



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

Infrastructure and Utilities Committee (IUC) Meeting

June 12, 2018
9:30 A.M.
Commission Chambers

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**IUC Meeting: June 12, 2018
Research Notes**

Item No. 2B

File No. 181362

Researcher: BM Reviewer: TD

RESOLUTION APPROVING ALLOCATION OF \$800,000.00 FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NUMBER 220 - "ACQUIRE OR CONSTRUCT MULTI-PURPOSE FACILITIES" TO FUND DEVELOPMENT OF MULTI-PURPOSE FACILITY BY CITY OF MIAMI

ISSUE/REQUESTED ACTION

Whether the Board should approve the allocation of \$800,000.00 from the Building Better Communities General Obligation Bond Program Project Number 220 – “Acquire or construct multi-purpose facilities” to help fund a portion of the construction of the Project.

APPLICABLE LEGISLATION/POLICY

Resolution No. R-917-04 provides the authorization of general obligation bonds of an amount not exceeding \$255,070,000 to construct and improve public service outreach facilities. Additionally, this resolution lists projects eligible for funding from the Building Better Communities General Obligation Bond Program.

<https://www.miamidade.gov/bondprogram/library/resolutions/r-917-04.pdf>

PROCEDURAL HISTORY

Prime Sponsor: Commissioner Rebecca Sosa, District 6

This item has no procedural history.

FISCAL IMPACT

If approved by the Board, the implementation of this resolution will have a fiscal impact to Miami-Dade County of \$800,000.

ANALYSIS

The proposed resolution would approve the allocation of \$800,000 to fund the development of the multi-purpose facility by the City of Miami.

The Building Better Communities Bonds (the “Bonds”) are general obligations of the County and are payable from unlimited ad valorem taxes on all taxable real and tangible personal property within the county (excluding exempt property as required by Florida law). The full faith, credit and taxing power of the County are irrevocably pledged to the prompt payment of both principal and interest on the Bonds as they become due and payable. Pursuant to the Florida Constitution, there is no limit on the amount of ad valorem taxes a county may levy for the payment of general obligation bonds.

<https://www.miamidade.gov/finance/library/bond-book/2016/general/building-better-communities.pdf>

In November 2004, Miami-Dade County voters approved cultural projects totaling over \$450 million of the \$2.9 billion Building Better Communities General Obligation Bond (BBC-GOB) Program. These projects include acquisition, expansion, renovation, and/or new construction, and range in value from \$500,000 for renovations to the Seminole Theater in downtown Homestead to \$165 million for a new, world-class Miami Science Museum. Funding from the BBC-GOB program for the projects below includes direct allocations, allocations to municipalities and allocations to cultural organizations from the GOB Program’s Non-Profit Fund and Historic Preservation Fund.

<http://www.miamidadearts.org/facilities/general-obligation-bond-gob-projects-facilities-progress>

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The money allocated would go towards renovations costs for two existing buildings at 25 Tamiami Boulevard, Miami, Florida 33144, located in District 6 which is represented by Commissioner Rebecca Sosa.

Renovations to the multi-purpose City-owned facility would include installing a new roof, enlarging the current dining area, adding a stage and sound system, relocating and remodeling the kitchen, and adding an additional 5,000 square feet of space to accommodate for health related services and workshops. The City of Miami will be responsible for the completion, operation and maintenance of the project.

The facility, The Dr. Armando Badia Senior Center, is operated by Southwest Social Services Programs, Inc., a not-for-profit corporation. The facility provides hot meals to approximately 280 low-income seniors as well as extracurricular activities. The organization has been serving senior citizens throughout Miami-Dade County since 1981. The organization has a partnership with Farm Share to help alleviate hunger and malnutrition by distributing fresh and nutritious food to needy seniors in a monthly basis. The link below directs to the organizations website.

<http://www.southwestsocial.org/>

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Research Notes**

Item No. 3A

File No. 181195

Researcher: BM Reviewer: TD

RESOLUTION AUTHORIZING WAIVER OF FORMAL BID PROCEDURES PURSUANT TO SECTION 5.03(D) OF THE HOME RULE CHARTER AND SECTION 2-8.1 OF THE COUNTY CODE BY A TWO-THIRDS VOTE OF THE BOARD MEMBERS PRESENT; RATIFYING AN EMERGENCY CONTRACT IN THE AMOUNT OF \$560,000.00 FOR THE PURCHASE OF TRASH TRUCKS LOADER AND BODY (TRASH DUMP CRANES) FOR THE MIAMI-DADE DEPARTMENT OF SOLID WASTE MANAGEMENT; 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 resolution ratifying an emergency contract award, E9955-SW, Trash Trucks Loader & Body (Trash Dump Cranes), for the Department of Solid Waste Management (Department) in the amount of \$560,000. The item further waives formal bid procedures pursuant to Section 5.03(D) of the Home Rule Charter and Section 2-8.1 of the County Code.

APPLICABLE LEGISLATION/POLICY

Section 2-8.1 of the Code of Miami-Dade County requires formal sealed bids for purchases over \$250,000; describes the circumstances under which non-competitive purchases may be approved; establishes requirements for legacy purchases, designated purchases, and single vehicle leases; provides that procurement procedures shall be established by I.O. and approved by the Board.

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.

Under I.O. 3-38, an emergency purchase is an unforeseen or unanticipated urgent and immediate need for goods or services where the protection of life, health, safety or welfare of the community or the preservation of public properties would not be possible using any of the other purchasing methods described in the Implementing Order, including a bid waiver.

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

Section 5.03(D) of the Home Rule Charter of Miami-Dade County governs 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.

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

Resolution No. R-187-12, adopted by the Board on February 21, 2012, directed 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>

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Resolution No. R-454-13, adopted by the Board on January 4, 2013, directs the Mayor to bring emergency contract ratifications and retroactive contract modifications to the Board within 120 days of such emergency.

<http://intra/gia/legistarfiles/MinMatters/Y2013/131016min.pdf>

Ordinance No. 14-65, adopted by the Board on July 1, 2014, clarifies that reports requested by a committee or the Board are to be placed on a committee and/or Board agenda, not merely submitted to individual Commissioners.

<http://intra/gia/legistarfiles/MinMatters/Y2014/141471min.pdf>

Resolution No. R-1011-15, adopted on 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 vendors employ; and directed the County Mayor or County Mayor's designee to include such information in a memorandum to the Board pertaining to a vendor being recommended for contract award.

<http://intra/gia/matter.asp?matter=152271&file=true&yearFolder=Y2015>

PROCEDURAL HISTORY

Prime Sponsor: None

Requester: Internal Services Department

This item has no procedural history.

FISCAL IMPACT

This item is requesting Board ratification for an emergency purchase totaling \$560,000. The purchase is to be funded by Department proprietary funds.

In order to address illegal dumping, on September 19, 2017 the Board approved a \$6 increase in Residential Solid Waste Collection Fee to dedicate resources to collect illegally dumped trash from public right-of-way.

ANALYSIS

This item seeks ratification of an emergency contract award, E9955-SW, Trash Trucks Loader & Body (Trash Dump Cranes), for the Department of Solid Waste Management in the amount of \$560,000. The emergency purchase order was created to make a one-time purchase of four trash dump cranes in order to address illegal dumping in the department's services area.

