



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

Board of County Commissioners Meeting

March 5, 2019
9:30 A.M.
Commission Chambers

Thomas B. Davis, Esq.
Director, Policy and Legislation
Office of the Commission Auditor (OCA)
111 N.W. First Street, Suite 1030
Miami, FL 33128
(305) 375-2524

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**BCC Meeting: March 5, 2019
Research Notes**

**Item No. 5A
File No. 190210**

Researcher: LE Reviewer: TD

RESOLUTION DECLARING SURPLUS FOUR COUNTY-OWNED PROPERTIES LOCATED IN HOMESTEAD, FLORIDA AND REVISING THE INVENTORY LIST OF REAL PROPERTIES, AFTER A PUBLIC HEARING, TO INCLUDE SUCH PROPERTIES IN ACCORDANCE WITH SECTION 125.379(1), FLORIDA STATUTES; AUTHORIZING CONVEYANCE, PURSUANT TO SECTION 125.379(2), FLORIDA STATUTES, OF SUCH COUNTY-OWNED PROPERTIES TO SMD HOME BUILDERS, LLC, A FLORIDA LIMITED LIABILITY COMPANY, AT A PRICE OF \$10.00, FOR THE PURPOSE OF DEVELOPING SUCH PROPERTIES WITH AFFORDABLE HOUSING TO BE SOLD TO VERY LOW-, LOW- OR MODERATE- INCOME HOUSEHOLDS IN ACCORDANCE WITH MIAMI-DADE COUNTY'S INFILL HOUSING INITIATIVE PROGRAM; AUTHORIZING THE CHAIRPERSON OR VICE-CHAIRPERSON OF THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE A COUNTY DEED; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO TAKE ALL ACTIONS NECESSARY TO ENFORCE THE PROVISIONS SET FORTH IN SUCH COUNTY DEED, TO PROVIDE COPIES OF SUCH COUNTY DEED AND RESTRICTIVE COVENANTS REQUIRED THEREIN TO THE PROPERTY APPRAISER'S OFFICE AND TO ENSURE PLACEMENT OF APPROPRIATE SIGNAGE

ISSUE/REQUESTED ACTION

Whether the Board should declare surplus four County-owned properties located in Homestead, Florida and revise the inventory list of real properties; authorize conveyance the properties to SMD Home Builders, LLC at a price of \$10 to develop affordable housing to be sold to very low, low, or moderate income households in accordance with Miami-Dade County's Infill Housing Initiative Program.

APPLICABLE LEGISLATION/POLICY

Section 125.379 of the Florida Statutes requires that each county prepare an inventory list of all real property within its jurisdiction to which the county holds fee simple title that is appropriate for use as affordable housing, and adopt a resolution that includes an inventory list of such property following a public hearing. The properties identified may be offered for sale and the proceeds used to purchase land for the development of affordable housing may be sold with restrictions or donated to a nonprofit housing organizing.

http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App_mode=Display_Statute&Search_String=Section+125.379&URL=0100-0199/0125/Sections/0125.379.html

Administrative Order 8-4 provides that the authority to sell, lease or otherwise dispose of County-owned real property lies solely with the Board of County Commissioners. Before action is taken on any proposed sale or lease of County-owned real property, unless expressly excluded in the policy, a recommendation will be requested from the Planning Advisory Board, to indicate whether such proposal is in the public interest and also recommending proper land use classification, if applicable.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/AO8-4.pdf>

Resolution No. R-376-11, adopted May 3, 2011, authorizes the rehabilitation, improvement, or conveyance of County-owned real property appropriate for or to be used as affordable housing.

<http://intra/gia/matter.asp?matter=110684&file=true&yearFolder=Y2011>

Resolution No. R-333-15, adopted April 21, 2015, entitled "Resolution establishing County policy to require disclosure of market value of market rental in legislative items authorizing the conveyance or lease of County-owned property to promote disclosure and fiscal responsibility".

<http://intra/gia/matter.asp?matter=150446&file=true&yearFolder=Y2015>

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

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

PROCEDURAL HISTORY

Prime Sponsor: Commissioner Daniella Levine Cava, District 8

Department/Requester: None

During the HSSED meeting on February 11, 2019 the item was forwarded to the BCC with a favorable recommendation.

ANALYSIS

This item is requesting Board authorization to declare surplus four County-owned properties located in Homestead Florida and to revise the Inventory List of real properties to include such properties; authorization to convey such properties to SMD Home Builders, LLC at a price of \$10.00 to develop the properties into affordable housing for sale to very low, low, or moderate income households in accordance with the Miami-Dade County's Infill Housing Initiative Program.

The proposed item has a positive impact of \$10.00 towards the County for the conveyance of four properties to SMD Home Builders, LLC. The County will save approximately \$1,163.00 annually in property monitoring and lawn maintenance and the new homes will generate real estate taxes to the County. The maximum sales price for infill homes cannot exceed \$205,000.00. Properties available to low-income families are subject to an affordable housing restrictive covenant for twenty (20) years.

The Miami-Dade County Infill Housing Initiative Program was created to provide more housing opportunities for low-income and working families. Commissioner Daniella Levine Cava advertised an application process where developers could apply for County-owned properties in District 8 to construct affordable single-family homes through the Miami-Dade County's Infill Housing Initiative Program. Applicants were evaluated based on the following criteria: 1) Experience and past performance in developing homes pursuant to the Infill Housing Program; 2) development team, key personnel and functions; 3) approach to providing services to each homeowner; 4) building plans for single family home models; 5) financial capability and demonstrated ability to obtain financing; 6) approach to meeting time schedule and budgets; and 7) marketing skills and ability to reach eligible households.

Renegade Investments, Inc., was one of the developers that applied and is recommended because of their record of community projects in the County, Florida, and Georgia, and hosts a qualified team members who have been involved in affordable housing production for more than 50 years. SMD Home Builders, LLC is a subsidiary of Renegade Investments, Inc. in which the Board is being recommended to approve the four conveyances. The subsidiary is to be exclusively used for the development of Infill Housing through the County.

SMD Home Builders, LLC has proposed to develop the four County properties (Folio Numbers #10-7812-008-0330, #10-7813-011-0090, #10-7917-009-0510, #10-7917-009-0540) into affordable housing and sold to very low, low, and moderate income households. The properties will be conveyed to SMD Home Builders, LLC at the price of \$10.00 if they follow through with their proposal. Furthermore, Renegade has disclosed in their application that they will develop the homes using internal equity rather than obtaining a construction loan through a local lender because it will significantly expedite the closing time without having to go through a lengthy loan closing process and waiting for the lender to fund loan draws.

Renegade represented in their application that they will be partnering with Haitian American Community Development Corporation to provide homebuyer assistance programs to the purchasers of their single family homes. They will also work with the Miami-Dade County Housing Finance Authority's homeownership program which provides interest free second mortgages to

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eligible homeowners, allow adequate time for homebuyers to receive homebuyer counseling and training courses, and Career Source South Florida to obtain employees for the development of the homes.

It is recommended the Board revise the Affordable Housing Inventory List to include the aforementioned properties as they are considered appropriate for affordable housing use. If Renegade fails to comply with the deed restrictions, then the Properties will be subject to reverter, such as if the properties are not developed within two years of the signing of the deed and effective date of the conveyance of the Properties, unless time is extended by the discretion of the Board. Renegade Investments, Inc. is expected to begin construction on each lot within six (6) months of final approval by the BCC and the construction of each home should not take more than nine (9) months to complete.

The image below showcases the property (Folio Number #10-7812-008-0330). The current market value for this property is \$66,950.

Address
Owner Name
Subdivision Name
Folio

SEARCH:

10-7812-008-0330

Q

PROPERTY INFORMATION

Folio: 10-7812-008-0330

Sub-Division:
PROVENIR PLAT 1

Property Address

Owner
MIAMI DADE COUNTY
ISD RE MGMT

Mailing Address
111 NW 1 ST STE 2480
MIAMI, FL 33128

R# Primary Zone
0100 SINGLE FAMILY - GENERAL

Primary Land Use
8080 VACANT GOVERNMENTAL ; VACANT LAND -
GOVERNMENTAL

Beds / Baths / Half	0 / 0 / 0
Floors	0
Living Units	0
Actual Area	0
Living Area	0
Adjusted Area	0
Lot Size	13,100 Sq. Ft
Year Built	0

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Zoom

Map View
Layers

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The image below showcases the property (Folio Number #10-7813-011-0090). The current market value for this property is \$51,382.

Address
Owner Name
Subdivision Name
Folio

SEARCH:

10-7813-011-0090

Q

PROPERTY INFORMATION

Folio: 10-7813-011-0090

Sub-Division:
LINSOTT ADDN

Property Address
169 NW 8 ST
Homestead, FL 33030-5935

Owner:
MIAMI DADE COUNTY
ISD RE MGMT

Mailing Address
111 NW 1 ST STE 2450
MIAMI, FL 33128

PA Primary Zone
3000 MULTI-FAMILY - GENERAL

Primary Land Use
8080 VACANT GOVERNMENTAL : VACANT LAND -
GOVERNMENTAL

Beds / Baths / Half 0 / 0 / 0

Floors 0

Living Units 0

Actual Area 0

Living Area 0


Adjusted Area 0

Lot Size 6,851 Sq.Ft

Year Built 0

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Map View Layers



2018 Aerial Photography soft

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The image below showcases the property (Folio Number #10-7917-009-0510). The current market value for this property is \$13,260.

Address Owner Name Subdivision Name Folio

SEARCH: Q

PROPERTY INFORMATION ⓘ

Folio: 10-7917-009-0510

Sub-Division:
ESPLANADE

Property Address
1550 KIA DR
Homestead, FL 33033-4911

Owner
MIAMI DADE COUNTY
ISD R/E MGMT


Mailing Address
111 NW 1 ST STE 2460
MIAMI, FL 33128

PA Primary Zone
2800 TOWNHOUSE

Primary Land Use
8010 VACANT GOVERNMENTAL : TOWNHOUSE

Bed / Bath / Half	0 / 0 / 0
Floors	0
Living Units	0
Actual Area	0
Living Area	0
Adjusted Area	0
Lot Size	3,840 Sq.Ft
Year Built	0

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Map View ▾ Layers ▾



2018 Aerial Photography 60ft

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The image below showcases the property (Folio Number #10-7917-009-0540). The current market value for this property is \$13,695.

Address

Owner Name

Subdivision Name

Folio

SEARCH:

10-7917-009-0540

PROPERTY INFORMATION

Folio: 10-7917-009-0540

Sub-Division:
ESPLANADE

Property Address
1529 KIA DR
Homestead, FL 33033-4911

Owner
MIAMI DADE COUNTY
ISD R/E MGMT

Mailing Address
111 NW 1ST STE 2460
MIAMI, FL 33128

PA Primary Zone
2800 TOWNHOUSE

Primary Land Use
8010 VACANT GOVERNMENTAL : TOWNHOUSE

Beds / Baths / Half

0 / 0 / 0

Floors

0

Living Units

0

Actual Area

0

Living Area

0

Adjusted Area

0

Lot Size

2,885 Sq.Ft

Year Built

0

+

-

Zoom

Map View

Layers

2018 Aerial Photography

60ft

ADDITIONAL INFORMATION

The Miami-Dade County's Infill Housing Initiative Program's main goal is to increase the availability of affordable homes for very low, low, and moderate income families. Their additional goals include maintaining a stock of affordable housing, redeveloping urban neighborhoods by eliminating blight on properties, generate payment of ad valorem taxes, and equitable distributing homeownership opportunities.

<http://www.miamidade.gov/housing/infill-housing-developers.asp>

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Item No. 7A

File No. 190516 (Original File No. 190029)

Researcher: JFP Reviewer: TD

ORDINANCE RELATING TO ZONING; CREATING SECTIONS 33-122.5 AND 30-423 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; ESTABLISHING OFF-STREET PARKING REQUIREMENTS FOR ELECTRIC VEHICLES; PROVIDING FOR ENFORCEMENT AND PENALTIES FOR MISUSE OF PARKING SPACES DESIGNATED FOR ELECTRIC VEHICLE CHARGING; DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO CONDUCT A STUDY AND PREPARE A REPORT REGARDING THE APPROPRIATE PERCENTAGE OF REQUIRED OFF-STREET ELECTRIC VEHICLE PARKING SPACES, TAKING INTO CONSIDERATION FACTORS SUCH AS EVOLVING NEED AND DEMAND; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 190029]

ISSUE/REQUESTED ACTION

Whether the Board should authorize creation of Sections 33-122.5 and 30-423 of the Code of Miami-Dade County, establishing off-street parking requirements for Electric Vehicles and providing for enforcement and penalties for misuse of parking spaces designated for Electric Vehicle charging. Also, direct the County Mayor to conduct a study and prepare a report regarding the appropriate percentage of required off-street electric vehicle parking spaces.

APPLICABLE LEGISLATION/POLICY

The proposed ordinance relating to zoning creates **Sections 33-122.5 and 30-423 of the Code of Miami-Dade County**, defining the terms and establishing off-street parking requirements for electric vehicles.

PROCEDURAL HISTORY

Prime Sponsor: Commissioner Daniella Levine Cava, District 8

Department/Requester: None

This item was forwarded to the BCC with a favorable recommendation following a public hearing before the Transportation and Finance Committee at its February 13, 2019 meeting. Prior to passage, the following amendments were incorporated into the item:

- 1) The word *minimum* was added before the language *Required Off-Street EVSE-Ready Spaces* in the chart included in Section 33.122.5.
- 2) Added language indicating that the provisions of sections 33-122.5 and 30-423 shall not take effect until 90 days from the effective date of the ordinance.

The item was forwarded to the BCC as amended. Prior to passage, the following discussion transpired:

Commissioner Heyman asked the question of whether garages are included in the ordinance's definition of off-street parking. Commissioner Heyman also questioned the rationale behind the mandated study if the justification for the ordinance is already evident, and the long-range due date of two years after the implementation date. A representative from Development Services clarified that garages are included in "off-street parking". Commissioners Jordan and Higgins echoed Commissioner Heyman's concerns regarding the due date of the mandated study.

Commissioner Bovo asked how many Electric Vehicles currently existed on our roads. A representative from Development Services responded that 1% of vehicles on the road are Electric Vehicles and mentioned that the ordinance requires an Electric Vehicle-ready space, not necessarily the charging mechanism. He also clarified that the ordinance only applies to Miami-Dade County.

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Commissioner Bovo asked if this item presents a fiscal impact to Miami-Dade County. Deputy Mayor, Alina Hudak, responded that there is no fiscal impact to Miami-Dade County.

Commissioner Higgins asked if the ordinance would apply to the Rapid Transit Zones. The representative from Development Services responded that yes, it does apply.

ANALYSIS

The proposed ordinance creates Sections 33-122.5 and 30-423 of the Code of Miami-Dade County to address the growing use of Electric Vehicles and the associated need to accommodate Electric Vehicles with appropriate charging stations. The new provisions of the Code establish off-street parking requirements for Electric Vehicles and provide for enforcement and penalties for misuse of parking spaces designated for Electric Vehicle charging. The proposed ordinance also directs the County Mayor to conduct a study and prepare a report regarding the appropriate percentage of required off-street electric vehicle parking spaces to be provided to the Board by January 1, 2021.

While the certain benefits of Electric Vehicles are clear—improved air quality, reduction of carbon emissions, quieter and more livable streets, and decreased dependency on fossil fuels—greater use of Electric Vehicles is met with the perceived challenge of insufficient charging support infrastructure in local communities. This item seeks to begin to remedy this problem.

The proposed ordinance stipulates the requisite number of parking spaces for Electric Vehicles with two sets of criteria, one to be used prior to January 1, 2022 and one after that date, given that most automakers in the industry have announced that they will be switching to mostly Electric Vehicle production lines in 2022. The trajectory of this ordinance is in line with research suggesting more than 90 per cent of all passenger vehicles in the U.S., Canada, Europe and other wealthy countries could be electric by 2040.

The provisions of Sections 33-122.5 and 30-423 will not take effect until 90 days from the effective date of the ordinance, per the amendment made at committee.

The following is the proposed language for newly created Section 33-122.5 of the County Code.

Sec. 33-122.5. Electric Vehicle Supply Equipment Requirements.

Parking spaces specifically designed for charging of Electric Vehicles shall be required in accordance with the following provisions for all new uses other than single-family, duplex, or townhouse, and properties with a current CU and occupancy for a church or religious use.

(1) *Definitions.*

- (a) *Electric Vehicle or EV* shall mean any vehicle that operates either partially or exclusively on electrical energy from an off-board source that is stored on-board for motive purpose.
- (b) *Electric Vehicle Supply Equipment or EVSE* shall mean a unit of fueling infrastructure that supplies electric energy for the recharging of electric vehicles and plug-in hybrids.
- (c) *EVSE Space* shall mean a parking space equipped with, at a minimum, Level 2 EVSE that is capable of charging electric vehicles.
- (d) *EVSE-Ready Space* shall mean a parking space with full circuitry installed in accordance with the Florida Building Code and ready for the charger to be connected.

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(2) *Required Number of EVSE Spaces and EVSE-Ready Spaces.*

The number of required EVSE Spaces or EVSE-Ready Spaces shall be determined based on the total number of off-street parking spaces, as shown in the table below. EVSE Spaces shall count toward off-street parking requirements; however, in no event shall providing such spaces reduce the number of parking spaces for the physically disabled below the quantity required by the Florida Building Code.

Total Number of Required Off-Street Parking Spaces	Minimum Required Off-Street EVSE-Ready Spaces (Prior to January 1, 2022)*	Minimum Required Off-Street EVSE-Ready Spaces (On or after January 1, 2022)*
Up to 9 spaces	1	1
10 or more	10 percent of the required parking spaces, but in no event less than 1 EVSE-Ready Space.	20 percent of the required parking spaces, but in no event less than 1 EVSE-Ready Space
*In the event of a fraction, the number shall be rounded up.		

(3) *Fees.* The EVSE operator may charge a fee for electric vehicle charging.

(4) *Signage and Markings.* All electric vehicle parking spaces shall be prominently designated with a permanent aboveground sign which shall conform to Figure 1 below entitled "Electric Vehicle Charging Station Sign." The bottom of the sign must be at least 5 feet above grade when attached to a building, or 7 feet above grade for a detached sign. The property owner or operator may establish the hours during which vehicles may be charged and the length of charging time permitted per vehicle, provided such information is depicted on the sign in the manner shown in the figure below.



Figure 1. *Electric Vehicle Charging Station Sign*

The following is the proposed language for newly created Section 30-423 of the County Code.

Sec. 30-423. Penalty for misuse of parking spaces designated for electric vehicle charging.

- (1) The definitions set forth in section 33-122.5 shall apply to this section.
- (2) No person shall stop, stand, or park a vehicle within any parking space designated for charging of electric vehicles where charging equipment has been installed, or otherwise block access to such parking space, unless that vehicle is connected

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to electric vehicle supply equipment, as defined in section 33-122.5, provided, however, that this restriction shall not apply to any person who makes use of an EVSE Space that is specifically assigned to, or wholly owned by, that person.

- (3) Whenever a law enforcement or parking enforcement officer finds a vehicle in violation of this section, the officer shall:
- (a) Have the vehicle relocated to any lawful parking space or facility, whether by the owner, operator, or other person responsible for the vehicle, or by involuntary means such as towing. Whenever a vehicle is relocated, any cost of such relocation shall be charged to the owner, operator, or other person responsible for the vehicle, and may be made a lien against the vehicle if not paid in the time permitted; or
 - (b) Charge the person in violation with a noncriminal traffic infraction.
- (4) Whenever evidence shall be presented in any court of the fact that any vehicle was found to be parked in violation of this section, it shall be prima facie evidence that the vehicle was parked and left in the space by the person, firm, or corporation in whose name the vehicle is registered and licensed according to the records of the Florida Department of Highway Safety and Motor Vehicles.
- (5) Violators of this section shall be punished by the maximum fine for a non-moving violation pursuant to chapter 318, Florida Statutes.

ADDITIONAL INFORMATION

Electric Cars May Rule the World's Roads by 2040

<https://news.nationalgeographic.com/2017/09/electric-cars-replace-gasoline-engines-2040/>

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Item No. 7C

File No. 190523 (Original File No. 190031)

Researcher: JFP Reviewer: TD

ORDINANCE RELATING TO WATERFRONT COUNTY PROPERTY; AMENDING SECTION 2-8.6.5 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; REQUIRING ADOPTION OF A RESOLUTION BY TWO-THIRDS VOTE OF THE FULL BOARD MEMBERSHIP TO CONVEY OR LEASE WATERFRONT COUNTY PROPERTY TO PRIVATE ENTITIES OR AUTHORIZE THE USE OR DEVELOPMENT OF WATERFRONT COUNTY PROPERTY BY PRIVATE ENTITIES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 190031]

ISSUE/REQUESTED ACTION

Whether the Board should amend Section 2-8.6.5 of the County Code relating to the conveyance or lease of waterfront County property to private entities, and the authorization of use or development of waterfront County property by private entities, requiring an adoption of a resolution by two-thirds vote of the full Board membership prior to proceeding with the aforementioned actions.

APPLICABLE LEGISLATION/POLICY

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

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

Article 7 of the Home Rule Charter governs parks, aquatic preserves, and preservation lands. It provides that “[i]n lands acquired by the County for preservation and in parks along the Ocean or the Bay the public’s access to and view of the water shall not be obstructed or impaired by buildings or other structures or concessions which are in excess of 1500 square feet each.”

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

PROCEDURAL HISTORY

Prime Sponsor: Chairwoman Audrey M. Edmonson, District 3

Department/Requester: None

This item was forwarded to the BCC, as amended, with a favorable recommendation following a public hearing by the Chairwoman’s Policy Counsel at its February 13, 2019 meeting. The amendment added three whereas clauses after the last whereas clause in the item, as follows:

1. WHEREAS, therefore, this Board’s desire and intent is to further restrict the development of the remaining waterfront County land;
2. WHEREAS, the additional protections set forth in this ordinance for County waterfront lands are intended to be supplementary and in addition to those protections currently in Article 7 of the Home Rule Charter afforded to parks, aquatic preserves and lands acquired by the County for preservation; and
3. WHEREAS, indeed, all public parks and lands acquired for preservation by the County shall continue to be used for public park purposes only and protected from commercial advertising and used in accordance with Article 7 of the Home Rule Charter.

Prior to passage, the following discussion transpired:

Commissioner Sosa asked if the ordinance would apply to the Port of Miami and the Miami International Airport.

Chairwoman Edmonson, the sponsor of the item, clarified that the Port of Miami is exempt, and the Miami River, which she believes is the closest body of water to MIA is also exempt.

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Commissioner Heyman expressed concern that no mention is made of Parcel B, given previous legislation passed by committee designating Parcel B as public open space and implementing certain development restrictions on the land.

Assistant County Attorney Rizo mentioned that the Parcel B resolution could be waived and that the ordinance has heightened requirements.

Commissioner Moss asked if a list was available depicting all of the areas that would be impacted by this legislation and requested this list prior to the item traveling to the BCC.

ANALYSIS

The proposed ordinance seeks to protect the little remaining County-owned and publicly-accessible waterfront land that remains undeveloped by requiring a two-thirds vote of the full Board membership to convey or lease waterfront County property to a private entity or authorize the use or development of waterfront County property by private entities. Ultimately the Board's intent is to further restrict the development of the remaining waterfront County land in response to the rapidly increasing development countywide, including the highly sought-after land along coastal areas.

The Fiscal Impact Statement states that the implementation of this ordinance will not have a fiscal impact to Miami-Dade County as it will not result in additional staffing needs or future operational costs. It is unclear, however, if there will be a negative fiscal effect as there may be a decrease in County revenues from the lease of waterfront property.

The table below shows the original Section 2-8.6.5 of the Code of Miami-Dade County and the proposed changes (underlined).

Section 2-8.6.5 of the County Code	Proposed changes to Section 2-8.6.5 of the County Code
<p>Section 2-8.6.5- Purchase, sale, lease of real property.</p> <p>(1) <i>Definitions.</i> As used in this section:</p> <p>(a) The term "Principal" means an owner, officer, or director. By exception, the term Principal shall not include the shareholders of a publicly traded corporation.</p> <p>(b) The term "Tenant" means an individual, corporation, partnership, joint venture, or other legal entity, including both for-profit and not-for-profit entities.</p> <p style="text-align: center;">* * *</p>	<p>Section 2-8.6.5- Purchase, sale, lease of real property.</p> <p>(1) <i>Definitions.</i> As used in this section:</p> <p>(a) The term "Principal" means an owner, officer, or director. By exception, the term Principal shall not include the shareholders of a publicly traded corporation.</p> <p>(b) The term "Tenant" means an individual, corporation, partnership, joint venture, or other legal entity, including both for-profit and not-for-profit entities.</p> <p>(c) <u>The term "waterfront county property" means real property owned by or leased to the county and located along and abutting the ocean, the Miami River, the Intracoastal waterway, aquatic channels, and bays. The term "waterfront county property" does not include the Port of Miami.</u></p> <p style="text-align: center;">* * *</p>

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(5) Conveyances, Leases, or Use and Development of Waterfront County Property.

- (a) Policy. It shall be the policy of this Board to endeavor, whenever possible, to preserve the public's access to, use of and view of the water from all waterfront county property.
- (b) Any conveyance to, lease to, or contract with a person or legal entity for the development and private use of waterfront county property, may only be approved by a resolution adopted by two-thirds (2/3) vote of the full Board membership. Nothing herein shall prohibit the issuance of temporary permits for the use of County land pursuant to Administrative Order 8-5.

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Research Notes**

**Item No. 7D
File No. 190034**

Researcher: LE Reviewer: TD

ORDINANCE RELATING TO ZONING; AMENDING SECTIONS 33-1 AND 33-14.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PERMITTING MOBILE BANKING OPERATIONS AMONG AUTHORIZED MOBILE OPERATIONS SUBJECT TO CONDITIONS; MAKING TECHNICAL CHANGES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE

ISSUE/REQUESTED ACTION

Whether the Board should amend Sections 33-1 and 33-14.1 of the Code of Miami-Dade County to permit mobile banking operations among authorized mobile operations subject to conditions.

APPLICABLE LEGISLATION/POLICY

Miami-Dade County Code Section 33-1 provides definitions for terms used in the chapter of the County code.

[https://library.municode.com/fl/miami -
dade county/codes/code_of_ordinances?nodeId=PTIIICOR_CH33ZO_ARTIINGE_S33-1DE](https://library.municode.com/fl/miami-dade-county/codes/code_of_ordinances?nodeId=PTIIICOR_CH33ZO_ARTIINGE_S33-1DE)

Miami-Dade County Code Section 33-14.1 provides information relating to mobile sales and mobile food service operations such as authorizing certain mobile sales and mobile food service operations within commercial and industrial zoning districts.

[https://library.municode.com/fl/miami -
dade county/codes/code_of_ordinances?nodeId=PTIIICOR_CH33ZO_ARTIINGE_S33-14.1MOSAMOFSEOP](https://library.municode.com/fl/miami-dade-county/codes/code_of_ordinances?nodeId=PTIIICOR_CH33ZO_ARTIINGE_S33-14.1MOSAMOFSEOP)

PROCEDURAL HISTORY

Prime Sponsor: Commissioner Barbara Jordan, District 1

Department/Requester: None

This item was adopted on first reading during the January 23, 2019 BCC and scheduled for public hearing during the ICI meeting on February 12, 2019.

During the public hearing held during the ICI meeting, a representative from SunTrust Bank spoke in favor of the item because it allows SunTrust to provide services to communities that are underbanked. The 'SunTrucks' will be on the roads by April 2019.

Commissioner Martinez raised concerns about the security of the SunTrucks. Another representative from SunTrust informed the committee that the trucks will be equipped with cameras to provide 24/7 monitoring in addition to having off-duty police officers posted at the truck from open to closing hours. The truck will be provided the same protections as any non-mobile branch.

Commissioner Jordan added that Miami-Dade County Credit Union will also participate in mobile banking operations.

The item was forwarded to the BCC with a favorable recommendation.

ANALYSIS

This item is requesting Board amendment to Sections 33-1 and 33-14.1 of the County Code to permit mobile banking operations among authorized mobile operations and subject them to certain conditions.

This item has no fiscal impact.

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The Federal Deposit Insurance Corporation (FDIC) in 2017 estimated that approximately 6 percent of households throughout Florida did not hold bank accounts and 18.3 percent may have had banks but were still relying on payday lenders or other alternative financial institutions for financial services. Many financial institutions charged significant or exorbitant fees. Particularly in South Florida, the FDIC estimated that 8 percent of households do not have bank accounts and 17.6 percent fall within the underbanked category.

Amending Sections 33-1 and 33-14.1 of the Code will define Mobile Banking Operation and permit mobile banking operations among authorized mobile operations that are subject to certain conditions. The proposed Section 33-1 amendment will authorize establishment of mobile banking services from a portable vehicle, stand, or trailer which may increase federally-insured depository services available to serve unserved or underserved households. Households may be able to reduce their reliance on more costly alternative financial services through greater availability of federally-insured depository institutions to unbanked and underbanked households.

The table below shows the original Section 33-1 of the Code of Miami-Dade County and the proposed changes. Words stricken through and/or [[double bracketed]] shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed.

Section 33-1 of the County Code	Proposed changes to Section 33-1 of the County Code
<p>Sec. 33-1. Definitions.</p> <p>For the purpose of this chapter, the following definitions for terms used herein shall apply to all sections of this chapter unless the context clearly indicates otherwise:</p> <p style="text-align: center;">* * *</p> <p>(70.2) <i>Mobile Food Service Operation.</i> The preparation/cooking, serving and/or sale of food conducted from a portable stand, vehicle or trailer. Each such stand, vehicle or trailer shall be considered a mobile food service operation. Mobile food service operations must obtain all required licenses from the State of Florida prior to operating in Miami-Dade County.</p> <p>(70.3) <i>Mobile Sales Operations.</i> Sales of products, limited to flowers, plants and produce, that are conducted from a portable stand, vehicle or trailer. Each such portable stand, vehicle or trailer shall be considered a mobile sales operation.</p> <p>(70.4) <i>Mobile Operations,</i> as referred in this chapter, shall mean mobile food service operations and mobile sales operations. The distribution of box lunches in compliance with Section 33-14 shall not constitute a mobile operation.</p>	<p>Sec. 33-1. Definitions.</p> <p>For the purpose of this chapter, the following definitions for terms used herein shall apply to all sections of this chapter unless the context clearly indicates otherwise:</p> <p style="text-align: center;">* * *</p> <p>(70.2) >><u>Mobile Banking Operation.</u> The use of a portable vehicle, stand, or trailer to conduct general commercial banking business to the extent authorized in chapters 658 and 667, Florida Statutes, or to provide credit union services to the extent authorized in chapter 657, Florida Statutes, by a bank or trust company organized under the laws of a state, a national bank, a state or federal credit union, or a federally chartered savings and loan association, provided that deposits are insured by the Federal Deposit Insurance Corporation or the National Credit Union Administration and that the entities obtain all required state or federal licenses prior to operating in the County.</p> <p>(70.3)<< <i>Mobile Food Service Operation.</i> The preparation/cooking, serving and/or sale of food conducted from a portable stand, vehicle or trailer. Each such stand, vehicle or trailer shall be considered a mobile food service operation. Mobile food service operations</p>

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* * *

must obtain all required licenses from the State of Florida prior to operating in Miami-Dade County.

>>(70.4)<< [[(70.3)]] *Mobile Sales Operation*[[s]]. Sales of products, limited to flowers, plants and produce, that are conducted from a portable stand, vehicle or trailer. Each such portable stand, vehicle or trailer shall be considered a mobile sales operation.

>>(70.5)<< [[(70.4)]] *Mobile Operations*, as referred in this chapter, shall mean >>mobile banking operations<< mobile food service operations >>.<<and mobile sales operations. The distribution of box lunches in compliance with Section 33-14 shall not constitute a mobile operation.

* * *

The table below shows the original Section 33-14.1 of the Code of Miami-Dade County and the proposed changes. Words stricken through and/or [[double bracketed]] shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed.

Section 33-14.1 of the County Code	Proposed changes to Section 33-14.1 of the County Code
<p>Sec. 33-14.1. – Mobile sales and mobile food service operations.</p> <p>(A) Notwithstanding any provisions of this chapter to the contrary, mobile sales operations, as defined in Section 33-1(70.3), and mobile food service operations, as defined in Section 33-1(70.2) of this Code (collectively defined as mobile operations under Section 33-1(70.4)) are permissible on private property subject to the following conditions:</p> <p>(1) Mobile operations are permissible only in the following zoning districts: BU, IU, urban center, urban area, and GU (where trended for industrial, or business use). Mobile operations are also permissible in residential zoning districts on properties having a current certificate of use and occupancy as a museum, hospital, school or church provided such use does not operate more frequently than once per week and no longer than three consecutive days.</p>	<p>Sec. 33-14.1. – Mobile [[sales and mobile food service]] operations.</p> <p>(A) Notwithstanding any provisions of this chapter to the contrary, >><u>mobile banking operations</u><< mobile sales operations, [[as defined in Section 33-1(70.3)]] and mobile food service operations, [[as defined in Section 33-1(70.2) of this Code]] (collectively >>.<< [[defined as]] mobile operations >>., and all as defined in <u>section</u><< [[under Section]] 33-1[[70.4]]) are permissible on private property subject to the following conditions:</p> <p>(1) Mobile operations are permissible only in the following zoning districts: BU, IU, urban center, urban area, and GU (where trended for industrial [[;]] or business use). Mobile operations are also permissible in residential zoning districts on properties having a current certificate of use [[and occupancy]] as a museum, hospital, school >>., <u>or religious facility</u><< [[or church]] provided such use does not operate more frequently than</p>

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<p>(2) Mobile operations may only be conducted from 7:00 a.m. to 10:00 p.m. on weekdays and from 7:00 a.m. to 11:00 p.m. on weekends.</p> <p>(3) Mobile operations shall not be located in any driveway aisles, no parking zones, landscaped area, loading areas, or parking lanes, nor may mobile operations impede the on-site circulation of motor vehicles.</p> <p>(4) Mobile operations shall not be located in required parking spaces unless the number of spaces exceeds the minimum amount required for other uses on the property. The utilization of an off-street parking space for the operation of a mobile operation must not cause the site to become deficient in required off-street parking.</p> <p>(5) Mobile operations shall not be located on the public right-of-way.</p> <p>(6) Mobile operations are permissible on vacant, unimproved property only when approved as a special event pursuant to Section 33-13(h) of this Code.</p> <p>(7) Mobile operations shall be located a minimum of 20 feet from the property line of an existing residential use, except that mobile operations may be located at a minimum of 10 feet from the property line if the residential use is separated by a six (6) foot high masonry wall.</p> <p>(8) The total space dedicated to the mobile operation and vending area shall not exceed an area of six hundred (600) square feet,</p> <p>(9) Alcoholic beverage sales and use of sound amplification devices are prohibited.</p> <p>(10) Electric service connection to an on-site approved outlet is permitted provided that no wiring or cables are run beyond the vending area or pose any danger to the patrons. For purposes of this requirement, the vending area includes the space taken up by: a portable stand, vehicle, or trailer; signs; equipment; products; and any tents, tarpaulins, canopies, or awnings.</p>	<p>once per week and no longer than three consecutive days.</p> <p>(2) Mobile operations may only be conducted from 7:00 a.m. to 10:00 p.m. on weekdays and from 7:00 a.m. to 11:00 p.m. on weekends.</p> <p>(3) Mobile operations shall not be located in any driveway aisles, no parking zones, landscaped area, loading areas, or parking lanes, nor may mobile operations impede the on-site circulation of motor vehicles.</p> <p>(4) Mobile operations shall not be located in required parking spaces unless the number of spaces exceeds the minimum amount required for other uses on the property. The utilization of an off-street parking space for the operation of a mobile operation must not cause the site to become deficient in required off-street parking.</p> <p>(5) Mobile operations shall not be located on the public right-of-way.</p> <p>(6) Mobile operations are permissible on vacant, unimproved property only when approved as a special event pursuant to >><u>the standards for Mobile Food Service Operations Special Event set forth in</u><< Section 33-13[(h) of this Code].</p> <p>(7) Mobile operations shall be located a minimum of 20 feet from the property line of an existing residential use, except that mobile operations may be located at a minimum of 10 feet from the property line if the residential use is separated by a six [(6)] foot high masonry wall.</p> <p>(8) The total space dedicated to the mobile operation and vending area shall not exceed an area of [[six hundred {]}600{[}] square feet,</p> <p>(9) Alcoholic beverage sales and use of sound amplification devices are prohibited.</p> <p>(10) Electric service connection to an on-site approved outlet is permitted provided that no wiring or cables are run beyond the vending area or pose any danger to the</p>
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<p>(11) A Certificate of Use (CU) must be obtained by the property owner to permit mobile operations on the site. A site plan or survey shall be submitted indicating the following:</p> <p>(a) Location of the individual mobile operations and associated vending area. Mobile operations shall be located so as to minimize the impacts on adjacent residential uses.</p> <p>(b) Location of improvements on the site.</p> <p>(c) Location of on-site parking areas.</p> <p>(d) Rights-of-way, internal circulation and ingress and egress.</p> <p>(12) Signage associated with the mobile operation shall be confined to the mobile operation and authorized vending area. Signage attached to the mobile unit shall be permitted. Detached signage shall be limited to one sign not exceeding nine (9) square feet.</p> <p>(13) The number of mobile operations permissible on a site at any one time shall be limited as follows:</p> <p>(a) One (1) mobile operation may be permitted on each site which contains a minimum of 10,000 square feet of net lot area.</p> <p>(b) An additional mobile operation may be permitted for each additional 50,000 square feet of net lot area, up to a maximum of three (3) mobile operations per site.</p> <p>(c) Mobile operations in excess of these thresholds may only be permitted as a special event pursuant to Sections 33-13(g) and 33-13(h) of this Code.</p> <p>(B) If it is found that a mobile operation is operating in manner not consistent with the representations made in the application package provided to the Department, the Director shall have the authority to revoke the CU of the property owner immediately.</p> <p>(C) Except as otherwise provided in this Code, it is unlawful to conduct mobile operations in any outdoor</p>	<p>patrons. For purposes of this requirement, the vending area includes the space taken up by: a portable stand, vehicle, or trailer; signs; equipment; products; and any tents, tarpaulins, canopies, or awnings.</p> <p>(11) A Certificate of Use (CU) must be obtained by the property owner to permit mobile operations on the site. A site plan or survey shall be submitted indicating the following:</p> <p>(a) Location of the individual mobile operations and associated vending area. Mobile operations shall be located so as to minimize the impacts on adjacent residential uses.</p> <p>(b) Location of improvements on the site.</p> <p>(c) Location of on-site parking areas.</p> <p>(d) Rights-of-way, internal circulation and ingress and egress.</p> <p>(12) Signage associated with the mobile operation shall be confined to the mobile operation and authorized vending area. Signage attached to the mobile unit shall be permitted. Detached signage shall be limited to one sign not exceeding nine (9) square feet.</p> <p>(13) The number of mobile operations permissible on a site at any one time shall be limited as follows:</p> <p>(a) One (1) mobile operation may be permitted on each site which contains a minimum of 10,000 square feet of net lot area.</p> <p>(b) An additional mobile operation may be permitted for each additional 50,000 square feet of net lot area, up to a maximum of three (3) mobile operations per site.</p> <p>(c) Mobile operations in excess of these thresholds may only be permitted as a special event pursuant to <u>>>the standards for Mobile Food Service Operations Special Event set forth in<< Section [[s]] 33-13[[g) and 33-13(h) of this Code]]</u>.</p>
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location without first obtaining a CU in accordance with the provisions of this **Section**.

(D) The operator of a mobile operation must be able to produce for inspection: a copy of a letter or other written communication from the property owner or representative that authorizes the mobile operation and, for mobile food service operators, a copy of the applicant's required State license for food service establishments.

(E) Mobile operations located at County parks, sports stadiums or racetracks during events shall be exempt from the requirements of this **section** but must otherwise comply with all other applicable requirements in this Code.

(B) If it is found that a mobile operation is operating in manner not consistent with the representations made in the application package provided to the Department, the Director shall have the authority to revoke the CU >>for the mobile operation<< ~~[[of the property owner]]~~ immediately.

(C) Except as otherwise provided in this Code, it is unlawful to conduct mobile operations in any outdoor location without first obtaining a CU in accordance with the provisions of this **Section**.

(D) The operator of a mobile operation must be able to produce for inspection: a copy of a letter or other written communication from the property owner or representative that authorizes the mobile operation and, for mobile food service operators, a copy of the applicant's required State license for food service establishments.

(E) Mobile operations located at County parks, sports stadiums or racetracks during events shall be exempt from the requirements of this **section** but must otherwise comply with all other applicable requirements in this Code.

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Item No. 7E

File No. 190512 (Original File No. 190028)

Researcher: IL Reviewer: TD

ORDINANCE RELATING TO CONTRACTING PREFERENCES; CREATING SECTION 2-8.5.2 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; REVISING PROVISIONS OF THE PREFERENCES GIVEN TO SMALL BUSINESS ENTERPRISES TO BE CONSISTENT WITH LOCAL, LOCALLY HEADQUARTERED, AND LOCAL CERTIFIED VETERAN BUSINESS PREFERENCES; ESTABLISHING ORDER AND METHOD OF APPLICATION OF CERTAIN PREFERENCES; PROVIDING AN EXCEPTION UNDER CERTAIN CIRCUMSTANCES; PROVIDING FOR IMPLEMENTATION; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

ISSUE/REQUESTED ACTION

Whether the Board should create section 2-8.5.2 of the Code of Miami-Dade County revising the provisions of the preferences given to small business enterprises to be consistent with local, locally headquartered, and local certified veteran business preferences and establishing order and method of application of certain preferences providing exceptions under certain circumstances.

APPLICABLE LEGISLATION/POLICY

Chapter 295.187 of the Florida Statutes, (Florida Veteran Business Enterprise Opportunity Act) rectify the economic disadvantage of service-disabled veterans, who are statistically the least likely to be self-employed when compared to the veteran population as a whole and who have made extraordinary sacrifices on behalf of the nation, the state, and the public, by providing opportunities for service-disabled veteran business enterprises as set forth in this section

http://www.leg.state.fl.us/statutes/index.cfm?App_mode=Display_Statute&Search_String=&URL=0200-0299/0295/Sections/0295.187.html

Section 2-8.1.1.1.1 of the Code of Miami-Dade County, Provides definitions and eligibility for participation in SBE Services program, establishes criteria for contract measures (set-asides, subcontractor goals, bid preference, selection factor); provides for sanctions and penalties for vendor non-compliance.

https://library.municode.com/fl/miami-dade-county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.1.1.1.SMBUENSEPR

Section 2-8.1.1.1.2 of the Code of Miami-Dade County, Provides definitions and eligibility for participation in SBE Goods program, establishes criteria for contract measures (set-asides, subcontract goals, bid preference, selection factor); provides for sanctions and penalties for vendor non-compliance.

https://library.municode.com/fl/miami-dade-county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.1.1.1.2.SMBUENGOPR

PROCEDURAL HISTORY

Prime Sponsor: Commissioner Barbara J. Jordan, District 1

Department/Requester: None

The proposed ordinance was adopted on first reading at the January 23, 2019 BCC meeting and set for public hearing before the Housing, Social Services and Economic Development Committee on Monday, February 11, 2019. This ordinance was forwarded to the BCC with a favorable recommendation.

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ANALYSIS

This item proposes that the Board create section 2-8.5.2 of the Code of Miami-Dade County revising the provisions of the preferences given to small business enterprises to be consistent with local, locally headquartered, and local certified veteran business preferences and establishing order and method of application of certain preferences providing exceptions under certain circumstances.

Currently, local, locally headquartered, and local certified veteran business preferences are defined by Section 2-8.5.1 and explanations are provided as to how the procurement should proceed if a Local Certified Veteran Business Enterprise are part of a response to an Request for Proposal (RFP), Request for Qualifications (RFQ), Request for Information (RFI) or a Notice to Professional Consultants (NTPC) an additional five percent. Article 4 of Section 2-8.5.1 “In procurements where SBE (Small Business Enterprises) measures are being applied, a Local Certified Veteran Business Enterprise who is also an SBE shall not receive the veteran preferences provided in this section and shall be limited to any applicable SBE preferences”. However, this article is silent as to what exceptions take priority when a business is local or locally headquartered. This ordinance section is being created to mitigate this shortcoming in the procurement process.

The table below shows the proposed Section of the Code of Miami-Dade County.

Creation of Section 2-8.5.2 Procedure to Provide Preference to Local Business in County Contracts,
<p><u>Sec. 2-8.5 Procedures</u></p> <p>The Procedure to provide preference to local business in county contracts, provides preferences for local and locally headquartered businesses when competing for Miami-Dade County contracts against businesses not located or not locally headquartered within Miami-Dade County</p>
<p><u>Sec. 2-8.5.1 Procedure to Provide Preference to Local Certified Veteran Business Enterprises in County Contracts.</u></p> <p>Provides a bid preference for the firms certified as Veteran Business enterprise as recognized pursuant to Chapter 295.187 of the Florida Statutes.</p>
<p><u>Sec. 2-8.5.2. Application of Contracting Preferences.</u></p> <p>In any competitive process conducted by the County where the County is required to apply one or more of the preferences provided in the Code, the preferences will be applied in the following manner:</p> <p>(1) The County will apply first the preferences available to Small Business Enterprises under sections 2-8.1.1.1(3)(c)(3), 2-8.1.1.1(3)(c)(4), and 2-8.1.1.2(3)(c)(3) without reference to preferences which may be available to local or locally headquartered businesses under other provisions of the Code.</p> <p>(2) The County will apply the local and locally headquartered business preferences only after applying the preferences provided in subsection 1 above.</p> <p>(3) In determining whether a Small Business Enterprise is entitled to the opportunity to submit a best and final bid equal to or lower than the low bid under section 2-8.5 (2)(a)(1), the bid of the Small Business Enterprise shall be reduced by the amount of any preference to which the Small Business Enterprise is entitled under section 2-8.1.1.1(3)(c)(3) and section 2-8.1.1.2(3)(c)(3), which shall be referred to as the SBE evaluation price. The SBE evaluation price shall be used for evaluating the Small Business Enterprise’s opportunity to participate in the best and final bid.</p>

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(4) In determining whether a Small Business Enterprise is entitled to proceed to negotiations or advance to the next step in the solicitation process under section 2-8.5(2)(b), the SBE Proposer shall be entitled to the application of the Selection Factor available to the SBE under section 2-8.1.1.1(3)(c)(4) by the addition of 10 percent of the total evaluation points to the technical portion of the SBE's proposal, which shall be referred to as the SBE evaluation score. The SBE evaluation score shall be added to the price score, if applicable, to determine the final rankings.

