



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

Board of County Commissioners Meeting

October 29, 2019
9:30 A.M.
Commission Chambers

Yinka Majekodunmi, CPA
Commission Auditor
Office of the Commission Auditor (OCA)
111 N.W. First Street, Suite 1030
Miami, FL 33128
(305) 375-2524

THIS PAGE INTENTIONALLY LEFT BLANK

BCC Meeting: October 29, 2019
Research Notes

Item No. 3A1
File No. 192437

Researcher: JJ Reviewer: TD

RESOLUTION APPROVING THE CITY OF WEST MIAMI CODESIGNATION OF THAT PORTION OF SW 58TH AVENUE BETWEEN SW 8TH STREET AND SW 9TH STREET AS “ORTELIO “EL MAGO” CARDENAS WAY”

ISSUE/REQUESTED ACTION

N/A

PROCEDURAL HISTORY

Prime Sponsor: Vice Chairwoman Rebeca Sosa, District 6
Department/Requester:

ANALYSIS

OCA completed the required background research on “Ortelio Cardenas” noting no adverse findings.

OCA determined that there are no prior Board of County Commissioners (BCC) codesignation for “Ortelio Cardenas”

OCA has verified that “Ortelio Cardenas” is living.

APPLICABLE LEGISLATION

Ordinance No. 13-29 of the Miami-Dade County Code, requiring the Office of the Commission Auditor to conduct background research on the person, organization, place, or thing that is the subject of the naming.

Ordinance No. 18-79 adopted on July 24, 2018, relates to any item codesignating any Miami-Dade County road, facility, or property, or approving any state or municipal road codesignation, and requires that OCA prepare a report detailing: (1) whether the subject road, facility, or property has been the subject of any prior codesignation and, if so, the location or the end points of each; and (2) whether there are any other roads, facilities, or properties located in Miami-Dade County that already bear the same name as the proposed new codesignation and, if so, the location or end points of each.

Ordinance No. 19-11 of the Miami-Dade County Code, amends section 2-1 of the Code revising provisions requiring Office of the Commission Auditor to conduct background research on the person, organization, place or thing that is the subject of the naming now requiring the Office of the Commission Auditor to also check if the person honored is living or dead.

**BCC Meeting: October 29, 2019
Research Notes**

**Item No. 5A
File No. 192028**

Researcher: JJ Reviewer: TD

RESOLUTION RENAMING “MEDSOUTH PARK” AS “PINE FOREST PARK”

ISSUE/REQUESTED ACTION

N/A

PROCEDURAL HISTORY

**Prime Sponsor: Commissioner Daniella Levine Cava, District 8
Department/Requester:**

ANALYSIS

OCA completed the required background research on “Pine Forest Park” noting no adverse findings.

OCA determined that there are no prior Board of County Commissioners (BCC) codesignation for “Pine Forest Park”.

APPLICABLE LEGISLATION

Ordinance No. 13-29 of the Miami-Dade County Code, requiring the Office of the Commission Auditor to conduct background research on the person, organization, place, or thing that is the subject of the naming.

Ordinance No. 18-79 adopted on July 24, 2018, relates to any item codesignating any Miami-Dade County road, facility, or property, or approving any state or municipal road codesignation, and requires that OCA prepare a report detailing: (1) whether the subject road, facility, or property has been the subject of any prior codesignation and, if so, the location or the end points of each; and (2) whether there are any other roads, facilities, or properties located in Miami-Dade County that already bear the same name as the proposed new codesignation and, if so, the location or end points of each.

**BCC Meeting: October 29, 2019
Research Notes**

**Item No. 5B
File No. 192453**

Researcher: JJ Reviewer: TD

RESOLUTION AMENDING RESOLUTION NO. R-1064-18 TO CORRECT THE CODESIGNATION OF NW 1ST AVENUE BETWEEN NW 128TH STREET AND NW 135TH STREET FROM “OFFICER CARLO NARCISSE WAY” TO “OFFICER LOUIS C. NARCISSE WAY”

ISSUE/REQUESTED ACTION

N/A

PROCEDURAL HISTORY

**Prime Sponsor: Commissioner Jean Monestime, District 2
Department/Requester:**

ANALYSIS

OCA completed the required background research on “Louis C. Narcisse” noting no adverse findings.

OCA determined that there are no prior Board of County Commissioners (BCC) codesignation for “Louis C. Narcisse”.

OCA has verified that “Louis C. Narcisse” is deceased.

APPLICABLE LEGISLATION

Ordinance No. 13-29 of the Miami-Dade County Code, requiring the Office of the Commission Auditor to conduct background research on the person, organization, place, or thing that is the subject of the naming.

Ordinance No. 18-79 adopted on July 24, 2018, relates to any item codesignating any Miami-Dade County road, facility, or property, or approving any state or municipal road codesignation, and requires that OCA prepare a report detailing: (1) whether the subject road, facility, or property has been the subject of any prior codesignation and, if so, the location or the end points of each; and (2) whether there are any other roads, facilities, or properties located in Miami-Dade County that already bear the same name as the proposed new codesignation and, if so, the location or end points of each.

Ordinance No. 19-11 of the Miami-Dade County Code, amends section 2-1 of the Code revising provisions requiring Office of the Commission Auditor to conduct background research on the person, organization, place or thing that is the subject of the naming now requiring the Office of the Commission Auditor to also check if the person honored is living or dead.

**BCC Meeting: October 29, 2019
Research Notes**

Item No. 5C

File No. 192530

Researcher: JJ Reviewer: TD

RESOLUTION CODESIGNATING, BY A THREE-FIFTHS VOTE OF BOARD MEMBERS PRESENT, THAT PORTION OF SOUTH MIAMI AVENUE BETWEEN S.W. 26TH STREET AND U.S. 1 AS “JESÚS A. PERMUY STREET”

ISSUE/REQUESTED ACTION

N/A

PROCEDURAL HISTORY

Prime Sponsor: Commissioner Xavier L. Suarez, District 7

Department/Requester:

ANALYSIS

OCA completed the required background research on “Jesús A. Permuy” noting no adverse findings.

OCA determined that there are no prior Board of County Commissioners (BCC) codesignation for “Jesús A. Permuy”.

OCA has verified that “Jesús A. Permuy is living.

APPLICABLE LEGISLATION

Ordinance No. 13-29 of the Miami-Dade County Code, requiring the Office of the Commission Auditor to conduct background research on the person, organization, place, or thing that is the subject of the naming.

Ordinance No. 18-79 adopted on July 24, 2018, relates to any item codesignating any Miami-Dade County road, facility, or property, or approving any state or municipal road codesignation, and requires that OCA prepare a report detailing: (1) whether the subject road, facility, or property has been the subject of any prior codesignation and, if so, the location or the end points of each; and (2) whether there are any other roads, facilities, or properties located in Miami-Dade County that already bear the same name as the proposed new codesignation and, if so, the location or end points of each.

Ordinance No. 19-11 of the Miami-Dade County Code, amends section 2-1 of the Code revising provisions requiring Office of the Commission Auditor to conduct background research on the person, organization, place or thing that is the subject of the naming now requiring the Office of the Commission Auditor to also check if the person honored is living or dead.

**BCC Meeting: October 29, 2019
Research Notes**

**Item No. 5H
File No. 192005**

Researcher: JJ Reviewer: TD

ORDINANCE CREATING THE KINGMAN GATE COMMUNITY DEVELOPMENT DISTRICT

ISSUE/REQUESTED ACTION

N/A

PROCEDURAL HISTORY

Prime Sponsor: N/A

Department/Requester: N/A

ANALYSIS

OCA completed the required background research regarding the Ordinance Creating the Kingman Gate community Development District. The members of the Board of Supervisors are Teresa Baluja, Maria Carolina Herrera, Alexi Haas, Yolexys Perez, and Carmen Herrera noting no adverse findings.

APPLICABLE LEGISLATION

Resolution No. R-636-14, adopted on July 1, 2014, requires the Office of the Commission Auditor (OCA) to complete background research on applicants being considered to serve on County Boards and Trusts that require nominations and/or appointments by the Board of County Commissioners (BCC).

**BCC Meeting:
October 29, 2019
Research Notes**

Item No. 8F2

File No. 192302 (192069)

Researcher: IL Reviewer: TD

RESOLUTION APPROVING ADDITIONAL EXPENDITURE AUTHORITY IN A TOTAL AMOUNT UP TO \$2,119,000.00 FOR PREQUALIFICATION POOL NO. RTQ-00310 FOR PURCHASE OF CATERING SERVICES FOR THE OFFICE OF EMERGENCY MANAGEMENT

ISSUE/REQUESTED ACTION

Whether the Board should authorize additional expenditure authority in the amount of up to \$2,119,000 for Pool No. RTQ-00310 for the purchase of evacuation center meals for the Miami-Dade Office of Emergency Management (OEM) through the remainder of the pool term.

PROCEDURAL HISTORY

Prime Sponsor: None

Department/Requester: Internal Services Department (ISD)

This item was brought before the Healthcare and County Operations (HCCO) Committee on September 12, 2019, amended and forwarded to the BCC with a favorable recommendation. The amendment was as follows: struck the words "Miami-Dade Fire Rescue Department" and replaced with "Miami-Dade County Office of Emergency Management" and struck the words "catering services" and replaced with "evacuation center meals." The body of the resolution was revised to clarify that the purchase was for evacuation center meals for the Miami-Dade County Office of Emergency Management.

ANALYSIS

The purpose of this item is to grant additional expenditure authority in the amount of \$2,119,000 for the purchase of evacuation center meals to accommodate OEM's increased scope of services. The increased funding will enable OEM to provide meals for 50 evacuation centers in case of a natural disaster. If this request is approved, the modified pool value will be \$5,188,000 (i.e., existing cumulative allocation of \$3,069,000 plus additional requested allocation of \$2,119,000).

The pool was approved under delegated authority on February 18, 2016 in the amount of \$300,000 for the initial term of eight years, expiring on February 28, 2024. The only user department at the pool's inception was Community Action and Human Services. The pool has two Groups: (A) Vendors providing catering services for community events held throughout the County and (B) a single vendor to provide Meals Ready to Eat for County field staff in the event of emergencies.

In addition to the Community Action and Human Resources Department, the current users of the pool include Fire Rescue, Police, PortMiami, DTPW and WASD. The department requesting additional expenditure authority is Fire Rescue Office of Emergency Management; the department has a current allocation of \$450,000 and is requesting increased spending of \$2,119,000, a 371 percent increase to the department's current allocation. Increases of this amount typically result in a new pool or contract pursuant to R-391-17. As of October 25, 2019, the pool's Blanket Purchase Order shows an allocation of \$450,000 for Fire Rescue, of which \$249,999 has been released, leaving a balance of \$200,001.

The justification provided for this increase is that it is needed to support the Mayor's directive for operating evacuation centers utilizing County resources. As such, Fire Rescue originally requested an allocation of \$2,569,000 to carry out the directive. The purchase of catering services is essential during the hurricane season as evacuation centers need food if the center is activated. An allocation of \$2,569,000.00 will allow MDFR to properly equip the appropriate number of evacuation centers required to safeguard County residents and visitors before, during and after the threat of a hurricane. The allocation will be funded with General Fund. Due to the time it would take to get the total allocation of \$2,569,000

**BCC Meeting:
October 29, 2019
Research Notes**

Item No. 8F2

File No. 192302 (192069)

Researcher: IL Reviewer: TD

approved by the Board, it was decided that two modifications would be executed to ensure MDFR had funds available immediately. As such, this is the second modification created for the remaining \$2,119,000; the first modification was created for \$450,000 and was approved administratively in May 2019 when MDFR accessed this pool.

The fiscal impact to the County is \$2,119,000. OCA reviewed existing Pool No. RTQ-00310 on September 9, 2019. The cumulative allocation amount was \$3,069,000 for the initial eight-year term. Should this additional expenditure be approved, the pool will have a modified cumulative allocation of \$5,188,000.

Several modifications were made during the initial contract term. The contract modifications are detailed below.

	Approval Date	Approval Authority	Amount
Original Contract	February 7, 2016	Procurement Department	\$300,000
First Modification	September 5, 2017	Procurement Department	\$50,000
Second Modification	September 20, 2017	Procurement Department	\$50,000
Third Modification	October 2, 2017	Mayor's Office	\$166,000
Fourth Modification	November 8, 2017	Mayor's Office	\$103,000
Fifth Modification	January 8, 2018	Mayor's Office	\$100,000
Sixth Modification	June 19, 2018	Mayor's Office	\$200,000
Seventh Modification	September 5, 2018	BCC (R-884-18)	\$1,600,000
Eighth Modification	March 31, 2019	Procurement Department	\$50,000
Ninth Modification	May 28, 2019	Procurement Department	\$450,000
Requested Modification	Pending	BCC	\$2,119,000
TOTAL MODIFIED CONTRACT AMOUNT:			\$5,188,000

OCA conducted a review of this contract on the Bid Tracking System's (BTS) Blanket Purchase Order tab on October 22, 2019.

Figure 1: Blanket Purchase Order

Department	Allocation Amount	Released Amount	Balance	Requested Amount
Community Action and Human Services	\$ 800,000	\$ 289,282	\$ 507,676	\$ 0.00
MDFR	\$ 450,000	\$ 249,998	\$ 200,001	\$2,119,000.00
DTPW	\$ 753,000	\$ 124,477	\$ 628,522	\$ 0.00
MDPD	\$ 716,000	\$ 192,119	\$ 523,880	\$ 0.00
Seaport	\$ 50,000	\$ 5,147	\$ 50,000	\$ 0.00
WASD	\$ 300,000	\$ 8,400	\$ 291,600	\$ 0.00
Total	\$3,069,000	\$ 869,426	\$2,199,573	\$2,119,000.00

This contract was established on March 1, 2016 and currently there are 10 requalified vendors of which six (60%) have a local address which is below the 75% local vendor threshold prescribed by Resolution No. R-477-18. The expiration of this agreement is February 28, 2024. The pool expires on February 28, 2024. The requested additional expenditure

**BCC Meeting:
October 29, 2019
Research Notes**

Item No. 8F2

File No. 192302 (192069)

Researcher: IL Reviewer: TD

authority will allow for the purchase of evacuation center meals that are essential to the operation of evacuation centers during hurricane season.

There are 10 prequalified vendors under this pool, of which six (60%) maintain a local address, which is below the 75% local vendor threshold prescribed by Resolution No. R-477-18. The table below summarizes OCA's due diligence review of the prequalified vendors. (See table below)

Figure 2: due diligence review of the prequalified vendors.

