



Miami-Dade County Board of County Commissioners

Office of the Commission Auditor

**Government Operations Committee Meeting**

February 14, 2017  
1:30 P.M.  
Commission Chamber

**Research Division**

Office of the Commission Auditor  
111 NW First Street, Suite 1030  
Miami, Florida 33128  
305-375-4354

**Government Operations Committee  
February 14, 2017 Meeting  
Research Notes**

Item No.	Research Notes
<b>1G1 162523</b>	ORDINANCE RELATING TO ANNEXATION PROCEDURES; AMENDING SECTIONS 20-3 AND 20-7 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; REQUIRING A MUNICIPALITY TO PROVIDE A COMPARISON BETWEEN COUNTY AND MUNICIPAL LAND USE REGULATIONS PRIOR TO MUNICIPAL ANNEXATION OF UNINCORPORATED AREAS IN THE COUNTY; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE
<b>Notes</b>	<p>The proposed resolution relating to annexation procedures amends Sections 20-3 and 20-7 of the Miami-Dade County Code requiring a municipality to provide a comparison between County and Municipal Land Use Regulations prior to Municipal annexation of Unincorporated Areas in the County.</p> <p><b><u>Background</u></b></p> <p>On December 3, 2013, the BCC adopted Resolution No. R-1006-13 directing the Mayor or designee to identify one or more universities or a professional consultant to contract with the County to analyze and make recommendations concerning future incorporations and annexations within the unincorporated area.</p> <p>On November 5, 2014, the BCC adopted Resolution No. R-972-14 authorizing the Mayor or designee to enter into an agreement with PMG Associates, Inc. (PMG) in the amount of \$200,000 to perform an analysis and carry out the recommendations pursuant to Resolution No. R-1006-13.</p> <p>Specifically, PMG was to:</p> <ul style="list-style-type: none"> <li>• Conduct a study analyzing proposed annexations and incorporations;</li> <li>• Develop a plan addressing the remaining unincorporated areas;</li> <li>• Perform a review of the economic, social and environmental makeup of unincorporated areas to determine whether the County should pursue future annexations and incorporations within the unincorporated areas;</li> <li>• Evaluate possible alternative governmental structures; and</li> <li>• Prepare a report summarizing its analyses, proffering recommendations and legislative language required to effectuate the recommended changes.</li> </ul> <p>During the BCC meeting on November 5, 2014, Resolution No. R-972-14 was discussed as follows:</p> <ul style="list-style-type: none"> <li>• <i>The Commission explained that the intent of the study was to provide a review of annexations, incorporations, and existing MACs, and present recommendations based on an overlay of the processes, which was critical information when BCC for the decision-making process on determining how to move forward with future incorporation and annexation petitions.</i></li> <li>• <i>The Assistant County Attorney advised that the existing MACs would still move forward and that there was nothing in the agenda item that reflected these would be held pending a study. He also advised that the study would move forward and the other MACs would be at the agreed rate with no impact from the study.</i></li> <li>• <i>The Commission expressed concerns for the proposed plan to address the remaining unincorporated areas; and questioned whether those areas would be considered part of this plan without their consent and whether the study group will be making decisions for the BCC with regard to governmental structure.</i></li> <li>• <i>The Principal Planner for the Miami Dade County Planning Division, appeared before the BCC and noted the scope was written based on County Resolution No. R-1006-13, which included consideration of other possibilities for incorporation of municipalities or the remaining unincorporated areas.</i></li> <li>• <i>The Commission asked about the process in selecting PMG that was followed by the Administration as well as their background.</i></li> <li>• <i>Discussion ensued regarding the process in selecting PMG as the consultant to conduct the study and whether they met the criterion, such as performance capacity, and the level of expertise to provide a thorough comprehensive look at this issue.</i></li> <li>• <i>The Director of the Internal Services Department (ISD) noted the process included an Evaluation Committee that reviewed the proposals and they had the choice to reject those candidates and to start the process over. He also noted there was a consensus statement as part of the agenda item that would require every Selection Evaluation Committee to sign off on the recommendations.</i></li> <li>• <i>The ISD Director pointed out that based on the scores both firms met the qualifications to perform this work.</i></li> </ul>

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	<ul style="list-style-type: none"><li><i>The Commission noted that approval of the study would not make decisions that would interfere with the process and explained that the original purpose of this proposal to resolve issues of “cherry picking” when considering incorporation and annexation and leaving the remaining undesirable areas for Miami-Dade County.</i></li><li><i>The Commission reiterated that this proposal did not interfere or will stop any MACs process, or dictate a particular direction, but would provide information and a complete plan from which the BCC could make educated decisions.</i></li></ul> <p>PMG Associates, Inc. submitted a report to the BCC dated October 27, 2015 entitled “Analysis of Incorporation and Annexation Within the Unincorporated Areas”. Among other things, the report recommended that existing zoning regulations and other restrictions, particularly those related to location and hours and days of sale for businesses, be compared to relevant municipal requirements at the time of annexation to ensure consistency.</p> <table><tr><th colspan="3">Code Comparison Chart Sections 20-3 and 20-7 of the Miami-Dade County Code</th></tr><tr><th>Section</th><th>Current</th><th>Proposed</th></tr><tr><td>Sec. 20-3. <i>Initiated by governing body of municipality.</i></td><td><p>Any proposed boundary change desired by the governing body of a municipality shall be initiated by resolution of such governing body adopted after a public hearing held pursuant to written notice mailed to all owners of property within the area and within six hundred (600) feet thereof in such proposed boundary changes, according to the current tax assessment roll, and pursuant to published notice; provided, however, that no notice shall be required when all owners of property within the area and within six hundred (600) feet thereof shall consent in writing to the proposed boundary change. The cost of such notice shall be paid by the governing body of the municipality. Three (3) duly certified copies of such resolution requesting the proposed boundary changes, together with proof of compliance with the notice requirements aforesaid, shall be filed with the Clerk of the County Commission, and shall be accompanied by the following:</p><p>(A) An accurate legal description of the lands or land area involved in such proposed boundary change.</p><p>(F) In addition to the foregoing, there shall be filed with the Clerk of the County Commission the following information:</p><p>(1) Land use plan and zoning. The municipality shall present a general land use plan and a map showing proposed zoning for the subject area which, if</p></td><td><p>Any proposed boundary change desired by the governing body of a municipality shall be initiated by resolution of such governing body adopted after a public hearing held pursuant to written notice mailed to all owners of property within the area and within six hundred (600) feet thereof in such proposed boundary changes, according to the current tax assessment roll, and pursuant to published notice; provided, however, that no notice shall be required when all owners of property within the area and within six hundred (600) feet thereof shall consent in writing to the proposed boundary change. The cost of such notice shall be paid by the governing body of the municipality. 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		annexed, will be enacted by the municipality. This information shall be submitted regardless of size of area or state of existing development.	<b>any zoning restrictions pertaining to location of businesses and hours and days of sale for businesses, to identify how businesses may be impacted upon annexation.</b> This information shall be submitted regardless of size of area or state of existing development.
	Sec. 20-7. <i>Public hearing.</i>	<p>The Clerk of the County Commission, upon receipt of the recommendations of the Planning Advisory Board, shall set the matter of such proposed boundary changes for public hearing at a regular meeting of the County Commission and cause notice of such public hearing to be published in a daily newspaper of general circulation in Miami-Dade County at least once not less than one (1) week prior to the date of such public hearing. Notice of such public hearing shall be furnished to a representative of the petitioner or the municipality initiating the proposed boundary change, to all property owners within the area and within six hundred (600) feet thereof and any adjacent municipality. The cost of such notice shall be paid by the individual, group or municipality initiating the proposed change. At such public hearing, the County Commission shall review and consider the recommendations of the Planning Advisory Board, and shall afford to all interested persons an opportunity to be heard upon the merits and propriety of the proposed boundary changes.</p> <p>(A) At the conclusion of the public hearing the Board of County Commissioners, in evaluating the appropriateness of a petition for boundary change shall consider the following guidelines:</p> <p>(1) The suitability of the proposed boundaries, in conjunction with the existing municipality, provide for a municipal community of interest that is both cohesive and inclusive. The proposed annexation area should:</p> <p>(a) Not divide a U.S. Census Designated Place, to the extent feasible.</p> <p>(b) Include adjacent areas of ethnic minority and lower income residents in</p>	<p>The Clerk of the County Commission, upon receipt of the recommendations of the Planning Advisory Board, shall set the matter of such proposed boundary changes for public hearing at a regular meeting of the County Commission and cause notice of such public hearing to be published in a daily newspaper of general circulation in Miami-Dade County at least once not less than one (1) week prior to the date of such public hearing. Notice of such public hearing shall be furnished to a representative of the petitioner or the municipality initiating the proposed boundary change, to all property owners within the area and within six hundred (600) feet thereof and any adjacent municipality. The cost of such notice shall be paid by the individual, group or municipality initiating the proposed change. At such public hearing, the County Commission shall review and consider the recommendations of the Planning Advisory Board, and shall afford to all interested persons an opportunity to be heard upon the merits and propriety of the proposed boundary changes.</p> <p>(A) At the conclusion of the public hearing the Board of County Commissioners, in evaluating the appropriateness of a petition for boundary change shall consider the following guidelines:</p> <p>(1) The suitability of the proposed boundaries, in conjunction with the existing municipality, provide for a municipal community of interest that is both cohesive and inclusive. The proposed annexation area should:</p> <p>(a) Not divide a U.S. Census Designated Place, to the extent feasible.</p> <p>(b) Include adjacent areas of ethnic minority and lower income residents in which a majority of those residents have so petitioned.</p> <p>(c) Have contiguity and not create any unincorporated enclave area(s). An unincorporated enclave area is defined as an area that would be 1) surrounded on more than eighty (80) percent of its boundary by one (1) or</p>