(5) The preference to Local Certified Veteran Business Enterprises provided for under section 2-8.5.1 shall be applied without reference to any bid preference or selection factor available to a Small Business Enterprise.

Section 2. The provisions of this ordinance shall be implemented by including its requirements in competitive solicitations issued after its effective date. The Mayor is hereby directed to implement the provisions of this section through appropriate specifications not later than 30 days following its effective date. Where the Mayor determines that the method of solicitation utilized by the County prevents the application of the ordinance in the manner set forth in section 1 above, the solicitation documents shall provide for the method of application of the preferences consistent with the intent of this ordinance. Such alternate application shall be disclosed to the Board in any related award recommendation.

Section 3. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 4. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or re-lettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 5. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

Additional Information:

A review of Section 1-75 of the Broward County Code (Local Preference; Procedure) revealed that Broward County's code is silent on priority designations regarding veterans.

https://library.municode.com/fl/broward_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH1AD_ARTIVFIAF_DIV5BIPRLOVE_S1-75LOPRPR

A review of Section 102-377 and 102-378 of the Fulton County Georgia Code Local Preference (LP) in Contract and Service Disabled Veterans Business Enterprise preference (SDVBE) revealed that Fulton County's code is silent on priority designations relating to veteran preference. (Fulton County includes Atlanta)

https://library.municode.com/ga/fulton_county/codes/code_of_ordinances?nodeId=SPBCORE_CH102AD_ARTVPUCO_DIV3SOSECOFO_S102-377LOPRCO

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**Item No. 8A1
File No. 190381**

Researcher: PGE Reviewer: TD

RESOLUTION APPROVING NONEXCLUSIVE LICENSE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND FLORIDA POWER & LIGHT COMPANY FOR THE INSTALLATION, OPERATION, AND MAINTENANCE OF SOLAR ELECTRICAL POWER EQUIPMENT ON GLIDE ANGLE LAKE AT MIAMI INTERNATIONAL AIRPORT FOR A TERM OF 15 YEARS WITH ONE OPTION TO RENEW FOR AN ADDITIONAL PERIOD OF 5 YEARS, AND FOR AN INITIAL ANNUAL RENT OF \$4,900.00 AT APPRAISED MARKET RENTAL VALUE; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ALL PROVISIONS CONTAINED THEREIN, INCLUDING TERMINATION

ISSUE/REQUESTED ACTION

Whether the Board should approve the Nonexclusive License Agreement between the County and Florida Power & Light Company (FPL) for the installation, operation and maintenance of solar electrical power equipment on Glide Angle Lake at Miami International Airport for a term of 15 years with one, five-year option to renew for an initial annual rent payment of \$4,900.

APPLICABLE LEGISLATION/POLICY

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

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

Administrative Order No. 8-4 sets forth the County's policy regarding the sale or lease of County real property.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/AO8-4.pdf>

Resolution No. R-913-18, adopted by the Board on September 5, 2018, directed the County Mayor to continue to use the resources of the SolSmart Program to further improve solar energy permitting processes and to seek designation as a SolSmart Gold County.

<http://intra/gia/matter.asp?matter=181645&file=true&yearFolder=Y2018>

PROCEDURAL HISTORY

Co-Prime Sponsors: Commissioner Rebeca Sosa, District 6 and Commissioner Esteban Bovo, District 13

Department/Requester: Aviation Department

The item was considered at the February 13, 2019 Tourism and Ports Committee and forwarded to the Board with a favorable recommendation. At the committee meeting, Commissioner Bovo questioned whether the solar project was limited to Miami International Airport or if it could be expanded to other areas, such as inland lakes or open spaces. Mr. David Bates, Project Manager, Florida Power and Light (FPL), responded affirmatively, stating that this was the first pilot project on water and that the company intends to expand the technology to other areas. Commissioner Moss requested that smaller parcels outside the Urban Development Boundary (UDB), such as farmland, be considered for the project.

ANALYSIS

This item is requesting that the Board approve a Nonexclusive License Agreement between the County and FPL for the installation of solar electrical power equipment on Glide Angle Lake at Miami International Airport (MIA). FPL desires to install certain renewable energy generating equipment, including solar panels, electrical power inverters, interconnection equipment, electrical wiring, conduit, collection lines, wire management systems, charging stations, electric meters, metering and switch cabinets, power distribution boxes and racking systems, on Glide Angle Lake which is located on the southwest corner of MIA. The power generated will not be specially applied to MIA operations but rather will be used by FPL for the general grid.

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The licensed premises shall consist of the surface and subsurface areas of the lake and certain portions of the lake's adjacent land areas. The surface and subsurface areas do not exceed 32,400 square feet in size.

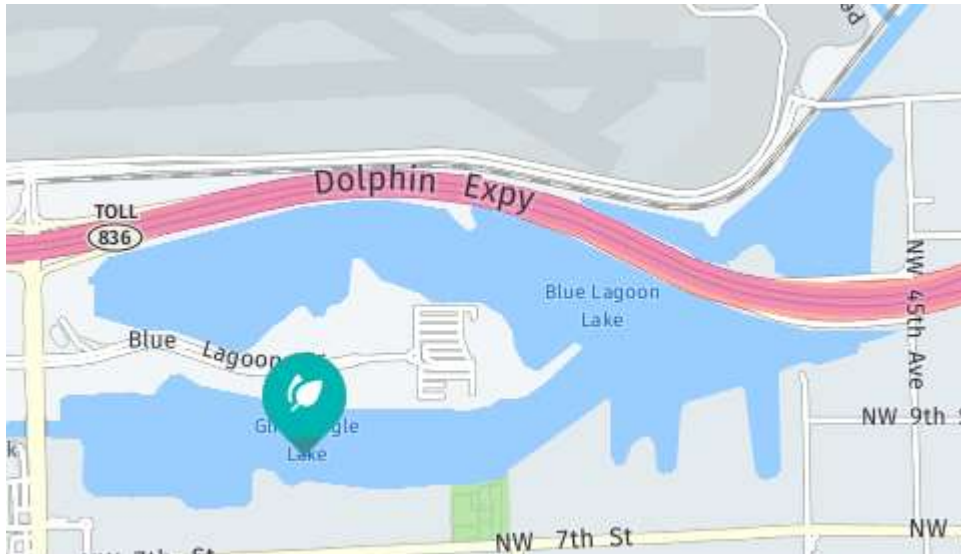
The License Agreement shall be for a term of 15 years plus one, five-year option to renew. Under the License Agreement, FPL shall pay the County annual rent in the amount of \$4,900, which shall be increased annually by the positive percentage change of the Consumer Price Index for Miami/Fort Lauderdale, Florida. During the fifth year of each five-year period, including any extension period, the fee for the licensed premises shall be determined through appraisal acceptable to both parties, with such appraised fee to apply to the first year of the succeeding five-year period.

In the event that the County terminates the agreement or requests the relocation of FPL's solar equipment, payment in the amount of \$150,000 shall be paid to FPL 45 days from the termination date in order to reimburse FPL for removal or relocation costs.

The granting of the license does not prohibit or restrict the County from continuing to make use of Glide Angle Lake for any purpose needed by MDAD for the operation of the airport or for compliance with federal, state or local statutory or regulatory requirements, and the County shall have no responsibility to FPL for any interference with or reduced performance of the solar panels and equipment because of such use by the County or interference by members of the public.

Note that under the agreement the solar equipment is to remain the property of FPL, its successors or assigns, regardless of its use or manner of attachment to the licensed premises. The County agrees to execute such further documentation as is reasonably necessary to ensure that the solar equipment does not constitute and is not deemed to be a fixture attached to the premises. The County will have no right, title or interest in the solar equipment and no right to purchase or otherwise acquire title to or ownership of the solar equipment.

See map image below of Glide Angle Lake.



**BCC Meeting: March 5, 2019
Research Notes**

**Item No. 8A2
File No. 190156**

Researcher: IL Reviewer: TD

RESOLUTION APPROVING A PIG LAUNCHER EQUIPMENT LICENSE AGREEMENT WITH PIVOTAL UTILITY HOLDINGS, INC. D/B/A FLORIDA CITY GAS (FCG) AND FLORIDA GAS TRANSMISSION COMPANY, LLC (FGT), FOR AN INITIAL ANNUAL LICENSE FEE OF \$16,178.00, TO ALLOW FCG TO INSTALL AND OPERATE A PIG LAUNCHER EQUIPMENT AND ASSOCIATED FACILITIES FOR USE ON FGT'S NATURAL GAS PIPELINE ON PROPERTY CURRENTLY LICENSED BY FGT UNDER AN EXISTING NATURAL GAS LICENSE AGREEMENT; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SUCH LICENSE AGREEMENT AND EXERCISE THE PROVISIONS THEREIN, INCLUDING TERMINATION

ISSUE/REQUESTED ACTION

Whether the Board should approve an agreement between the County and Pivotal Utility Holdings, Inc. dba Florida City Gas (FCG) and Florida Gas Transmission Company, LLC (FGT) for an initial annual license fee of \$16,178.00 allowing FCG to install and operate Pipeline Inspection Gauges (PIG) Launcher equipment and associated facilities for use on FGT's natural gas pipeline on property currently licensed by FGT under an existing natural gas license agreement.

APPLICABLE LEGISLATION/POLICY

Resolution No. R-649-15 (Florida Gas Transmission) adopted July 14, 2015, approving twenty-five year license agreement with Florida Gas Transmission Company, LLC (FGT) for FGT's operation and maintenance of a twelve-inch pipeline at Miami International Airport at an annual license fee initially in the amount of \$43,524.25.

<http://www.miamidade.gov/govaction/matter.asp?matter=151391&file=true&fileAnalysis=false&yearFolder=Y2015>

Definition:

PIG Launcher- A pig launcher is a device which uses a pressurized container to shoot a cleaning device ("pig") through the pipeline to perform a variety of functions including cleaning, monitoring, and maintaining of the pipe.

<https://pipingtech.com/resources/faqs/what-is-a-pig-launcher/>

PROCEDURAL HISTORY

Prime Sponsor: Commissioner Rebecca Sosa, District 6

Department/Requester: Aviation Department

This item was brought before the Tourism and the Ports Committee on February 13, 2019 and was forwarded to the BCC with a favorable recommendation.

ANALYSIS

This item seeks to approve the installation, operation, maintenance and repair of PIG Launcher equipment to an existing Natural Gas Pipeline located at Miami International Airport (MIA) operating under an existing license agreement between Miami-Dade County and FCG/FGT for an initial annual license fee of \$16,178.00 allowing FCG to install and operate Pipeline Inspection Gauges (PIG) Launcher equipment and associated facilities for use on FGT's natural gas pipeline on property currently licensed by FGT under an existing natural gas license agreement.

This resolution has no negative fiscal impact to the County. FGT shall pay the County an annual license fee of \$16,178.00 divided into 12 equal monthly payments, plus any applicable state taxes for a period of approximately 22 years. This project is located in Commission District 6, represented by Commissioner Rebecca Sosa.

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The original license agreement allows FCG, a contractor of FGT, to install and operate a pig launcher on a 12 inch natural gas pipeline which is located on the Southwest corner of MIA's cargo area. This operation will not impact MIA's runway operations.

FGT has already installed two natural gas underground pipelines on the Southwest Corner of MIA. One of the pipelines is an 18 inch pipeline installed in 1979 and the second pipeline is 12 inches and installed in 2011. FGT requested that the County issue a license to FCG to install and operate the PIG Launcher within FGT's 12-inch natural gas pipeline. The main function of the PIGs is to clean, inspect and maintain the pipeline as they pass through it. MDAD required that FGT and FCG enter into separate license agreements with the County in order to indemnify and hold the County harmless from any and all claims in the event of an accident on FGT's licensed premises.

ADDITIONAL INFORMATION

Illustrated below is a Pig launcher and receiver



Pig Launcher and Receiver

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Research Notes

Illustrated below is the area where the cleaning of the gas line will be taking place:



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Research Notes**

**Item No. 8A3
File No. 190131**

Researcher: IL Reviewer: TD

RESOLUTION WAIVING COMPETITIVE BIDDING BY TWO-THIRDS VOTE OF THE MEMBERS PRESENT PURSUANT TO SECTION 5.03(D) OF THE HOME RULE CHARTER AND SECTION 2-8.1 OF THE COUNTY CODE; WAIVING THE PROVISIONS OF R-456-07 AND R-1587-72; APPROVING AWARD OF A LEASE AND CONCESSION AGREEMENT FOR JSF AIRPORT CONCESSIONS LLC, AT MIAMI INTERNATIONAL AIRPORT, FOR PAYMENTS TO THE COUNTY OF THE GREATER OF PERCENT OF GROSS REVENUES OR A MINIMUM ANNUAL GUARANTEE (MAG) PAYMENT OF \$275,000.00 FOR A TERM OF 10 YEARS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SUCH AGREEMENT AND TO EXERCISE ALL PROVISIONS THEREIN, INCLUDING BUT NOT LIMITED TO TERMINATION AND EXTENSION PROVISIONS

ISSUE/REQUESTED ACTION

Whether the Board should approve: (1) waive the competitive bidding by two-thirds vote of the members present pursuant to section 5.03(D) of the Home Rule Charter and section 2-8.1 of the County Code.; (2) waive provisions found under R-456-07 and R-1587-72; and (3) approve a lease award and concession agreement for JSF Airport Concessions LLC, at Miami International Airport (MIA), for payments to the County of the greater of percent of gross revenues or a minimum annual guarantee (MAG) payment of \$275,000.00 for a term of ten (10) years for the Miami-Dade Aviation Department (MDAD).

APPLICABLE LEGISLATION/POLICY

Section 125.35 of the Florida Statutes (County authorized to sell real and personal property and to lease real property) provides that the board of county commissioners is expressly authorized to sell and convey any real or personal property, and to lease real property, belonging to the county, whenever the board determines that it is to the best interest of the county to do so, to the highest and best bidder for the particular use the board deems to be the highest and best, for such length of term and such conditions as the governing body may in its discretion determine.

http://www.leg.state.fl.us/Statutes/index.cfm?App_mode=Display_Statute&Search_String=&URL=0100-0199/0125/Sections/0125.35.html

Section 2-8.6.5 of the County Code states the County's policy relating to the purchase, sale and lease of real property.

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

Section 2-8.9 of the County code, states the County service contractors for covered services shall pay employees a living wage. Covered services include contracts over \$100,000 per year for the following services: food preparation and/or distribution, security services, routine maintenance, clerical or other non-supervisory office work, transportation and parking services, printing and reproduction services, landscaping, lawn, or agricultural services, certain Aviation service contracts.

https://library.municode.com/fl/miami-dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.9LIWAORCOSECOEM

Resolution No. R-333-15, adopted April 21, 2015, establishes the County policy requiring disclosure of market value or market rental in legislative items authorizing the conveyance or lease of County-owned property to promote public disclosure and fiscal responsibility.

<http://intra/gia/matter.asp?matter=150446&file=true&yearFolder=Y2015>

Resolution No. R-380-17, adopted April 4, 2017, establishes a Board policy relating to County-owned real property, requiring the County Mayor to provide written notification to the district commissioner in which the County-owned property lies no less than

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four weeks prior to placing any item on the Board agenda or any committee of the Board requesting approval of the sale, lease or surplus of the property.

<http://intra/gia/matter.asp?matter=170414&file=true&yearFolder=Y2017>

Resolution No. R-791-14, adopted September 3, 2014, directs the County Mayor to provide the Miami-Dade County Property Appraiser a copy of all lease and operating agreements involving County-owned property.

<http://intra/gia/matter.asp?matter=141723&file=true&yearFolder=Y2014>

Resolution No. R-137-16, adopted February 2, 2016, directs the County Mayor to negotiate concession agreements with Jackson Soul Food and Chef Creole for future locations at MIA and to present a written recommendation on such agreements to the Board of County Commissioners within 120 days.

<http://www.miamidade.gov/govaction/matter.asp?matter=160028&file=true&fileAnalysis=false&yearFolder=Y2016>

Administrative Order No. 8-4 establishes County policy relating to the authority to sell, lease or otherwise dispose of County-owned property. Before action is taken on any proposed sale or lease of County-owned real property, unless expressly excluded herein, a recommendation will be requested from the Planning Advisory Board, to indicate whether such proposal is in the public interest and also recommending proper land use classification if applicable. Should a recommendation not be received from the Planning Advisory Board within the time period provided within this administrative order, the Planning Department Director will provide a recommendation on the proposal.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/AO8-4.pdf>

PROCEDURAL HISTORY

Prime Sponsor: None

Requester/Department: Miami-Dade Aviation Department

This item was brought before the Tourism and the Ports Committee on February 13, 2019 and forwarded to the BCC with a favorable recommendation.

ANALYSIS

This item proposes an award of a lease and concession agreement for JSF Airport Concessions LLC (JSF), at Miami International Airport (MIA), for payments to the County of the greater of percent of gross revenues or a minimum annual guarantee (MAG) payment of \$275,000.00 for a term of ten (10) years for the Miami-Dade Aviation Department (MDAD).

On February 2, 2016, the Board approved a resolution directing the Mayor to negotiate concession agreements with Jackson Soul Food and Chef Creole for future locations at MIA. In accordance with this resolution MDAD is requesting a bid waiver to award a Lease and Concession Agreement to JSF Airport Concessions, LLC (JSF) for a 2,673-square-foot location in Miami International Airport's (MIA) Concourse E to operate three quick-serve concepts offering authentic Southern cuisine, Garcia's Seafood, and Chick-fil-A for a total of five restaurants. The lease agreement is slated for a 10-year term. The Federal Aviation Administration (FAA) has jurisdiction over the approval of the agreement, as a result, the agreement is subject to subsequent long-term lease approval by the FAA. Should the FAA not approve the 10 year term, a modification of the term will take place and the new term of five years established.

The mayoral memo states that a positive fiscal impact is forecasted as a result of this agreement. JSF has committed to make a minimum investment of \$250.00 per square foot for the initial build-out cost of the location and will also pay MDAD the greater of the percent of gross revenues or a MAG payment of \$275,000.00 annually, based on the projected annual sales.

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This agreement is subject to the Living Wage.

The Division of Policy and Legislation of OCA conducted an integrity review of JSF and found that this company is registered on Sunbiz, the official website for the Division of Corporations for the State of Florida. JSF has a principal address of 950 NW 3rd Avenue, Miami, FL 33136. JSF does not have a profile under that name with the County's Tax Collector's office. A search of the Miami-Dade County Health Department's Discipline & Administrative Actions yielded zero results for JSF. No open litigation cases were found for JSF.

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Research Notes**

**Item No. 8C1
File No. 190161**

Researcher: MF Reviewer: TD

RESOLUTION APPROVING RESTRICTIVE COVENANT IN FAVOR OF THE STATE OF FLORIDA, DEPARTMENT OF STATE, DIVISION OF HISTORICAL RESOURCES, FOR A TERM OF TEN YEARS IN EXCHANGE FOR GRANT IN THE AMOUNT OF \$500,000.00 TO BE USED BY VIZCAYA MUSEUM AND GARDENS TRUST, INC. IN SUPPORT OF ITS RESTORATION OF THE MAIN HOUSE AT VIZCAYA MUSEUM AND GARDENS LOCATED AT 3251 SOUTH MIAMI AVENUE, MIAMI, FLORIDA 33129; AUTHORIZING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO EXECUTE SAME FOR AND ON BEHALF OF MIAMI-DADE COUNTY AND AUTHORIZING ITS RECORDATION IN THE PUBLIC RECORDS OF MIAMI-DADE COUNTY

ISSUE/REQUESTED ACTION

Whether the Board should approve a Restrictive Covenant in favor of the State of Florida, Department of State, Division of Historical Resources, for a term of ten years in exchange for a grant in the amount of \$500,000.00 to be used by Vizcaya Museum and Gardens Trust, Inc. in support of its restoration of the main house at Vizcaya Museum and Gardens located at 3251 South Miami Avenue.

APPLICABLE LEGISLATION/POLICY

Ordinance 98-112, adopted July 21, 1998 created the Vizcaya Museum and Gardens Trust and is codified in Article LXXXI of the Code of Miami-Dade County. It states that the powers of the Trust include:

1. Prepare a Mission Statement for the Vizcaya Museum and Gardens;
2. Establish written schedules of rates, charges and fees relating to Vizcaya;
3. Develop policies regarding Vizcaya Museum and Gardens;
4. Negotiate and recommend contracts and agreements with support groups;
5. Develop such additional appropriate plans and ordinance amendments for the transition of the operation of the Museum and Gardens to a public/private operating partnership
6. Exercise its powers regarding the budget of the Museum and Gardens; and
7. Advise the County Manager, Mayor, Board of County Commissioners, the Director of the Park and Recreation Department, and the Executive Director of Vizcaya on matters relating to the operation and management of the Museum and Gardens.

http://miamidade.fl.elaws.us/code/coor_ptiii_ch2_artlxxxi_sec2-1114

Ordinance No. 17-42, adopted July 6, 2017, relates to the Vizcaya Museum and Gardens Trust; amends Article LXXXI of the Code of Miami-Dade County; deletes and revises various provisions to provide for the winding up of the affairs of the Vizcaya Museum and Gardens Trust; transitions the responsibility for the management of Vizcaya Museum and Gardens to Vizcaya Museum and Gardens Trust, Inc.; approves an Operating and Management Agreement with Vizcaya Museum and Gardens Trust, Inc., for the management of Vizcaya Museum and Gardens.

<http://intra/gia/matter.asp?matter=171827&file=false&yearFolder=Y2017>

PROCEDURAL HISTORY

**Prime Sponsor: Commissioner Javier D. Souto, District 10
Department/Requester: Cultural Affairs**

This proposed Resolution was considered at the Parks, Recreation and Cultural Affairs Committee meeting on February 14, 2019. It was forwarded to the BCC with a favorable recommendation.

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Research Notes**

ANALYSIS

Vizcaya was built by International Harvester Vice President James Deering. The planning and construction of Vizcaya lasted over a decade, from 1910 to 1922. In 1952, James Deering's nieces conveyed Vizcaya to Dade County. Vizcaya received a National Historic Landmark status in 1997.

In 1998, through Ordinance 98-112, the Board of County Commissioners formed the Vizcaya Museum and Gardens Trust, an agency of the County, to enhance the preservation of Vizcaya Museum and Gardens as an accredited museum and National Historic Landmark.

In October 2013, in anticipation of Vizcaya's Centennial, the Trust approved a five-year strategic plan with the goal of fully preserving the entire landmarked estate, including the Village, to boost Vizcaya's role as a community resource. The Trust concluded through this strategic plan that Vizcaya's enhancement could be best accomplished by having the County retain sole ownership of Vizcaya's grounds, buildings and art collections, but by having its management and operations overseen by a single, not-for-profit organization. Accordingly, on October 1, 2017, Vizcaya's operations transitioned to the 501 (c)(3) non-profit organization, Vizcaya Museum and Gardens Trust, Inc. (Vizcaya Trust).

Vizcaya Trust applied for and received a Fiscal Year 2018-19 Historic Preservation Special Category grant from the Florida Department of State, Division of Historical Resources in the amount of \$500,000. These grant funds will be used primarily to support the restoration and reinforcement of the Main House's roof system. A requirement of the Historic Preservation Special Category Grant Program is that a Restrictive Covenant be executed by the owner (the County) and the grant recipient (Vizcaya Trust).

The proposed resolution seeks the Board's approval of a Restrictive Covenant in favor of the State of Florida, Department of State, Division of Historical Resources, for a term of ten years in exchange for a grant in the amount of \$500,000.00 to be used by Vizcaya Museum and Gardens Trust, Inc. in support of its restoration of the main house at Vizcaya Museum and Gardens located at 3251 South Miami Avenue.

The Restrictive Covenant includes some of the following restrictions:

1. The owner and grant recipient agree to maintain the property in accordance with good preservation practices and the Secretary of the Interior's Standards for Rehabilitation;
2. The owner and the grant recipient agree that no modifications will be made to the property other than routine repairs and maintenance, without advance review and approval of the plans and specifications by the Department's Bureau of Historic Preservation;
3. The owner and the grant recipient agree that the Department, its agents and its designees shall have the right to inspect the property at all reasonable times in order to ascertain whether the conditions of the Grant Award Agreement and these covenants are being observed; and
4. The owner and the grant recipient agree that these restrictions shall encumber the property for a period of ten years from the date of recordation, and that if the restrictions are violated within the ten-year period, the Department shall be entitled to liquidated damages.

According to the Fiscal Impact Statement, the State's 2018-19 Historic Preservation Special Category Program grant will be used to partially fund the restoration of Vizcaya's Main House roof. There is no fiscal impact to the County.

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Research Notes

ADDITIONAL INFORMATION

Vizcaya was built by International Harvester Vice President James Deering. He was attracted to our warm weather and hoped it would improve his health. The planning and construction of Vizcaya lasted over a decade, from 1910 to 1922. Deering modeled his estate after a centuries'-old Italian country villa. This involved the large-scale purchase of European antiques and the design of buildings and landscapes to accommodate them.

In 1952, James Deering's nieces, Barbara Deering Danielson and Marion Deering McCormick, conveyed Vizcaya to Dade County. In the following year, the estate opened as the Dade County Art Museum within the County's Park and Recreation Department. Deering's descendants generously donated Vizcaya's art collections and transferred the buildings and grounds to the County for \$1.4 million. Vizcaya quickly emerged in the 1950s as a major tourist attraction. More than 300,000 people enjoy Vizcaya each year through daytime admissions, educational programs and special events.

<http://vizcaya.org/>



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Research Notes**

**Item No. 8F1
File No. 190133**

Researcher: PGE Reviewer: TD

RESOLUTION APPROVING AWARD OF CONTRACT NO. RFP-MDAD-05-17 FOR THE PURCHASE OF COMMERCIAL OFF THE SHELF SECURITY AND IDENTIFICATION MANAGEMENT SYSTEM FOR THE MIAMI-DADE AVIATION DEPARTMENT IN A TOTAL AMOUNT NOT TO EXCEED \$6,296,000.00 OVER THE INITIAL THREE-YEAR TERM, WITH THREE FIVE-YEAR OPTIONS TO RENEW TERMS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME FOR AND ON BEHALF OF MIAMI-DADE COUNTY AND TO EXERCISE ALL PROVISIONS OF THE CONTRACT, INCLUDING ANY CANCELLATION, RENEWAL AND EXTENSION PROVISIONS PURSUANT TO SECTION 2-8.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA AND IMPLEMENTING ORDER 3-38(Internal Services)

ISSUE/REQUESTED ACTION

Whether the Board should approve a contract award to Integrated Security Systems, Inc. in the amount of \$6,296,000 for the purchase of a commercial off the shelf security and identification management system for an initial three-year term plus three, five-year options to renew for the Aviation Department.

APPLICABLE LEGISLATION/POLICY

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

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

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

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

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

<http://intra/gia/legistarfiles/MinMatters/Y2012/120287min.pdf>

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

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

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

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

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Research Notes

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

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

Implementing Order No. 2-13 sets forth guidelines and procedures regarding legal opinions with respect to County competitive processes; the order requires written responsiveness opinions to be contained in the agenda package where the related matter is presented to the Board for consideration.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/IO2-13.pdf>

PROCEDURAL HISTORY

Prime Sponsor: N/A

Department/Requester: Internal Services

This item was considered at the February 13, 2019 Tourism and the Ports Committee and forwarded to the Board with a favorable recommendation.

ANALYSIS

This item is requesting approval to award *Contract No. RFP-MDAD-05-17, Commercial Off the Shelf Security and Identification Management System*, to Integrated Security Systems, Inc. in the cumulative amount of \$6,296,000 for an initial three-year term plus three, five-year options to renew for the Aviation Department (MDAD). The County, as owner and operator of Miami International Airport (MIA) through MDAD, requires commercial off the shelf software, integration and training services to lead MDAD in the implementation of a commercial off the shelf security credentialing and identification management system.

Under the contract, Integrated Security Systems, Inc. shall migrate four MDAD millennium-based security systems and the system interface to the Matrix/Frontier system to a viable commercial off the shelf software identify management solution. The millennium-based security systems support company and employee management, fingerprint integration, security clearing house vetting and violation and training tracking. The new solution must handle approximately 37,000 active badges. Bulleted below are the systems and access control interface that must be incorporated into the commercial off the shelf software solution:

- Security Badge Tracking
- Airfield Operations Area Violation Tracking
- Safety and Security Violations
- Driver Training
- Matrix/Frontier Version R3 Interface

The contract provides a maintenance agreement term. The warranty period commences at final acceptance for a period of one year. MDAD shall have a five-year optional maintenance agreement commencing at the end of the warranty period. The County reserves the right to extend the agreement for up to two separate five-year options to renew.

The total cumulative amount for this contract award is \$6,296,000. That reflects an initial three-year term valued at \$2,427,000 and three, five-year options to renew valued at \$1,030,398 for the first option, \$1,314,604 for the second option and \$1,523,990 for the final option. The mayoral memorandum indicates that the option terms will be used to obtain only maintenance and support services. Such services include online troubleshooting, upgrades and support packs, hot fixes, release notes and premium support.

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Per the Subcontractor Listing Form provided by Integrated Security Systems, Inc., the project subcontractor is AlertEnterprise, Inc. There is no information in the mayoral memorandum regarding what work, if any, the subcontractor shall perform and at what cost.

The Request for Proposals (RFP) was advertised on September 21, 2017. The RFP required all prime proposers to be a software developer with a minimum of three years of verifiable experience providing software, implementing and integrating services which lead to the implementation of a commercial off the shelf software credentialing and identification management system at a major Category X airport as defined by the FAA. The submittal deadline was October 27, 2017. The bid opening date was November 3, 2017. Three vendors responded to the solicitation – GCR, Inc., Quantum Secure, Inc., and Integrated Security Systems, Inc.

Note that on January 25, 2018, a County Attorney opinion was issued to the Aviation Senior Procurement Contract Officer managing this solicitation finding the submittal from GCR, Inc. responsive. That opinion is absent from this agenda package.

ADDITIONAL INFORMATION

The County Work History Disclosure Form indicates that on May 20, 2014, Integrated Security Systems, Inc. was awarded a contract in the amount of \$19,213 to perform upgrades to an ID badge system.

Integrated Security Systems, Inc. provides full service systems and security integration services primarily in access control, life safety, fire alarm, CCTV, PSIM and mass notification systems for contractors, developers, corporate, industrial, institutional, pharmaceutical and healthcare clientele. The company was founded in 1962 and is based in Miami, Florida. As of June 1, 2017, Integrated Security Systems, Inc. operates as a subsidiary of Convergent Technologies, LLC.

<https://www.bloomberg.com/research/stocks/private/snapshot.asp?privcapId=256173857>

INPUT FROM ISD

See the italicized responses below to a request for information submitted by OCA to ISD.

- Has Integrated Security Systems, Inc. implemented a COTS Security and Identification Management System at other airports; if so, list the airports; *The recommended vendor is Integrated Security Systems, Inc. A Convergent Technologies Company. Below are the reference projects provided by such: **Long Beach Airport** LGB Identity Management , Agreement No. 33491; **Fort Lauderdale Hollywood Airport** Aviation Credentialing System, NO. R1176102P1; **Dwight Eisenhower Wichita National Airport** IDMS Integration; **Dallas Love Field Airport** Implementation of Automated Badging and Identity Management System; **Calgary International Airport** Integrator/Service Provider; **Portland International Airport** Replacement and Upgrade of the PDX Physical Access Control System and CCTV System; **Austin Bergstrom International Airport** System Maintenance Contract CONRAC Contract TIPS Contract; **Wayne County Airport Authority** CCTV Maintenance and PSIM Integration; and **Tampa International Airport** Electronic Security Services*
- Verify if AlertEnterprise, Inc. is the project's subcontractor; if so, summarize the scope of work to be performed by AlertEnterprise, including the cost of such work. *AlertEnterprise, Inc. is a subcontractor on this project.AlertEnterprise, Inc. is the provider of Airport Guardian Software (AGS) chosen as the software partner for the MDAD IMS project. AlertEnterprise provides a unique solution for airports and federal agencies to provide identity credentialing and automated badging processes for onboarding, change of access, and termination. AlertEnterprise understands the timely nature of the aviation environment and integrates well into the recommended vendor's iCare system so that MDAD has a real time window into service and maintenance requests on the IMS system. The Internal Services Department conducted a review of the Agreement and the price negotiated is an all-inclusive not to exceed fee. An itemized total cost for AlertEnterprise, Inc. cannot be provided.*

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Research Notes**

**Item No. 8F2
File No. 190101**

Researcher: IL Reviewer: TD

RESOLUTION AUTHORIZING ESTABLISHMENT OF PREQUALIFICATION POOL RTQ-00992 IN A TOTAL AMOUNT UP TO \$4,263,000.00 FOR THE PURCHASE OF PARK OPERATIONS ITEMS FOR THE PARKS, RECREATION, AND OPEN PARKS DEPARTMENT FOR A FIVE-YEAR TERM; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO SOLICIT PRICING, AWARD CONTRACTS, EXERCISE ALL PROVISIONS OF THE SOLICITATION DOCUMENTS AND ANY RESULTING CONTRACTS PURSUANT TO SECTION 2-8.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA AND IMPLEMENTING ORDER 3-38, AND ADD VENDORS TO THE POOL AT ANY TIME, SUBJECT TO RATIFICATION BY THE BOARD ON A BI-ANNUAL BASIS

ISSUE/REQUESTED ACTION

Whether the Board should authorize the establishment of Prequalification Pool No. RTQ-00992, for the purchase of park operations items for the Parks, Recreation and Open Spaces Department (PROS) in a total amount of up to \$4,263,000 for a five year term.

APPLICABLE LEGISLATION/POLICY

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

https://library.municode.com/fl/miami_-

[dade county/codes/code of ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.1COPUGE](https://library.municode.com/fl/miami_-dade-county/codes/code-of-ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.1COPUGE)

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

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

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

<http://intra/gia/legistarfiles/MinMatters/Y2012/120287min.pdf>

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

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

Resolution No. R-140-15, adopted February 3, 2015, directs the County Mayor to conduct a full review, prior to re-procurement of replacement contracts for goods or services of the scopes of services or goods requested to ensure such contracts reflect the current needs of the County, to include information in recommendations to the board, and to consult with the Small Business Development division regarding solicitation and contract language.

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

BCC Meeting: March 5, 2019
Research Notes

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

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

PROCEDURAL HISTORY

Prime Sponsor: None

Department/Requester: Internal Services Department

This item was brought before the Parks, Recreation and Cultural Affairs Committee on February 14, 2019 and forwarded to the BCC with a favorable recommendation.

ANALYSIS

This item requests the Board approve the establishment of Prequalification Pool *RTQ-00992* for the purchase of park operations items for the Parks, Recreation and Open Spaces Department (PROS) for a five-year term in an amount of up to \$4,263,000. The proposed pool consolidates four current pools used to obtain similar items; *Contract No. 6486-1/21* (Tagboard Targets), *Contract No. 7767-1/21-1* (White Flyer Clay Targets), *Contract No. 8983-0/19* (Swimming Pool Chemicals, Accessories, Parts) and *Prequalification Pool No. 7780-1/22-1* (Golf Course and Accessories). The mayoral memorandum suggests that consolidating the pools promotes administrative efficiencies and reduces duplication of vendor efforts as only one pool will be accessed to fulfill departmental needs for resale items.

PROS operates golf courses, tennis centers, marina stores, restaurants and a gun range. As such, the department requires a variety of operation items for its diverse business operations and will use this pool to purchase those items. Standard items for purchase include clay targets, cardboard backers, skeet release machines, golf ball washers, rental golf bags and carts, club washers, driving range mats, golf balls, tennis balls, tennis racquets, and kitchen utensils. As needed, PROS will conduct spot market competitions in the form of an ITQ to acquire the specific good.

The requisition for this solicitation was posted on September 18, 2018, and the solicitation opening date was October 2, 2018. Eight vendors responded to the solicitation, of which five are being recommended for inclusion in the pool. Four of the five are local businesses, of which two are certified Small Business Enterprise (SBE) firms. Note that the pool includes a SBE set-aside for purchases up to \$100,000 where there are three or more certified firms available.

The fiscal impact for the five-year term is \$4,263,000. The allocation is based on estimated usage over the pool's term. The current pools: *Contract No. 6486-1/21 (Tagboard Targets)* is valued at \$216,000 for a term of 10 years, expiring on July 31, 2021; the pool has 2 vendors; *Contract No. 7767-1/21-1 (White Flyer Clay Targets)* is valued at \$1,390,000 for a ten-year term and expires on June 30, 2022, the pool has 4 vendors; *Contract No. 8983-0/19 (Swimming Pool Chemicals, Accessories, Parts)* is valued at \$265,000 for a five-year and three-month term and expires on April 30, 2019, the pool has 1 vendor and *Prequalification Pool No. 7780-1/22-1 (Golf Course and Accessories)* is valued at \$600,000 for a ten-year term and expires on January 31, 2023. The pool has 10 vendors.

As of February 6, 2019 none of the vendors being recommended (Bettoli Trading Corp. dba Bettoli Vending, Commercial Energy Specialists, Inc., The Players Connection of Florida, LLC dba The Player's Connection (SBE) and Superior Office Services, LLC.) for this replacement pool are incumbents under the current pool contracts.

BCC Meeting: March 5, 2019
Research Notes

The commodity codes for this procurement found on the SBD Project Worksheet are: 00574 (Racks, vehicle, Gun, Hat, Etc); 30550 (Field Equipmen: Arrows, Bush Knives, Flags and Flagging, Hand Levels, Leveling Rods, machetes, Plumb Bobs, Pocket Transits, Range Poles, etc.); 62591 (Telescopes, Terrestrial Alignment, Spotting, Etc.); 65066 (Swimming Pools, Equipment and Supplies); and 68056 (Gun Cleaning Supplies: Patches, Rods, Silicone Cloths, Solvents and Brushes, Etc.). A search on the Business Management Workforce System under the codes on February 6, 2019 yielded the following certified small business vendor:

- Abracol North America Corp. Miami, FL SBE-G&S

ADDITIONAL INFORMATION

Bettoli Trading Corp. is being sued in the Eleventh Judicial Circuit of Miami-Dade County on a vicarious liability claim for bodily harm to the Defendant due to the negligent operation of a motor vehicle by its employee within the scope of his employment. (See *Rodney Lubin v. Bettoli Trading Corp.*, Case No. 2018-004894-CA-01.)

**BCC Meeting: March 5, 2019
Research Notes**

**Item No. 8F3
File No. 190162**

Researcher: JFP Reviewer: TD

RESOLUTION APPROVING ADDITIONAL EXPENDITURE AUTHORITY IN A TOTAL AMOUNT UP TO \$497,000.00 FOR PREQUALIFICATION POOL NO. 4627-1/19-1 FOR PURCHASE OF HOSES, CONNECTORS, FITTINGS, CLAMPS AND RELATED ITEMS FOR MULTIPLE DEPARTMENTS

ISSUE/REQUESTED ACTION

Whether the Board should approve additional expenditure authority of \$497,000 for *Prequalification Pool No. 4627-1/19-1, Hoses, Connectors, Fittings, Clamps and Related Items* for the following departments with corresponding requested amounts: Aviation (\$32,000), Fire Rescue (\$20,000) and Water and Sewer (\$445,000).

APPLICABLE LEGISLATION/POLICY

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

[https://library.municode.com/fl/miami -
dade county/codes/code of ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.1COPUGE](https://library.municode.com/fl/miami_-_dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.1COPUGE)

Resolution No. R-225-10, adopted March 2, 2010, establishes a prequalification pool to purchase hoses, nozzles, couplings and related items for various County departments in the amount of \$1,057,000. The cumulative value with the implementation of the one, five-year Option to Renew is \$2,114,000.

<http://intra/gia/matter.asp?matter=100654&file=false&yearFolder=Y2010>

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

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

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

<http://intra/gia/legistarfiles/MinMatters/Y2012/120287min.pdf>

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

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

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

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

BCC Meeting: March 5, 2019
Research Notes

PROCEDURAL HISTORY

Prime Sponsor: None

Department/Requester: Internal Services Department

This item was forwarded to the BCC with a favorable recommendation by the Health Care and County Operations Committee at its February 14, 2019 meeting, with the following Scrivener's error corrected. The item is being reprinted to correct several funding sources and Contract Managers' names listed in the chart under the Fiscal Impact/Funding Source section of the Mayor's cover memorandum.

ANALYSIS

This item is requesting Board authorization for additional expenditure authority of \$497,000 for *Prequalification Pool No. 4627-1/19-1, Hoses, Connectors, Fittings, Clamps and Related Items* for the following departments (with corresponding requested amounts): Aviation (\$32,000), Fire Rescue (\$20,000) and Water and Sewer (\$445,000).

Department	Additional Allocation Requested	Funding Source	Justification for Additional Funds
Aviation	\$32,000	Proprietary Revenue	To continue to purchase for the remainder of the contract term, potable water cabinet hoses which need to be replaced yearly, or upon discoloration, and passenger loading bridge hydraulic hoses and fittings, maintained by staff.
Fire Rescue	\$20,000	Fire District Funds	To purchase hose adapters, assault nozzles and shut-off valves in response to increased demand for this commodity throughout its facilities.
Water and Sewer	\$445,000	Proprietary Revenue	To purchase hoses, nozzles, couplings and other related items based on upcoming projects for the remainder of the contract term. The department uses this pool to replace the hydraulic hoses and fittings used to transport certain chemicals at its treatment facilities, and to maintain shop equipment and tools.
Total:	\$497,000		

BCC Meeting: March 5, 2019
Research Notes

This pool was approved by the Board on March 2, 2010 for a term of five years with one, five-year Option to Renew. The value of the original term was \$1,057,000. An administrative modification in the amount of \$200,000 was approved on May 30, 2013, resulting in the increase of cumulative value to \$1,257,000. The five-year Option to Renew was exercised (the pool is currently in the option to renew term), bringing the cumulative value of the pool to \$2,514,000. Another administrative modification in the amount of \$50,000 was approved on March 17, 2018, increasing the cumulative value to \$2,564,000. However, adjustments to the allocation were made administratively on December 24, 2018, reducing the allocation by \$28,000, as that amount had remained unallocated. The current cumulative value of the pool is now \$2,536,000.* The pool expires on April 30, 2020.

It is unclear why \$28,000 remained unallocated and the allocation was therefore reduced by that amount if there was departmental need for those funds, as evidenced by this item's request for additional expenditure authority.

*The current cumulative value of \$2,536,000 obtained from the County's Bid Tracking System differs from the \$2,537,000 amount listed as the pool's existing cumulative allocation in the Mayoral Memorandum.

There are currently 23 active prequalified vendors, of which nine are local (39%) and four are certified SBEs. While additional vendors may be added throughout the pool's term, the pool having nine local vendors currently does not meet the 75% threshold prescribed by Resolution No. R-477-18.

The commodity codes for this procurement are 65933 (Couplings) 460 (Hose, Accessories, And Supplies: Industrial, Commercial, And Garden), and 46010 (Air Hoses and Fittings). A search for local certified SBEs under the codes on the Business Management Workforce System on February 26, 2019 yielded the following results (18 SBEs):

- A & B Hardware, Inc., dba A & B Hardware-Lumber, Inc.
- A & B Pipe and Supply, Inc/Global Distribution Industries
- AmeTrade, Inc., dba AmePower
- B & R Electronics Supply, Inc.
- BAX International, Corp., dba Bravo Plumbing And Mechanical Supply
- Corcel Corp.
- Electropower Utility Sales Company
- Generating Systems, Inc.
- J D Distributors Automotive Supplies, Inc.
- Javan Lumber, Inc.
- Lehman Pipe and Plumbing Supply Inc.
- Paramount Electric and Lighting, Inc.
- Pro-Grounds Products, Inc.
- Rock International Distributors, Inc.
- Safety Source International, Inc.
- Stein Paint Company
- The Tool Place Corp.
- Total Connection Inc.

Note that Corcel Corp., Generating Systems, Inc., Lehman Pipe and Plumbing Supply Inc., and The Tool Place Corp. are existing prequalified vendors in this pool.

**BCC Meeting: March 5, 2019
Research Notes**

**Item No. 8F4
File No. 190166**

Researcher: IL Reviewer: TD

RESOLUTION AUTHORIZING ESTABLISHMENT OF PREQUALIFICATION POOL RTQ-00983 IN A TOTAL AMOUNT UP TO \$7,500,000.00 FOR THE PURCHASE OF PC PARTS AND PERIPHERALS FOR THE INFORMATION TECHNOLOGY DEPARTMENT FOR A FIVE-YEAR TERM; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO SOLICIT PRICING, AWARD CONTRACTS, EXERCISE ALL PROVISIONS OF THE SOLICITATION DOCUMENTS AND ANY RESULTING CONTRACTS PURSUANT TO SECTION 2-8.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA AND IMPLEMENTING ORDER 3-38, AND ADD VENDORS TO THE POOL AT ANY TIME, SUBJECT TO RATIFICATION BY THE BOARD ON A BI-ANNUAL BASIS

ISSUE/REQUESTED ACTION

Whether the Board should authorize the establishment of *Prequalification Pool No. RTQ-00983*, in the amount of \$7,500,000 for a five year term, in order to purchase PC PARTS and PERIPHERALS for the Information Technology Department (ITD).

APPLICABLE LEGISLATION/POLICY

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

[https://library.municode.com/fl/miami_-](https://library.municode.com/fl/miami_-dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.1COPUGE)

[dade county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.1COPUGE](https://library.municode.com/fl/miami_-dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.1COPUGE)

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

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

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

<http://intra/gia/legistarfiles/MinMatters/Y2012/120287min.pdf>

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

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

Resolution No. R-140-15, adopted February 3, 2015, directs the County Mayor to conduct a full review, prior to re-procurement of replacement contracts for goods or services of the scopes of services or goods requested to ensure such contracts reflect the current needs of the County, to include information in recommendations to the board, and to consult with the Small Business Development division regarding solicitation and contract language.

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

Resolution R-33-10, adopted January 21, 2010, authorizing the award of competitive contracts, rejection of bids and contract modifications, specifically under item 1.2 "PC Parts, Peripherals and maintenances services for various County departments. The amount being requested is \$4,200,000.00. If the County chooses to exercise the two three-year OTR periods, the cumulative value will be \$12,600.00.

BCC Meeting: March 5, 2019
Research Notes

<http://www.miamidade.gov/govaction/matter.asp?matter=093254&file=true&fileAnalysis=false&yearFolder=Y2009>

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

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

PROCEDURAL HISTORY

Prime Sponsor: None

Department/Requester: Internal Services Department

This item was brought before the Health Care and County Operations Committee on February 14, 2019 and was forwarded to the BCC with a favorable recommendation.

ANALYSIS

The proposed resolution requests Board authorization to establish *Prequalification Pool No. RTQ-00983*, in the amount of \$7,500,000 for a five year term, to purchase PC PARTS and PERIPHERALS for the Information Technology Department (ITD).