Firm Name	Corporate Registration	DBPR	West Law	Tax Collector
MONTOYA HOLDINGS INC	Inactive Principal Address: 2374 SW 125 Avenue, Miramar, FL 33027	No information on file	Molina v. Montoya Holdings, Inc. (Case No. 1:11-CV-22970); Allegation: failure of payment (overtime wages) and failure to pay minimum wages to an employee. The case was closed on August 01, 2012, pursuant to a settlement agreement.	No information on file
RANDAZZO CATERING INC	Active Principal Address: 12229 SW 131 Avenue, Miami, FL 33186	2 Licenses Retail Beverage and Catering Current and Active. One administrative complaint filed on April 09, 2015. The issue is satisfied	No relevant cases	Account Number 6139505, Principal Address: 12229 SW 131 Ave, Miami, FL 33186
OFD FOODS, LLC	Unverifiable	None on file	No cases	None on file
MRE STAR, LLC	Active Principal Address: 6411 Parkland Drive, Suite 102, Sarasota, FL 34243	No information on file	No cases	No information on file
GREATER MIAMI CATERERS INC	Active Principal Address: 4001 Northwest 31 Avenue, Miami, FL 33142	2 Catering Licenses on file. 1 Administrative Complaint on April 3, 2019, Issue is satisfied. Three consumer complaints between 2015-2018. Issues are closed.	Rodriguez v. Greater Miami Caterers, Inc., (Case No. 1:19-CV-20254); Allegation: failure of payment (Overtime compensation). The case is closed as of May 21, 2019, pursuant to a settlement agreement.	6 Accts paid and current. Principal Address: 4001 NW 31 Avenue, Miami, FL 33142
LUXFER MAGTECH, Inc.	Active Principal Address: 2590 Ridgeway Blvd,	No information on file	No cases	No information on file

**BCC Meeting:
October 29, 2019
Research Notes**

Item No. 8F2

File No. 192302 (192069)

Researcher: IL Reviewer: TD

	Manchester, NJ 08759			
ISLAND ON THE GRILL LLC	Active Principal Address: 1550 NE 164 th Street, North Miami Beach, FL 33162	License Permanent Food Services. One administrative complaint filed on January 18, 2019. The Issue is satisfied.	No relevant cases	No information on file
CAFFE CAPPUCCINO INC	Active Principal Address: 6335 NW 99 Avenue, Doral, FL 33178	1 Catering license. No complaints on file	No relevant cases	Acct No. 2649748, current. Principal Address: 6335 NW 99 th Avenue, Doral, FL 33178
SOUTH FLORIDA CATERING N EVENTS INC	Active Principal Address: 5451 NW 72 nd Avenue, Miami, FL 33166	No information on file.	No relevant cases	Acct No. 7180266, status is closed. Principal address is 5483 NW 72 nd Avenue, Miami, FL 33166
ILS GROUP LLC	Active Principal Address: 5200 Blue Lagoon Drive, Suite 500, Miami, FL 33126	1 Permanent Food Service License 1 Catering License both active. No complaints on file	No relevant cases	3 Accts paid and current, Principal Address: 5200 Blue Lagoon Dr. STE 500, Miami, FL 33126

OCA conducted a review of Commodity Code 96115 on the Business Management Workforce System (BMWS) on October 22, 2019. The results yielded the following firms:

Figure 3: BMWS results

Firm	Location	SBE type
Apex Vending, INC.	Hialeah, FL	SBE-G&S
Caffee Cappuccino INC, /DBA/ Catering The Event	Doral, FL	SBE-G&S
CSS of South Florida, INC., /DBA/ Concessions Service Systems	Miami, FL	SBE-G&S
M H Management INC	Miami Gardens, FL	SBE-G&S
Miami-Kite Boarding, INC.	Key Biscayne, FL	SBE-G&S
Pastal Enterprises, INC., /DBA/ Sasha & Lisa's Popcorn	Coconut Grove, FL	SBE-G&S

**BCC Meeting:
October 29, 2019
Research Notes**

Item No. 8F2

File No. 192302 (192069)

Researcher: IL Reviewer: TD

Randazzo Catering, INC., DBA CREATIVE TASTES CATERING	Miami, FL	SBE-G&S
Vitori Productions INC, /DBA/ Cheeseburger Baby	Miami Beach, FL	SBE-G&S

ADDITIONAL INFORMATION:

Molina v. Montoya Holdings, Inc., Case No. 1:11-CV-22970, is a cause of action that Montoya Holdings, Inc. violated the Fair Labor Standards Act, 29 U.S. Section 201. The case involved a failure of payment of overtime wages as well as failure to pay minimum wages to an employee. The case was closed on August 01, 2012, pursuant to a settlement agreement.

Rodriguez v. Greater Miami Caterers, Inc., et., Case No. 1:19-CV-20254 is a cause of action alleging that Greater Miami Caterers, Inc. violated the Fair Labor Standards Act, 29 U.S. Section 201. The case involved a failure to payment overtime compensation. The case is closed May 21, 2019 pursuant to a settlement agreement.

APPLICABLE LEGISLATION/POLICY

Section 2-8.1 of the Code of Miami-Dade County (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 \$250,000.00; (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=PTIIICOR_CH2AD_ARTIINGE_S2-8.1COPUGE

Resolution No. R-716-12, adopted September 4, 2012, requires identification of a firm's Small Business Enterprise (SBE) 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-391-17, adopted April 4, 2017, directs the County mayor to conduct competitive selections whenever feasible instead of expanding the term or services under existing contracts.

<http://www.miamidade.gov/govaction/matter.asp?matter=170534&file=true&fileAnalysis=false&yearFolder=Y2017>

Resolution No. R-477-18, adopted May 1, 2018, directs the County Mayor to disclose to the Board the reasons why 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. 884-18, adopted September 5, 2018, approves the additional expenditure authority for a total amount up to \$1,600,000 for prequalification pool RTQ.00310 for the purchase of catering services for various departments.

<http://www.miamidade.gov/govaction/matter.asp?matter=181639&file=true&fileAnalysis=true&yearFolder=Y2018>

**BCC Meeting:
October 29, 2019
Research Notes**

Item No. 8F2

File No. 192302 (192069)

Researcher: IL Reviewer: TD

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 (ISD); 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:
October 29, 2019
Research Notes**

**Item No. 8F3
File No. 192454**

Researcher: MF Reviewer: PGE

RESOLUTION AUTHORIZING THE APPOINTMENT OF BARCLAYS CAPITAL, INC.; CITIGROUP GLOBAL MARKETS, INC.; GOLDMAN SACHS CO. LLC; J.P. MORGAN BROKER-DEALER HOLDINGS, INC., D/B/A J.P. MORGAN SECURITIES LLC; MERRILL LYNCH, PIERCE, FENNER & SMITH INCORPORATED; MORGAN STANLEY DOMESTIC HOLDINGS, INC D/B/A MORGAN STANLEY & COMPANY, LLC; PNC CAPITAL MARKETS, LLC; RAYMOND JAMES & ASSOCIATES, INC.; RBC CAPITAL MARKETS; STEEL, NICOLAUS & CO., INC.; UBS FINANCIAL SERVICES, INC.; WELLS FARGO SECURITIES, LLC TO SEGMENT 1; JANNEY MONTGOMERY SCOTT LLC; LOOP CAPITAL MARKETS, LLC.; UMB FINANCIAL SERVICES, INC TO SEGMENT 2; AND BLAYLOCK VAN, LLC; DREXEL HAMILTON, LLC; ESTRADA HINOJOSA & COMPANY, INC.; MISCHLER FINANCIAL GROUP, INC.; RICE SECURITIES, LLC, D/B/A RICE FINANCIAL PRODUCTS COMPANY; STERN BROTHERS & CO. TO SEGMENT 3 OF THE MUNICIPAL BOND UNDERWRITING POOL FOR NEGOTIATED TRANSACTIONS RFQ NO. 00652.

ISSUE/REQUESTED ACTION

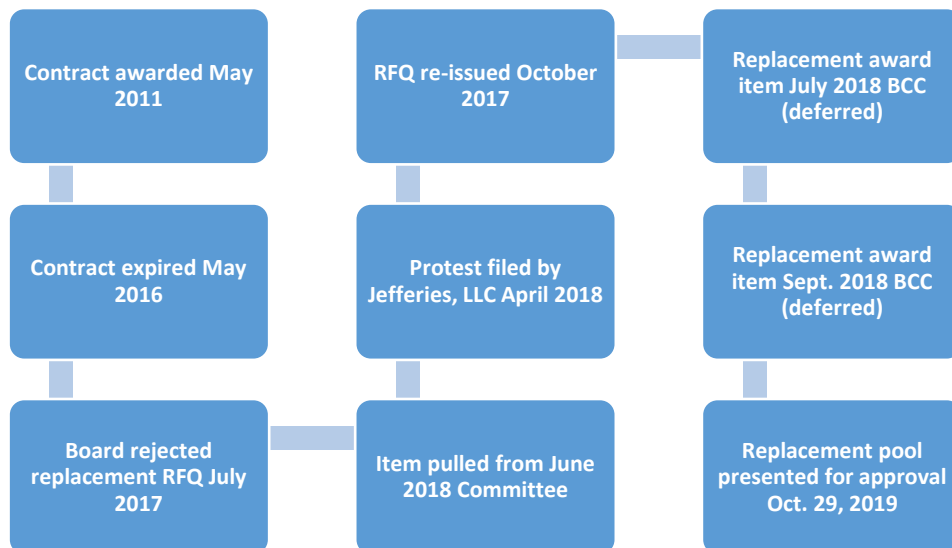
Whether the Board should authorize the appointment of qualified firms to the County's Municipal Bond Underwriting Pool *RFQ No. 00652* for negotiated transactions of an anticipated value of \$1,000,000 for a five-year term for the Finance Department.

PROCEDURAL HISTORY

Prime Sponsor: None

Department/Requester: Internal Services Department (ISD)

Provided below is a timeline of the history of this replacement award, beginning with the initial approval of the expired former contract (RFQ751) in May 2011 to the subject item presented to the Board on October 29, 2019.



**BCC Meeting:
October 29, 2019
Research Notes**

**Item No. 8F3
File No. 192454**

Researcher: MF Reviewer: PGE

ANALYSIS

The purpose of this item is to establish *Pool No. RFQ No. 00652* to obtain proposals from underwriting firms to serve the County as a whole in municipal bond underwriting. The pool is for five years. The fiscal impact is approximately \$1,000,000, depending on the amount of commission sales obtained from the assigned bond contracts.

The County issued a competitive Request for Qualifications on October 3, 2017 to obtain proposals from qualified firms for inclusion in the municipal bond underwriting pool. The purpose of the pool is for participating firms to serve as Senior Manager, Co-Senior Manager and Co-Managers for the County's negotiated bond transactions on a non-exclusive, as-needed basis. Bonds include, but are not limited to, general obligation, special obligation and revenue for the County's enterprise operations, including the Aviation, PortMiami, Transportation and Public Works, Water and Sewer and Solid Waste Management departments. All proposers shall be registered broker/dealers with the applicable state agency. The pool members may serve as Senior Manager, Co-Senior Manager and Co-Manager on a rotational basis of their respective team as determined by the Mayor's Finance Committee.

Pursuant to Section 2-10.6 of the Miami-Dade County Code, three segments were selected for this pool: Segment 1, National Firms, consists of 12 firms; Segment 2, Regional Firms, consists of six firms; and Segment 3, Small Business Firms, consists of six firms as well. With regard to the selection process, four firms will be selected from Segment 1, while two firms will be selected from Segments 2 and 3, based on the firms' solicitation ranking.

The former pool (#RFQ751) was effective from May 13, 2011 to May 12, 2016 and valued at \$1,000,000. For the replacement pool, the Request for Qualifications netted 34 responses to the solicitation, which was sent out to more than 5,100 vendors. The Board rejected the replacement solicitation on July 18, 2017, as a result of a protest, responsiveness determination issues, and resultant reduction of the number of firms available in the pool.

The subject item was placed in the June 2018 Committee agenda but was pulled because of a bid protest that had been filed by Jefferies LLC in April 2018. Jefferies protested the award recommendation, citing the proposal had been deemed non-responsive by the County Attorney's Office for failure to submit the appropriate documents through BidSync. Jefferies argued that technical difficulties via BidSync prevented the firm from responding prior to the solicitation deadline. Notwithstanding, ISD stated Jefferies had submitted some of the required materials through BidSync, but had emailed other documents past the deadline date. The protest was heard by the Hearing Examiner on June 8, 2018, who determined: (1) that the County did not act in any way that would qualify as arbitrary, capricious, fraudulent or illegal; (2) that the County has the right to make the determination regarding responsiveness; and (3) that Jefferies was ultimately responsible for its late submission.

Pursuant to Section 2-10.6 of the Code, the existing bond assignments were carried out via the current pool, until a replacement pool is established. The requested pool under consideration has 24 vendors, of which 13 are local, pursuant to Resolution No. R-1011-15.

OCA examined the Bid Tracking System on October 22, 2019. According to BTS, the previous (and since expired) pool, RFQ No. 751, was valued at \$1,000,000 for a five-year term from May 13, 2011 through May 12, 2016. Of the 20 firms in the previous pool, 12 are incumbents for this pool.

OCA performed due diligence on the recommended firms for Segments 1, 2, and 3 on October 21-22, 2019; the results are shown in Tables 1 through 3 below. The incumbent 12 firms are annotated in bold. Note that the Batter's Box is for

**BCC Meeting:
October 29, 2019
Research Notes**

**Item No. 8F3
File No. 192454**

Researcher: MF Reviewer: PGE

firms that responded to the RFQ but were not selected for the pool; these firms shall fill any vacancy that may occur on one of the teams. Here, there are two firms not selected in any of the segments that have been placed in the batter's box.