The department conducted research to consider the option of leasing the four dump cranes while the procurement process was finalized. After conducting a cost analysis, the department determined that purchasing the dump cranes was the most cost effective option for the County. The vendor used for the purchase was Petersen Industries, Inc., which has its principal address in Lake Wales, Fl.

On June 11, 2018 the OCA performed a vendor search by commodity code 56039 - Cranes, All Kinds (Except Automotive and road) which resulted in no Certified Small Business Enterprises.

Resolution No. R-454-13, adopted by the Board on January 4, 2013, requires emergency contract ratifications and retroactive contract modifications be presented to the Board within 120 days of such emergency. The emergency was declared on December 18, 2017 and the one-time purchase, of four trash dump cranes, was executed on January 12, 2018. The item is slated for Board ratification at the July 10, 2018 meeting. Four crews were created to address the illegal dumping.

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Resolution No. R-1011-15, adopted on 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 vendors employ. The vendor, does not have a local address and does not employ any Miami-Dade County Residents.

Under I.O. 3-38, an emergency purchase is an unforeseen or unanticipated urgent and immediate need for goods or services where the protection of life, health, safety or welfare of the community or the preservation of public properties would not be possible using any of the other purchasing methods described in the Implementing Order, including a bid waiver. In the event a department director or authorized designee determines that an emergency purchase is necessary, a contract may be awarded without utilizing the competitive bid procedures regardless of the amount of expenditure. Within five working days after the purchase, the County department shall submit the post award requisition to ISD specifying the circumstances which justified the emergency contract award. When the expenditure is in excess of \$250,000, the ISD Director shall forward the documented circumstances to the County Mayor for presentation to the Board of County Commissioners for ratification.

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Research Notes**

Item No. 3B

File No. 181278

Researcher: BM Reviewer: TD

RESOLUTION APPROVING REJECTION OF ALL PROPOSALS RECEIVED IN RESPONSE TO REQUEST FOR PROPOSALS NO. RFP-00276 FOR THE PURCHASE OF AN ENTERPRISE PERMITTING, LICENSING, INSPECTIONS, CODE ENFORCEMENT, AND LAND MANAGEMENT SOLUTION FOR THE INFORMATION TECHNOLOGY DEPARTMENT

ISSUE/REQUESTED ACTION

Whether the Board should approve the rejection of all proposals received in response to *Request for Proposals No. RFP-00276, Enterprise Permitting, Licensing, Inspections, Code Enforcements, and Land Management Solution* given that the negotiated prices significantly exceed the County's budget, making the award for this solicitation cost prohibitive.

APPLICABLE LEGISLATION/POLICY

Section 2-8.1 of the County Code (Contracts and Purchases Generally) applies to all contracts for public improvements and purchases of all supplies, materials and services other than professional services and (1) requires formal sealed bids for purchases over \$250,000; (2) describes the circumstances under which non-competitive purchases may be approved; (3) establishes requirements for legacy purchases, designated purchases, and single vehicle leases; and (4) provides that procurement procedures shall be established by I.O. and approved by the Board.

https://library.municode.com/fl/miami-dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.1COPUGE

Implementing Order No. 3-38 sets forth the County's processes and procedures for the purchase of goods and services. The I.O. outlines: the roles and responsibilities of the Internal Services Department; the methods of purchasing goods and services; the authority to award and modify contracts; and the requirements for access contracts, emergency purchases, bid waivers, confirmation purchases and sole sources.

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

PROCEDURAL HISTORY

Prime Sponsor: None

Department/Requester: Internal Services

The proposed resolution has no procedural history.

FISCAL IMPACT

There is no fiscal impact to the County for the rejection of proposals.

ANALYSIS

The proposed resolution is for approval of a rejection of proposals received in response to a 2015 competitive RFP to establish a contract for the Information Technology Department's acquisition of an Enterprise Solution to be used county-wide for enterprise permitting, licensing, inspections, code enforcement, and land management business processes. The Enterprise Solution is to provide mobile technology for remote work in the field, a front-end solution for administrative and support staff, and a citizen portal, all of which will facilitate data sharing and reporting.

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The County established a budget of \$15,640,000 for the acquisition of an Enterprise Solution. The two highest-ranked proposers were Accela, Inc. (Accela) and Tyler Technologies, Inc. (Tyler). After twenty-one internal negotiation strategy sessions (held from September 2016 through May 2017), and 11 vendor negotiation sessions (held from September 2016 through March 2017), the negotiated cumulative price of Accela's Solution was \$66,994,980 and that of Tyler's Solution was \$49,109,076.

Two Highest Ranked Proposers	Price	Price Difference from County's Budget of \$15,640,000
Tyler Technologies, Inc.	\$49,109,076	\$33,469,076 (+68.2%)
Accela, Inc.	\$66,944,980	\$51,304,980 (+76.6%)

Given the price deviation from the County's budget, and that neither Enterprise Solution would provide the total functionality required, the County determined it to be in its best interest to reject all proposals received in response to the solicitation.

ADDITIONAL INFORMATION

According to the Florida Department of State Division of Corporations website (Sunbiz.org), Tyler Technologies, Inc. has an active status as a Foreign Profit Corporation and first filed and registered on 02/23/2005. The principal address is 5101 Tennyson Parkway, Plano, TX 75024. Its registered agent is Capitol Corporate Services, Inc. 515 East Park Avenue, 2nd Floor, Tallahassee, FL 32301.

<http://search.sunbiz.org/Inquiry/CorporationSearch/SearchResultDetail?inquirytype=EntityName&directionType=Initial&searchNameOrder=TYLERTECHNOLOGIES%20F050000011630&aggregateId=forp-f05000001163-c4de8305-13ec-4f6b-ab58-8086c9239d25&searchTerm=tyler%20technologies&listNameOrder=TYLERTECHNOLOGIES%20F050000011630>

According to the Florida Department of State Division of Corporations website (Sunbiz.org), Accela, Inc. has an active status as a Foreign Profit Corporation and first filed and registered on 06/07/2001. The principal address is 2633 Camino Ramon, Suite 500, San Ramon, CA 94583. Its registered agent is NRAI Services, Inc., 1200 South Pine Island Road, Plantation, FL 33324.

<http://search.sunbiz.org/Inquiry/CorporationSearch/SearchResultDetail?inquirytype=EntityName&directionType=Initial&searchNameOrder=ACCELA%20F010000031630&aggregateId=forp-f01000003163-50f4d9ab-3eb0-4f93-87a4-5e6963b82882&searchTerm=accela%2C%20inc.&listNameOrder=ACCELA%20F010000031630>

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Research Notes**

Item No. 3C

File No. 181280

Researcher: MF Reviewer: TD

RESOLUTION AUTHORIZING ESTABLISHMENT OF PREQUALIFICATION POOL RTQ-00618 IN A TOTAL AMOUNT UP TO \$250,210,000.00 FOR THE PURCHASE OF EMERGENCY DEBRIS REMOVAL FOR VARIOUS COUNTY DEPARTMENTS FOR AN INITIAL TERM OF FIVE YEARS AND ONE, FIVE-YEAR OPTION TO RENEW TERM; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO SOLICIT PRICING, AWARD CONTRACTS, EXERCISE ALL PROVISIONS OF THE SOLICITATION DOCUMENTS AND ANY RESULTING CONTRACTS PURSUANT TO SECTION 2-8.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA AND IMPLEMENTING ORDER 3-38, AND ADD VENDORS TO THE POOL AT ANY TIME, SUBJECT TO RATIFICATION BY THE BOARD ON A BI-ANNUAL BASIS

ISSUE/REQUESTED ACTION

Whether the Board should authorize the establishment of pre-qualified pool RTQ-00618 in a total amount of up to \$250,210,000.00 for the purchase of emergency debris removal for various County departments for an initial term of five years and one, five-year option to renew term.