The qualification criteria for inclusion in the pool is as follows:

Group 1.

1. Vendors shall provide three (3) client references with whom the Vendor has conducted business within the last three (3) years. The references should be able to demonstrate that the Vendor has satisfactorily provided products as outlined in Section 3.1.1.
2. Vendors shall provide contact information for a primary staff member within their company who will be responsible for providing a response to spot market quotes issued by the County, including name of contact, email address, and phone number. These services shall typically be required Monday through Friday within the business hours of 8:00AM to 5:00PM (Eastern Standard Time).

Group 2

1. Vendors shall provide three (3) client references with whom the Vendor has conducted business within the last three (3) years. The reference should be able to demonstrate that the Vendor has satisfactorily provided maintenance, repair, and/or trade-in services for various types of equipment as outlined in Section 3.1.2.
2. Vendors shall provide contact information for a primary staff member within their company who will be responsible for providing a response to spot market quotes issued by the County, including name of contact, email address, and phone number. These services shall typically be required Monday through Friday within the business hours of 8:00AM to 5:00PM (Eastern Standard Time).
3. Vendors shall complete the table in Section 4.5 to demonstrate the types of products for which they are able to provide maintenance, repair, and trade-in services.

The fiscal impact of this replacement prequalification pool is an amount up to \$7,500,000 for a five (5) year term.

The current pool 7401-2/19-2 is set to expire on May 31, 2019 and has an allocation of \$6,100,000 of which \$4,536,676.39 has been released and a balance of \$1,563,323.61 remains (as of February 14, 2019). The current pool was in operation for a term of 3 years. The annual allocation under the current pool is \$2,849,166.00. The annual allocation under the proposed pre-qualification pool is \$1,500,000.00. The mayoral memo attributes the decrease due to less anticipated purchases.

ISD sent out a request to qualify to which 14 vendors responded and of which 12 of the 14 are being recommended for inclusion in the pool. Five of the 12 firms are local, which currently is less than the 75% threshold, required by Resolution No. 477-18. Four of the 12 are certified Small Business Enterprises. Five of the 12 vendors are incumbents and they are: BLM Technologies of

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Research Notes

Florida LLC. DBA Evolvtec, CDW Government LLC, Network & Communication Services, Inc., PC Solutions & Integration Inc., and Universal Adaptive Consulting Services. There are three hundred and eight (308) vendors registered under the commodity codes included in the solicitation.

OCA performed a search for commodity codes 205: (Computers and Information Processing Systems), 20502: (Cables, Computer, Premade: Printer Terminal), 20543: (Peripheral Devices and Accessories, Computers), and 20549: (Printers and Printer Sub-systems, Computers) on the Business Management Workforce System's Certified Vendor Directory on February 6, 2019. Listed below are the local SBEs identified:

Commodity Code 205		
Barlop, Inc., dba Barlop Business Systems	Miami, FL	SBE-G&S
Compu Design USA, Inc.	North Miami Beach, FL	SBE-G&S
International Consulting Group Inc., dba ICG	Miami, FL	SBE-G&S
iPhone and iPad Warehouse dba Phone and Pad Warehouse	Miami, Gardens, FL	SBE-G&S
Network & Communication Services, Inc.	Miami, FL	SBE-G&S
Office Express Supplies, Incorporated,	Miami, FL	SBE-G&S
PC Solutions & Integration, Inc.	Miami, FL	SBE-G&S
Safco Systems, Inc.	Miami, FL	SBE-G&S
The Ashvins Group, Incorporated	Miami, FL	SBE-G&S
Toner Cartridge Recharge, Inc.	Doral, FL	SBE-G&S
Total Connection, Inc.,	Miami, FL	SBE-G&S
Commodity Code 20502		
Advanced Total Systems, Inc.,	Miami, FL	SBE-G&S
Southern Data Systems, Inc. dba Nettogo	Miami, FL	SBE-G&S

**BCC Meeting: March 5, 2019
Research Notes**

**Item No. 8F5
File No. 190314**

Researcher: MF Reviewer: TD

RESOLUTION APPROVING REJECTION OF ALL BIDS RECEIVED IN RESPONSE TO INVITATION TO BID NO. Z00099A GOB ESP FOR THE CONSTRUCTION OF THE LARCENIA J. BULLARD PLAZA FOR THE INTERNAL SERVICES DEPARTMENT

ISSUE/REQUESTED ACTION

Whether the Board should approve the rejection of all bids received in response to Invitation to Bid No. Z00099A GOB ESP for the construction of the Larcenia J. Bullard Plaza for the Internal Services Department.

APPLICABLE LEGISLATION/POLICY

Miami-Dade County Code, Section 33-303, provides that, prior to the construction or operation of a governmental facility in the unincorporated areas of Miami-Dade County, a public hearing before the Board is required. “At the public hearing the Board of County Commissioners shall consider, among other factors, they type of function involved, the public need therefor, the existing l and use pattern in the area, alternative locations for the facility and the nature or the impact of the facility on surrounding properties.”

http://miamidade.fl.elaws.us/code/coor_ptiii_ch33_artxxxvi_sec33-303

Resolution No. R-917-04, adopted July 20, 2004 provided for holding of a General Obligation Special Election in Miami-Dade County on November 2, 2004 with respect to authorization of not exceeding \$255,070,000 General Obligation Bonds of the County to construct and improve public service outreach facilities.

<http://intra/gia/matter.asp?matter=042289&file=false&yearFolder=Y2004>

Resolution No. R-851-08, adopted July 17, 2008, approved a list of capital projects included in the County’s Economic Stimulus Plan.

<http://intra/gia/matter.asp?matter=082273&file=false&yearFolder=Y2008>

Resolution No. R-487-14, adopted June 3, 2014, renames the Richmond Heights Shopping Center located on Lincoln Boulevard and Carver Drive in Miami-Dade, as the Larcenia J. Bullard Plaza.

<http://intra/gia/matter.asp?matter=141078&file=true&yearFolder=Y2014>

Resolution No. R-40-15, adopted January 21, 2015, approved an allocation of \$4.5 million from the Building Better Communities General Obligation Bond Program Project Number 326 – “Acquire or Construct Multi-Purpose Facilities” to fund the development of the Richmond Heights Shopping Center buy Miami-Dade County.

<http://intra/gia/matter.asp?matter=142363&file=true&yearFolder=Y2014>

Resolution No. R-638-18, adopted June 19, 2018, approved as a Governmental Facility the development plan for the Larcenia J. Bullard Plaza located at 14518 and 14508 Lincoln Boulevard, in compliance with Section 33-303 of the Code of Miami-Dade County.

<http://intra/gia/matter.asp?matter=181257&file=true&yearFolder=Y2018>

PROCEDURAL HISTORY

Prime Sponsor: None

Department/Requester: Internal Services Department

BCC Meeting: March 5, 2019
Research Notes

The proposed resolution was withdrawn from the February 20, 2019 BCC as the recommendation rejecting bids was not timely provided to bidders.

ANALYSIS

In 1993, the Moss Plan, a re-development plan for the South area sponsored in the aftermath of Hurricane Andrew by Commissioner Moss, identified a section of the Richmond Heights neighborhood bounded by Lincoln Boulevard, SW 146th Street, Bethune Drive and Carver Drive as a slum and blighted area. Neighborhood residents, spearheaded by the Richmond Heights Homeowners Association (RHHA) and the Richmond Heights Community Development Corporation (RHCD), requested that Miami-Dade County fund a program to alleviate these slum and blighted conditions in their neighborhood through the acquisition of certain parcels.

Resolution No. R-917-04 lists projects eligible for funding from the Building Better Communities General Obligation Bond Program. One of the projects included in the list is Project No. 321 – “Redevelopment-Richmond Heights Shopping Center” with a project description that provides “Redevelopment of the Richmond Heights Shopping Center into a multi-use facility” and an allocation of \$3,600,000. The Bond Program also includes Project No. 326 – “Acquire or construct multi-purpose facilities for various uses” with an allocation of \$4,500,000. The County purchased one of the parcels for the development of the shopping center, and subsequently purchased two additional parcels.

In 2008, the national economic slowdown and the declining housing market had a significant adverse impact on the local labor market. Among the various labor sectors experiencing a decline in jobs, the construction industry was one of the hardest hit. In response to this economic slowdown, the County identified a number of projects that could be fast-tracked, as part of a comprehensive Economic Stimulus Plan. Resolution No. R-851-08, adopted by the Board on July 17, 2008, approved a list of capital projects included in the County’s Economic Stimulus Plan. The construction of the Richmond Heights Shopping Center was included in this list.

Resolution No. R-487-14, adopted by the Board on June 3, 2014, renamed the Richmond Heights Shopping Center as the Larcenia J. Bullard Plaza. Senator Bullard was the first woman to be elected to District 118 in the Florida House of Representatives. Some of her major career highlights include her role in helping to rebuild South Miami-Dade County in the aftermath of Hurricane Andrew. She spent most of her adulthood and all of her service in elected office living one block from the location of the shopping center. It was therefore fitting that the shopping center be renamed after her.

The proposed Larcenia J. Bullard Plaza is located at 14518 and 14508 Lincoln Boulevard, in Commission District 9, represented by Dennis C. Moss, on approximately 1 acre (43,483 sq. ft.). Once development is completed, the Plaza will consist of a two-story building with approximately 14,000 square feet of total constructed area. The first floor will be dedicated to a South Miami-Dade Black History Area, gallery/exhibit space, retail/dry goods space, and support space, including restrooms, and storage space. The second floor will have offices to house the Richmond Heights Community Development Corporation, the designated manager for the Plaza.

Resolution No. R-638-18, adopted by the Board on June 19, 2018, approved as a Governmental Facility the development plan for the Larcenia J. Bullard Plaza located at 14518 and 14508 Lincoln Boulevard, in compliance with Section 33-303 of the Code of Miami-Dade County.

An Invitation to Bid was issued on November 16, 2018 for the purpose of obtaining services to construct the two-story multi-use facility. Three bids were received on January 10, 2019; however the lowest responsive bid was 44 percent higher than the project budget estimate developed by the architect of record. Negotiations with the lowest bidder took place on January 29, 2019 in an attempt to reach a price within the project estimate, but the negotiations were unsuccessful.

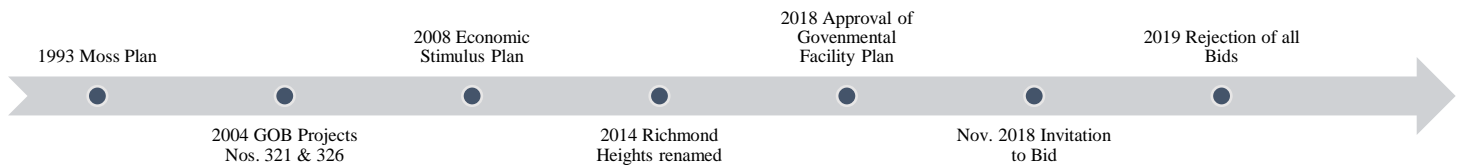
BCC Meeting: March 5, 2019
Research Notes

The proposed resolution requests the Board to approve the rejection of all bids received in response to Invitation to Bid No. Z00099A GOB ESP for the construction of the Larcenia J. Bullard Plaza for the Internal Services Department.

According to the Fiscal Impact Statement, approval of the rejection of all bids will have no fiscal impact for the County.

ADDITIONAL INFORMATION

Below is an aerial view of the parcels bought by the County for the shopping center:



**BCC Meeting: March 5, 2019
Research Notes**

**Item No. 8G1
File No. 190058**

Researcher: MF Reviewer: TD

RESOLUTION APPROVING THE BUDGET FOR FISCAL YEAR 2018-19 FOR THE HOMESTEAD COMMUNITY REDEVELOPMENT AGENCY AND THE HOMESTEAD COMMUNITY REDEVELOPMENT AREA TOTALING \$3,691,135.00

ISSUE/REQUESTED ACTION

Whether the Board should approve the Fiscal Year 2018-2019 budget for the Homestead Community Redevelopment Agency and the Homestead Community Redevelopment Area in the total amount of \$3,691,135.00.

APPLICABLE LEGISLATION/POLICY

Section 163.356, Florida Statutes governs the creation of community redevelopment agencies.

http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App_mode=Display_Statute&Search_String=163.356&URL=0100-0199/0163/Sections/0163.356.html

Section 163.387, Florida Statutes governs redevelopment trust funds. A redevelopment trust fund may be established for each community redevelopment agency after approval of a community redevelopment plan. Funds in the trust shall be used by the agency to finance or refinance any community redevelopment in accordance with the approved community redevelopment plan.

http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App_mode=Display_Statute&Search_String=163.387&URL=0100-0199/0163/Sections/0163.387.html

Resolution No. R-599-15, adopted June 30, 2015, allows for designee to be appointed to CRA.

<http://intra/gia/matter.asp?matter=151301&file=true&yearFolder=Y2015>

Part III of Chapter 163 of Florida Statutes defines the meaning of a “blighted area” to constitute a serious and growing menace, injurious to the public health, safety, morals, and welfare of the residents of the state; that the existence of such areas contributes substantially and increasingly to the spread of disease and crime, constitutes an economic and social liability imposing onerous burdens which decrease the tax base and reduce tax revenues, substantially impairs or arrests sound growth, retards the provision of housing accommodations, aggravates traffic problems, and substantially hampers the elimination of traffic hazards and the improvement of traffic facilities.

http://www.leg.state.fl.us/Statutes/index.cfm?App_mode=Display_Statute&URL=0100-0199/0163/0163.html

Section 163.410 of Florida Statutes states that the exercise of powers in counties with home rule charters does not affect any Community Redevelopment Agency created by a municipality prior to the adoption of a county home rule charter.

http://www.leg.state.fl.us/Statutes/index.cfm?App_mode=Display_Statute&URL=0100-0199/0163/0163.html

Resolution No. R-288-93, adopted March 2, 1993, made findings related to community redevelopment in the cities of Homestead and Florida City; approved community redevelopment activities in those cities; and directed the County Manager to assist those cities in preparing a preliminary Community Redevelopment Plan.

(The resolution is not in Legistar. A copy of the resolution can be consulted at the Clerk of the Board Division.)

Resolution No. R-915-94, adopted June 7, 1994, pertained to a certain geographic area within the City of Homestead generally bounded by Route 1 on the east, Lucy Drive on the south, Redland Road on the west and Ninth Court on the north; accepted the delivery of the Redevelopment Plan from the City of Homestead and made certain findings with respect to this Redevelopment Plan and geographic area; adopted the Redevelopment Plan; and affirmed the delegation of certain powers to the City Council of the City of Homestead; and approved an Interlocal Cooperation Agreement.

BCC Meeting: March 5, 2019
Research Notes

(The resolution is not in Legistar. A copy of the resolution can be consulted at the Clerk of the Board Division.)

Ordinance No. 94-125, adopted June 7, 1994, approved the funding of the City of Homestead Community Redevelopment Plan through a Trust Fund.

(The ordinance is not in Legistar. A copy of the ordinance can be consulted at the Clerk of the Board Division.)

PROCEDURAL HISTORY

Prime Sponsor: Housing, Social Services and Economic Development Committee

Department/Requester: Office of Management and Budget

The proposed resolution was considered at the Housing, Social Services and Economic Development Committee meeting on February 11, 2019. It was forwarded to the Board with a favorable recommendation. Commissioner Martinez voted “no”.

ANALYSIS

The Florida Legislature enacted the Community Redevelopment Act of 1969, which is presently codified in Part III of Chapter 163, Sections 163.330, et. seq., of the Florida Statutes. All powers arising in the Act are conferred upon counties with home rule charters.

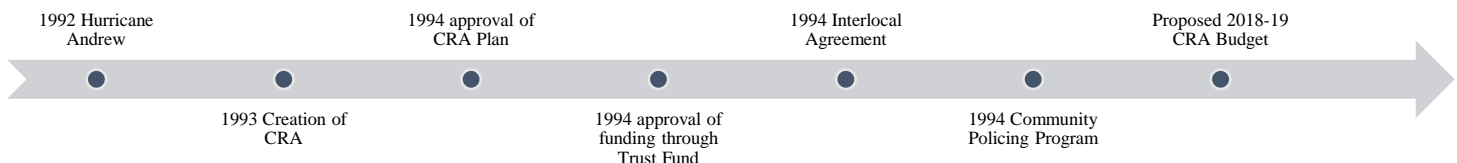
On August 24, 1992, Hurricane Andrew caused destruction of catastrophic proportions that affected all aspects of life in the City of Homestead. Thousands of people were rendered homeless, hundreds of businesses were destroyed or damaged. The local economy plunged to a halt and people’s livelihoods were wrecked, as was much of the public revenue sources that the City of Homestead depends upon to provide public services and facilities for its citizens.

As result of this destruction, the Board of County Commissioners passed Resolution No. R-288-93, which approved the undertaking of community redevelopment in the City of Homestead; established a Community Redevelopment Agency; and directed the County Manager to assist the City of Homestead in preparing a preliminary Community Redevelopment Plan.

On June 7, 1994, the Board adopted the Agency’s Community Redevelopment Plan pursuant to Resolution No. R-915-94. The Board also approved the funding of the Plan through a Trust Fund through Ordinance No. 94-125.

Resolution No. R-915-94 also approved an Interlocal Agreement between Miami-Dade County and the Agency. This Interlocal Agreement was later amended on July 27, 2004 to include a Community Policing Program. The Interlocal Agreement between the County, the City of Homestead and the Agency requires the Agency to submit an annual budget for County approval.

The proposed resolution seeks the Board’s approval of the Fiscal Year 2018-2019 budget for the Homestead Community Redevelopment Agency and the Homestead Community Redevelopment Area in the total amount of \$3,691,135.00.



According to the Fiscal Impact Statement, the Agency’s revenue source is tax increment financing (TIF), which is generated through the incremental growth of ad valorem revenues beyond an established base year, as defined in Section 163.387 of the Florida Statutes. The countywide TIF payment into the Agency’s Trust Fund for Fiscal Year 2018-19 is \$1,200,948 and the City’s TIF payment into the Trust Fund is \$1,540,034.

BCC Meeting: March 5, 2019
Research Notes

The CRA's Fiscal Year 2018-19 budget line items include:

Administrative Expenditures	
Employee Salary and Fringe	\$276,007
Contractual Services	\$63,000
Insurance	\$24,799
Audit and Studies	\$0
Printing and Publishing	\$1,000
Marketing	\$0
Advertising and Notices	\$7,000
Travel and Training	\$10,000
Rent/Lease Costs	\$3,583
Equipment (other than office)	\$0
Office Equipment and Furniture	\$0
Other Administrative Expenses	\$187,959
Sub-total Administrative Expenses	\$573,348
County Administrative Charge at 1.5%	\$16,014
(A) Total Administrative Expenses and County Charges	\$591,362
Operating Expenditures	
Employee Salary and Fringe	\$184,005
Contractual Services	\$247,500
Insurance	\$21,506
Audits and Studies	\$0
Printing and publishing	\$0
Marketing	\$60,000
Legal Services	\$50,000
Architect/Engineer Fees	\$0
Land/Building Acquisitions	\$0
Infrastructure Improvements	\$0
Building Construction & Improvement	\$1,765,000
Debt Service Payments	\$0
Assistance to Non-Profits	\$150,000
Public Safety	\$269,424
Other Operating Expenses	\$335,645
(B) Total Operating Expenses	\$3,083,080
(C) Reserve/Contingency	\$16,693
Expenditures Total (A + B + C)	\$3,691,135

**BCC Meeting: March 5, 2019
Research Notes**

CRA Employee Salary and Fringe Benefits:

Position	Salary	Administrative (60%)	Operational (40%)
Executive Director	\$155,526	\$93,315.60	\$62,210
Assistant Executive Director	\$146,792	\$88,075	\$58,717
Administrative Assistant	\$75,387	\$45,232	\$30,155
Administrative Assistant	\$68,136	\$40,882	\$27,254
Planning & Zoning Assistant	\$14,171	\$8,503	\$5,668
TOTAL	\$460,012	\$276,007	\$184,005

The CRA's accomplishments include the following:

Historic Downtown Homestead

In 2007, Historic Downtown Homestead was listed on the National Register of Historic Places and in 2013 the City of Homestead celebrated its Centennial. The Historic District encompasses 11 city blocks comprising an area of approximately 12 acres. It qualified for listing on the National Register of Historic Places as being both associated with significant historical events and containing distinctive architectural styles. Recently, the City embarked on a Downtown Revitalization Project designed to breathe new life into the Historic District with a variety of public and private projects and partnerships.

Commercial Enhancement Grants

Commercial Enhancement Grant funds are meant for the improvement or rehabilitation of the interior/exterior of existing qualified commercial buildings and for the relocation and expansion of businesses within the City's CRA district, including the removal of architectural barriers for access by handicapped person. Grant funds may not be used for new construction.

Housing Rehabilitation Program

The Emergency Home Repair, Residential Façade, and Residential Landscaping Improvement Grant Programs were developed to provide low and moderate income, single-family residents with the financial assistance needed to make necessary improvements to their homes, to increase their livability and life span. This grant does not require matching funds or repayment. This program is limited to one per resident for the life of the grant program.

Emergency Home Repair provides funding for emergency repairs. This section of the program assists homeowners with necessary repairs and property improvements to make a safe, secure and sanitary home.

Residential Façade Improvement provides funding for the improvements of the exterior of the property. This section of the program stabilizes the community by assisting homeowners with improvements that create a sense of pride, as well as preserving the value of the home equity.

Some of the proposed projects for FY 2018-19 include the following:

Building Construction Improvement - \$1,540,000

These funds will support the construction of one of the major projects in the Downtown Area that the CRA is heavily involved in. The Cybrary will be a 22nd Century cutting-edge library and educational center located in the CRA's Pioneer Quarter designed to bring reading and education to life. The Cybrary will bring audiences back to the library by creating a unique and fun learning experience. It will be located at 80 West Mowry Drive, Homestead FL 33030 – Downtown Area. The Project is expected to begin during the summer 2019 and be should be completed by summer 2020.

BCC Meeting: March 5, 2019
Research Notes

Commercial Enhancement Grant - \$150,000

The Façade Improvement Program is for businesses located within the CRA area (with emphasis on the Pioneer Quarter, Homestead's Historic Downtown and the South West Neighborhood). The program will assist building owners and tenants in making exterior and interior building repairs such as repainting, replacing windows and doors, installing new awning, and installing new signage for the beautification of the area. During FY 2018, one new business was helped through the Commercial Grant Program creating five new jobs.

Residential Grant - \$75,000

This grant is for the improvement of residential curb appeal and necessary emergency repairs to make homes in the CRA safe and secure. The goal of the CRA is to improve the quality of life for homeowners and residents, bring properties up to current building code, improve and upgrade the appearance of the area, and facilitate and encourage redevelopment activity. Since the inception of the Program, 42 houses have been improved through the Housing Rehabilitation Program. During FY 2018, one house was approved for assistance.

Not-for-Profit Organizations - \$150,000

The Community Redevelopment Agency's Fiscal Year 2018-190 Budget allocates \$150,000 to the Homestead CRA Not-for-Profit Grant Program. The Not-for-Profit Committee spread the budget and awarded six grants: Homestead Soup Kitchen (\$10,000); Mexican American Council (\$32,000); Greater Miami Youth for Christ (\$43,500); Seminole Cultural Arts Theatre, Inc. (\$34,500); Le Jardin Community Center, Inc. (\$26,000); and Miami Bridge Youth and Family Services, Inc. (\$13,000).

BCC Meeting: March 5, 2019

Research Notes

A map of the Homestead Community Redevelopment Area is depicted below.



ADDITIONAL INFORMATION

The mission of the Homestead Community Redevelopment Agency is to revitalize the Community Redevelopment Area and provide an economic stimulus such that the future value of property within the CRA is optimized. It does this through providing programs that expand economic activities, improve social institutions, improve the physical functioning of the City, and make the City more aesthetically pleasing.

<https://www.cityofhomestead.com/137/CRA-Plan>

DEPARTMENT INPUT

The Office of the Commission Auditor posed the following questions to the Homestead Community Redevelopment Agency on February 19, 2019; and is awaiting its answers.

- **How many jobs and businesses have been created through the CRA's efforts in the preceding year?** During FY 2018, one new business was helped through the Commercial Grant Program creating five (5) new jobs.
- **How many homes have been improved through the Housing Rehabilitation Program?** Since the inception of the Program, 42 houses. During FY 2018, one house was approved for assistance.
- **Where will the Cybrary be located?** 80 West Mowry Drive, Homestead FL 33030 – Downtown Area
- **When is the project scheduled to begin and what is the projected completion date?** Project is expected to begin during the summer 2019 and be should be completed by the summer 2020.

**BCC Meeting: March 5, 2019
Research Notes**

**Item No. 8G2
File No. 190092**

Researcher: MF Reviewer: TD

RESOLUTION APPROVING THE FISCAL YEAR 2018-2019 BUDGET FOR THE N.W. 79TH STREET CORRIDOR COMMUNITY REDEVELOPMENT AGENCY AND THE N.W. 79TH STREET CORRIDOR COMMUNITY REDEVELOPMENT AREA IN THE AMOUNT OF \$1,031,453.00

ISSUE/REQUESTED ACTION

Whether the Board should approve the Fiscal Year 2018-2019 budget for the N.W 79th Street Corridor Community Redevelopment Agency and the NW 79th Corridor Community Redevelopment Area in the total amount of \$1,031,453.00.

APPLICABLE LEGISLATION/POLICY

Section 163.356, Florida Statutes governs the creation of community redevelopment agencies.

http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App_mode=Display_Statute&Search_String=163.356&URL=0100-0199/0163/Sections/0163.356.html

Section 163.387, Florida Statutes governs redevelopment trust funds. A redevelopment trust fund may be established for each community redevelopment agency after approval of a community redevelopment plan. Funds in the trust shall be used by the agency to finance or refinance any community redevelopment in accordance with the approved community redevelopment plan.

http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App_mode=Display_Statute&Search_String=163.387&URL=0100-0199/0163/Sections/0163.387.html

Resolution No. R-599-15, adopted June 30, 2015, allows for designee to be appointed to CRA.

<http://intra/gia/matter.asp?matter=151301&file=true&yearFolder=Y2015>

Part III of Chapter 163 of Florida Statutes defines the meaning of a “blighted area” to constitute a serious and growing menace, injurious to the public health, safety, morals, and welfare of the residents of the state; that the existence of such areas contributes substantially and increasingly to the spread of disease and crime, constitutes an economic and social liability imposing onerous burdens which decrease the tax base and reduce tax revenues, substantially impairs or arrests sound growth, retards the provision of housing accommodations, aggravates traffic problems, and substantially hampers the elimination of traffic hazards and the improvement of traffic facilities.

http://www.leg.state.fl.us/Statutes/index.cfm?App_mode=Display_Statute&URL=0100-0199/0163/0163.html

Section 163.410 of Florida Statutes states that the exercise of powers in counties with home rule charters does not affect any Community Redevelopment Agency created by a municipality prior to the adoption of a county home rule charter.

http://www.leg.state.fl.us/Statutes/index.cfm?App_mode=Display_Statute&URL=0100-0199/0163/0163.html

Resolution No. R-566-09, adopted May 5, 2009, declared a geographic area of unincorporated Miami-Dade County known as the NW 79th Street Corridor and described as a portion of Miami-Dade County, generally bounded by NW 87th Street on the north, 62nd Street on the south, NW 7th Avenue on the east, and NW 37th Avenue on the west to be a slum or blighted area; declared the rebuilding, rehabilitation, conservation and redevelopment of the area to be in the interest of the public health, safety, morals and welfare of residents of Miami-Dade County; approved the competitive selection of a consultant to prepare a Community Redevelopment Plan for the NW 79th Corridor Community Redevelopment Area.

<http://intra/gia/matter.asp?matter=090460&file=true&yearFolder=Y2009>

BCC Meeting: March 5, 2019
Research Notes

Ordinance No. 11-55, adopted July 19, 2011, appointed a Board of Commissioners of the NW 79th Street Corridor Community Redevelopment Agency and designated their respective terms of office; and delegated certain redevelopment powers to the Agency.

<http://intra/gia/matter.asp?matter=111476&file=true&yearFolder=Y2011>

Resolution No. R-604-11, adopted July 19, 2011, adopted the Community Redevelopment Plan regarding certain geographic area of Miami-Dade County known as the NW 79th Street Corridor and described as a portion of Miami-Dade County generally bounded by NW 87th Street on the north, 62nd Street on the south, NW 7th Avenue on the east, and NW 37th Avenue on the west; and made certain findings with respect to such Redevelopment Plan.

<http://intra/gia/matter.asp?matter=110860&file=true&yearFolder=Y2011>

Ordinance No. 11-52, adopted July 19, 2011, pertained to the redevelopment of the NW 79th Street Corridor Community Redevelopment Area generally bounded by NW 87th Street on the north, 62nd Street on the south, NW 7th Avenue on the east, and NW 37th Avenue on the west; established the Redevelopment Trust Fund; provided for appropriation of funds and calculation of increment for deposit into the Fund; set forth the obligation to appropriate to the Fund and the duration of the obligation; and provided for limited County approval of debt.

<http://intra/gia/matter.asp?matter=111479&file=true&yearFolder=Y2011>

Resolution No. 95-12, adopted January 24, 2012, approved the Interlocal Cooperation Agreement between Miami-Dade County and the NW 79th Street Corridor Community Redevelopment Agency.

<http://intra/gia/matter.asp?matter=120002&file=true&yearFolder=Y2012>

Resolution No. R-241-14, adopted March 4, 2014, authorized the conveyance of one parcel of land at a price of ten dollars to the NW 79th Corridor Community Redevelopment Agency for the purpose of using this property to attract developers to the redevelopment area.

<http://intra/gia/matter.asp?matter=140229&file=true&yearFolder=Y2014>

PROCEDURAL HISTORY

Prime Sponsor: Housing, Social Services and Economic Development Committee

Department/Requester: Office of Management and Budget

The proposed resolution was considered at the Housing, Social Services and Economic Development Committee meeting on February 11, 2019. It was forwarded to the Board with a favorable recommendation. Commissioner Martinez voted “no”.

ANALYSIS

The Florida Legislature enacted the Community Redevelopment Act of 1969, which is presently codified in Part III of Chapter 163, Sections 163.330, et. seq., of the Florida Statutes. All powers arising in the Act are conferred upon counties with home rule charters.

Resolution No. R-566-09, adopted May 5, 2009, established the boundaries of the geographic area of unincorporated Miami-Dade County known as the NW 79th Street Corridor and declared the Area to be slum or blighted. It also declared the rebuilding, rehabilitation, conservation and redevelopment of the area to be in the interest of the public health, safety, morals and welfare of residents of Miami-Dade County.

On July 19, 2011, the Board adopted Ordinance No. 11-55, appointing a Board of Commissioners of the NW 79th Street Corridor Community Redevelopment Agency and delegating certain redevelopment powers to the Agency.

BCC Meeting: March 5, 2019
Research Notes

The Board approved the Agency's Redevelopment Plan when it adopted Resolution No. R-604-11 on July 19, 2011; and the Agency's Redevelopment Trust Fund when it adopted Ordinance No. 11-52.

The CRA held its first meeting on September 12, 2011 and on October 3, 2011, adopted the Interlocal Agreement between the County and the CRA. On January 24, 2012, the Board adopted Resolution No. 95-12, which approved an Interlocal Agreement between the Agency and the County, and granted the Agency certain redevelopment powers.

At the September 20, 2011 BCC meeting, Commissioner Jean Monestime allocated \$20,000 from his office funds to the CRA for their use. This allocation has been the CRA's sole source of revenue. In order to further implementation of its redevelopment Plan, the CRA urged the BCC to convey certain County-owned parcels to the CRA. In February 2014, the BCC, through Resolution No. R-241-14 conveyed a parcel of land to the CRA to be used as an incentive to attract developers interested in creating new jobs in part through the construction of facilities for new retail, office and industrial use within the redevelopment area.

During FY 2014-15, the CRA issued a Request for Proposals for development on this parcel of land. Eco Building Solutions, the sole responder to the RFT, offered to construct a mixed use, residential land office/commercial building. However, the negotiations with Eco Building Solutions did not materialize and the CRA returned the parcel back to the County.

For the current fiscal year, the CRA has engaged the services of an economic development coordinator to assist the CRA with shaping its future agenda by re-visiting the Redevelopment Plan. On November 29, 2018, the CRA approved the FY 2018-19 budget, and requested that County staff forwarded the adopted budget to the BCC, as required in the Interlocal Agreement.

The proposed resolution seeks the Board's approval of the Fiscal Year 2018-2019 budget for the Fiscal Year 2018-2019 N.W 79th Street Corridor Community Redevelopment Agency and the NW 79th Corridor Community Redevelopment Area in the total amount of \$1,031,453.00.

According to the Fiscal Impact Statement, the Agency's revenue source is tax increment financing (TIF), which is generated through the incremental growth of ad valorem revenues beyond an established base year, as defined in Section 163.387 of the Florida Statutes. The countywide TIF payment into the Agency's Trust Fund for Fiscal Year 2018-19 is \$430,692 and the unincorporated municipal service area (UMSA) TIF payment into the Trust Fund is \$177,956.

BCC Meeting: March 5, 2019
Research Notes

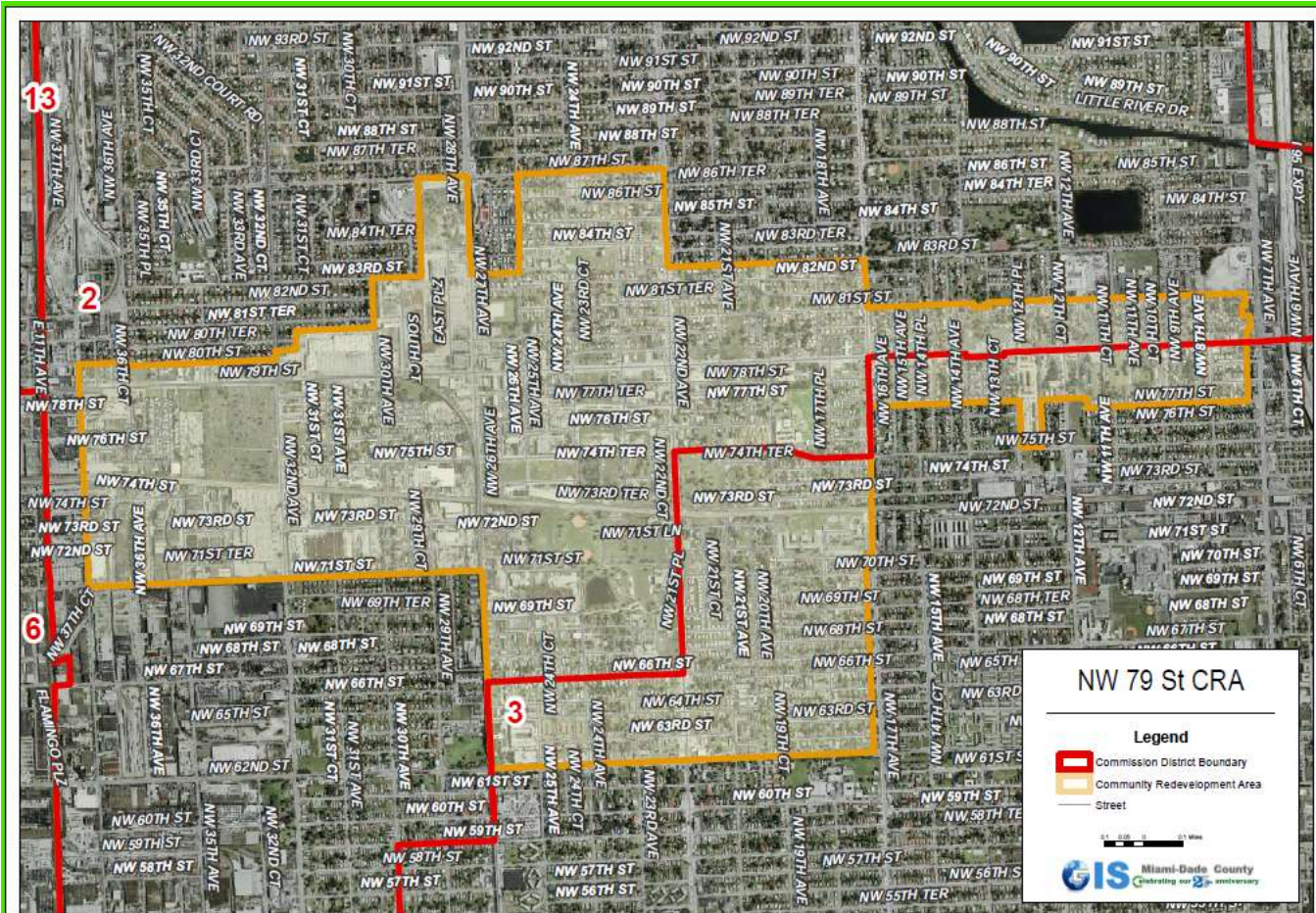
The CRA's Proposed Fiscal Year 2018-19 budget line items include:

Administrative Expenditures	
Employee Salary and Fringe	\$-
Contractual Services	\$-
Printing and Publishing	\$-
Meeting Costs	\$2,000
Advertising, Newspapers and Notices	\$2,500
Travel & Educational Seminars	\$13,323
CRA Support Staff Office Supplies	\$2,500
Other Administrative Expenses	\$30,000
(A) Sub-total Administrative Expenses	\$50,323
County Administrative Charge at 1.5%	\$9,130
(B) Sub-total Administrative Expenses & County Charge	\$59,453
Operating Expenditures	
Repayment of FON and Plan	\$40,000
Membership and State Fee	\$800
Contractual Services	\$-
Printing, Publishing and Social Media	\$15,000
Marketing & Promotional Events	\$50,000
Meeting Room Expenses	\$1,000
Legal Services	\$10,000
Administrative & Program Support	\$50,000
Professional Services	\$50,000
Property Maintenance	\$-
Property Assessments and Fees	\$-
Corridor Façade Improvement Program	\$150,000
Business Training Programs Support	\$40,000
Land Appraisal/Acquisition/Development	\$250,000
Infrastructure Improvements	\$75,000
(C) Sub-total Operating Expenses	\$731,800
(D) Reserve	\$240,200
Expenditure Total (B + C + D)	\$1,031,453

BCC Meeting: March 5, 2019

Research Notes

A map of the N.W 79th Street Corridor Community Redevelopment Area is depicted below.



This map was prepared by the Miami Dade County Information Technology Department Geographic Information Systems (GIS) Division For the Office of Management and Budget

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March, 2012

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BCC Meeting: March 5, 2019
Research Notes

Item No. 8H1
File No. 190001

Researcher: IL Reviewer: TD

RESOLUTION AUTHORIZING, IN ACCORDANCE WITH SECTION 2-8.1(B)(3) OF THE CODE OF MIAMI-DADE COUNTY BY A TWO-THIRDS (2/3) VOTE OF THE BOARD THE DESIGNATED PURCHASES OF EQUIPMENT AND SERVICES FOR THE FURNISHING, DELIVERY, AND/OR INSTALLATION OF PLAYGROUND AND PARK EQUIPMENT, WITH A TOTAL CONTRACTUAL AUTHORITY OF \$5,000,000.00 IN THE AGGREGATE AND \$350,000.00 PER PROJECT, FOR A PERIOD OF FOUR (4) YEARS

ISSUE/REQUESTED ACTION

Whether the Board should authorize a designated purchase of equipment and services for the furnishing, delivery, and/or installation of playground and park equipment for a total contract amount of \$5,000,000.00 and \$350,000.00 per project for a term of four (4) years for the Miami-Dade Parks, Recreation and Open Spaces Department (PROS).

APPLICABLE LEGISLATION/POLICY

Section 2-8.1(b)(3) of the Code of Miami-Dade County (*Procedures for purchases when competitive procedures are not practicable*), Notwithstanding the requirements of section 2-8.1(b)(1), formal sealed bids for purchase of goods or services shall not be required where such formal sealed bids would not be practicable as set forth herein. Designated Purchase shall mean a purchase within the scope of this section when the purchase through the use of formal sealed bids is not practicable, including, but not limited to: (i) sole source purchases, (ii) services where no competition exists such as public utility services, (iii) where purchases or rates are fixed by law or ordinance, (iv) unique professional or artistic services not governed by the Consultants' Competitive Negotiations Act, section 287.055, Florida Statutes, (v) purchases of goods and services necessary to address an emergency, or where additional formal competition would not be practicable, and (vi) solicitations where only a single proposer has responded to a competitive solicitation but such response contains material defects and the County still desires to enter into a contract with such proposer.

Any recommendation by the Mayor for the award of a Designated Purchase shall at a minimum: (i) provide a written explanation of why the purchase through formal sealed bids would not be practicable under the circumstances and is in the best interest of the County, (ii) provide a written explanation of the process followed resulting in the recommendation for a Designated Purchase, and (iii) provide a written description of any informal competition conducted and any and all efforts to obtain a valuation of the recommended purchase. The Board of County Commissioners shall adopt any resolution authorizing a Designated Purchase by a two-thirds vote of the members present.

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

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

<http://intra/gia/legistarfiles/MinMatters/Y2012/120287min.pdf>

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

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

Resolution No. R-140-15, adopted February 3, 2015, directs the County Mayor to conduct a full review, prior to re-procurement of replacement contracts for goods or services of the scopes of services or goods requested to ensure such contracts reflect the

**BCC Meeting: March 5, 2019
Research Notes**

current needs of the County, to include information in recommendations to the board, and to consult with the Small Business Development Division regarding solicitation and contract language.

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

Resolution No. R-113-16, adopted February 2, 2016, authorizing the designated purchases of equipment and services for the furnishing, delivery, and/or installation of playground and park equipment, with a total contractual authority of \$4,000,000.00 in the aggregate and \$350,000.00 per project funded in part from the building better communities general obligation bond program, for a period of three (3) years.

<http://www.miamidade.gov/govaction/matter.asp?matter=152876&file=true&fileAnalysis=false&yearFolder=Y2015>

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

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

PROCEDURAL HISTORY

Prime Sponsor: None

Department/Requester: Internal Services Department

This item was brought before the Parks, Recreation and Cultural Affairs Committee on February 14, 2019 and was forwarded to the BCC with a favorable recommendation.

ANALYSIS

This proposed resolution requests Board authorization for a designated purchase of equipment and services for the furnishing, delivery, and/or installation of playground and park equipment for a total contract amount of \$5,000,000.00 and \$350,000.00 per project for a term of four (4) years for the Miami-Dade Parks, Recreation and Open Spaces Department (PROS).

The Fiscal Impact is \$350,000 per project and \$5,000,000 in aggregate over a period of four (4) years. Capital Funding sources budgeted on annual basis by the Board including Building Better Communities General Obligation Bond Program, Park Impact Fees and Grants.

This contract is intended to provide playground and park equipment, furniture & fixtures, fitness equipment, and shade canopies. Examples are playground equipment, safety surfacing and playground equipment parts; and miscellaneous park equipment and park equipment parts (e.g., shelters, shade structures, water play equipment, skate park elements, prefabricated structures, benches, chickee huts, barbeques, etc.).

This Resolution allows the Miami-Dade County Parks, Recreation and Open Space Department (PROS) to procure playground and park equipment from prequalified and specialty vendor based upon unique project criteria.

According to the Mayoral memo, this open pool is not to replace competitive procurements for installation and infrastructure services, however, this designated purchase can be accessed for installations and infrastructures when the completion of a project is critical (i.e. a specified vendor is a participant or in a collaboration, as with the Trust for Public Lands Fitness Zone program), supports completion of the project within a deadline (such as a completion deadline required by a grant agreement), or due to the non-availability of qualified installers under the Playground: Installation and Infrastructure contract.

Moreover, this resolution allows sole source purchasing when warranted including for the procurement of replacement parts from the original equipment manufacturer, procurement of materials to match existing park elements an equipment.

BCC Meeting: March 5, 2019
Research Notes

The table below illustrates the existing cumulative allocation, released amount and final balance found in the Blanket Purchase Order tab in the Bid Tracking System (BTS) as of February 19, 2019:

Department	Existing Cumulative Allocation	Released Amount	Balance
PROS (Bid No. R-113-16)	\$4,000,000.00	\$2,715,835.97	\$1,430,416.71

The initial contract (R-113-16) was effective March 21, 2016 in the amount of \$4,000,000.00, and scheduled to expire on March 20, 2019. It was presented as a designated purchase and approved by the Board on February 2, 2016 (Resolution No. R-113-16). The yearly allocation under the current option is \$1,333,333.00 and the yearly allocation under the recommended contract is \$1,250,000.00 (a difference of \$83,333.00 less, annually). There are approximately 29 firms under the current Contract. The mayoral memo does not mention who the current vendors are in the proposed contract.

OCA performed a search for commodity code 65080: (Whirls, Playground) on the Business Management Workforce System's Certified Vendor Directory on February 19, 2019. Zero (0) local SBE-G&S certified firms were found on the Business Management Workforce System under the aforementioned code.

DEPARTMENTAL INPUT:

The following questions were made to the department on February 13, 2019, the responses provided are below in bold:

- Does this contract take effect on March 21, 2019 assuming it is approved? If so what vendors are already forecasted to be part of the pool? **Yes, to take effect on March 21, 2019. See attached document for vendors.**
- How many vendors are from the prior pool? **25 on the current pool.**
- What parks have been retrofitted with a new playground (where are they located) and Park Equipment and how many parks are still pending to have new playground?
It is difficult to gather all the parks which have been selected for retrofitted equipment/parts, as to the volume of projects as well as Kendall Shops Section is responsible for ordering replacement parts when conducting on site playground inspections. PROS has completed 37 new projects. PROS anticipates 80 additional park projects, with 6 new Playgrounds and 14 Fitness Zones.

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**Item No. 8H2
File No. 190014**

Researcher: PGE Reviewer: TD

RESOLUTION APPROVING THE MASTER JOINT USE AGREEMENT BETWEEN THE SCHOOL BOARD OF MIAMI-DADE COUNTY AND MIAMI-DADE COUNTY; AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXECUTE THE JOINT USE AGREEMENT AND TO EXERCISE ANY AND ALL RIGHTS AND PROVISIONS CONFERRED THEREIN, INCLUDING THE RIGHT TO ADD OR DELETE SITES FROM THE SCOPE OF THE AGREEMENT, SUBJECT TO ANNUAL RATIFICATION, AND TO PERMIT CONSTRUCTION ON COUNTY PARK SITES FOLLOWING THE EXECUTION OF ADDITIONAL CONSTRUCTION AGREEMENTS SETTING FORTH THEN-APPLICABLE REQUIREMENTS AND POLICIES FOR CONSTRUCTION ON COUNTY PARK PROPERTY

ISSUE/REQUESTED ACTION

Whether the Board should approve the Master Joint Use Agreement between the County and the Miami-Dade County Public Schools (MDCPS) to provide for community recreational and educational needs through the shared use of park and public school properties and facilities for a term of 40 years plus two, five-year options to renew.

