



**OFFICE OF THE COMMISSION AUDITOR
MIAMI-DADE BOARD OF COUNTY COMMISSIONERS**

**COMMISSION AUDITOR'S
INFORMATIONAL RESEARCH**

BOARD OF COUNTY COMMISSIONERS MEETING

March 16, 2021

9:30 A.M.

Commission Chambers

Yinka Majekodunmi, CPA
Commission Auditor

Office of the Commission Auditor (OCA)
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(305) 375-2524

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**BCC Meeting:
March 16, 2021
Research Notes**

**Item No. 5A
File No. 210460**

Research: CB / Reviewer: PGE

RESOLUTION RENAMING “WEST PERRINE PARK” AS “WILBUR BELL PARK” BY A THREE-FIFTHS VOTE OF BOARD MEMBERS PRESENT; SUSPENDING RULE 9.02 (D)(II) BY A TWO-THIRDS VOTE OF BOARD MEMBERS PRESENT AS IT RELATES TO THIS ITEM

Prime Sponsor: Commissioner Kionne L. McGhee, District 9

Requester: None

Committee Action Date: N/A

RESEARCH FINDINGS

OCA completed the required background research on “Wilbur B. Bell” and noted no adverse findings. Pursuant to Ordinance No. 18-79, OCA determined that there is no prior Board of County Commissioners codesignation for “Wilbur B. Bell.” Pursuant to Ordinance No. 19-11, OCA verified that “Wilbur B. Bell” is living.

FINANCIAL ANALYSIS

N/A

ADDITIONAL INFORMATION

Bulleted below is the relevant legislation relating to the background research process:

- [Ordinance No. 13-29](#), adopted on April 2, 2013, requires OCA to conduct background research on any person, organization, place or thing that is the subject of a naming, renaming or codesignation item or an item approving the codesignation of state or municipal roads and prepare a report detailing the findings of said research prior to the Commission meeting during which the item is scheduled to be considered.
- [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](#), adopted on February 5, 2019, relates to codesignation items, requiring OCA’s report to indicate whether the person to be honored is living or deceased.

**BCC Meeting:
March 16, 2021
Research Notes**

**Item No. 5B
File No. 210461**

Research: CB / Reviewer: PGE

RESOLUTION CODESIGNATING THAT PORTION OF SW 93RD COURT FROM SW 24TH STREET (CORAL WAY) TO SW 32ND STREET AS “LAURA SCHWARTZENBERGER WAY”

Prime Sponsor: Senator Javier D. Souto, District 10

Requester: None

Committee Action Date: N/A

RESEARCH FINDINGS

OCA completed the required background research on “Laura Schwartzenberger” and noted no adverse findings. Pursuant to Ordinance No. 18-79, OCA determined that there is no prior Board of County Commissioners codesignation for “Laura Schwartzenberger.” Pursuant to Ordinance No. 19-11, OCA verified that “Laura Schwartzenberger” is deceased.

FINANCIAL ANALYSIS

N/A

ADDITIONAL INFORMATION

Bulleted below is the relevant legislation relating to the background research process:

- [Ordinance No. 13-29](#), adopted on April 2, 2013, requires OCA to conduct background research on any person, organization, place or thing that is the subject of a naming, renaming or codesignation item or an item approving the codesignation of state or municipal roads and prepare a report detailing the findings of said research prior to the Commission meeting during which the item is scheduled to be considered.
- [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](#), adopted on February 5, 2019, relates to codesignation items, requiring OCA’s report to indicate whether the person to be honored is living or deceased.

**BCC Meeting:
March 16, 2021
Research Notes**

**Item No. 5C
File No. 210483**

Research: CB / Reviewer: PGE

RESOLUTION CODESIGNATING THAT PORTION OF SW 89TH PLACE BETWEEN SW 48TH STREET AND SW 56TH STREET (MILLER DRIVE) AS “ROBERTO JOEL ABRAHANTE PLACE”

Prime Sponsor: Senator Javier D. Souto, District 10

Requester: None

Committee Action Date: N/A

RESEARCH FINDINGS

OCA completed the required background research on “Roberto Joel Abrahante” and noted no adverse findings. Pursuant to Ordinance No. 18-79, OCA determined that there is no prior Board of County Commissioners codesignation for “Roberto Joel Abrahante.” Pursuant to Ordinance No. 19-11, OCA verified that “Roberto Joel Abrahante” is deceased.

FINANCIAL ANALYSIS

N/A

ADDITIONAL INFORMATION

Bulleted below is the relevant legislation relating to the background research process:

- [Ordinance No. 13-29](#), adopted on April 2, 2013, requires OCA to conduct background research on any person, organization, place or thing that is the subject of a naming, renaming or codesignation item or an item approving the codesignation of state or municipal roads and prepare a report detailing the findings of said research prior to the Commission meeting during which the item is scheduled to be considered.
- [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](#), adopted on February 5, 2019, relates to codesignation items, requiring OCA’s report to indicate whether the person to be honored is living or deceased.