APPLICABLE LEGISLATION/POLICY

Miami-Dade County Code, Section 2-8.1, 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-dade-county/codes/code_of_ordinances?nodeId=PTIIICOR_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>

Miami-Dade County Section 29-124(f)(ii) provides that [w]here no surtax proceeds are used to fund a contract, no County funds may be used to pay the costs of a contract where the portion procured by or on behalf of Miami-Dade Transit or for transit-related procurements is valued at over one million dollars (\$1,000,000.00) unless the Trust has submitted a recommendation to the County Commission regarding said contract award... If the Trust has failed to forward a recommendation to the County Commission within 45 days of the County Mayor or County Mayor's designee filing an award recommendation with the Clerk of the Board, the County Commission may take action on the contract award recommendation without any Trust recommendation. Notwithstanding any other provision to the contrary, a committee of the Commission may consider a contract award recommendation prior to receipt of a recommendation of the Trust.

http://miamidade.fl.elaws.us/code/coor_ptiii_ch29_artxvi_sec29-124

Resolution 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>

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Resolution R-140-15, adopted by the Board on February 3, 2015, directs the County Mayor to conduct a full review, prior to re-procurement of replacement contracts for goods or services of the scopes of services or goods requested to ensure such contracts reflect the current needs of the County.

<http://intra/gia/matter.asp?matter=150090&file=true&yearFolder=Y2015>

PROCEDURAL HISTORY

Prime Sponsor: N/A

Department/Requester: Internal Services Department

The proposed resolution has no procedural history.

FISCAL IMPACT

According to the Fiscal Impact Statement, the fiscal impact for the five-year term is \$125,105,000. The current pool, 6417-0/17, has a cumulative value of \$104,925,000 for a five-year, seven-month term, expiring on July 30, 2018.

Per information found in the Bid Tracking System on June 7, 2018, \$104,748,000 has been allocated to the current contract's Blanket Purchase Order, of which \$84,539,468 has been released leaving a balance of \$20,208,532.

Should the County choose to exercise, the one, five-year option to renew, the estimated cumulative value will be \$250,210,000. The allocation under the replacement pool is higher than the previous pool due to departments forecasted future operational needs, anticipated services and prior usage during recent hurricane events.

ANALYSIS

The proposed resolution would authorize the establishment of pre-qualification pool RTQ-00618 for the purchase of emergency debris removal for various County departments in a total amount of up to \$250,210,000.00 for an initial term of five years and one, five-year option to renew term. The current pool, 6417-0/17, has a cumulative value of \$104,925,000 for a five-year, seven-month term, and expires on July 30, 2018.

The work to be performed under the proposed pre-qualification pool consists of removing debris caused by a disaster occurring in Miami-Dade County, natural or otherwise, and transporting and depositing the debris at staging areas and/or disposal sites designated by the County. The debris may be required to be sorted, at the sole discretion of the County. Sorted emergency debris includes but is not be limited to the following categories:

- Trees and vegetation;
- Burnables – miscellaneous lumber, paper, furniture, etc.;
- Construction debris – miscellaneous concrete items, metal, plaster, glass, etc.;
- White goods – stoves refrigerators, washers, dryers, water heaters, etc.;
- Tires

Immediately after a declared emergency, County departments issue Invitations to Quote to all pre-qualified vendors. The qualification criteria for the vendors are as follows:

- Vendors shall hold a General Hauler Permit pursuant to Section 15.17 of the Miami-Dade County Code;
- At a minimum, one vehicle must be permitted at the time of qualification;
- Vendors shall produce acceptable proof of ownership or long-term lease (12 months or more) of the equipment necessary to perform the work, with the capacity to load and remove a minimum of 1,400 cubic yards of debris on a daily basis, and a minimum of 10 crews;

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- Vendors shall produce acceptable proof of having been an established, duly-licensed firm engaged in business anywhere in the United States within any of the following activities: bulk hauling, construction involving land clearing, demolition, trash and garbage hauling, for a minimum period of one year of the date of the initial bid submittal.

A Request to Qualify was advertised and a total of 24 vendors responded to the solicitation. Fifteen vendors are recommended for inclusion in the pool, of which 9 are local. Both non-local and local firms are needed in case of emergency. The pool will remain open to allow additional vendors meeting the pre-qualification criteria to be added. The pool allows the County to issue spot market competitions for the required services among multiple pre-qualified firms that have the necessary experience, qualifications and equipment.

Vendor	Principal Address	Principal	Sunbiz registration
A Native Tree Service, Inc. (SBE)	15733 SW 117 Avenue Miami, FL	Dayne Tomasetti	Active since 12/16/85
Able Business Services, Inc. (SBE)	1234 NW 79 Street Miami, FL	William L. Berry	Active since 11/18/01
Action Sales, LLC dba Action Sod & Landscape Gardens	5700 SW 123 Avenue Miami, FL	Barbara Lopez	Active since 10/8/09
All Florida Land Cleaning, Inc. (SBE)	3805 NW 132 Street Opa Locka, FL	Armando De Leon	Active since 5/3/91
Austin Tupler Trucking, Inc.	6570 SW 47 Court Fort Lauderdale, FL	Glen D. Tupler	Active since 8/9/72
Bergeron Emergency Services, Inc.	19612 SW 69 Place, Pembroke Pines, FL	Ronald M. Bergeron, Jr.	Active since 4/14/06
Ceres Environmental Services, Inc.	3825 85 Avenue N Brooklyn Park, MN	David A. McIntyre	Active since 6/19/96
CNC Management Group, Inc.	12865 SW 216 Street, Miami, FL	Carlos M. Vazquez	Active since 12/20/04
Eastern Waste Systems, Inc.	1660 NW 19 Avenue Pompano Beach, FL	Angelo Marzano	Active since 7/21/03
G7 Holdings, Inc.	8600 NW 36 Avenue Miami, FL	Gregory R. Davis	Active since 4/27/2000
KDF Enterprises, LLC	310 Tidwell Drive Alpharetta, GA	Baillie Kilpatrick	Active since 10/25/16
SFM Services, Inc.	9700 NW 79 Avenue Hialeah Gardens, FL	Christian H. Infante	Active since 1/9/87
T.F.R. Enterprises, Inc.	601 Leander Drive Leander, TX	Tipton F. Rowland	Active since 9/10/02
U.S. Sweeping, Inc.	20533 Biscayne Boulevard, Suite 443, Aventura, FL	Iris Bakar	Active since 10/29/10
Weed-A-Way, Inc. (SBE)	5900 Dewey Street Suite 202, Hollywood, FL	Monday Okotogbo	Active since 1/14/99

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A review of the County's SBE list of certified vendors conducted on June 7, 2018 under the commodity code 91027 – Garbage/Trash Removal and Disposal, resulted in the following six vendors:

- Lawn Keepers of South Florida, Inc.
- MAG Construction, Inc.
- Recover Right, LLC
- SJ Brighter Clear, Inc.
- Three Hearts Lawn Care, LLC
- Zorta Construction, Inc.