Table 1 – Segment 1, National Firms

Recommended Firms	Corporate Registration	Tax Collector's Office	Florida DBPR
Barclays Capital, Inc. (Incumbent)	Foreign Profit Corporation Active Principal Address: 745 Seventh Avenue New York, NY 10019 Filed: December 31, 1980	Business Address: 1111 Brickell Ave. 1200 Miami, FL 33131 Status: Paid and Current	No account on file
Citigroup Global Markets, Inc.	Foreign Profit Corporation Active Principal Address 388 Greenwich Street New York, NY 10013 Filed: September 25, 1998	Business Address: 201 S. Biscayne Blvd. Miami, FL Status: No account on file	No account on file
Goldman Sachs Co., LLC (Incumbent)	Foreign Limited Liability Company Active Principal Address: 200 West Street New York, NY 10282 Filed: May 5, 2017	Business Address: 200 S. Biscayne Blvd. 3700 Miami, FL 33131 Status: Paid and Current	No account on file
J.P. Morgan Broker-Dealer Holdings., d/b/a J.P. Morgan Securities LLC (Incumbent)	Foreign Limited Liability Company Active Principal Address: 383 Madison Ave. New York, NY 10179 Filed: September 15, 2010	Business Address: 1450 Brickell Ave. Floor 33 Miami, FL Status: No account on file	No account on file
Merrill Lynch, Pierce, Fenner & Smith Incorporated (Incumbent)	Foreign Profit Corporation Active Principal Address: One Bryant Park New York, NY 10036	Business Address: 355 Alhambra Cir., Floor 16 Coral Gables, FL	No account on file

**BCC Meeting:
October 29, 2019
Research Notes**

**Item No. 8F3
File No. 192454**

Researcher: MF Reviewer: PGE

	Filed: January 2, 1959	Status: No account on file	
Morgan Stanley Domestic Holdings, Inc. d/b/a Morgan Stanley & Company, LLC (Incumbent)	Foreign Limited Liability Company Active Principal Address: 1585 Broadway New York, NY Filed: June 1, 2011	Business Address: 1111 Brickell Ave., 14 Floor Miami, FL Status: No account on file	No account on file
PNC Capital Markets, LLC	Foreign Limited Liability Company Active Principal Address: 300 Fifth Avenue Pittsburgh, PA Filed: November 13, 2009	Business Address: 2711 NE 187 St. Aventura, FL Status: No account on file	No account on file
Raymond James & Associates, Inc.	Florida Profit Corporation Active Principal Address 880 Carillon Parkway St. Petersburg, FL Filed: February 19, 1969	Business Address: 600 Brickell Ave., Ste. 1875 Miami, FL Status: Paid and Current	License Type: CPA Course Provider Rank: Provider License Number: PVD11
RBC Capital Markets (Incumbent)	Foreign Limited Liability Company Principal Address: Three World Financial Center 200 Vesey Street, 5th Floor New York, NY Filed: November 4, 2010	Business Address: 801 Brickell Ave. Miami, FL 33131 Status: Paid and Current	No account on file
Stifel, Nicolaus & Co., Inc.	Foreign Profit Corporation Principal Address: 501 North Broadway St. Louis, MO Filed: August 10, 1973	Business Address: 1001 Brickell Bay Dr., Ste. 2502 Miami, FL Status: No account on file	No account on file

**BCC Meeting:
October 29, 2019
Research Notes**

**Item No. 8F3
File No. 192454**

Researcher: MF Reviewer: PGE

UBS Financial Services, Inc.	Foreign Profit Corporation Principal Address: 1200 Harbor Blvd. Weehawken, NJ Filed: December 8, 1969	Business Address: 701 Brickell Ave. Miami, FL Status: No account on file for local address listed	License Type: CPA Course Provider Rank: Provider License Number: PVD567 Status: Null and Void Licensure Date: 12/07/2006 Expires: 12/06/2010
Wells Fargo Securities, LLC (Incumbent)	Foreign Limited Liability Company Principal Address: 550 South Tryon St. Charlotte, NC Filed: April 16, 2003	Business Address: 13700 SW 88 St. Miami, FL Status: No account on file	No account on file

Note: An asterisk (*) in the Westlaw section denotes the companies are co-defendants in the same case.

Table 2 – Segment 2, Regional Firms

Recommended Firms	Corporate Registration	Tax Collector's Office	Florida DBPR
Janney Montgomery Scott, LLC	Foreign Limited Liability Company Active Principal Address: 1717 Arch St., 19 th Floor Philadelphia, PA Filed: September 16, 1999	Business Address: 20803 Biscayne Blvd, #505 Aventura, FL Status: Closed and Not current	No account on file
Loop Capital Markets, LLC (Incumbent)	Foreign Limited Liability Company Active Principal Address: 111 W. Jackson Blvd., Suite 1901 Chicago, IL Filed: January 23, 2006	Business Address: 201 S. Biscayne Blvd., # 2831 Miami, FL Status: Paid and Current	No account on file
Robert W. Baird & Co. Incorporated	Foreign Profit Corporation Active Principal Address: 777 East Wisconsin Ave. Milwaukee, WI	No account on file	No account on file

**BCC Meeting:
October 29, 2019
Research Notes**

**Item No. 8F3
File No. 192454**

Researcher: MF Reviewer: PGE

	Filed: January 30, 1984		
Samuel A. Ramirez & Co., Inc.	Foreign Profit Corporation Active Principal Address: 61 Broadway, 29 th Floor New York, NY Filed: June 29, 1973	No account on file	No account on file
Siebert Cisneros Shank & Co., LLC (Incumbent)	Foreign Limited Liability Company Active Principal Address: 100 Wall St., 18 th Floor New York, NY Filed: May 6, 1997	Business Address: 801 Brickell Ave., #900 Miami, FL Status: Paid and Current	No account on file
UMB Financial Services, Inc.	Gen. Business – For Profit (Missouri jurisdiction) Active Principal Address: 928 Grand Ave. Kansas City, MO Filed: October 7, 1985	No account on file	No account on file

Note: An asterisk (*) in the Westlaw section denotes the companies are co-defendants in the same case.

Table 3 – Segment 3, Small Business Firms

Recommended Firms	Corporate Registration	Tax Collector's Office	Florida DBPR
Blaylock Van, LLC (Incumbent)	Florida Limited Liability Company Inactive Principal Address: 600 Lexington Ave, 3 rd Floor New York, NY Filed: October 9, 2014	No account on file	No account on file
Drexel Hamilton, LLC	Florida Limited Liability Company Active Principal Address:	No account on file	No account on file

**BCC Meeting:
October 29, 2019
Research Notes**

**Item No. 8F3
File No. 192454**

Researcher: MF Reviewer: PGE

	601 Walnut St., #670W Philadelphia, PA Filed: May 24, 2012		
Estrada Hinojosa & Company, Inc. (Incumbent)	Foreign Profit Corporation Active Principal Address: 1717 Main St. #4700 Dallas, TX Filed: April 25, 2003	Business Address: 2937 SW 27 Ave., Ste. 200B Miami, FL Status: Unpaid and Not current	No account on file
Mischler Financial Group, Inc.	Domestic Stick (California jurisdiction) Active Principal Address: 1111 Bayside Dr., Ste. 100 Corona Del Mar, CA Filed: November 17, 1994	No account on file	No account on file
Rice Securities, LLC d/b/a Rice Financial Products Company (Incumbent)	Florida Limited Liability Company Active Principal Address: 888 Seventh Ave., 6 th Floor New York, NY Filed: May 17, 2010	Business Address: 801 Brickell Ave., Ste. 900 Miami, FL Status: \$297 due as of Oct. 21, 2019	No account on file
Stern Brothers & Co.	Foreign Profit Corporation Active Principal Address: 8000 Maryland Ave., Ste. 800 St. Louis, MO Filed: December 5, 2000	No account on file	No account on file

Note: An asterisk (*) in the Westlaw section denotes the companies are co-defendants in the same case.

The SBD Project Worksheet for this solicitation assigned the following Commodity Code – 94630, Cash/Securities and Bonding Services. On October 21, 2019, OCA performed a search for this code on the Business Management Workforce System, which yielded the following local, certified small business vendor:

- C Borders-Byrd, CPA LLC, Miami, FL SBE-G&S

Note that the above vendor registered under this code does not necessarily have the capacity to deliver the solicited services.

**BCC Meeting:
October 29, 2019
Research Notes**

**Item No. 8F3
File No. 192454**

Researcher: MF Reviewer: PGE

APPLICABLE LEGISLATION/POLICY

Section 2-8.4 of the Miami Dade County Code (Protest Procedures) establishes the protest procedures that are available to a participant in a competitive process used for the selection of a person or entity to construct any public improvement, to provide any supplies, materials, or services, or lease of County land; requires requests for responsiveness opinions from the County Attorney's Office.

https://library.municode.com/fl/miami_dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.4PRPR

Implementing Order 2-13, (Guidelines and Procedures Regarding Legal Opinions with Respect to County Competitive Processes) authorizes the County Mayor or designee to issue a written request for a Responsiveness Opinion when an issue of responsiveness is identified in response to a solicitation that will affect the ultimate award of the solicitation. Requires responsiveness opinions to be presented to the Board with agenda item.

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

Implementing Order 3-21 (Bid Protest), Establishes the policy that the County shall provide a participant in any competitive process the opportunity to protest an award recommendation with respect to County contracts and purchases involving the expenditure of over \$25,000. Establishes the bid protest procedures.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/IO3-21.pdf>

Section 2-10.6 of the Miami-Dade County Code (Competitive bidding requirement for all County bond transactions) governs the establishment and utilization of underwriting pools, which must be existence for five years, and the pool shall consist of three segments of underwriting firms in the following categories: national, regional and small business firms.

https://library.municode.com/fl/miami_dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-10.6COBIREALCOBOTR

Ordinance 16-64, Section 6(g), adopted June 7, 2016, repeals Section 2-10.6 of the Code of Miami-Dade County, related to underwriters creating a new section 2-10.6 of the Code, related to underwriters requiring sale of bonds through competitive bid, unless waived.

<http://intra/gia/matter.asp?matter=160074&file=true&yearFolder=Y2016>

Resolution No. R-828-19, adopted July 23, 2019, establishes a policy for disclosure of past and present discrimination lawsuits in solicitation submissions.

<http://intra/gia/matter.asp?matter=190936&file=true&yearFolder=Y2019>

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

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

Resolution No. R-746-17, adopted July 18, 2017, approves rejection of all bids received in response to Request for Qualifications No. 00397 for a municipal bond underwriting pool for the Finance Department.

<http://www.miamidade.gov/govaction/matter.asp?matter=171590&file=true&fileAnalysis=false&yearFolder=Y2017>

**BCC Meeting:
October 29, 2019
Research Notes**

Item No. 8F3

File No. 192454

Researcher: MF Reviewer: PGE

Resolution No. R-1011-15, adopted November 3, 2015, directs the County Mayor or designee to require that vendors provide addresses of all local branch offices and headquarters and the number and percentage of local residents such vendors employ; and directing the mayor or designee to include such information in memorandum to Board pertaining to vendor being recommended for contract award.

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

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>

Resolution No. R-323-11, adopted May 3, 2011, authorizes the appointment of Blaylock Robert Van, LLC; Cabrera Capital Markets, LLC; Estrada Hinojosa & Company, Inc.; Jackson Securities, LLC; M.R. Beal & Company; and Rice Securities, LLC DBA Rice Financial Products Company to Division 1; and Barclays Capital Inc.; Citigroup Global Markets Inc.; Goldman Sachs & Co.; J.P. Morgan Securities, LLC; Jefferies & Company, Inc.; Loop Capital Markets, LLC; Merrill Lynch, Pierce, Fenner & Smith, Inc.; Morgan Keegan & Company, Inc.; Morgan Stanley & Company, Inc.; RBC Capital Markets, LLC; Raymond James & Associates, Inc.; Samuel A. Ramirez & Company, Inc.; Siebert Brandford Shank & Company, LLC; Southwest Securities, Inc.; and Wells Fargo Securities, LLC to Division 2 of the municipal bond underwriting pool for negotiated transactions RFQ No. 751.

<http://www.miamidade.gov/govaction/matter.asp?matter=110770&file=true&fileAnalysis=false&yearFolder=Y2011>

BCC Meeting: October 29, 2019
Research Notes

Item No. 8F4
File No. 192494

Researcher: VW Reviewer: PGE

RESOLUTION AUTHORIZING ADDITIONAL EXPENDITURE AUTHORITY IN AN AMOUNT UP TO \$4,000,000.00 FOR A MODIFIED TOTAL CONTRACT AWARD OF \$10,887,928.00 OF CONTRACT NO. RFP-00254 FOR PURCHASE OF WASTE CARTS, RECYCLING CARTS, CART PARTS AND RELATED PRODUCTS FOR THE MIAMI-DADE DEPARTMENT OF SOLID WASTE MANAGEMENT; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ALL PROVISIONS OF THE CONTRACT PURSUANT TO SECTION 2-8.1 OF THE COUNTY CODE AND IMPLEMENTING ORDER 3-38

ISSUE/REQUESTED ACTION

Whether the Board should approve additional expenditure authority of \$4,000,000 for *Contract No. RFP-00254* for purchase of waste carts, recycling carts, cart parts and related products for the Miami-Dade Department of Solid Waste Management (DSWM).

PROCEDURAL HISTORY

Prime Sponsor: None

Department/Requester: Internal Services Department

This item was brought before the HCCO Committee on October 18, 2019 and forwarded to the BCC with a favorable recommendation. Prior to the approval of this item the following exchange took place:

- Commissioner Bovo inquired as to the breakdown between garbage cans that are being replaced versus new ones that are being introduced and any information on the average lifespan of the garbage cans;
- Director of SWM Mike Fernandez responded that the majority of the carts ordered are to replace old carts whose lifespan averages 8-10 years; the number of carts that needed replacing was not adequately forecasted at the time the initial contract was awarded; and
- Mr. Fernandez informed Commissioner Bovo that information regarding the breakdown between old carts to be replaced and new carts to be introduced would be provided at the next Board meeting.

ANALYSIS

The purpose of this item is for DSWM to receive increased spending authority of \$4,000,000 under *Contract No. RFP-00254* to support the department's garbage and recycling services operations. More specifically, the increased spending will cover the provision of new 96-gallon green carts, 65-gallon blue recycling carts and replacement lids for County households.

The initial contract was awarded to Rehrig Pacific Company, LLC (Rehrig) pursuant to Resolution No. R-846-16 on September 20, 2016 with an allocation amount of \$6,400,000 for a term of five years. The contract included a single, five-year option to renew valued at \$6,400,000, resulting in a cumulative allocation of \$12,800,000 if the County chose to renew the contract. Under the contract, Rehrig is responsible for the manufacturing and delivering of waste carts, recycling carts, cart parts, bins and related products and services. In addition, the contractor shall provide an asset management system that will enable the County to track and manage waste carts, recycling carts, and bins.