APPLICABLE LEGISLATION/POLICY

Florida Statutes Section 1012.32 (Qualifications of Personnel) sets forth eligibility criteria for appointment to any position in any district school system; instructional and noninstructional personnel who are hired or contracted to fill positions that require direct contact with students in any district school system or university lab school must undergo background screening.

http://www.leg.state.fl.us/Statutes/index.cfm?App_mode=Display_Statute&URL=1000-1099/1012/1012.html

Resolution No. R-171-08, adopted by the Board on February 19, 2008, approved the County Park and Open Space System Master Plan, endorsing the plan's principle, goals and vision.

<http://intra/gia/matter.asp?matter=080529&file=false&yearFolder=Y2008>

The Recreation and Open Space Element addresses open spaces and facilities which provide recreation opportunities as their primary function.

<https://www.miamidade.gov/planning/library/reports/planning-documents/cdmp/recreation-and-open-spaces.pdf>

PROCEDURAL HISTORY

Prime Sponsor: None

Department/Requester: Parks, Recreation and Open Spaces

The item was forwarded to the Board with a favorable recommendation by the Parks, Recreation and Cultural Affairs Committee at its February 14, 2019 meeting.

ANALYSIS

This item is requesting that the Board approve the Master Joint Use Agreement between the County and MDCPS for shared use of park and public school properties and facilities for community recreational and educational needs for a term of 40 years plus two, five-year options to renew. The joint use agreement allows designated park sites and designated school sites located within the County to be made available to both the County and MDCPS for recreational and educational services. No additional funding is required under the agreement as the Parks, Recreation and Open Spaces Department (PROS) shall maintain its park facilities adjacent to the MDCPS sites in accordance with Board-approved budgeted funds.

The proposed Master Joint Use Agreement supersedes and terminates any existing park-school agreements and may be amended to add or delete park or school sites by the County Mayor and MDCPS Superintendent. Such addition or deletion does not require

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Board approval but is subject to Board ratification. The goal of the agreement is to bolster access to safe public spaces for youth and families to exercise and spend quality time together. This is consistent with the Park and Open Space System Master Plan (OSMP), which created a framework for an interconnected system of parks, public spaces, natural and cultural places, greenways, trails and complete streets. Both the County and MDCPS have adopted resolutions supporting the OSMP.

At its November 20, 2018 meeting, MDCPS authorized the Superintendent to execute the joint use agreement. The agreement covers 33 public school sites and 33 associated County parks across various County Commission districts.

Under the Master Joint Use Agreement, the parties agree that the County shall keep all recreational facilities and equipment located on the park sites in a safe, clean and working condition at all times while MDCPS shall do the same for its school sites. Furthermore, the agreement establishes a Joint Use Committee co-chaired by the PROS Assistant Director for Planning, Design and Construction Excellence and the District's Chief Facilities Officer. The committee is responsible for: (1) reviewing staff recommendations and making recommendations related to site acquisition and development strategies impacting the County and Board; (2) recommending the addition and/or deletion of park and school sites under the agreement; (3) recommending modifications to each party's hours and/or period of use; (4) recommending the establishment or modification of rules and regulations at park and school sites; and (5) assisting with dispute resolution relating to the Master Joint Use Agreement.

Lastly, it is important to note that the agreement may be cancelled in whole by either party by providing the other party with a minimum of one year prior written notice and provided that such cancellation shall be effective at the completion of the then current school year or recreational season in effect. Other than cancellation for cause, the party canceling the agreement shall reimburse the other party for any capital improvements constructed by the other party on the canceling party's land.

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**Item No. 8H3
File No. 190096**

Researcher: LE Reviewer: TD

RESOLUTION AUTHORIZING CONVEYANCE OF AN EASEMENT TO FLORIDA POWER AND LIGHT COMPANY IN EXCHANGE FOR \$1.00 TO INSTALL AND MAINTAIN ELECTRIC POWER FACILITIES AT ZOO MIAMI (ASIAN ELEPHANT LOCATION), LOCATED AT 12400 SW 152 STREET, MIAMI, FL 33177; AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE EASEMENT AND EXERCISE ALL PROVISIONS CONTAINED THEREIN

ISSUE/REQUESTED ACTION

Whether the Board should authorize conveyance of an easement to Florida Power and Light Company in exchange for \$1 to install and maintain electric power facilities at Zoo Miami.

APPLICABLE LEGISLATION/POLICY

Resolution No. R-504-15, adopted on June 2, 2015, requires the County to undertake certain measures to minimize negative aesthetic impact to the public prior to conveyance of an easement or license for the installation of utility lines and equipment on County-owned property.

<http://intra/gia/matter.asp?matter=151008&file=true&yearFolder=Y2015>

PROCEDURAL HISTORY

Prime Sponsor: None

Department/Requester: Parks, Recreation and Open Spaces

This item was heard during the PRCA meeting on February 14, 2019 and forwarded to the BCC with a favorable recommendation.

ANALYSIS

This item is requesting the Board's authorization to convey an easement to Florida Power and Light Company (FPL) to install and maintain electric power facilities in the Asian Elephant location at Zoo Miami at the price of \$1.00.

The fiscal impact is \$1.00 from FPL.

The Parks, Recreation and Open Spaces (PROS) Department has been working on a project to expand the Asian Elephant section at Zoo Miami and determined that they would need to relocate the electrical power line facilities. A new easement must be established for continued monitoring and maintenance of the relocated FPL facilities. A 10-foot-wide, 780 linear-foot easement will be conveyed by FPL for an underground electrical power transmission line at Zoo Miami. Since the entire installation is underground, it will not impact the park's aesthetics and will provide unobstructed access, as required by Resolution No. R-504-15. The power lines have already been relocated by FPL to meet the site needs for the Asian Elephant location expansion project.

ADDITIONAL INFORMATION

Zoo Miami (also known as The Miami-Dade Zoological Park and Gardens) is the largest and oldest zoological garden in Florida and the only sub-tropical zoo in the Continental United States.

The history of the zoo can be traced back to 1948, with what was then known as the Crandon Park Zoo on Key Biscayne, just off the coast of Downtown Miami. At that time, the zoo occupied 48 acres of the park and its first animals included some lions, an elephant and a rhinoceros that had been stranded when a circus went out of business in Miami.

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Zoo Miami today occupies almost 750 acres and is home to more than 3,000 animals representing over 500 different species. Of this population, more than 40 species are classified as endangered. The zoo also houses more than 1,000 species of trees, palms and other plants, and over 100 special exhibits showcasing a broad number of species and scientific topics.

<https://www.zoomiami.org/about-the-zoo>

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**Item No. 8I1
File No. 190150**

Researcher: LE Reviewer: TD

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE CITY OF DORAL, WHICH PROVIDES ACCESS TO THE MIAMI-DADE COUNTY COMPUTER-AIDED DISPATCH (CAD) SYSTEM; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SIMILAR INTERLOCAL AGREEMENTS WITH OTHER LAW ENFORCEMENT PARTNERS; APPROVING TERMS OF SUCH AGREEMENTS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE CANCELLATION, AMENDMENT, AND TERMINATION PROVISIONS CONTAINED THEREIN

ISSUE/REQUESTED ACTION

Whether the Board should authorize execution of an interlocal agreement with the City of Doral providing access to the Miami-Dade County Computer-Aided Dispatch (CAD) System; and authorize execution of similar interlocal agreements with other law enforcement partners.

APPLICABLE LEGISLATION/POLICY

N/A

PROCEDURAL HISTORY

Prime Sponsor: Commissioner Joe A. Martinez, District 11

Department/Requester: Miami-Dade Police Department

During the PSR meeting on February 12, 2019, the item was forwarded to the BCC with a favorable recommendation.

ANALYSIS

This item is requesting Board authorization to execute an interlocal agreement with the City of Doral to provide access to the Miami-Dade County Computer-Aided Dispatch (CAD) System; and authorize execution of similar interlocal agreements with other law enforcement partners.

There is no fiscal impact as the law enforcement agencies will reimburse the County for all associated costs.

The CAD system allows Miami-Dade Police Department (MDPD) dispatchers to send information to police units, such as calls for service, via mobile data terminals and to announce the call details to field units over a two-way radio system. Through the installation of necessary network connectivity to the CAD and ancillary software applications, several law enforcement agencies will have access to the CAD system in order to respond to service calls in a more efficient manner as it is an integral component of the Emergency 911 System. The single technology solution and interlocal agreements will improve response to service calls for police services across the County.

The City of Doral agrees to acknowledge incidents either via radio or through its Premier Mobile Data Computing (PMDC) application, provide an eight week notification prior to changing any police boundaries and patrol areas, be held responsible for all associated costs, reimburse the County, and provide payment in full to the MDPD on October 1st of each year in the amount for the next 12 month period through the termination of the agreement.

The County, by and through the MDPD, will agree to provide full call taking and dispatch services to the City for both emergency and non-emergency calls for services, receive and answer City of Doral's police service calls through the same screening and

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processing by all call takers, appropriately dispatch calls, provide access to MDPD CAD and connectivity for records management purposes, and invoice the City for the provided services on a yearly basis.

The interlocal agreement between the City of Doral and Miami-Dade County is set to terminate September 30, 2025.

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**Item No. 8I2
File No. 190151**

Researcher: MF Reviewer: TD

RESOLUTION RETROACTIVELY APPROVING THE MUTUAL AID AGREEMENT WITH THE PALM BEACH COUNTY SHERIFF'S OFFICE AND SUBSCRIBING LAW ENFORCEMENT AGENCIES AND MIAMI-DADE COUNTY, THROUGH THE MIAMI-DADE POLICE DEPARTMENT, FOR A PERIOD OF ONE YEAR FROM THE DATE ALL PARTIES SIGN AND AUTOMATICALLY RENEWING EACH YEAR THEREAFTER FOR UP TO FIVE ADDITIONAL ONE-YEAR TERMS, UNLESS TERMINATED; RETROACTIVELY AUTHORIZING THE ACTION OF THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE IN EXECUTING THE MUTUAL AID AGREEMENT; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE AMENDMENTS, RENEWALS, TERMINATION AND OTHER PROVISIONS CONTAINED THEREIN

ISSUE/REQUESTED ACTION

Whether the Board should retroactively approve the Mutual Aid Agreement with the Palm Beach County Sheriff's Office and subscribing law enforcement agencies and Miami-Dade County, through the Miami-Dade Police Department, for a period of one year from the date all parties sign and automatically renewing each thereafter for up to five additional one-year terms, unless terminated.

APPLICABLE LEGISLATION/POLICY

Florida Statutes, Section 23.12, the Florida Mutual Aid Act, states that "[b]ecause of the existing and continuing possibility of the occurrence of natural or manmade disasters or emergencies and other major law enforcement problems, and in order to ensure that preparations of this state will be adequate to deal with such activity, protect the public peace and safety, and preserve the lives and property of the people of the State, it is encouraged to create a state law enforcement mutual aid plan which provides for the command and coordination of law enforcement planning, operations, and mutual aid."

http://www.leg.state.fl.us/Statutes/index.cfm?App_mode=Display_Statute&URL=0000-0099/0023/0023.html

PROCEDURAL HISTORY

**Prime Sponsor: Commissioner Joe A. Martinez, District 11
Department/Requester: Miami-Dade Police**

The proposed resolution was considered at the Public Safety and Rehabilitation Committee meeting on February 12, 2019. It was forwarded to the BCC with a favorable recommendation.

ANALYSIS

The proposed resolution requests the Board's retroactive approval of the Mutual Aid Agreement with the Palm Beach County Sheriff's Office, other subscribing law enforcement agencies and Miami-Dade County, through the Miami-Dade Police Department, for a period of one year from the date all parties sign and automatically renewing each thereafter for up to five additional one-year terms, unless terminated.

The MDPD has been invited to join a new task force whose mission is to combat auto theft crime. The lead agency is the Palm Beach County Sheriff's Office. The participating agencies include the Sheriff's Offices of Broward and Martin Counties, Boca Raton Police Department, Boynton Beach Police Department, Delray Beach Police Department, Town of Lake Clarke Shores Police Department, and the Florida Highway Patrol.

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By entering into this Mutual Aid Agreement, the agencies allow voluntary cooperation across jurisdictional lines, establish joint operations to combat auto theft and are authorized to take any and all necessary law enforcement action in the investigation, apprehension and arrest of individuals while involved in task force operations.

The subscribing law enforcement agencies render law enforcement assistance to each other for the purposes of jointly addressing auto theft activity, including vehicle/title fraud investigations, dealership fraud investigations, identity theft as it relates to auto theft and vehicle/title fraud, the import/export of vehicles at the Port of Palm Beach, Port Everglades in Fort Lauderdale, and PortMiami, “chop shops”, salvage yards, vehicle and vessel dealerships, repair shops, tow and salvage yards, and scrap metal facilities.

According to the Fiscal Impact Statement, the proposed resolution generates no fiscal impact for the County.

DEPARTMENT INPUT

The Office of the Commission Auditor posed the following questions to the Miami-Dade Police Department, and is awaiting its answers:

- **Has the Mutual Aid Agreement already entered into force?** Yes, the Agreement has been signed.
- **If so, what actions have been undertaken under the Agreement?** The Miami-Dade Police Department is participating in this Task Force and is conducting joint investigations with Task Force partners. Consistent with the Task Force, the investigations cross jurisdiction lines.
- **What other law enforcement agencies are parties to the Agreement?** The lead agency is the Palm Beach County Sheriff’s Office, along with the Sheriff’s Offices of Broward and Martin Counties, and several other agencies. Other agencies include Boca Raton Police Department, Boynton Beach Police Department, Delray Beach Police Department, Town of Lake Clarke Shores Police Department, and the Florida Highway Patrol.

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**Item No. 8K1
File No. 190283**

Researcher: PGE Reviewer: TD

RESOLUTION AUTHORIZING THE SETTLEMENT AND DISMISSAL OF THE LAWSUIT STYLED BAHAMIAN VILLAGE, LLC AND DEBRA SINKLE KOLSKY, AS TRUSTEE OF THE DEBRA SINKLE KOLSKY TRUST VS. MIAMI-DADE COUNTY VS. L.B.W. HOMEOWNERS' FOUNDATION OF CORAL GABLES, INC.; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE SETTLEMENT AGREEMENT AND TO EXECUTE AND RECORD THE RELEASE AND TERMINATION OF DEED RESTRICTIONS AND RIGHT OF RE-ENTRY, SUBORDINATION, NON-DISTURBANCE AND ATTORNMENMENT AGREEMENT (AS APPLICABLE), SUBORDINATION AGREEMENT BETWEEN THE COUNTY AND DEBRA SINKLE KOLSKY, TRUSTEE OF THE DEBRA SINKLE KOLSKY TRUST, EASEMENT AFFIRMATION, AND DECLARATION OF RESTRICTIONS, TO ADMINISTER AND ENFORCE ALL AGREEMENTS EXECUTED HEREIN, AND TO EXECUTE AMENDMENTS, ESTOPPEL CERTIFICATES, OR OTHER AGREEMENTS

ISSUE/REQUESTED ACTION

Whether the Board should authorize the: (1) Settlement Agreement dismissing with prejudice all claims, counterclaims, and crossclaims relating to the lawsuit styled *Bahamian Village, LLC and Debra Sinkle Kolsky, as Trustee of the Debra Sinkle Kolsky Trust vs. Miami-Dade County vs. L.B.W. Homeowners' Foundation of Coral Gables* in the Eleventh Judicial Circuit of Miami-Dade County, Florida; and (2) execution by the County Mayor of the settlement agreement and associated agreements, i.e., Declaration of Restrictions; Subordination Agreement; Direction to Court to Dissolve Lis Pendens; Stipulation for Dismissal of the Lawsuit with Prejudice; Release and Termination of Deed Restrictions and Right of Reentry; and Linear Park Affirmation.

APPLICABLE LEGISLATION/POLICY

Florida Statutes Section 125.38 governs the sale of County property and states that the United States, or any department or agency thereof, the state or any political subdivision or agency thereof, or any municipality of this state, or corporation or other organization not for profit which may be organized for the purposes of promoting community interest and welfare, should desire any real or personal property that may be owned by any county of this state or by its board of county commissioners, for public or community interest and welfare, then the United States, or any department or agency thereof, state or such political subdivision, agency, municipality, corporation or organization may apply to the board of county commissioners for a conveyance or lease of such property. Such board, if satisfied that such property is required for such use and is not needed for county purposes, may thereupon convey or lease the same at private sale to the applicant for such price, whether nominal or otherwise, as such board may fix, regardless of the actual value of such property. The fact of such application being made, the purpose for which such property is to be used, and the price or rent therefor shall be set out in a resolution duly adopted by such board. In the case of a lease, the term of such lease shall be recited in such resolution.

http://www.leg.state.fl.us/Statutes/index.cfm?App_mode=Display_Statute&Search_String=&URL=0100-0199/0125/Sections/0125.38.html

Florida Statutes Chapter 86 governs declaratory judgments; the circuit and county courts have jurisdiction within their respective jurisdictional amounts to declare rights, status and other equitable or legal relations whether or not further relief is or could be claimed.

http://www.leg.state.fl.us/Statutes/index.cfm?App_mode=Display_Statute&URL=0000-0099/0086/0086.html

Resolution No. R-50-03, adopted by the Board on January 23, 2003, authorized: (1) conveyance of land to the L.B.W. Homeowners' Foundation of Coral Gables, Inc. for the development of Bahamian Village in accordance with Florida Statutes 125.38; (2) the County Mayor, Director of the Office of Community and Economic Development, County Attorney and Clerk of the Board to take whatever actions are necessary to effect and secure the conveyance of said land; and (3) the execution of the County deed.

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<http://intra/gia/matter.asp?matter=030162&file=false&yearFolder=Y2003>

Resolution No. R-59-06, adopted by the Board on January 24, 2006, authorized: (1) conveyance of land to L.B.W. Homeowners' Foundation of Coral Gables, Inc. for the development of a mixed rental residential-commercial project named Bahamian Village in accordance with Florida Statutes 125.38; (2) the County Mayor, Director of the Office of Community and Economic Development, County Attorney and Clerk of the Board to take the necessary actions to effect and secure the conveyance of said land; and (3) execution the County deed.

<http://intra/gia/matter.asp?matter=053484&file=true&yearFolder=Y2005>

Resolution No. R-137-07, adopted by the Board on February 6, 2007, authorized an extension of the development deadlines for the Bahamian Village Project from December 2006 with completion in December 2007 to August 2007 with completion in August 2008.

<http://intra/gia/matter.asp?matter=070020&file=true&yearFolder=Y2007>

Resolution No. R-138-07, adopted by the Board on February 6, 2007, approved change of project scope and extension of the development deadlines for the Bahamian Village Project from August 2007 with completion in August 2008 to August 2007 with completion in December 2009.

<http://intra/gia/matter.asp?matter=070021&file=true&yearFolder=Y2007>

Resolution No. R-498-09, adopted by the Board on May 5, 2009, approved an extension of the development deadlines for the Bahamian Village Project by Bahamian Village, LLC from December 2009 to December 31, 2012.

<http://intra/gia/matter.asp?matter=090897&file=true&yearFolder=Y2009>

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

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

Resolution No. R-579-15, adopted by the Board on June 30, 2015, approved: (1) the Fiscal Year 2015 Action Plan funding recommendations for \$9,077,964.87 of Community Development Block Grant (CDBG) funds, \$2,342,405.25 of Home Investment Partnerships funds, and \$960,995 of emergency solutions grant funds; (2) substantial amendments to the Fiscal Year 2013-2017 consolidated plan; and (3) the County Mayor's filing with the U.S. Department of Housing and Urban Development.

<http://intra/gia/matter.asp?matter=151394&file=true&yearFolder=Y2015>

PROCEDURAL HISTORY

Prime Sponsor: Housing, Social Services and Economic Development Committee

Department/Requester: Public Housing and Community Development

The item was considered at the Housing, Social Services and Economic Development Committee on February 11, 2019 and forwarded to the Board with a favorable recommendation. The following discussion transpired at the meeting:

- Commissioner Martinez indicated that he considered 3-day ruling the item but decided not to out of respect for the District commissioner; he asked why the County is giving up its reversionary interest in the property as reverters protect the County from bad deals; he also asked whether the 15 jobs that Bahamian Village must create under the settlement was a provision of the original agreement; Director Michael Liu, Public Housing Community Development (PHCD), addressed Martinez's concerns, explaining that the lawsuit dealt with whether the County truly has a reversionary interest in the property; that the County's position is that it does have a reverter; and that no one can predict how the court would treat that issue; the director further stated that pursuant to the settlement agreement, Bahamian Village shall create 15 jobs and there is a

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financial penalty of up to \$525,000 if the job creation requirements are not met. The original agreement envisioned more than 15 jobs. The director added that Wawa will provide the jobs.

- Commissioner Higgins inquired as to the timeframe for meeting the job creation requirements and whether the wages to be paid are at least a Living Wage; the PHCD Director responded that Bahamian Village shall create 15 jobs within four years of execution of the settlement and that the wages are competitive based on the marketplace.

ANALYSIS

This item is requesting that the Board authorize the settlement and dismissal of the lawsuit styled *Bahamian Village LLC et al v. Miami-Dade County*, in the Eleventh Judicial Circuit Court of Miami-Dade County and authorize the County Mayor to execute the settlement agreement and associated agreements in furtherance of the settlement agreement, i.e., Declaration of Restrictions; Subordination Agreement; Direction to Court to Dissolve Lis Pendens; Stipulation for Dismissal of the Lawsuit with Prejudice; Release and Termination of Deed Restrictions and Right of Reentry; and Linear Park Affirmation.

On January 23, 2003, pursuant to Resolution No. R-50-03, the Board authorized conveyance of land to the L.B.W. Homeowners' Foundation of Coral Gables, Inc. (LBW) for the development of Bahamian Village. On January 24, 2006, pursuant to Resolution No. R-59-06, the Board authorized conveyance of land to LBW for the development of a mixed rental residential-commercial project named Bahamian Village. On February 6, 2007, pursuant to Resolution No. R-137-07, the Board authorized an extension of the development deadlines for the Bahamian Village Project from December 2006 with completion in December 2007 to August 2007 with completion in August 2008. Also on February 6, 2007, pursuant to Resolution No. R-138-07, the Board approved a change of project scope and extension of the development deadlines for the Bahamian Village Project from August 2007 with completion in August 2008 to August 2007 with completion in December 2009. Lastly, on May 5, 2009, pursuant to Resolution No. R-498-09, the Board approved an extension of the development deadlines for the Bahamian Village Project by Bahamian Village, LLC (Company) from December 2009 to December 31, 2012.

The conveyed property is subject to certain restrictions relating to its development due to funding from the Community Development Block Grant program, which requires that the property be used for the benefit of low- to moderate-income people and for certain economic development purposes for the creation of jobs for individuals within certain economic parameters.

The project has not been completed as stipulated in the Board resolutions and associated legal instruments. The Company argues that on receiving the interest in the property, LBW discovered the original deed did not allow it to transfer the land to an LLC to secure financing. Also, the survey the County provided to LBW in connection with the transaction omitted part of the land that was conveyed. These issues caused delays in commencing and completing the project. Additionally, the parties agreed to change the primary focus of the development project from housing to retail because the City of Coral Gables denied the site plan comprised of mixed-use housing. As the Company has not completed the development project by the deadline, December 31, 2012, the County contends it is entitled to a reverter.

An issue of fact has arisen as to whether the County has a reversionary interest in the property. The Company filed a complaint in July 2015 with the Eleventh Judicial Circuit in and for Miami-Dade County Florida, naming the County as a defendant and demanding declaratory judgment. The Company alleges that the deed conveying the property to it does not contain a reverter clause. In the complaint, the Company is requesting that the court declare its interest in the property is not subject to a reversionary interest in favor of the County.

The settlement agreement resolves the outstanding issues between the parties, enabling the Company to proceed with the development of the property and dismissing the pending lawsuit. Under the agreement, the parties agree to the following:

- The completion of development and construction no later than four years from execution of the settlement agreement and execution of the Declaration of Restrictions;

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- Users of the property must either create and maintain the required 15 jobs or pay liquidated damages of up to \$525,000; each required job must last for a combined period of no less than 12 months;
- The County may place a lien upon the property based upon the assessment of liquidated damages not paid timely after written notice by the County, which lien shall be senior to the mortgage; and
- Simultaneous execution of the associated documents in furtherance of the settlement agreement, i.e., Declaration of Restrictions; Subordination Agreement; Direction to Court to Dissolve Lis Pendens; Stipulation for Dismissal of the Lawsuit with Prejudice; Release and Termination of Deed Restrictions and Right of Reentry; and Linear Park Affirmation.

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**Item No. 8L1
File No. 190149**

Researcher: JFP Reviewer: TD

RESOLUTION APPROVING AND ACCEPTING TWO DEEDS FOR CANAL RIGHT-OF-WAY LOCATED ALONG NW 107 AVENUE NEAR NW 146 STREET IN THE CITY OF HIALEAH GARDENS IN SECTION 19, TOWNSHIP 52 SOUTH AND RANGE 40 EAST IN MIAMI-DADE COUNTY; AUTHORIZING THE CHAIRPERSON OR VICE CHAIRPERSON OF THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE THE RIGHT-OF-WAY DEEDS

ISSUE/REQUESTED ACTION

Whether the Board should authorize the Board of County Commissioners to execute two deeds for canal right-of-way, located in District 12 in the City of Hialeah Gardens along NW 107 Avenue between NW 140 Street and NW 146 Street, and ultimately approve and accept these deeds.

APPLICABLE LEGISLATION/POLICY

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

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

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

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

PROCEDURAL HISTORY

Prime Sponsor: Commissioner Jose "Pepe" Diaz, District 12

Department/Requester: Regulatory and Economic Resources

This item was forwarded to the BCC with a favorable recommendation by the Infrastructure & Capital Improvements Committee at its February 12, 2019 meeting.

ANALYSIS

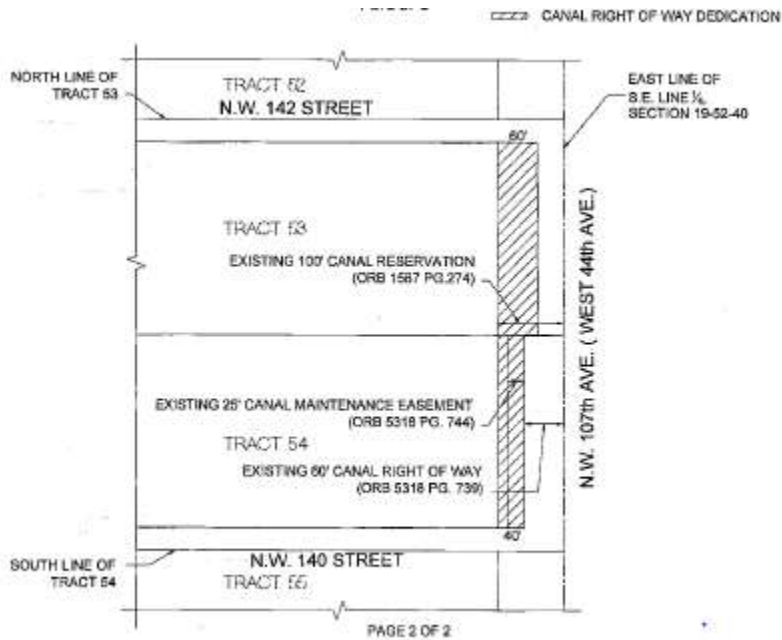
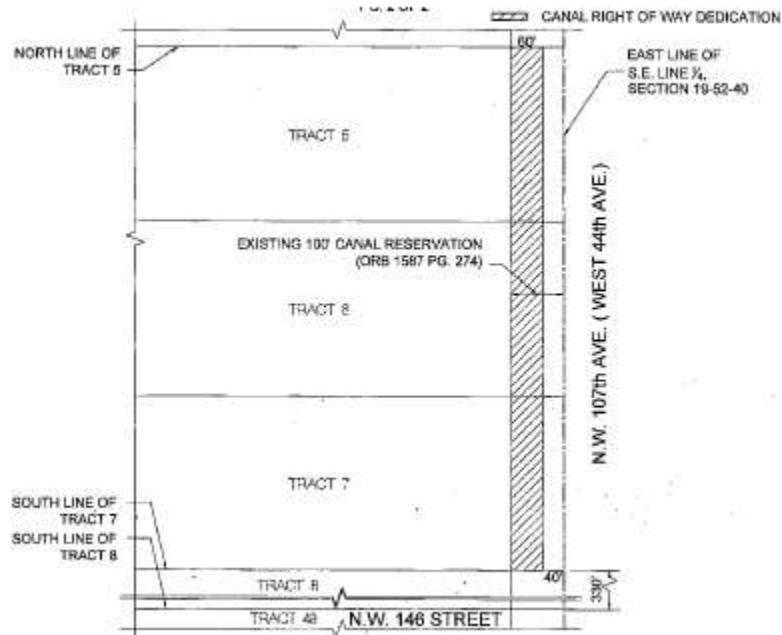
The proposed resolution seeks to approve and accept two deeds for canal right-of-way, located in District 12 in the City of Hialeah Gardens along NW 107 Avenue between NW 140 Street and NW 146 Street, and authorize the Board of County Commissioners to execute the two right-of-way deeds. The owners of the subject property in Section 19, Township 52 South and Range 40 East—Bridge HG One LLC and Bridge HG South LLC, both Florida Limited Liability Companies—have each offered to dedicate to the County a right-of-way for canal and all other public purposes with a total area of 2.04 acres. Therefore, this item does not require the expenditure of any Miami-Dade County funds, with the exception of consideration of the sum of one dollar per deed.

Bridge HG One LLC has offered to dedicate a canal right-of-way with an area of 1.36 acres, and Bridge HG South, LLC has offered to dedicate a canal right-of-way with an area of 0.68 acres.

The subject properties are encumbered by those rights in reservation given to Miami-Dade County in 1959 by the South Florida Water Management District (formerly known as the Southern Florida Flood Control District) to be used for the limited purposes of water management and flood protection in connection with the Miami-Dade County Water Control Master Plan. These two deeds expand the rights granted to include *all public purpose*.

Below are diagrams of the subject properties.

BCC Meeting: March 5, 2019
Research Notes



**BCC Meeting: March 5, 2019
Research Notes**

**Item No. 8L2
File No. 190138**

Researcher: JFP Reviewer: TD

RESOLUTION AUTHORIZING HISTORIC PRESERVATION AD VALOREM TAX EXEMPTION FOR THE REHABILITATION OF 6300 BISCAYNE BOULEVARD, MIAMI, FLORIDA, PURSUANT TO SECTION 196.1997, FLORIDA STATUTES, AND SECTION 16A-18 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; DIRECTING THE MAYOR OR DESIGNEE TO EXECUTE AND RECORD COVENANT; AND AUTHORIZING MAYOR OR DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN

ISSUE/REQUESTED ACTION

Whether the Board should authorize historic preservation ad valorem tax exemption for commercial property located at 6300 Biscayne Boulevard, Miami, Florida originally constructed in 1953, as it has been deemed to be of architectural and historical significance, and was designated as a contributing structure in a local historic district by the City of Miami in 2006.

APPLICABLE LEGISLATION/POLICY

Florida Statutes Section 196.1997 (Ad valorem tax exemptions for historic properties) states that the board of county commissioners of any county or the governing authority of any municipality may adopt an ordinance to allow ad valorem tax exemptions (under s. 3, Art. VII of the State Constitution) to historic properties if the owners are engaging in the restoration, rehabilitation, or renovation of such properties in accordance with guidelines established in this section.

http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App_mode=Display_Statute&Search_String=196.1997&URL=0100-0199/0196/Sections/0196.1997.html

Section 16 of the Code of Miami-Dade County declares as a matter of public policy that the protection, enhancement and perpetuation of properties of historical, cultural, archaeological, paleontological, aesthetic and architectural merit are in the interests of the health, prosperity and welfare of the people of the County.

Section 16A-18 of the Code of Miami-Dade County states:

- a) Scope of tax exemptions. A method is hereby created for the Board of County Commissioners, at its discretion, to allow tax exemptions for the restoration, renovation, or rehabilitation of historic properties. The exemption shall apply to one hundred (100) percent of the assessed value of all improvements to historic properties which result from restoration, renovation, or rehabilitation made on or after the effective date of this ordinance. The exemption applies only to taxes levied by Metropolitan Miami-Dade County.
- b) Duration of tax exemptions. Any exemption granted under this section to a particular property shall remain in effect for ten (10) years. The Board of County Commissioners shall have the discretion to set a lesser term if requested by the property owner in its original application and covenant. The term of the exemption shall be specified in the resolution approving the exemption.

https://library.municode.com/fl/miami_-_dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH16AHIPR

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

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

PROCEDURAL HISTORY

Prime Sponsor: Chairwoman Audrey M. Edmonson, District 3

Department/Requester: Regulatory and Economic Resources

**BCC Meeting: March 5, 2019
Research Notes**

This item was forwarded to the BCC with a favorable recommendation by the Infrastructure & Capital Improvements Committee at its February 12, 2019 meeting.

ANALYSIS

The property at the focus of this historic preservation ad valorem tax exemption resolution is a commercial property located at 6300 Biscayne Boulevard, Miami, Florida, the site of the South Pacific Motel. Built in 1953 by architect Charles Giller, it has been deemed to be of architectural and historical significance, earning the designation as a contributing structure in the City of Miami MiMo Biscayne History District by the City of Miami in 2006. The South Pacific is unique in design, with its stone veneer façade and vintage neon sign. The current property owner, South Pacific 6300 LLC, seeks ad valorem tax exemption pursuant to Section 196.1997 Florida Statutes and Section 16A-18 of the Code of Miami-Dade County for the following restoration work:

- complete interior and exterior renovation;
- installation of historically appropriate impact-resistant windows and doors;
- restoration of character-defining historic stone façade;
- restoration of original neon and pylon signage;
- replacement of roof; and
- site improvements.

The table below details the amount spent by the property owner on the renovation, and the applicable taxable value and corresponding exemption.

Costs of Total Renovation (amount spent by property owner)	Amount Attributed to Work on the Historic Structure	Taxable Value of the Qualifying Improvements (as determined by the Property Appraiser's office)	Estimated ad valorem Tax Exemption (for one year; Countywide operating taxes only)
\$2,910,000	\$1,325,000	\$765,334	\$3,572*

*The proposed exemption of \$3,572 is not for the entire assessed value of the property; the tax exemptions are calculated from what the value of the renovations to the historic property were, and only apply to the countywide portion of the property's tax bill. Countywide operating ad valorem property taxes will still be assessed and collected on the remaining taxable value that did not qualify for the exemption. The annual value of the tax exemption during the ten-year period may fluctuate based on adjustments to either the countywide operating millage or the Property Appraiser's taxable value of the qualifying improvements to the property.

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Research Notes

Below is a photo of the subject property:



**BCC Meeting: March 5, 2019
Research Notes**

**Item No. 8L3
File No. 190491**

Researcher: MF Reviewer: TD

RESOLUTION APPROVING THE NON-EXCLUSIVE PROFESSIONAL SERVICES AGREEMENT WITH STEARNS, CONRAD AND SCHMIDT, CONSULTING ENGINEERS, INC. DBA SCS ENGINEERS, IN AN AMOUNT NOT TO EXCEED \$1,100,000.00, TO PROVIDE ENVIRONMENTAL CLEANUP, COMPLIANCE AND RELATED SERVICES FOR PROJECT NO. E15-RER-03 FOR THE MIAMI-DADE DEPARTMENT OF TRANSPORTATION AND PUBLIC WORKS AND OTHER COUNTY DEPARTMENTS; DIRECTING THAT WORK ORDERS ARISING FROM THIS NON-EXCLUSIVE PROFESSIONAL SERVICES AGREEMENT WHICH ANTICIPATE USING SURTAX FUNDS BE INITIALLY REVIEWED BY THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST AND APPROVED BY THE BOARD OF COUNTY COMMISSIONERS PRIOR TO USING SURTAX FUNDS; EXPRESSING THE INTENT OF THE BOARD THAT WORK ORDERS ARISING FROM THIS NON-EXCLUSIVE PROFESSIONAL SERVICES AGREEMENT WHICH ANTICIPATE USING SURTAX FUNDS BYPASS COMMITTEE REVIEW AND GO DIRECTLY TO THE BOARD OF COUNTY COMMISSIONERS FOLLOWING REVIEW BY THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE AGREEMENT AND TO EXERCISE THE PROVISIONS CONTAINED THEREIN [SEE ORIGINAL ITEM UNDER FILE NO. 182375]

ISSUE/REQUESTED ACTION

Whether the Board should approve the non-exclusive Professional Services Agreement with Stearns, Conrad and Schmidt, Consulting Engineers, Inc., d/b/a SCS Engineers, in an amount not to exceed \$1,100,000.00, to provide environmental clean-up, compliance and related services for Project No. E15-RER-03 for the Miami-Dade Department of Transportation and Public Works and other County departments; whether the Board should authorize the use of Charter County Transit Surtax funds for eligible Miami-Dade Department of Transportation and Public Works projects only. The term of the contract will be for three years plus two, one-year renewal options.

APPLICABLE LEGISLATION/POLICY

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

https://library.municode.com/fl/miami_dade_county/codes/code_of_ordinances?nodeId=PTIICCOOR_CH2AD_ARTIINGE_S2-8.1COPUGE

Miami-Dade County Code, Section 29-124(f), provides that “[n]o surtax proceeds may be used to pay the costs of a contract unless the Trust has submitted a recommendation to the County Commission regarding said contract award.”

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

Florida Administrative Code, Chapters 62-780, provide the contaminated site clean-up criteria.

<https://www.flrules.org/gateway/ChapterHome.asp?Chapter=62-780>

Ordinance No. 02-116, adopted July 9, 2002, imposes a one half of one percent Charter County Transit System Surtax authorized by Section 212.055(1), Florida Statutes on all transactions occurring in Miami-Dade County otherwise subject to the State tax imposed on sales, use, rentals, admissions and other transactions by Chapter 212, Florida Statutes; providing exceptions' providing limitations and procedures for administration and collection; providing for use of Surtax proceeds; granting Citizens; Independent Transportation Trust certain powers over the use and expenditure of Surtax proceeds.

<http://intra/gia/matter.asp?matter=022196&file=false&yearFolder=Y2002>

**BCC Meeting: March 5, 2019
Research Notes**

Miami-Dade County Code, Section 2-10.4, governs the County's acquisition of professional architectural, engineering, landscape architectural or land surveying and mapping services.

https://library.municode.com/fl/miami_miami_dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-10.4ACPRARENLAARLASUMASE

Miami-Dade County Code, Section 2-10.4.01, sets forth the County's Small Business Enterprise Architecture and Engineering Program.

https://library.municode.com/fl/miami_miami_dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-10.4.01SMBUENARENPR

Administrative Order No. 3-39 establishes the County's policies and procedures for user departments for the construction of capital improvements, acquisition of professional services, construction contracting, change orders and reporting.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/AO3-39.pdf>

Implementing Order No. 3-32 sets forth the County's procedures for the Community Business Enterprise Program for the purchase of professional architectural, landscape architectural, engineering or surveying and mapping services.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/IO3-32.pdf>

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

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

PROCEDURAL HISTORY

Prime Sponsor: N/A

Department/Requester: Regulatory and Economic Resources

During the GOC meeting on January 15, 2019, Commissioner Martinez expressed that he would not support the item because it is using PTP funding and that money is not for new projects.

The representative from DERM explained that PTP monies are appropriate. This Item is for professional environmental services and is designed specifically for public works and transportation to use for work that they could be funded through PTP. Additionally, the item is specific to public works and transportation projects if they have a need to perform environmental assessments.

Commissioner Sosa changed her motion to approve the contract and proposal without use of PTP funds unless it is presented to the Board.

Deputy Mayor Ed Marquez commented that environmental reviews and clean-ups are necessary for PTP projects therefore, it would be considered a proper use of PTP funds.

Commissioner Suarez argued that approving the item would send the wrong message for the use of PTP funds and withdrew his support.

Commissioner Monestime provided that there are number of federally funded government programs for transportation projects that the County can apply for.

The representative from DERM clarified that this item involves contracts that the County would access if they needed environmental services. The contracts are smaller and are designed particularly when the department has to follow certain follows

BCC Meeting: March 5, 2019
Research Notes

rules in spending the money. DERM is charged with reviewing the work orders to make sure the County is receiving an acceptable value for the work being performed and are responsible for administering the contracts.

The item was amended to remove surtax funding as the funding source. Any work orders arising from these Professional Services Agreements which anticipate using surtax funds, would require initial review by the Citizens' Independent Transportation Trust and final approval by the Board. The amendments also clarify that any work order utilizing surtax funds must go directly to the Board following review by the Citizens' Independent Transportation Trust.

The item was forwarded to the BCC with a favorable recommendation.

ANALYSIS

The proposed resolution seeks the Board's approval of the non-exclusive Professional Services Agreement with Stearns, Conrad and Schmidt, Consulting Engineers, Inc., d/b/a SCS Engineers, in an amount not to exceed \$1,100,000.00, to provide environmental clean-up, compliance and related services for Project No. E15-RER-03 for the Miami-Dade Department of Transportation and Public Works and other County departments. The term of the contract will be for three years plus two, one-year renewal options. The proposed resolution requests the Board to authorize the use of Charter County Transit Surtax funds for eligible Miami-Dade Department of Transportation and Public Works projects only.

This contract is a work order driven PSA for environmental professional services for clean-up and compliance related tasks. The tasks to be performed are not pre-determined, but will be authorized based on specific requests for services from various County departments. These PSAs usually have a term of 3 years, plus two 1 year renewal options. Therefore, they are advertised approximately every 5 years.

The item was amended

The proposed scope of work includes:

- Performing environmental assessment or rehabilitation and related tasks, including drilling, surveying and mapping, and laboratory analytical services at Miami-Dade County-owned and operated sites;
- Performing services related to the modification, repair, removal, replacement, installation or abandonment of any underground or above-ground storage systems, and related tasks, necessary for the investigation, prevention or clean-up of contamination;
- Performing services as design professionals and duties related to construction management for environmentally related construction tasks; and
- Performing other related environmental work, not identified above, necessary for investigation or prevention of potential or known contamination.

The E09-DERM-01/02 PSAs, which the E15-RER-01/02/03 contracts are replacing, were awarded to Cherokee Enterprises, Inc. and URS Corporation Southern (now known as AECOM). The E09 PSAs expired in June 2015, however, AECOM is still actively working on a project for the DSWM that was authorized prior to contract expiration.

A Notice to Professional Consultants was issued on September 8, 2016, and at the First Tier meeting held on May 2, 2017, the Competitive Selection Committee ranked Stearns, Conrad and Schmidt, consulting Engineers, Inc., d/b/a SCS Engineers, as the highest ranking firm out of five proposals submitted. According to the Firm History Report, as provided by the Internal Services Department, the contractor has received 3 contracts with a total value of \$345,577.04, including a Change Order in the amount of \$122,277.04.

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Research Notes

The five firms that submitted proposals are Amec Foster Wheeler Environment & Infrastructure, Inc.; Stearns, Conrad and Schmidt Consulting d/d/a SCS Engineers; Cherokee Enterprises, Inc.; AECOM Technical Services, Inc.; and T.Y. Lin International.

Tabulation Sheet for ISD Project No. E15-RER-03

Name of Firm	Total Qualitative Score	Final Rank
Amec Foster Wheeler Environment & Infrastructure, Inc.	431	3
Stearns, Conrad and Schmidt Consulting	437	1
Cherokee Enterprises, Inc.	436	2
AECOM Technical Services, Inc.	409	5
T.Y. Lin International	419	4

Stearns, Conrad and Schmidt Consulting d/b/a SCS Engineers committed to utilize the following certified SBE/AE firms: Longitude Surveyors, LLC to provide Technical Certification 15.01(Surveying and Mapping – Land Surveying) and 15.03 (Surveying and Mapping – Underground Utility Location) at 11 percent.

OCA's Division of Policy and Research performed a search of the technical certifications on the Business Management Work System on January 10, 2019.

The SBE A&E firms found in the 15.01 Technical Certification are listed below:

- Avino & Associates, Inc.
- Barnes, Ferland and Associates, Inc.
- Biscayne Engineering Company, Inc.
- E.R. Bronell & Associates, Inc.
- Hadonne Corp.
- HSQ Group, Inc.
- J. Bonfill & Associates, Inc.
- Juan C. Melendez
- Leiter, Perez and Associates, Inc.
- Longitude Surveyors, LLC
- Manuel G. Vera & Associates, Inc.
- Miller, Legg & Associates, Inc.
- Pinnacle Consulting Enterprises, Inc.
- Robayna and Associates, Inc.
- Snubbs Consulting, Inc.

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The SBE A&E firms found in the 15.03 Technical Certification are listed below:

- Barnes, Ferland & Associates, Inc.
- Hadonne Corp.
- J. Bonfill & Associates, Inc.
- Leiter, Perez and Associates, Inc.
- Longitude Surveyors, LLC
- Manuel G. Vera & Associates, Inc.
- Miller, Legg & Associates, Inc.
- Robayna and Associates, Inc.

ADDITIONAL INFORMATION

According to the Florida Department of State Division of Corporations website (Sunbiz.org), Stearns, Conrad and Schmidt, Consulting Engineers, Inc., has an active status as a Foreign Profit Corporation and first filed and registered on 12/21/1987. The principal address is registered as 3900 Kilroy Airport Way, Suite 100, Long Beach, CA 90806. Its registered agent is CT Corporation System, 1200 South Pine Island Road, Plantation, FL 33324.

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

DEPARTMENT INPUT

The Office of the Commission Auditor posed the following question to the Regulatory and Economic Resources Department, and received the following answers:

- Are these solicitations advertised on a yearly basis?
These PSAs usually have a term of 3 years, plus two 1 year renewal options. Therefore, they are advertised approximately every 5 years.
- Which firm is currently performing this work?
The E09-DERM-01/02 PSAs, which the E15-RER-01/02/03 contracts are replacing, were awarded to Cherokee Enterprises, Inc. and URS Corporation Southern (now known as AECOM). The E09 PSAs expired in June 2015, however, AECOM is still actively working on a project for the DSWM that was authorized prior to contract expiration.