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<b>1G2 162832</b>	ORDINANCE REPEALING ORDINANCE NOS. 13-70, 13-71, 15-67 AND 15-68 RELATING TO THE WEST END MUNICIPAL ADVISORY COMMITTEE (SECTION ONE) AND WEST END MUNICIPAL ADVISORY COMMITTEE (SECTION THREE) CREATED TO STUDY THE POSSIBLE INCORPORATION OF PORTIONS OF THE WEST END AREA; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE AND AN EFFECTIVE DATE																				
<b>Notes</b>	<p>The proposed resolution repeals Ordinance Nos. 13-70, 13-71, 15-67 and 15-68 relating to the West End Municipal Advisory Committee (Section One) and the West End Municipal Advisory Committee (Section Three) created to study the possible incorporation of portions of the West End Area.</p> <table><tr><th colspan="2">Legislative Timeline</th></tr><tr><td><b>R-235-01</b> <i>3/8/2001</i></td><td>Created and established the West Kendall Area Municipal Advisory Committee and directed staff to prepare a study of the possible creation of a new municipality in the area of West Kendall.</td></tr><tr><td><b>O-02-27</b> <i>2/26/2002</i></td><td>Created and established the West Kendall Municipal Advisory Committee to prepare a study of the possible creation of a new municipality in the area of West Kendall.</td></tr><tr><td><b>O-03-11</b> <i>5/6/2003</i></td><td>Repealed O-02-27 relating to the creation of the West Kendall Municipal Advisory Committee.</td></tr><tr><td><b>O-13-70</b> <i>7/2/2013</i>  <i>Repealing</i></td><td><p>Created and established the West Kendall (Section One) Municipal Advisory Committee to study the possible creation of a new municipality in the West Kendall (Section One) area.</p><p>Study area boundaries:</p><ul style="list-style-type: none"><li>• North: Tamiami Trail</li><li>• South: Bird Road</li><li>• East: The Florida Turnpike</li><li>• West: The Everglades</li></ul></td></tr><tr><td><b>O-13-71</b> <i>7/2/2013</i>  <i>Repealing</i></td><td><p>Created and established the West Kendall (Section Three) Municipal Advisory Committee to study the possible creation of a new municipality in the West Kendall (Section One) area.</p><p>Study area boundaries:</p><ul style="list-style-type: none"><li>• North: Kendall Drive</li><li>• South: SW 152 Street</li><li>• East: The Florida Turnpike (between SW 88 Street and SW 104 Street (generally known as the "Calusa" area) and SW 137 Avenue between SW 104 Street and SW 152 Street</li><li>• West: The Everglades</li></ul></td></tr><tr><td><i>4/23/2014</i></td><td colspan="2">West Kendall (Section One) Municipal Advisory Committee was organized and began to meet.</td></tr><tr><td><b>O-15-67</b> <i>7/14/2015</i>  <i>Repealing</i></td><td colspan="2"><p>Created to study the possible incorporation of a municipality in the West Kendall (Section One) Area. Specifically:</p><ul style="list-style-type: none"><li>• Renamed the West Kendall (Section One) Municipal Advisory Committee (MAC) as the West End North MAC:</li></ul></td></tr></table>			Legislative Timeline		<b>R-235-01</b> <i>3/8/2001</i>	Created and established the West Kendall Area Municipal Advisory Committee and directed staff to prepare a study of the possible creation of a new municipality in the area of West Kendall.	<b>O-02-27</b> <i>2/26/2002</i>	Created and established the West Kendall Municipal Advisory Committee to prepare a study of the possible creation of a new municipality in the area of West Kendall.	<b>O-03-11</b> <i>5/6/2003</i>	Repealed O-02-27 relating to the creation of the West Kendall Municipal Advisory Committee.	<b>O-13-70</b> <i>7/2/2013</i>  <i>Repealing</i>	<p>Created and established the West Kendall (Section One) Municipal Advisory Committee to study the possible creation of a new municipality in the West Kendall (Section One) area.</p> <p>Study area boundaries:</p> <ul style="list-style-type: none"><li>• North: Tamiami Trail</li><li>• South: Bird Road</li><li>• East: The Florida Turnpike</li><li>• West: The Everglades</li></ul>	<b>O-13-71</b> <i>7/2/2013</i>  <i>Repealing</i>	<p>Created and established the West Kendall (Section Three) Municipal Advisory Committee to study the possible creation of a new municipality in the West Kendall (Section One) area.</p> <p>Study area boundaries:</p> <ul style="list-style-type: none"><li>• North: Kendall Drive</li><li>• South: SW 152 Street</li><li>• East: The Florida Turnpike (between SW 88 Street and SW 104 Street (generally known as the "Calusa" area) and SW 137 Avenue between SW 104 Street and SW 152 Street</li><li>• West: The Everglades</li></ul>	<i>4/23/2014</i>	West Kendall (Section One) Municipal Advisory Committee was organized and began to meet.		<b>O-15-67</b> <i>7/14/2015</i>  <i>Repealing</i>	<p>Created to study the possible incorporation of a municipality in the West Kendall (Section One) Area. Specifically:</p> <ul style="list-style-type: none"><li>• Renamed the West Kendall (Section One) Municipal Advisory Committee (MAC) as the West End North MAC:</li></ul>	
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		<ul style="list-style-type: none"> <li>• Provided that the West End North MAC remain in existence until the later of (i) the date that the BCC votes to defer, approve or deny a resolution submitting the incorporation question to the resident electors of the West End North area, or (ii) 15 months from the effective date of this ordinance; and</li> <li>• Provided that in no event would the West End North MAC exist for more than two years from the effective date of O-15-67.</li> </ul>
	<b>O-15-68</b> 7/14/2015  <i>Repealing</i>	Created to study the possible incorporation of a municipality in the West Kendall (Section Three) Area. Specifically: <ul style="list-style-type: none"> <li>• Renamed the West Kendall (Section Three) Municipal Advisory Committee (MAC) as the West End South MAC;</li> <li>• Provided that the West End South MAC will remain in existence until the later of (i) the date that the BCC votes to defer, approve or deny a resolution submitting the incorporation question to the resident electors of the West End South area, or (ii) 15 months from the effective date of this ordinance;</li> <li>• Provided that in no event will the West End South MAC exist for more than two years from the effective date of O-15-68.</li> </ul>
	3/17/2015	The West Kendall (Section Three) Municipal Advisory Committee was organized and began to meet.
<b>2A</b> <b>162774</b>	RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO PREPARE AND INITIATE A PROCESS WHEREBY COUNTY DEPARTMENTS INVOLVED IN THE COUNTY BUILDING PERMIT PROCESS ARE NOTIFIED IF A PERMIT APPLICANT OR HOLDER OWES ANY OTHER COUNTY DEPARTMENT MONIES FOR UNPAID FEES, COSTS, PENALTIES OR LIENS RELATING TO BUILDING PERMITS; AND DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO PROVIDE A REPORT TO THE BOARD WITHIN 60 DAYS	
<b>Notes</b>	<p>The proposed resolution directs the County Mayor or County Mayor’s designee to:</p> <ul style="list-style-type: none"> <li>• Prepare and initiate a process that ensures that County departments involved in the issuance, granting or approval of a building permit are notified whether the building permit applicant or holder owes another County department any unpaid fees, fines, or costs of any kind relating to a building permit so as to ensure that no building permits are issued, granted or approved to entities who are in violation of County policy; and</li> <li>• Provide a report to the BCC within 60 days summarizing the County’s efforts to comply with this resolution, and place the completed report on a BCC agenda.</li> </ul> <p><b><u>Background</u></b></p> <p>The issuance and approval of a Miami-Dade County building permit commonly involves approvals and sign-offs from multiple County departments such as the Miami-Dade County Department of Regulatory and Economic Resources (RER), the Miami-Dade Water and Sewer Department (WASD), and Miami-Dade Fire Rescue (MDFR). It is the policy of the BCC as codified in Miami-Dade County section 8CC-7(d) that no County officer, agent, employee of BCC approve, grant or issue any building permit to any entity with unpaid civil penalties, unpaid administrative costs of hearing, unpaid County investigative, enforcement, testing or monitoring costs or unpaid County liens.</p>	
<b>2B</b> <b>170148</b>	RESOLUTION CREATING A CHARTER REVIEW TASK FORCE; SETTING FORTH POWERS AND RESPONSIBILITIES OF SUCH TASK FORCE; PROVIDING FOR A REPORT; AND PROVIDING FOR SUNSET	
<b>Notes</b>	<p>The proposed resolution creates a Charter Review Task Force and sets forth powers and responsibilities of the Task Force.</p> <p>Specifically, the proposed resolution provides for the following:</p> <ul style="list-style-type: none"> <li>• Creates a Charter Review Task Force which will consist of 17 members, 13 of which will be appointed by each County Commissioner, one by the Mayor of Miami-Dade County, one by the Chair of the Miami-Dade Legislative Delegation, one by the League of Cities, and one by the Clerk of the Courts; <ul style="list-style-type: none"> <li>○ Appointments will be made by submission of a memorandum to the Clerk of the Board of Miami-Dade County by each official or entity authorized to make such appointment within 15 days of adoption of this Resolution.</li> </ul> </li> </ul>	



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	<ul style="list-style-type: none"> <li>○ The Chairperson of the Task Force will be selected by the members of the Task Force.</li> <li>• The Charter Review Task Force will reflect racial, ethnic, and gender balance and diversity and its members will be electors of Miami-Dade County;</li> <li>• The Charter Review Task Force will be staffed by the County Mayor or the County Mayor's designee, the County Attorney, and County Clerk;</li> <li>• The Charter Review Task Force will review the Home Rule Charter of Miami-Dade County in its entirety and will prepare and submit to the BCC written recommendations setting forth any proposed amendments or revisions to the Charter. In conducting its review, the Task Force should: <ul style="list-style-type: none"> <li>○ Study the Final Report of the last Charter Review Task force;</li> <li>○ Study all proposed charter amendments submitted to the voters since the last Charter Review Task Force issued its recommendations;</li> <li>○ Invite knowledgeable members of the community to appear and make recommendations;</li> <li>○ Invite representatives of Miami-Dade County's municipalities to appear and make recommendations;</li> <li>○ Conduct public hearings at various stages in the review process;</li> <li>○ Conduct regional public meetings to convey recommendations of the Charter Review Task Force to persons in attendance and receive any additional comments from the public regarding recommendations. <ul style="list-style-type: none"> <li>▪ The Task force will reconvene to consider any public comments prior to submission of a final report to the BCC recommending charter amendment proposals and placement of such proposals on the General Election ballot. These regional public meetings will be in addition to meetings which are to be conducted in accordance with the Code of Miami-Dade County, Florida. Nothing would prohibit the Task Force from conducting by electronic means any such regional public meetings required.</li> </ul> </li> </ul> </li> <li>• All proceedings of the Charter Review Task Force will be conducted in accordance with the Government in the Sunshine Law (section 286.011, Florida Statutes) and the Citizens' Bill of Rights of the Miami-Dade County Home Rule Charter;</li> <li>• The Task Force will be deemed an "agency" for the purposes of the Public Records Law (chapter 119, Florida Statutes);</li> <li>• The Task Force will submit its written recommendations to the BCC no later than 360 days after the effective date of this resolution, provided, however nothing prohibits the Task Force from providing a report or reports to the BCC prior to such time;</li> <li>• Nothing in this resolution precludes the BCC or a petitioner who has been certified to have submitted a legally sufficient initiative petition with sufficient signatures from placing a proposal to amend the Charter on the ballot, nor does anything preclude the Mayor of Miami-Dade County from seeking to place such a proposal on the ballot;</li> <li>• The Charter Review Task Force will complete its deliberations and prepare its report recommending changes to the Miami-Dade County Home Rule Charter, if any, to be placed on a BCC agenda pursuant to Ordinance No. 14-85;</li> <li>• The County Attorney is directed to prepare any necessary resolutions to place these recommendations on the November, 2018 General Election ballot; and</li> <li>• The Task Force created pursuant to this resolution will sunset and stand dissolved on the 363rd day from the effective date of the task force unless it is extended by an ordinance adopted by the BCC.</li> </ul> <p><b><u>Background</u></b></p> <p>Section 9.07 of the Home Rule Charter (Charter) provides that amendments to the Charter may only be proposed by a resolution adopted by the BCC or by petition of electors. Section 9.08 of the Charter requires the BCC at least once in every five-year period to review the Charter and determine whether or not there is a need for revisions of the Charter.</p> <p>On March 8, 2012 the BCC through Resolution No. 253-12 created the most recent Charter Review Task Force to review the Charter and advise the BCC of any recommended amendments or revisions. In March of 2017, it will be five years since the creation of the last Charter Review Task Force.</p>