The contract was effective on October 2, 2016 and expires on October 31, 2021, with a current value of \$6,887,928. That value reflects the original award value of \$ 6,400,000 plus a modification totaling \$487,928 approved under delegated authority on September 10, 2019. Per information found in the Bid Tracking System (BTS) on October 22,

BCC Meeting: October 29, 2019
Research Notes

Item No. 8F4
File No. 192494

Researcher: VW Reviewer: PGE

2019, the contract's Blanket Purchase Order (BPO) shows an allocation of \$6,887,928 of which \$6,863,433 has been released, leaving a balance of \$24,495. Note that the contract is in its third year with two years still remaining.

As stated in the mayoral memorandum, the initial contract allocation was prematurely depleted due to the following factors: unforeseen residential growth, price adjustments, warranty expiration, requests for secondary carts by residents in the original allocation, and the transition of manual routes to automated routes. Since 2017, DSWM has acquired responsibility for providing garbage carts to 12 new housing developments. The most significant factor affecting the premature depletion of the initial contract allocation was the unforeseen quantity of old garbage carts in need of replacement. With an average lifespan of 8 to 10 years, a significant number of carts delivered between 2005 and 2017 began to reach the end of their lifespan and were completely replaced in 2017-2019. The unforeseen quantity of old garbage carts which had to be replaced has diverted resources away from the acquisition and replacement of garbage carts under normal operations. Accordingly, DSWM is requesting \$4,000,000 in increased spending to support its garbage and recycling services operations. The requested increase represents a roughly 60 percent increase to the current existing cumulative allocation of \$6,887,928, and if approved, results in a modified cumulative allocation of \$10,887,928 which DSWM claims is enough to cover the department's needs in the following two years through the contract expiration.

The table below summarizes OCA's due diligence review of Rehrig Pacific Company on October 22, 2019.

Awarded Firm(s)	Corporate Registration	Tax Collectors Office	Florida DBPR	Westlaw
Rehrig Pacific Company	Foreign Profit Corporation Active Principal Address: 7452 Presidents Dr. Orlando, FL 32809-5608 Date filed: 05/25/2005	Nothing found	Nothing found	<i>Campbell v. Rehrig Pacific Company</i> (Case No. 1:14-CV-00163); Filed on 05/28/2014 in the U.S. District Court, Northern District of Indiana (Fort Wayne); Allegation: Defendant discriminated against plaintiff on the basis of his race and terminated him from employment; Case status: Case dismissed with prejudice pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure and the Stipulation of Dismissal.

An October 22, 2019 search on the Business Management Workforce System for the Vendor's Commodity Codes – 10007 (Containers), 43075 (Recycled Gases and Containers), 45034 (Garbage Cans, Containers And Racks), 45065 (Refuse, Carts, Chutes, Containers, And Holders), 48594 (Waste Receptacles And Dust Pans), and 98124 (Containers,

BCC Meeting: October 29, 2019
Research Notes

Item No. 8F4
File No. 192494

Researcher: VW Reviewer: PGE

All Kinds, Including Recycling Collection Containers Rental or Lease) yielded the following 10 local small business enterprise firms:

- A & B Hardware, Inc., DbA A & B Hardware - Lumber, Inc.
- Allied Paper & Chemical Co.
- Glocecol, LLC
- Innovative Incentives, Inc.
- Pancar Industrial Supply Corporation
- RB International Supply Corp.
- Rock International Distributors, Inc.
- Servilacon Corp.
- Stein Paint Company
- The Tools Man, Inc.

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-846-16, adopted on September 20, 2016, awarded Contract No. RFP-00254 to Rehrig Pacific Company for the provision of waste carts, recycling carts, cart parts and related products and services for the solid waste management department in a total amount not to exceed \$12,800,000.00 over the initial five-year term and one, five-year option to renew term.

<http://intra/gia/matter.asp?matter=161989&file=true&yearFolder=Y2016>

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

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

Resolution No. R-716-12, adopted September 4, 2012, requires identification of small business enterprise firms in any procurement item submitted for Board approval.

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

Implementing Order 3-38 sets forth the County's policies and procedures for the procurement of goods and services. The I.O. references the obligations and responsibilities of the Internal Services Department; the authority to award; 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: October 29, 2019
Research Notes**

Item No. 8F5

File No. 192575 (Original Item No. 192480)

Researcher: JFP Reviewer: PGE

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXECUTE AMENDMENTS TO CONTRACT NO. 7122-1/23, HAULING AND DISPOSAL OF CLASS B BIOSOLIDS WITH BIOSOLIDS DISTRIBUTION SERVICES, LLC., H&H LIQUID SLUDGE DISPOSAL, INC., SYNAGRO SOUTH, LLC., AND WASTE MANAGEMENT INC. OF FLORIDA, AND PARTIALLY EXERCISE THE SINGLE FIVE YEAR OPTION TO RENEW PERIOD TOTALING \$91,118,280.00, ON A MONTH TO MONTH BASIS UP TO SIX MONTHS IN AN AMOUNT NOT TO EXCEED \$9,200,000.00 FOR THE WATER AND SEWER DEPARTMENT; AND REQUIRING REPORT ON PENDING AUDIT BY AUDIT AND MANAGEMENT SERVICES DEPARTMENT [SEE ORIGINAL ITEM UNDER FILE NO. 192480]

ISSUE/REQUESTED ACTION

Whether the Board should authorize: (1) the County Mayor's execution of amendments to *Contract No. 7122-1/23, Hauling and Disposal of Class B Biosolids*, with the awarded vendors; (2) partial exercise of the single five-year option to renew on a month-to-month basis for a maximum of six months or until the completion of a pending audit by the Audit and Management Services Department, whichever is sooner, for a value of \$9,200,000; and (3) directing the County Mayor to provide the Board with a report on the audit upon its conclusion at which time the Board will consider whether to exercise the remaining five-year option term.

PROCEDURAL HISTORY

Prime Sponsor: None

Department/Requester: Internal Services Department

This item was forwarded to the BCC with a favorable recommendation by the Infrastructure and Capital Improvements Committee at its October 16, 2019 meeting. It was requested that the Board's Rules of Procedure be waived to allow the item to be heard at the October 29, 2019 BCC meeting given the urgency of the request to allow for the continuation of critical hauling and disposal services of the byproducts of wastewater treatment known as Class B biosolids or sludge. The request was ultimately approved. Prior to passage, the following discussion transpired.

- Kevin Lynskey, Director (WASD): Every year the County produces over 200,000 tons of Class B biosolids, or sludge, as part of the treatment of wastewater. There are only two places where these materials can go: landfills or can be land applied. In this case, they go north of the Okeechobee and are used on side farms. The existing contract is just about out of time. The contract was for five years and has the possibility of a five year extension. The department was going to bring the item forward many months ago, but there is an ongoing audit involved, and the department wanted to be sure to give the Board as much information as possible before bringing the item forward. There is an immediate issue of these materials needing to be hauled away somehow.
- Commissioner Jordan: Why was it necessary, knowing what the issues with the contract are, to bring this item before the Board now?
- Kevin Lynskey, Director (WASD): The contract is about to expire in a month and a half. WASD is asking for the ability to extend on a month-to-month basis until the results of the audit are known.
- Commissioner Jordan: If the Board does not approve the extension of the contract on a month-to-month basis, because the contract is about to expire, how would WASD be able to dispose of the sludge?
- Kevin Lynskey, Director (WASD): There are only a couple companies that can perform the services under this contract, and these are the companies with which the County is currently contracting. It is not just about the hauling, it needs to be taken somewhere. These companies have the places where the material can go. So if the County decides not to contract with these companies, WASD can haul it, but would have to find capacity for the material.

BCC Meeting: October 29, 2019
Research Notes

Item No. 8F5

File No. 192575 (Original Item No. 192480)

Researcher: JFP Reviewer: PGE

- Commissioner Martinez: Is the department recommending a five year option to renew?
- Kevin Lynskey, Director (WASD): No—the department is asking for authority to renew on a month-to-month basis until the Audit and Management Services Department finishes its audit, at which time, if the company has no guilt, WASD will extend for five years. If the company did not meet the department's requirements, they will no longer be in the pool.
- Assistant County Attorney: Amendment No. 1 contains language that creates a 60 month option to renew period in two phases. The first phase is during the pendency of the audit. During this time, there is a month-to-month which needs to be renewed every month at the sole discretion of the County, and that can continue for up to five years. At the conclusion of the audit, there will be a decision made by the County to notify whichever vendors the County intends to continue contracting with to exercise the remainder of the five years.
- Commissioner Martinez: So the Board is not approving five years at this time.
- Assistant County Attorney: The Board is approving up to five years of month-to-month, giving the Administration the authority every month to decide if it would like to continue with the contract.
- Commissioner Martinez offers an amendment stating that before the contract transitions from month-to-month to a long-term contract, it must come before the Board for approval.
- Commissioner Levine Cava: Please clarify if these biosolids could be disposed of in the County's landfill.
- Kevin Lynskey, Director (WASD): In order to haul biosolids the department would have to purchase three trucks equipped for hauling this material. WASD has only limited capacity rights, outside the rights authorized by the present contract, through the County's Department of Solid Waste Management for the disposal of this material and these sites do not want to take all this material. Regarding the County's landfill, it does not have the capacity to take all this material.
- Commissioner Levine Cava: Why do we have Class B sludge, as opposed to Class A which would be easier to dispose?
- Kevin Lynskey, Director (WASD): The Class B business may be jeopardized throughout Florida. County requirements exist that prohibit land applying this material. Communities north of the Okeechobee are soon going to adopt such standards. WASD has a draft procurement that sits with ISD to create a system to transition to Class A. It is WASD's hope that within three years it will no longer be hauling Class B.
- Commissioner Levine Cava: Will it cost more money to transition to Class A?
- Kevin Lynskey, Director (WASD): Yes, it requires more money.
- Commissioner Monestime: Is WASD looking to contract with the same vendors, or is the item asking to contract with new vendors?
- Kevin Lynskey, Director (WASD): WASD will be contracting with the same contractors, who are virtually the only contractors on the market who provide this service.
- Cathy Jackson, Director (AMS): There are four contractors under the contract. There are two contractors where the majority of the audit's findings lie regarding the incident.
- Commissioner Monestime: Would WASD be able to proceed with the two contractors that do not have any issues?
- Cathy Jackson, Director (AMS): The issue is that these contractors have subcontractors, and the audit findings have to do with the subcontractors, not necessarily with the companies. The companies are given the opportunity to resolve the issue AMS has raised before it issues its report. If at any time a company decides not to comply with AMS's requests, AMS will be recommending to WASD that it does not renew with the company even on a month-to-month basis.
- Commissioner Monestime: What is the total value of this contract?
- Assistant County Attorney: \$91 million for five years.

BCC Meeting: October 29, 2019
Research Notes

Item No. 8F5

File No. 192575 (Original Item No. 192480)

Researcher: JFP Reviewer: PGE

- Commissioner Sosa: This contract was exercised on March 4, 2014 for an initial term of five years, so the contract expired on March 4, 2019, right?
- Namita Uppal, Chief Procurement Officer (ISD): There was a six-month extension that was exercised administratively as part of the initial contract, so the contract now expires on October 31, 2019.
- Commissioner Sosa: The Board has established that planning for reprocurement must commence 18 months before the contract expires and this item violates that. Additionally, the Board is just learning about the investigations into the vendors' misconduct, and yet the contract is requesting millions more than what the original contract allowed—\$60 million. Can we eliminate the two contractors with problems and only negotiate with the two contractors that do not have issues?
- Cathy Jackson, Director (AMS): In terms of the magnitude of the costs that AMS is questioning, there are only two vendors with issues. The County is trying to be fair to all the companies, and give them opportunities to provide information that will possibly resolve some of the findings.
- Commissioner Sosa: We have already seen information indicating that somebody has been arrested, so we do not need to wait on information for this finding.
- Cathy Jackson, Director (AMS): Nothing has come to AMS's attention to suggest that the company was complicit in this particular individual's act.
- Commissioner Jordan: The most reasonable thing to do is to approve the month-to-month given that there is no other alternative in terms of moving these materials. The investigation takes time and that time factor is why this is coming to the Board now as opposed to earlier.

An amendment was offered by Commissioners Martinez and Monestime so that the item now 1) approves a partial extension of the contract on a month to month basis for a maximum of six months to allow for continued service during the completion of an audit currently being completed by the Audit and Management Services Department; and 2) directs the County Mayor or County Mayor's designee to provide the Board with a report upon the conclusion of the audit or a status report of the audit within six months, at which time the Board will consider whether to exercise the remaining term of the five-year option to renew for any or all of the vendors on the contract. As a result of this amendment, the allocation approved by the item will be reduced to \$9,200,000 from the total requested five-year option to renew allocation amount of \$91,118,280, for the six months of month to month extensions.

ANALYSIS

The purpose of this item is to obtain Board authorization to exercise the five-year option to renew under *Contract No. 7122-1/23, Hauling and Disposal of Class B Biosolids*, on a month-to-month basis, for a maximum of six months, while an audit by the Audit and Management Services Department is completed. The month-to-month extension allows for the continuation of critical hauling and disposal services of the byproducts of wastewater treatment known as Class B biosolids or sludge. The renewal period allocation totals \$9,200,000 for the maximum of six months or until the completion of the audit, whichever is sooner, at which time the Board will take action on the remaining period of the five-year option to renew term, valued at \$91,118,280. The item also directs the County Mayor to provide the Board with a report upon the conclusion of the audit or a status report of the audit within six months. The Water and Sewer Department (WASD) is the sole user of the contract.

The initial contract was approved by the Board pursuant to Resolution No. R-212-14 on March 4, 2014. The Board approved a five-year term plus a single five-year option to renew cumulatively valued at \$85,084,000, i.e., \$42,542,000 for the initial term and \$42,542,000 for the option term. There are four awarded vendors – Biosolids Distribution Services, LLC, H&H Liquid Sludge Disposal, Inc., Synagro South, LLC, and Waste Management Inc. of Florida. The

BCC Meeting: October 29, 2019

Research Notes

Item No. 8F5

File No. 192575 (Original Item No. 192480)

Researcher: JFP Reviewer: PGE

scope of work to be performed under the contract is the transportation and disposal of anaerobically digested Class B biosolids and/or mixed grit screenings/biosolids material. The contract has four groups, as detailed below.

