



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

**Public Safety and Rehabilitation (PSR)**  
**Committee Meeting**

October 16, 2019  
9:30 A.M.  
Commission Chambers

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**PSR Committee Meeting: October 16, 2019**  
**Research Notes**

**Item No. 3A**  
**File No. 192298**

**Researcher: VW Reviewer: PGE**

RESOLUTION APPROVING MEMORANDUM OF AGREEMENT WITH LOCAL JURISDICTIONS FOR ESTABLISHING AND MAINTAINING INMATE HOUSING AND SUPPORT DURING AN ACTUAL OR ANTICIPATED EMERGENCY; AND AUTHORIZING THE COUNTY MAYOR TO EXECUTE THE AGREEMENT IN SUBSTANTIALLY THE FORM ATTACHED HERETO, AND TO EXERCISE THE RENEWAL, AMENDMENT, CANCELLATION, AND TERMINATION PROVISIONS CONTAINED HEREIN

**ISSUE/REQUESTED ACTION**

Whether the Board should approve a Memorandum of Agreement between Broward, Palm Beach, and Collier Counties and the Miami-Dade Corrections and Rehabilitation Department to provide housing for inmates in the event of an actual or anticipated emergency for a five-year term plus a five year option to renew.

**PROCEDURAL HISTORY**

**Prime Sponsor: Joe A. Martinez, District 2**

**Department/Requester: Corrections and Rehabilitation Department**

There is no procedural history on this item at this time.

**ANALYSIS**

The purpose of this item is to approve a Memorandum of Agreement (MOA) between local jurisdictions – Broward, Palm Beach and Collier Counties – and the Miami-Dade Corrections and Rehabilitation Department (MDCR) for inmate housing and support during an actual or anticipated emergency, including prior to, during, or immediately after a hurricane or other natural or man-made disaster. For purposes of this agreement, the agency in need of emergency inmate housing shall be referred to as the “Evacuating Agency” and the agency accepting and housing inmates as the “Housing Agency.”

Under the MOA, upon written or oral notification of an imminent emergency situation, the Housing Agency, on a first-come, first-served basis, shall deliver the following support services: temporary housing, food, laundry services, and provision of hygiene items.

The duties of the Housing Agency under the MOA are as follows: (1) assist in the evacuation of the Evacuating Agency’s inmates; (2) notify the Evacuating Agency as the number of inmates that can be provided with emergency housing; (3) identify suitable inmate housing locations based on availability at the time of the emergency; (4) provide a supervisory representative to serve as a liaison at the temporary housing facility at all times; (5) provide food services (three meals a day), laundry services, and basic hygiene items to inmates; and (6) assist with medical issues to the extent necessary to prevent imminent death or serious bodily injury in any life threatening emergency.

The Evacuating Agency will perform the following duties in support of the agreement: (1) assign a liaison to the Housing Agency’s command staff; (2) ensure that all appropriate inmate classifications, medical records, supplies, and equipment are transported with inmates; (3) be responsible for inmate transportation and security of respective inmates; (4) assume all responsibilities for its inmates and site security at the Housing Agency’s temporary housing facility; (5) supply the appropriate number of emergency medical staff to manage and provide medical care to inmates; (6) maintain responsibility for daily medical issues of its inmates; (7) be responsible for provision and costs of any

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healthcare, including medical, dental, and mental health to its inmates; and (8) identify in writing whether there are any inmates with special dietary needs.

The Evacuating Agency will reimburse the Housing Agency the costs associated with basic inmate needs including food services for three meals a day, laundry services, and basic hygiene items. General Fund monies will be utilized to pay for these services.

The term of each Agreement shall begin on the date on which it is signed by both parties and shall remain in effect for five years from the date of execution with an option to renew for one additional five-year term. The Agreement may be terminated at any time upon the mutual written consent of both parties and unilaterally by either party upon no less than thirty calendar days' notice.

Such emergency agreements between corrections departments already exist at the state level. MDCR approved an interagency agreement with the Florida Department of Corrections (FDOC) on May 5<sup>th</sup>, 2015 per Resolution No. R-380-15 to provide temporary housing and support for MDCR inmates in the event of an emergency.

**ADDITIONAL INFORMATION**

The MDCR had a previous similar agreement with the Florida Department of Corrections (FDOC) to house MDCR inmates at FDOC facilities (but not vice versa) in the case of an emergency since 2008 which expired on March 3<sup>rd</sup>, 2015 and was approved again on May 5<sup>th</sup>, 2015.

**Resolution No. R-380-15**, adopted by the Board on May 5<sup>th</sup>, 2015, approves an interagency agreement between Miami-Dade Corrections and Rehabilitation Office (MDCR) and the Florida Department of Corrections (FDOC) to provide temporary housing and support for MDCR inmates during an actual or anticipated emergency. The agreement expired on May 5<sup>th</sup>, 2018 and had the option of being renewed for an additional three-year term.

