
dade\\_county/codes/code\\_of\\_ordinances?nodeId=PTIICOOR\\_CH2AD\\_ARTIINGE\\_S2-8.1COPUGE](https://library.municode.com/fl/miami-dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.1COPUGE)

Resolution No. R-1433-06, adopted by the Board on December 19, 2006, directed the County Mayor to develop an administrative process to review all contracts for procurement of goods and services for opportunities for small business enterprise participation prior to exercising an OTR.

<http://intra/gia/matter.asp?matter=063176&file=true&yearFolder=Y200>

Implementing Order No. 3-38 governs the County's processes for the purchase of goods and services including professional services. It establishes the roles and responsibilities of the Internal Services Department, methods of purchasing goods and services, and the authority to award contracts. It contains requirements for access contracts, emergency purchases, bid waivers, confirmation purchases, and sole sources.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/IO3-38.pdf>

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Resolution No. R-187-12, adopted by the Board of February 21, 2012, directs the County Mayor to include due diligence information in memoranda recommending certain contract awards.

<http://intra/gia/matter.asp?matter=120287&file=true&yearFolder=Y2012>

Resolution No. R-98-12, adopted on January 26, 2012, directs the County Mayor to negotiate better prices on all awarded contracts for the purchase of goods and services and prior to the exercise of any options-to-renew.

<http://intra/gia/matter.asp?matter=112444&file=true&yearFolder=Y2011>

**PROCEDURAL HISTORY**

**Prime Sponsor: None**

**Department/Requester: Internal Services Department**

This item has no procedural history.

**FISCAL IMPACT**

Per information found in the Bid Tracking System on February 13, 2018, the contract has a current cumulative allocation of \$197,072, of which \$178,457 has been released leaving a balance of 18,615. The current contract expires on April 30, 2018.

If the one, five-year option to renew term is exercised, the contract will expire on March 17, 2023 and have an estimated cumulative value of \$338,000.

**ANALYSIS**

The contract was awarded under delegated authority to Cellebrite, Inc., in March 2013 for an initial five-year term with one, five-year option to renew term. The contract is in its initial term, which expires on April 30, 2018. The System provides criminal investigators and analysts with the capability to unlock complex mobile devices used during the commission of a crime, overcome encryption challenges, and recover data from heavily damaged mobile devices.

Prior to the decision to exercise the renewal term, market research was conducted to assess competitive factors such as pricing, quality, and product features. Staff determined that exercising the renewal term was in the County's best interest as no other vendor is capable of providing the required maintenance and support services for the System.

Pursuant to Resolution No. R-98-12, staff contacted the vendor to negotiate a reduction in pricing for the option to renew term. The vendor did not agree to change pricing nor the contract terms and conditions. Therefore, the option to renew term will be renewed in accordance with the established pricing under the contract, with the following conditions:

**PURCHASE OF HARDWARE, SOFTWARE MAINTENANCE AND SUPPORT: YEAR ONE**

Within 15 days of the date of the order, the vendor agrees to provide the following hardware, software, and maintenance support services to the Miami-Dade Police Department:

- Five complete Ultimate UFED Kits
- Ten 100 & 110 Cables
- First year logical and physical software updates, live tech support, warranty and new cables along with the user manual and charging tips documentation.

**PURCHASE OF ON-GOING MAINTENANCE AND SUPPORT – YEARS TWO THROUGH FIVE WITH ONE FIVE YEAR OPTION TO RENEW**

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Vendor agrees to provide five years of logical and physical software updates, live tech support, warranty and new cables to be renewed annually. Additionally, the contract term will allow for an additional five year option to renew term to be renewed annually.

**ADDITIONAL INFORMATION**

According to the Florida Department of State Division of Corporations website (Sunbiz.org), Cellebrite, Inc., has an active status as a foreign profit corporation. It first filed and registered on 8/3/2017. Its principal address is 7 Campus Drive, Suite 210, Parsippany, NJ 07054. Its registered agent is Corporate Creations Network, Inc., 11380 Prosperity Farms Rd., #221E, Palm Beach Gardens, FL 33410.