**BCC Meeting: March 5, 2019
Research Notes**

Item No. 8L4

File No. 190488 (Original File No. 182736)

Researcher: MF Reviewer: TD

RESOLUTION APPROVING THE NON-EXCLUSIVE PROFESSIONAL SERVICES AGREEMENT WITH NOVA CONSULTING, INC. IN AN AMOUNT NOT TO EXCEED \$1,100,000.00, TO PROVIDE ENVIRONMENTAL CLEANUP, COMPLIANCE AND RELATED SERVICES FOR PROJECT NO. E15-RER-02 FOR THE MIAMI-DADE DEPARTMENT OF TRANSPORTATION AND PUBLIC WORKS AND OTHER COUNTY DEPARTMENTS; DIRECTING THAT WORK ORDERS ARISING FROM THIS NON-EXCLUSIVE PROFESSIONAL SERVICES AGREEMENT WHICH ANTICIPATE USING SURTAX FUNDS BE INITIALLY REVIEWED BY THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST AND APPROVED BY THE BOARD OF COUNTY COMMISSIONERS PRIOR TO USING SURTAX FUNDS; EXPRESSING THE INTENT OF THE BOARD THAT WORK ORDERS ARISING FROM THIS NON-EXCLUSIVE PROFESSIONAL SERVICES AGREEMENT WHICH ANTICIPATE USING SURTAX FUNDS BYPASS COMMITTEE REVIEW AND GO DIRECTLY TO THE BOARD OF COUNTY COMMISSIONERS FOLLOWING REVIEW BY THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE AGREEMENT AND TO EXERCISE THE PROVISIONS CONTAINED THEREIN [SEE ORIGINAL ITEM UNDER FILE NO. 182376]

ISSUE/REQUESTED ACTION

Whether the Board should approve the non-exclusive Professional Services Agreement with Nova Consulting, Inc., in an amount not to exceed \$1,100,000.00, to provide environmental clean-up, compliance and related services for Project No. E15-RER-02 for the Miami-Dade Department of Transportation and Public Works and other County departments and whether the Board should authorize the use of Charter County Transit Surtax funds for eligible Miami-Dade Department of Transportation and Public Works projects only. The term of the contract will be for three years plus two, one-year renewal options.

APPLICABLE LEGISLATION/POLICY

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

https://library.municode.com/fl/miami-dade-county/codes/code-of-ordinances?nodeId=PTIICCOOR_CH2AD_ARTIINGE_S2-8.1COPUGE

Miami-Dade County Code, Section 29-124(f), provides that “[n]o surtax proceeds may be used to pay the costs of a contract unless the Trust has submitted a recommendation to the County Commission regarding said contract award.”

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

Florida Administrative Code, Chapters 62-780, provide the contaminated site clean-up criteria.

<https://www.flrules.org/gateway/ChapterHome.asp?Chapter=62-780>

Ordinance No. 02-116, adopted July 9, 2002, imposes a one half of one percent Charter County Transit System Surtax authorized by Section 212.055(1), Florida Statutes on all transactions occurring in Miami-Dade County otherwise subject to the State tax imposed on sales, use, rentals, admissions and other transactions by Chapter 212, Florida Statutes; providing exceptions' providing limitations and procedures for administration and collection; providing for use of Surtax proceeds; granting Citizens; Independent Transportation Trust certain powers over the use and expenditure of Surtax proceeds.

<http://intra/gia/matter.asp?matter=022196&file=false&yearFolder=Y2002>

Miami-Dade County Code, Section 2-10.4, governs the County's acquisition of professional architectural, engineering, landscape architectural or land surveying and mapping services.

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https://library.municode.com/fl/miami-dade-county/codes/code-of-ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-10.4ACPRARENLAARLASUMASE

Miami-Dade County Code, Section 2-10.4.01, sets forth the County's Small Business Enterprise Architecture and Engineering Program.

https://library.municode.com/fl/miami-dade-county/codes/code-of-ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-10.4.01SMBUENARENPR

Administrative Order No. 3-39 establishes the County's policies and procedures for user departments for the construction of capital improvements, acquisition of professional services, construction contracting, change orders and reporting.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/AO3-39.pdf>

Implementing Order No. 3-32 sets forth the County's procedures for the Community Business Enterprise Program for the purchase of professional architectural, landscape architectural, engineering or surveying and mapping services.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/IO3-32.pdf>

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

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

PROCEDURAL HISTORY

Prime Sponsor: N/A

Department/Requester: Regulatory and Economic Resources

This item was forwarded to the BCC, as amended, with a favorable recommendation by the Government Operations Committee at its January 15, 2019 meeting. The amendment removes surtax funding as the funding source. Any work orders arising from these Professional Services Agreements which anticipate using surtax funds would require initial review by the Citizens' Independent Transportation Trust and final approval by the Board of County Commissioners prior to using surtax funds. Furthermore, the item was amended at Committee to express the intent of the Board that any work order utilizing surtax funds go directly to the Board of County Commissioners following review by the Citizens' Independent Transportation Trust.

Prior to passage, the following discussion transpired:

Commissioner Martinez noted Item 3E was related to Item 3D and expressed his disagreement on using People Transportation Plan (PTP) funds.

At the same time, Commissioner Sosa conveyed her disagreement in this item and explained the only reason they would use PTP funds was in the case the project related to transportation.

Mr. Lee N. Hefty, Director of Environmental Resources Management Department clarified the contracts were designed specifically for Public Works and Transportation use and utilized PTP funding.

Commissioner Suarez clarified it was not right for the administration to send the DERM Director to the Board requesting PTP funds for environmental issues.

Commissioner Sosa noted there would not be a transportation plan if PTP environmental studies were not allowed.

Chairman Moss asked how to expedite the process.

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Research Notes

Assistant County Attorney Bruce Libhaber stated the caveat request was the appropriate for the process in this case. Therefore, he stated, any work orders arising from the Professional Services Agreement (PSAs) which anticipate using Surtax funds will need to be considered by the Citizens' Independent Transportation Trust (CITT) and the Board of County Commissioners prior to using the Surtax funds with said work orders without Committee review.

ANALYSIS

The proposed resolution seeks the Board's approval of the non-exclusive Professional Services Agreement with Nova Consulting, Inc., in an amount not to exceed \$1,100,000.00, to provide environmental clean-up, compliance and related services for Project No. E15-RER-02 for the Miami-Dade Department of Transportation and Public Works and other County departments. The term of the contract will be for three years plus two, one-year renewal options. The proposed resolution also requests the Board to authorize the use of Charter County Transit Surtax funds for eligible Miami-Dade Department of Transportation and Public Works projects only.

This contract is a work order driven PSA for environmental professional services for clean-up and compliance related tasks. The tasks to be performed are not pre-determined, but will be authorized based on specific requests for services from various County departments. These PSAs usually have a term of 3 years, plus two 1 year renewal options. Therefore, they are advertised approximately every 5 years.

The proposed scope of work includes the following:

- Performing environmental assessment or rehabilitation and related tasks, including drilling, surveying and mapping, and laboratory analytical services at Miami-Dade County-owned and operated sites;
- Performing services related to the modification, repair, removal, replacement, installation or abandonment of any underground or above-ground storage systems, and related tasks, necessary for the investigation, prevention or clean-up of contamination;
- Performing services as design professionals and duties related to construction management for environmentally related construction tasks; and
- Performing other related environmental work, not identified above, necessary for investigation or prevention of potential or known contamination.

The E09-DERM-01/02 PSAs, which the E15-RER-01/02/03 contracts are replacing, were awarded to Cherokee Enterprises, Inc. and URS Corporation Southern (now known as AECOM). The E09 PSAs expired in June 2015, however, AECOM is still actively working on a project for the DSWM that was authorized prior to contract expiration.

A Notice to Professional Consultants was issued on August 26, 2016, and at the First Tier meeting held on May 2, 2017, the Competitive Selection Committee ranked Nova Consulting, Inc. as the highest ranking firm out of two proposals submitted, and determined that the firm met the minimum qualifications required. According to the Firm History Report, as provided by the Internal Services Department, the contractor has received 5 contracts with a total value of \$30,468,438, including 1 Change Order in the amount of \$8,000,000.

**BCC Meeting: March 5, 2019
Research Notes**

The two firms that submitted proposals are EBS Engineering, Inc. and Nova Consulting, Inc.

Tabulation Sheet for ISD Project No. E15-RER-02

Name of Firm	Total Qualitative Score	Final Rank
EBS Engineering, Inc.	419	2
Nova Consulting, Inc.	429	1

Nova Consulting, Inc. committed to perform Technical Certification 10.05 (Environmental Engineering – Contamination Assessment and Monitoring), 10.06 (Environmental Engineering – Remedial Action Plan Design), 10.07 (Environmental Engineering – Remedial Action Plan Implementation/Operation/Maintenance), 16.00 (General Civil Engineering) and 17.00 (Engineering Construction Management).

OCA's Division of Policy and Research performed a search of the technical certifications on the Business Management Workforce System on February 28, 2019, producing the following results (16 total SBEs).

The SBE A&E firms found in the 10.05 Technical Certification are listed below:

- A.D.A. Engineering, Inc.
- American Testing Materials Engineering, LLC
- Barnes, Ferland & Associates, Inc.
- B.N.D. Engineers, Inc.
- E. Sciences, Inc.
- EBS Engineering, Inc.
- Environmental Regulatory Compliance, Inc.
- G.M. Selby, Inc.
- Geosol, Inc.
- GIT Consulting, LLC
- Milian, Swain & Associates, Inc.
- Nadic Engineering Services, Inc.
- Nova Consulting, Inc.
- Nutting Engineers of Florida, Inc.
- R.J. Behar & Company, Inc.

The SBE A&E firms found in the 10.06 Technical Certification are listed below:

- American Testing Materials Engineering, LLC
- Barnes, Ferland & Associates, Inc.
- B.N.D. Engineers, Inc.
- E. Sciences, Inc.
- EBS Engineering, Inc.
- Nadic Engineering Services, Inc.
- Nova Consulting, Inc.

**BCC Meeting: March 5, 2019
Research Notes**

The SBE A&E firms found in the 10.07 Technical Certification are listed below:

- American Testing Materials Engineering, LLC
- Barnes, Ferland & Associates, Inc.
- B.N.D. Engineers, Inc.
- EBS Engineering, Inc.
- Nova Consulting, Inc.
- Robayna & Associates, Inc.

ADDITIONAL INFORMATION

According to the Florida Department of State Division of Corporations website (Sunbiz.org), Nova Consulting, Inc., has an active status as a Florida Profit Corporation and first filed and registered on 5/5/1995. The principal address is registered as 10486 NW 31st Terrace, Doral FL 33172. Its registered agent is Johanna Gamboa Moas, 14359 Miramar Parkway, Suite 304, Miramar, FL 33027.

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

DEPARTMENT INPUT

The Office of the Commission Auditor posed the following question to the Regulatory and Economic Resources Department, and received the following answers:

- Are these solicitations advertised on a yearly basis?
These PSAs usually have a term of 3 years, plus two 1 year renewal options. Therefore, they are advertised approximately every 5 years.
- Which firm is currently performing this work?
The E09-DERM-01/02 PSAs, which the E15-RER-01/02/03 contracts are replacing, were awarded to Cherokee Enterprises, Inc. and URS Corporation Southern (now known as AECOM). The E09 PSAs expired in June 2015, however, AECOM is still actively working on a project for the DSWM that was authorized prior to contract expiration.

**BCC Meeting: March 5, 2019
Research Notes**

**Item No. 8N1
File No. 190117**

Researcher: MF Reviewer: TD

RESOLUTION AUTHORIZING THE CONVEYANCE OF AN AERIAL EASEMENT TO THE CITY OF MIAMI GARDENS IN ACCORDANCE WITH SECTION 125.38 FLORIDA STATUTES, FOR NO MONETARY CONSIDERATION IN ACCORDANCE WITH FLORIDA STATUTES SECTION 125.38 FOR THE CONSTRUCTION AND MAINTENANCE OF A PEDESTRIAN BRIDGE OVER NW 199 STREET (DAN MARINO BOULEVARD) JUST SOUTH OF THE HARD ROCK STADIUM IN MIAMI-DADE COUNTY, FLORIDA; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME AND TO TAKE ALL ACTIONS NECESSARY TO ACCOMPLISH THE CONVEYANCE OF SAID AERIAL EASEMENT AND EXERCISE ANY AND ALL RIGHTS CONFERRED THEREIN

ISSUE/REQUESTED ACTION

Whether the Board should authorize the conveyance of an aerial easement to the City of Miami Gardens, for no monetary consideration, for the construction and maintenance of a pedestrian bridge over NW 199 Street (Dan Marino Boulevard) just south of the Hard Rock Stadium in Miami-Dade County.

APPLICABLE LEGISLATION/POLICY

Florida Statutes, Section 125.38, provides that “[i]f the United States, or any department or agency thereof, the State or any political subdivision or agency thereof, or any municipality of this State, or corporation or other organization not for profit which may be organized for the purposes of promoting community interest and welfare, should desire any real or personal property that may be owned by any County of this State or by its Board of County Commissioners, for public or community interest and welfare, then the United States, or any department or agency thereof, State or such political subdivision, agency, municipality, corporation or organization may apply to the Board of County Commissioners for a conveyance or lease of such property.”

http://www.leg.state.fl.us/statutes/index.cfm?App_mode=Display_Statute&URL=0100-0199/0125/Sections/0125.38.html

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

<https://www.miamidade.gov/cob/library/Registry/Resolutions/Board-of-County-Commissioners/2009/R-974-09.pdf>

PROCEDURAL HISTORY

Prime Sponsor: Commissioner Barbara J. Jordan, District 1

Department/Requester: Transportation and Public Works

The proposed resolution was considered at the Infrastructure and Capital Improvements Committee meeting on February 12, 2019. It was forwarded to the BCC with a favorable recommendation.

ANALYSIS

The City of Miami Gardens is home to Dolphin Stadium (Stadium), the largest sports and entertainment complex in Miami-Dade County. The Stadium hosts games for the Miami Dolphins, the University of Miami Hurricanes, and other premier sports and entertainment events including Jazz in the Gardens.

The Stadium is currently undertaking a \$450,000,000 privately-funded renovation project, and is projected to host approximately two million visitors per year and generate more than \$13 million in sales tax revenues for the State of Florida. Currently, patrons of the Stadium are required to cross roadways that are also heavily used by automobiles presenting a safety hazard and mobility challenge.

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The Stadium anticipates building pedestrian bridges and tunnels around the Stadium to substantially improve traffic flow and pedestrian safety for the residents and visitors of the City of Miami Gardens (City). In furtherance of this purpose, the City has requested the conveyance of an aerial easement to enable the construction of a pedestrian bridge over NW 199th Street, a County-owned road.

The City has selected a Design/Build firm (Condotte America, Inc.) to design, permit and construct the pedestrian bridge. The proposed bridge will include access ramps and steps located north and south of the easement. Once completed, the pedestrian bridge will be open to the public twenty-four hours a day.

The proposed resolution requests the Board to authorize the conveyance of an aerial easement to the City of Miami Garden, for no monetary consideration, for the construction and maintenance of a pedestrian bridge over NW 199 Street (Dan Marino Boulevard) just south of the Hard Rock Stadium in Miami-Dade County.

There is no fiscal impact to the County for this project. The funding source is an agreement between the Department of Transportation and the City of Miami Gardens. Once the project is completed the City will assume the maintenance of the structure.

ADDITIONAL INFORMATION

According to the Florida Department of State Division of Corporations website (Sunbiz.org), Condotte America, Inc., has an active status as a Florida Profit Corporation and first filed and registered on 11/16/1987. The principal address is registered as 10790 NW 127th Street, Medley, FL 33178. Its registered agent is Espino, Alejandro, Esq., 201 Alhambra Circle, Suite 801, Coral Gables, FL 33134.

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

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Research Notes**

**Item No. 8N2
File No. 190157**

Researcher: PGE Reviewer: TD

RESOLUTION RATIFYING EXECUTION AND APPROVING TERMS OF AN INTERLOCAL AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE CITY OF CORAL GABLES, PURSUANT TO SECTION 2-10 OF THE CODE OF MIAMI-DADE COUNTY, FOR A CONSOLIDATED AND UNIFIED PERMITTING PROCESS FOR THOSE IMPROVEMENTS OF THE COUNTY'S UNDERLINE PROJECT TO BE CONSTRUCTED IN CONJUNCTION WITH THE GABLES STATION DEVELOPMENT; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ALL PROVISIONS CONTAINED THEREIN

ISSUE/REQUESTED ACTION

Whether the Board should ratify an Interlocal Agreement between the County and the City of Coral Gables for a consolidated and unified permitting process for those improvements of the County's Underline project to be constructed within the County's Metrorail South Corridor and adjacent City roads in conjunction with the Gables Station development.

APPLICABLE LEGISLATION/POLICY

Section 2-10 of the County Code states that all contracts authorized by Section 2-9 (i.e., contracts with municipalities and other governmental units for joint performance) shall be entered into subject to ratification by the County Commission and no such contract shall extend for a period longer than one year without the express authorization of the Commission. All such contracts shall be filed with the Clerk of the Commission and the Clerk of the other governmental unit involved and shall be open to public inspection.

[https://library.municode.com/fl/miami -
dade county/codes/code of ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-10SAATBODUFI](https://library.municode.com/fl/miami_-_dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-10SAATBODUFI)

Resolution No. R-293-18, adopted by the Board on April 10, 2018, approved a development agreement, an access and utility easement agreement, and a release and termination of easement agreement between the County and 251 S Dixie LLC.

<http://intra/gia/matter.asp?matter=180880&file=true&yearFolder=Y2018>

PROCEDURAL HISTORY

Prime Sponsor: Commissioner Xavier L. Suarez, District 7

Department/Requester: Transportation and Public Works

The item was considered at the February 13, 2019 Transportation and Finance Committee meeting and forwarded to the Board with a favorable recommendation.

ANALYSIS

This item is requesting that the Board ratify the execution and approve the terms of an Interlocal Agreement between the County and the City of Coral Gables for a consolidated and unified permitting process for the Gables Station Underline Improvements by 251 S Dixie LLC. The Interlocal Agreement sets forth the terms and conditions by which the parties shall jointly permit the construction of the Underline improvements by the developer, 251 S Dixie LLC. The term of the agreement is 49 years plus two automatic renewals – the first for 30 years and the second for 11 years.

Pursuant to the development agreement, 251 S Dixie LLC shall construct a segment of the Underline project in conjunction with its development of enhancing the Metrorail South Corridor and the adjacent City roads. 251 S Dixie LLC has agreed to fund and install certain open space, pedestrian and bicycle paths and related improvements on both the County and City land. Both parties recognize that improving the County land and the City land with the Underline improvements will benefit the public by

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enhancing the value and appearance of both lands, providing open space and recreational enhancements for use by the public and promoting public transit usage.

Under the Interlocal Agreement, the County and City agree that the permitting for the Underline improvements should be done in a consolidated manner with the County being the permitting authority for all the Underline improvements with City review and input. As such, the County shall exercise exclusive building permitting jurisdiction over the construction of the Underline improvements and perform all regulatory reviews relating to the construction of the improvements, including construction permitting. The City shall review all plans submitted as part of the permitting process and provide input to the County as necessary or requested by the County to assist the County in its review and approval of the Underline improvements.

Note that Exhibit C (Site Plan) included in the agenda package merely shows a blank page.

ADDITIONAL INFORMATION

Friends of The Underline is a nonprofit organization transforming the underutilized land below Miami's Metrorail into a 10-mile neighborhood park, multi-modal, world-class, urban trail and canvas for artistic expression to create a safer, healthier, more connected, mobile and engaged community.

<https://www.theunderline.org/>

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**Item No. 8N3
File No. 190116**

Researcher: MF Reviewer: TD

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE AN INTERLOCAL AGREEMENT WITH MIAMI SHORES VILLAGE TO ALLOW VILLAGE-WIDE RESIDENTIAL SPEED REDUCTION TO 25 MPH AND TO PERFORM THE INSTALLATION OF SPEED LIMIT SIGNS

ISSUE/REQUESTED ACTION

Whether the Board should authorize the County Mayor to execute an Interlocal Agreement with Miami Shores Village allowing village-wide residential speed reduction to 25 miles per hour and install speed limit signs.

APPLICABLE LEGISLATION/POLICY

Miami-Dade County Code, Section 2-8.3, states that "[w]henever a competitive process is utilized for selection of a contractor, vendor, consultant, tenant or concessionaire, the County Manager shall review the responses to the solicitation and recommend to the County Commission award or other appropriate action."

http://miamidade.fl.elaws.us/code/coor_ptiii_ch2_arti_sec2-8.3

Miami-Dade County Code, Section 2-95 established the Miami-Dade County Traffic and Transportation Department and empowers it to perform the following functions:

(b) *Traffic-control devices*. The planning, installation, operation and maintenance of all traffic control devices, including but not limited to, traffic signals, signs, markings and street name signs on all public streets.

(d) *Traffic engineering*. The Department shall have exclusive jurisdiction in respect to all matters of traffic engineering within the territorial areas of Miami-Dade County, subject only to the jurisdiction of the state road department in respect to state highways.

http://miamidade.fl.elaws.us/code/coor_ptiii_ch2_artxiii_sec2-95.1

Miami-Dade County Code, Section 2-96.1, provides that "[f]rom and after September 16, 1960, all traffic engineering services shall be performed by the Traffic and Transportation Department, and such department shall have exclusive jurisdiction over all traffic control devices in both the incorporated and unincorporated areas of the County, and shall have exclusive jurisdiction to exercise the powers, duties and functions set forth herein."

http://miamidade.fl.elaws.us/code/coor_ptiii_ch2_artxiii_sec2-96.1

PROCEDURAL HISTORY

Prime Sponsor: None

Department/Requester: Transportation and Public Works

The proposed resolution was considered at the Transportation and Finance Committee meeting of February 13, 2019. It was forwarded to the BCC with a favorable recommendation.

ANALYSIS

The proposed resolution requests the Board to authorize the County Mayor to execute an Interlocal Agreement with Miami Shores Village to allow village-wide residential speed reduction to 25 miles per hour and to perform the installation of speed limit signs.

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According to Sections 2-95 and 2-96.1 of the Miami-Dade County Code, the County government has exclusive jurisdiction over all traffic control devices and all traffic engineering services in both the incorporated and unincorporated areas of the County.

Miami Shores Village wishes to assume installation and maintenance responsibilities of certain traffic engineering functions pertaining to its local municipal streets and has requested that the County allow it to install and maintain 25 mph speed limit signs on local residential streets.

Miami Shores Village has Transportation Engineers available to plan, design, and perform construction inspection of Transportation Projects within its Capital Improvements Programs. A copy of any design plan depicting the location of the new speed limit signs must be submitted to the Department of Transportation and Public Works.

According to the Fiscal Impact Statement, the proposed resolution will have no a fiscal impact to the County, as Miami Shores Village will be responsible for all installation and maintenance costs.

ADDITIONAL INFORMATION

An article in Forbes Magazine dated August 31, 2018, and entitled “Lowering Speed Limits, Even a Little, Means Less Speeds and Safer Streets”, states that drivers are less likely to go fast when city speed limits are lowered. It may seem counter-intuitive, but new research has found that drivers in Boston slowed down when speed limits were lowered as little as 5 mph. Those are the results of new research by the Insurance Institute for Highway Safety, a non-profit financed by the insurance industry.

<https://www.forbes.com/sites/tanyamohn/2018/08/31/lowering-speed-limits-even-a-little-means-less-speeding-and-safer-streets/#548d75ec25e0>

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Research Notes**

**Item No. 8N4
File No. 190128**

Researcher: IL Reviewer: TD

RESOLUTION APPROVING AWARD OF A PROFESSIONAL SERVICES AGREEMENT IN THE AMOUNT OF \$524,084.57 TO WANTMAN GROUP, INC. FOR DESIGN SERVICES FOR THE PROJECT ENTITLED ROADWAY IMPROVEMENTS TO SW 157 AVENUE FROM SW 26 STREET TO SW 8 STREET (PROJECT NO. E18-DTPW-07); AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE PROFESSIONAL SERVICES AGREEMENT AND EXERCISE ALL RIGHTS CONTAINED THEREIN

ISSUE/REQUESTED ACTION

Whether the Board should award a Professional Services Agreement between the County and Wantman Group, Inc., for the project entitled "Roadway Improvements to SW 157 Avenue from SW 26 street to SW 8 Street Avenue" in the amount of \$524,084.57 for a term of 1095 Days for the Department of Transportation and Public Works (DTPW).

APPLICABLE LEGISLATION/POLICY

Chapter 287 of the Florida Statutes, Acquisition of professional architectural, engineering, landscape architectural, or surveying and mapping services; definitions; procedures; contingent fees prohibited; penalties, will govern how each agency shall publicly announce, in a uniform and consistent manner.

http://www.leg.state.fl.us/Statutes/index.cfm?App_mode=Display_Statute&URL=0200-0299/0287/Sections/0287.055.html

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

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

Section 2-10.4 of the County Code provides, the rules and regulations associated with the procurement of professional, architectural, engineering, landscape architectural or land surveying and mapping services. Requires a public announcement, submission of qualifications, certification committee, competitive selection committee, and competitive negotiations.

https://library.municode.com/fl/miami_dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-10.4ACPRARENLAARLASUMASE

Ordinance 14-79 (Sea Level Rise), adopted September 3, 2014, amending Section 2-1 of the Code of Miami-Dade County, Florida, requiring all agenda items related to planning, design and construction of County infrastructure a statement be included that the impact of sea level rise has been considered; providing severability, inclusion in the code, and an effective date.

<http://www.miamidade.gov/govaction/matter.asp?matter=141211&file=true&fileAnalysis=false&yearFolder=Y2014>

Resolution No. R-1001-15, adopted November 3, 2015, requires contracts with small business measures to meet at least 85 percent of the small business goals applicable to the portion(s) of the contract work performed to date before a change order or contract amendment be considered for Board approval.

<http://intra/gia/matter.asp?matter=151746&file=true&yearFolder=Y2015>

Resolution No. R-525-17, adopted May 2, 2017, amended Resolution No. R-1001-15 to except non-compensatory time extensions from the requirement that contracts with small business measures meet at least 85 percent of the small business goals applicable

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to the portion of the contract work performed to date before a change order or contract amendment be considered for Board or mayoral approval.

<http://intra/gia/matter.asp?matter=170595&file=true&yearFolder=Y2017>

Resolution No. R-796-16, adopted September 7, 2016, approved a contract in the amount of \$4,932,632.41 to H & R Paving, Inc. for the project entitled “Roadway Improvements along SW 152 Street from SW 157 Avenue to SW 147 Avenue.”

<http://intra/gia/matter.asp?matter=161521&file=true&yearFolder=Y2016>

Resolution No. R-421-16, adopted May 17, 2016, requires (1) the County Mayor to attach to all items recommending design and/or construction contract awards of \$1,000,000 or greater, a list of all County contracts awarded in the previous three years to the recommended contractor and a summary of County evaluations of the recommended contractor’s work; and (2) all County departments to complete contractor evaluations before closing out a contract and making final payment to a contractor.

<http://www.miamidade.gov/govaction/matter.asp?matter=160124&file=true&fileAnalysis=false&yearFolder=Y2016>

Administrative Order No. 3-39 sets forth the County’s standard process for construction of capital improvements, acquisition of professional services, construction contracting, change orders and reporting.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/AO3-39.pdf>

Implementing Order (I.O.) 3-32, (Small Business Enterprise Architecture And Engineering Program): It is the policy of Miami-Dade County that not less than 10% of the County’s total annual expenditures of all project specific contracts for professional architectural, landscape architectural, engineering, and surveying and mapping services, shall be expended with CBE-A/E’s certified under the CBE-A/E ordinance.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/IO3-32.pdf>

PROCEDURAL HISTORY

Prime Sponsor: None

Department/Requester: Transportation and Public Works

This item was brought before the Infrastructure & Capital Improvements Committee on February 12, 2019 and was forwarded to the BCC with a favorable recommendation.

ANALYSIS

This item requests Board award a Professional Services Agreement (PSA) between the County and Wantman Group, Inc., for the project entitled “Roadway Improvements to SW 157 Avenue from SW 26 street to SW 8 Street Avenue” in the amount of \$524,084.57 for a term of 1095 Days for the Department of Transportation and Public Works (DTPW). The project is located in Commission District 11, represented by Commissioners Joe A. Martinez.

The fiscal impact of this project is \$524,084.57 funded through the Road Impact Fee District 4. Any other applicable fund source can subsidize this contract with the exception of funds from the Peoples Transportation Plan. Once the project is constructed the estimated annual operation costs are \$15,524.00 and maintenance costs are an additional \$15,084.00.

The work consists of design and post-design services in the preparation of construction documents to include:

- A. Master planning
- B. Traffic study
- C. Public involvement

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The intent is to widen the road from the current 2 -lane distribution to 4-lane roadway and include new raised landscape medians, bike lanes, sidewalks, curb and gutters, storm drainage system, pavement markings and signage, intersection and signalization improvements, and roadway lighting.

The Notice to Professional Consultants (NTPC) was advertised on March 29, 2018, and nine proposals were received.

The First Tier meeting was held on June 12, 2018 below are the rankings by the competitive selection committee (CSC) of the 9 firms.

Firm	Score	Final Rank
Kimley-Horn and Associates, Inc.	268	1
A&P Consulting Transportation Engineers, Corp	258	2
Wantman Group, Inc	263	3
Louis Berger, U.S., Inc	259	
New Millenium Design Consultants, Inc.	255	5
T.Y. Lin International	255	6
SRS Engineering, Inc	258	7
R.J. Behar & Company, Inc	252	8
HBC Engineering Company	243	9

The small business measure applicable to the contract is a SBE/A&E of 17 percent.

SBE/A&E firms authorized under the agreement are: CH Perez & Associates Consulting Engineers, Inc.; Infinite Source Communications Group, LLC, and Geosol, Inc.

The Division of Policy and Legislation of OCA conducted a review of the technical certifications associated with the project on the Business Management Workforce System (BMWS) on February 19, 2019 and found the following: (See the table below)

Prime/Other	Code	Description	Amount of SBE A/E firms identified in BMWS
Prime	3.02	Highway Systems – Major Highway Design	35 SBE A/E Firms were identified
Prime	10.01	Environment Engineering – Stormwater Drainage Design Engineering Services	51 SBE A/E Firms were identified
Other	3.04	Highway Systems-Traffic Engineering Studies	15 SBE A/E Firms were identified
Other	3.05	Highway Systems – Traffic Counts	9 SBE A/E Firms were identified

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Other	3.09	Highway Systems – Signing, Pavement Marking, and Channelization	46 SBE A/E Firms were identified
Other	9.02	Soils, Foundations and Materials Testing – Geotechnical and Materials Engineering Services	11 SBE A/E Firms were identified
Other	3.11	Highway Systems - Signalization	23 SBE A/E/ Firms were identified
Other	3.10	Highway Systems - Lighting	21 SBE A/E Firms were identified

Wantman Group, Inc. maintains an active status on Sunbiz.org, the official website of the Division of Corporations for the State of Florida, with a principal address of 2035 Vista PKWY, West Palm Beach, FL 33411. Additionally, Wantman Group, Inc., has an active account with the Miami-Dade County Tax Collector's office. Wantman Group, Inc. possesses licenses in: Architect Business, Geology Business, and Landscape Architect Business and has no complaints listed on the Department of Business and Professional Regulation's website.

Pursuant to Resolution No. R-421-16, a Performance Record verification was conducted by OCA in the Capital Improvements Information System (CIIS) on February 19 2019. There are 0 performance evaluations in the Capital Improvements Information Systems Database for Wantman Group, Inc.

ADDITIONAL INFORMATION

Wantman Group, Inc., was recently awarded a contract with the Florida Department of Transportation District 7, for survey services.

<https://wginc.com/florida-department-of-transportation-district-7-chooses-wantman-group-inc-for-districtwide-continuing-survey-services-contract-march-2015/>

**BCC Meeting: March 5, 2019
Research Notes**

**Item No. 8N5
File No. 182653**

Researcher: IL Reviewer: TD

RESOLUTION AUTHORIZING AMENDMENT TO THE RAILROAD LICENSE AGREEMENT APPROVED UNDER RESOLUTION NO. R-1037-16 TO INCREASE THE COST ESTIMATE IN THE AMOUNT OF \$42,000.00 FOR A TOTAL REVISED CONTRACT AMOUNT OF \$932,600.00 AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO APPROVE EXPENDITURES UP TO THE NEW AMOUNT, TO TAKE ALL ACTIONS NECESSARY TO EFFECTUATE SAME, AND TO EXERCISE ALL PROVISIONS CONTAINED THEREIN; AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSPORTATION SURTAX FUNDS FOR SUCH PURPOSES

ISSUE/REQUESTED ACTION

Whether the Board should (1) authorize an amendment to the Railroad license agreement approved under resolution no. R-1037-16 to increase the cost estimate in the amount of \$42,000.00 for a total revised contract amount of \$932,600.00, (2) authorize the County Mayor to approve expenditures up to the new amount, and (3) authorize the use of Charter County Transportation Surtax funds for such purposes for the Department of Transportation and Public Works (DTPW).

APPLICABLE LEGISLATION/POLICY

Section 212.055(1) of the Florida Statutes, (Discretionary sales surtaxes), governs the Charter County and Regional Transportation System Surtax, may levy a discretionary sales surtax, subject to approval by a majority vote of the electorate of the county or by a charter amendment approved by a majority vote of the electorate of the county.

http://www.leg.state.fl.us/STATUTES/index.cfm?App_mode=Display_Statute&URL=0200-0299/0212/Sections/0212.055.html

Section 29-124 of the Miami-Dade County Code, (Special fund created; uses of surtax proceeds; and role of Citizens Independent Transportation Trust) No surtax proceeds may be used to pay the costs of a contract unless the Trust has submitted a recommendation to the County Commission regarding the proposed contract award. The County Commission, if in agreement with the Trust's recommendation, may award a contract by majority vote. The County Commission may modify or reject the recommendation of the Trust by a two-thirds (2/3) vote of the Commission's membership. If the Trust has failed to forward a recommendation to the County Commission within 45 days of the County Mayor or County Mayor's designee filing an award recommendation with the Clerk of the Board, the County Commission may take action on the contract award recommendation without any Trust recommendation. Notwithstanding any other provision to the contrary, a committee of the Commission may consider a contract award recommendation prior to receipt of a recommendation of the Trust.

https://library.municode.com/fl/miami-dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH29TA_ARTXVIONHAONPECHCOTRSYSASUAUSE212.0551FLST2001_S29-124SPFUCRUSSUPPROCIINTRTR

Section 2-1421(g) of the Miami-Dade County Code, (Citizens' Independent Transportation Trust created; powers over expenditure and use of proceeds of proposed Charter County Transit System Surtax) The Trust shall have the following duties, functions, powers, responsibilities and jurisdiction with regard to use and expenditure of proceeds of any Charter County Transit System Surtax that is levied by the County under authority of Section 212.055(1), Florida Statutes: (1) To monitor, oversee, review, audit, and investigate implementation of the transportation and transit projects listed in any levy of the surtax, and all other projects funded in whole or in part with surtax proceeds; (2) To assure compliance with any limitations imposed in the levy on the expenditure of surtax proceeds, including but not limited to: (a) Any limitation that surtax proceeds only be expended for the transportation and transit purposes specified Section 212.055(1)(d)1—4, Fla. Stats., as may be amended from time to time;

https://library.municode.com/fl/miami-dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTXCVIICIINTRTR_S21421CIINTRTRCRPOOVEXUSPRPRCHCOTRSYSU

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Research Notes**

Resolution No. R-1037-16, adopted November 1, 2016, authorizing the approval of a railroad crossing license agreement, between Miami-Dade County and Florida East Coast Railway, for the reconstruction of a railroad crossing and traffic control devices at NW 37 avenue in the vicinity of NW 74 Street in the amount estimated at \$890,600.00

<http://www.miamidade.gov/govaction/matter.asp?matter=162190&file=true&fileAnalysis=false&yearFolder=Y2016>

PROCEDURAL HISTORY

Prime Sponsor:

Department/Requester: Transportation and Public Works

The item was brought before the Transportation and Public Works Committee and forwarded to the January 23, 2019 BCC with a favorable recommendation.

ANALYSIS

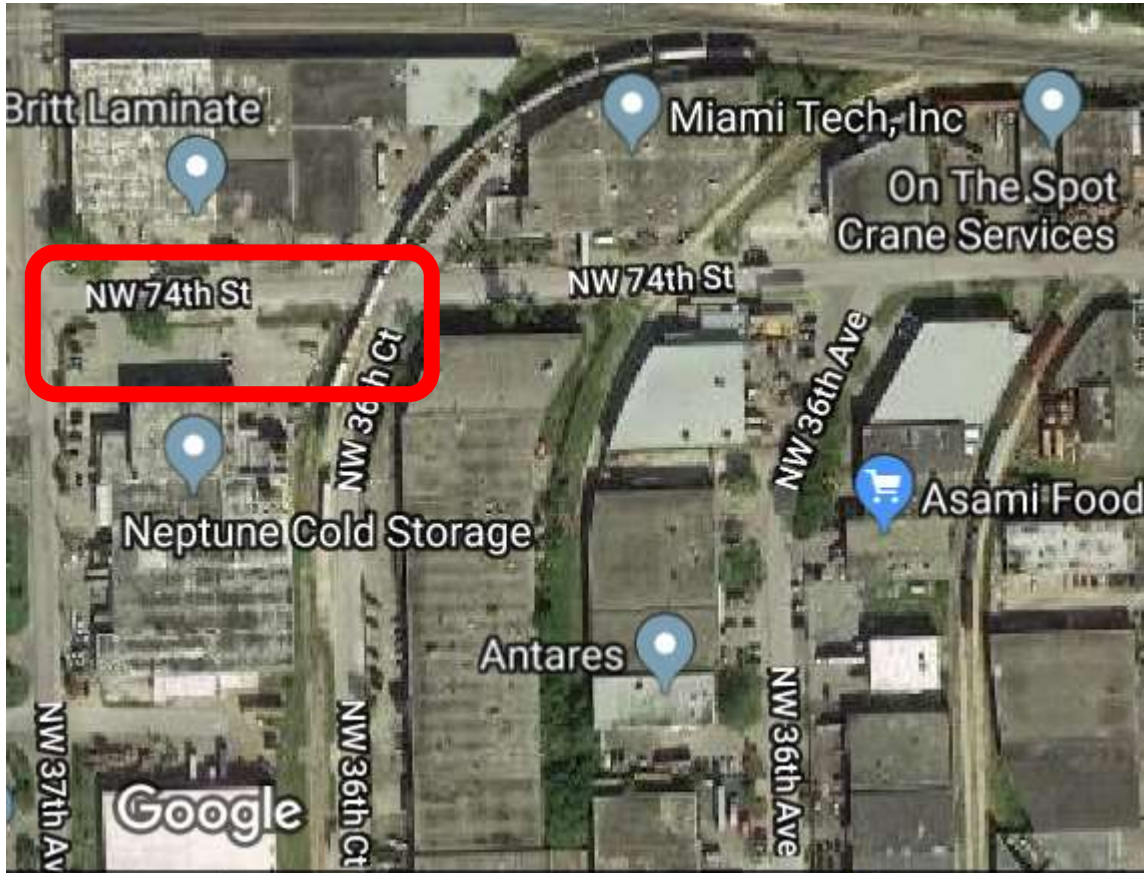
Whether the Board should (1) authorize an amendment to the Railroad license agreement approved under resolution R-1037-16 to increase the cost estimate in the amount of \$42,000.00 for a total revised contract amount of \$932,600.00, (2) authorize the County Mayor to approve expenditures up to the new amount, and (3) authorize the use of Charter County Transportation Surtax funds for such purposes for the Department of Transportation and Public Works (DTPW), to cover the reconstruction of a railroad crossing and traffic control devices at the intersection of NW 37th Avenue near NW 74th Street.

The fiscal impact is an additional amount needed of \$42,000.00 for a total amended cost of construction estimated at \$932,600.00. Funded will be from Surtax funds. There is an annual maintenance fee for crossing protective devices in the amount of \$2,260.00 and it will be funded through the Secondary Gas tax.

The increased cost is due to additional coordination made by FEC with FPL for additional consultation and design for pole relocation/removal and associated work. Prior to this item being approved, the CITT needs to send a favorable recommendation at-least 45 days prior to this item coming before the Board of County Commissioners (BCC) at a regular BCC meeting because this project consists of funds from the Charter County Transportation Surtax (Surtax).

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Research Notes

The location of the intersection where the reconstruction is going to take place is illustrate below:



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Research Notes**

**Item No. 8N6
File No. 190132**

Researcher: IL Reviewer: TD

RESOLUTION APPROVING CONTRACT AWARD TO HORIZON CONTRACTORS, INC. IN THE AMOUNT OF \$7,292,647.42, FOR THE PROJECT ENTITLED PEOPLE'S TRANSPORTATION PLAN (PTP) ROADWAY IMPROVEMENTS TO SW 137 AVENUE FROM HOMESTEAD EXTENSION TO FLORIDA'S TURNPIKE (HEFT) TO US-1; AUTHORIZING THE USE OF CHARTER COUNTY TRANSPORTATION SURTAX FUNDS FOR SUCH PURPOSES

ISSUE/REQUESTED ACTION

Whether the Board should award a Professional Services Agreement (PSA) between the County and Horizon Contractors, Inc., for the project entitled People's Transportation Plan (PTP) Roadway Improvements to SW 137 Avenue from Homestead Extension to Florida's Turnpike (HEFT) to US-1 in the amount of \$7,292.647.42 for a term of 660 Days for the Department of Transportation and Public Works (DTPW).

APPLICABLE LEGISLATION/POLICY

Chapter 287 of the Florida Statutes, Acquisition of professional architectural, engineering, landscape architectural, or surveying and mapping services; definitions; procedures; contingent fees prohibited; penalties, will govern how each agency shall publicly announce, in a uniform and consistent manner, each occasion when professional services must be purchased for a project the basic construction cost of which is estimated by the agency to exceed the threshold amount provided in this statute. The public notice must include a general description of the project and must indicate how interested consultants may apply for consideration.

http://www.leg.state.fl.us/Statutes/index.cfm?App_mode=Display_Statute&URL=0200-0299/0287/Sections/0287.055.html

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

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

Section 2-10.4 of the County Code provides, the rules and regulations associated with the procurement of professional, architectural, engineering, landscape architectural or land surveying and mapping services. Requires a public announcement, submission of qualifications, certification committee, competitive selection committee, and competitive negotiations.

https://library.municode.com/fl/miami_dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-10.4ACPRARENLAARLASUMASE

Ordinance 14-79 (Sea Level Rise), adopted on September 3, 2014, amending Section 2-1 of the Code of Miami-Dade County, Florida, to require that in all agenda items related to planning, design and construction of County infrastructure a statement be included that the impact of sea level rise has been considered; providing severability, inclusion in the code, and an effective date.

<http://www.miamidade.gov/govaction/matter.asp?matter=141211&file=true&fileAnalysis=false&yearFolder=Y2014>

Resolution No. R-1001-15, adopted November 3, 2015, requires contracts with small business measures to meet at least 85 percent of the small business goals applicable to the portion(s) of the contract work performed to date before a change order or contract amendment be considered for Board approval.

<http://intra/gia/matter.asp?matter=151746&file=true&yearFolder=Y2015>

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Resolution No. R-525-17, adopted May 2, 2017, amended Resolution No. R-1001-15 to except non-compensatory time extensions from the requirement that contracts with small business measures meet at least 85 percent of the small business goals applicable to the portion of the contract work performed to date before a change order or contract amendment be considered for Board or mayoral approval.

<http://intra/gia/matter.asp?matter=170595&file=true&yearFolder=Y2017>

Resolution No. R-796-16, adopted September 7, 2016, approved a contract in the amount of \$4,932,632.41 to H & R Paving, Inc. for the project entitled “Roadway Improvements along SW 152 Street from SW 157 Avenue to SW 147 Avenue.”

<http://intra/gia/matter.asp?matter=161521&file=true&yearFolder=Y2016>

Resolution No. R-421-16, adopted May 17, 2016, requires (1) the County Mayor to attach to all items recommending design and/or construction contract awards of \$1,000,000 or greater a list of all County contracts awarded in the previous three years to the recommended contractor and a summary of County evaluations of the recommended contractor’s work; and (2) all County departments to complete contractor evaluations before closing out a contract and making final payment to a contractor.

<http://www.miamidade.gov/govaction/matter.asp?matter=160124&file=true&fileAnalysis=false&yearFolder=Y2016>

Administrative Order No. 3-39 sets forth the County’s standard process for construction of capital improvements, acquisition of professional services, construction contracting, change orders and reporting.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/AO3-39.pdf>

Implementing Order (I.O.) 3-32, (Small Business Enterprise Architecture And Engineering Program): It is the policy of Miami-Dade County that not less than 10% of the County’s total annual expenditures of all project specific contracts for professional architectural, landscape architectural, engineering, and surveying and mapping services, shall be expended with CBE-A/E’s certified under the CBE-A/E ordinance.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/IO3-32.pdf>

PROCEDURAL HISTORY

Prime Sponsor: None

Department/Requester: Transportation and Public Works

This item was brought before the Infrastructure & Capital Improvements Committee on February 12, 2019, it was forwarded to the BCC with a favorable recommendation.

ANALYSIS

This item requests Board award a Professional Services Agreement between the County and Horizon Contractors, Inc., for the project entitled “People’s Transportation Plan (PTP) Roadway Improvements to SW 137 Avenue from Homestead Extension to Florida’s Turnpike (HEFT) to US-1 in the amount of \$7,292,647.42 for a term of 660 Days for the Department of Transportation and Public Works (DTPW). The project is located in Commission District 8, represented by Daniella Levine Cava.

The fiscal impact of this project is \$7,292,647.42 to be funded through the Peoples Transportation Plan. Once the project is constructed the estimated annual operation maintenance costs are approximately \$2,298.00 and maintenance cost estimated at \$11,181.

The work consists of:

- A. Supervision, materials and equipment tools;
- B. Widening the existing roadway from two to four lanes with a raised median;
- C. Creating a center left turn lane, sidewalks, curb and gutter, bicycle facilities;
- D. Creating a continuous storm drainage system, signalization, pavement markings, signing and street lighting; and

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E. Performing all operations necessary for roadway improvements to SW 137 Avenue from the Turnpike's Homestead Extension to US-1.

The intent is to improve mobility along the corridor at an acceptable level along S.W. 137 Avenue for bicycles, pedestrians and other users.

The project was advertised on August 30, 2018, and thirteen proposals were received.

The First Tier meeting was held on June 12, 2018 below are the rankings by the competitive selection committee (CSC) of the 9 firms.

Firm	Bid	Percent below the County's Cost Estimate
Horizon Contractors, Inc.	\$6,596,952.20	6%
Acosta Tractor Inc.	\$6,662,199.85	5%
Roadway Construction, LLC.	\$6,711,631.32	4%

The small business measure applicable to the contract is a SBE/ Construction goal of 11.71 percent, SBE/ Services goal of 1.28 percent.

SBE/A&E firms authorized under the agreement are: S.S.L. Corp., Inc., and Bella Fiore Landscaping, LLC.