<http://intra/gia/matter.asp?matter=150546&file=true&yearFolder=Y2015>

**APPLICABLE LEGISLATION/POLICY**

**163.01 Florida Interlocal Cooperation Act of 1969:** It is the purpose of this section to permit local governmental units to make the most efficient use of their powers by enabling them to cooperate with other localities on a basis of mutual advantage and thereby to provide services and facilities in a manner and pursuant to forms of governmental organization that will accord best with geographic, economic, population, and other factors influencing the needs and development of local communities.

[http://www.leg.state.fl.us/Statutes/index.cfm?App\\_mode=Display\\_Statute&Search\\_String=&URL=0100-0199/0163/Sections/0163.01.html](http://www.leg.state.fl.us/Statutes/index.cfm?App_mode=Display_Statute&Search_String=&URL=0100-0199/0163/Sections/0163.01.html)

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**Item No. 3B**  
**File No. 192334**

**Researcher: MF Reviewer: PGE**

RESOLUTION AUTHORIZING ESTABLISHMENT OF PREQUALIFICATION POOL RTQ-01186 IN A TOTAL AMOUNT UP TO \$19,761,000 FOR THE PURCHASE OF SECURITY AND ACCESS CONTROL SYSTEMS AND SERVICES FOR MULTIPLE DEPARTMENTS 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 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-01186 for the purchase of security and access control systems and services for multiple County departments in an amount of up to \$19,761,000 for a five-year period.

**PROCEDURAL HISTORY**

**Prime Sponsor:** None

**Department/Requester:** Internal Services Department (ISD)

There is no procedural history on this item at this time.

**ANALYSIS**

The purpose of this item is to streamline departmental purchasing of security and access control systems and services through the consolidation of prior prequalification pools and a contract covering a similar scope of services by establishing the recommended Prequalification Pool No. RTQ-01186. This replacement pool consists of three groups: Group 1, Locksmith Services; Group 2, Purchase of Various Types of Locks, Security Alarms, and Access Control Systems; and Group 3, Purchase, Repair, and Installation of Security Alarm and Various Types of Access Control Systems. The pool's technical specifications requires the participating vendors to provide the County locksmith services and various types of security equipment and services aimed to deter theft, control access to secure spaces, secure confidential and sensitive information and sense activity detection. The items to be purchased under this pool include, but are not limited to, turnkey surveillance systems; alarm systems with motion detectors; control panels; door contacts; cameras; closed caption television; identification systems which may include printers, cards and card readers.

The scope of work consists of repair, replacement, installation of security hardware, security alarms, and access control systems for areas throughout the County and used as a means to deter theft, control access to secure areas, and secure confidential information.

As mentioned, the recommended pool will combine two existing prequalification pools and one contract. Pursuant to Resolution R-718-17, planning for re-procurement shall commence no later than 18 months prior to the expiration of contracts and Lists of Prequalified Vendors for the purchase of goods and/or services. It is not clear from the mayor's memo whether re-procurement for this item was initiated in compliance with the aforementioned legislation.

The table below depicts the existing contract and prequalification pools, their respective allocations, effective dates, and expiration dates.

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Prequalification Pool / Contract	Amount	Effective Date	Expires	Length of Pool/Contract
Prequal. Pool No. 6276-1/19-1, <i>Security Alarm &amp; Card Access Systems</i>	\$43,601,000	January 1, 2015	January 31, 2020	5 yrs.
Prequal. Pool No. RTQ-00923, <i>Locks and Security Hardware</i>	\$1,000,000	September 1, 2018	February 29, 2020	1.5 yrs.
Contract No. FB-00250, <i>Locksmith Services</i>	\$499,734	October 2, 2015	October 31, 2020	5 yrs.

The fiscal impact of the proposed prequalification pool is \$19,761,000 for a five-year term. The replacement prequalification pool is less expensive than the existing pools and contract.

OCA examined the Bid Tracking System on October 9, 2019, and found the existing contract and pools have blanket purchase orders (BPOs) with the following balances as indicated below. The mayor's memo did not indicate the intended purchasing designations of the BPOs for the existing contract and two prequalification pools, totaling \$22,736,938.63, prior to their expiration.

- Prequal. Pool No. 6276-1/19-1 – BPO balance = \$22,359,852.50
- Prequal. Pool No. RTQ-00923 – BPO balance = \$172,697.66
- Contract No. FB-00250 – BPO balance = \$204,388.47

**\$22,736,938.63**

**BPOs TOTAL**

The item is recommending nine vendors for inclusion in the subject pool, of which eight have local addresses and two are SBEs. For this prequalification pool, 11 responses were received, including two “No Bids.”

OCA performed due diligence on the nine recommended vendors on October 9, 2019; the results are shown below.