DEPARTMENT INPUT

The Office of the Commission Auditor posed the following questions to the Internal Services Department on June 11, 2018, and is awaiting its responses:

- How is an emergency declared? Must it be declared by the Governor in order to qualify for FEMA and State reimbursement?
- Will FEMA reimburse 75 percent, and will the State reimburse 12.5 percent of the \$125,105,000?
- Why are non-local and local firms needed in case of an emergency?
- Can this contract be utilized to remove debris occasioned by tropical storms or is it only meant to be utilized in cases of hurricanes?

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Research Notes**

Item No. 3D

File No. 181287

Researcher: MF Reviewer: TD

RESOLUTION AUTHORIZING LEGACY CONTRACT NO. L9865-1/21, REVERSE 311 SMS TEXT/MASS CALL SYSTEM, FOR THE INFORMATION TECHNOLOGY DEPARTMENT; AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE THE ONE, THREE-YEAR OPTION TO RENEW TERMS FOR LEGACY CONTRACT NO. L9865-1/21, REVERSE 311 SMS TEXT/MASS CALL SYSTEM, FOR THE INFORMATION TECHNOLOGY DEPARTMENT, IN A TOTAL AMOUNT NOT TO EXCEED \$397,000.00; AND AUTHORIZING THE COUNTY MAYOR OR THE 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 authorize Legacy Contract No. L9865-1/21, Reverse 311 SMS Text/Mass Call System for the Information Technology Department; and authorize the County Mayor or the county Mayor's designee to exercise the one, three-year option to renew terms for the Legacy Contract in a total amount not to exceed \$397,000.00.

APPLICABLE LEGISLATION/POLICY

Miami-Dade County Code, Section 2-8.(b)(1), states that formal sealed bids shall not be required for Legacy Purchases which do not result in the budget for the user department(s) exceeding the amount approved by the County Commission during the annual budget approval process. Such Legacy Purchases may be awarded by the Board of County Commissioners upon a majority vote of those Board members present, where the amount of such award exceeds the threshold for purchases by the Mayor set forth in Section 2-8.1(b)(1). The County Mayor shall include, in any Legacy Purchase award recommendation, a statement as to the need for such purchase and the provisions taken to reduce or eliminate the future need for Legacy Purchases for the particular good or service. For the purposes of this section, Legacy Purchases shall mean the purchase of goods and services where competition is unavailable, impractical or constrained as a result of the need to continue to operate an existing County System which may not be replaced without substantial expenditure.

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 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>

Resolution No. R-98-12, adopted by the Board on January 24, 2012, directs the County or the County Mayor's designee 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>

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PROCEDURAL HISTORY

Prime Sponsor: N/A

Department/Requester: Internal Services Department

The proposed resolution has no procedural history.

FISCAL IMPACT

Per information found in the Bid Tracking System on June 8, 2018, \$248,930 has been allocated to the current contract's Blanket Purchase Order, of which \$248,930 has been released. The allocation requested for the option to renew is \$397,000.

ANALYSIS

The proposed resolution is requesting the Board to authorize Legacy Contract No. L9865-1/21, Reverse 311 SMS Text/Mass Call System for the Information Technology Department. The contract is in its initial term and expires on August 31, 2018. If the option to renew term is exercised, at the County's discretion, the contract will expire on August 31, 2021.

The Reverse 311 System was purchased and installed to ensure compliance with Resolution No. R-741-09 approved by the Board on June 2, 2009, directing the County Mayor or designee to continue to develop and report on plans to use text-messaging, robo-calls, and other new technologies to better communicate with the residents of Miami-Dade County. The System sends automatic telephone and e-mail notifications to residents regarding Miami-Dade County emergency updates, services and events announcements. The Water and Sewer Department, The Transportation Department, Fire Rescue, Public Works and Waste Management, Animal Services, and the Communications Department, are among the many County agencies that use the system.

In 2012, the System was purchased to replace the Wireless Emergency Notifications System that had reached the end of its useful life, and has been undergoing expansion to enhance functionality and to meet additional capacity. Additional user agencies, minutes and two modules, the mass calls module (robo-calls), and short message service (text messages) have been added to the system as part of the expansion contributing to the increase in required maintenance and support costs. The allocation being requested includes equipment and upgrades needed for the continued expansion of the System and its functionality through 2021 to be able to support the increasingly large volume of announcements and calls.

The Information and Technology Department has invested several years in the development and expansion of the System that is already interwoven into the department's infrastructure. The System has proven that it can distribute announcements expeditiously in the event of natural disasters and also broadcast important community information. The current vendor, Airbus DS Communications, Inc., is the sole proprietor of the Reverse 311 Solution that is currently being used and owns all the rights to the required software licensing, maintenance and support.

In April 2017, the Board adopted a Memorandum of Agreement (MOA) with the State of Florida's Division of Emergency Management (FDEM). FDEM contracted with Everbridge, Inc., to establish a system of mass notifications and warning for emergency scenarios. Through the MOA the County obtains, at no cost, the notification system from Everbridge. The County's Office of Emergency Management (OEM) acts as the liaison, administering the use of the Everbridge notification system between the County and municipalities.

**IUC Meeting: June 12, 2018
Research Notes**

ITD and OEM have compared the Everbridge and Airbus notification systems. While both systems meet the County's needs, research of the current marketplace revealed several additional possible competitors that can provide an equivalent system. Approval of the proposed resolution will furnish the County sufficient time to develop system specifications and conduct a competitive procurement for a long-term contract.

Pursuant to Resolution No. R-98-12, staff contacted the vendor to negotiate a reduction in pricing for the option to renew term. This initiative resulted in the vendor maintaining the pre-negotiated pricing established at the beginning of the contract.

A review of the County's SBE list of certified vendors conducted on June 7, 2018, under the commodity code 91027 – Garbage/Trash Removal and Disposal, resulted in one SBE vendor: Amiritech Group, LLC.

ADDITIONAL INFORMATION

According to the Florida Department of State Division of Corporations website (Sunbiz.org), Airbus DS Communications, Inc., has an active status as a Foreign Profit Corporation and first filed and registered on 1/11/2000. The principal address is registered as 42505 Rio Nedo, Temecula, CA 92590. Its Chief Executive Officer is Mr. Gino Bonanotte. Its registered agent CT Corporation System, 1200 S. Pine Island Rd., Plantation, FL 33324.
<http://search.sunbiz.org/Inquiry/CorporationSearch/ByName>

**IUC Meeting: June 12, 2018
Research Notes**

Item No. 3E

File No. 181333

Researcher: MF Reviewer: TD

RESOLUTION AUTHORIZING ADDITIONAL EXPENDITURE AUTHORITY IN A TOTAL AMOUNT UP TO \$14,000,000.00 FOR CONTRACT NO. 7122-1/23 FOR HAULING AND DISPOSAL OF CLASS B BIOSOLIDS FOR THE MIAMI-DADE WATER AND SEWER DEPARTMENT; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ALL PROVISIONS OF THE CONTRACT PURSUANT TO COUNTY CODE SECTION 2-8.1 AND IMPLEMENTING ORDER 3-38

ISSUE/REQUESTED ACTION

Whether the Board should authorize additional expenditure authority to Contract No. 7122-1/23, Hauling and Disposal of Class B Biosolids, for the Miami-Dade Water and Sewer Department for the contract term.