<http://search.sunbiz.org/Inquiry/CorporationSearch/ByName>

As of February 13, 2018, the OCA found the following Certified SBEs with the corresponding commodity code, 68000 – Police, Prison and Security Access Equipment:

- AARON INDUSTRIAL SAFETY, INC.
- ALL DISTRIBUTORS, INC.
- C.S.T. ELECTRICAL CONTRACTORS, INC.
- COOPER - GENERAL CORPORATION
- FEDERAL EASTERN INTERNATIONAL, INC.
- GREEN-ENERGY-PRODUCTS.COM, LLC
- LAVCOR LLC
- MIAMI PARTNERS, LLC.
- ONYX P.I., INC.
- RPR EMPIRE CORP
- SAFETY SOURCE INTERNATIONAL, INC.
- THE TOOLS MAN, INC.

<http://www.miamidade.gov/smallbusiness/library/reports/certify-by-firms-sbegs.pdf>

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**Item No. 3D  
File No. 180196**

**Researcher: BM Reviewer: TD**

RESOLUTION WAIVING FORMAL BID PROCEDURES PURSUANT TO SECTION 5.03(D) OF THE HOME RULE CHARTER AND SECTION 2-8.1(B)(1) OF THE CODE OF MIAMI-DADE COUNTY BY A TWO-THIRDS VOTE OF THE BOARD MEMBERS PRESENT AND AUTHORIZING ADDITIONAL EXPENDITURE AUTHORITY IN AN AMOUNT UP TO \$18,331,000.00 TO CONTRACT NO. BW7514-15/24-9 FOR THE PURCHASE OF UPGRADES TO THE UHF PUBLIC SAFETY RADIO SYSTEM FOR THE FIRE RESCUE DEPARTMENT; AND AUTHORIZING THE COUNTY MAYOR 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

**ISSUE/REQUESTED ACTION**

Whether the Board should approve a resolution waiving competitive bidding procedures for good and services, pursuant to Section 2-8.1 of the County Code, and approve a modification to Contract No. BW7514-15/24-9, 450 MHZ UHF Radio System Upgrade Project, by increasing expenditure authority by \$18,331,000 in order upgrade the Radio System for the Fire Rescue Department.

**APPLICABLE LEGISLATION/POLICY**

Section 2-8.1 of the County Code, Contracts and purchases generally, relates to the bid requirement for certain purchases. Per the County Code, the Board of County Commissioners, upon written recommendation of the Mayor or Mayor's designee, may, by resolution adopted by two-thirds vote of the members present, waive competitive bidding when it finds this is to be in the best interest of the County.

Below is a link relating to Section 2-8.1 of the County Code:

[https://library.municode.com/fl/miami-dade-county/codes/code\\_of\\_ordinances?nodeId=PTIICOOR\\_CH2AD\\_ARTIINGE\\_S2-8.1COPUGE](https://library.municode.com/fl/miami-dade-county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.1COPUGE)

Implementing Order 3-38, Master Procurement Implementing Order, establishes the roles and responsibilities of the Internal Services Department (ISD), methods of purchasing goods and services, and the authority to award contracts. Additional policies and procedures relating to the County's procurement processes are detailed in the ISD Procurement Guidelines, other A.O.s and the County Code.

Below is a link relating to Implementing Order 3-38:

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/IO3-38.pdf>

Section 5.03(D) Home Rule Charter, Financial Administration, relates to contracts for public improvements and purchases of supplies, materials, and services other than professional shall be made whenever practicable on the basis of specifications and competitive bids.

The link below relates to Section 5.03(D) Home Rule Charter:

<http://www.miamidade.gov/charter/library/charter.pdf>

Resolution No. R-457-04, adopted by the Board on April 2, 2004, established a five-year contract with Motorola, Inc., to provide the County with a new radio system infrastructure.

<http://intra/gia/legistarfiles/Matters/Y2004/041049.pdf>

Resolution No. R-1245-16, adopted by the Board on December 20, 2016, exercised the remaining 11, one-year options to renew.

<http://www.miamidade.gov/cob/library/Registry/Resolutions/Board-of-County-Commissioners/2016/R-1245-16.pdf>



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Resolution No. R-391-17, relates to expansion of services under existing contracts with written justification of why competitive process is not feasible. This resolution was adopted by the Board on April 4, 2017.

The link below relates to Resolution No. R-391-17:

<http://www.miamidade.gov/cob/library/Registry/Resolutions/Board-of-County-Commissioners/2017/R-391-17.pdf>

Resolution No. R-187-12, adopted by the Board on February 21, 2012, directs the County Mayor to include due diligence information in memoranda recommending certain contract awards.