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<b>3A 162895</b>	<p>RESOLUTION APPROVING LEASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND BELLSOUTH TELECOMMUNICATIONS, LLC D/B/A AT&amp;T FLORIDA, FOR THE PROPERTY LOCATED AT 7750 NW 186 STREET, MIAMI, FLORIDA, FOR A FIFTEEN YEAR TERM WITH A TOTAL FISCAL IMPACT TO THE COUNTY OF \$221,879.00; DECLARING SUCH PROPERTY SURPLUS AND AUTHORIZING THE COUNTY MAYOR, OR THE COUNTY MAYOR'S DESIGNEE, TO EXECUTE THE LEASE AGREEMENT, EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN, TAKE ALL ACTIONS NECESSARY TO EFFECTUATE SAME, AND TO PROVIDE AN EXECUTED COPY OF SAME TO THE PROPERTY APPRAISER'S OFFICE WITHIN 30 DAYS</p>
<b>Notes</b>	<p>The proposed resolution authorizes the execution of the Lease Agreement (Lease), Contract No. EPPRFP-00286, between Miami-Dade County and Bellsouth Telecommunications LLC dba AT&amp;T Florida (Tenant) for property located at 7750 N.W. 186 Street, Miami, Florida.</p> <p>The property will be utilized as a telecommunications subscriber loop carrier hut, facilitating telecommunication services to the Tenant's customers in the surrounding area. Specifically, the resolution does the following:</p> <ul style="list-style-type: none"> <li>• Authorizes the lease of 2,900 square feet of space at 7750 N.W. 186 Street, Miami, Florida; and</li> <li>• Authorizes a lease term of 15 years.</li> </ul> <p><b><u>Fiscal Impact/Funding Source</u></b></p> <p>The rental rate for the property is \$14,500.00 annually for the first five (5) years of the 15-year Lease term. In Year six (6), the rental rate increases to \$14,790.00 annually, and, in Year 11, the rental rate increases to \$15,085.80 annually (two (2) percent increases every five (5) years). The total fiscal impact (rental revenue) to the County for the 15-year lease term is \$221,879.00. The Internal Services Department will receive a four (4) percent management fee for the administration of the Lease, which totals \$8,875.16.</p> <p><b><u>Background</u></b></p> <p>The Tenant currently occupies the property pursuant to Resolution No. R-716-84, approved by the BCC on June 5, 1984, which authorized the leasing of the property for a period of 10 years with an option to renew the lease for two (2) additional 10-year periods. The property is used for the operation and maintenance of a telephone subscriber loop carrier hut. The lease agreement expired on June 4, 2014 and the Tenant remains on the property on a month-to-month basis.</p> <ul style="list-style-type: none"> <li>• <i>The OCA requested information on the amount of rent being charged to the tenant during the month-to-month period. ISD staff responded that the tenant was still being charged the \$1,200 per month as provided in the previous agreement.</i></li> </ul> <p>The Internal Services Department circulated the property on February 17, 2016 and no County use was identified for the property. A competitive Request for Proposal (RFP), utilizing the Expedited Purchasing Program, to enter into a lease agreement for the use and occupancy of the Property. The Tenant was the only proposer that responded to the RFP. County staff negotiated the terms for the Lease, including the rental rate, with the Tenant. Under the prior lease agreement, the Tenant paid \$1,200.00 annually (\$100.00 per month).</p> <ul style="list-style-type: none"> <li>• Why was there a lapse in time from June 4, 2014 (when previous lease agreement expired) and February 17, 2016 (when ISD circulated property to identify need by County)?</li> </ul> <p><b>According to the Miami-Dade County Property Appraisers Office, the 2016 market value of the property is \$3,118,997 and the assessed value is \$2,988,590.<sup>1</sup></b></p> <p><b><u>Additional Information</u></b></p> <p>On March 2, 2016, the Division of Environmental Resources Management (DERM) for the Department of Regulatory and Economic Resources issued a memo regarding preliminary findings regarding the property located at 7750 NW 186 Street. According to the memo, the property does not have contamination documented in the Environmental Resources Management Division's (EMRD) files within its boundaries. The memo also states that the property does have contamination documented in EMRD files within 135 feet to the east which is beyond a</p>

<sup>1</sup> <http://www.miamidade.gov/propertysearch/#/>



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	<p>canal. The contamination includes two discharges, one of which is awaiting state funding for assessment and remediation via the Drycleaning Solvent Cleanup Program (DSCP).</p> <p>DERM notes that these findings are only based on documentation available in EMRD files, they do not preclude the need for a Phase 1 environmental site assessment, which would provide the appropriate and comprehensive depiction of historical site activities and their potential for contamination impacts.</p>												
<p><b>3B 162894</b></p>	<p>RESOLUTION AUTHORIZING ESTABLISHMENT OF PREQUALIFICATION POOL RTQ-00381 IN A TOTAL AMOUNT UP TO \$11,607,000.00 FOR INTEGRATED PEST MANAGEMENT SERVICES FOR VARIOUS COUNTY DEPARTMENTS; 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</p>												
<p><b>Notes</b></p>	<p>The proposed resolution establishes a prequalification pool RTQ-00381 for integrated pest management services for various County departments in a total amount up to \$11,607,000.00 and authorizes the County Mayor or County Mayor's designee to:</p> <ul style="list-style-type: none"> <li>• Solicit pricing and award contracts up to the aggregate amount of the allocation authorized by the BCC;</li> <li>• 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</li> <li>• Add vendors to the pool at any time, subject to ratification by the BCC on a bi-annual basis.</li> </ul> <p><b><u>Fiscal Impact/Funding Source</u></b> The fiscal impact for the eight-year term is \$11,607,000.</p> <p>The current contract, RFQ8264-3, is valued at \$7,253,390 for eight (8) years and six (6) months. The allocation is based on projected usage by County departments over the term of the pool. The allocation requested is higher than the current contract's value because services are being added. More specifically, the Department of Transportation and Public Works is implementing an aggressive pest eradication treatment program for its bus fleet, to include a specialized team that will monitor the treatment closely to ensure buses remain pest free.</p> <p><b><u>Additional Information on Previous Contract RFQ8264</u></b> On June 3, 2008, the BCC, through Resolution No. R-653-08, approved an award to establish a pool of qualified vendors to provide pest control services in the amount of \$3,726,500 for the initial five year term, with three, one-year options-to-renew. <i>The pool was consolidating three contracts for these services with varying expiration dates. Two were awarded to support all County agencies. The third contract was awarded to service MDAD.</i></p> <p>On January 22, 2014, the BCC, through Resolution No. R-39-14 authorized additional expenditure authority of up to \$68,000 to increase the frequency of pest control treatments and employ additional methods of pest management for its bus fleet through the July 31, 2014 contract expiration date.</p> <table border="1" data-bbox="456 1503 1300 1913"> <thead> <tr> <th colspan="2">Contract No. RFQ8264 According to the Bid Tracking System</th></tr> </thead> <tbody> <tr> <td><b>Original Contract No. RFQ8264</b> R-653-08 8/12/2008-7/31/2013</td><td>\$3,726,500</td></tr> <tr> <td><b>Modification</b> 6/15/2010</td><td>\$3,400</td></tr> <tr> <td><b>Total Amount of Original Contract Term</b></td><td><b>\$3,729,900</b></td></tr> <tr> <td><b>First OTR</b> RFQ8264-1(3) 8/1/2013-7/31/2014</td><td>\$745,980</td></tr> <tr> <td><b>Modification</b> R-39-14</td><td>\$68,000</td></tr> </tbody> </table>	Contract No. RFQ8264 According to the Bid Tracking System		<b>Original Contract No. RFQ8264</b> R-653-08 8/12/2008-7/31/2013	\$3,726,500	<b>Modification</b> 6/15/2010	\$3,400	<b>Total Amount of Original Contract Term</b>	<b>\$3,729,900</b>	<b>First OTR</b> RFQ8264-1(3) 8/1/2013-7/31/2014	\$745,980	<b>Modification</b> R-39-14	\$68,000
Contract No. RFQ8264 According to the Bid Tracking System													
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<b>First OTR</b> RFQ8264-1(3) 8/1/2013-7/31/2014	\$745,980												
<b>Modification</b> R-39-14	\$68,000												

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		1/22/2014						
		Modification R-39-14 1/22/2014	\$20					
		Modification 4/28/2014	\$186,000					
		Total Amount for the First OTR	\$1,000,000					
		Second OTR RFQ8264-2(3) 8/1/2014-7/31/2015	\$1,000,000					
		Third OTR RFQ8264-3(3) 8/1/2015-7/31/2016 According to the Bid Tracking System, the expiration date was extended to 1/31/2017.	\$1,015,660					
		Proration	\$507,830					
		Total Amount for Third OTR	\$1,523,490					
		Cumulative Contract Total	\$7,253,390					
3C 170131	RESOLUTION AUTHORIZING ADDITIONAL EXPENDITURE AUTHORITY IN A TOTAL AMOUNT UP TO \$1,806,000.00 FOR PREQUALIFICATION POOL NO. 7963-1/22 FOR PURCHASE OF BUILDING SUPPLIES FOR COUNTY DEPARTMENTS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO (A) SOLICIT PRICING AND AWARD CONTRACTS UP TO THE AGGREGATE AMOUNT OF THE ALLOCATION AUTHORIZED BY THE BOARD, (B) EXERCISE ALL PROVISIONS OF THE POOL SOLICITATION DOCUMENTS AND ANY RESULTING CONTRACTS PURSUANT TO SECTION 2-8.1 OF THE COUNTY CODE AND IMPLEMENTING ORDER 3-38, AND (C) ADD VENDORS TO THE POOL AT ANY TIME, DURING THE TERM OF THE POOL, SUBJECT TO RATIFICATION BY THE BOARD ON A BI-ANNUAL BASIS							
Notes	<p>The proposed resolution authorizes increased expenditure authority of \$1,806,000 to Prequalification Pool No. 7963-1/22, Building Materials.</p> <p>The departments will apply the additional funds as follows:</p> <ul style="list-style-type: none"><li>• <b>Water and Sewer</b> is requesting \$868,000;</li><li>• <b>Community Action and Human Services</b> is requesting \$200,000’</li><li>• <b>Public Housing and Community Development</b> is requesting \$660,000;</li><li>• <b>Aviation</b> is requesting \$60,000; and</li><li>• <b>Vizcaya Museum and Gardens</b> is requesting \$18,000.</li></ul> <p><b><u>Background</u></b></p> <p>This pool was approved by the BCC via Resolution Number R-280-12, adopted on April 3, 2012 to allow Miami-Dade County departments to purchase building materials such as lumber, doors, metals, hardware, bagged cement, plaster, roofing materials, and sheetrock. The pool has a five-year term with one (1), five-year option to renew.</p> <p><b><u>Fiscal Impact/Funding Source</u></b></p> <p>This prequalification pool is in its initial five-year term, which expires on August 31, 2017. If this modification is approved, the pool will have a modified value of \$19,822,000.</p> <p><b>21 out of the 29 prequalified vendors have a local address.</b></p> <table><tr><th colspan="2">Additional Information on Prequalification Pool No. 7963-1/22, Building Materials</th></tr><tr><td>7963-1/22 R-280-12</td><td>\$15,013,000</td></tr></table>				Additional Information on Prequalification Pool No. 7963-1/22, Building Materials		7963-1/22 R-280-12	\$15,013,000
Additional Information on Prequalification Pool No. 7963-1/22, Building Materials								
7963-1/22 R-280-12	\$15,013,000							

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		9/1/2012-8/31/2017		
		<b>Modification</b> 7/3/2014	\$30,000	
		<b>Modification</b> 10/21/2014	\$50,000	
		<b>Modification</b> 1/6/2016	\$2,679,392	
		<b>Modification</b> 7/13/2016	\$20,000	
		<b>Modification</b> 7/13/2016	\$100,000	
		<b>Modification</b> 7/14/2016	\$123,208	
		<b>Current Cumulative Contract Total</b>	<b>\$18,015,600</b>	
<b>3D 170135</b>	RESOLUTION AUTHORIZING ADDITIONAL EXPENDITURE AUTHORITY IN A TOTAL AMOUNT OF UP TO \$3,600,000.00 FOR CONTRACT NO. SS4416-15/25-2 FOR MAINTENANCE AND MODERNIZATION SERVICES FOR OTIS ELEVATORS AND ESCALATORS FOR THE INTERNAL SERVICES DEPARTMENT; 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 MIAMI-DADE COUNTY CODE AND IMPLEMENTING ORDER 3-38			
<b>Notes</b>	<p>The proposed resolution authorizes increased expenditure authority of \$3,600,000 to Contract No. SS4416-15/25-2, Elevator Maintenance Services for Otis Elevators, for the Internal Services Department.</p> <p>This contract is used to purchase maintenance, repair and modernization services for Otis elevators, escalators and related equipment. The requested increase in spending authority will cover the cost of services at the Richard E. Gerstein Justice Building as follows:</p> <ul style="list-style-type: none"> <li>• Modernization of three (3) passenger elevators and 10 escalators that were installed in 1959. <ul style="list-style-type: none"> <li>○ While routine maintenance has been performed on the escalators, including a step track retrofit replacement in the 1980s, the equipment has not been upgraded since installation;</li> </ul> </li> <li>• Adding approximately 15 safety features that are standard requirements for new escalators; and</li> <li>• Elevator microprocessor computer-based controls with solid state drives to make the elevator group more efficient and better able to handle the foot traffic.</li> </ul> <p>This modernization project is required to ensure safe and reliable escalator and elevator service, as well as to comply with Florida law and the County Code.</p> <p><b><u>Fiscal Impact/Funding Source</u></b></p> <p>The contract was approved by the BCC through Resolution No. R-864-05 in July 2005 in the amount of \$7,870,777 for a five-year term with three (3), five-year option to renew terms. The contract is currently in its second option to renew term, which expires on September 30, 2020. The existing cumulative allocation is \$25,235,200. If the requested modification is approved, the contract value would be \$28,835,200 for a total of 15 years.</p> <p><b><u>Awarded Vendor</u></b></p> <p>Otis Elevator Company</p> <ul style="list-style-type: none"> <li>• One Carrier Place Farmington, CT</li> <li>• 16200 NW 59 Avenue Suite 109 Miami Lakes, FL</li> </ul> <div style="border: 1px solid black; padding: 5px; text-align: center; margin-top: 10px;"> <b>Additional Information on Contract No. SS4416-15/25</b>  <i>According to the Bid Tracking System</i> </div>			