APPLICABLE LEGISLATION/POLICY

Miami-Dade County Code, Section 2-8.1, 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-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 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>

Resolution No. R-212-14, adopted by the Board on March 4, 2014, authorized award of competitive contracts in a total amount of up to \$46,535,000.00, the establishment of a pre-qualification pool contract in an amount not to exceed \$75,000,000.00, access of another entity's competitively established contract in an amount not to exceed \$3,180,000.00, rejection of bids tendered in response to solicitations, authorizing additional expenditure authority in a total amount of up to \$23,246,000.00 for various contracts for the purchase of goods and services, and authorizing the use of Charter County Transportation Surtax Funds for such contract.

<http://intra/gia/matter.asp?matter=140771&file=false&yearFolder=Y2014>

PROCEDURAL HISTORY

Prime Sponsor: N/A

Department/Requester: Internal Services Department

The proposed resolution has no procedural history.

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Research Notes

FISCAL IMPACT

The Board approved the competitively-established contract for a five-year term on March 4, 2014. According to the Fiscal Impact Statement, the contract term expires on April 20, 2019 and has a current cumulative allocation of \$51,042,000. If the proposed resolution is approved, the contract will have a modified cumulative value of \$65,042,000. The requested increase in expenditure authority is based on projected needs through the remainder of the contract term.

Per information found in the Bid Tracking System on June 8, 2018, \$51,042,000 has been allocated to the current contract's Blanket Purchase Order, of which \$50,950,784 has been released leaving a balance of \$91,215.

ANALYSIS

The Miami-Dade Water and Sewer Department is requesting \$14,000,000 in additional expenditure authority to continue purchasing transportation and disposal services of Class B Biosolids. The department uses this contract for the transportation and disposal of organic by-products of the wastewater process that may not be used as fertilizer. Through Resolution No. R-212-14, the Board approved the competitively-established contract for a five-year term on March 4, 2014.

The Department requires additional funding to continue to haul and dispose of Class B Biosolids from the wastewater treatment plants. Class B Biosolids that cannot be land applied must be disposed of via the landfill method so as not to disrupt the disposition process due to limited storage capacity at the plants, health concerns, and the malodorous nature of the product.

The South and Central District Wastewater Treatment Plants have had operational issues with their digesters which break down the solid waste material and reduce the volume of the BioSolids for proper disposal. The digester tanks have not been processing the BioSolid product effectively thereby creating additional mixed grit products that need to be removed and legally disposed of by the landfill method.

The unanticipated circumstances that have developed due to these factors have caused a revision in the amounts the Department has determined are needed to cover the costs for disposal for the remainder of the contract term. Staff projects that \$1.5 million will be needed for the remainder of the contract per month; and staff has incorporated a 20 percent contingency fee to be able to respond to unforeseeable events, including above average rainfall during the summer season.

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Research Notes**

Awarded Vendors

Vendor	Principal Address	Principal	Sunbiz Registration
Biosolids Distribution Services, LLC	8025 Associate Boulevard Sebring, FL	Daniel Anderson	Active since 2/24/2005
H & H Liquid Sludge Disposal, Inc.	6990 US Highway 27 Branford, FL	Rick D. Hacht	Active since 7/24/1978
Synagro South, LLC	435 Williams Court Suite 100 Baltimore, MD	Stephen W. Cole	Active since 2/17/2006
Waste Management Inc. of Florida	1001 Fannin Street Houston, TX	Timothy B. Hawkins	Active since 3/30/1964

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

A review of the County's SBE list of certified vendors conducted on June 7, 2018, under the commodity code 91027 – Garbage/Trash Removal and Disposal, resulted in the following six vendors:

- Lawn Keepers of South Florida, Inc.
- MAG Construction, Inc.
- Recover Right, LLC
- SJ Brighter Clear, Inc.
- Three Hearts Lawn Care, LLC
- Zorta Construction, Inc.

**IUC Meeting: June 12, 2018
Research Notes**

Item No. 3F

File No. 181351

Researcher: PGE Reviewer: TD

RESOLUTION APPROVING AWARD OF CONTRACT NO. FB-00779 FOR PURCHASE OF WASTE TRANSFER TRAILERS FOR THE DEPARTMENT OF SOLID WASTE MANAGEMENT IN A TOTAL AMOUNT NOT TO EXCEED \$5,406,000.00 FOR A FIVE YEAR TERM; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO GIVE NOTICE OF THIS AWARD, ISSUE THE APPROPRIATE PURCHASE ORDER TO GIVE EFFECT TO SAME AND EXERCISE ALL PROVISIONS OF THE CONTRACT PURSUANT TO SECTION 2-8.1 OF THE CODE AND IMPLEMENTING ORDER 3-38

ISSUE/REQUESTED ACTION

Whether the Board should approve a replacement contract award, *Waste Transfer Trailers*, for the Department of Solid Waste Management (SWM) for a five-year term in an amount of \$5,406,000.

APPLICABLE LEGISLATION/POLICY

Section 2-8.1 of the County Code (Contracts and Purchases Generally) applies to all contracts for public improvements and purchases of all supplies, materials and services other than professional services and (1) requires formal sealed bids for purchases over \$250,000; (2) describes the circumstances under which non-competitive purchases may be approved; (3) establishes requirements for legacy purchases, designated purchases, and single vehicle leases; and (4) provides that procurement procedures shall be established by I.O. and approved by the Board.

https://library.municode.com/fl/miami-dade_county/codes/code_of_ordinances?nodeId=PTIIICOR_CH2AD_ARTIINGE_S2-8.1COPUGE

Resolution No. R-716-12, adopted by the Board on September 4, 2012, requires identification of a firm's small business enterprise program certification in any procurement item submitted for Board approval.

<http://intra/gia/matter.asp?matter=121265&file=true&yearFolder=Y2012>

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/legistarfiles/MinMatters/Y2012/120287min.pdf>

Resolution No. R-1011-15, adopted by the Board on November 3, 2015, directs the County Mayor to require that vendors provide addresses of all local branch offices and headquarters and the number and percentage of local residents such vendors employ in memoranda to the Board pertaining to vendors being recommended for contract award.

<http://intra/gia/matter.asp?matter=152271&file=true&yearFolder=Y2015>

Resolution No. R-140-15, adopted by the Board on February 3, 2015, directs the County Mayor to conduct a full review, prior to re-procurement of replacement contracts for goods or services of the scope of services or goods requested to ensure such contracts reflect the current needs of the County and to include such information in award recommendations to the Board.

<http://intra/gia/matter.asp?matter=150090&file=true&yearFolder=Y2015>

Resolution No. R-477-18, adopted by the Board on May 1, 2018, directs the County Mayor to disclose to the Board the reasons goods and services are not being procured through local businesses when the recommendation is to award a contract to a non-local vendor or to establish a prequalification pool where less than 75 percent of the pool members are local businesses.

<http://intra/gia/matter.asp?matter=180822&file=true&yearFolder=Y2018>

**IUC Meeting: June 12, 2018
Research Notes**

Implementing Order No. 3-38 sets forth the County's processes and procedures for the purchase of goods and services. The I.O. outlines: the roles and responsibilities of the Internal Services Department; the methods of purchasing goods and services; the authority to award and modify contracts; and the requirements for access contracts, emergency purchases, bid waivers, confirmation purchases and sole sources.