- Group A: Transportation and Disposal of Class B Biosolids in the form of sludge cake from Central District Wastewater Treatment Plant. Award of Group A was made to up to three lowest, responsive, responsible vendor(s) who meet the minimum qualifications of being able to dispose up to 1,500 tons of sludge cake per week.
- Group B: Transportation and Disposal of Class B Biosolids in the form of partially dried sewage sludge (PDSS) from the South District Wastewater Treatment Plant. Award of Group B was made to one lowest, responsive, responsible vendor who meets the minimum qualifications of being able to dispose of 500 tons of partially dried sludge per week.
- Group C: Transportation and Disposal of Mixed Biosolids, Screenings and/or Grit from the North, Central, or South District Wastewater Treatment Plant. Award of Group C was made to the single lowest, responsive, responsible vendor who meets the minimum qualifications of being able to dispose of 800 tons of mixed biosolids/grit/screenings per week.
- Group D: Transportation and Disposal of Biosolids, Pre-qualification of Vendors. This group will be used if vendors awarded in other groups are unable to provide the services required of that group. Vendors must meet the minimum qualifications of being able to dispose sludge cake from Central District Wastewater Treatment Plant, PDSS from South District Wastewater Treatment Plant and mixed biosolids, grit/screenings from the North, Central and South District Wastewater Treatment Plants at the direction of the County.

This contract does not cover Class A Biosolids, which is a designation for dewatered and heated sewage sludge that meets U.S. EPA guidelines for land application with no restrictions. Class B biosolids are treated but contain higher levels of detectable pathogens than Class A biosolids. WASD is intending to shift away from Class B and toward Class A biosolids and currently has draft procurement for this purpose.

The contract has four vendors, two of which are the main subjects of an AMS audit and an investigation by the Public Corruption Section of the Miami-Dade Police Professional Compliance Bureau as a result of questionable transactions and contractor billings during the initial four years of the contract. At least one person, a subcontractor, was arrested as part of the ongoing investigation and AMS audit. Given that it is still unknown whether the contractor was complicit in the subcontractor's actions, the contractor remains a vendor under the contract. The details of the audit and investigation remain classified until their conclusion.

All four contractors will remain under the contract during the month-to-month renewal period if compliant with providing information to AMS, and any and all negative findings are remedied. Any determination of noncompliance will result in the vendor being discharged from the contract and possibly debarred from doing business with the County.

The Amendment to the contract included in the item prescribes that renewing the contract does not limit the County's relief as a result of the audit, including: repayment of all funds disbursed due to erroneous or unsubstantiated invoicing; termination of the agreement, in which case the vendor will be responsible for all direct and indirect costs associated with such termination or cancellation, including attorney's fees; and debarment of the vendor from County contracting for up to five years.

The current contract was established on May 1, 2014 for a five-year term and expires on October 31, 2019 (after an exercised six-month administrative extension). Resolution No. R-718-17 requires the Administration to commence the

BCC Meeting: October 29, 2019
Research Notes

Item No. 8F5

File No. 192575 (Original Item No. 192480)

Researcher: JFP Reviewer: PGE

planning for re-procurement and re-advertisement of contracts and prequalification pools for the purchase of goods and services that are subject to Board approval no later than 18 months before the expiration of such contracts and pools, inclusive of option to renew periods. Here, the current option term's original expiration date was April 30, 2019. Had the term not been administratively extended to October 31, 2019, per the resolution, re-procurement planning should have commenced in October 2017 based on the term's original expiration date.

The current value of \$65,042,000 reflects an initial contract award of \$42,542,000, an \$8.5 million mayoral modification made on March 23, 2017, and a \$14 million modification approved by the Board through Resolution No. R-694-18 on July 10, 2018 as detailed below.

	Approval Date	Approval Authority	Amount
Original Contract	March 4, 2014	BCC (R-212-14)	\$42,542,000
First Modification	March 23, 2017	Mayor	\$8,500,000
Second Modification	July 10, 2018	BCC (R-694-18)	\$14,000,000
TOTAL MODIFIED CONTRACT AMOUNT:			\$65,042,000
Requested Allocation for partial OTR, to be exercised on a month-to-month basis	Pending	BCC	\$9,200,000
CUMULATIVE ALLOCATION:			\$74,242,000

The contract's Blanket Purchase Order (BPO) shows that \$61,550,540 of the contract term's current cumulative allocation of \$65,042,000 has been released (as of October 22, 2019), leaving a balance of \$3,491,460.

There are four awarded vendors, of which one maintains a local address (25%), which is below the 75% local vendor threshold prescribed by Resolution No. R-477-18. The below table summarizes OCA's due diligence review of the vendors.

Awarded Firms	Corporate Registration	Tax Collector's Office	Florida DBPR	Litigation (Westlaw)
Biosolids Distribution Services, LLC	Foreign Limited Liability Company Active Principal Address: 4050 Dundee Road Winter Haven, FL 33884 Filed: February 24, 2005	No account on file	No account on file	No relevant cases
H & H Liquid Sludge Disposal, Inc.	Florida Profit Corporation	No account on file	No account on file	No relevant cases

BCC Meeting: October 29, 2019
Research Notes

Item No. 8F5

File No. 192575 (Original Item No. 192480)

Researcher: JFP Reviewer: PGE

	Active Principal Address: 6990 US Highway 27 Branford, FL 32008 Filed: July 24, 1978			
Synagro South, LLC	Foreign Limited Liability Company Active Principal Address: 435 Williams Court Suite 100 Baltimore, MD 21220 Filed: February 17, 2006	No account on file	No account on file	No relevant cases
Waste Management Inc. of Florida	Florida Profit Corporation Active Principal Address: 1001 Fannin Street Attention: Tax Department Houston, TX 77002 Filed: March 30, 1964	Business address (different from that listed on the Mayoral Memorandum): 11695 SW 328 th Street Homestead, FL 33033 \$49.50 due (for 2020)	No relevant licenses	<i>Holbert v. Waste Management, Inc.</i> (Case No. 2:18-CV-02649); Filed on June 22, 2018 in U.S. District Court, Eastern District of Pennsylvania (Philadelphia); Allegation: (Class Action) defendant failed to pay plaintiff and the class members' overtime compensation; and Case Status: Closed – Approved FLSA Settlement.

An October 22, 2019 search on the Business Management Workforce System for the pool's Commodity Codes, 90680 – Sewage Collection, Treatment, and Disposal, Architectural Services; and 91027 – Garbage and Trash Removal, Disposal and or Treatment Services, yielded the following certified local Small Business Enterprise firms:

- A Wright Approach, LLC
- Civil Works, Inc.
- JSA Group, Inc.
- Lawn Keepers of South Florida, Inc.
- MAG Construction, Inc., dba Miami Plumbing Services
- SJ Brighter Clear, Inc.
- Skyland Enterprise Services, LLC

**BCC Meeting: October 29, 2019
Research Notes**

Item No. 8F5

File No. 192575 (Original Item No. 192480)

Researcher: JFP Reviewer: PGE

These certified SBEs are not qualified under this contract. It is unknown whether these vendors are able to provide the specialized services this contract requires. The department maintains that the four current contracted vendors provide nearly all the known sludge hauling services in the region.

ADDITIONAL INFORMATION

The Miami-Dade County Office of the Inspector General Audit of WASD Contract No. 9681-0/17 for the Sale, Transportation, and Disposal of Class AA Sludge and Contract No. 7122-2/13-0TR for the Hauling and Disposal of Class B Sludge (February 13, 2014)

The OIG did not find any reportable weaknesses; therefore, there are no audit findings to report. However, the OIG has one observation relating to permit and licensure requirements that resulted in the recommendation that WASD should formalize a list of all records, including licenses/permits, that are required of its sludge hauling vendors and transmit the list to the vendors, so that they can provide WASD with the records. WASD should consider revising future contracts to include this list.

<http://www.miamidadeig.org/Reports2014/IG13.18SludgeContract.pdf>

APPLICABLE LEGISLATION/POLICY

Section 62-640 of the Florida Administrative Code governs biosolids, providing minimum requirements for the treatment and management of biosolids and septage applied to land, or distributed and marketed; establishing land application criteria; and defining requirements for agricultural operations which have received or will receive biosolids or septage.

<https://www.flrules.org/gateway/ChapterHome.asp?Chapter=62-640>

Section 10-38 of the Code of Miami-Dade County governs debarment of contractors from County work.

<https://library.municode.com/fl/miami> -

[dade county/codes/code_of_ordinances?nodeId=PTIICOOR_CH10CO_ARTIIBIPUPR_S10-38DECOCOWO](https://library.municode.com/fl/miami-dade-county/codes/code_of_ordinances?nodeId=PTIICOOR_CH10CO_ARTIIBIPUPR_S10-38DECOCOWO)

Section 2-8.1 of the Code of Miami-Dade County (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-212-14, adopted March 4, 2014, awarded a contract and established a prequalification pool (for Group D) for the purchase of transportation and disposal services for anaerobically digested Class B biosolids and/or mixed grit biosolids by the Water and Sewer Department in the amount of \$42,542,000 for a five-year term.

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

Resolution No. R-694-18 adopted July 10, 2018, authorized additional expenditure authority in a total amount up to \$14,000,000.00 for *Contract No. 7122-1/23* for hauling and disposal of Class B biosolids for the Miami-Dade Water and Sewer Department.

<http://intra/gia/matter.asp?matter=181333&file=true&yearFolder=Y2018>

Resolution No. R-515-19, adopted May 7, 2019, changed the deadline to seek approval for award of successor contracts or extensions of existing contracts from 30 days to 60 days prior to expirations.

BCC Meeting: October 29, 2019
Research Notes

Item No. 8F5

File No. 192575 (Original Item No. 192480)

Researcher: JFP Reviewer: PGE

<http://intra/gia/matter.asp?matter=190943&file=true&yearFolder=Y2019>

Resolution No. R-718-17, adopted July 6, 2017, directed the County Mayor to commence planning for re-procurement no later than eighteen months prior to the expiration of contracts and prequalification pools for purchases of goods or services; and directed the County Mayor on a quarterly basis to identify in writing to the Commission Auditor those contracts and prequalification pools that are set to expire no later than eighteen months prior to expiration.

<http://intra/gia/matter.asp?matter=171632&file=true&yearFolder=Y2017>

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

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

Resolution No. R-98-12, adopted January 24, 2012, directed the County Mayor to negotiate better prices on all awarded contracts for the purchase of goods and services and prior to the exercise of any options to renew.

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

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

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

Resolution No. R-716-12, adopted September 4, 2012, requires identification of small business enterprise firms in any procurement item submitted for Board approval.

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

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 nonlocal 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 3-38 sets forth the County's policies and procedures for the procurement of goods and services. The I.O. references the obligations and responsibilities of the Internal Services Department; the authority to award; 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: October 29, 2019
Research Notes

Item No. 8L1
File No. 192083

Researcher: JFP Reviewer: PGE

RESOLUTION APPROVING PROFESSIONAL SERVICES AGREEMENT WITH RENAISSANCE PLANNING GROUP INC. FOR A COUNTY-WIDE MULTIMODAL/MOBILITY IMPACT FEE STUDY PROJECT NO. E17-RER-02 IN AN AMOUNT NOT TO EXCEED \$1,100,000.00 FOR A TERM OF 2 YEARS; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE AGREEMENT; AND TO EXERCISE THE PROVISIONS CONTAINED THEREIN

ISSUE/REQUESTED ACTION

Whether the Board should approve the Professional Services Agreement (PSA), *Contract No. E17-RER-02*, with Renaissance Planning Group, Inc. for a Countywide Multimodal/Mobility Impact Fee Study in an amount of up to \$1,100,000 for a two-year term with one, one-year option-to-renew for the Regulatory and Economic Resources Department.

PROCEDURAL HISTORY

Prime Sponsor: None

Department/Requester: Regulatory and Economic Resources

This item was scheduled to be heard at the September 10, 2019 Infrastructure and Capital Improvements Committee, which was cancelled due to lack of quorum. A Scrivener's Error was corrected so that the resolution referenced on handwritten page 5 is accurately listed as R-54-16.

This item was forwarded to the BCC with a favorable recommendation by the Infrastructure and Capital Improvements Committee at its October 16, 2019 meeting. It was requested that the Board's Rules of Procedure be waived to allow the item to be heard at the October 29, 2019 BCC meeting. The request was ultimately approved. Prior to passage of the item, the following discussion transpired.

- Vice Chairwoman Sosa: We are we hiring a consultant with impact fees to tell us how we should spend the impact fees. Why do we need to hire a consultant for this study, and why are we using road impact fees to pay for this study?
- Lourdes Gomez, Deputy Director (RER): This item is not to make any recommendations as to how impact fees are expended or allocated—those issues are to continue coming before the Board. The funding source for this item is the Road Impact Fee Administration Fund, which cannot be used for construction or any purpose other than the administration of impact fees, which includes paying for the staff that does the assessments, and the studies, such as the one this item is commissioning. A number of jurisdictions have moved from road impact fees to mobility fees. Every time someone goes through the developing and permitting process with the County, that permit is evaluated for its potential new impact to the community in terms of road vehicle trips. That assessment translates into a fee that developers pay to the County, going to the Public Works Department, specifically to mitigate the impacts of vehicular travel resulting from the use of the new development. The County's Roadway Impact Fee Program dates back to 1988, and while it has been updated since then, there is currently no accounting for other types of mobility options such as transit and pedestrian trips. This study will help us update what the travel patterns and trip lengths are in this community relative to the different uses in order to better align those trip patterns with incentivizing transit-oriented development. The study will give the Board a sound rational basis by which a new impact fee structure can be implemented.

BCC Meeting: October 29, 2019
Research Notes

Item No. 8L1

File No. 192083

Researcher: JFP Reviewer: PGE

- Commissioner Martinez: Why is the County commissioning a study when the Public Works Department was able to provide a similar study in 2017? Why is the County contracting for this work when in-house staff is capable of completing this study?
- Lourdes Gomez, Deputy Director (RER): The study completed by Public Works consisted of defining pedestrian oriented developments. Qualifying developments receive a 14.1 percent reduction in road impact fees.
- Commissioner Levine Cava: What is the timeline?
- Lourdes Gomez, Deputy Director (RER): One year with a one year extension for the study, which will hopefully result in an ordinance recommending the new fee structure that will come to the Board for consideration.
- Commissioner Sosa: In the department's due diligence, was anything negative found regarding the recommended awardee, Renaissance Planning Group, Inc.
- Namita Uppal, Chief Procurement Officer (ISD): This company was selected by the selection committee through a competitive process and the due diligence of Renaissance Planning Group, Inc. produced no negative findings.