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		<b>SS4416-15/25</b> R-864-05 10/1/2005-9/30/2010	\$7,871,227	
		<b>Modification</b> 12/8/2008	\$36,000	
		<b>Total Amount of Original Contract Term</b>	<b>\$7,907,227</b>	
		<b>First OTR</b> SS4416-15/25-1 10/1/2010-9/30/2015	\$8,152,351.04	
		<b>Modification</b> R-348-13 5/7/2013	\$510,000	
		<b>Modification</b> R-348-13 5/7/2013	\$648.96	
		<b>Total Amount of First OTR</b>	<b>\$8,663,000</b>	
		<b>Second OTR</b> SS4416-15/25-2 10/1/2015-9/30/2020	<b>\$8,663,000</b>	
		<b>Current Cumulative Contract Total</b>	<b>\$25,233,227</b>	
<b>3E 170136</b>	RESOLUTION AUTHORIZING ADDITIONAL EXPENDITURE AUTHORITY IN A TOTAL AMOUNT UP TO \$1,578,000.00 FOR CONTRACT NO. FSA16-VEF12.0 FOR PURCHASE OF FIRE RESCUE VEHICLES AND OTHER EQUIPMENT FOR THE FIRE RESCUE DEPARTMENT			
<b>Notes</b>	<p>The proposed resolution authorizes increased expenditure authority of \$1,578,000 to Contract No. FSA16-VEF12.0, Fire Rescue Vehicles and Other Equipment, for the Miami-Dade Fire Rescue Department.</p> <p>The County accessed this competitively-established Florida Sheriffs Association contract in June 2016 under delegated authority to expeditiously purchase a replacement aerial platform fire truck for the Fire Rescue Department as no spare apparatus was available. The requested increase in expenditure authority will fund the acquisition of two (2) 2017 aerial fire apparatuses on an E-One chassis with an extruded aluminum body plus aluminum ladders.</p> <ul style="list-style-type: none"> <li><i>The vehicles will serve as replacements for two (2) aerial apparatuses that have exceeded their useful life. The apparatuses provide a stable elevated platform for firefighting operations, an integral part of the approved Fire Rescue Department apparatus deployment plan. The extruded aluminum body provides for a stronger, safer and easier to repair truck body.</i></li> </ul> <p><b><u>Fiscal Impact/Funding Source</u></b></p> <p>The contract has an existing allocation of \$922,000 and expires on March 31, 2017. The requested modification will increase expenditure authority by \$1,578,000, resulting in a cumulative value of \$2,500,000. The requested allocation is based on the cost of the needed aerial fire apparatuses.</p> <p>In FY 2016-17, the Adopted Budget and Multi Year Capital Plan assumes a procedural change regarding the purchasing of light and heavy fleet for all County departments. In prior fiscal years, departments contributed on an annual basis to a Fleet Replacement Trust Fund towards the replacement of their fleet upon its useful life. <b>The Internal Services Department, in conjunction with the Office of Management and Budget and Finance, will now be working with each department to coordinate bulk purchases while utilizing the most appropriate contract and financing instrument.</b></p> <p><b>Awarded Vendor</b>  Rev RTC, Inc. dba Hall-Mark RTC, 725 SW 46 Avenue Ocala, FL</p>			
<b>3F 170229</b>	RESOLUTION AUTHORIZING ESTABLISHMENT OF PREQUALIFICATION POOL RTQ-00410 IN A TOTAL AMOUNT UP TO \$5,850,000.00 FOR HEAD START/EARLY HEAD START PROGRAM AND RELATED SERVICES FOR THE COMMUNITY ACTION AND HUMAN SERVICES DEPARTMENT FOR A TERM OF NINE YEARS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S			

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	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									
Notes	<p>The proposed resolution approves the establishment of a prequalification pool, RTQ-00410, Head Start/Early Head Start Program Related Services, for the Community Action and Human Services Department.</p> <p>The Head Start/Early Head Start Program provides comprehensive child development services for low-income children and families in Miami-Dade County. The qualified pool of vendors will furnish program and related services on an individual project basis, as needed. The services include, but are not limited to, training, cultural arts, diagnostic, therapeutic, continuing education and certification.</p> <p>The pool is structured in 12 Groups:</p> <ul style="list-style-type: none"><li>• Group 1 - Health, Nutrition, and Health Safety Training;</li><li>• Group 2 - Early Childhood Mental Health Training;</li><li>• Group 3 - Facility Safety Training;</li><li>• Group 4 - Fiscal Training;</li><li>• Group 5 - Professional and Administrative Development;</li><li>• Group 6 - Education and Special Needs Training;</li><li>• Group 7 - Family Engagement and Social Services Training;</li><li>• Group 8 - Keynote Speakers;</li><li>• Group 9 - Organizational Analysis and Support Services;</li><li>• Group 10 - Museum and Cultural Arts Services;</li><li>• Group 11 - Diagnostic and Therapeutic Services; and</li><li>• Group 12 - Continuing Education and Certification Services.</li></ul> <p><b><u>Fiscal Impact/Funding Source</u></b></p> <p>The fiscal impact for the nine-year term is \$5,850,000. This pool consolidates multiple contracts covering the delivery of program and associated services, streamlining service delivery and promoting more efficient administrative tracking and reporting of programmatic and fiscal requirements.</p> <p>The current contracts are:</p> <ul style="list-style-type: none"><li>• <b>SS8483-4/17</b>, Head Start/Early Start Program Analysis and Support, valued at \$145,000 for a five-year term and expiring on March 31, 2017;</li><li>• <b>BW8509-4/17</b>, Miami Children’s Museum, valued at \$250,000 for a five-year term and expiring on April 30, 2017; and</li><li>• <b>RFQ782</b>, HS Diagnostic &amp; Therapeutic Services, valued at \$1,750,000 for five (5) years and four (4) months and expiring on July 31, 2017.</li></ul> <p>The allocation under the pool is based on the anticipated need for services and grant funding.</p> <p><b>Vendors Prequalified for Pool</b></p> <p>A Request to Qualify (RTQ) was issued under full and open competition. The method of award was to prequalify all responsive and responsible vendors that met the minimum requirements as specified in the RTQ for participation in future spot market competitions. Eleven vendors responded to the solicitation and nine (9) are being recommended for inclusion in the pool.</p> <table><tr><th>Vendor</th><th>Address</th><th>Group</th></tr><tr><td>Avian Wise dba Essential Connections, LLC</td><td>3909 E Woodscape Drive, Miramar, FL</td><td>5 &amp; 6</td></tr><tr><td>Behavioral Aid Solutions, Inc.</td><td>1414 NW 107 Avenue, Suite 109, Doral, FL</td><td>11</td></tr></table>	Vendor	Address	Group	Avian Wise dba Essential Connections, LLC	3909 E Woodscape Drive, Miramar, FL	5 & 6	Behavioral Aid Solutions, Inc.	1414 NW 107 Avenue, Suite 109, Doral, FL	11
Vendor	Address	Group								
Avian Wise dba Essential Connections, LLC	3909 E Woodscape Drive, Miramar, FL	5 & 6								
Behavioral Aid Solutions, Inc.	1414 NW 107 Avenue, Suite 109, Doral, FL	11								

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	Florida Introduces Physical Activity and Nutrition to Youth Incorporated	1777 North Dixie Highway, Fort Lauderdale, FL	1 & 10																				
	Foundations for Families, LLC	719 Forest Park Road, Great Falls, VA	5, 6, 7 & 9																				
	G&D Consultants, Inc.	15007 SW 10 Street Sunrise, FL	5 & 6																				
	John R. Gunnarson	202 Railroad Avenue, Woodacre, CA	6																				
	Speech Pathology and Educational Center, Inc.	8510 SW 8 Street, Miami, FL	11																				
	Urban Strategies, LLC	2341 9 Street South Arlington, VA	7 & 8																				
	Western Kentucky University Research Foundation, Inc.	1906 College Heights Boulevard, Number 11016, Bowling Green, KY	1, 4, 5, 6, 7, 8, 9 & 12																				
<b>Vendors Not Prequalified for Pool</b> HS University and Hearing and Speech Center of Florida, Inc. did not submit the required documents to satisfy the prequalification criteria. Upon submission of the required documents, the vendors may be added to the pool.																							
<b><u>Additional Information on Contracts Consolidated in the Proposed Resolution</u></b> <i>The OCA questioned how Contract Nos. SS8483-4/17 and BW8509-4/17 were awarded, to which ISD staff responded that both contracts were awarded under the Mayor’s delegated authority.</i>																							
<table><tr><th colspan="2">SS8483-4/17</th></tr><tr><td>SS8483-4/17 4/1/2012-3/31/2013</td><td>\$29,000</td></tr><tr><td>SS8483-4/17-1 4/1/2013-3/31/2014</td><td>\$29,000</td></tr><tr><td>SS8483-4/17-4 4/1/2014-3/31/2017</td><td>\$87,000</td></tr></table> <table><tr><th colspan="2">BW8509-4/17</th></tr><tr><td>BW8509-4/17 4/27/2012-4/30/2013</td><td>\$50,000</td></tr><tr><td>BW8509-4/17-1 5/1/2013-4/30/2014</td><td>\$50,000</td></tr><tr><td>BW8509-4/17-4 5/1/2014-4/30/2017</td><td>\$150,000</td></tr></table> <p>On March 6, 2012, the BCC, through Resolution No. R-208-12, approved the establishment of a pre-qualification pool for Head Start Program Diagnostic and Therapeutic Services for the Community Action and Human Services Department in the amount of \$1,750,000. The term of this pool would be from the effective date until the end of the fifth Program year, July 31, 2017.</p> <table><tr><th colspan="2">RFQ782</th></tr><tr><td>RFQ782 R-208-12 4/1/2012-7/31/2017</td><td>\$1,750,000</td></tr></table>				SS8483-4/17		SS8483-4/17 4/1/2012-3/31/2013	\$29,000	SS8483-4/17-1 4/1/2013-3/31/2014	\$29,000	SS8483-4/17-4 4/1/2014-3/31/2017	\$87,000	BW8509-4/17		BW8509-4/17 4/27/2012-4/30/2013	\$50,000	BW8509-4/17-1 5/1/2013-4/30/2014	\$50,000	BW8509-4/17-4 5/1/2014-4/30/2017	\$150,000	RFQ782		RFQ782 R-208-12 4/1/2012-7/31/2017	\$1,750,000
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3G 170232	RESOLUTION APPROVING AWARD OF GROUP A CONTRACT NO. FB-00325, FOR PURCHASE OF ANIMAL FOOD FOR COUNTY DEPARTMENTS; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO GIVE NOTICE OF GROUP A 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; AUTHORIZING ESTABLISHMENT OF GROUP B PREOQUALIFICATION POOL FB-00325;																						