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

PROCEDURAL HISTORY

Prime Sponsor: N/A

Department/Requester: Internal Services

This item has no procedural history.

FISCAL IMPACT

The fiscal impact for the five-year term is \$5,406,000. The current contract (#6326-0/18) is valued at \$5,423,000 for a term of five-years and six months. Per data found in the Bid Tracking System on June 11, 2018, a total of \$5,423,000 was allocated to the current contract's Blanket Purchase Order. Of that sum, \$5,422,634.70 has been released, leaving a balance of \$365.30. The annual allocation under the current contract is \$986,000 while the annual allocation under the replacement is \$1,081,200. Pricing shall remain fixed for the first two years of the contract.

ANALYSIS

This item is requesting approval of a replacement contract for purchase of 68 waste transfer trailers over the next five years in an amount of up to \$5,406,000 for SWM. The County uses waste transfer trailers to transport refuse from various sites. The trailers are required to travel at highway speeds after loading garbage at a transfer station and are then required to unload at a landfill dump or similar site which may be a paved or an off-road surface. Transfer trailers, which are custom-built per SWM specifications, will be used in combination with existing SWM tractors.

The Invitation to Bid was advertised on February 6, 2018. Three bids were received in response to this solicitation. The recommended awardee is Warren Equipment, Inc., the incumbent vendor whose principal address is in Plant City, Florida. The awardee offered a unit price of \$79,495, while the vendors not recommended for award submitted higher bids - \$79,996 by KNL Holdings, LLC and \$98,961 by Palm Peterbilt Truck Centers, Inc.

Under the solicitation, the awardee must satisfy the following criteria:

- Be a trailer manufacturer, fabricator or a licensed dealer;
- Have or partner with a local service facility capable of performing maintenance or warranty repairs;
- Be licensed by the State of Florida as a motor vehicle dealer;
- Provide two business reference letters attesting to performance of similar work; and
- Provide a dedicated employee to serve as the primary contact for contract issues and maintenance.

A prototype is required for inspection by the County no later than 120 days from the date of issuance of the purchase order. Upon final approval of the prototype, the initial units shall be delivered to the County no later than 270 calendar days from the date of issuance of the purchase order. The County anticipates purchasing 24 trailers during the first contract year, 10 during the second year, none during the third year, 24 during the fourth year and 10 during the final year.

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Research Notes

Commodity Codes – 07060; 07061; 07081; and 07084 – were included on the Internal Services Department Small Business Development Division Project Worksheet for this solicitation. A June 11, 2018 search of the Small Business Enterprise Goods and Services Certified Firms by Trade Code list found no certified vendors for any of those commodity codes.

The Market Research for this solicitation indicates that the Internal Services Department engaged in efforts to increase local vendor participation in the re-procurement of this contract; such efforts included an internet search that identified three potential local vendors as well as sourcing registered County vendors by commodity code, which identified 71 potential vendors.

ADDITIONAL INFORMATION

Warren Equipment, Inc. sells a full line of both steel and aluminum dump trailers as well as quarter frame dump trailers, steel frame dump trailers, aluminum frame dump trailers, and frameless dump trailers. See the link to the vendor's website below.

<https://warrentrailers.com/>

**IUC Meeting: June 12, 2018
Research Notes**

Item No. 3G

File No. 181356

Researcher: PGE Reviewer: TD

RESOLUTION APPROVING AWARD OF CONTRACT NO. FB-00716 TO KEMIRA WATER SOLUTIONS, INC. FOR PURCHASE OF LIQUID FERRIC SULFATE AND STORAGE EQUIPMENT FOR THE WATER AND SEWER DEPARTMENT IN A TOTAL AMOUNT NOT TO EXCEED \$22,818,000.00 FOR THE FIVE-YEAR TERM; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO GIVE NOTICE OF THIS AWARD, ISSUE THE APPROPRIATE PURCHASE ORDER TO GIVE EFFECT TO SAME AND EXERCISE ALL PROVISIONS OF THE CONTRACT PURSUANT TO SECTION 2-8.1 OF THE CODE AND IMPLEMENTING ORDER 3-38

ISSUE/REQUESTED ACTION

Whether the Board should approve a replacement contract award, *Liquid Ferric Sulfate and Storage Equipment*, for the Water and Sewer Department (WASD) in an amount of up to \$22,818,000 for a five-year term.

APPLICABLE LEGISLATION/POLICY

Section 2-8.1 of the County Code (Contracts and Purchases Generally) applies to all contracts for public improvements and purchases of all supplies, materials and services other than professional services and (1) requires formal sealed bids for purchases over \$250,000; (2) describes the circumstances under which non-competitive purchases may be approved; (3) establishes requirements for legacy purchases, designated purchases, and single vehicle leases; and (4) provides that procurement procedures shall be established by I.O. and approved by the Board.

https://library.municode.com/fl/miami-dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.1COPUGE

Resolution No. R-716-12, adopted by the Board on September 4, 2012, requires identification of a firm's small business enterprise program certification in any procurement item submitted for Board approval.

<http://intra/gia/matter.asp?matter=121265&file=true&yearFolder=Y2012>

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/legistarfiles/MinMatters/Y2012/120287min.pdf>

Resolution No. R-1011-15, adopted by the Board on November 3, 2015, directs the County Mayor to require that vendors provide addresses of all local branch offices and headquarters and the number and percentage of local residents such vendors employ in memoranda to the Board pertaining to vendors being recommended for contract award.

<http://intra/gia/matter.asp?matter=152271&file=true&yearFolder=Y2015>

Resolution No. R-140-15, adopted by the Board on February 3, 2015, directs the County Mayor to conduct a full review, prior to re-procurement of replacement contracts for goods or services of the scope of services or goods requested to ensure such contracts reflect the current needs of the County and to include such information in award recommendations to the Board.

<http://intra/gia/matter.asp?matter=150090&file=true&yearFolder=Y2015>

**IUC Meeting: June 12, 2018
Research Notes**

Resolution No. R-477-18, adopted by the Board on May 1, 2018, directs the County Mayor to disclose to the Board the reasons goods and services are not being procured through local businesses when the recommendation is to award a contract to a non-local vendor or to establish a prequalification pool where less than 75 percent of the pool members are local businesses.

<http://intra/gia/matter.asp?matter=180822&file=true&yearFolder=Y2018>

Resolution No. R-841-06, adopted by the Board on July 6, 2006, requires successor contracts or extensions of existing contracts be presented for Board approval no later than 30 days prior to the contract's expiration date.

<http://www.miamidade.gov/govaction/matter.asp?matter=061720&file=true&yearFolder=Y2006>

Resolution No. R-29-18, adopted by the Board on January 23, 2018, approved the rejection of all bids received in response to Formal Bid No. 00529 for purchase of liquid ferric sulfate for WASD.

<http://intra/gia/matter.asp?matter=172539&file=true&yearFolder=Y2017>

Implementing Order No. 3-38 sets forth the County's processes and procedures for the purchase of goods and services. The I.O. outlines: the roles and responsibilities of the Internal Services Department; the methods of purchasing goods and services; the authority to award and modify contracts; and the requirements for access contracts, emergency purchases, bid waivers, confirmation purchases and sole sources.