The Division of Policy and Legislation of OCA conducted a review of the technical certifications associated with the project on the Business Management Workforce System (BMWS) on February 1, 2019 and found the following: (See the table below)

Prime/Other	Code	Description	Amount of SBE A/E firms identified in BMWS
Prime	3.02	Highway Systems – Major Highway Design	35 SBE A/E Firms were identified
Prime	10.01	Environment Engineering – Stormwater Drainage Design Engineering Services	51 SBE A/E Firms were identified
Other	3.04	Highway Systems- Traffic Engineering Studies	15 SBE A/E Firms identified
Other	3.05	Highway Systems – Traffic Counts	9 SBE A/E Firms identified
Other	3.09	Highway Systems – Signing, Pavement Marking, and Channelization	46 SBE A/E Firms identified
Other	9.02	Soils, Foundations and Materials Testing – Geotechnical and Materials Engineering Services	11 SBE A/E Firms identified
Other	3.11	Highway Systems - Signalization	23 SBE A/E/ Firms identified
Other	3.10	Highway Systems - Lighting	21 SBE A/E Firms identified

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Horizon Contractors, Inc. has active status on Sunbiz.org, the official website of the State of Florida Division of Corporations, reporting a principal address of 8175 W 32nd Avenue, Suite 2, Hialeah, FL 33018. Horizon Contractors, Inc. has an active account with the Miami-Dade County Tax Collector's office. Lastly, Horizon Contractors, Inc. possesses a license in Construction and Business Information with no complaints on the Department of Business and Professional Regulation website.

Pursuant to Resolution No. R-421-16, a Performance Record verification was conducted by OCA in the Capital Improvements Information System (CIIS) on February 6 2019. There are 6 performance evaluations with an average evaluation rating of 3.0 out of 4.0 for Horizon Contractors, Inc. The Mayors memo states there are 8 evaluations but OCA was unable to verify this figure on the CIIS system.

ADDITIONAL INFORMATION

Horizon Contractors, Inc. was recently awarded a contract with the Florida Department of Transportation, for roadway improvement services, Contract No. T4480 and Contract No. T4481.

https://fdotwww.blob.core.windows.net/sitefinity/docs/default-source/contracts/lettings/2018/2018-bsn/april-25-2018/t4480.pdf?sfvrsn=6103dfa0_2

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**Item No. 801
File No. 190287**

Researcher: IL Reviewer: TD

RESOLUTION APPROVING EXECUTION OF AMENDMENT NUMBER ONE TO NON-EXCLUSIVE PROFESSIONAL SERVICES AGREEMENT NO. 14ATSI001, PROJECT NO. E13-WASD-01R, BETWEEN MIAMI-DADE COUNTY AND AECOM TECHNICAL SERVICES, INC. IN ORDER TO: (1) CONTINUE TO PROVIDE PROGRAM AND CONSTRUCTION MANAGEMENT SERVICES RELATED TO THE CONSENT DECREE WASTEWATER SYSTEM PRIORITY PROJECTS, (2) INCREASE TOTAL COMPENSATION BY \$48,810,000.00, THEREBY INCREASING THE TOTAL CONTRACT AMOUNT FROM \$91,149,497.00 TO \$139,959,497.00, AND (3) EXERCISE THE FIRST FIVE (5) YEAR OPTION TO RENEW; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE SAME AND TO EXERCISE THE PROVISIONS CONTAINED THEREIN

ISSUE/REQUESTED ACTION

Whether the Board should approve Amendment Number One to the Non-Exclusive Professional Services Agreement No. 14ATSI001, Project E13-WASD-01R, between Miami-Dade County (MDC) and AECOM Technical Services, Inc. (AECOM) in an amount of \$48,810,000, totaling \$139,959,497, as well as exercising the first five-year option to renew.

APPLICABLE LEGISLATION/POLICY

United States of America, the State of Florida Department of Environmental Protection and the State of Florida v. Miami-Dade County, Florida, Case No. 1:12-cv-24400-FAM

<https://www.epa.gov/sites/production/files/2013-08/documents/miami-dade-cd.pdf>

Florida Statutes, Chapter 287.055 Governs the acquisition of professional architectural, engineering, landscape architectural, or surveying and mapping services.

http://www.leg.state.fl.us/Statutes/index.cfm?App_mode=Display_Statute&URL=0200-0299/0287/Sections/0287.055.html

Request for Opinions (RQO) 2017, RQO 17-04, Commission on Ethics and Public Trust (COE), Recommendation to WASD from COE to remove the Assistant Director from any duties related to the administration, management, oversight, task authorizations or approvals, meetings, enforcement, negotiations or any other decision-making authority with respect to AECOM agreements with the County, including capital projects under the Assistant Director's oversight.

http://ethics.miamidade.gov/library/2017-publications/rqo_17-04_sola.pdf

Request for Opinions (RQO) 2017, RQO 17-04, Commission on Ethics and Public Trust (COE), Recommendation to the County Mayor stating Code of Silence provisions.

http://ethics.miamidade.gov/library/opinions/2013/rqo_13-11_gimenez.pdf

Request for Opinion ISD Project No. 13-WASD-01R, Commission on Ethics and Public Trust (COE), Response date November 1, 2013. Incorporated as Attachment D.

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

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https://library.municode.com/fl/miami - dade county/codes/code of ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.1COPUGE

Section 2-8.2.12(4)(d) and (e) of the County Code (WASD Consent Decree) provides for the acceleration of Miami-Dade Water and Sewer Department Consent Decree and Capital Improvement Program projects, establishes policies and procedures for the approval of contracts related to those projects, specifically the right to amend contracts and extend the time for completion of any contract for construction, materials or professional services, including waivers of liquidated damages and other compensable and/or non-compensable time extensions as well as to negotiate and settle claims, and issue settlement agreement(s) or change orders for additional work under contracts and amendments where: the change order or claim does not exceed ten percent (10%) of the base contract amount; and the contingency allowance shall be utilized to ensure minimal disruption in work flow and shall be documented on the appropriate contingency authorization draw. Change orders shall be submitted to replenish the contingency account in a timely manner; and the limitations provided in (4)(e)(i) above shall not apply to any change order or amendment related to emergency actions impacting remediation, public safety, health requirements or recovery from natural disaster.

https://library.municode.com/fl/miami - dade county/codes/code of ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.2.12MIDEWASEDECODECAIMPRACOR

Section 2-8.5 of the County Code Provides definitions, establishes a preference for local businesses and locally headquartered businesses, establishes exceptions, and allows for reciprocity agreements.

https://library.municode.com/fl/miami - dade county/codes/code of ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.5PRPRPRLOBUCOCO

Section 2-10.4 of the County Code Provides the rules and regulations associated with the procurement of professional, architectural, engineering, landscape architectural or land surveying and mapping services. Requires a public announcement, submission of qualifications, certification committee, competitive selection committee, and competitive negotiations.

https://library.municode.com/fl/miami - dade county/codes/code of ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-10.4ACPRARENLAARLASUMASE

Section 2-10.4(7) of the County Code, Provides each contract for professional services shall contain a prohibition against contingent fees, as required by Chapter 287, Florida Statutes. For the breach or violation of this provision the County Commission may terminate the agreement without liability or, at its discretion, deduct from the contract price, or otherwise recover, the full amount of such fee, commission, percentage, gift or consideration.

https://library.municode.com/fl/miami - dade county/codes/code of ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-10.4ACPRARENLAARLASUMASE

Section 2-11.1 of the County Code Creates a minimum standard of ethical conduct and behavior for all County officials, officers, and employees.

https://library.municode.com/fl/miami - dade county/codes/code of ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-11.1COINCOETOR

Ordinance 14-79 (Sea Level Rise), adopted September 3, 2014, Amending Section 2-1 of the Code of Miami-Dade County, Florida, to require that in all agenda items related to planning, design and construction of County infrastructure a statement be included that the impact of sea level rise has been considered; providing severability, inclusion in the code, and an effective date.

<http://www.miamidade.gov/govaction/matter.asp?matter=141211&file=true&fileAnalysis=false&yearFolder=Y2014>

Ordinance No. 14-77, adopted September 3, 2014, Created Section 2-8.2.12 of the Code of Miami-Dade County, and delegated to the County Mayor the authority to advertise, award, amend and negotiate contracts for goods and services, construction and

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professional services for the Miami-Dade Water and Sewer Department, to extend contract duration, to execute change orders and to settle claims without need for prior Board approval.

<http://intra/gia/matter.asp?matter=141981&file=false&yearFolder=Y2014>

Administrative Order 3-39 Establishes the standard procedures for user departments to implement, classify, track, monitor and report capital construction projects unless specifically exempted by State or federal law.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/AO3-39.pdf>

Implementation Order (I.O.) 8-8 (Sustainable Buildings Program), adopted on December 4, 2007, Authorizes approval of Implementing Order 8-8: establishing guidelines to further the County's sustainable buildings program initiative; and authorizing the County Mayor or his designee to exercise any and all other rights conferred therein.

<http://www.miamidade.gov/govaction/matter.asp?matter=080263&file=true&fileAnalysis=false&yearFolder=Y2008>

Implementation Order (I.O.) 3-41, (SBE Program), Establishes procedures related to the Miami-Dade County Small Business Enterprise Program.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/IO3-41.pdf>

Implementing Order (I.O.) 3-32, (Small Business Enterprise Architecture And Engineering Program), It is the policy of Miami-Dade County that not less than 10% of the County's total annual expenditures of all project specific contracts for professional architectural, landscape architectural, engineering, and surveying and mapping services, shall be expended with CBE-A/E's certified under the CBE-A/E ordinance.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/IO3-32.pdf>

Implementing Order (I.O.) 3-22, (Small Business Enterprise Construction Services Program), Except where Federal or State laws or regulations mandate to the contrary, this Implementing Order governs construction services (including design build, alteration, installation, painting, maintaining or repairing a public improvement), funded in whole or in part by County funds for all Miami-Dade County departments and agencies.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/IO03-22.pdf>

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

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

Resolution No. R-281-14, adopted March 18, 2014, Approves Mayor's recommendations relating to proposed Consent Decree with federal and state environmental enforcement agencies and authorizing the Mayor and County Attorney to modify proposed Consent Decree and advise the Court accordingly.

<http://www.miamidade.gov/govaction/matter.asp?matter=140568&file=true&fileAnalysis=false&yearFolder=Y2014>

Resolution No. R-421-16, adopted May 17, 2016, Directs the Mayor or Mayor's designee to attach to all items recommending Design and/or Construction Contract Awards of \$1,000,000/00 or greater a list of all County Contracts awarded in the previous three years to the recommended contractor and a summary of County Evaluations of the recommended contractors work.

<http://intra/gia/matter.asp?matter=160124&file=true&yearFolder=Y2016>

Resolution No. R-469-17, adopted May 13, 2014, Approving non-exclusive Professional Services Agreement between Miami-Dade County and AECOM Technical Services, Inc. (f/k/a/ Earth Tech, Inc.) for program and construction management services related to the wastewater system priority projects in the amount not to exceed \$91,149,497.00 with a total contract term of five years and two five-year options-to-renew, Contract No. 14ATSI001.

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<http://www.miamidade.gov/govaction/matter.asp?matter=141117&file=true&fileAnalysis=false&yearFolder=Y2014>

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

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

PROCEDURAL HISTORY

Prime Sponsor: None

Department/Requester: Water and Sewer Department

This item was brought before the Infrastructure and Capital Improvements Committee on February 13, 2019, where the following discussion took place:

Commissioner Joe Martinez: Three main concerns: How the money is being spent; Training of in house staff to manage the projects and The guarantee that the project would be done for \$91,149,497.00.

Commissioner Daniella Levine Cava: What were the major factors causing the increase in cost?

WASD Director Kevin Lynskey: Sea level rise. Department opted to replace instead of rehabilitate and new technologies.

Commissioner Daniella Levine Cava: This has been known since 2015 right?

WASD Director Kevin Lynskey: We were aware since 2016. During the previous budget starting in 2016 and 2017 new construction program reflected the new \$1.2 billion dollars and was approved by the Board, but it may have not been highlighted.

AECOM Director Pete Hernandez: We have a number of active consultants and a make-up of 28% of small businesses.

Commissioner Levine Cava: How do you pay your subs?

AECOM Director Pete Hernandez: With respect to our small businesses, we pay them when they charge irrespective if we have been paid. With regards to the other subs (non-small businesses), they get paid when we get paid and that can be a delay of 4 to 5 months.

Commissioner Daniella Levine Cava: Why are you so far behind?

AECOM Director Pete Hernandez: Due to the complexity of the task authorization and timesheets that are submitted.

Commissioner Daniella Levine Cava: Is there anything that can be done to accelerate the payment of the subcontractors?

WASD Director Kevin Lynskey: We would have to work directly with AECOM and the County Attorney has stated that we do not have privity with the sub consultants.

Commissioner Daniella Levine Cava: I would like to request that better notification to the Board should be adhered to, to avoid being blind-sided. I would like updates every two months in terms of the scope and status of payments and billings.

Commissioner Jean Monestime: The original representation, when the item was first brought to the Board, was that the correct representation?

WASD Director Kevin Lynskey: Yes, that was the right representation based on the cost estimate we had at the time.

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Commissioner Jean Monestime: One of the representatives stated that the project could be done in 12 years rather than 15 years. What percentage of the projects are completed?

WASD Director Kevin Lynskey: 27 are completed, 45 are in construction and 8 are in design.

Commissioner Jean Monestime: Is it not AECOM's job to finish those projects? But it is their job to supervise those projects being done, how do we justify giving them 53% more?

WASD Director Kevin Lynskey: There are five services we are getting from AECOM. The first services are focused on planning and design, while the later years are focused on construction management.

Commissioner Jean Monestime: I'm still not understanding. I have substantial concern on the way the small businesses are being paid.

Commissioner Rebecca Sosa: Where did we go wrong in the administration of this contract that this increase is so high? Can we get something better in the market? Could we just extend 2 years and enter into a re-solicitation. Would that be worth it? Can we request a written and public report to this commission? Did the department know this increase was going to happen? What typically happens when this increase happens with other contracts?

WASD Director Kevin Lynskey: This type of increase typically doesn't happen. We did a 3-part analysis to see if it was better or not to stay with AECOM. We manage this program with three people. We also manage CMOM with three people. We will be providing you with a new capital plan that will bring down the cost.

Commissioner Rebecca Sosa: You went and did a market analysis and determined there was no better option than to stay with AECOM based on market conditions? You have no other option and this is the best option to comply with the consent decree? I will ask the attorney to evaluate what has been done and if we can get a report as a clause on this amendment with a status report to make sure that anything that happens comes before the Commission.

Commissioner Barbara J. Jordan: I would like to get that report every six months as well as a report of all outstanding payments prior to getting to the full Commission.

Commissioner Daniella Levine Cava: How many outstanding pump station projects are there?

WASD Director Kevin Lynskey: 34 pump stations we deemed as deficient, 18 are completed. The remainder are all in construction except for one that is in design.

Mayor Carlos J. Gimenez: AECOM bided on approximately \$770 million dollars' worth of construction work for 91 million dollars. But when it came to the review of the scope of the work, it was actually more expensive than the original scope. The construction increase by approximately 50% and so did the part that AECOM originally bid on. It's not fair that we make AECOM still deliver on the original \$91 million premised on \$770 million if now the construction cost changed to \$1.2 billion.

Commissioner Joe Martinez: I urge you all to see the original minutes from 2014 commission meeting where they did state that their 91 million was their best and total final. Director Lynskey, can you see if the firm was paid inadvertently for projects that may have not been rendered yet?

WASD Directory Kevin Lynskey: Construction went from \$732 million to \$1.125 billion remainder is a number that incorporated AECOM contract, our engineers, contingencies and some material costs, original program went up from \$1.6 billion to \$1.8 billion the construction portion went up \$400 million.

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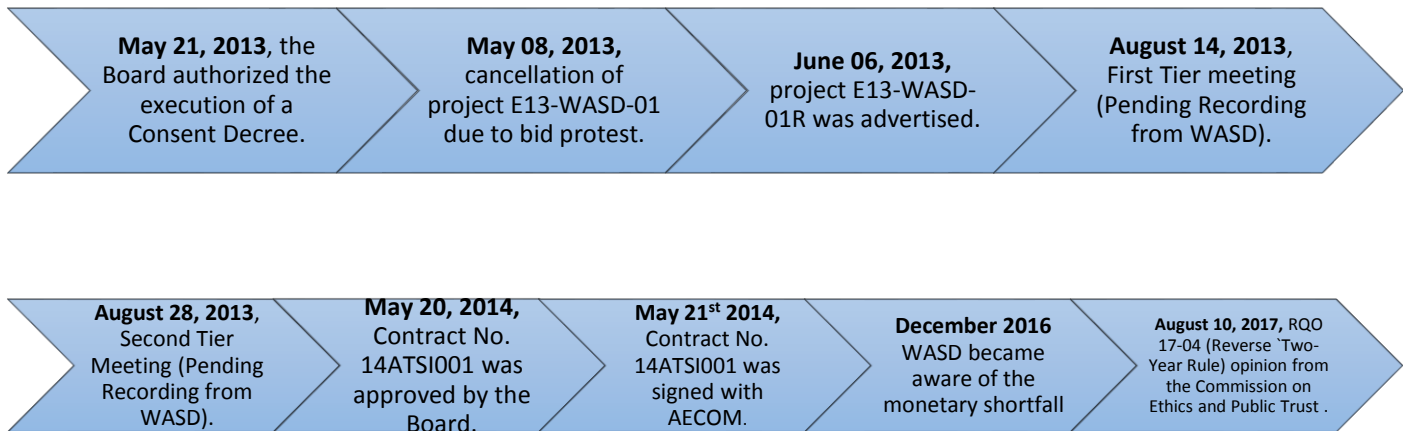
Commissioner Rebecca Sosa: Can we do it in house?

WASD Director Kevin Lynskey: No. We would not have hired enough staff to meet the deadlines. The firm has 100 engineers on the project already with four years of institutional knowledge.

Commissioner Rebecca Sosa: So we can only do it with them?

WASD Director Kevin Lynskey: We cannot do it without engineering support.

Chronology



ANALYSIS:

This item requests the Board approve Amendment Number One (Amendment) to the Non-Exclusive Professional Services Agreement No. 14ATSI001, Project E13-WASD-01R, between Miami-Dade County (MDC) and AECOM Technical Services, Inc. (AECOM) in an amount of \$48,810,000.00, totaling \$139,959,497.00, as well as exercising the first five-year option to renew.

The amendment intends to provide continuous program and construction management services related to the Consent Decree wastewater system priority projects. According to the Department the request for additional money is premised on the unaccounted for Sea Level Rise as well as the business decision to construct new pump stations as oppose to rehabilitation of pump stations. These changes resulted in additional Program and Construction Management oversight services.

OCA reviewed contract 14ATSI001 and noted that the multipliers on this contract were set at 2.85 for Office Employees, 2.4 for the ENGINEER'S employees working in County offices and 2.1 for all Field Employees not to exceed \$255.00 dollars per hour. The contract recognized exceptions for David Haywood \$295.00 per hour, for Pedro Hernandez \$275.00 per hour and for Gustavo Soto-Rosa \$275.00 per hour by agreement of the negotiation committee. Average multiplier rates for most County Contracts is 2.85.

The Fiscal impact of this amendment is \$48,810,000.

Attached is a list of Task Orders that were processed and signed by WASD: **See Exhibit A**

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Attached is list of invoices that were paid: **See Exhibit B**

Below are two tables illustrating the rate of expenditure based on the original 91,149,497 and the forecasted expenditure rate of \$139,959,497.

SPEND RATE

Based on the \$91M

	Year 1 to 5	Year 6 to 10	Year 10 to 15
Initial Plan	35%	45%	20%
Current Trend	100%		

New spend trend reflective of the requested amount of \$139,959,497

SPEND RATE

Based on the \$139M

	Year 1 to 5	Year 6 to 15
Effective New Trend	65%	35%

OCA noted the following from the 81 Projects listed and the Supplemental Environmental Project (SEP):

- 55 projects accounted for an increase of **\$537,645,199. See Exhibit C**
- 26 projects reflected a decrease of **(\$106,843,334). See Exhibit C**

According to WASD a site visit was not conducted by the vendor at the time of procurement in 2014. A review of the project submittal documents from the Second Tier meeting in May of 2014 reveals that the selected firm, AECOM, anticipated that a validation process would be part of its scope of services provided. The validation process calls for consent decree projects re-assessment in terms of considering future regulations and ongoing and planned work around the County. The validation phase is a re-assessment in light of affecting factors leading to the redefinition of the work, the schedule, and the estimated costs. (Print out available upon demand) WASD does not recommend a re-procurement as it may represent additional costs to the County and may put at risk the compliance of the Consent Decree deadlines. In December 2016, the validation effort by AECOM was finalized and WASD became aware that the original cost was not going to be enough to cover the entire 15 years.

OCA, conducted a search in the Business Management Workforce System (BMWS) on March 1, 2019 concerning the technical certifications below:

Type	Code	Description	Number of SBE Firms Identified
Prime	6.01	Water and Sanitary Sewer Systems –Major Water an Sanitary Sewage Collection and Transmission	63 SBE A/E firms identified.

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Prime	6.02	Water and Sanitary Sewer Systems – Major Water and Sanitary Sewage Pumping Facilities	50 SBE A/E firms identified.
Prime	6.03	Water and Sanitary Sewer Systems – Water and Sanitary Sewage Treatment Plants	22 SBE A/E firms identified.
Prime	17.00	Engineering Construction Management	None
Other	9.01	Soils, Foundations and Materials Testing – Drilling, Subsurface Investigations and Seismographic Services	10 SBE A/E Firms identified
Other	9.02	Soils, Foundations and Materials Testing – Geotechnical and Materials Engineering Services	11 SBE A/E Firms identified
Other	9.04	Soils, Foundations and Materials Testing – Non-Destructive Testing and Inspections	3 SBE A/E Firms identified
Other	11.00	General Structural Engineering	None
Other	12.00	General Mechanical Engineering	None
Other	13.00	General Electrical Engineering	None
Other	15.01	Surveying and Mapping – Land Surveying	15 SBE A/E Firms identified
Other	19.06	Value Analysis and Life-Cycle Costing – Water and Sanitary Systems	8 SBE A/E Firms were identified

OCA reviewed the financial component of this contract yielding the following findings:

- A. Original Construction Expenditures projected for Consent Decree Projects was \$1,447,318,000 as per Pages 27 through 30 AECOM PSA Agreement No. 14ATSI00 FY 2013-14 Adopted Budget and Multiyear Capital Plan, and not the \$732,086,175.
- B. Because the fee for professional services rendered by the PROGRAM MANAGER's employees, principals excluded, shall be computed based on the direct salary cost, as reported to the Internal Revenue Service, a review of all invoices submitted by AECOM to WASD may be conducted by examining supporting documents to ascertain accuracy, validity and propriety.

**BCC Meeting:
March 5, 2019
Research Notes**

DEPARTMENTAL INPUT. The following questions were asked to Miami-Dade Water and Sewer with responses in bold:

- Was a site visit conducted when the original procurement took place back in 2014? **No**
- Could WASD or AECOM itemize in detail what the \$48,810,000 increase will cover and providing a side by side comparison with the original estimate versus the modified estimate? **No. The calculation for the program management and construction management increase was based on pure clean math of a 53.55% increase in construction cost (subtracting out material cost escalation and certain work performed by WASD staff) as explained in the memo. The attachment “Consent Decree Projects Original Construction Cost versus Updated Construction Cost” shows the increase in current base construction cost vs. the original construction cost per project.**
- Can you provide all modifications associated with this contract as well (i.e. Change of principal etc.) **October 6, 2014: Change from Ronald A. Armstrong to Mark S. Blanchard (Principal In Charge) September 14, 2018 Replacing Mr. David Wood with Mr. Lynn Feldman (Program Manager)**
- When did WASD learn that the original cost would not be enough? **One of the first tasks assigned to PMCM at the beginning of the contract was to validate the scope of work for the consent decree projects. Please refer to Section 3-Professional Services, bullet A of contract Agreement No. 14ATSI001 (below). This validation effort, which was a joint effort between PMCM and WASD personnel, was finalized in December 2016.**
- Would it be feasible to re-procure the construction portion since the design part has been finalized? **Due to the complexity of the program and the current status of the projects, it is not recommended to re-procure the construction management portion of the project. This may represent additional costs to the County and may put at risk the compliance of the Consent Decree deadlines.**

One question from OCA is pending response:

- Is the pay rate for Mr. Feldman the same as the pay rate that Mr. David Wood (\$295.00 an hour) was receiving? If it is different what rate is Mr. Feldman being paid?

BACKGROUND:

Project Number: E13-WASD-01, was cancelled on May 8, 2013, as discussed in a memorandum to the Board of that same date. That solicitation was cancelled to provide the Board the opportunity to review and approve the solicitation document, the approach/structure of the Program and Construction Management Team, the scope of services, small business goals, and the evaluation/scoring criteria. Specifically, since the cancellation of the original solicitation, the Water & Sewer Department (WASD) has conducted additional review of, and validated, the scope of services and structure of the Program and Construction Management Team, the Internal Services Department (ISD) has further reviewed the solicitation instrument requirements, and the Regulatory and Economic Resources Department (RER) has further evaluated the recommended Community Business Enterprise (CBE) measures. Additionally, the Office of the Inspector General (OIG) suggested changes to the evaluation criteria scoring. As a result of the additional review conducted by staff, as well as the input received from the OIG, the major differences between this solicitation and E-13-WASD-01, are as follows:

- The Small Business Development Division of RER and WASD increased the CBE goals from 18 percent to 28 percent. The increase in the CBE goals was accomplished by re-evaluating the project scopes, technical requirements, and related minimum and special requirements.

**BCC Meeting:
March 5, 2019
Research Notes**

- A Local Workforce Participation evaluation criterion has been included in the solicitation and allows up to 5 percentage points to be assigned to both the First-Tier and Second-Tier Evaluation for those proposers who can demonstrate they will provide a workforce within Miami-Dade County.
- The OIG expressed concerns that the original Evaluation Criteria in E13-WASD-01 did not provide the County with an adequate framework for evaluating prospective vendors and scoring their proposals given the combination of the Program Management and Construction Management Services under one contract.

Agenda Date: 5/20/2014 (Legislative Item File Number: 141117) Resolution No. R-469-17:

Mr. Johnson reiterated that the Board was authorizing a total allocation, over the entire 15-year period, of \$91,149, 497. Mr. Juan Carlos “J.C.” Arteaga, Deputy Director, Regulatory Compliance and Capital Improvements, WASD, clarified that the \$91 million included everything for 15 years and was part of the terms negotiated with the successful winner. He explained that the terms negotiated provided that approximately 35 percent of the \$91 million would be used during the first five-year period; approximately 45 percent during the second; and the remaining 20 percent would be used during the third five-year period.

Exhibit A

MIAMI-DADE WATER AND SEWER DEPARTMENT
PROGRAM AND CONSTRUCTION MANAGEMENT SERVICES RELATED TO THE WASTEWATER SYSTEM PRIORITY PROJECTS
AECOM TECHNICAL SERVICES INC
AGREEMENT NUMBER 14ATS1001
As of February 28, 2019

NUMBER	TASK NUMBER	TASK TITLE	CURRENT AUTHORIZED FEE	Paid to Date	Remaining Balance	STATUS	Projected Amount to be Paid
1	2.04	FY 2019 Q1 - Consent Decree Compliance	59,894.18	-	59,894.18	Open	59,894.18
2	2.04A	FY 2019 Q2 Consent Decree Compliance	84,641.07	-	84,641.07	Open	84,641.07
3	3.03 Rev02	FY 2018 WWTP and WCTS Design Management	3,643,771.52	2,559,642.42	1,084,129.10	Open	1,084,129.10
4	3.04	FY 2019 Q1 WWTP and WCTS Design Management	835,878.31	-	835,878.31	Open	835,878.31
5	3.04A	FY 2019 Q2 WWTP and WCTS Design Management	768,500.54	-	768,500.54	Open	768,500.54
6	4.01	FY 2016 - WCTS Project Management	4,621,032.40	4,524,849.06	96,183.34	Open	96,183.34
7	5.03 Rev01	FY 2018 Consent Decree Program Level Management	2,156,085.88	1,821,554.07	334,531.81	Open	334,531.81
8	5.04	FY 2019 Q1 - Interim Consent Decree Program Level Management	557,318.16	-	557,318.16	Open	557,318.16
9	11.02	FY 2017 - Proliance Licensing	55,800.00	36,780	19,020.00	Open	19,020.00
10	12.03	FY 2018 Hydraulic Modeling Services	909,343.00	724,966.31	184,376.69	Open	184,376.69
11	12.04	FY 2019 Q1 Hydraulic Modeling Services	320,585.84	-	320,585.84	Open	320,585.84
12	12.04A	FY 2019 Q2 Hydraulic Modeling Services	87,100.11	-	87,100.11	Open	87,100.11
13	14.02B	FY 2017 Q3 & Q4 - Construction and SHE Management	4,674,931.68	3,787,625.14	887,306.54	Open	20,000.00
14	14.03 Rev01	14.03 FY 2018 Construction and Safety Management	12,276,306.80	7,345,281.43	4,931,025.37	Open	4,931,025.37
15	14.04	FY 2019 Q1 Construction and Safety Management	3,913,205.67	-	3,913,205.67	Open	3,913,205.67
16	14.04A	FY 2019 Q2 Construction and Safety Management	3,998,128.99	-	3,998,128.99	Open	3,998,128.99
17	15.03	FY 2018 - Small Business and Local Workforce Support	320,810.50	120,341.25	200,469.25	Open	197,077.50
18	15.04	FY 2019 - Small Business and Local Workforce Support Q1	114,352.00	-	114,352.00	Open	99,508.29
19	15.04A	FY 2019 - Small Business and Local Workforce Support Q2	129,001.00	-	129,001.00	Open	129,001.00
20	16.04	FY2019 - Community Involvement and Public Outreach	74,907.28	-	74,907.28	Open	66,378.22
21	16.04A	FY2019 Q2 Community Involvement and Public Outreach	76,405.59	-	76,405.59	Open	76,405.59
			\$ 39,678,000.52	\$ 20,921,039.68	\$ 18,756,960.84		\$ 17,862,889.78

Completed Task Authorizations						
1	1 Rev01	Consent Decree Program Management Implementation CMOM Task 1 Rev (1)	\$ 266,264.52	\$ 266,264.52	\$ -	Closed
2	1 Rev02	Consent Decree Program Implementation Task 1 Rev (2)	1,351,348.38	1,351,348.38	-	Closed
3	1 Rev03	Consent Decree Program Management Implementation	3,092,972.16	3,092,972.16	-	Closed
4	2	FY 2014-2015 Consent Decree Compliance Reporting	302,550.30	302,550.30	-	Closed
5	2.01	FY 2016 - Consent Decree Compliance Reporting	316,065.00	316,065.00	-	Closed
6	2.02	FY 2017 - Consent Decree Compliance Reporting	87,120.23	87,120.23	-	Closed
7	2.02A	FY 2017 Q2 - Consent Decree Compliance Reporting	90,059.60	90,059.60	-	Closed
8	2.02B	FY 2017 Q3&4 - Consent Decree Compliance Reporting	174,240.45	174,240.45	-	Closed
9	2.03 Rev01	FY 2018 - Consent Decree Compliance Reporting	383,761.62	383,761.62	-	Closed
10	3	FY 2015 - WWTP -Project Management	3,015,358.07	3,015,358.07	-	Closed
11	3.01	FY 2016 - WWTP -Project Management	3,781,807.11	3,781,807.11	-	Closed
12	3.02	FY 2017 - Interim WWTP -Design Management	959,256.05	959,256.05	-	Closed
13	3.02A	FY 2017 Q2 - Interim WWTP - Design Management	923,484.68	923,484.68	-	Closed
14	3.02B	FY 2017 Q3 & Q4 - Interim WWTP and WCTS Design Management	2,371,554.65	2,371,554.65	-	Closed
15	4	WCTS Project Management	4,775,132.19	4,775,132.19	-	Closed

Exhibit A

MIAMI-DADE WATER AND SEWER DEPARTMENT
PROGRAM AND CONSTRUCTION MANAGEMENT SERVICES RELATED TO THE WASTEWATER SYSTEM PRIORITY PROJECTS
AECOM TECHNICAL SERVICES INC
AGREEMENT NUMBER 14ATS1001
As of February 28, 2019

NUMBER	TASK NUMBER	TASK TITLE	CURRENT AUTHORIZED FEE	Paid to Date	Remaining Balance	STATUS	Projected Amount to be Paid
16	4.02	FY 2017 - Interim WCTS -Design Management	601,846.01	601,846.01	-	Closed	
17	4.02A	FY 2017 Q2 - Interim WCTS - Design Management	525,638.40	525,638.40	-	Closed	
18	5	FY 15 - Program Level Management Services in Implementing the Consent Decree	5,589,612.33	5,589,612.33	-	Closed	
19	5.01	FY 2016 - Program Level Management Services in Implementing the Consent Decree	5,109,333.71	5,109,333.71	-	Closed	
20	5.02A	Q2 FY 17 - Interim Consent Decree Program Level Management	1,244,485.42	1,244,485.42	-	Closed	
21	6	FY 2015 - Consent Decree CMOM Program Management	682,306.48	682,306.48	-	Closed	
22	6.01	FY 2016 - Consent Decree CMOM Program Management	461,378.08	461,378.08	-	Closed	
23	6.02	FY 2017 - Consent Decree CMOM Program Management	90,925.23	90,925.23	-	Closed	
24	6.02A	FY 2017 Q2 - Consent Decree CMOM Program Management	84,154.29	84,154.29	-	Closed	
25	6.02B	FY 2017 Q3&4 - Consent Decree CMOM Program Management	166,021.05	166,021.05	-	Closed	
26	8	RDII Modeling of Selected Basins CD PMCM	180,352.52	180,352.52	-	Closed	
27	9 Rev01	SDWWTP Centrifuge Pilot Study - CD1.08 Dewatering	687,542.63	687,542.63	-	Closed	
28	11.01	PCTS Enhancements & Support	279,102.18	279,102.18	-	Closed	
29	12	FY 2016 - WCTS Hydraulic Modeling Support CD PMCM	116,310.03	116,310.03	-	Closed	
30	12.02	WCTS Hydraulic Modeling Services Oct 2016 - Dec 2016	229,119.12	229,119.12	-	Closed	
31	12.02B	FY 2017 Q3 & Q4 - WCTS Hydraulic Modeling Services	499,024.43	499,024.43	-	Closed	
32	13	FY 2016 -Maintenance of Traffic (MOT) Plans and Permit Review CD PMCM	264,000.00	264,000.00	-	Closed	
33	14.01	FY 2016 - Construction Management Services	2,926,730.11	2,926,730.11	-	Closed	
34	14.02	FY 2017 - Interim Construction Management Services	1,141,859.35	1,141,859.35	-	Closed	
35	14.02A	FY 2017 Q2 - Interim Construction Management Services	1,344,901.77	1,344,901.77	-	Closed	
36	15.01	FY 2016 - Small Business and Local Workforce Support	718,219.44	718,219.44	-	Closed	
37	15.02	FY 2017 - Q2 Small Business and Local Workforce Support	74,832.02	74,832.02	-	Closed	
38	15.02B	FY 2017 - Q3&4 Small Business and Local Workforce Support	158,147.25	158,147.25	-	Closed	
39	16.01 Rev01	FY2016 - Community Involvement and Public Outreach-Scope Change Only	292,987.64	292,987.64	-	Closed	
40	16.02	FY2017 - Interim Community Involvement and Public Outreach	62,668.71	62,668.71	-	Closed	
41	16.02A	FY2017 Q2 - Interim Community Involvement and Public Outreach	72,697.07	72,697.07	-	Closed	
42	16.02B	FY2017 Q3 & Q4 - Interim Community Involvement and Public Outreach	130,839.27	130,839.27	-	Closed	
43	16.03	FY2018 - Interim Community Involvement and Public Outreach	270,891.30	270,891.30	-	Closed	
44	10	CD 2.15 Digestion Facility at CDWWTP- Digestion Alternatives Analysis	201,171.16	201,171.16	-	Closed	
45	7	Chlorination Facilities BODR	314,126.87	314,126.87	-	Closed	
46	5.02	FY 2017 - Interim Program Management	1,073,767.26	1,073,767.26	-	Closed	
47	5.02B	FY 2017 Q3 & Q4 - Interim Consent Decree Program Level Management	2,576,602.73	2,576,602.73	-	Closed	
48	9.01 Rev01	CD 2.16 Dewatering Building CDWWTP Centrifuge Pilot Study	786,182.14	786,182.14	-	Closed	
49	12.02A	FY 2017 Q2 - WCTS Hydraulic Modeling Services	242,561.82	242,561.82	-	Closed	
			\$ 51,091,312.83	\$ 51,091,312.83	\$ -		
			\$ 90,769,313.35	\$ 72,012,352.51	\$ 18,756,960.84		

Exhibit B

MIAMI-DADE WATER AND SEWER DEPARTMENT					
PROGRAM AND CONSTRUCTION MANAGEMENT SERVICES RELATED TO THE WASTEWATER SYSTEM PRIORITY PROJECTS					
AECOM TECHNICAL SERVICES INC					
AGREEMENT NUMBER 14ATS1001					
Invoices					
As of February 25, 2019					
Number	Title	Current State	This Invoice General Amt	Check Number	Transaction Date
14ATS1001001REV 03-CONS001	37462448-01	Released for Payment	502,568.87	WT101414	14-Oct-2014
14ATS1001001REV 01-CONS001	37473650-01	Released for Payment	186,365.34	00006591	21-Nov-2014
14ATS1001001REV 02-CONS001	37473652-01	Released for Payment	263,167.78	00006591	21-Nov-2014
14ATS1001001REV 01-CONS002	37491069-02	Released for Payment	68,701.07	00006876	22-Dec-2014
14ATS1001001REV 03-CONS002	37482957-2	Released for Payment	1,162,092.78	00006900	29-Dec-2014
14ATS1001001REV 02-CONS002	102103114-2	Released for Payment	496,446.38	00007519	03-Mar-2015
14ATS1001001REV 02-CONS003	37512241-3	Released for Payment	483,595.26	00007576	10-Mar-2015
14ATS1001006REV 00-CONS001	37518908-1	Released for Payment	439,946.77	00007898	07-Apr-2015
14ATS1001002REV 00-CONS001	02.030315	Released for Payment	158,823.79	00008030	28-Apr-2015
14ATS1001003REV 00-CONS001	03.030315	Released for Payment	1,182,157.96	00008168	01-May-2015
14ATS1001006REV 00-CONS002	06-042315	Released for Payment	54,762.06	00008234	07-May-2015
14ATS1001004REV 00-CONS001	04-030315-A	Released for Payment	1,237,736.11	00008291	15-May-2015
14ATS1001005REV 00-CONS001	37518889-1	Released for Payment	1,275,822.95	00008291	15-May-2015
14ATS1001002REV 00-CONS002	02-052715	Released for Payment	29,544.03	00008515	09-Jun-2015
14ATS1001001REV 03-CONS003	01-03042315	Released for Payment	967,893.72	00008714	25-Jun-2015
14ATS1001002REV 00-CONS003	02-061815	Released for Payment	14,340.88	00008773	30-Jun-2015
14ATS1001003REV 00-CONS002	03-061815	Released for Payment	354,543.90	00008773	30-Jun-2015
14ATS1001006REV 00-CONS003	06-06112015	Released for Payment	51,540.76	00008773	30-Jun-2015
14ATS1001003REV 00-CONS003	03-070815	Released for Payment	459,885.86	00008960	21-Jul-2015
14ATS1001001REV 02-CONS004	37525876	Released for Payment	53,694.03	00009045	28-Jul-2015
14ATS1001004REV 00-CONS002	04-030315-B	Released for Payment	720,670.43	00009159	04-Aug-2015
14ATS1001005REV 00-CONS002	05-062315	Released for Payment	1,754,757.05	00009205	10-Aug-2015
14ATS1001006REV 00-CONS004	06-73015	Released for Payment	54,762.08	00009418	26-Aug-2015
14ATS1001003REV 00-CONS004	03-080815	Released for Payment	338,937.08	00009472	27-Aug-2015
14ATS1001001REV 01-CONS003	37511817-03	Released for Payment	11,198.11	00009501	28-Aug-2015
14ATS1001002REV 00-CONS004	02-081215	Released for Payment	68,981.48	00009501	28-Aug-2015
14ATS1001005REV 00-CONS003	05-082715	Released for Payment	1,209,263.19	00009614	08-Sep-2015
14ATS1001004REV 00-CONS003	04-081215	Released for Payment	1,484,407.29	00009733	17-Sep-2015
14ATS1001006REV 00-CONS005	06-090815	Released for Payment	22,549.08	00009733	17-Sep-2015
14ATS1001002REV 00-CONS005	02-090815	Released for Payment	12,707.11	00009773	22-Sep-2015
14ATS1001004REV 00-CONS004	04-091015	Released for Payment	473,253.94	00009922	29-Sep-2015
14ATS1001011.01 REV 00-CONS001	11.01-090315	Released for Payment	102,381.34	00010182	19-Oct-2015
14ATS1001002REV 00-CONS006	02-101315	Released for Payment	18,153.01	00010231	22-Oct-2015
14ATS1001006REV 00-CONS006	06-101615	Released for Payment	49,773.19	00010231	22-Oct-2015
14ATS1001009REV 00-CONS001	09-102115	Released for Payment	102,732.50	00010449	10-Nov-2015
14ATS1001003REV 00-CONS005	03-102115	Released for Payment	589,020.80	00010482	12-Nov-2015
14ATS1001002.01 REV 00-CONS001	2.01-112515	Released for Payment	27,026.76	00010717	01-Dec-2015
14ATS1001004REV 00-CONS005	04-102015	Released for Payment	646,925.00	00010732	02-Dec-2015
14ATS1001002.01 REV 00-CONS002	2.01-121015	Released for Payment	15,174.32	00011001	28-Dec-2015
14ATS1001006.01 REV 00-CONS001	6.01-122315	Released for Payment	73,461.63	00011245	19-Jan-2016
14ATS1001002.01 REV 00-CONS003	2.01-1252016	Released for Payment	17,071.12	00011421	29-Jan-2016
14ATS1001006.01 REV 00-CONS002	6.01-022216	Released for Payment	78,052.98	00011934	08-Mar-2016
14ATS1001002.01 REV 00-CONS004	2.01-022216	Released for Payment	50,731.64	00011990	15-Mar-2016
14ATS1001006REV 00-CONS007	06-122915	Released for Payment	8,972.54	00012037	17-Mar-2016
14ATS1001004.01 REV 00-CONS001	13629-4.01-Billing 1	Released for Payment	1,070,211.15	00012200	29-Mar-2016
14ATS1001001REV 02-CONS005	37719633	Released for Payment	54,444.93	00012312	05-Apr-2016
14ATS1001003.01REV 00-CONS001	3.010324202	Released for Payment	1,068,308.93	00012312	05-Apr-2016
14ATS1001009REV 00-CONS002	09-03212016	Released for Payment	187,951.24	00012312	05-Apr-2016
14ATS1001016.01REV 00-CONS001	16.01PB01	Released for Payment	55,253.12	00012312	05-Apr-2016
14ATS1001004.01 REV 00-CONS002	4.01PB02A	Released for Payment	312,428.85	00012556	26-Apr-2016
14ATS1001006.01 REV 00-CONS003	6.01-PB03	Released for Payment	36,730.82	00012721	03-May-2016
14ATS1001005.01 REV 00-CONS001	37702407	Released for Payment	1,022,657.67	00012756	05-May-2016
14ATS1001015.01REV 00-CONS001	15.01-32316	Released for Payment	98,752.50	00012756	05-May-2016
14ATS1001002.01 REV 00-CONS005	37725287	Released for Payment	46,758.52	00012804	10-May-2016
14ATS1001002.01 REV 00-CONS006	2.01PB06	Released for Payment	17,068.40	00012804	10-May-2016
14ATS1001004.01 REV 00-CONS003	37740490	Released for Payment	462,199.31	00013160	07-Jun-2016
14ATS1001004REV 00-CONS007	37743319	Released for Payment	130,566.65	00013160	07-Jun-2016
14ATS1001006.01 REV 00-CONS004	37740351	Released for Payment	41,322.17	00013250	10-Jun-2016
14ATS1001009REV 00-CONS003	0CD09-32816 REV01	Released for Payment	19,817.61	00013355	16-Jun-2016
14ATS1001009REV 00-CONS004	37756862	Released for Payment	18,086.75	00013517	28-Jun-2016
14ATS1001004REV 00-CONS006	37739634	Released for Payment	32,729.88	00013582	30-Jun-2016
14ATS1001004REV 00-CONS008	37756863	Released for Payment	48,842.89	00013582	30-Jun-2016
14ATS1001001REV 03-CONS004	37719635	Released for Payment	9,904.88	00013649	07-Jul-2016
14ATS1001003REV 00-CONS006	37720196	Released for Payment	12,440.94	00013685	11-Jul-2016
14ATS1001004.01 REV 00-CONS004	T04.01 PB 04	Released for Payment	374,713.63	00013718	12-Jul-2016
14ATS1001016.01REV 00-CONS002	16.01PB02	Released for Payment	89,333.70	00013800	19-Jul-2016
14ATS1001005.01 REV 00-CONS002	37750159	Released for Payment	832,828.26	00013888	25-Jul-2016
14ATS1001003REV 00-CONS008	37752673	Released for Payment	74,899.87	00013912	26-Jul-2016
14ATS1001003REV 00-CONS007	07-070116	Released for Payment	322.56	00014140	09-Aug-2016
14ATS1001009REV 00-CONS005	37782740	Released for Payment	136,692.46	00014140	09-Aug-2016
14ATS1001013REV 00-CONS001	37724230	Released for Payment	195,360.00	00014140	09-Aug-2016
14ATS1001006.01 REV 00-CONS005	T06.01PB05	Released for Payment	68,870.28	00014193	10-Aug-2016
14ATS1001009.01REV 00-CONS001	T09.01 PB01	Released for Payment	9,583.89	00014193	10-Aug-2016
14ATS1001001REV 03-CONS005	T01 REV3-PB4 7/16	Released for Payment	223,517.45	00014212	11-Aug-2016
14ATS1001009.01REV 00-CONS002	T09.01 PB02	Released for Payment	167,032.84	00014212	11-Aug-2016
14ATS1001005.01 REV 00-CONS003	37750161	Released for Payment	617,634.37	00014231	12-Aug-2016
14ATS1001005.01 REV 00-CONS004	37777590 REV 1	Released for Payment	11,094.54	00014265	16-Aug-2016
14ATS1001014.01REV 00-CONS002	T0 14.01 PB02 ODC	Released for Payment	2,297.18	00014265	16-Aug-2016
14ATS1001004.01 REV 00-CONS005	37767390	Released for Payment	9,640.11	00014450	26-Aug-2016
14ATS1001005REV 00-CONS005	37760751 & 37777803	Released for Payment	38,836.27	00014450	26-Aug-2016
14ATS1001002.01 REV 00-CONS007	37787609	Released for Payment	44,092.76	00014514	31-Aug-2016