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	AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO SOLICIT PRICING FOR GROUP B, 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; AND AUTHORIZING AGGREGATE EXPENDITURE AUTHORITY FOR GROUPS A AND B IN A TOTAL AMOUNT NOT TO EXCEED \$3,570,000.00 FOR THE CONTRACT AND PREQUALIFICATION POOL COMBINED OVER THE FIVE-YEAR TERM								
<b>Notes</b>	<p>The proposed resolution approves award of Contract No. FB-00325, Animal Food, for multiple Miami-Dade County departments for a five year term in the amount of \$3,570,000.00.</p> <p>The contract will be primarily used by the Parks, Recreation and Open Spaces and Animal Services departments to support daily operations at Zoo Miami and the new Pet Adoption and Protection Center, respectively. Additionally, the Aviation, Corrections and Rehabilitation, Fire Rescue and Police departments will use the contract to purchase food for canines assisting in search and rescue efforts, security searches and general law enforcement tasks.</p> <p>An Invitation to Bid was issued under full and open competition, and four (4) bids were received in response to the solicitation. The solicitation included two (2) groups: Group A, which was awarded to the lowest responsive and responsible bidder on an item by item basis, and Group B, which establishes a prequalified vendor pool to participate in future spot market competitions. All responsive and responsible bidders will be prequalified for Group B. Additional vendors may qualify to be added to Group B at any time during the term of the pool.</p> <p>The County Mayor rescinded an earlier recommendation for approval to award this animal food contract. The decision to rescind was required after one (1) of the recommended vendors, Vet Brands International, Inc. (Vet Brands), notified the County of its inability to offer the items it was awarded. Subsequently, it was determined that awarding to the next lowest bidder would be cost-prohibitive. A separate solicitation will be issued in January 2017 to award the items previously recommended for award to Vet Brands.</p> <ul style="list-style-type: none"> <li>• <i>What is the status of solicitations for items that needed to be resolicited?</i></li> </ul> <p><b><u>Fiscal Impact/Funding Source</u></b></p> <p>The fiscal impact for the five-year term is \$3,570,000. The previous contract, 9411-4/15-4, was valued at \$5,500,000 for five (5) years and six (6) months, expiring on August 31, 2016. The allocation requested for the Parks, Recreation and Open Spaces Department is lower than under the previous contract due to the removal of items awarded to Vet Brands. As indicated above, those items will be re-solicited under a separate forthcoming solicitation. All other departmental allocations are substantially similar to the allocations under the current contract.</p> <ul style="list-style-type: none"> <li>• <i>How has the County been purchasing animal food since the previous contract's expiration on August 31, 2016?</i></li> </ul> <p><b><u>Vendors Recommended for Award</u></b></p> <ul style="list-style-type: none"> <li>• HMS Zoo Diets, Inc. 1222 Echo Lane Bluffton, IN</li> <li>• Lavcor, LLC (SBE/Micro) 936 NW 104 Avenue Miami, FL</li> <li>• Robbie's Feed &amp; Supply, Inc. 22390 SW 177 Avenue Miami, FL</li> </ul> <p><b><u>Additional Information on Previous Contract</u></b></p> <table border="1" data-bbox="490 1688 1265 1906"> <thead> <tr> <th colspan="2">Contract No. 9411-4/15</th></tr> </thead> <tbody> <tr> <td>9411-4/15 R-149-11 3/13/2011-2/29/2012</td><td>\$1,000,000</td></tr> <tr> <td>9411-4/15-1 3/1/2012-2/28/2013</td><td>\$1,000,000</td></tr> <tr> <td>9411-4/15-2</td><td>\$1,000,000</td></tr> </tbody> </table>	Contract No. 9411-4/15		9411-4/15 R-149-11 3/13/2011-2/29/2012	\$1,000,000	9411-4/15-1 3/1/2012-2/28/2013	\$1,000,000	9411-4/15-2	\$1,000,000
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<b>3H 170255</b>	<p>RESOLUTION APPROVING AWARD OF CONTRACT NO. FB-00446 FOR PURCHASE OF TOWING SERVICES FOR COUNTY DEPARTMENTS IN A TOTAL AMOUNT NOT TO EXCEED \$12,214,000.00 FOR THE INITIAL FIVE YEAR TERM PLUS THE ONE, FIVE-YEAR OPTION TO RENEW 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</p>										
<b>Notes</b>	<p>The proposed resolution approves a competitive contract award, Contract No. FB-00446, Towing Services, for multiple County departments in the amount of \$12,214,000.00 for a five year term with one, five year options to renew.</p> <p>The contract provides for towing of County vehicles, equipment and buses as well as the disposal of abandoned vehicles and boats. These towing services are critical to the efficient removal of disabled County vehicles and buses on public roadways, minimizing the risk of traffic accidents and other harm to pedestrians and vehicles. <b>To ensure continuity of these critical towing services, an emergency was declared on August 12, 2016 for a six-month period.</b></p> <p>The solicitation included the following four (4) groups:</p> <ul style="list-style-type: none"> <li>• Group A - all County departments;</li> <li>• Group B - Transit buses;</li> <li>• Group C - Regulatory and Economic Resources Department; and</li> <li>• Group D - Prequalification Pool for use by various departments.</li> </ul> <p>The solicitation provided for the following:</p> <ul style="list-style-type: none"> <li>• Divided the service areas into eight (8) geographical zones, with towing services for six (6) vehicle weight categories, by the Gross Vehicle Weight Rating.</li> <li>• Allowed for award to up to four (4) vendors per vehicle weight category and geographical zone, to meet specific countywide towing services requirements; quarterly quotes will be solicited to fill any categories and zones that do not have at least four (4) awarded vendors.</li> </ul> <p><b><u>Fiscal Impact/Funding Source</u></b></p> <p>The fiscal impact for the five-year term is \$6,107,000. Should the County choose to exercise, at its sole discretion, the one (1), five-year option to renew, the estimated cumulative value will be \$12,214,000. The previous contract, 8736-5/14, was valued at \$9,192,710 for seven (7) years and five (5) months. The allocation under the contract is</p>										

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	<p>lower than the allocation under the previous contracts. The difference in contract allocation is attributed to a reduction in monthly expenditures as a result of anticipated decreased usage.</p> <p><b>Vendors Recommended for Award:</b></p> <ul style="list-style-type: none"> <li>• Alpine Towing, Inc., 3500 NW 67 Street, Miami, FL</li> <li>• Dolphin Towing &amp; Recovery, Inc., 1491 NE 130 Street, North Miami, FL</li> <li>• Downtown Towing Company, 1451 NW 20 Street, Miami, FL</li> <li>• Excalibur Towing Service Corp. (SBE), 14294 SW 142 Avenue, Miami, FL</li> <li>• Kauff's of Miami, Inc., 2435 Ali Baba Avenue, Opa Locka, FL</li> <li>• Midtown Towing of Miami, Inc., 551 NW 72 Street, Miami, FL</li> <li>• Sunshine Towing, Inc., 15151 NW 33 Place, Miami Gardens, FL</li> <li>• Roadway, Inc., 6980 NW 53 Terrace, Miami, FL</li> <li>• Westbrook Towing, Inc., 1940 NE 153 Street, North Miami, FL</li> </ul> <p><b><u>Additional Information on Previous Contract – Contract No. 8736-5/14</u></b></p> <p><i>Was the original contract (8736-5/14) awarded under the Mayor's delegated authority?</i></p> <table border="1" data-bbox="479 810 1279 1917"> <thead> <tr> <th colspan="2">Contract No. 8736-5/14 <i>According to the Bid Tracking System</i></th></tr> </thead> <tbody> <tr> <td><b>Original Contract</b> 8736-5/14 12/15/2008-11/30/2009</td><td>\$725,005</td></tr> <tr> <td><b>Modification</b> R-1061-09 7/23/2009</td><td>\$740,000</td></tr> <tr> <td><b>Total Amount for Original Contract Term</b></td><td><b>\$1,465,005</b></td></tr> <tr> <td><b>First OTR</b> 8736-5/14-1 R-1275-09 12/1/2009-11/30/2010 According to the Bid Tracking System, the expiration date was extended to December 31, 2010.</td><td><b>\$1,435,705</b></td></tr> <tr> <td><b>Second OTR</b> 8736-5/14-2 R-1231-10 1/1/2011-12/31/2011</td><td><b>\$1,438,000</b></td></tr> <tr> <td><b>Third OTR</b> 8736-5/14-3 R-921-11 1/1/2012-12/31/2012</td><td>\$739,000</td></tr> <tr> <td><b>Modification</b> R-1049-11 12/6/2011</td><td>\$400,000</td></tr> <tr> <td><b>Total Amount for Third OTR</b></td><td><b>\$1,139,000</b></td></tr> <tr> <td><b>Fourth OTR</b> 8736-5/14-4 R-921-11 1/1/2013-12/31/2013</td><td><b>\$1,139,000</b></td></tr> <tr> <td><b>Fifth OTR</b> 8736-5/14-5 R-921-11 1/1/2014-12/31/2014</td><td>\$1,139,000</td></tr> </tbody> </table>	Contract No. 8736-5/14 <i>According to the Bid Tracking System</i>		<b>Original Contract</b> 8736-5/14 12/15/2008-11/30/2009	\$725,005	<b>Modification</b> R-1061-09 7/23/2009	\$740,000	<b>Total Amount for Original Contract Term</b>	<b>\$1,465,005</b>	<b>First OTR</b> 8736-5/14-1 R-1275-09 12/1/2009-11/30/2010 According to the Bid Tracking System, the expiration date was extended to December 31, 2010.	<b>\$1,435,705</b>	<b>Second OTR</b> 8736-5/14-2 R-1231-10 1/1/2011-12/31/2011	<b>\$1,438,000</b>	<b>Third OTR</b> 8736-5/14-3 R-921-11 1/1/2012-12/31/2012	\$739,000	<b>Modification</b> R-1049-11 12/6/2011	\$400,000	<b>Total Amount for Third OTR</b>	<b>\$1,139,000</b>	<b>Fourth OTR</b> 8736-5/14-4 R-921-11 1/1/2013-12/31/2013	<b>\$1,139,000</b>	<b>Fifth OTR</b> 8736-5/14-5 R-921-11 1/1/2014-12/31/2014	\$1,139,000
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		According to the Bid Tracking System, the expiration date was extended to May 31, 2016.	
		<b>Proration</b>	\$1,437,000
		<b>Total Amount for Fifth OTR</b>	<b>\$2,576,000</b>
		<b>Cumulative Contract Total</b>	<b>\$9,192,710</b>
	<b>Legislative Timeline - Contract No. 8736-5/14</b>		
<b>R-1061-09</b> 7/21/2009	Modified Contract No. 8736-5/14 for increased expenditure authority in the amount of \$740,000 to purchase towing services for County vehicles.		
<b>R-1275-09</b> 11/3/2009	<p>Authorized the first option-to-renew for Contract No. 8736-5/14 in the amount of \$1,467,000.</p> <ul style="list-style-type: none"> <li><i><b>Why does this amount differ from the amount listed under the first OTR on the Bid Tracking System? (\$1,435,705)</b></i></li> </ul> <p>According to the performance data provided in R-1275-09, the following issues were identified:</p> <ul style="list-style-type: none"> <li><b>Excalibur Towing Services, Midtown Towing of Miami and Westbrook Motors, Inc.</b> – Difficulties were identified with invoicing procedures. These issues were resolved following notifications to, and meetings with, vendors.</li> <li><b>Westbrook Motors, Inc.</b> – While conducting a site inspection due to the sale of the company, Miami Dade police Department staff discovered that this firm did not have sufficient inside storage space. This issue was resolved and the proper storage space was made available.</li> <li><b>Kauff's of Miami, Inc.</b> – This firm was overcharging citizens for towing services and failed to send letters notifying owners of tows via certified mail, and in a timely manner. These issues were resolved and the company provided refunds to those that were overcharged.</li> <li><b>A-1 Redland Economy Towing</b> – this firm was overcharging citizens for towing services. These issues were resolved and the company provided refunds to those that were overcharged.</li> </ul> <p><b>Background</b></p> <p>During the BCC meeting on October 8, 2009, R-1275-09 was deferred to the October 20, 2009 BCC meeting. Prior to deferral, R-1275-09 was discussed as follows:</p> <ul style="list-style-type: none"> <li><i>Commissioners noted concern on Item No. 6 with citizens being overcharged for services and the lack of timely notification. Although issues were resolved and refunds provided, there was concern with recommending these firms based upon their past performance.</i></li> <li><i>The Director of the Department of Procurement Management (DPM) responded that County staff identified performance and compliance issues. She noted corrective meetings with these firms were held and the Department's recommendation to proceed was based upon their compliance with performance improvement plans.</i></li> <li><i>The Director said that no further deficiencies had occurred once issues were identified and brought to their attention.</i></li> <li><i>Commissioners inquired whether there was any method where companies with identified deficiencies could be placed on a watch list and appropriate guidance provided to avoid potential future mistakes.</i></li> <li><i>The Director responded that contract documents allowed for performance improvement plans.</i></li> </ul> <p>R-1275-09 was withdrawn during the BCC meeting on October 20, 2009, and placed on the November 3, 2009 BCC agenda.</p>		