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

PROCEDURAL HISTORY

Prime Sponsor: N/A

Department/Requester: Internal Services

FISCAL IMPACT

The fiscal impact for the five-year term is \$22,818,000. The current contract (#9568-0/17) is valued at \$12,528,600 for a term of five-years and six months. Per data found in the Bid Tracking System on June 11, 2018, a total of \$12,528,600 was allocated to the current contract's Blanket Purchase Order. Of that sum, \$11,428,296.70 has been released, leaving a balance of \$1,100,303.30. The annual allocation under the current contract is approximately \$2,277,927.24 while the annual allocation under the replacement is \$4,563,600. The initial contract pricing shall remain fixed for a period of no less than 12 months from the contract's initial effective date.

ANALYSIS

This item is requesting approval of a replacement contract for purchase and delivery of liquid ferric sulfate and storage equipment for WASD in the amount of \$22,818,000 for a five-year term. Ferric sulfate is used as a coagulant or flocculant in water and wastewater treatment. The current contract expired on April 30, 2018.

The solicitation was advertised on December 22, 2017. Three bids were received in response to the solicitation, including one "No Bid." The recommended awardee is Kemira Water Solutions, Inc., the incumbent vendor whose principal address is located in Atlanta, Georgia.

Under the solicitation, a bidder shall satisfy the following to be eligible for award:

- Be the manufacturer of the offered product and equipment or be authorized by the manufacturer as a direct distributor;
- Provide an American National Standard Institute/National Science Foundation Standard 60 Certification for Drinking Water Treatment Chemicals;

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- Provide a Certification of Analysis of the material identified throughout the solicitation indicating that the bidder meets the requirements of American Water Works Association standards;
- Provide safety data sheets supplied by the manufacturer; and
- Provide three different references of current or previous customers.

WASD will require approximately 6,500,000 pounds, annually, of ferric sulfate for its wastewater treatment processes. The awardee is required to deliver the solicited product in tanker trucks at the North, Central and South districts' wastewater treatment plants. Moreover, the awardee is responsible for the maintenance of the chemical feed pumps and storage tanks as well as providing 16 hours of safe handling training to County personnel regarding the proper application of ferric sulfate.

The following commodity codes were included in the Internal Services Department Small Business Development Division Project Worksheet for this solicitation: 88544; 88546; 88560; 88576; 88578; and 88582. A search of the County's Small Business Enterprise Goods and Services Certified Firms by Trade Code List dated June 6, 2018 found Pancar Industrial Supply Corporation under codes 88544; 88546; 88560; 88576; and 88578. In addition to Pancar Industrial, the following certified vendors were found: Pappu Natural Products Corp. under 88546 and Allied Paper Co under 88582.

The Market Research for this item indicated that the Internal Services Department conducted outreach to maximize local vendor participation in the contract's re-procurement; such efforts included posting the draft solicitation under future solicitations on the County's website; electronic mail notification of the solicitation through the National Institute of Governmental Purchasing; and contacting the Beacon Council for referral of qualified local vendors.

ADDITIONAL INFORMATION

OCA found an U.S. Environmental Protection Agency Consent Agreement and Final Order relating to violations of chemical and pesticide laws for Kemira Water Solutions, Inc.

<https://www.epa.gov/sites/production/files/documents/kemirawater-cafo.pdf>

**IUC Meeting: June 12, 2018
Research Notes**

**Item No. 3H
File No. 181259**

Researcher: JFP Reviewer: TD

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 10 ACRES OF SOUTH DADE WETLANDS PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH THE NATURE CONSERVANCY AS ASSIGNOR, MIAMI-DADE COUNTY AS ASSIGNEE, AND ALFONSO ROBAINA AND EDUARDO ROBAINA AS SELLERS FOR A PURCHASE PRICE OF \$50,000.00 USING BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM FUNDS; AUTHORIZING USE OF ENVIRONMENTALLY ENDANGERED LANDS ACQUISITION TRUST FUND FOR THIS PURCHASE IN THE EVENT BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM FUNDS ARE NOT AVAILABLE; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE THE ASSIGNMENT OF OPTION TO PURCHASE AND TO EXERCISE THE PROVISIONS CONTAINED THEREIN; AND TO PERFORM ALL ACTS NECESSARY TO EFFECTUATE SUCH TRANSACTIONS; AND DIRECTING THE MAYOR OR MAYOR'S DESIGNEE TO RECORD IN THE PUBLIC RECORDS OF MIAMI-DADE COUNTY THE INSTRUMENT OF CONVEYANCE AS REQUIRED BY RESOLUTION NO. R-974-09

ISSUE/REQUESTED ACTION

The proposed resolution accepts the "Assignment of Option to Purchase" approximately 10 acres of South Dade Wetlands Project within the Environmentally Endangered Lands Program acquisition site for a purchase price of \$50,000 using Building Better Communities General Obligation Bond Program (BBC-GOB) funds, and authorizing use of Environmentally Endangered Lands Acquisition Trust Fund for this purchase in the event BBC-GOB funds are not available. Nature Conservancy is the assignor, Miami-Dade County is the assignee, and Alfonso Robaina and Eduardo Robaine are the sellers in this County acquisition.

APPLICABLE LEGISLATION/POLICY

Miami-Dade County Code, Section 2-8.6.5, governs the purchase, sale and lease of real property.

https://library.municode.com/fl/miami_dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.6.5PUSALEREPR

Resolution No. R-974-09 directs that any resolution authorizing the execution of instruments creating a county interest in real property are to be recorded in the Miami-Dade County Public Records and attached by the Clerk of the Board to the authorizing resolution.

<http://intra/gia/matter.asp?matter=091900&file=true&yearFolder=Y2009>

PROCEDURAL HISTORY

Prime Sponsor: Dennis C. Moss, District 9

Requester/Department: Regulatory and Economic Resources

This proposed resolution has no procedural history.

FISCAL IMPACT

The negotiated purchase price of the parcel is \$50,000, while the appraised value of the 10-acre parcel is \$40,000*.

**The preliminary 2018 assessment of this property as shown on the County Property Appraiser's website is \$40,000; the Mayoral Memorandum lists the appraised value as \$65,000.*

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Research Notes**

Building Better Communities General Obligation Bond (BBC-GOB) Program funding under Project No. 2, Site #70230 will be used for this purchase. As of February 28, 2018, the remaining balance under the BBC-GOB Program for allocations towards EEL acquisitions is \$11,028,999.

In the unlikely event that BBC-GOB Program funds are not available, the EEL Acquisition Trust Fund may be used towards the acquisition of the property. As of February 28, 2018, the balance of the EEL Trust Fund (GF 080) is \$33,911,473.33, of which \$21,329,747.91 is reserved for acquisition and \$12,581,725.42 is reserved for management.