MIAMI-DADE WATER AND SEWER DEPARTMENT					
PROGRAM AND CONSTRUCTION MANAGEMENT SERVICES RELATED TO THE WASTEWATER SYSTEM PRIORITY PROJECTS					
AECOM TECHNICAL SERVICES INC					
AGREEMENT NUMBER 14ATSI001					
Invoices					
As of February 25, 2019					
Number	Title	Current State	This Invoice General Amt	Check Number	Transaction Date
14ATSI001006.01 REV 00-CONS006	TO6.01PB06	Released for Payment	41,322.17	00014669	13-Sep-2016
14ATSI001011.01 REV 00-CONS002	37759842	Released for Payment	147,199.67	00014669	13-Sep-2016
14ATSI001009.01REV 00-CONS003	37787497	Released for Payment	94,567.78	00014760	19-Sep-2016
14ATSI001004.01 REV 00-CONS006	37797393	Released for Payment	391,957.79	00014806	22-Sep-2016
14ATSI001014.01REV 00-CONS001	37724257	Released for Payment	518,930.04	00015050	12-Oct-2016
14ATSI001003.01REV 00-CONS002	37734176 & 37734190	Released for Payment	785,165.15	00015093	14-Oct-2016
14ATSI001003.01REV 00-CONS003	37767422 & 37787492	Released for Payment	12,120.59	00015093	14-Oct-2016
14ATSI001005.01 REV 00-CONS005	37797395	Released for Payment	371,097.19	00015093	14-Oct-2016
14ATSI001014.01REV 00-CONS003	3708813 PB 03 ODC	Released for Payment	15,488.77	00015093	14-Oct-2016
14ATSI001005.01 REV 00-CONS006	37808450	Released for Payment	7,280.56	00015205	20-Oct-2016
14ATSI001005REV 00-CONS004	37753126	Released for Payment	673,655.44	00015316	27-Oct-2016
14ATSI001001REV 03-CONS006	37804664	Released for Payment	14,388.67	00015350	28-Oct-2016
14ATSI001002.01 REV 00-CONS008	37815104	Released for Payment	81,073.07	00015350	28-Oct-2016
14ATSI001003.01REV 00-CONS004	37752584 & 37787479	Released for Payment	761,197.26	00015545	14-Nov-2016
14ATSI001002.01 REV 00-CONS009	37826716	Released for Payment	17,068.41	00015665	21-Nov-2016
14ATSI001003REV 00-CONS009	37819445	Released for Payment	3,149.10	00015665	21-Nov-2016
14ATSI001005REV 00-CONS006	37812189	Released for Payment	20,650.26	00015713	28-Nov-2016
14ATSI001015.01REV 00-CONS002	15.01-PB02	Released for Payment	172,746.54	00015713	28-Nov-2016
14ATSI001004.01 REV 00-CONS007	37819415	Released for Payment	1,036,602.21	00015732	30-Nov-2016
14ATSI001009REV 00-CONS006	37825479	Released for Payment	98,935.69	00015782	30-Nov-2016
14ATSI001015.01REV 00-CONS003	37797387	Released for Payment	150,822.00	00015732	30-Nov-2016
14ATSI001003.01REV 00-CONS005	37838546	Released for Payment	2,495.48	00015966	15-Dec-2016
14ATSI001005.01 REV 00-CONS007	37821794	Released for Payment	407,276.69	00016351	18-Jan-2017
14ATSI001009.01REV 00-CONS004	37835781	Released for Payment	382,926.05	00016351	18-Jan-2017
14ATSI001009.01REV 00-CONS005	37842432	Released for Payment	68,485.81	00016351	18-Jan-2017
14ATSI001009REV 00-CONS007	37842911	Released for Payment	3,117.24	00016351	18-Jan-2017
14ATSI001014.01REV 00-CONS004	37835791	Released for Payment	2,380,499.52	00016351	18-Jan-2017
14ATSI001006.01 REV 00-CONS007	37842408	Released for Payment	119,375.15	00016431	24-Jan-2017
14ATSI001011.01 REV 00-CONS003	37809141	Released for Payment	18,714.57	00016500	27-Jan-2017
14ATSI001012REV 00-CONS001	37847797	Released for Payment	46,234.02	00016577	30-Jan-2017
14ATSI001016.01REV 00-CONS003	37797380	Released for Payment	47,281.40	00016577	30-Jan-2017
14ATSI001004.01 REV 00-CONS008	37843037	Released for Payment	634,457.18	00016640	03-Feb-2017
14ATSI001005.01 REV 00-CONS008	37842967	Released for Payment	1,839,464.43	00016640	03-Feb-2017
14ATSI001015.01REV 00-CONS004	37847782	Released for Payment	129,994.20	00016667	06-Feb-2017
14ATSI001001REV 03-CONS007	37842059	Released for Payment	180,363.03	00016886	21-Feb-2017
14ATSI001002.02 REV 00-CONS001	37867671	Released for Payment	87,120.23	00016886	21-Feb-2017
14ATSI001006.01 REV 00-CONS008	37791613	Released for Payment	2,242.88	00016886	21-Feb-2017
14ATSI001013REV 00-CONS002	TO13_PB2	Released for Payment	63,360.00	00017118	07-Mar-2017
14ATSI001009.01REV 00-CONS006	37871168	Released for Payment	50,891.76	00017185	09-Mar-2017
14ATSI001003.02 REV 00-CONS001	37867653	Released for Payment	929,697.08	00017227	13-Mar-2017
14ATSI001013REV 00-CONS003	37872311	Released for Payment	5,280.00	00017227	13-Mar-2017
14ATSI001004.02 REV 00-CONS001	37863606	Released for Payment	599,119.09	00017254	14-Mar-2017
14ATSI001009REV 01-CONS001	37867586 Billing 8	Released for Payment	88,209.14	00017254	14-Mar-2017
14ATSI001014.01REV 00-CONS005	37854457	Released for Payment	9,514.60	00017254	14-Mar-2017
14ATSI001004.02 REV 00-CONS002	37881083	Released for Payment	1,514.60	00017298	17-Mar-2017
14ATSI001003.01REV 00-CONS006	37842924	Released for Payment	1,152,519.70	00017353	21-Mar-2017
14ATSI001004.01 REV 00-CONS009	37867567	Released for Payment	232,638.83	00017353	21-Mar-2017
14ATSI001009.01REV 00-CONS007	37876644	Released for Payment	12,694.01	00017353	21-Mar-2017
14ATSI001003.02 REV 00-CONS002	37881920	Released for Payment	3,450.94	00017397	23-Mar-2017
14ATSI001005.02 REV 00-CONS001	37876641	Released for Payment	1,073,767.26	00017491	29-Mar-2017
14ATSI001005REV 00-CONS007	37753127	Released for Payment	616,627.17	00017673	10-Apr-2017
14ATSI001015.01REV 00-CONS005	37881925	Released for Payment	165,904.20	00017790	17-Apr-2017
14ATSI001011.01 REV 00-CONS004	37838559	Released for Payment	10,806.60	00017804	19-Apr-2017
14ATSI001016.01REV 00-CONS004	37854447	Released for Payment	94,593.98	00018033	01-May-2017
14ATSI001016.02 REV 00-CONS001	37867649	Released for Payment	62,668.71	00018047	03-May-2017
14ATSI001003.02 REV 00-CONS003	37883174	Released for Payment	26,108.03	00018300	19-May-2017
14ATSI001006.02(A)REV 00-CONS001	67904367	Released for Payment	27,770.92	00018300	19-May-2017
14ATSI001002.02(A)REV 00-CONS001	37910144	Released for Payment	20,803.76	00018817	23-Jun-2017
14ATSI001014.02 REV 00-CONS001	37867617	Released for Payment	1,129,728.93	00018817	23-Jun-2017
14ATSI001002.02(A)REV 00-CONS003	37924794	Released for Payment	30,440.14	00018999	05-Jul-2017
14ATSI001002.02(A)REV 00-CONS002	37920940	Released for Payment	38,815.70	00019022	06-Jul-2017
14ATSI001004.02(A)REV 00-CONS002	37918201	Released for Payment	1,113.60	00019022	06-Jul-2017
14ATSI001016.02(A) REV 00-CONS001	37905553	Released for Payment	20,324.43	00019049	07-Jul-2017
14ATSI001016.02(A) REV 00-CONS002	37905558	Released for Payment	68.46	00019049	07-Jul-2017
14ATSI001016.02(A) REV 00-CONS003	37905561	Released for Payment	23,802.52	00019049	07-Jul-2017
14ATSI001016.02(A) REV 00-CONS004	37905568	Released for Payment	566.55	00019049	07-Jul-2017
14ATSI001016.02(A) REV 00-CONS005	37905574	Released for Payment	27,846.84	00019049	07-Jul-2017
14ATSI001004.02 REV 00-CONS003	37924449	Released for Payment	1,212.32	00019316	26-Jul-2017
14ATSI001003.02(A)REV 00-CONS001	37917042	Released for Payment	300,906.52	00019384	28-Jul-2017
14ATSI001003.02(A)REV 00-CONS002	37917053	Released for Payment	298,366.06	00019571	15-Aug-2017
14ATSI001003.02(A)REV 00-CONS003	37917060	Released for Payment	316,840.40	00019571	15-Aug-2017
14ATSI001006.02 REV 00-CONS001	37893158	Released for Payment	90,925.23	00019571	15-Aug-2017
14ATSI001004.02(A)REV 00-CONS001	37918175	Released for Payment	176,265.98	00019644	18-Aug-2017
14ATSI001004.02(A)REV 00-CONS003	37918211	Released for Payment	176,265.97	00019692	21-Aug-2017
14ATSI001006.02(A)REV 00-CONS002	37923887	Released for Payment	27,770.92	00019824	30-Aug-2017
14ATSI001014.02 REV 00-CONS002	37896754	Released for Payment	12,130.42	00019988	20-Sep-2017
14ATSI001003.02(A)REV 00-CONS004	37944364	Released for Payment	4,189.78	00020081	27-Sep-2017
14ATSI001008REV 00-CONS001	37950600	Released for Payment	99,532.10	00020081	27-Sep-2017
14ATSI001012.02REV 00-CONS001	37905530	Released for Payment	202,843.84	00020102	27-Sep-2017
14ATSI001011.02 REV 00-CONS001	37960902	Released for Payment	1,385.00	00020673	07-Nov-2017
14ATSI001011.02 REV 00-CONS002	37960909	Released for Payment	1,495.00	00020673	07-Nov-2017

MIAMI-DADE WATER AND SEWER DEPARTMENT
PROGRAM AND CONSTRUCTION MANAGEMENT SERVICES RELATED TO THE WASTEWATER SYSTEM PRIORITY PROJECTS
AECOM TECHNICAL SERVICES INC
AGREEMENT NUMBER 14ATSI001
Invoices
As of February 25, 2019

Number	Title	Current State	This Invoice General Amt	Check Number	Transaction Date
14ATSI001011.02 REV 00-CONS003	37960911	Released for Payment	1,440.00	00020673	07-Nov-2017
14ATSI001011.02 REV 00-CONS004	37960913	Released for Payment	1,495.00	00020673	07-Nov-2017
14ATSI001011.02 REV 00-CONS005	37960920	Released for Payment	1,330.00	00020673	07-Nov-2017
14ATSI001011.02 REV 00-CONS006	37960934	Released for Payment	1,660.00	00020673	07-Nov-2017
14ATSI001011.02 REV 00-CONS007	37960942	Released for Payment	1,385.00	00020673	07-Nov-2017
14ATSI001011.02 REV 00-CONS008	37960944	Released for Payment	1,330.00	00020673	07-Nov-2017
14ATSI001011.02 REV 00-CONS009	37960948	Released for Payment	1,330.00	00020673	07-Nov-2017
14ATSI001011.02 REV 00-CONS010	37960960	Released for Payment	1,385.00	00020673	07-Nov-2017
14ATSI001005.02(A) REV 00-CONS001	37918230	Released for Payment	444,130.35	00020808	15-Nov-2017
14ATSI001011.02 REV 00-CONS011	37971510	Released for Payment	1,440.00	00020808	15-Nov-2017
14ATSI001004.02(A)REV 00-CONS004	37918218	Released for Payment	171,992.85	00020955	28-Nov-2017
14ATSI001011.02 REV 00-CONS012	37982633	Released for Payment	1,385.00	00021109	06-Dec-2017
14ATSI001014.02(A)REV 00-CONS001	37955343	Released for Payment	370,640.29	00021109	06-Dec-2017
14ATSI001005.02(A) REV 00-CONS002	37918236	Released for Payment	444,130.35	00021217	13-Dec-2017
14ATSI001002.02(B)REV 00-CONS002	37971389	Released for Payment	31,122.53	00021367	26-Dec-2017
14ATSI001005.02(A) REV 00-CONS003	37918241	Released for Payment	2,728.14	00021367	26-Dec-2017
14ATSI001016.02(A) REV 00-CONS006	37905581	Released for Payment	88.27	00021367	26-Dec-2017
14ATSI001015.02 REV 00-CONS001	37966833	Released for Payment	15,817.49	00021400	28-Dec-2017
14ATSI001015.02 REV 00-CONS002	37966836	Released for Payment	23,512.51	00021400	28-Dec-2017
14ATSI001015.02 REV 00-CONS003	37966838	Released for Payment	35,482.50	00021400	28-Dec-2017
14ATSI001015.02 REV 00-CONS004	37969160/37976519	Released for Payment	19.52	00021400	28-Dec-2017
14ATSI001011.02 REV 00-CONS013	38005810	Released for Payment	1,495.00	00021501	05-Jan-2018
14ATSI001011.02 REV 00-CONS014	38005824	Released for Payment	1,385.00	00021501	05-Jan-2018
14ATSI001009REV 01-CONS002	37955896 # 9	Released for Payment	32,000.00	00021566	11-Jan-2018
14ATSI001015.02(B)REV 00-CONS001	37993354	Released for Payment	24,795.00	00021566	11-Jan-2018
14ATSI001015.02(B)REV 00-CONS002	37993356	Released for Payment	185.99	00021598	17-Jan-2018
14ATSI001014.02(A)REV 00-CONS002	37955358	Released for Payment	427,252.71	00021646	19-Jan-2018
14ATSI001012.02(B)REV 00-CONS001	37991917	Released for Payment	326,190.46	00021667	22-Jan-2018
14ATSI001003.02(A)REV 00-CONS005	37961853 RB1	Released for Payment	1,517.52	00021915	01-Feb-2018
14ATSI001012.02(A)REV 00-CONS001	37974884	Released for Payment	242,561.82	00021915	01-Feb-2018
14ATSI001014.02(A)REV 00-CONS003	37955361	Released for Payment	532,565.79	00021915	01-Feb-2018
14ATSI001016.01 REV 01-CONS001	37956780 RB1	Released for Payment	6,525.44	00021915	01-Feb-2018
14ATSI001001REV 03-CONS008	37993351 RB1	Released for Payment	19,215.20	00021966	08-Feb-2018
14ATSI001003.02(A)REV 00-CONS006	37961865	Released for Payment	1,664.40	00021966	08-Feb-2018
14ATSI001015.02(B)REV 00-CONS003	37997220	Released for Payment	27,787.50	00021966	08-Feb-2018
14ATSI001001REV 03-CONS009	38003410 RB1	Released for Payment	13,027.56	00022080	15-Feb-2018
14ATSI001002.02(B)REV 00-CONS004	37995789 RB1	Released for Payment	22,116.58	00022080	15-Feb-2018
14ATSI001002.02(B)REV 00-CONS005	37995795	Released for Payment	49,122.51	00022080	15-Feb-2018
14ATSI001015.02(B)REV 00-CONS004	37997227	Released for Payment	33,131.26	00022149	21-Feb-2018
14ATSI001002.02(B)REV 00-CONS006	37995802	Released for Payment	27,645.71	00022216	26-Feb-2018
14ATSI001002.03 REV 00-CONS001	2000006279-A	Released for Payment	25,806.84	00022216	26-Feb-2018
14ATSI001002.02(B)REV 00-CONS001	37971381	Released for Payment	22,116.56	00022345	07-Mar-2018
14ATSI001002.02(B)REV 00-CONS003	37971396	Released for Payment	22,116.56	00022345	07-Mar-2018
14ATSI001003.02(B)REV 00-CONS001	37997496	Released for Payment	2,365,751.23	00022438	13-Mar-2018
14ATSI001011.02 REV 00-CONS015	2000006280	Released for Payment	1,385.00	00022546	21-Mar-2018
14ATSI001005.02(A) REV 00-CONS004	37918245 RB1	Released for Payment	353,496.58	00022824	06-Apr-2018
14ATSI001002.03 REV 00-CONS002	2000006279-B	Released for Payment	34,806.83	00022902	10-Apr-2018
14ATSI001006.02(B)REV 00-CONS001	6.02801/6.02801	Released for Payment	26,563.37	00022902	10-Apr-2018
14ATSI001015.03REV 00-CONS001	2000009083	Released for Payment	27,787.50	00022974	16-Apr-2018
14ATSI001016.03 REV 00-CONS001	2000009057	Released for Payment	21,875.27	00022974	16-Apr-2018
14ATSI001005.02(B)REV 00-CONS001	37993349	Released for Payment	2,576,602.73	00023078	24-Apr-2018
14ATSI001011.02 REV 00-CONS016	2000032806	Released for Payment	1,440.00	00023078	24-Apr-2018
14ATSI001012.03REV 00-CONS001	2000015575	Released for Payment	72,682.60	00023078	24-Apr-2018
14ATSI001014.02(B)REV 00-CONS001	38008708	Released for Payment	3,787,625.14	00023078	24-Apr-2018
14ATSI001016.02(B) REV 00-CONS001	2000001712	Released for Payment	130,839.27	00023078	24-Apr-2018
14ATSI001006.02(A)REV 00-CONS003	37923888	Released for Payment	28,612.45	00023430	14-May-2018
14ATSI001006.02(B)REV 00-CONS002	38006749	Released for Payment	26,563.37	00023430	14-May-2018
14ATSI001015.02(B)REV 00-CONS005	37997231	Released for Payment	25,222.49	00023510	17-May-2018
14ATSI001015.02(B)REV 00-CONS006	38010304	Released for Payment	25,436.25	00023510	17-May-2018
14ATSI001015.02(B)REV 00-CONS007	38010322	Released for Payment	21,588.76	00023510	17-May-2018
14ATSI001003.03 REV 00-CONS001	2000008165-A RB2	Released for Payment	757,920.10	00023557	21-May-2018
14ATSI001005.03REV 00-CONS001	2000009049RB1	Released for Payment	291,439.05	00023557	21-May-2018
14ATSI001006.02(B)REV 00-CONS003	38006750	Released for Payment	26,563.36	00023797	04-Jun-2018
14ATSI001012.03REV 00-CONS002	2000047280	Released for Payment	72,682.60	00023797	04-Jun-2018
14ATSI001015.03REV 00-CONS002	2000043721	Released for Payment	26,291.25	00023797	04-Jun-2018
14ATSI001011.02 REV 00-CONS017	2000053247	Released for Payment	1,440.00	00023847	07-Jun-2018
14ATSI001002.03 REV 00-CONS003	2000006279-C	Released for Payment	25,837.82	00023892	11-Jun-2018
14ATSI001011.02 REV 00-CONS018	2000063960	Released for Payment	1,495.00	00024170	28-Jun-2018
14ATSI001016.03 REV 00-CONS002	2000015569 RB 1	Released for Payment	20,059.66	00024170	28-Jun-2018
14ATSI001015.03REV 00-CONS003	2000067963	Released for Payment	26,077.50	00024306	09-Jul-2018
14ATSI001008REV 00-CONS002	2000044009 RB1	Released for Payment	80,820.42	00024389	12-Jul-2018
14ATSI001005.03REV 00-CONS002	2000060185	Released for Payment	199,194.18	00024441	17-Jul-2018
14ATSI001003.03 REV 00-CONS002	2000062930	Released for Payment	378,960.04	00024740	03-Aug-2018
14ATSI001016.03 REV 00-CONS003	2000015573	Released for Payment	28,094.73	00024785	08-Aug-2018
14ATSI001006.02(B)REV 00-CONS004	38009919	Released for Payment	26,563.37	00024867	15-Aug-2018
14ATSI001012.03REV 00-CONS003	2000071018	Released for Payment	115,634.82	00024867	15-Aug-2018
14ATSI001006.02(B)REV 00-CONS005	3809925	Released for Payment	26,563.37	00025012	23-Aug-2018
14ATSI001002.03 REV 00-CONS004	2000063811	Released for Payment	25,817.17	00025051	24-Aug-2018
14ATSI001005.03REV 00-CONS003	2000087013	Released for Payment	153,795.62	00025051	24-Aug-2018
14ATSI001005.03REV 00-CONS004	2000087033	Released for Payment	153,795.63	00025051	24-Aug-2018
14ATSI001014.03REV 00-CONS001	200009229 RB 1	Released for Payment	1,634,902.83	00025051	24-Aug-2018

MIAMI-DADE WATER AND SEWER DEPARTMENT					
PROGRAM AND CONSTRUCTION MANAGEMENT SERVICES RELATED TO THE WASTEWATER SYSTEM PRIORITY PROJECTS					
AECOM TECHNICAL SERVICES INC					
AGREEMENT NUMBER 14ATSI001					
Invoices					
As of February 25, 2019					
Number	Title	Current State	This Invoice General Amt	Check Number	Transaction Date
14ATSI001014.03REV 00-CONS002	2000090364	Released for Payment	969,306.30	00025343	13-Sep-2018
14ATSI001002.03 REV 00-CONS005	2000079339	Released for Payment	80,037.52	00025391	17-Sep-2018
14ATSI001002.03 REV 00-CONS006	2000079352	Released for Payment	25,817.17	00025391	17-Sep-2018
14ATSI001002.03 REV 00-CONS007	2000079354	Released for Payment	25,817.14	00025391	17-Sep-2018
14ATSI001002.03 REV 00-CONS008	2000079368	Released for Payment	34,817.16	00025391	17-Sep-2018
14ATSI001003.03 REV 00-CONS003	2000079345	Released for Payment	325,772.67	00025391	17-Sep-2018
14ATSI001014.03REV 00-CONS003	2000091117 RB 1	Released for Payment	820,873.24	00025391	17-Sep-2018
14ATSI001016.03 REV 00-CONS004	2000083038	Released for Payment	21,199.16	00025391	17-Sep-2018
14ATSI001016.03 REV 00-CONS005	2000083049	Released for Payment	23,840.10	00025391	17-Sep-2018
14ATSI001016.03 REV 00-CONS006	2000083070	Released for Payment	29,310.59	00025391	17-Sep-2018
14ATSI001005.03REV 00-CONS005	2000087038	Released for Payment	165,463.00	00025439	19-Sep-2018
14ATSI001014.03REV 00-CONS004	2000092298 RB 1	Released for Payment	872,400.80	00025439	19-Sep-2018
14ATSI001005.03REV 00-CONS006	2000087073	Released for Payment	138,821.25	00025530	24-Sep-2018
14ATSI001003.03REV 01-CONS001	2000088090 Billing 4 RB 1	Released for Payment	325,772.67	00025557	25-Sep-2018
14ATSI001005.03REV 00-CONS007	2000087075	Released for Payment	138,997.43	00025557	25-Sep-2018
14ATSI001011.02 REV 00-CONS019	2000083308	Released for Payment	1,330.00	00025716	03-Oct-2018
14ATSI001011.02 REV 00-CONS020	2000083313	Released for Payment	1,440.00	00025716	03-Oct-2018
14ATSI001011.02 REV 00-CONS021	2000103954	Released for Payment	1,330.00	00025716	03-Oct-2018
14ATSI001011.02 REV 00-CONS022	2000103960	Released for Payment	1,330.00	00025716	03-Oct-2018
14ATSI001016.03 REV 00-CONS007	2000085316	Released for Payment	18,535.44	00025716	03-Oct-2018
14ATSI001016.03 REV 00-CONS008	2000085320	Released for Payment	24,278.27	00025716	03-Oct-2018
14ATSI001015.03REV 00-CONS004	2000103732	Released for Payment	14,321.25	00025777	09-Oct-2018
14ATSI001015.03REV 00-CONS005	2000103747	Released for Payment	25,863.75	00025777	09-Oct-2018
14ATSI001003.03REV 01-CONS002	2000088094 Billing 5 RB 1	Released for Payment	325,772.67	00025869	12-Oct-2018
14ATSI001003.03REV 01-CONS003	2000088108 Billing 6 RB 1	Released for Payment	222,722.14	00025869	12-Oct-2018
14ATSI001006.02(B)REV 00-CONS006	38009978	Released for Payment	33,204.21	00025869	12-Oct-2018
14ATSI001002.03 REV 00-CONS009	2000104488	Released for Payment	25,817.17	00026000	18-Oct-2018
14ATSI001003.03REV 01-CONS004	2000092636 Billing 7 RB 1	Released for Payment	222,722.13	00026000	18-Oct-2018
14ATSI001012.03REV 00-CONS004	2000083322	Released for Payment	74,035.32	00026290	06-Nov-2018
14ATSI001012.03REV 00-CONS005	2000083330	Released for Payment	78,812.46	00026290	06-Nov-2018
14ATSI001012.03REV 00-CONS006	2000087884 RB 1	Released for Payment	87,887.21	00026398	14-Nov-2018
14ATSI001012.03REV 00-CONS007	2000087889 RB 2	Released for Payment	74,363.32	00026398	14-Nov-2018
14ATSI001012.03REV 00-CONS008	2000087902 RB 1	Released for Payment	70,055.52	00026398	14-Nov-2018
14ATSI001012.03REV 00-CONS009	2000115672	Released for Payment	78,812.46	00026398	14-Nov-2018
14ATSI001014.03REV 00-CONS005	2000115746 RB 1	Released for Payment	1,112,392.60	00026398	14-Nov-2018
14ATSI001005.03REV 00-CONS008	2000106941	Released for Payment	138,997.41	00026507	20-Nov-2018
14ATSI001016.03 REV 00-CONS009	412000119110	Released for Payment	23,272.96	00026507	20-Nov-2018
14ATSI001016.03 REV 00-CONS010	412000119129	Released for Payment	15,167.23	00026507	20-Nov-2018
14ATSI001002.03REV 01-CONS001	2000104493 Billing 10	Released for Payment	13,853.64	00026524	21-Nov-2018
14ATSI001003.02(B)REV 00-CONS002	2000086607 RB 1	Released for Payment	5,803.42	00026524	21-Nov-2018
14ATSI001005.03REV 01-CONS001	2000106950 Billing 9	Released for Payment	441,050.50	00026524	21-Nov-2018
14ATSI001014.02(A)REV 00-CONS004	2000016823 RB 3	Released for Payment	14,442.98	00026557	26-Nov-2018
14ATSI001002.03REV 01-CONS002	412000119040 Billing 11	Released for Payment	41,110.67	00026832	12-Dec-2018
14ATSI001011.02 REV 00-CONS023	2000131352	Released for Payment	1,330.00	00027291	16-Jan-2019
14ATSI001011.02 REV 00-CONS024	2000131378	Released for Payment	1,385.00	00027291	16-Jan-2019
14ATSI001014.03REV 00-CONS006	2000117827 RB 2	Released for Payment	970,692.80	00027291	16-Jan-2019
14ATSI001016.03 REV 00-CONS011	2000135775	Released for Payment	19,302.39	00027401	22-Jan-2019
14ATSI001002.03REV 01-CONS003	2000133002 Billing 12	Released for Payment	24,222.49	00027415	23-Jan-2019
14ATSI001012REV 00-CONS002	412000118994	Released for Payment	70,076.01	00027443	25-Jan-2019
14ATSI001012.02(B)REV 00-CONS002	2000113792 RB 1	Released for Payment	172,833.97	00027653	05-Feb-2019
14ATSI001012.02REV 00-CONS002	2000112742	Released for Payment	26,275.28	00027653	05-Feb-2019
14ATSI001014.03REV 00-CONS007	2000137291 RB 2	Released for Payment	964,712.86	00027762	08-Feb-2019
14ATSI001016.03 REV 00-CONS012	2000135806	Released for Payment	27,955.50	00027887	19-Feb-2019
14ATSI001011.02 REV 00-CONS025	2000158168	Released for Payment	1,495.00	00027974	25-Feb-2019
14ATSI001011.02 REV 00-CONS026	2000158212	Released for Payment	1,440.00	00027974	25-Feb-2019
Unpaid Invoices			\$ 71,497,054.48		
14ATSI001014.03REV 00-CONS008	2000139851 RB 3	Pending Acceptance	1,140,453.88		
14ATSI001003.03REV 02-CONS001	2000157747 Billing 8	Pending	235,827.70		
14ATSI001003.03REV 02-CONS002	2000172033 Billing 9	Pending	221,545.37		
14ATSI001004.01 REV 00-CONS010	2000113964	Pending	96,183.34		
14ATSI001012.03REV 00-CONS010	2000165984	Pending	40,066.76		
14ATSI001012.03REV 00-CONS011	2000166240	Pending	43,784.70		
14ATSI001014.02(B)REV 00-CONS002	60547867 RB 1	Pending	23,414.48		
14ATSI001014.03REV 00-CONS009	2000139864 RB 1	Pending	1,118,762.39		
			\$ 2,920,038.62		

Exhibit C

DECREASE DETAIL						
Consent Decree Projects Original Construction Cost versus Updated Construction Costs						
No.	81 CD Projects		Original Construction Costs: 2012	Updated Base Construction Costs 2018	Variance	Percent % Increase/-Decrease
	CD No.	Name				
32	2.20	Septage Unloading Station	\$12,691,100	\$0	(\$12,691,100)	-100%
41	2.29	High Strength Influent Impact Study	\$858,000	\$0	(\$858,000)	-100%
64	5.02	Upgrade of PS#0691	\$3,000,000	\$0	(\$3,000,000)	-100%
50	3.09	Flood Protection	\$2,200,000	\$48,364	(\$2,151,636)	-98%
51	3.10	Yard Piping Replacement	\$2,300,000	\$214,250	(\$2,085,750)	-91%
26	2.14	Digesters Plant 1	\$24,583,200	\$4,247,542	(\$20,335,658)	-83%
49	3.08	Plant Wide Electrical	\$8,600,000	\$1,696,134	(\$6,903,867)	-80%
75	5.13	Returbish EG and Controls at Regional Pump Stations	\$1,600,000	\$414,838	(\$1,185,162)	-74%
72	5.10	Upgrade of PS#0488	\$1,500,000	\$556,181	(\$943,819)	-63%
73	5.11	Ins. 60" FM from Kendall Dr to PS#0536	\$3,000,000	\$1,128,108	(\$1,871,892)	-62%
48	3.07	Effluent Disposal	\$12,722,222	\$6,003,247	(\$6,718,975)	-53%
59	4.07	Repl. 18 inch DIP FM in Miami Lakes	\$1,200,000	\$618,708	(\$581,292)	-48%
70	5.08	Upgrade PS#0107	\$2,000,000	\$1,046,602	(\$953,398)	-48%
63	5.01	Upgrade of PS#0418	\$12,000,000	\$6,966,531	(\$5,033,469)	-42%
76	5.14	Upgrade of PS#0086, 0492	\$1,181,882	\$699,935	(\$481,947)	-41%
61	4.09	Replace Approximately 30 miles of AC FM	\$27,965,834	\$17,654,685	(\$10,311,149)	-37%
28	2.16	Dewatering Building	\$45,800,500	\$29,880,351	(\$15,920,149)	-35%
33	2.21	Pump Station No. 1	\$5,502,600	\$3,646,491	(\$1,856,109)	-34%
16	2.04	Headworks/Grit Basin Plant 2	\$10,449,300	\$7,242,580	(\$3,206,720)	-31%
15	2.03	Headworks/Grit Basin Plant 1	\$10,520,500	\$7,560,014	(\$2,960,486)	-28%
81	5.19	SCADA RTU Upgrades	\$5,420,556	\$4,030,656	(\$1,389,900)	-26%
30	2.18	Odor Control Systems	\$9,412,149	\$7,453,830	(\$1,958,319)	-21%
13	2.01	Miscellaneous Electrical Improvements	\$13,289,100	\$10,671,336	(\$2,617,764)	-20%

Project Cancelled
This report represents non-construction work and therefore is zeroed out. This report was completed in 2014 and not decommissioning only is required for PS 0691, as the City of Homestead is constructing a new PS to replace PS 0691.

Repurposing Digesters pending EPA approval

New pipeline construction decreased (optimized new pipeline routing) to support the abandonment of 25 miles of AC force main.

Cost savings due to co-locating building with sludge thickening. New building deleted.

80	5.18	Upgrade of PS#0441, 0491, 0710, 0827, 0852, 1236	\$4,181,526	\$3,644,130	(\$537,396)	-13%	
46	3.05	Secondary Clarifiers	\$32,800,000	\$32,517,756	(\$282,244)	-1%	
38	2.26	Rehabilitation of Walkways and Stairways	\$2,171,000	\$2,163,869	(\$7,131)	0%	
		TOTAL DECREASE	\$256,949,469	\$150,106,138	(\$106,843,334)		

INCREASE DETAIL							
Consent Decree Projects Original Construction Cost versus Updated Construction Costs							
No.	81 CD Projects		Original Construction Costs: 2012	Updated Base Construction Costs 2018	Variance	Percent % Increase/Decrease	Comments
	CD No.	Name					
6	1.06	Gravity Sludge Thickeners	\$2,323,591	\$27,060,270	\$24,736,679	1065%	Scope Growth: Change in technology, new piping, build larger mechanical building, accommodate sea level rise and
45	3.04	Oxygen Production	\$3,000,000	\$29,809,237	\$26,809,237	894%	Scope Growth: install redundant vaporizer, new electrical building and sea level rise considerations
9	1.09	FOG Removal Facility	\$473,966	\$3,540,825	\$3,066,859	647%	
19	2.07	Secondary Clarifiers Plant 1	\$1,950,000	\$12,200,392	\$10,250,392	526%	Scope Growth: Installation of baffles, replacement of MCCs and accommodate sea level rise
66	5.04	Upgrade PS#0414	\$750,000	\$4,201,163	\$3,451,163	460%	
68	5.06	Upgrade PS#0416	\$750,000	\$4,181,197	\$3,431,197	457%	
25	2.13	Gravity Sludge Thickeners Plant 2	\$4,598,400	\$25,378,000	\$20,779,600	452%	Scope Growth: Complete replacement of sludge thickening system, sludge screening facility.
74	5.12	Replacement of Switchgear at PS#0187	\$1,800,000	\$8,813,628	\$7,013,628	390%	
1	1.01	Headworks	\$347,934	\$1,512,000	\$1,164,066	335%	
23	2.11	Effluent Pump Station	\$4,635,400	\$19,190,091	\$14,554,691	314%	Scope Growth: new electrical building, new electrical equipment for pumps, replacement of exhaust blowers and sea level
39	2.27	Oxygen Production	\$12,765,600	\$52,705,664	\$39,940,064	313%	Scope Growth: Demolition of existing building, construction of new building, install temporary odor control, accommodate sea level rise, technology change to
36	2.24	Gas Monitoring and Alarms	\$170,000	\$700,283	\$530,283	312%	
24	2.12	Gravity Sludge Thickeners Plant 1	\$5,106,200	\$20,682,450	\$15,576,250	305%	Scope Growth: Complete replacement of sludge thickening system, sludge screening facility.
44	3.03	Oxygenation Trains	\$11,410,000	\$41,325,279	\$29,915,279	262%	Scope Growth: rehabilitate piping, upgrade instrumentation, install new purge air blowers, replace RTU, new electrical
7	1.07	Digesters and Control Building	\$23,285,865	\$81,934,512	\$58,648,647	252%	Scope Growth: New acid phase digesters, new electrical substations, improvements to hot water system
71	5.09	Upgrade PS#0301	\$2,300,000	\$7,867,811	\$5,567,811	242%	
22	2.10	Return Sludge PS Plant 2	\$6,421,800	\$21,156,881	\$14,735,081	229%	Scope Growth: New electrical buildings, installation of baffles, replacement of MCCs.
8	1.08	Dewatering Facility	\$8,109,403	\$25,912,486	\$17,803,083	220%	Scope Growth: Change in technology, new piping, build larger mechanical building and accommodate sea level rise and flooding
65	5.03	Upgrade of PS#0692	\$3,000,000	\$9,551,079	\$6,551,079	218%	
2	1.02	Oxygen Production	\$3,700,833	\$11,658,057	\$7,957,224	215%	
3	1.03	Oxygenation Trains	\$7,800,000	\$23,977,314	\$16,177,314	207%	Scope Growth: new electrical rooms, 12 new mixers, expanded electrical buildings
69	5.07	Upgrade PS#0417	\$1,600,000	\$4,349,861	\$2,749,861	172%	
5	1.05	Effluent Pump Station	\$12,255,475	\$32,403,120	\$20,147,645	164%	Scope Growth: new electrical building, new electrical equipment for Pumps 1 - 9 and sea level rise considerations

17	2.05	Oxygenation Trains Plant 1	\$3,448,600	\$3,783,936	\$335,336	10%	
12	1.12	Chlorine Contact Str Rehab	\$3,200,000	\$3,342,430	\$142,430	4%	
77	5.15	Upgrade of PS#0065, 0201, 0334, 0374, 0607	\$3,242,039	\$3,308,203	\$66,164	2%	
53	4.01	Collection System I/I Repairs	\$92,123,175	\$92,167,893	\$44,718	0%	
	6.00	Supplemental Environmental Project (SEP)	\$1,137,333	\$2,956,383	\$1,819,050	160%	
TOTAL INCREASE			\$475,136,706	\$1,012,781,903	\$537,645,199		

Notes:

- 1) There are 81 capital projects in Appendix D of the Consent Decree. In addition, there is a Supplemental Environmental Project. Project 2.20 was deleted from the Consent Decree as approved by DOJ 12/28/2016. The total CD projects remains at 81 proj.
- 2) Comments are provided for major variances.

Exhibit D



CARLOS A. GIMENEZ

MAYOR
MIAMI-DADE COUNTY

September 27, 2013

Mr. Joseph Centorino
Executive Director
Commission on Ethics and Public Trust
19 West Flagler Street
Suite 820
Miami, FL 33130

Re: Request for Opinion
ISD Project No. E13-WASD-01R
Program and Construction Management Services Related to the Wastewater System Priority
Projects for the Miami-Dade Water and Sewer Department

Dear Mr. Centorino,

We are asking you, in your capacity as the Executive Director of the Commission on Ethics and Public Trust, for an opinion regarding various communications taken by a proposer during the evaluation period of the referenced solicitation to determine whether one proposer had an undue advantage over another in a competitive selection process.

At the May 21, 2013, Board of County Commissioners meeting, the Board approved the Consent Decree (CD) negotiated with the United States Environmental Protection Agency (EPA), the United States Department of Justice (DOJ) and the State of Florida Department of Environmental Protection (FDEP). The CD outlines the activities to be undertaken to reduce Sanitary Sewer Overflows (SSO's), exceedances of treated effluent limitations, and ensures proper management, operation and maintenance practices. The CD provides that all capital improvement projects must be completed on or before 16 years from the date of lodging of the CD with the United States District Court. Many program requirements are required to be delivered within a certain time after the CD's effective date. The Water and Sewer Department (WASD) recognized the need for Program and Construction Management services to assist with the implementation of the CD.

The subject solicitation was issued to select a consultant to manage the overall delivery of tasks required for development and implementation of a comprehensive and technically sound long-term Capacity, Management, Operations and Maintenance (CMOM) program, as well as for the management/administration of the design, procurement, construction, and commissioning of capital projects required in the Federal consent decree. The consultant would act as an extension of County

staff to ensure that the program components are technically, economically, and functionally consistent and are implemented in a manner that meets the specific deadlines and milestones of the CD and the requirements of the Clean Water Act, WASD's National Pollution Discharge Elimination System Permits, Florida Department of Environmental Protection (FDEP) regulations, and any additional applicable regulatory requirements.

In response to the Notice to Professional Consultants (solicitation document) issued pursuant to the approval by the Board of Resolution R-445-13, two proposals were received, one from AECOM Technical Services, Inc. (AECOM) and, one from CH2M Hill, Inc. (CH2M), by the June 28, 2013 submittal deadline. A selection committee was appointed, which included both County staff and non-County members. The referenced solicitation for selection of design professionals utilized a two tier evaluation process (First Tier and Second Tier). At the First Tier meeting on August 14, 2013, discussions with the selection committee included mention by a selection committee member that CH2M did not include in its proposal a Project Approach.

The selection committee determined that both firms (AECOM and CH2M) met the experience and qualifications required in the solicitation. At this meeting, the selection committee also evaluated and assigned point values to the proposals, and, recommended that both firms proceed to the Second Tier evaluation meeting for oral presentations, further evaluation and final scoring of their proposals. The firms were invited to a Second Tier meeting for oral presentations and the selection committee requested that the firms include in their oral presentation the following: Project approach; Integration of the team staff with Miami-Dade Water and Sewer Department's staff; and allocation of time for key personnel assigned to this project (see attached Invitation letter).

Leading up to the August 28, 2013, Second Tier meeting, the following occurred:

1. A direct e-mail communication (copy attached) was sent to selection committee members from a representative of CH2M Hill, Inc. on August 9, 2013.
2. A "Tier 2 Supplemental Submittal", which included additional materials and resumes, was delivered by CH2M Hill, Inc. directly to the selection committee members on August 27, 2013 prior to their Second Tier presentation.

In consultation with the County Attorney's Office, it was determined that the above acts were not prohibited. However, the County's process has consistently provided that communication and delivery of proposals/submittals to selection committee members is through the County's professional staff and that proposals or supplemental information are not submitted directly to the selection committee by proposers or their representatives.

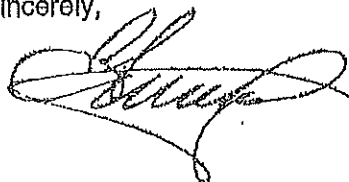
The specific questions are as follows:

1. Is there an integrity problem created when a proposer communicates directly with each selection committee member during the evaluation process after the proposals are received, opened and made public?
2. Following the public opening and distribution of competitive proposals, is it appropriate to allow a proposer to supplement its original submittal to include additional information and staff credentials directly to selection committee members prior to the selection meeting?
3. Is there an integrity or competitive advantage problem created when a proposer submits a supplemental submittal to include a substantial amount of additional new information?

Given the role of the Commission on Ethics and Public Trust in upholding and enforcing the integrity of the County's business process, we would appreciate your timely response on this matter.

Should you require any additional information, please do not hesitate to contact me.

Sincerely,



Attachments



Memorandum

Miami-Dade County Office of the Inspector General
A State of Florida Commission on Law Enforcement Accredited Agency
19 West Flagler Street ♦ Suite 220 ♦ Miami, Florida 33130
Phone: (305) 375-1948 ♦ Fax: (305) 379-2666
Visit our website at: www.miamidadeig.org



To: Joseph Centorino, Executive Director
Commission on Ethics

From: Patra Liu, Interim Inspector General

Date: November 1, 2013

Subject: **ISD Project No. E13-WASD-01R, Program and Construction Management Services Related to the Wastewater System Priority Projects for the Miami-Dade Water and Sewer Department**

2013 NOV - 1 PM 1:11
COMMISSION ON ETHICS
AND PUBLIC TRUST

You asked for our comments and observations related to the ISD (Internal Services Department) E13-WASD-01R procurement to secure a Program Manager/ Construction Manager for Miami-Dade Water and Sewer Department Consent Decree Wastewater Priority Projects. The Office of the Inspector General (OIG) has been monitoring this program, including aspects of the procurement process. This memorandum serves to provide you with our comments regarding the above-captioned ISD Project. As you are thoroughly immersed in the chronology of events related to this procurement, they will not be restated.

As you know, the OIG contacted the Ethics Commission in September 2013 to seek clarification on whether a vendor (and/or its lobbyist) may directly communicate with selection committee members—by email—even when the Clerk of the Board is copied on the communication. Specifically, the exceptions in the County's Ethics Code [Section 2-11.1(t)(1)(c)(i) of the Code of Miami-Dade County] applies to written communications with any "County employee, official or member of the Board of County Commissioners..." The direct question was whether the term "official"—which is not defined in the Ethics Code/Cone of Silence statute—includes members of selection committees regardless of whether or not they are county employees or private citizens. By way of informal inquiry made to Deputy General Counsel, Ms. Miriam Ramos, (INQ#13-228), the OIG was advised:

During the Cone of Silence, written communication to a non-County employee who serves on a selection committee, with a copy to the Clerk, is permissible. The non-County employee serves in a capacity similar to that of an advisory board appointee and is considered a County official.

The OIG finds this to be a loophole that is at odds with the basic premise prohibiting ex parte communications during the pendency of the selection process. For example, a vendor/lobbyist could send emails to individual selection committee members, copy the Clerk of the Board, but not the County's Procurement Officer. A unique and

individualized message could be sent to each selection committee member, as there would be no requirement to address all committee members as a group. We find this troubling and will work with the COE to craft legislation to close this loophole.

Next, we believe that there are two issues with CH2MHill, Inc.'s (CH2M) email sent on August 9, 2013. The first issue is that this email was sent to all the selection committee members, the Procurement Officer, the Assistant County Attorney, and the Clerk of the Board five days before the scheduled First Tier Selection Committee meeting. As discussed earlier, this communication, according to the INQ#13-228, did not violate the Cone of Silence. Another issue with this email is that it contains CH2M's first notice of its intent to submit its project approach in time for the second-tier evaluation. We note that in the above referenced communication, CH2M clearly stated:

Furthermore, as consistent with prior procurements, and as consistent with the information requested in Tier 2, CH2MHILL will be presenting the relevant information regarding our proposed Project Approach during Tier 2.

Later, CH2M reiterated its earlier stated intention, in a letter dated August 22, 2013, to the Assistant County Attorney (copied to various county personnel, including the Procurement Officer and the Clerk of the Board):

We [CH2M] intend to submit our project approach in time for it to be distributed to the CSC [competitive selection committee] members, and reviewed prior, to the second-tier meeting on Wednesday, August 28, 2013.

We note that this practice—to submit a project approach for Tier Two Evaluation—as thought to be employed by CH2M, was at that time deemed "permissible under the instructions given in the Notice to Professional Consultants."¹ What we believe was not envisioned was the sheer size of the submission and that it would be directly forwarded to the selection committee members, as well as to the Procurement Officer, and the Clerk of the Board two days before the Tier Two evaluation was to take place. Despite good intentions, the county's response to CH2M's announced intent(s) did not adequately set forth guidance on how to proceed.