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	<b>R-1231-10</b> 12/7/2010	<p>Authorized the second option-to-renew for Contract No. 8736-5/14 in the amount of \$1,438,000.</p> <p>During the BCC meeting on December 9, 2010, R-1231-10 was discussed as follows:</p> <ul style="list-style-type: none"> <li>• <i>Commissioners questioned whether residents who were overcharged by Kauff's of Miami, Inc. (Kauff), and A-1 Redland Economy Tow (A-1) had been reimbursed and to describe procedures that were implemented to avoid similar future violations.</i></li> <li>• <i>The Director of the Department of Procurement Management (DPM) explained that a letter of warning was issued after the first violation; a 96 hour suspension after the second violation; and a 120 hour suspension after the third violation. She noted a provision was included in the contract for performance improvement.</i></li> <li>• <i>The Sergeant from the Property and Evidence Bureau of the Miami-Dade Police Department (MDPD), explained that vendors were audited monthly regarding any vehicle related to a police directed tow. She said that paid invoices were forwarded monthly to the MDPD and reviewed for overcharges after the vehicle was released to the citizen. Additionally, the Sergeant said that tow companies were also audited annually and that A-1's overcharge was discovered through the annual audit. She said that upon discovery of an overcharge, the company must refund the amount of the overcharge to the citizen and provide MDPD with a copy of the refund check.</i></li> <li>• <i>The Sergeant said that the MDPD worked with the DPM to determine whether the overcharge was a contractual violation. She noted that three violations were grounds for termination.</i></li> <li>• <i>Commissioners noted that some of the firms listed had been overcharging residents for many years; that these firms continued to receive new contracts; and that the process must not be working.</i></li> <li>• <i>The Director responded that the towing rates were established by the BCC and an increase to the fine structure would be addressed if that was the desire of the BCC.</i></li> <li>• <i>The Sergeant noted that no companies were terminated over the past six years due to overcharges; that no overcharges were discovered in the 2009 annual audit; and that A-1's overcharge was a single occurrence discovered in the 2008 audit. She also noted that two or three citizen complaints had been received related to negligence and rate structure issues.</i></li> </ul>
	<b>R-921-11</b> 10/18/2011	<p>Authorized the three remaining options-to-renew for towing services for various County departments in the amount of \$2,187,000.</p> <p>During the BCC meeting on October 18, 2011, R-921-11 was discussed as follows:</p> <ul style="list-style-type: none"> <li>• <i>Commissioners questioned the reason for authorizing all of the remaining Options-to-Renew for this contract at one time, considering several of the towing companies had violations.</i></li> <li>• <i>The Internal Services Department Director explained that those violations were cured and that if a problem occurred, the BCC would be informed.</i></li> </ul>
<b>3I</b> <b>170231</b>	RESOLUTION APPROVING SIGNIFICANT MODIFICATION OF BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NO. 344- "LIGHTING FIXTURES FOR KENDALL AND INTRACOASTAL DISTRICT POLICE STATIONS" TO REDUCE ITS ALLOCATION BY \$405,829.80 FOR A NEW TOTAL ALLOCATION OF \$324,170.20 AND ADDITION OF NEW PROJECT NO. 362- "HOMELAND SECURITY MARINE PATROL VESSEL" TO BE FUNDED WITH \$405,829.80 FROM PROJECT NO. 344, ALL AS IDENTIFIED IN APPENDIX A TO RESOLUTION NO. R-915-04, AFTER A PUBLIC HEARING; DECLARING \$405,829.80 SURPLUS FUNDS; AND WAIVING PROVISIONS OF IMPLEMENTING ORDER 3-47 REGARDING ADDING NEW PROJECTS TO BOND PROGRAM USING SURPLUS FUNDS	
<b>Notes</b>	The proposed resolution approves the significant modification of Building Better Communities General Obligation Bond (BBC-GOB) Program Project 344 - "Lighting Fixtures for Kendall and Intracoastal District Police Stations" to reduce its allocation from \$730,000.00 to \$324,170.20, declaring \$405,829.80 from Project 344 as surplus funds in accordance with Implementing Order (IO) 3-47. Additionally, the proposed resolution	

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	<p>waives the provisions of IO 3-47 regarding the addition of new projects to the BBC-GOB Program, and reallocates the surplus funds for the addition of a new BBC-GOB Program Project 362 – “Homeland Security Marine Patrol Vessel.”</p> <ul style="list-style-type: none"> <li>• <i>Implementing Order 3-47 dictates that in order to use surplus funds to add a new project, all Bond Program projects must have been completed. MDPD recommends that this provision of Implementing Order 3-47 be waived.</i></li> </ul> <p>The proposed resolution further recommends that the new BBC-GOB Program Project Number 362 - “Homeland Security Marine Patrol Vessel” be given the following project description: to acquire and equip a Marine Patrol vessel to enhance homeland security and waterborne police response with an allocation of \$405,829.80.</p> <p><b><u>Fiscal Impact/Funding Source</u></b> There is no fiscal impact to the County. This item reallocates \$405,829.80 of existing BBC-GOB funds.</p> <p><b><u>Background</u></b> On July 20, 2004, the BCC approved Resolution No. R-915-04, providing for a special election for the issuance of General Obligation Bonds in a principal amount not to exceed \$341,087,000.00 to construct and improve public safety facilities, including the following projects eligible for funding from the BBC-GOB Program along with their original allocations:</p> <ul style="list-style-type: none"> <li>• <b>Project No. 201</b> Unincorporated Municipal Service Area - Bomb Disposal Range - \$500,000.00</li> <li>• <b>Project No. 204</b> Unincorporated Municipal Service Area - Emergency Operations Center Renovations - \$250,000.00</li> <li>• <b>Project No. 207</b> Unincorporated Municipal Service Area - Specialized Patrol Canine/Equine Facility- \$1,315,000.00</li> </ul> <p>On September 4, 2013, pursuant to Resolution No. R-674-13, the BCC approved the deletion of BBC-GOB Program Project Nos. 201, 204, and 207, along with the addition of two (2) new projects:</p> <ul style="list-style-type: none"> <li>• <b>Project No. 344</b> Lighting Fixtures for Kendall and Intracoastal District Police Stations - \$1,200,000.00</li> <li>• <b>Project No. 345</b> Ammunition/HazMat Storage Building - \$865,000.00</li> </ul> <p>On December 1, 2015, pursuant to Resolution No. R-1061-15, the BCC approved the significant modification of BBC-GOB Program Project No. 344, along with the addition of one (1) new project:</p> <ul style="list-style-type: none"> <li>• <b>Project No. 344</b> Lighting Fixtures for Kendall and Intracoastal District Police Stations - \$730,000.00</li> <li>• <b>Project No. 356</b> Pool Facility Repairs at the Public Safety Training Institute - \$470,000.00</li> </ul> <p>MDPD has completed the scope of work for Project Number 344 to replace deteriorated exterior lighting fixtures at the Kendall and Intracoastal District police stations at a cost lower than originally anticipated, a cost totaling \$324,170.20. The department has identified an unfunded need to acquire a Marine Patrol Unit (MPU) all-weather vessel to enhance its aging fleet. The MPU has entered into partnerships with other area federal, state, and local law enforcement agencies to ensure a timely and effective response to any homeland security threat, such as a catastrophic or terroristic event, and/or mass rescue situation that may occur within the coastal waters of Miami-Dade County. Vessels are also utilized to deliver tactical response teams to critical infrastructure sites such as the Turkey Point nuclear power plant and the Port of Miami. These services require the use of vessels to deliver teams and retrieve victims and evidence from Miami-Dade County waterways. Unfortunately, current MPU vessels are ten (10) years old and are beginning to fatigue structurally.</p> <p>The new vessel will enhance the department’s ability to conduct patrols, and respond to security threats and calls for service on the water. Furthermore, the all-weather vessel at Black Point Marina was retired several years ago and never replaced. As a result, the MPU located at Black Point Park and Marina does not have an all-weather vessel, limiting the MPU’s ability to respond to certain calls. The MPU at Black Point Marina has a critical need to acquire a fully enclosed, climate controlled vessel capable of sustaining protracted and/or labor-intensive waterborne operations and of accommodating an operational contingent of six personnel. A complete and versatile fleet will increase homeland security on the waters and minimize delays in response times that could pose imminent danger to victims, loss of life, and loss of evidence.</p>



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	At its November 16, 2016 meeting, the BBC-GOB Program Citizens' Advisory Committee voted to recommend the allocation of surplus funds and the creation of this new project.
<b>3J 170230</b>	RESOLUTION APPROVING SIGNIFICANT MODIFICATION OF BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NO. 202- "DRIVING RANGE" TO REDUCE ITS ALLOCATION BY \$2,273,260.98 FOR A NEW TOTAL ALLOCATION OF \$46,739.02, AND ADDITION OF NEW PROJECT NO. 361- "POLICE TRAINING FACILITY ENHANCEMENTS" TO BE FUNDED WITH \$2,273,260.98 FROM PROJECT NO. 202, ALL AS IDENTIFIED IN APPENDIX A TO RESOLUTION NO. R-915-04, AFTER A PUBLIC HEARING; DECLARING \$2,273,260.98 SURPLUS FUNDS; AND WAIVING PROVISIONS OF IMPLEMENTING ORDER 3-47 REGARDING ADDING NEW PROJECTS TO BOND PROGRAM USING SURPLUS FUNDS
<b>Notes</b>	<p>The proposed resolution approves the significant modification of Building Better Communities General Obligation Bond (BBC-GOB) Program Project 202 - "Driving Range" to reduce its allocation from \$2,320,000.00 to \$46,739.02, declaring \$2,273,260.98 from Project 202 as surplus funds in accordance with Implementing Order (IO) 3-47. Additionally, the proposed resolution waives the provisions of IO 3-47 regarding the addition of new projects to the BBC-GOB Program, and reallocates surplus funds for the addition of a new BBC-GOB Program Project 361 - "Police Training Facility Enhancements."</p> <ul style="list-style-type: none"> <li><i>Implementing Order 3-47 dictates that in order to use surplus funds to add a new project, all Bond Program projects must have been completed. MDPD recommends that this provision of Implementing Order 3-47 be waived.</i></li> </ul> <p>The proposed resolution further recommends that the new BBC-GOB Program Project 361 - "Police Training Facility Enhancements" be given the following project description: to perform structural renovations and construction at the police training facility to enhance police training and response with an allocation of \$2,273,260.98.</p> <p><b><u>Fiscal Impact/Funding Source</u></b> There is no fiscal impact to the County. This item reallocates \$2,273,260.98 of existing BBC-GOB funds.</p> <p><b><u>Background</u></b> The BBC-GOB Program was approved by the voters in 2004. One of the ballot questions authorized expenditures to construct and improve public safety facilities and included as an appendix to Resolution R-915-04, were a number of projects for the MDPD to support the strategies of the leadership at the time. One of the projects, identified in Appendix A to Resolution R-915-04 was BBC-GOB Program Project Number 202 - "Unincorporated Municipal Service Area - Driving Range" with a project description that stated: "Construct a new driving course for Basic Law Enforcement classes and incorporate defensive driving tactics, officer safety, and driving skills courses, to be located in UMSA, and with an address of TBD."</p> <p>It has been determined that Project Number 202 is not feasible to pursue at this time. The construction costs and cost of materials associated with the construction of a driving facility have nearly tripled since the original approval in 2004. At that time, the cost to build the driving facility was estimated at \$2,320,000.00, which was identified as the cost for this project in the BBC-GOB. As of July 2015, Internal Services Department's Planning and Design team provided a new budget cost estimate of \$6,920,453. In an effort to reduce project costs to align with the project allocation, the MDPD reduced the scope of the project to meet the minimum criteria of the Florida Department of Law Enforcement for a driving range. These reductions in the project scope included the elimination of a small classroom building (estimated at \$743,115.00) and a 3-4 story observation tower (estimated at \$168,069.00). The reduction in the cost of the project resulted in savings of \$911,184.00, leaving the revised project cost at \$6,009,269.00. However, as no other funding sources were identified to cover the \$3.69 million difference between the revised and the original cost of \$2,320,000.00, the MDPD is not able to pursue this project at this time.</p> <p>The MDPD reviewed other allowable Department facility needs considering the availability of these surplus funds. Consistent with the Department's commitment to the continued maintenance and improvement of police facilities, a new capital program has been developed and a request has been submitted to reallocate BBC-GOB Program funds to address current MDPD needs. Also, these needs align with the available surplus funds. It is</p>