ANALYSIS

The purpose of this item is to approve a PSA with Renaissance Planning Group, Inc. for the development of a study assessing the feasibility and practicality of, and potentially facilitate, the conversion of the existing Roadway Impact Fee Program to a Multimodal Mobility Fee Program. The benefit of the Multimodal Mobility Fee Program is the broadened application, i.e., while the existing Roadway Impact Fee Program is centered on roadway construction, the Multimodal Mobility Fee Program would give the County flexibility to spend the revenues on broader multimodal infrastructure that includes transit, bicycle lanes, sidewalks, trails and roadways, therefore recouping costs associated with new development's impact to the entire transportation system (excluding rail, interstates, and toll facilities).

This solicited study is the result of Resolution No. R-54-16, approved on January 20, 2016, directing the Mayor to prepare a report for the Board making recommendations for amending the County's Road Impact Fee Program for the purpose of encouraging transit-oriented development in the Rapid Transit Zone, Urban Centers and other appropriate areas and for funding transit capital improvements to serve those areas. The Administration found that a number of County and municipal governments in the State and throughout the nation, including Hillsborough County, FL, Jacksonville, FL, Sarasota County, FL, Orlando, FL, Portland, OR, Seattle, WA, and Boulder, CO, have moved in the direction of establishing mobility fees, which are calculated based on person-miles of travel rather than vehicle-miles of travel.

Constructing impact fees to recognize available transit and transportation alternatives is the next significant step in encouraging the further development of the modern mixed-use form around existing urban centers. Mobility fees are being used for planning and funding multimodal transportation capital improvements. A mobility fee structure provides a better linkage between the mobility infrastructure of the County and the land use policies of the CDMP. This PSA was competitively solicited to determine whether the County should modify or replace the current Road Impact Fee Program and move towards a mobility fee program structure.

The value of the PSA is \$1,100,000, including a base estimate of \$1,000,000 and a contingency allowance of \$100,000, to be paid by the Roadway Impact Fee Program. The PSA is for a term of two years, inclusive of one, one-year option-to-renew. The PSA includes a 6 percent SBE-A/E goal.

BCC Meeting: October 29, 2019
Research Notes

Item No. 8L1

File No. 192083

Researcher: JFP Reviewer: PGE

Renaissance Planning Group, Inc. will utilize the following subconsultants:

- CTS Engineering, Inc.
- Gannett Fleming, Inc.
- Center for Urban Transportation & Research
- Florida Conflict Resolution Consortium Consensus Center
- Mark Woerner, AICP
- MRD Consulting, Inc.
- Nabors Giblin & Nickerson, PA
- NUE Urban Concepts, LLC

The scope of tasks in completing the study include:

- Background review and data needs;
- Comparison to other large metropolitan areas;
- Multimodal mobility demand, supply, and cost analysis, including review of related planning documents, estimation of infrastructure cost to meet future demand, review of funding sources, and conversion of roadway impact fee to mobility fee;
- Evaluation of reduced mobility fees based on characteristics of special planning areas, accomplished through an evaluation of current or desired fees that meet the County's development goals for the following types of development:
 - Downtown Regional Urban Center (in the areas east of I-95, up to two miles from the center)
 - Urban Centers, characterized as compact, higher density, mixed use, energy efficient development, supported and served by high quality transit service
 - Rapid Transit and Activity Corridors connecting Urban Centers and/or workforce/affordable housing and major employment centers
 - Transportation Infrastructure Improvement Districts; and
 - Redevelopment and infill;
- Evaluation of multimodal/mobility fee benefit districts;
- Multimodal/mobility fee study documentation, including three draft status reports summarizing the results of the tasks, as well as a final technical report within 30 days after the receipt of comments from County staff; and
- Meetings and presentations, including monthly progress meetings and stakeholder/interest group meetings.

The solicitation was advertised on July 6, 2018. There were four respondents: Kimley-Horn and Associates, Inc., Tindale-Oliver & Associates, Inc., Cambridge Systematics, Inc., and Renaissance Planning Group, Inc. Negotiations with firms concluded on May 8, 2019.

Renaissance Planning Group, Inc. is an active Florida profit corporation, per an October 10, 2019 search on Sunbiz.org, the official State of Florida, Division of Corporations website. The firm's managing principal, Ysela Llort, is the immediate past director of the County's transportation department. The firm's principal address is 121 S. Orange Ave., Suite 1200, Orlando, FL 32801, with a local address of 5757 Blue Lagoon Drive, Suite 330, Miami, FL 33126 (as verified with the Tax Collector's Office). Detailed below is a summary of OCA's due diligence performed on Renaissance Planning Group, Inc.

BCC Meeting: October 29, 2019
Research Notes

Item No. 8L1
File No. 192083

Researcher: JFP Reviewer: PGE

Awarded Firm	Corporate Registration	Tax Collector's Office	Florida DBPR	Westlaw
Renaissance Planning Group, Inc.	Florida Profit Corporation Active Principal Address: 121 S. Orange Ave., Suite 1200, Orlando, FL 32801 Filed: August 12, 1999	Business address: 5757 Blue Lagoon Drive, Suite 330, Miami, FL 33126 Status: Paid and Current	License type: Registry	No relevant cases

Pursuant to Resolution No. R-421-16, a performance record verification was conducted in the Capital Improvements Information System (CIIS) on October 10, 2019, finding that Renaissance Planning Group, Inc. has no evaluations.

DEPARTMENTAL INPUT

The following questions were posed to the Department of Regulatory and Economic Resources and the Internal Services Department on October 18, 2019 (responses in bold).

- Does RER have in-house staff (i.e., architects/engineers) capable of delivering the needed solicited services? If so, what guided the decision to outsource the work? **RER does have architects, planners, and engineers working in-house but this project requires specialized expertise involving the establishment of new or revised impact fees and how these fees can be used to mitigate impacts by providing a revenue source to fund multi-modal transportation systems.**
- How much did the County collect in Road Impact Fees last Fiscal Year? **In the Second Quarter of 2019—from April 1, 2019 through June 30, 2019—the County received \$29,776,670.63 in Road Impact Fees.**
- The item is silent as to how many proposals were received in response to the solicitation. Please provide this information, as well as the names and rankings of the responding firms. **See attached Tabulation Sheet and List of Respondents provided by ISD.**
- Please provide Renaissance Planning Group, Inc.'s firm history report showing the firm's previous contracts with the County, if any. **SBD's database shows no work history in the past five years. The two contracts referenced in the firm's proposal are TPO contracts.**
- The item mentions the contract is for an amount of up to \$1,100,000 for a two-year term with one, one-year option-to-renew. What is the value of the option-to-renew term? **Total compensation is \$1,100,000 and the total duration of the agreement is three years, which includes one, one-year option to renew term. The option term would be for time only which does not require additional funding.**

ADDITIONAL INFORMATION

Mobility Fee Definition

- A mobility fee is a one-time capital charge levied against new development.
- A mobility fee, paid by developers, is designed to cover the portion of the capital costs of infrastructure capacity consumed by new development.

BCC Meeting: October 29, 2019
Research Notes

Item No. 8L1

File No. 192083

Researcher: JFP Reviewer: PGE

- The principle purpose of a mobility fee is to assist in funding the implementation of projects identified in capital improvement programs for the respective facility/service categories.
- A mobility fee replaces concurrency at site-plan review stage.

Mobility Fee vs. Tax

- A mobility fee is generally regarded as a regulatory function established as a condition for improving property and is not established for the primary purpose of generating revenue, as taxes are.
- Mobility fee expenditures must convey a proportional benefit to the fee payer. This is accomplished through the establishment of benefit districts, where fees collected in a benefit district are spent in the same benefit district.
- A mobility fee must be tied to a proportional need for new infrastructure capacity created by new development.

<https://www.hillsboroughcounty.org/library/hillsborough/media-center/documents/public-works/mobility-fees/mobility-fee-study-final.pdf>

Report Regarding Recommendations for Road Impact Fee Amendments and Transfer of Development Rights Programs to Encourage Transit-Oriented Developments - Directive No. 152776

<http://www.miamidade.gov/mayor/library/memos-and-reports/2017/08/08.02.17-Report-Re-Recommendation-for-Road-Impact-Fee-Amendments-and-Transfer-of-Development-Rights-Program-to-Encourage-Transit-Oriented-Developments-Directive-No-152776.pdf>

APPLICABLE LEGISLATION/POLICY

Section 287.055 of the Florida Statutes sets forth the Consultants' Competitive Negotiation Act, governing the processes for 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=0200-0299/0287/0287.html

Chapter 33E of the County Code governs road impact fees, setting forth that road impact fees are based on the capital cost of roadway improvements required to serve any increase in transportation requirements resulting from proposed development activities together with impact fee administrative costs.

https://library.municode.com/fl/miami-dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH33EROIMFEOR

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

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

Section 2-10.4.01 of the County Code 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

BCC Meeting: October 29, 2019
Research Notes

Item No. 8L1
File No. 192083

Researcher: JFP Reviewer: PGE

Section 2-8.1 of the County Code requires that the award recommendation memorandum presented to the Board identify each dedicated allowance, contingency allowance and additional services allowance including the specific purpose for each and the dollar amount that shall be available for each and the corresponding percentage of each dedicated allowance, contingency allowance and additional services allowance in relation to the actual contract price.

[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)

Section 2-8.3 of the County Code (County Mayor's Recommendation) states that whenever a competitive process is utilized for selection of a contractor, vendor, consultant, tenant or concessionaire, the County Mayor shall review the responses to the solicitation and recommend to the County Commission award or other appropriate action. Such recommendation shall be in writing and shall be filed with the Clerk of the Board, with copies mailed to all participants in the competitive process, no later than 10 days prior to any Commission meeting at which such recommendation is scheduled to be presented. Such recommendation shall be accompanied by a memorandum from the County Mayor that clearly identifies any and all delegations of Board authority contained in the body of the proposed contract.

[https://library.municode.com/fl/miami -
dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.3MARE](https://library.municode.com/fl/miami-dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH2AD_ARTIINGE_S2-8.3MARE)

Implementing Order No. 3-34 establishes procedures for the formation and performance of selection committees in the competitive procurement process, including competitive selection committees utilized in the acquisition of architectural and engineering professional services.

<http://www.miamidade.gov/aopdfdoc/aopdf/pdffiles/IO3-34.pdf>

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>

Resolution No. R-54-16 adopted January 20, 2016, directs the County Mayor to prepare a report to the Board making recommendations for amending the County's road impact fee program for the purpose of encouraging transit-oriented development in the County's rapid transit zone, urban centers, and other appropriate areas and of funding transit capital improvements to serve those areas, including the use of transferable development rights within those areas, and proposing further legislation to implement recommendations.

<http://intra/gia/matter.asp?matter=152776&file=true&yearFolder=Y2015>

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

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

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>

BCC Meeting: October 29, 2019
Research Notes

Item No. 8L1

File No. 192083

Researcher: JFP Reviewer: PGE

Ordinance No. 14-79, adopted September 3, 2014, requires that all agenda items related to planning, design and construction of County infrastructure include a statement that the impact of sea level rise has been considered.
<http://intra/gia/matter.asp?matter=141211&file=true&yearFolder=Y2014>

FIRST - TIER MEETING NOVEMBER 1, 2018		COMPETITIVE SELECTION COMMITTEE					SUB-TOTAL	TOTAL & ADJ. QUALITATIVE SCORE	ADJ. QUALITATIVE RANKING	TOTAL ADJ. ORDINAL SCORES	ORDINAL RANKING	Local Pref. Range & Ranking	FINAL RANK
REGULATORY AND ECONOMIC RESOURCES MULTIMODAL/MOBILITY IMPACT FEE STUDY		NATHAN KOGON, RER	DARLENE FERNANDEZ, DTPW	AMINA NEWSOME, RER	WILSON FERNANDEZ, TPO	JULIAN GUEVARA, DTPW							
TABULATION SHEET ISD PROJECT NO. E17-RER-02													
NAME OF FIRM(S)													
1	KIMLEY-HORN AND ASSOCIATES, INC. (LOCAL) (ELIMINATED)												
	1A - Qualification of firms including team members associated to the project (Max. 50 points)						0						
	2A - Knowledge and Past Experience of similar type projects (Max. 20 points)						0						
	3A - Past Performance of the Firms (Max. 20 points)						0						
	4A - Amount of Work Awarded and Paid by the County (Max. 5 points)						0						
	5A - Ability of team members to interface with the County (Max 5 points)						0					0	
	Ordinal Scores	N/A	N/A	N/A	N/A	N/A		0				0	
	Dropped Ordinal Scores								N/A	0	N/A		N/A
	Dropped Qualitative Scores							0					
	Tie-Breaker(CSC Ords)-Criterion 1A,2A,3A,4A,5A, then Total Qual. Points for 1A,2A,3A,4A,5A.												
	Tie-Breaker (Total Ord. Score)-Total Adjusted Qual. Points, then Total Qual. Points for 1A,2A,3A,4A,5A												
2	TINDALE-OLIVER & ASSOCIATES, INC. (NON-LOCAL)												
	1A - Qualification of firms including team members associated to the project (Max. 50 points)	40	48	48	48	46	230						
	2A - Knowledge and Past Experience of similar type projects (Max. 20 points)	18	19	18	19	18	92						
	3A - Past Performance of the Firms (Max. 20 points)	14	18	17	16	17	82						
	4A - Amount of Work Awarded and Paid by the County (Max. 5 points)	4	4	3	3	3	17						
	5A - Ability of team members to interface with the County (Max 5 points)	5	4	3	4	5	21						
		81	93	89	90	89		442				281	
	Ordinal Scores	3	1	1	2	2						255	
	Dropped Ordinal Scores	3	1						1	5	1		2
	Dropped Qualitative Scores	81	93					268					
	Tie-Breaker(CSC Ords)-Criterion 1A,2A,3A,4A,5A, then Total Qual. Points for 1A,2A,3A,4A,5A.												
	Tie-Breaker (Total Ord. Score)-Total Adjusted Qual. Points, then Total Qual. Points for 1A,2A,3A,4A,5A												
3	CAMBRIDGE SYSTEMS, INC. (NON-LOCAL)												
	1A - Qualification of firms including team members associated to the project (Max. 50 points)	43	47	48	38	49	225						
	2A - Knowledge and Past Experience of similar type projects (Max. 20 points)	16	17	18	14	19	84						
	3A - Past Performance of the Firms (Max. 20 points)	15	20	15	15	18	83						
	4A - Amount of Work Awarded and Paid by the County (Max. 5 points)	5	5	5	5	5	25						
	5A - Ability of team members to interface with the County (Max 5 points)	5	3	3	3	5	19						
		84	92	89	75	96		436				278	
	Ordinal Scores	2	3	2	3	1						252	
	Dropped Ordinal Scores				3	1			3	7	3		3
	Dropped Qualitative Scores				75	96		265					
	Tie-Breaker(CSC Ords)-Criterion 1A,2A,3A,4A,5A, then Total Qual. Points for 1A,2A,3A,4A,5A.												
	Tie-Breaker (Total Ord. Score)-Total Adjusted Qual. Points, then Total Qual. Points for 1A,2A,3A,4A,5A												