ANALYSIS

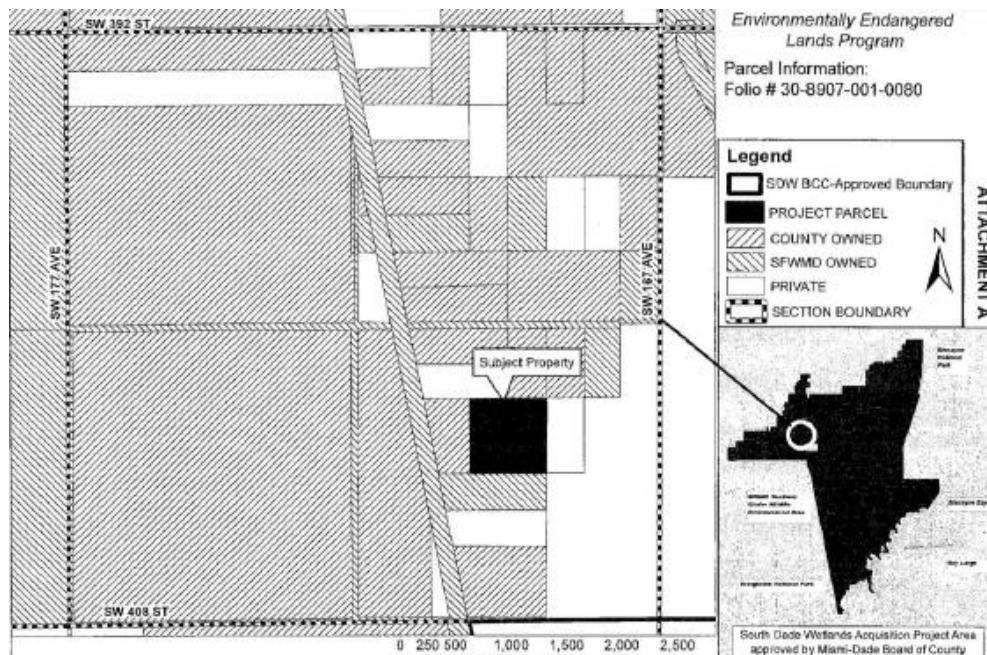
The proposed resolution authorizes the County's acquisition of approximately 10 acres of South Dade Wetlands Environmentally Endangered Lands Project, a wetland system situated in District 9 that represents a critical acquisition due to its strategic location between the Everglades National Park and the Biscayne National Park, and within the watersheds of Florida Bay, Biscayne Bay, and Card and Barnes Sounds.

In furtherance of the Environmentally Endangered Lands (EEL) Program, the Board approved the South Dade Wetlands Acquisition Project Area, of which the subject property is a part, in 1993, and subsequently in 2000 and most recently in 2010. Miami-Dade County's EEL Program's focus is the protection and conservation of endangered lands, funded by a voter-approved property tax that was collected between 1990 and 1992 to fund the acquisition, protection and maintenance of environmentally endangered lands.

Below are the details of the subject property:

Folio	Size	Value	Purchase Price	Sellers
30-8907-001-0080	Approximately 10 acres	\$40,000*	\$50,000	Alfonso Robaina and Eduardo Robaina

The parcel is located south of theoretical SW 392 Street, north of theoretical SW 408 Street, east of theoretical SW 177 Avenue, and west of SW 167 Avenue. The parcel is outside the Urban Development Boundary.



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ADDITIONAL INFORMATION

Environmentally Endangered Lands (EEL) Program

The EEL Program and its partners have brought more than 20,700 acres of environmentally endangered lands into public ownership since 1990. Additionally, the EEL Program manages 2,800 acres of natural lands within Miami-Dade County Parks, for a total of more than 23,500 acres protected.

<https://www.miamidade.gov/environment/endangered-lands.asp>

The Building Better Communities General Obligation Bond (BBC-GOB) Program

On November 2, 2004 the voters of Miami-Dade County approved the \$2.9 billion Building Better Communities Bond Program which allows the County to issue long-term bonds to fund more than 300 neighborhood and regional capital projects to be completed over the next 15 years.

<https://www.miamidade.gov/bondprogram/building-better-communities.asp>

**IUC Meeting: June 12, 2018
Research Notes**

Item No. 3J

File No. 181016

Researcher: PGE Reviewer: TD

RESOLUTION AUTHORIZING THE ACCEPTANCE OF A QUIT CLAIM DEED FROM MR. JERRY E. WHITE TO MIAMI-DADE COUNTY FOR THE CONVEYANCE OF 600 SQUARE FEET OF LAND LOCATED IN DORAL NEAR NW 38 STREET AND NW 97 AVENUE (FOLIO NUMBER 35-3028-009-0160) IN EXCHANGE FOR ITS MARKET VALUE OF \$15,000.00; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO TAKE ALL STEPS NECESSARY TO ACCOMPLISH THE ACCEPTANCE OF THE PROPERTY

ISSUE/REQUESTED ACTION

Whether the Board should authorize the conveyance from Jerry E. White to the County through a Quit Claim Deed for 600 square feet of land for \$15,000 for continued operation and maintenance of Pump Station 169.

APPLICABLE LEGISLATION/POLICY

Section 95.11 of the Florida Statutes (Limitations other than for the Recovery of Real Property) allows recovery within four years for an action for money paid to any governmental authority by mistake or inadvertence.

http://www.leg.state.fl.us/Statutes/index.cfm?App_mode=Display_Statute&Search_String=&URL=0000-0099/0095/Sections/0095.11.html

Resolution No. R-974-09, adopted by the Board on July 21, 2009, directs that any resolution authorizing the execution of instruments creating a County interest in real property shall require such instruments to be recorded in the public records of Miami-Dade County and attached by the Clerk of the Board to the authorizing resolution.

<http://intra/gia/matter.asp?matter=091900&file=true&yearFolder=Y2009>

PROCEDURAL HISTORY

Prime Sponsor: Jose "Pepe" Diaz

Department/Requester: Water and Sewer

FISCAL IMPACT

In consideration for the conveyance, the County shall pay Jerry E. White \$15,000, the property's market value, from WASD Revenue Bonds Sold and Future WASD Revenue Bonds.

ANALYSIS

This item is requesting Board authorization for conveyance of property via Quit Claim Deed from the landowner, Jerry E. White, to the County for \$15,000, the land's market value. The land is approximately 600 square feet and is located at 3801 NW 97 Avenue, Doral, Florida. The land is needed by WASD for continued operation of a wastewater pump station, i.e., Pump Station No. 169.

Jerry E. White acquired the property via Tax Deed in 1990 for consideration of \$700 and has paid taxes on the property since owning it. Per the Summary Report on the property provided by the Office of the Property Appraiser, the property (1) has a land value of \$15,000; (2) is zoned 7100 Industrial – Light MFG; (3) has a primary land use of "4081 Vacant Land – Industrial;" and (4) has a taxable value of \$13,200 for the 2017 calendar year.

IUC Meeting: June 12, 2018

Research Notes

Under the Quit Claim Deed, grantor (Jerry E. White) conveys to grantee (Miami-Dade County) for consideration of \$1 all the right, title, interest, claim and demand which the grantor has in the property.

A Google Maps image showing the location of the conveyed property is provided below.



IUC Meeting: June 12, 2018
Research Notes

ADDITIONAL INFORMATION

The Pump Station Improvement Program consists of managing the upgrades to the WASD Wastewater Collection and Transmission System (WCTS) that includes sanitary sewer collection system, pump stations and force mains upgrades. As per the United States Environmental Protection Agency (USEPA), all pump stations need to meet an established nominal operating time of less or equal to 10 hours per day as well as other established criteria. Presently there are 112 pump stations that do not meet the established criteria.

The Pump Station Improvement Plan Team will prepare a Remedial Action Plan to improve these pump stations and certify to USEPA that the pump stations are operating within the required parameters. Until such time that the pump stations are certified, there can be no new connections or certificates of use issued to any new project that will add flow to the pump stations with a non-compliant operating time.

<https://www.miamidade.gov/water/pump-station-improvement.asp>