<http://intra/gia/matter.asp?matter=120287&file=true&yearFolder=Y2012>

**PROCEDURAL HISTORY**

**Prime Sponsor: None**

**Department/Requester: Internal Services Department**

**FISCAL IMPACT**

The \$18,331,000 additional expenditure allocation request is based on system upgrade needs. If the proposed resolution is approved by the Board, the cumulative contract value for Contract No. BW7514-15/24-9 will be \$91,511,000 and will expire on December 14, 2018.

The contract currently has an existing cumulative allocation of \$73,180,000 and expires on December 14, 2018. The requested allocation is based on cost of upgrades to address deficiencies identified on communication system. The additional expenditure is to be used by the Fire Rescue Department to purchase radio equipment, antennas, and ongoing maintenance and support services.

**ANALYSIS**

Contract No. BW7514-15/24 was approved by the Board on April 2, 2004, pursuant to Resolution No. R-457-04 for five years, with 15, one-year option to renew periods. The contract currently expires on December 14, 2018.

The proposed resolution recommends waiving the competitive bidding procedures established in order to ensure continuity of communication service for the Fire Rescue Department during emergency medical response, natural disasters, fire suppression, and other emergencies. It may be in the best interest of the County to authorize the non-competitive to

A search of the Miami-Dade County Small Business Enterprise Certified Firms list, as February 12, 2018, resulted in the following local vendors under Commodity Code 72515 - Communications Systems, Integrated (Includes Telephone, Clock, Intercom, etc.):

- COOPER - GENERAL CORPORATION
- GALACTIC TECHNOLOGY GROUP, LLC

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**ADDITIONAL INFORMATION**

According to the Florida Department of State Division of Corporations website (Sunbiz.org), Motorola Solutions, Inc., has an active status as a Foreign for Profit Corporation, headquartered in Illinois, and first filed and registered on 05/04/1973. The vendor only has a Registered Agent based out of Plantation, Florida.

<http://search.sunbiz.org/Inquiry/CorporationSearch/SearchResultDetail?inquirytype=EntityName&directionType=Initial&searchNameOrder=MOTOROLASOLUTIONS%208300462&aggregateId=forp-830046-bf766eb1-d628-47d4-92b4-14d07673ca86&searchTerm=motorola%20solutions%2C%20inc.&listNameOrder=MOTOROLASOLUTIONS%208300462>

According to the Florida Department of State Division of Corporations website (Sunbiz.org), Cooper-General Corporation has an active status as a Florida for Profit Corporation and first filed and registered on 10/19/1978. The principle address is registered as 2921 SW 132 Ave Miami, FL.

<http://search.sunbiz.org/Inquiry/CorporationSearch/SearchResultDetail?inquirytype=EntityName&directionType=Initial&searchNameOrder=COOPERGENERAL%205898061&aggregateId=domp-589806-2bb2a109-8cda-45af-809a-c31e46ec8028&searchTerm=COOPER%20-%20GENERAL%20CORPORATION&listNameOrder=COOPERGENERAL%205898061>

According to the Florida Department of State Division of Corporations website (Sunbiz.org), Galactic Technology Group, LLC has an inactive status as a Florida Limited Liability Company and first filed and registered on 1/03/2014. The principle address is registered as 18495 S Dixie Hwy #226 Miami, FL.

<http://search.sunbiz.org/Inquiry/CorporationSearch/SearchResultDetail?inquirytype=EntityName&directionType=Initial&searchNameOrder=GALACTICTECHNOLOGYGROUP%20L140000013680&aggregateId=flal-114000001368-9bf37460-0a17-4921-b230-3e9398ac6a5d&searchTerm=gaLACTIC%20TECHNOLOGY%20GROUP&listNameOrder=GALACTICTECHNOLOGYGROUP%20L140000013680>

According to the Florida Department of State Division of Corporations website (Sunbiz.org), Galactic Technology Group, Inc., has an active status as a Florida for Profit Corporation and first filed and registered on 1/03/2014. The principle address is registered as 12271 SW 129th Court Miami, FL.