FIRST - TIER MEETING NOVEMBER 1, 2018		COMPETITIVE SELECTION COMMITTEE					SUB-TOTAL	TOTAL & ADJ. QUALITATIVE SCORE	ADJ. QUALITATIVE RANKING	TOTAL ADJ. ORDINAL SCORES	ORDINAL RANKING	Local Pref. Range & Ranking	FINAL RANK
REGULATORY AND ECONOMIC RESOURCES MULTIMODAL/MOBILITY IMPACT FEE STUDY		NATHAN KOGON, RER	DARLENE FERNANDEZ, DTPW	AMINA NEWSOME, RER	WILSON FERNANDEZ, TPO	JULIAN GUEVARA, DTPW							
TABULATION SHEET ISD PROJECT NO. E17-RER-02													
4	RENAISSANCE PLANNING GROUP, INC. (LOCAL)												
	1A - Qualification of firms including team members associated to the project (Max. 50 points)	43	48	46	49	46	232	445				280	
	2A - Knowledge and Past Experience of similar type projects (Max. 20 points)	18	18	17	20	17	90						
	3A - Past Performance of the Firms (Max. 20 points)	17	20	18	19	18	92						
	4A - Amount of Work Awarded and Paid by the County (Max. 5 points)	2	2	2	1	2	9						
	5A - Ability of team members to interface with the County (Max 5 points)	5	4	4	4	5	22						
		85	92	87	93	88						254	
	Ordinal Scores	1	2	3	1	3							
	Dropped Ordinal Scores	1		3					2	6	2		1
	Dropped Qualitative Scores	85			93			267					
	Tie-Breaker(CSC Ords)-Criterion 1A,2A,3A,4A,5A, then Total Qual. Points for 1A,2A,3A,4A,5A.												
	Tie-Breaker (Total Ord. Score)-Total Adjusted Qual. Points, then Total Qual. Points for 1A,2A,3A,4A,5A												

Julie Whiteside, ISD Chairperson



MIAMI DADE COUNTY INTERNAL SERVICES DEPARTMENT

LIST OF RESPONDENTS

Project Name: Consulting Services to Conduct a County-Wide Multimodal/Mobility Impact Fee Study

Project No.: E17-RER-02

Measures: 5% SBE/A&E

No. of Agreements: One

Contract Type: PROJECT SPECIFIC

Submittal Date: 08/20/2018

Team No.: 1

Prime Local Preference: Yes

Prime Name: KIMLEY-HORN AND ASSOCIATES, INC.

FEIN No.: 560885615

Trade Name:

Sub-Consultants Name

Trade Name

Subs FEIN No.

- a. KITTELSON & ASSOCIATES, INC.
- b. SAM SCHWARTZ ENGINEERING, D.P.C.
- c. F.R. ALEMAN AND ASSOCIATES, INC.
- d. ARQUITECTONICA GEO CORPORATION
- e. INFINITE SOURCE COMMUNICATIONS GROUP, LLC
- f. HR&A ADVISORS, INC.

930964447
461885050
592751524
203114143
270403430
208767681

Team No.: 2

Prime Local Preference: No

Prime Name: TINDALE - OLIVER & ASSOCIATES, INC.

FEIN No.: 592929811

Trade Name:

Sub-Consultants Name

Trade Name

Subs FEIN No.

- a. CALTRAN ENGINEERING GROUP, INC.
- b. THE CORRADINO GROUP, INC.
- c. PLUS URBIA, LLC
- d. WHITE & SMITH, LLC

PLUS URBIA DESIGN

274564005
610713040
272163647
721591935

Team No.: 3

Prime Local Preference: No

Prime Name: CAMBRIDGE SYSTEMATICS, INC.

FEIN No.: 042505095

Trade Name:

Sub-Consultants Name

Trade Name

Subs FEIN No.

- a. CALVIN, GIORDANO & ASSOCIATES, INC.
- b. CALTRAN ENGINEERING GROUP, INC.
- c. TISCHLER BISE, INC.
- d. AKERMAN, LLP

650013869
274564005
521087538
593117860



MIAMI DADE COUNTY
INTERNAL SERVICES DEPARTMENT

LIST OF RESPONDENTS

Project Name: Consulting Services to Conduct a County-Wide Multimodal/Mobility Impact Fee Study

Project No.: E17-RER-02

Measures: 5% SBE/A&E

No. of Agreements: One

Contract Type: PROJECT SPECIFIC

Submittal Date: 08/20/2018

Team No.: 4

Prime Local Preference: Yes

Prime Name: RENAISSANCE PLANNING GROUP, INC.

FEIN No.: 593594725

Trade Name:

Sub-Consultants Name	Trade Name	Subs FEIN No.
a. CTS ENGINEERING, INC.		271089334
b. GANNETT FLEMING, INC.		251613591
c. CENTER FOR URBAN TRANSPORTATION & RESEARCH (CUTR)	UNIVERSITY OF SOUTH FLORIDA	593102112
d. FLORIDA CONFLICT RESOLUTION CONSORTIUM (FCRC) CONSENSUS CENTER		591961248
e. MARK WOERNER, AICP		
f. MRD CONSULTING, INC.		650197764
g. NABORS GIBLIN & NICKERSON PA		592427540
h. NUE URBAN CONCEPTS, LLC		453687255

**BCC Meeting:
October 29, 2019
Research Notes**

**Item No. 801
File No. 192508**

Researcher: IL Reviewer: PGE

RESOLUTION RATIFYING ACTION BY COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE RELATED TO MIAMI-DADE WATER AND SEWER DEPARTMENT'S CONSENT DECREE AND CAPITAL IMPROVEMENT PROGRAMS ACCELERATION ORDINANCE PURSUANT TO SECTION 2-8.2.12 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA SPECIFICALLY THE AWARD OF A CONSTRUCTION CONTRACT FOR CD 1.05(2) EFFLUENT PUMP STATION ELECTRICAL IMPROVEMENTS FOR PUMPS 1 THROUGH 6, CONTRACT NO. S-922, TO POOLE & KENT COMPANY OF FLORIDA IN THE AMOUNT OF \$25,576,690.00; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE PROVISIONS CONTAINED THEREIN

ISSUE/REQUESTED ACTION

Whether the Board should ratify the award of a construction contract for Consent Decree Project No. 1.05(2), Effluent Pump Station Electrical Improvements for Pumps 1 through 6, Contract No. S-922, to Poole & Kent Company (Poole) in the amount of \$25,576,690 for a total contract term of 835 days for the Miami-Dade Water and Sewer Department (WASD).

PROCEDURAL HISTORY

Prime Sponsor: None

Department/Requester: WASD

The proposed resolution has no procedural history. Pursuant to Acceleration Ordinance Section 2-8.2.12 of the code of Miami-Dade County do not need to be approved by Committee. However, they are to be ratified by the full Board of County Commissioners at the next available meeting and will not be subject to the 4-day rule.

ANALYSIS

The purpose of this item is to ratify an award (Contract No. S-922) to Poole & Kent Company for effluent pump station electrical improvements for pumps 1 through 6 located within the South District Wastewater Treatment Plant (SDWWTP) Pump Station No.1. Such award was approved by the WASD director pursuant to the WASD Acceleration Ordinance on July 31, 2019. The award value is \$25,576,690 for a term of 750 days, with a contingency period of 75 days for a potential term of 835 days. The solicited improvements will be made at the pumps located at the South District Wastewater Treatment Plant. The effluent pump station consists of 12 vertical turbine pumps which pump treated effluent from the plan to the injection wells onsite. Under the contract, the scope of services includes but is not limited to:

- Replacing the motors of the existing effluent pumps (pumps 1 through 6) with new 900 horse power motors
- Construction of a new electrical building
- New electrical switch gear
- New transformers
- New motor control centers
- Variable frequency drives

On September 3, 2014, the Board approved Ordinance No. 14-77 authorizing the County Mayor to award contracts for funded projects and related goods and services, to reject bids and proposals received in connection with any competitive procurement, and to accelerate the approval of WASD's (1) Consent Decree projects and (2) projects identified in WASD Multi-Year Capital Plan's Capital Improvements Program without the need for prior Board approval, but subject to ratification by the Board. Should the Board opt not to ratify a contract award for which work has already been performed and completed the County would need to pay

**BCC Meeting:
October 29, 2019
Research Notes**

**Item No. 801
File No. 192508**

Researcher: IL Reviewer: PGE

for the work performed and the awarded firm would discontinue performance. In the event that the Board of County Commissioners does not ratify such item, the contractor is not entitled to lost profits or other consequential or indirect damages; however, the contractor is eligible for payment for any work done prior to failure of the ratification.

The Miami-Dade Water and Sewer Department Consent Decree Work consists of all projects needed to comply with the Consent Decree approved on April 9, 2014 by the United States District Court for the Southern District of Florida. The Miami-Dade Water and Sewer Department Capital Improvement Program consists of only those projects approved by the Board as part of the Multi-Year Capital Plan.

The Fiscal Impact to the County for the implementation of this contract will be of \$25,576,690.00, and will impact Commission District 8, represented by Daniella Levine Cava. The funding sources for this project are: "Future WASD Revenue Bonds, WASD Revenue Bonds Sold, and Wastewater Renewal Fund, "Project No.964120 Wastewater Treatment Plants -Consent Decree Projects in the adopted 2018/2019 Budget book page 66".

On May 21, 2013, the Board of County Commissioners authorized the execution of a Consent Decree between Miami-Dade County, the United States of America, the State of Florida and the Florida Department of Environmental Protection, for improvements to the County's wastewater collection and treatment system. WASD determined that the South District Effluent Pump Station requires repairs and upgrades. The Compliance date for the current project, Consent Decree Project No. 1.05(2) is April 17, 2022. Improvements to the facilities are required pursuant to the Consent decree from the U.S. Environmental Protection Agency (U.S. EPA), Department of Justice (DOJ) and the Florida Department of Environmental Protection (FDEP), Case No 1:12-cv-24400-FAM. Loss of pumping capacity or wet well function at this site could result in an unpermitted effluent discharge event into the surrounding surface waters resulting in an environmental hazard. The estimated projected term of this project aligns with the Consent Decree Project No. 1.05(2)'s deadline.

On April 4, 2019, in response to WASD's competitive solicitation for Project No. S-922, the department received three bids, the respondents were Poole & Kent Company of Florida, PCL Construction, Inc. and Daniel O'Connells Son's, Inc. The opinion of probable construction cost (OPCC) as advertised was \$27,007,073.38. The lowest price bid was 5.30% lower than the advertised OPCC not inclusive of allowance and contingency. The project's Engineer of Record, Stantec Consulting Services, Inc., deemed the bid competitive and advised upon review of the low bidder's submittal a recommendation of award to Poole & Kent Company of Florida subject to a compliance review by the Small Business Development (SBD) division. SBD deemed all of the potential vendors compliant with the SBE measures stipulated in the advertisement. Since Poole provided the lowest bid, WASD recommends that it be awarded the project. See a summary of the bid proposals below.

Figure 1: Bid submittals (October 4, 2018)

Firm	Base Bid	Engineer of Records estimate
Poole & Kent Company of Florida	\$25,576,690	\$27,007,073
PCL Construction, Inc.	\$26,562,050	
Daniel O'Connells Son's, Inc	\$28,370,061	

**BCC Meeting:
October 29, 2019
Research Notes**

**Item No. 801
File No. 192508**

Researcher: IL Reviewer: PGE

Figure 2: OCA conducted a due diligence analysis of the awarded firm on October 22, 2019, the results are below:

Awarded Firm	Corporate Filing	Tax Collector	DBPR	Westlaw
Poole & Kent Company of Florida	Foreign Profit Corporation Principal Address: 1781 N.W. North River Drive, Miami, FL 33125. Date Filed: July 1, 2004	Principal Address: 1781 N.W. North River Drive, Miami, FL 33125. Status Paid/Current	License Location: 1781 N.W. North River Drive, Miami, FL 33125. License Type: Electrical, General, Mechanical, Underground Excavation and Plumbing No License Complaints	Electrical Supplies Inc. V. Poole & Kent Company of Florida Et Al filed in the Eleventh Judicial Circuit on September 18, 2019. Case No. 2019- 027489-CA-01 Allegation: Breach of Contract, failure to pay for the electrical materials and services rendered for project S- 903 WASD Pump Staton -0187 . Disposition: pending last event (October 15, 2019) was service returned.

OCA observed that of the 10 sub-consultants listed under Poole, six (60%) have a local address.