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	<p>recommended that the \$2,273,260.98 remaining in Project Number 202 be declared “surplus funds” and be reallocated to other high priority projects at the MDPD training facility, with the estimated amounts, such as:</p> <ul style="list-style-type: none"> <li>• K9 Training Facility - \$550,000.00</li> <li>• Gymnasium Room - \$300,000.00</li> <li>• Perimeter Fence - \$700,000.00</li> <li>• Other High Priority Projects - \$723,260.98</li> <li>• Total - \$2,273,260.98</li> </ul> <p>These projects will have substantial impact on the MDPD’s ability to provide a safe work environment for its employees to more effectively train and develop its police personnel, and to serve and protect the citizens of Miami-Dade County.</p> <p>At its November 16, 2016 meeting, the BBC-GOB Program Citizens’ Advisory Committee voted to recommend the allocation of surplus funds and the creation of this new project.</p>
<p><b>3T 170202</b></p>	<p>RESOLUTION APPROVING GRANT AGREEMENT BETWEEN AA ACQUISITIONS, LLC. AND MIAMI-DADE COUNTY RELATING TO GRANT IN AMOUNT OF \$5 MILLION FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT 124 – “ECONOMIC DEVELOPMENT FUND”; AND AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO EXECUTE AND DELIVER GRANT AGREEMENT ON BEHALF OF COUNTY</p>
<p><b>Notes</b></p>	<p>The proposed resolution approves a Grant Agreement (Agreement) with AA Acquisitions, LLC (Grantee), which is associated with a previously approved allocation by the BCC in the amount of \$5 million from Building Better Communities General Obligation Bond (BBC-GOB) Program Project No. 124 Economic Development Fund (Project No. 124) for the partial funding of certain public infrastructure improvements related to the completion of Orion Jet Center Development (GOB Project).</p> <p>Approval of this Agreement will fund certain public infrastructure improvements in connection with the construction of a 19,305 square foot Class “A” Terminal Building, 13,540 square feet of office space, 75,000 square feet of aircraft hangars, over 750,000 square feet of aircraft ramp, and related site improvements, including a 90,000 square foot car parking lot (collectively referred to as the Development) located at 15000 NW 44 Avenue, Opa-Locka, Florida, 33054.</p> <p><b><u>Fiscal Impact/Funding Source</u></b></p> <p>The Agreement provides that \$5 million from BBC-GOB Program Project No. 124 will be made available to the Grantee on a reimbursable basis for costs related to the GOB Project. The funding source for the Agreement is BBC-GOB Program bond proceeds.</p> <p>The County anticipates reimbursement funding under the Agreement to be made available in FY 2017-18. The Agreement will partially offset the cost of a drainage system, a new electrical distribution system, roadways, a parking lot, LED site lighting and new sidewalks, and any other eligible infrastructure.</p> <ul style="list-style-type: none"> <li>• Reimbursement to the Grantee as a one-time reimbursement on a date that is no earlier than 365 days from the date the Development is put into service will satisfy both the Federal reimbursement requirements, as well as the County’s policy of certifying to there being a <b>minimum of 157 new full-time permanent jobs</b> at the Development. Pursuant to the Agreement, all reimbursements to the Grantee will be in accordance with the Administrative Rules.</li> </ul> <p><b>The Grantee has agreed to create or cause to be created 31 direct new jobs with annual average salaries of \$41,432 and 126 indirect new jobs with average annual salaries of \$60,051 or higher, for a total of 157 new permanent full-time jobs.</b></p> <p><b><u>Background</u></b></p> <p>Pursuant to Resolution No. R-988-14 adopted on November 5, 2014, the BCC approved a \$5 million allocation from BBC-GOB Program Project No. 124 for the GOB Project and directed the County Mayor or County Mayor’s designee to begin negotiating the terms of an agreement. A draft agreement document with standard terms under the BBC-GOB Program was sent to the Grantee and subsequent negotiations took place. As a result</p>

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	<p>of the negotiation meetings with multiple potential grantees for BBC-GOB Program funding under Project No. 124, the Department recommended allowing the following changes for all projects to be negotiated:</p> <ul style="list-style-type: none"> <li>• Job Creation - allowing for two (2) job classifications: <ul style="list-style-type: none"> <li>○ <b>Direct jobs</b> – Direct jobs are those positions that the Grantee certifies as its direct employees. Certification of direct jobs requires copies of Florida Department of Revenue Employer’s Quarterly Report – Form RT-6 (or their replacement form) filed with the State of Florida.</li> <li>○ <b>Indirect jobs</b> – Indirect jobs are those positions that the Grantee’s tenant(s) certifies as indirect employees. Certification of indirect jobs requires certification by the tenant’s Certified Public Accountant or by the indirect job employer on its letterhead signed by an officer of the company and accompanied by an appropriate affidavit. As part of its annual report, the Grantee will be required to submit an affidavit or other written affirmation attesting to the veracity of all such job certifications by its tenant(s).</li> </ul> </li> </ul> <p><b>Deviation(s) from the Allocation Memo accompanied by Resolution No. R-988-14</b>  Resolution No. R-988-14, which allocated \$5 million of Project No. 124 funds, was based on the creation of 157 new permanent full-time equivalent jobs with an average annual salary of \$52,353.00 as indicated in the Grantee’s application of May 17, 2013. The Grantee has changed the number of new permanent full-time equivalent jobs to 31 direct new jobs with annual average salaries of \$41,432 (including benefits) or higher and 126 indirect new jobs with average annual salaries of \$60,051, which exceeds the County’s Living Wage.</p> <p>The Grantee has changed the scope of the Development, which was originally planned as an 18,000 square foot Class “A” Terminal Building, a restaurant, 200,000 square feet of aircraft hangars, and approximately 28,000 square feet of office space. The Grantee is now proposing a 19,305 square foot Class “A” Terminal Building, 13,540 square feet of office space, 75,000 square feet of aircraft hangars, over 750,000 square feet of aircraft ramp and related site improvements including a 90,000 square foot car parking lot.</p> <p><b><u>Additional Information on Resolution No. R-988-14</u></b>  During the Economic Development and Port Miami Committee meeting on July 10, 2014, R-988-14 was deferred after the Committee expressed concerns regarding recommended project allocations for BBC GOB EDF Project 124. R-988-14 was subsequently adopted at the November 5, 2014 BCC meeting.</p> <p>The Mayor’s Memo dated August 28, 2014, addresses those concerns.</p> <p>The EDF is divided into two segments, Project 124, totaling \$75 million, and Project 320 totaling, \$15 million. Project 124 funds were focused on stimulating economic growth Countywide, and Project 320 funds were aimed at projects within the County’s Targeted Urban Areas. Issues and concerns were brought up during the EDPC meeting that the committee felt that Project 124 allocations did not meet the game-changer requirement set forth by the Administrative Rules. Given the concerns raised by committee members, the Administration requested deferral of all Project 124 items in order for staff to work with the Chair of EDPC to schedule a committee workshop.</p> <p><b><u>Additional Information- Economic Development Fund- Project 124</u></b>  On February 3, 2015, the BCC, through Resolution No. R-123-15, set policy for Miami-Dade County related to the Project No. 124- Economic Development Fund (Project 124) directing the County Mayor or designee to complete negotiations by July 21, 2015 with each potential grant recipient of an allocation from the Project 124 Fund approved by the BCC on or before January 21, 2015 and to prepare and submit a report to the BCC detailing the results of the negotiations. If the BCC approves an allocation of Project 124 Fund proceeds for a Pending Application, the County Mayor or designee is directed to complete negotiations with the proposed grant recipient of such allocation within a six month period following the date of approval by the BCC.</p> <p>On May 5, 2015, the BCC, through Resolution No. R-423-15, amended administrative rules governing Economic Development Project No. 124 of the Building Better Communities General Obligation Bond (BBC GOB) Program to be applied to all new applications for funding.</p>

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	<p>The Administrative Rules were amended to add the following at the end of Article II, Section 4.A.1. – Eligibility Requirements for Projects:</p> <ul style="list-style-type: none"> <li>• <i>Does the project improve infrastructure for a greater area of impact that can advance economic development substantially beyond the project footprint?</i></li> <li>• <i>Is the project a target industry identified in the May 2012 One Community One Goal Strategic Report or identified by the Beacon Council, from time to time?</i></li> <li>• <i>Does it advance green technology or energy green industry?</i></li> <li>• <i>Does it enhance or advance transit-oriented development?</i></li> <li>• <i>Would the project be vulnerable to sea level rise that would require adaptation strategies and if so, would it contribute to any overall sea level rise adaptation goals established by the County?</i></li> </ul> <p>Additionally, the County Mayor or designee was to apply the criteria in the amended Administrative Rules to all new applications received by the County for Project 124 funding and was to report the findings to the BCC when a new project is considered by the BCC for an allocation from the Project 124 Fund.</p> <p>On June 2, 2015, the BCC, through Resolution No. R-510-15, directed the County Mayor or designee to post on the County’s calendar the date and time of any negotiation sessions with recipients of a BCC approved allocation of Project 124 funds; record all such negotiation sessions; include a member of the staff that provides support to the Building Better Communities Citizen’s Advisory Committee in each negotiation session; and in the report to the BCC, include the date and time of each negotiation session with each potential grant recipient of Project 124 funds from the date the BCC allocated Project 124 funds to the potential grant recipient to the date in Resolution No. R-123-15 for completion of the negotiation of a grant agreement.</p> <p><b><u>Additional Information on Resolution No. R-668-10 - BBC GOB Administrative Rules</u></b></p> <p>On June 15, 2010, the BCC, through Resolution No. R-668-10, adopted the Administrative Rules for the BBC GOB Program. Below are highlights from the resolutions and supplements that made up the Administrative Rules that govern the Economic Development Grant Fund – Project No. 124:</p> <ul style="list-style-type: none"> <li>• <i>Staff proposes that \$75 million from the Economic Development Fund be used to not only accomplish the goals of private sector development, accelerate job creation, and provide a significant return on investment, but more importantly to develop projects with the potential to transform the regional economy and produce a significant number of jobs. More specifically, the County wishes to use these funds in ways that strengthen the economy’s capacity for innovation and commercialization of scientific advancements, and expand leadership in local industry clusters such as Aviation and Aerospace, Financial and Professional Services, Homeland Security and Defense, Information Technology, Life Sciences, and International Trade and Global Commerce.</i></li> <li>• <i>The recommended use of these funds is a shift from the County’s current economic development incentive programs as it focuses on the building of institutions that serve as catalysts for such new investments, productivity growth, and the foundation for long-term regional competitive advantage. Using BBC GOB Program Project No. 124 funds, the County can move quickly to take advantage of “game-changing” economic development opportunities likely to have very significant impacts on the entire County and/or South Florida region, rather than specific neighborhoods or sections of the County. This portion of the Economic Development Fund will fund new public infrastructure projects that incentivize real property investments by innovative businesses willing to relocate to Miami-Dade County that are unlikely to occur without such incentive.</i></li> <li>• <i>Each proposed project must be evaluated primarily according to the “permanent” new jobs directly and indirectly created, but consideration will also be given to the directly and indirectly created jobs during the project’s development phase. Once a proposed project is approved by the Board, actual funding is dependent upon the availability of BCC GOB Program bond proceeds.</i></li> <li>• <i>The innovative businesses sought are businesses likely to be catalysts for the growth of an existing or emerging high technology cluster or likely to have a significant impact on long term regional growth.</i></li> </ul>