In large part, we believe this was because the county did not anticipate the scope of CH2M's project approach submission. CH2M delivered directly to the above-identified parties, a voluminous submission of additional materials. These documents were delivered on August 26th, two days before the Second-Tier Evaluation was to take place on August 28th. A striking aspect of this second submission was the volume of the additional materials, which measured approximately four inches thick and contained over 400 pages.²

¹ August 26, 2013 letter from Hugo Benitez, Assistant County Attorney to Mitchell A. Bierman, Esq., Weiss Serota Helfman and Pastoriza Cole & Boniske, P.L.

² The OIG does not provide any observations or evaluations about the content of the submittal, only to note that the sheer volume of the materials could have worked against CH2M. It could be just as easily perceived that CH2M's initial submittal was so lacking that CH2M had to add another 400 pages to it.

Importantly, this submission of CH2M's "project approach" provided CSC members with new information not included in its original proposal, as well as modified its initial submission. For example, this second submittal deleted from and added to CH2M's original project personnel and to its related work experience. We note that these changes to previous data were made after CH2M had access to AECOM's proposal. Interestingly, AECOM was offered a chance to supplement its original proposal, with access to CH2M's new information, but declined to do so.

Without delving deeply into perceptions and competitive advantages, which we understand you will be opining on, the OIG finds that an important element to this discussion is whether additional materials for the Tier 2 Evaluation may be submitted and, if so, by what means.

First, we note that A.O. 3-39 *Standard process for construction of Capital Improvements, acquisition of professional services, construction contracting, change orders and reporting*, describes the First-Tier and Second-Tier selections for Professional Services.³ Specifically, concerning the Second-Tier selection process, the A.O. states:

Second-Tier evaluation provides the opportunity for the top firms identified in the First-Tier selection to submit additional information and may involve an oral presentation. CIOC shall schedule a public hearing and invite each team to make an oral presentation not to exceed a specified duration. Oral presentations, when required, shall be followed by a question and answer period.

On its face, this passage indicates that the submission of supplemental information is not only permissible but is a standard practice. However, the wording contained in the Project's Notice to Professional Consultants (NTPC), puts that in doubt.

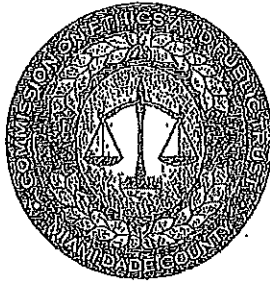
Section 2-2 of the NTPC is entitled *Submittal Requirements For Initial Submission And Second Tier Additional Information, When Applicable* (emphasis added by OIG). While the title hints at providing some sort of guidance for submitting additional material, the body of the section is silent as to how this should be done. The body of the section, while not specifying either initial or supplemental submissions, at least to the OIG, is geared towards submitting and receiving the initial submissions only. However, even if this section were interpreted to apply to both the initial and secondary submissions, the procurement process failed to offer any instructions on how and when (i.e., deadline) additional materials would be due.

³ While A.O. 3-39 sets forth the basic procedures, we acknowledge that the specifics in each procurement for professional services may have its own unique procedures. For example, A.O. 3-39 breaks down the scoring criteria for Tier 1 and Tier 2 selections, but in this particular Notice to Professional Consultants, the criteria and allocation of points is different.

In summary, the OIG observes that CH2M's "project approach" submission, given its size, as well as its distribution method and timing, was an irregular county practice. There is a question whether such a submission is permissible under county guidelines, but the guidelines themselves are imprecise and offer little in the way of useful guidance. That CH2M's submission of additional material disrupted the evaluation process is undeniable; the effect this had on the eventual award is a question that we cannot answer. Of overriding concern to the OIG is that we believe that CH2M's actions, whether permissible or not, give rise to a perception that the process was not equitable and we are uncomfortable with this perception.

It is apparent that when first put on notice of CH2M's intent to defer its project approach submission until the Tier Two Evaluation—that CH2M later reiterated in a second notice—the county did not effectively impose any guidelines on how this proposed action should take place; instead, the County allowed CH2M's initiative to dictate the process. As a result, the timing and method of CH2M's submission has raised many questions posed by all parties, about whether there was a fair, impartial evaluation of the respective proposals and justified recommendation to award the sought after contract. Accordingly, we believe that these events should be evaluated to determine how the county, in the future, could best prevent their recurrence.

We hope that our observations will provide you with an impartial perspective, as you complete your own assessment of the circumstances and in preparing a response to the Mayor's request.



MIAMI-DADE
COMMISSION ON ETHICS & PUBLIC TRUST

November 5, 2013

Hon. Carlos A. Gimenez
Office of the Mayor, Miami-Dade County
Stephen P. Clark Center
111 N.W. 1st Street
Miami, FL 33128

Re: Request for Opinion
ISD Project No. E13-WASD-01R

Dear Mayor Gimenez:

Your letter of September 27, 2013 requested my opinion as Executive Director of the Miami-Dade Commission on Ethics and Public Trust in connection with several questions arising out of communications made by representatives of CH2M Hill, Inc. (CH2M), one of the proposers on the above-named project, with members of the selection committee during the evaluation period of the solicitation for same. Your request was made in light of concerns expressed by the other proposer, AECOM Technical Services, Inc. (AECOM) and by County staff concerning that process.

You have posed the following specific questions:

1. Is there an integrity problem created when a proposer communicates directly with each selection committee member during the evaluation process after the proposals are received, opened and made public?
2. Following the public opening and distribution of competitive proposals, is it appropriate to allow a proposer to supplement its original submittal to include additional information and staff credentials directly to selection committee members prior to the selection meeting?
3. Is there an integrity or competitive advantage problem created when a proposer submits a supplemental submittal to include a substantial amount of additional information?

The questions you have posed concern integrity issues and problems arising out of the process as it unfolded during the evaluation of the responses to the solicitation in question. To the extent that I have identified integrity issues in my review, they relate to the integrity of the solicitation and evaluation process itself, rather than to the personal ethics or morality of the individuals

engaged in the process. Any lack of integrity referenced herein points to a defective and ambiguous process that created conditions conducive to miscalculation, misinterpretation, and mistake. We should also recognize, however, that procedural defects are often the seeds of ethical misconduct in government.

Subject to the aforementioned qualification, all three questions are answered herein. I did find that there was an integrity problem raised by direct communication with selection committee members following public disclosure of the proposals; that the supplemental submission by CH2M of additional documentation on the scale that it occurred may not have been improper under its interpretation of the solicitation document, but was not perceived as fair by either the County staff or by AECOM under their own defensible interpretations of that document; and that there was both an integrity and competitive advantage problem created thereby. All of these issues have contributed to a serious public trust problem with this solicitation.

I wish to emphasize that this opinion presents only my own views regarding the questions you have posed. I do not speak for the entire Commission on Ethics, which has binding authority over the interpretation of the Miami-Dade County Conflict of Interest and Code of Ethics Ordinance. Since the questions you have posed do not involve such an interpretation, this opinion is rendered as non-binding guidance on a matter pertaining to the protection of the public trust. As you are aware, Ethics Commission staff has provided such informal "public trust" guidance upon the request of County officials or employees.

Your letter did not specifically ask for an opinion regarding the applicability of the Cone of Silence requirements pursuant to Section 2-11.1(c) of the County Ethics Ordinance. You have apparently accepted the opinion rendered by the County Attorney's Office, with which Ethics Commission staff is in accord. However, the context in which the communications in question occurred and the raising of the Cone issue by some of those involved in the process have led me to conclude that a discussion of the Cone's applicability to this situation is also warranted in consideration of your questions. Please be advised, however, that the discussion of the Cone in this letter is used only to provide explanatory background and context to the primary issues raised in your letter.

In preparing this response, I have reviewed materials submitted by the two proposers, CH2M and AECOM, during the evaluation process and subsequent to the Tier 2 presentations. I have listened to relevant portions of the audio recording of the Tier 1 meeting of the selection committee and the video recording of the Tier 2 presentations before the committee. Additionally, I have personally met with representatives of both proposers, County procurement staff, and the County Attorney's office to discuss these issues. I have also conferred with the Miami-Dade Office of Inspector General¹, as well as with a respected procurement professional outside of County government. I have reviewed in detail the Notice to Professional Consultants (NTPC), as well as relevant County ordinances.

I have further concluded as follows:

¹ The comments solicited from the Inspector General are attached hereto.

- 1) No individual representing either CH2M or AECOM intentionally violated any county ordinances or policies during the process;
- 2) The County's "Cone of Silence" ordinance, the applicability of which is disputed between the two proposers, was not violated, based upon interpretations of the Cone by Ethics Commission staff and by the County Attorney's Office. However, the language of the Cone Ordinance is not as explicit as it should be to adequately inform proposers of its requirements;
- 3) The NTPC or solicitation document was flawed in that it did not clearly state the conditions which the County staff intended that it state and believed it to have stated in connection with the submission of supplemental written materials directly to selection committee members, as well as the permissible scope of such submissions;
- 4) The decision-making process as a whole, on a project of great significance to Miami-Dade County, has raised substantial issues regarding the integrity of the process and the fairness of the outcome, which could have a negative impact upon the public trust in County government.

Factual Outline

The general facts underlying this issue which will be referenced in this opinion are known to you, to County staff, and to both proposers. For the most part, they are not in dispute. They are recorded in detail in the County's public records, as well as in the various submissions by the proposers. They will not be repeated here except to note that the fairness of the process has been questioned due to 1) the initial favorable position attained by AECOM at the Tier 1 level, following its initial submission, which was considerably more detailed than the submission of CH2M; 2) the direct communication between representatives of CH2M and the members of the selection committee via email following submission of Tier 1 materials and the submission by CH2M of substantial supplemental materials on the eve of the Tier 2 presentation, after it had the opportunity to review the entire AECOM proposal; 3) the decision of the selection committee following the Tier 2 presentation to recommend CH2M for the contract.

The Cone of Silence

Your letter requested no opinion regarding an interpretation of the Cone of Silence or whether it was violated during the evaluation process. However, the Cone issue has been raised by the County staff and by AECOM, which has based a portion of its protest on an allegation of a violation of its provisions by CH2M.

In short, AECOM has alleged that the Cone of Silence was violated in connection with an email sent by a representative of CH2M directly to members of the solicitation committee, as well as by the submission of supplemental materials directly to the members prior to the Tier 2 of the evaluation process.

The Cone of Silence, contained in Section 2-11.1(t) of the Code, prohibits oral communications between vendors and elected officials and their staffs, County professional staff and selection committee members during the evaluation period, but Subsection 2-11.1(t)1.(c)(i) permits written communications "with any County employee, official or member of the Board of County

Commissioners unless specifically prohibited by the applicable RFT, RFQ or bid documents," provided that a copy of the communication is filed with the Clerk of the Board. In my opinion, it is the latter provision which raises the closest question under the Cone.

The first Cone issue raised by these facts is the question of whether members of selection committees, which are temporary advisory groups with no formal decision-making authority other than to make non-binding recommendations to the Mayor, are "officials" within the meaning of the latter Subsection. Prior informal opinions rendered by my predecessor and by Ethics Commission staff have found that such members are "officials," and, therefore, are covered by this exception.² The County Attorney's Office has likewise concluded that they are so covered.

County staff members, however, registered great surprise that such contact as occurred in this solicitation with selection committee members is considered appropriate under the Cone, and have maintained that such contacts should not and do not generally occur unless invited. Moreover, staff members point to Section 2.1 of the solicitation document, which requires that applicants submit their proposal materials in sealed envelopes which "shall be delivered" to the Clerk of the Board.

There is a fair argument, which has been made by representatives of AECOM, that the latter provision represents the exclusive method by which documents were to be submitted for this NTPC. The argument is buttressed by Section 1.13 of the solicitation document concerning "Confidential Information." The latter section requires that trade secrets or other confidential information included in the materials submitted in response to the solicitation are to be redacted and returned to the proposer prior to their submission to the selection committee members. Admittedly, it is difficult to understand how this provision could be effective or meaningful if it were permissible for proposers to submit information directly to the selection committee.

Indeed, if Section 2.1 of the solicitation document represents the exclusive method of submitting documents in response to the NTPC and is interpreted to be a "specific prohibition" of direct contact with the selection committee, Section 2-11.1(f)(c)(1) would be applicable and the direct submission of any documents to the committee would be prohibited by the Cone. Sound public policy aimed at protecting the selection process from improper or deceptive practices would, in my opinion, support such a prohibition. Upon due consideration, however, it does not appear to this writer that the language of the bid document can be said to operate as a "specific prohibition."

Based upon the above analysis, I have concluded that the Cone exception does apply and that the Cone was not violated by CH2M.³ Nonetheless, the County's procurement staff's assumption

² Because of the lack of any binding authority on this issue, as well as the importance of this interpretation of Cone provisions to this particular solicitation and to future county solicitations, this issue will be submitted to the Miami-Dade Commission on Ethics and Public Trust for a definitive and binding opinion.

³ It should be noted that a representative of CH2M contacted the County Attorney's Office prior to the supplemental submission of documents and was informed that the submission was permissible. Such a showing of good faith in avoiding a Cone violation should effectively avoid any enforcement action by the Ethics Commission against that representative, even if a Cone violation is ultimately found by the Ethics Commission.

that the direct submission was inappropriate, as well as the alternate interpretation of the bid document language offered by AECOM, should raise legitimate concerns in determining whether the process was fair. Where both parties to a major solicitation have reasonably drawn different inferences from relevant provisions of the Cone Ordinance and the language of the bid documents, resulting in an apparent benefit to one of the parties due to its differing interpretation, there is serious doubt about the integrity of the process and the fairness of the outcome.

The Supplemental Submission by CH2M

The major issue raised in this matter is the submittal by CH2M of supplemental documentation regarding its "Project Approach" as well as other matters directly to the selection committee members on the day before the August 28 Tier 2 presentation.

On August 9, five days prior to the August 14 Tier 2 meeting, a representative of CH2M had sent an email to selection committee members (also to the Clerk and County staff) informing that CH2M would be presenting additional information regarding Project Approach on the basis that such information was not "required or requested" in the Tier 1 submittal. Project Approach information was not explicitly required in Tier 1 by the solicitation document, although "approach to the project" was included within the Tier 1 criteria under Criteria 2A of that document, under the heading, "Knowledge and past experience of similar type projects." County staff confirmed that this was a request for information concerning Project Approach on this project at the Tier 1 stage. However, this could easily have been missed or misinterpreted by CH2M due to its anomalous placement and ambiguity.

Project Approach was included by AECOM, but not by CH2M, in their respective Tier 1 submissions. Following Tier 1, the selection committee requested in writing through County staff that the areas of Project Approach, as well as integration of team staff with WASD and allocation of time for key personnel be included in the Tier 2 "presentation." The Tier 2 presentation was to be an oral presentation by the two proposing teams. No additional documentation was specifically requested, but it obviously would not have been improper for further documentation to be submitted by either team in response to the request of the selection committee for information regarding the aforementioned items.

The Tier 2 document submission by CH2M far exceeded in volume its Tier 1 submission. It included information on Project Approach, as well as the other requested areas, but also other materials outside the scope of the request by selection committee and supplemental changes to its Tier 1 submission. While there appears to have been no explicit prohibition against such additional submissions, the supplemental submission has been challenged by AECOM due to its scope and volume. AECOM contends that the supplemental submission by CH2M after it gained access to AECOM's detailed Tier 1 submission, as well as its knowledge of the comments made by the selection committee members during the Tier 1 meeting concerning the initial submissions, provided an unfair opportunity for CH2M to "piggyback" on AECOM's submission.

CH2M counters that its Tier 2 documentation was invited by the selection committee. It further contends that AECOM was granted the same opportunity at the Tier 2 presentation by the County's offer to permit the delay of Tier 2 for two weeks to enable AECOM to prepare its own responsive submission. CH2M argues that AECOM, by declining to request a postponement of Tier 2, effectively waived the right to protest.

AECOM's position on the latter point is that, faced with the option of waiving what it considered to be grounds for a valid bid protest based on the Cone issue and the substantial expansion of CH2M's submittal, as well as the possibility of alienating selection committee members gathered at the Tier 2 presentation, it elected to proceed.

There is again ambiguity in the selection documents which prevents a clear-cut solution to these disparate views of the process. County staff appears to consider the submissions by CH2M as an unfair exploitation of the opportunity it had to digest and respond to AECOM's initial submission and the committee's comments.⁴ This view is supported by the very idea of a process requiring submission of sealed proposals by a set deadline prior to the Tier 1 meeting. In theory, all of the document submission could have taken place prior to Tier 1 based on the Tier 1 criteria. The Tier 2 stage was to be primarily an oral presentation that did not require additional documentation. Nowhere does any specific request for additional documentation appear for Tier 2. The selection committee's request that certain matters be addressed at the Tier 2 presentation does not mention submission of further documents.

Nonetheless, in the absence of a specific prohibition in the bid documents, it cannot be concluded that the submission by CH2M was improper or in violation of any County rule or bid procedure. Yet, the existence of a deadline, the publication of the proposals, the breadth of CH2M's submission on the eve of the Tier 2 presentation, all raise doubts about the mutuality of understanding between the County and the proposers that must underlie such a process. The County staff appeared stunned by the size of the submission as well as the direct delivery to selection committee members.

These questions go to the heart of any assessment of the fairness or integrity of the evaluation process. While we cannot conclude the existence of any wrongdoing on the part of either proposer, we should be troubled by the not unreasonable disparate interpretations of the procedures and the reliance of each competitor on those disparate interpretations.

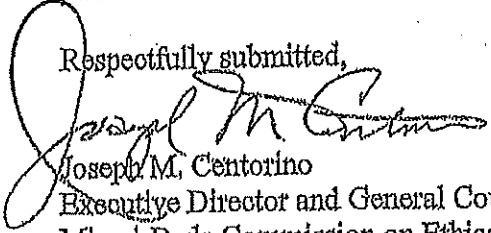
Conclusion

This opinion does not rely for its conclusions on a finding of fault by either party to this competitive solicitation. Legal ambiguities and the failure of the county's solicitation document to set clear guidelines have led to a flawed process that must be reassessed to assure an outcome consistent with the public trust. The integrity issues raised here are not those of the parties to the process but of the process itself.

⁴ County staff has now proposed to strengthen and clarify the language in its standard solicitation documents to prohibit both oral or written contact with selection committees outside of public meetings, as well as a prohibition on supplemental submissions unless specifically requested.

Although adherence to the rule of law and to the rules of the process should be the gauge of ethical conduct in most instances involving a sensitive government solicitation, they have failed in this instance to produce a result that the public can trust. Ethical concepts are not easily defined or explained and may not always provide the clearest path to a trustworthy government solicitation process. In this instance, Miami-Dade County should do better in protecting the public trust.

Respectfully submitted,



Joseph M. Centorino

Executive Director and General Counsel
Miami-Dade Commission on Ethics and Public Trust

cc: Miami-Dade County Commissioners

Exhibit C

AECOM

PROPOSED TOTAL CONTRACT VALUE FOR 15 YEARS

E23-WASD-41R
PCN Services Related to the Wastewater System Priority
Projects Required Information for Negotiations

PROGRAM TASK		TASK CLASSIFICATION		Cap Rate(%)	Principal	Multiplier Code	Program Director	Multiplier Code	Program Manager	Multiplier Code	Program Controls Manager	Multiplier Code	Senior Project Manager	Multiplier Code	Project Manager / Registered Staff	Multiplier Code	Technical Staff (Non-Registered)	Multiplier Code	Admin Support Staff	Multiplier Code	Clerical	Multiplier Code	Technical Expert	Multiplier Code	SUBTOTAL (\$)
A	Validation																								
B	Program Procedures @ AECOM																								
C	Program Procedures @ Client's Office																								
D	Risk Management																								
E	Program Management @ AECOM																								
F	Program Management @ Client's Office																								
G	Program Management Plan @ AECOM																								
H	Program Management Plan @ Client																								
I	Masterwater Facilities Master Planning																								
J	Modeling @ AECOM																								
K	Modeling @ Client's office																								
L	Cost Estimating																								
M	Program Controls																								
N	Reporting																								
O	Document Control																								
P	Public Outreach																								
Q	Regulatory Meetings																								
R	Value Engineering																								
S	Permit Assistance																								
T	Construction/Field Phase Services																								
U	Design and Construction Management																								
V	CM																								
W	Inspection																								
X	Staff Interaction																								
Staff Hours Subtotal:					2,500		4,800		28,068		11,559		128,518		93,217		208,880		27,781		11,878		14,234		5,89,892,252

Note
(7) : For consistency, cap rates were used in calculating median/mid-to-exceed total fee

Multiplier Code Legend	Task Classification	Summary per Task Classification
A: Personnel Working from AECOM's office : 2.85		
C: Personnel Working from MIDWAST's office : 2.40		
E: Personnel Working in the Field : 2.10		
CP: Capex Burdened Rate : Multiplier of 1.00 used		
	Total	
	Program Management	\$ 47,851,082
	Construction Management	\$ 26,091,288
	Other Services	\$ 7,409,779
	Total	\$ 91,149,497

Total Labor: \$ 89,362,252
OPC (2%) : \$ 1,747,245
Total : \$ 91,149,497

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**BCC Meeting: March 5, 2019
Research Notes**

**Item No. 9A1
File No. 190163**

Researcher: PGE Reviewer: TD

RESOLUTION APPROVING SETTLEMENT AGREEMENT BETWEEN MIAMI-DADE COUNTY AND SPRINT CORPORATION TO RESOLVE ALL OUTSTANDING DISPUTES REGARDING THE FREQUENCY RECONFIGURATION AND SETTLEMENT AGREEMENT; APPROVING A 30 YEAR LEASE AGREEMENT BETWEEN THE COUNTY AND FIXED WIRELESS HOLDINGS, LLC FOR ACCESS TO 5.5MHZ OF THE COUNTY'S 2.5GHZ SPECTRUM WITH A TOTAL VALUE OF \$4,420,000.00; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SETTLEMENT AND LEASE AGREEMENTS AND EXERCISE ALL RIGHTS CONFERRED THEREIN

ISSUE/REQUESTED ACTION

Whether the Board should approve the (1) settlement agreement between the County and Sprint Corporation for the purpose of resolving all outstanding claims under the Frequency Reconfiguration and Settlement Agreement; and (2) 30-year lease agreement with Fixed Wireless Holdings, LLC for access to 5.5MHz of the County's 2.5GHz spectrum with a total value of \$4,420,000.

APPLICABLE LEGISLATION/POLICY

Florida Statutes Section 119.071 sets forth general exemptions from inspection or copying of public records.

http://www.leg.state.fl.us/Statutes/index.cfm?App_mode=Display_Statute&Search_String=&URL=0100-0199/0119/Sections/0119.071.html

Resolution No. R-83-10, adopted by the Board on January 28, 2010, authorized the execution of agreements with Nextel South Corporation and Harris Corporation in an amount not to exceed \$38,600,000 to vacate radio frequencies operated by the County pursuant to Federal Communications Commission orders and to acquire a new radio system that will operate under new frequencies.

<http://intra/gia/matter.asp?matter=093358&file=true&yearFolder=Y2009>

PROCEDURAL HISTORY

Prime Sponsor: None

Department/Requester: Information Technology

The item was considered at the Infrastructure and Capital Improvements Committee on February 12, 2019 and forwarded to the Board with a favorable recommendation. Bulleted below is a summary of the discussion that transpired at the committee meeting.

- Commissioner Sosa asked the Administration about the whereabouts of the 1, 577 radio devices; the ITD Radio Division responded that the devices are not misplaced; that the County has the devices in a warehouse; and that the dispute was regarding the timeliness of returning the devices to Sprint Nextel at the end of the rebanding agreement; the ITD Radio Division further stated that the settlement agreement allows the County to acquire sole custody of the devices so the County is able to use them on the local network.
- Commissioner Martinez inquired whether the lawsuit was about the County's inability to find the devices; he added that Nextel said it did not receive the devices, and the County said it sent them; the ITD Radio Division responded that the dispute has two tiers; the first tier dealt with how many devices were to be returned to Sprint

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Nextel; the parties ultimately agreed to 1,577 devices; the devices are in the Harris warehouse; the second tier dealt with the timeliness of the return and the total cost of the devices.

ANALYSIS

This item is requesting that the Board authorize the County Mayor to execute a settlement agreement between the County and Sprint Corporation for the purpose of concluding the Frequency Reconfiguration and Settlement Agreement. The item is also recommending approval of a 30-year Broadband Spectrum Lease Agreement between the County and Fixed Wireless Holdings, LLC for access to 5.5MHz of the County's 2.5GHz spectrum.

On August 6, 2004, the Federal Communications Commission (FCC) issued a report and order modifying its rules governing the 800 MHz band. The order requires its users, such as the County, to reconfigure radio operations by engaging in a frequency swap known as rebanding.

Addressing the FCC order, on January 28, 2010, pursuant to Resolution No. R-83-10, the Board authorized the execution of a Frequency Reconfiguration and Settlement Agreement between Nextel South Corp. and Miami-Dade County, providing for Nextel to acquire from Harris Corp. and deliver at no cost to the County up to 24,000 terminal radio units and accessories in exchange for the parties settling certain obligations under FCC orders. The resolution also authorized the execution of a Radio Communication System Purchase Contract between Harris and the County to acquire a new radio system, optional adjunct systems and maintenance services and equipment at an amount not to exceed \$38,600,000 over the initial five-year term plus three, two-year options to renew.

As part of the project, all unconfigurable and any remaining new radio devices had to be returned to Sprint at the conclusion of the process and before the agreement could be closed. A dispute developed concerning the timeliness of the return and the total quantities of radios to be returned to Sprint. The County and Sprint conducted numerous physical inventories, shipping manifest comparisons, database synchronizations and inventory exchange receipt reviews. As a result of the review, it was determined that 1,577 devices, with a market value of \$4,900,000, were pending return to Sprint.

This proposed settlement agreement provides for the transfer of the 1,577 P25 radio devices and accessories with a current value of \$4,900,000 to the County in exchange for a credit of \$3,700,000 applied to an upfront lease payment by a Sprint affiliate under the lease agreement. In addition to the upfront payment, Sprint shall tender monthly payments to the County under the lease of \$2,000. The radio devices represent an interoperability value for the County as the devices are currently used by first responders and local government employees.

Through the proposed settlement agreement, Sprint releases any and all claims against the following inventory currently housed within the Harris warehouse in Miami-Dade County:

- 1,577 P25 radio devices;
- All vehicle installation kits for the M7300 mobile devices;
- All belt clips for Harris handheld portable devices;
- All radio antennas for the handheld portable devices; and
- All battery charges for the handheld portable devices.

In turn, the County withdraws the False Claims Letter, dated February 12, 2018, and received by Sprint on February 19, 2018.

Note that there appears to be a scrivener's error in the body of the resolution, which shows \$4,500,000 as the total value of the lease agreement instead of \$4,420,000 as seen in the mayoral memorandum and the resolution's title.

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Item No. 11A3

File No. 190415 (Original File No. 190219)

Researcher: LE Reviewer: TD

RESOLUTION AUTHORIZING CONVEYANCE, PURSUANT TO SECTION 125.379(2), FLORIDA STATUTES, OF A TOTAL OF EIGHT COUNTY-OWNED PROPERTIES TO MOUNT SINAI COMMUNITY DEVELOPMENT CORPORATION, A FLORIDA NOT-FOR-PROFIT CORPORATION, AT A PRICE OF \$10.00, FOR THE PURPOSE OF DEVELOPING SUCH PROPERTIES WITH AFFORDABLE HOUSING TO BE SOLD TO VERY LOW-, LOW- OR MODERATE INCOME HOUSEHOLDS IN ACCORDANCE WITH MIAMI-DADE COUNTY'S INFILL HOUSING INITIATIVE PROGRAM; AUTHORIZING THE CHAIRPERSON OR VICE-CHAIRPERSON OF THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE A COUNTY DEED; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO TAKE ALL ACTION NECESSARY TO ENFORCE THE PROVISIONS SET FORTH IN SUCH COUNTY DEED, TO PROVIDE COPIES OF THE COUNTY DEED AND RESTRICTIVE COVENANTS REQUIRED THEREIN TO THE PROPERTY APPRAISER'S OFFICE, AND TO ENSURE PLACEMENT OF APPROPRIATE SIGNAGE[SEE ORIGINAL ITEM UNDER FILE NO. 190219]

ISSUE/REQUESTED ACTION

Whether the Board should authorize conveyance of eight County-owned properties to Mount Sinai Community Development Corporation at a price of \$10.00 for the purpose of developing the properties as affordable housing to be sold to very low, low, or moderate income households in accordance with Miami-Dade County's Infill Housing Initiative Program.

APPLICABLE LEGISLATION/POLICY

Section 125.379 of the Florida Statutes requires that each county prepare an inventory list of all real property within its jurisdiction to which the county holds fee simple title that is appropriate for use as affordable housing, and adopt a resolution that includes an inventory list of such property following a public hearing. The properties identified may be offered for sale and the proceeds used to purchase land for the development of affordable housing may be sold with restrictions or donated to a nonprofit housing organizing.

http://www.leg.state.fl.us/statutes/index.cfm?mode=View%20Statutes&SubMenu=1&App_mode=Display_Statute&Search_String=Section+125.379&URL=0100-0199/0125/Sections/0125.379.html

Administrative Order 8-4 provides that the authority to sell, lease or otherwise dispose of County-owned real property lies solely with the Board of County Commissioners. Before action is taken on any proposed sale or lease of County-owned real property, unless expressly excluded in the policy, a recommendation will be requested from the Planning Advisory Board, to indicate whether such proposal is in the public interest and also recommending proper land use classification, if applicable.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/AO8-4.pdf>

Resolution No. R-376-11, adopted May 3, 2011, authorizes the rehabilitation, improvement, or conveyance of County-owned real property appropriate for or to be used as affordable housing.

<http://intra/gia/matter.asp?matter=110684&file=true&yearFolder=Y2011>

Resolution No. R-333-15, adopted April 21, 2015, Establishes County policy requiring disclosure of market value of market rental in legislative items authorizing the conveyance or lease of County-owned property.

<http://intra/gia/matter.asp?matter=150446&file=true&yearFolder=Y2015>

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

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

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Resolution No. R-979-17, adopted November 7, 2017, declares various County-owned properties surplus and revises the inventory list of real property and authorizes inclusion of said properties in the Miami-Dade Infill Housing Initiative program.

<http://intra/gia/matter.asp?matter=171574&file=true&yearFolder=Y2017>

PROCEDURAL HISTORY

Prime Sponsor: Commissioner Audrey M. Edmonson, District 3

Department/Requester: None

During the HSSD meeting on February 11, 2019, the item was amended to replace attachment A in its entirety with a new attachment A and was forwarded to the BCC with a favorable recommendation.

ANALYSIS

This item requests Board authorization to convey eight County-owned properties to Mount Sinai Community Development Corporation at a price of \$10.00 to develop the properties with affordable housing to be sold to very low, low, or moderate income households in accordance with Miami-Dade County's Infill Housing Initiative Program.

The proposed item has a positive impact of \$10.00 towards the County for the conveyance of eight properties to Mount Sinai Community Development Corporation. The County will save approximately \$1,884.00 annually in property monitoring and lawn maintenance and the new homes will generate real estate taxes to the County. The maximum sales price for infill homes cannot exceed \$205,000.00. Properties available to low-income families are subject to an affordable housing restrictive covenant for twenty (20) years. The estimated property taxes to be produced yearly for all eight properties is \$5,617.75.

Mount Sinai's Housing and Development Initiative seeks to provide attainable housing options to those who would not normally qualify to purchase a home. On December 18, 2018, Mount Sinai submitted an application to the District 3 County Commissioner requesting the County convey the eight County-owned vacant properties to Mount Sinai. Mount Sinai proposed utilizing the conveyances to develop affordable housing described above.

The Miami-Dade County Infill Housing Initiative Program was created to provide more housing opportunities for low-income and working families. Applicants were evaluated based on the following criteria: 1) Experience and past performance in developing homes pursuant to the Infill Housing Program; 2) development team, key personnel and functions; 3) approach to providing services to each homeowner; 4) building plans for single family home models; 5) financial capability and demonstrated ability to obtain financing; 6) approach to meeting time schedule and budgets; and 7) marketing skills and ability to reach eligible households.

Mount Sinai Community Development Corporation is recommended because of their record and their mission to provide attainable services for those who economically and socially are not able to acquire them and to improve the quality of life for the residents in the County.

Mount Sinai Community Development Corporation has proposed to develop the eight properties and has partnered with Sunrise City CHDO to expedite the project timeline. The properties will be conveyed to Mount Sinai at the price of \$10.00 if they follow through with their proposal. Furthermore, Mount Sinai disclosed in their application that they have the ability to develop the homes using their 501(c)3 entity not-for-profit status to raise capital and resources. The status will allow them to receive properties from municipalities and banks at little or no cost, receive tax considerations, obtain growth potential, and the opportunity to exact positive change in the community.

This item recommends the Board to revise the Affordable Housing Inventory List to include the mentioned properties as they are considered appropriate for affordable housing use. If Mount Sinai fails to comply with the deed restrictions, then the Properties

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will be subject to revert. If the properties must be developed within two years of the signing of the deed and effective date of the conveyance of the Properties, unless time is extended by the discretion of the Board.

The image below showcases the property located at 875 NW 69 Street, Miami, FL 33150-4763 (Folio Number #01-3114-019-0960). The current market value for this property is \$32,178.

SEARCH: 01-3114-019-0960

PROPERTY INFORMATION

Folio: 01-3114-019-0960

Sub-Division:
HENRY FORD SUB NO 2

Property Address
875 NW 69 ST
Miami, FL 33150-4763

Owner
MIAMI DADE COUNTY
GSA

Mailing Address
111 NW 1 ST # 2460
MIAMI, FL 33128

PA Primary Zone
3901 GENERAL URBAN 36 U/A LIMITED

Primary Land Use
8080 VACANT GOVERNMENTAL : VACANT LAND -
GOVERNMENTAL


Beds / Baths / Half	0 / 0 / 0
Floors	0
Living Units	0
Actual Area	0
Living Area	0
Adjusted Area	0
Lot Size	5,383 Sq.Ft
Year Built	0

Map View Layers

2018 Aerial Photography 60ft

BCC Meeting: March 5, 2019 Research Notes

The image below showcases the property located at 1610 NW 62 Terrace, Miami, FL 33147-7932 (Folio Number #01-3114-027-1370). The current market value for this property is \$37,315.

SEARCH: 

PROPERTY INFORMATION ⓘ

Folio: 01-3114-027-1370

Sub-Division:
EAST LIBERTY CITY SEC A

Property Address
1610 NW 62 TER
Miami, FL 33147-7932

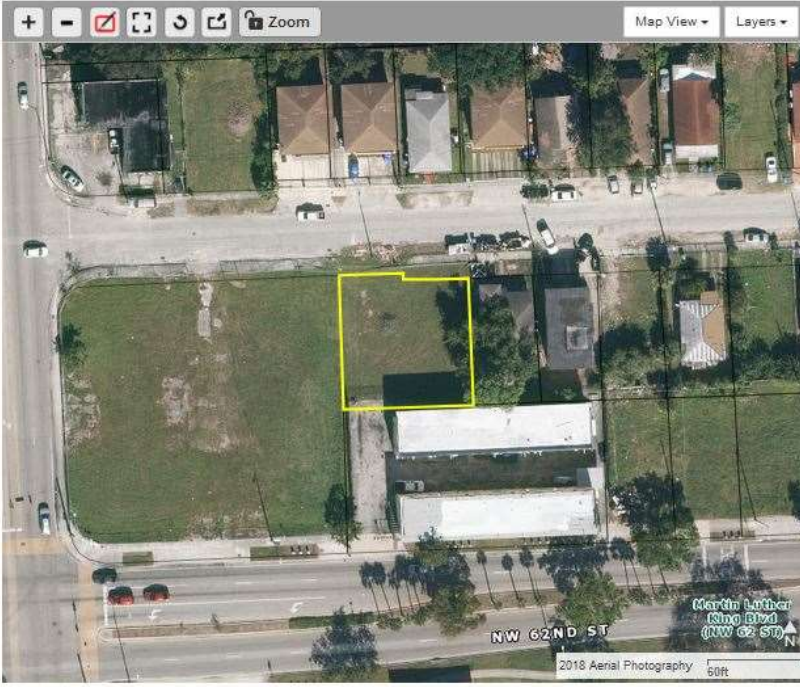
Owner
MIAMI DADE COUNTY
ISD DEPT

Mailing Address
111 NW 1 ST STE 2460
MIAMI, FL 33128

PA Primary Zone
5700 DUPLEXES - GENERAL

Primary Land Use
8080 VACANT GOVERNMENTAL : VACANT LAND -
GOVERNMENTAL

Beds / Baths / Half	0 / 0 / 0
Floors	0
Living Units	0
Actual Area	0
Living Area	0
Adjusted Area	0
Lot Size	6,480 Sq Ft
Year Built	0



Map View Layers

2018 Aerial Photography 60ft

NW 62ND ST

Marlin Luther King Blvd (NW 62 ST)

BCC Meeting: March 5, 2019 Research Notes

The image below showcases the property located at 5028 NW 8 Avenue, Miami, FL 33127-2045 (Folio Number #01-3123-006-0710). The current market value for this property is \$45,900.

SEARCH: 01-3123-006-0710

PROPERTY INFORMATION

Folio: 01-3123-006-0710

Sub-Division:
BOWLING GREEN

Property Address
5028 NW 8 AVE
Miami, FL 33127-2045

Owner
MIAMI DADE COUNTY
GSA R/E MGMT

Mailing Address
111 NW 1 ST STREET STE 2400
MIAMI, FL 33128

PA Primary Zone
0104 SINGLE FAM - ANCILIARY UNIT

Primary Land Use
8080 VACANT GOVERNMENTAL : VACANT LAND -
GOVERNMENTAL

Beds / Baths / Half	0 / 0 / 0
Floors	0
Living Units	0
Actual Area	0
Living Area	0
Adjusted Area	0
Lot Size	5,400 Sq.Ft.
Year Built	0

Map View Layers

2018 Aerial Photography 60ft

BCC Meeting: March 5, 2019 Research Notes

The image below showcases the property located at 1780 NW 69 Terrace, Miami, FL 33147-6920 (Folio Number #30-3115-005-0550). The current market value for this property is \$18,062.

SEARCH: 30-3115-005-0550

PROPERTY INFORMATION

Folio: 30-3115-005-0550

Sub-Division:
LIBERTY CITY

Property Address
1780 NW 69 TER
Miami, FL 33147-6920

Owner
MIAMI DADE COUNTY
GSA R/E MGMT

Mailing Address
111 NW 1 ST STE 2400
MIAMI, FL 33128-1929

PA Primary Zone
5700 DUPLEXES - GENERAL

Primary Land Use
8047 VACANT GOVERNMENTAL : DADE COUNTY

Beds / Baths / Half 0 / 0 / 0

Floors 0

Living Units 0

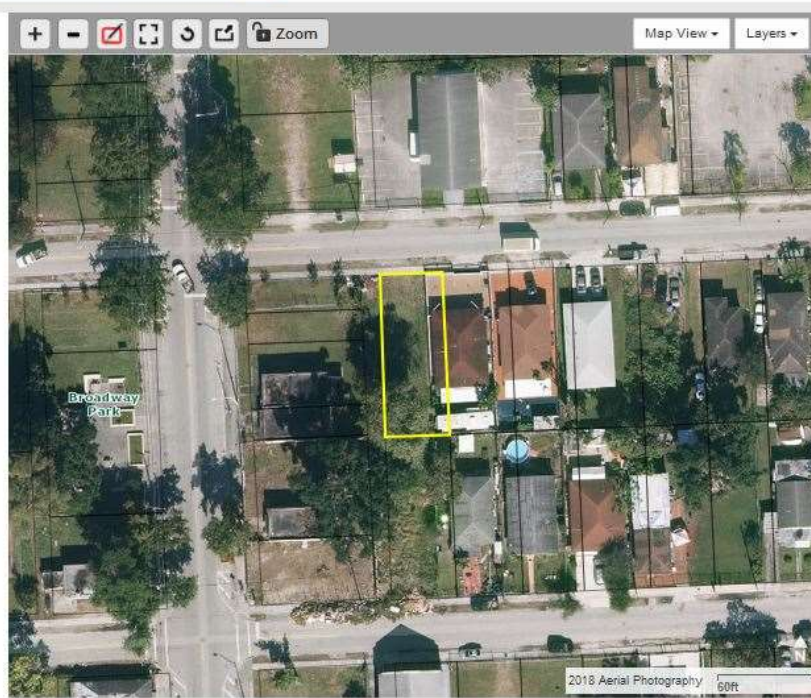
Actual Area 0

Living Area 0

Adjusted Area 0

Lot Size 4,000 Sq.Ft

Year Built 0



BCC Meeting: March 5, 2019 Research Notes

The image below showcases the property located at 1958 NW 60 Street, Miami, FL 33147-7838 (Folio Number #30-3115-027-1390). The current market value for this property is \$29,021.

SEARCH: 30-3115-027-1390

PROPERTY INFORMATION

Folio: 30-3115-027-1390

Sub-Division:
RIDGEWAY

Property Address
1958 NW 60 ST
Miami, FL 33142-7838

Owner
MIAMI DADE COUNTY
ISD R/E MGMT

Mailing Address
111 NW 1ST STE 2450
MIAMI, FL 33128

PK Primary Zone
5700 DUPLEXES - GENERAL

Primary Land Use
0066 VACANT RESIDENTIAL : EXTRA FEA OTHER THAN
PARKING

Beds / Baths / Half 0 / 0 / 0

Floors 0

Living Units 0

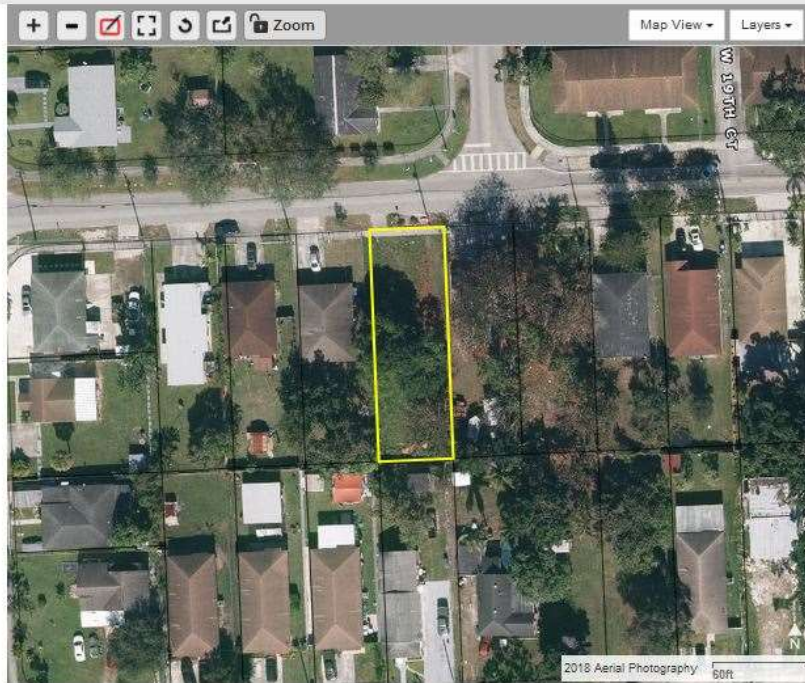
Actual Area 0

Living Area 0

Adjusted Area 0


Lot Size 6,345 Sq.Ft


Year Built 0



BCC Meeting: March 5, 2019 Research Notes

The image below showcases the property (Folio Number #30-3116-009-5350). The current market value for this property is \$27,865.

SEARCH: 

PROPERTY INFORMATION 

Folio: 30-3116-009-5350

Sub-Division:
HIALEAH HGTS AMD

Property Address


Owner
MIAMI DADE COUNTY
ISD R/E MGMT



Mailing Address
111 NW 1 ST STE 2480
MIAMI, FL 33128


PA Primary Zone
5700 DUPLEXES - GENERAL


Primary Land Use
8047 VACANT GOVERNMENTAL : DADE COUNTY

Beds / Baths / Half	0 / 0 / 0
Floors	0
Living Units	0
Actual Area	0
Living Area	0
Adjusted Area	0
Lot Size	5,180 Sq.Ft
Year Built	0



Map View  Layers 



2018 Aerial Photography 60ft 

BCC Meeting: March 5, 2019 Research Notes

The image below showcases the property (Folio Number #30-3121-026-0162). The current market value for this property is \$36,698.

SEARCH: 30-3121-026-0162

PROPERTY INFORMATION

Folio: 30-3121-026-0162

Sub-Division:
ROOSEVELT PARK

Property Address


Owner
MIAMI DADE COUNTY
ISD RE MGMT

Mailing Address
111 NW 1 ST STE 2400
MIAMI, FL 33128

PA Primary Zone
5700 DUPLEXES - GENERAL

Primary Land Use
8047 VACANT GOVERNMENTAL - DADE COUNTY

Beds / Baths / Half	0 / 0 / 0
Floors	0
Living Units	0
Actual Area	0
Living Area	0
Adjusted Area	0
Lot Size	5,220 Sq. Ft
Year Built	0



2018 Aerial Photography 60ft

BCC Meeting: March 5, 2019 Research Notes

The image below showcases the property located at 3053 NW 43 Terrace, Miami, FL 33142-4415 (Folio Number #30-3121-028-0890). The current market value for this property is \$13,572.

SEARCH: 30-3121-028-0890

PROPERTY INFORMATION

Folio: 30-3121-028-0890

Sub-Division:
ROOSEVELT PARK ADDN NO 1

Property Address
3053 NW 43 TER
Miami, FL 33142-4415


Owner
MIAMI DADE COUNTY
GSA - R/E MGMT

Mailing Address
111 NW 1 ST STE 2400
MIAMI, FL 33128-1929

PA Primary Zone
5000 HOTELS & MOTELS - GENERAL

Primary Land Use
8080 VACANT GOVERNMENTAL : VACANT LAND -
GOVERNMENTAL

Beds / Baths / Half	0 / 0 / 0
Floors	0
Living Units	0
Actual Area	0
Living Area	0
Adjusted Area	0
Lot Size	5,220 Sq.Ft
Year Built	0



ADDITIONAL INFORMATION

The Miami-Dade County's Infill Housing Initiative Program's main goal is to increase the availability of affordable homes for very low, low, and moderate income families. Their additional goals include maintaining a stock of affordable housing, redeveloping urban neighborhoods by eliminating blight on properties, generate payment of ad valorem taxes, and equitable distributing homeownership opportunities.

<http://www.miamidade.gov/housing/infill-housing-developers.asp>