<http://search.sunbiz.org/Inquiry/CorporationSearch/SearchResultDetail?inquirytype=EntityName&directionType=Initial&searchNameOrder=GALACTICTECHNOLOGYGROUP%20P170000982400&aggregateId=domp-p17000098240-7e54cb98-8f7f-403a-917c-c43349bcecb9&searchTerm=gaLACTIC%20TECHNOLOGY%20GROUP&listNameOrder=GALACTICTECHNOLOGYGROUP%20L140000013680>



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**Item No. 3G**

**File No. 180178**

**Researcher: MF Reviewer: PGE**

RESOLUTION APPROVING THE TERMS OF THE FIRST AMENDED MEMORANDUM OF UNDERSTANDING AND ADDENDUM FOR THE MONEY LAUNDERING TASK FORCE BETWEEN THE BROWARD SHERIFF'S OFFICE AND MIAMI-DADE COUNTY, THROUGH THE MIAMI-DADE POLICE DEPARTMENT AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE FIRST AMENDED MEMORANDUM OF UNDERSTANDING AND ADDENDUM FOR THE MONEY LAUNDERING TASK FORCE, AND EXERCISE THE MODIFICATION AND CANCELLATION PROVISIONS CONTAINED THEREIN AND TO EXERCISE ANY AND ALL PROVISIONS CONTAINED THEREIN

**ISSUE/REQUESTED ACTION**

Whether the Board should adopt a resolution supporting the County Mayor's action to execute the First Amended Memorandum of Understanding (MOU) for the Money Laundering Task Force (MLTF) between the County, through the Miami-Dade Police Department (MDPD), and the Broward Sheriff's Office (BSO) and Addendum.

**APPLICABLE LEGISLATION/POLICY**

Resolution No. R-398-15, adopted by the Board on May 5, 2015, ratifies the execution of a Memorandum of Understanding between the Broward Sheriff's Office and Miami-Dade County, through the Miami-Dade Police Department, for the Workers' Compensation Fraud Task Force.

<http://intra/gia/matter.asp?matter=150344&file=true&yearFolder=Y2015>

**PROCEDURAL HISTORY**

**Prime Sponsor: Sally A. Heyman, District 4**

**Department/Requester: Miami-Dade Police Department**

This item has no procedural history.

**FISCAL IMPACT**

There is no fiscal impact to the County.

**ANALYSIS**

During the course of their work, MDPD and the BSO collaborate to combat a variety of crimes in the South Florida community. This particular task force and agreement provide a mechanism to formalize the relationship between the BSO and MDPD to coordinate investigative efforts to combat money laundering, and in particular workers compensation in the case of MDPD. Investigations for this crime in partnership with the BSO have been previously conducted under the Workers' Compensation Task Force, authorized by the Board in Resolution R-398-15. The BSO has determined that for purposes of streamlining investigations the workers' compensation fraud investigations will now be investigated jointly under the BSO Money Laundering Task Force.

The First Amended Money Laundering Task Force MOU formalizes relationships between and among the participating agencies in order to foster an efficient and cohesive unit capable of addressing money laundering activity within South Florida. It was entered into on the 1<sup>st</sup> day of June 2009 by and between the following agencies: Broward County Sheriff's Office; City of Coral Springs; City of Pembroke Pines; City of Hallandale; City of Hollywood; City of Miramar; City of Fort Lauderdale and City of Weston.

The mission of the MOU is to identify and target for prosecution, individuals and/or organizations involved in money laundering activity. The day-to-day operation and administrative control of the Task Force will be the responsibility of the Broward Sheriff's Office Task Force Supervisor. Responsibility for the conduct of the Task Force members will remain with

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the respective agency law enforcement heads. All Task Force investigations will be initiated in accordance with procedures established by the Broward State Attorney's Office or the United States Attorney General Guidelines on General Crimes and Racketeering Enterprise. The criteria for determining whether to prosecute a particular violation in state or federal court will focus upon achieving the greatest overall benefit to law enforcement and the public. The parties agree that 20 percent of all currency seized by the Task Force pursuant to this MOU and subsequently awarded to the Task Force will be deposited into the BSO Law Enforcement Trust Fund, and that the BSO will be designated s Fiscal Administrator of such funds.

The Addendum to the First Amended Money Laundering Task Force MOU specifies that MDPD law enforcement personnel assigned to the MLTF will only investigate or assist with investigations involving crimes associated with and in furtherance of workers' compensation premium fraud.