Figure 3: Poole and Kent Company of Florida's list of sub-consultants as well as the firms that will satisfy the SBE measures:

Sub	Corporate Filing	Tax Collector	DBPR	Westlaw	SBE Construction Measure 8.62%	SBE Goods and Services 3.03%
Amherst Maintenance, Inc.	Foreign Profit Corporation Principal Address: 5473 South Abbot Road, Orchard Park, NY 14127	Nothing found	Nothing found	No relevant cases found	N/A	N/A

**BCC Meeting:
October 29, 2019
Research Notes**

**Item No. 801
File No. 192508**

Researcher: IL Reviewer: PGE

	Filed: September 17, 2004					
Camino Real Group, Inc. dba Alpha Wrecking	Florida Profit Corporation Principal Address: 601 N.W. 12 Avenue, Suite A, Pompano Beach, FL 33069 Date Filed: January 22, 2019	Nothing found	Nothing found	No relevant cases found	N/A	N/A
Carter & Verplanck, Inc.	Florida Profit Corporation Principal Address: 4910 W. Cypress Street, Tampa, FL 33607 Date Filed: September 7, 2000	Nothing found	License Location: 4910 W. Cypress Street, Tampa, FL 33607 License Type: Elevator No License Complaints	No relevant cases found	N/A	N/A
Corcel Corp.	Florida Profit Corporation Principal Address: 2461 N.W. 23 Street, Miami, FL 33142	Principal Address: 2461 N.W. 23 Street, Miami, FL 33142 Status Paid/Current	Nothing found	No relevant cases found	N/A	3.03%

**BCC Meeting:
October 29, 2019
Research Notes**

**Item No. 801
File No. 192508**

Researcher: IL Reviewer: PGE

	Date Filed: August 9, 2013					
Ebsary Foundation Co.	Florida Profit Corporation Principal Address: 2154 N.W. North River Drive, Miami, FL 33125 Date Filed: August 8, 1930	Principal Address: 2154 N.W. North River Drive, Miami, FL 33125 Tax Receipt not relevant	License Location: 2154 N.W. North River Drive, Miami, FL 33125 License Type: General Contractor No License Complaints	No relevant cases found	N/A	N/A
Next Door Distribution, LLC	Florida Limited Liability Company Principal Address: 2705 N. Commerce Parkway, Miramar, FL 33025 Date Filed: October 24,2014	Principal Address: 1330 N.W. 74 Street Miami, FL 33147 Status: Paid/Current	Nothing found	No relevant cases found	N/A	N/A
Revere Control Systems, Inc.	Foreign Profit Corporation Principal Address: 2240 Rocky Ridge Road, Birmingham, AL 35216	Nothing found	License Location: 2240 Rocky Ridge Road, Birmingham, AL 35216 License Type: General Contractor/ Electrical Contractor/	No relevant cases found	N/A	N/A

**BCC Meeting:
October 29, 2019
Research Notes**

**Item No. 801
File No. 192508**

Researcher: IL Reviewer: PGE

	Date Filed: December 5, 1996		No License Complaints			
Solares Electrical Services, Inc.	Florida Profit Corporation Principal Address: 10520 N.W. 26 Street, C101, Doral, FL 33171 Date Filed: February 21, 1997	Principal Address: 10520 N.W. 26 Street, C101, Doral, FL 33171 Status: Paid/Current	License Location: 10520 N.W. 26 Street, C101, Doral, FL 33171 License Type: Electrical Contractor/General Contractor No License Complaints	No relevant cases found	N/A	N/A
Sunshine State Air Conditioning, Inc.	Florida Profit Corporation Principal Address: 4960 N.W. 165 Street, B-11 Miami, FL 33014 Date Filed: April 20, 1993	Principal Address: 4960 N.W. 165 Street, B-11 Miami Gardens , FL 33014 Status Paid/Current	License Location: 4960 N.W. 165 Street, Miami, FL 33014 License Type: Air Condition No License Complaints	No relevant cases found	N/A	N/A
Transamerica Construction Company	Florida Profit Corporation Principal Address: 234 N.E. 34 th Street, Miami, FL 33137	Principal Address: 234 N.E. 34 Street, Miami, FL 33137 Status: Paid/Current	License Location: 234 N.E. 34 th Street, Miami, FL 33137 License Type: General Contractor No License Complaints	No relevant cases found	8.62%	N/A

**BCC Meeting:
October 29, 2019
Research Notes**

**Item No. 801
File No. 192508**

Researcher: IL Reviewer: PGE

	Date Filed: October 16, 2003					
--	------------------------------------	--	--	--	--	--

OCA conducted a review of the following “Goods and Services” commodity codes: 03100 (Air Conditioning, Heating, and Ventilating Equipment, Parts and Accessories), 15010 (Construction Materials), 28500 (Electrical Equipment and Supplies, Except Cable and Wire), 65800 (Pipe, Tubing, and Accessories) in the Business Management Workforce System (BMWS) on October 22, 2019. Approximately 43 SBE Firms were identified under the aforementioned commodity codes. Corcel Corp., was listed a certified SBE on BMWS. OCA was not able to verify the commodity codes for Construction.

OCA conducted a review of the Capital Improvement Information System on October 22, 2019, Pursuant to Resolution No. R-421-16 and found that out of 57 evaluations Poole and Kent Company of Florida had an average rating of 3.5 out 4.0. Two (1. S-880 Interim evaluation on February 20, 2019 and 2. S-890, Interim evaluation on August 21, 2018) of the 57 evaluations had a rating under 3.0. This firm has been awarded 12 contracts in the totaling an amount of \$265,666,270.00 according to the firm history report from July 1, 2016 through July 23, 2019.

Pursuant to Resolution No. R-1181-18, a report of the awarded firm’s safety records needs to accompany the agenda item. OCA did find said report attached to the memo as attachment 2 titled OSHA’s Form 300 (Log of Work-Related injuries and illnesses). One injury case was reported.

Pursuant to Chapter 10-34 of the County Code, the subcontractor/supplier listing depicting subcontractor firm’s ownership by race, ethnicity and gender was included with mayors memo.

ADDITIONAL INFORMATION

Poole has 40 years of experience constructing new facilities, upgrades, expansion and retrofit of existing facilities. Poole has done similar work at SDWWTP Effluent Pump Station #2.

<https://www.pkflorida.com/services/water-wastewater-construction>

A 5 year contracting history between Pool & Kent of FL and WASD is attached to this note as Exhibit A .
(See Exhibit A)

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

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

**BCC Meeting:
October 29, 2019
Research Notes**

Item No. 801

File No. 192508

Researcher: IL Reviewer: PGE

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 2-8.2.12(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.

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 10-34 of the County Code, requires the entity contracting with the County to report to the County the race, gender, and ethnic origin of the owners and employees of all such first tier subcontractors, and suppliers.

https://library.municode.com/fl/miami_dade_county/codes/code_of_ordinances?nodeId=PTIICOOR_CH10CO_ARTIIBIPUPR_S10-34LISURE

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>

**BCC Meeting:
October 29, 2019
Research Notes**

**Item No. 801
File No. 192508**

Researcher: IL Reviewer: PGE

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 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, authorizing 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.) 3-22, (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-421-16, adopted May 17, 2016, direction 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-1181-18, adopted November 8, 2018, directs the County Mayor to: (1) consider safety records of prospective contractors and first-tier subcontractors for public construction projects; and (2) confirm that the safety records of recommended contractors and first-tier subcontractors were considered and report any instances where the safety record may adversely affect a finding of contractor responsibility in award memorandum to the Board.

<http://www.miamidade.gov/govaction/matter.asp?matter=182536&file=true&fileAnalysis=false&yearFolder=Y2018>

POOLE & KENT COMPANY OF FL
5-YEAR CONTRACTING HISTORY WITH WASD

TITLE OF CONTRACT	TYPE OF CONTRACT	CONTRACT NO.	METHOD OF AWARD	AWARD DATE	NAME OF BIDDERS	CONTRACT VALUE	CONTRACT TERM	EVALUATION	CONTRACT STATUS
PROPOSED MASTER PUMP STATION NO. 3	CONSTRUCTION	S-852	LOWEST BID	2/19/2014	POOLE & KENT CO. OF FLORIDA MUNILLA CONSTR. MGMT, LLC (MCM) CENTRAL INTERCOUNTY JOINT VENTURE	\$21,976,500	450 DAYS	3.6 FINAL EVAL.	CONSTRUCTION COMPLETE
CDWWTP DIGESTER P-2/D-3 COVER REPLACEMENT	CONSTRUCTION	MCC 7360 - P0141	LOWEST BID	5/28/2014	POOLE & KENT CO. OF FLORIDA ABC CONSTRUCTION INC.	\$2,906,360	180 DAYS	4.0 FINAL EVAL.	CONSTRUCTION COMPLETE
NDWWTP PRETREATMENT/SLUDGE TRANSFER REHABILITATION	CONSTRUCTION	S-871	LOWEST BID	10/26/2015	POOLE & KENT CO. OF FLORIDA PC CONSTRUCTION, INC. KIRLIN FLORIDA, LLC BLDM USA, INC. PCL CONSTRUCTION, INC.	\$17,895,350	758 DAYS	4.0 FINAL EVAL.	CONSTRUCTION COMPLETE
CD 2.17 CDWWTP CHLORINATION FACILITIES	CONSTRUCTION	S-890	LOWEST BID (NEGOTIATED - SINGLE BIDDER)	3/28/2016	POOLE & KENT CO. OF FLORIDA	\$13,413,000	612 DAYS	2.8 INTERIM EVAL.	CONSTRUCTION COMPLETE
CD 2.03 AND 2.04 PLANT 1 AND PLANT 2 HEADWORKS UPGRADES, 2.18(1) ODOR CONTROL SYSTEMS AND 2.25(2) VENTILATION IMPROVEMENTS	CONSTRUCTION	S-880	LOWEST BID	8/24/2016	POOLE & KENT CO. OF FLORIDA PCL CONSTRUCTION, INC. PC CONSTRUCTION, INC. ARCHER WESTER CONTRACTORS, LLC	\$15,083,160	650 DAYS	INTERIM EVAL. PENDING	IN CONSTRUCTION
NDWWTP NEW PUMPS FOR EXISTING DEEP INJECTION WELL PUMPING STTION	CONSTRUCTION	S-877	LOWEST BID	9/1/2016	POOLE & KENT CO. OF FLORIDA PCL CONSTRUCTION, INC. CARDINAL CONTRACTORS, INC. PC CONSTRUCTION, INC. BLDM USA, INC.	\$6,300,550	608 DAYS	3.8 INTERIM EVAL.	CONSTRUCTION COMPLETE, PENDING CLOSEOUT
CD 2.15(1) PLANT 2 DIGESTER 1 CLUSTER UPGRADES	CONSTRUCTION	S-889	LOWEST BID	10/19/2016	POOLE & KENT CO. OF FLORIDA ARCHER WESTER CONTRACTORS, LLC PCL CONSTRUCTION, INC.	\$24,905,200	600 DAYS	3.5 INTERIM EVAL.	IN CONSTRUCTION
CD 5.12 UPGRADE OF SEWAGE PUMP STATION NO. 0187	CONSTRUCTION	S-903	LOWEST BID (NEGOTIATED - SINGLE BIDDER)	2/7/2017	POOLE & KENT CO. OF FLORIDA	\$5,798,030	420 DAYS	3.4 INTERIM EVAL.	IN CONSTRUCTION
CDWWTP INDUSTRIAL INJECTION WELL SURFACE FACILITIES	CONSTRUCTION	S-870	LOWEST BID	3/16/2017	POOLE & KENT CO. OF FLORIDA PCL CONSTRUCTION, INC. MUNILLA CONSTR. MGMT, LLC (MCM)	\$25,982,500	540 DAYS	INTERIM EVAL. PENDING	IN CONSTRUCTION
CD 2.19(2) CO-GEN FACILITY AND 2.01(6) ELECTRICAL IMPROVEMENTS	CONSTRUCTION	S-891	LOWEST BID	6/29/2017	POOLE & KENT CO. OF FLORIDA PCL CONSTRUCTION, INC.	\$36,003,300	750 DAYS	3.3 INTERIM EVAL.	IN CONSTRUCTION

POOLE & KENT COMPANY OF FL
5-YEAR CONTRACTING HISTORY WITH WASD

CD 5.5 UPGRADE OF SEWAGE PUMP STAION NO. 0415	CONSTRUCTION	S-905R	LOWEST BID	9/19/2017	POOLE & KENT CO. OF FLORIDA KIEWIT INFRASTRUCTURE SOUTH CO. PC CONSTRUCTION, INC. METRO EQUIPMENT SERVICE	\$5,646,610	420 DAYS	4.0 INTERIM EVAL.	IN CONSTRUCTION
CD 2.21 PUMP STATION 1 & CD 2.54(4) VENTILATION IMPROVEMENTS	CONSTRUCTION	MCC 7360 - P0210	LOWEST BID	4/6/2018	POOLE & KENT CO. OF FLORIDA V ENGINEERING & CONSULTING CORP.	\$4,155,850	440 DAYS	3.0 INTERIM EVAL.	IN CONSTRUCTION
CD 1.02 OXYGEN PRODUCTION UPGRADES	CONSTRUCTION	S-882R	LOWEST BID	10/12/2018	POOLE & KENT CO. OF FLORIDA PCL CONSTRUCTION, INC. KIEWIT INFRASTRUCTURE SOUTH CO. LUNACON CONSTRUCTION GROUP	\$9,084,330	900 DAYS	NO EVAL. (NTP - 1/7/2019)	IN CONSTRUCTION

TOTAL \$ 189,150,740

**BCC Meeting: October 29, 2019
Research Notes**

**Item No. 15C1
File No. 192532**

Researcher: CB Reviewer: TD

APPOINTMENT AND RE-APPOINTMENT OF MEMBERS TO THE COMMUNITY ACTION AGENCY BOARD.

ISSUE/REQUESTED ACTION

N/A

PROCEDURAL HISTORY

Prime Sponsor: n/a

Department/Requester: Clerk of the Board

ANALYSIS

OCA completed the required background research on Regina Grace, Edwin Beaty Marlowe, Travis Stokes, Sharonda Glover, Melissa Noya, Dr. Santarvis Brown, Kelly Valle, Cristina Mas, Charlotte Cassel, Ellis Canty, Natalie Robinson-Bruner, Dr. Cathia Darling, Makissa Lewis, Jeffrey Greenberg and Dr. Hortensia Nunez, noting no adverse findings.

APPLICABLE LEGISLATION

Resolution No. R-636-14, adopted on July 1, 2014, requires the Office of the Commission Auditor (OCA) to complete background research on applicants being considered to serve on County Boards and Trusts that require nominations and/or appointments by the Board of County Commissioners (BCC).

BCC Meeting: October 29, 2019
Research Notes

Item No. 15C2
File No. 192534

Researcher: CB Reviewer: TD

APPOINTMENT OF LAURIE WEISS NUELL TO THE PUBLIC HEALTH TRUST (PHT) BOARD OF TRUSTEES.

ISSUE/REQUESTED ACTION

N/A

PROCEDURAL HISTORY

Prime Sponsor: n/a

Department/Requester: Clerk of the Board

ANALYSIS

OCA completed the required background research on Laurie Weiss Nuell, noting no adverse findings.

APPLICABLE LEGISLATION

Resolution No. R-636-14, adopted on July 1, 2014, requires the Office of the Commission Auditor (OCA) to complete background research on applicants being considered to serve on County Boards and Trusts that require nominations and/or appointments by the Board of County Commissioners (BCC).