Awarded Firms	Corporate Registration	Tax Collector's Office	Florida DBPR	Westlaw
AAA Miami Locksmith, Inc. (Groups 1, 2 & 3)	Florida Profit Corporation  Active  Principal Address: 1601 NW 54 St., Miami, FL  Filed: March 10, 2004	Business address: 1601-03 NW 54 St., Miami, FL  Status: Paid and Current	No account on file	No cases
American Security Group A-1, Inc. dba A1 Lock and Key (Groups 1, 2 & 3); (SBE)	Florida Profit Corporation  Active  Principal Address: 3431 NW 48 St. Miami, FL 33142  Filed: May 8, 2006	Business address: 3431 NW 48 St., Miami, FL  Status: Paid and Current	Nothing found	<i>Chatfield et al v. American Security Group A-1 Inc. et al</i> (Case No. 1:19-CV-21641); Filed on April 26, 2019 in the U.S. District Court, Southern District of Florida (Miami); Allegation: Defendants refused to pay Plaintiffs, et al, minimum wage and overtime compensation throughout their respective employment periods,

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				pursuant to the Fair Labor Standards Act
Dash-Door & Closer, Inc. dba Dash-Door & Glass (Groups 2 & 3)	Florida Profit Corporation  Active  Principal Address: 8800 NW 23 St., Miami, FL  Filed: March 28, 1955	Business address: 8800 NW 23 St., Miami, FL  Status: Paid and Current	Licenses: Registered Specialty Contractor; Construction Business Information; Electrical Business Information	No relevant cases
Innuvo, Inc. (Group 3)	Florida Profit Corporation  Active  Principal Address: 3300 Corporate Ave. Ste. 116 Weston, FL Filed: September 23, 1994	Nothing found	Licenses: Certified Alarm System Contractor II; Electrical Business Information	No relevant cases
JMY Investments, LLC dba The Flying Locksmiths (Group 2)	Florida Limited Liability Company  Active  Principal Address: 3300 NW 112 Ave., #5, Doral, FL 33172  Filed: April 4, 2016	Business address: 3300 NW 112 Ave., #5, Doral, FL  Status: Paid and Current	Nothing found	No cases
LRE dba Lee Ryder Lamination (Group 2); (SBE)	Florida Profit Corporation  Active  Principal Address: 6187 NW 167 St. #H-10 Miami, FL  Filed: July 2, 1992	Business address: 6187 NW 167 St., #H-10, Miami, FL  Status: Paid and Current	Nothing found	No relevant cases
Miami Breakers, Inc. (Groups 2 & 3)	Inactive	Business address: 7060 NW 52 St., Miami, FL  Status: last paid taxes shown 2018	Nothing found	No cases

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Silmar Electronics, Inc. (Group 2)	Florida Profit Corporation  Active  Principal Address: 3405 NW 113 Ct., Miami, FL  Filed: November 13, 1963	Business address: 3405 NW 113 Ct., Miami, FL  Status: Paid and Current	Nothing found	No relevant cases
Smartsys Electronics, Inc. (Groups 2 & 3)	Florida Limited Liability Company  Active  Principal Address: 931 NW 106 Ave. Cir., Miami, FL  Filed: January 9, 2017	Business address: 931 NW 106 Ave. Cir., Miami, FL	License: Certified Alarm System Contractor II	No cases

Of the nine recommended vendors, the following are incumbents under the current pools and contract:

- American Security Group A-1 Inc.
- Silmar Electronics Inc.
- LRE Inc.

The SBD Project Worksheet for this solicitation assigned the following Commodity Codes – 45055, 68002, and 91048. On October 15, 2019, OCA performed a search for these codes on the Business Management Workforce System, which yielded the following local, certified small business vendors:

- A&B Hardware, Inc., dba A&B Hardware Lumber Inc., Miami, FL SBE-G&S
- American Security Group A-1, Inc., dba A-1 Lock and Key, Miami, FL SBE-G&S
- Coral Way Locksmith, Corporation, Miami, FL SBE-G&S
- Electropower Utility sales Company, Miami, FL SBE-G&S
- Galactic Technology Group, LLC, Miami, FL SBE-G&S
- L.H.P. Group, Inc., dba Little River Building & Supplies, Miami, FL SBE-G&S
- The Tool Place Corp., Miami, FL SBE-G&S

Note that the above vendors registered under these codes do not necessarily have the capacity to deliver the solicited services.

**APPLICABLE LEGISLATION/POLICY**

**Section 2-8.1 of the Miami-Dade 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



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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-828-19**, adopted July 23, 2019, establishes a policy of the County for disclosure of past and present discrimination lawsuits in solicitation submissions.

<http://www.miamidade.gov/govaction/legistarfiles/MinMatters/Y2019/190936min.pdf>

**Resolution No. R-718-17**, adopted July 6, 2017, directs the Mayor to commence planning for re-procurement no later than 18 months PRIOR to the expiration of contracts and Lists of Prequalified Vendors for the purchase of goods and/or services; and directs the Mayor or their designee, on a quarterly basis to identify in writing to the Office of Commission Auditor those contracts and prequalified vendor lists that are set to expire no later than 18 months prior to expiration.

<http://www.miamidade.gov/govaction/matter.asp?matter=171632&file=true&fileAnalysis=false&yearFolder=Y2017>

**Resolution No. R-140-15**, adopted February 3, 2015, directs the mayor to conduct a full review, prior to re-procurement of replacement contracts for goods and 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://www.miamidade.gov/govaction/matter.asp?matter=150090&file=true&fileAnalysis=false&yearFolder=Y2015>

**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&fileAnalysis=false&yearFolder=Y2012>

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

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