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	<p><i>Eligible projects can be located anywhere in Miami-Dade County as long as they meet the criteria set in the administrative rules.</i></p> <ul style="list-style-type: none"> <li><i>This program would provide \$75 million in grant funds to reimburse projects for the cost of public infrastructure investments associated with private development. These private capital investments must support long term economic development and create a significant number of jobs. Reimbursement for infrastructure investment will be contingent upon the private entity having secured total project capital investment from non-County government sources as required under a Grant Agreement.</i></li> </ul> <p>The Economic Development Grant Fund requirements listed below establish guidelines to identify qualified projects. This list of general qualifications and requirements reflects the County's intent to move forward with projects that will have a significant, and lasting, impact on future economic development and job creation. Project No. 124 requirements include:</p> <ul style="list-style-type: none"> <li>The funds must be used to provide infrastructure improvements to spur economic development and attract new businesses to the community in order to create jobs.</li> <li>The funds must be used for public infrastructure, including parking structures and public facilities, along with other infrastructure improvements, subject to certain limitations and to be evaluated on a case by case basis.</li> <li>These infrastructure improvements must support economic development activities that have the potential to create a significant number of permanent new jobs in Miami-Dade County that benefit the community at-large.</li> <li>The project must leverage public bond monies with other funding sources to yield a significant economic impact and return on public incentive investments, and demonstrate the financial capacity and financial commitment to complete the economic development project.</li> <li>The project must demonstrate long-term benefits to the County in spurring future economic growth through an analysis of local economic and County fiscal impacts over a 20-year time period using a Miami-Dade County REMI model or an equivalent model that is widely available and professionally accepted among economists.</li> <li>A project-specific grant would reimburse up to 100 percent of public infrastructure costs per project, but subject to a maximum cap of \$15 million and a minimum amount of \$10 million.</li> <li>Actual grant funds would be disbursed on a reimbursement basis only after verified completion of the public infrastructure project upon receipt of an audited financial accounting of infrastructure development costs and subject to funding and compliance with federal tax laws.</li> <li>Grants in excess of \$5 million would be disbursed over no more than a 5 year period from the date the public infrastructure improvements are completed when taxable bonds are issued to fund such public infrastructure improvements. If tax-exempt bonds are issued for the public infrastructure improvements reimbursements for such public infrastructure improvements will be disbursed over no more than a three year period from the date of the expenditure but in no case later than 18 months from the date the public infrastructure project is placed in service.</li> <li>Annual benchmarks for required private sector capital investments in a project would be established and disbursement of grant funds would be subject to attainment of said benchmarks. A prorated grant disbursement may be allowed when actual project investment falls short of benchmarks.</li> <li>A clawback provision in the event that established benchmarks are not met subsequent to disbursement of grant funds will be included in the Grant Agreement. The Grant Agreement will require that the grant recipient provide collateral securing the clawback provision. The collateral may include, but will not be limited to, any instrument such as a personal guarantee, performance bond, restrictive covenant, or any other collateral as appropriate.</li> <li>As a condition of the grant award for public infrastructure improvements, the grant recipient agrees as a matter of contract to the application of Section 2-11.16 of the Code on the portion of the project that is specifically tied to EDF-funded public infrastructure improvements.</li> </ul>
<b>3W 170333</b>	<b>RESOLUTION APPROVING SELECTION OF TD EQUIPMENT FINANCE TO PROVIDE CAPITAL IN AN AMOUNT NOT TO EXCEED \$21,500,000.00 FOR LEASE/PURCHASE OF VEHICLES AND TO PAY FINANCING COSTS TO BE UTILIZED BY THE MIAMI-DADE FIRE RESCUE DEPARTMENT; APPROVING TERMS OF RELATED COMMITMENT LETTER; WAIVING PROVISIONS OF</b>



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	RESOLUTION NO. R-130-06, AS AMENDED AND AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO TAKE ALL ACTION NECESSARY TO CONSUMMATE THE LEASE/PURCHASE INCLUDING ENTERING INTO RELATED AGREEMENTS AND DOCUMENTS WITH TERMS CONSISTENT WITH THOSE SET FORTH IN THE COMMITMENT LETTER
<b>Notes</b>	<p>The proposed resolution approves the Series 2017 Resolution which authorizes the following:</p> <ul style="list-style-type: none"> <li>• The selection of TD Equipment Finance (TD) to provide capital in an amount not to exceed \$21.5 million for the lease/purchase and the payment of related financing costs of Heavy Fleet Replacement Equipment for the Miami-Dade Fire Rescue Department (MDFRD);</li> <li>• The terms of a TD commitment letter;</li> <li>• All actions necessary to consummate the Lease/Purchase through related agreements by the County Mayor and/or the County Mayor's Designee consistent with the terms of the TD commitment letter; and</li> <li>• Waiver of Resolution No. R-130-06, which requires that any contracts of the County with third parties be executed and finalized prior to their replacement on an agenda for BCC consideration.</li> </ul> <p><b><u>Fiscal Impact/Funding Source</u></b></p> <p>The amount to be financed to fund the Heavy Fleet Replacement Equipment purchases and related financing costs will not exceed \$21.5 million for a recommended seven year term at an interest rate of 1.76 percent to finance certain projects with a debt service structure having equal principal payments each year. Annual interest payments would occur on October 1 and April 1 each year commencing October 1, 2017 of the financing term with the annual principal payment made on April 1st of each year, commencing April 1, 2018. <b>The total interest cost to the County over the seven year financing period is estimated at \$1,531,469.</b></p> <p>An annual expenditure appropriation to fund the principal and interest payments will be included in the MDFRD budget in the General Fund. The lease/purchase agreement is an operating lease and does not affect the County's non-ad valorem bonding capacity.</p> <p><b><u>Background</u></b></p> <p>On January 9, 2017 the County's Financial Advisor (FA) released a solicitation document to the leasing and financial industry consistent with the County's objective of financing the fire vehicles at the lowest cost of funds based on the current market at the most favorable terms. While the solicitation was set at an amount up to \$21.0 million, the financing is to be adjusted to the net amount of funding necessary to consummate the transaction, which is now estimated at \$21.5 million.</p> <p>On January 17, 2017 the FA received nine proposals from major banking institutions. Upon review of the proposals it was determined and recommended by the FA that the proposal submitted by TD conformed to the requirements of the solicitation at the lowest cost with an offer letter and term sheet providing the County with the most favorable terms and conditions overall. The interest rate offered for the five year term was 1.68 percent and for the seven year term 1.85 percent, both rates locked until March 14, 2017 with the County's acceptance of the term sheet subject to Board approval. The next best offer in the same financing structure was at a higher five-year fixed interest rate of 1.73 percent and a seven-year fixed interest rate of 1.94 percent, locked to March 14, 2017. Both proposals contained similar terms and conditions.</p> <p>MDFRD ordered the first batch of equipment for delivery in January 2017, in the amount of \$7.0 million, financed with MDFRD funds. At closing, the \$7.0 million will be wired to the County as reimbursement for the equipment deliveries made from January through March and approximately \$14.39 million will be deposited into an escrow account to finance the remainder of the Heavy Fleet Replacement Equipment when delivered and accepted by the County.</p> <p>Proceeds of the lease/purchase financing would be escrowed with TD with an annual servicing cost of \$1,500 and released as vehicles are delivered and accepted by the County. The County will receive credit for all interest earned on the escrow and will hold title to the vehicles upon delivery, acceptance and payment to the vehicle vendor. It should be noted that the lease/purchase agreement is a private placement financing. There are no up-front bank charges, underwriting fees, or payment processing fees associated with the escrow or ongoing disclosure requirements. The County would only be obligated to pay its own finance closing expenses to include</p>



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Research Notes**

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	<p>fees for the winning bidder, FA and outside counsel, which are included in the \$21.5 million not-to-exceed amount. Closing is anticipated to occur on or before March 14, 2017.</p> <p><b><u>Additional Information on RFQ655</u></b></p> <p>On May 5, 2009, the BCC, through Resolution No. R-510-09, approved award of Contracts No. 655A through 655G, Fire-Rescue Apparatus Pool, to establish a pool of pre-qualified vendors for subsequent work order competition among the pool members to purchase and refurbish fire rescue apparatus to Miami-Dade Fire Rescue. The term of the contracts were three years with two, two-year options-to-renew at the County's sole discretion</p> <ul style="list-style-type: none"> <li>• During the Budget Planning and Sustainability Committee meeting, R-510-09 was amended to provide that options-to-renew must be forwarded to the BCC for approval. <ul style="list-style-type: none"> <li>○ <i><b>Were the OTRS forwarded to the BCC for approval? What Resolution Nos.?</b></i></li> </ul> </li> </ul> <p>On January 22, 2014, the BCC, through Resolution No. R-36-14, extended RFQ655-2(2) for an additional five years in the amount of \$38,328,000 so that Miami-Dade Fire Rescue would continue to purchase various fire apparatus. The additional time requested brought the contract expiration to June 30, 2019.</p> <p>According to the "whereas clauses" in the proposed resolution, Resolution No. R-36-14, which was approved by the BCC on January 22, 2014, awarded a competitively established contract RFQ655-2(2) for the purchase of leased vehicles for the Miami-Dade Fire Rescue Department from a specified vendor and that the County wishes to obtain capital to finance the cost of the lease/purchase of fire rescue vehicles and to pay any related financing costs (Lease Purchase).</p> <table border="1" data-bbox="488 919 1269 1535"> <thead> <tr> <th colspan="2">RFQ655</th></tr> </thead> <tbody> <tr> <td><b>Original Contract</b> RFQ655 R-510-09 7/1/2009-6/30/2012</td><td><b>\$24,000,000</b></td></tr> <tr> <td><b>First OTR</b> RFQ655-1(2) 7/1/2012-6/30/2013</td><td><b>\$8,000,000</b></td></tr> <tr> <td><b>Second OTR</b> RFQ655-2(2) 7/1/2013-6/30/2014 According to the Bid Tracking System, and Resolution No. R-36-14, the expiration date was extended to 6/30/2019.</td><td><b>\$16,000,000</b></td></tr> <tr> <td><b>Modification</b> 1/14/2014</td><td><b>\$3,200,000</b></td></tr> <tr> <td><b>Proration</b> R-36-14</td><td><b>\$38,328,000</b></td></tr> <tr> <td><b>Total Amount for Second OTR</b></td><td><b>\$57,528,000</b></td></tr> <tr> <td><b>Cumulative Contract Total</b></td><td><b>\$89,528,000</b></td></tr> </tbody> </table>	RFQ655		<b>Original Contract</b> RFQ655 R-510-09 7/1/2009-6/30/2012	<b>\$24,000,000</b>	<b>First OTR</b> RFQ655-1(2) 7/1/2012-6/30/2013	<b>\$8,000,000</b>	<b>Second OTR</b> RFQ655-2(2) 7/1/2013-6/30/2014 According to the Bid Tracking System, and Resolution No. R-36-14, the expiration date was extended to 6/30/2019.	<b>\$16,000,000</b>	<b>Modification</b> 1/14/2014	<b>\$3,200,000</b>	<b>Proration</b> R-36-14	<b>\$38,328,000</b>	<b>Total Amount for Second OTR</b>	<b>\$57,528,000</b>	<b>Cumulative Contract Total</b>	<b>\$89,528,000</b>
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