**BCC Meeting:
March 16, 2021
Research Notes**

**Item No. 8N1
File No. 210102**

Research: VW / Reviewer: TA

RESOLUTION APPROVING AWARD OF A PROFESSIONAL SERVICES AGREEMENT BETWEEN MIAMI-DADE COUNTY AND ZYSCOVICH, INC. FOR PROFESSIONAL SERVICES FOR TRANSIT AND PUBLIC WORKS PROJECTS, CONTRACT NO. CIP215-DTPW19-DE (7), IN AN AMOUNT NOT TO EXCEED \$5,500,000.00, INCLUSIVE OF A CONTINGENCY ALLOWANCE OF \$500,000.00; AUTHORIZING THE USE OF PEOPLE'S TRANSPORTATION PLAN BOND PROGRAM FUNDS FOR THE METRORAIL STATIONS REFURBISHMENT AND METRORAIL ESCALATORS REPLACEMENT AND ELEVATORS REFURBISHMENT PROJECTS WHICH WERE ADDED TO THE FIVE-YEAR IMPLEMENTATION PLAN ON MARCH 6, 2018; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME AND TO EXERCISE THE RIGHTS CONTAINED THEREIN

Prime Sponsor: None

Requester: Department of Transportation and Public Works

Committee Action Date: 2/9/2021 – Transportation, Mobility and Planning Committee (TMPC)

RESEARCH FINDINGS

OCA's review of the item found no substantive legislative, procedural or administrative noncompliance.

The following was noted:

1. The responsiveness opinion was not included in the agenda package as required by Implementing Order. (See the Additional Information section.)

FINANCIAL ANALYSIS

The fiscal impact for this Professional Services Agreement (PSA) is \$5,500,000, which includes a contingency allowance amount of \$500,000. This project is funded as part of the FY20-21 Adopted Budget and Multi-Year Capital Plan. The funding source is People's Transportation Plan (PTP) Bond Program Funds. No Small Business Enterprise (SBE) goals were set for award of this PSA, but individual work orders utilizing non-federal funds will be reviewed for application of small business measures by the Division of Small Business Development. On February 25, 2021, the CITT voted (11-0) to forward a favorable recommendation to the Board of County Commissioners (BCC) for the approval of the above referenced item, CITT Resolution No. 21-009.

On February 19, 2021, OCA requested the following financial and budget information from DTPW:

Has the expenditure or revenue (as applicable) been budgeted for?					
If yes:			If no:	If applicable:	
Provide the budget line item where this expenditure or revenue can be identified. Include the Budget Book	Provide the funding or revenue source(s).	Provide the Financial index or account code.	Explain why this expenditure or revenue was not budgeted for, including how the expenditure will be addressed, or what the revenue will be utilized for.	Provide the actual expenditures in FY19-20	Provide the projected expenditures in FY20-21

**BCC Meeting:
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**Item No. 8N1
File No. 210102**

Research: VW / Reviewer: TA

Page number, if applicable.					
2000000104 Vol. 2, Page 140	PTP	N/A - Will be assigned at the work order level during the contract term.	N/A	\$0.00	\$0.00

ADDITIONAL INFORMATION

The professional services under this PSA are anticipated to be for projects related to Metrorail Station and Metrorail Escalators Replacement/Elevators Refurbishment.

The mayoral memo references a non-responsiveness opinion for CBR Heery, Inc. [Implementing Order 2-13](#) requires that responsiveness opinions be contained in the agenda package where the related matter is presented to the Board for consideration; however, no such opinion was attached to the agenda package.

The Firm History Report attached to the item was prepared by the Division of Small Business Development (SBD) in August 2020 and was not updated. An updated Firm History Report obtained from SBD on March 10, 2021 indicates no additional County contracts have been awarded to this firm since August 2020. Bernard Zyscovich, CEO of Zyscovich, Inc., is also a principal of Miami Wilds, LLC. On October 20, 2020, the Board approved a development lease agreement with Miami Wilds, LLC for the development and operation of the Zoo Miami Entertainment Area, to include a water park, retail area and hotel through [Resolution No. R-1083-20](#).

As required by [Resolution No. R-1204-05](#), which directs the County Mayor to evaluate in-house capabilities and expertise prior to contracting the services of outside consultants, the mayoral memo indicates that according to the department's assessment the required professional services cannot be performed in-house due to the project size and specialized licensing requirements. However, there is no explanation of how such needs were met previously, as the scope of services includes routine and recurring work on existing or ongoing projects or infrastructure, such as roof and skylight replacement, installation or upgrade of signage, refinishing and modification of railings, re-roofing, landscape/hardscape improvements, drainage improvements, and floor refinishing/repairs. No previous contracts were found in the Business Management Workforce System (BMWS) or in the Capital Improvements Information System (CIIS) with the same or similar PSA description.

No Small Business Enterprise (SBE) goals were set for the overall professional services agreement, but individual work orders utilizing local funds will be reviewed for measures by the Division of Small Business Development. According to the PSA, Zyscovich, Inc. has identified the following sub-consultants for the project:

- Caltran Engineering Group, Inc.*
- Nova Consulting, Inc.
- DDA Engineers, P.A.*
- NV5, Inc.
- EXP U.S. Services Inc.
- Olin Hydrographic Solutions Inc.*
- GLSA Design, Inc.
- Program Controls, Inc.*
- Kimley-Horn and Associates, Inc.

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**Item No. 8N1
File No. 210102**

Research: VW / Reviewer: TA

Firms marked with an asterisk are certified SBEs based on a March 10, 2021 search on BMWS.

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Research Notes**

**Item No. 8N2
File No. 210105**

Research: TA / Reviewer: PGE

RESOLUTION APPROVING AWARD OF A PROFESSIONAL SERVICES AGREEMENT BETWEEN MIAMI-DADE COUNTY AND AECOM TECHNICAL SERVICES, INC. FOR PROFESSIONAL SERVICES FOR TRANSIT AND PUBLIC WORKS PROJECTS, CONTRACT NO. CIP215-DTPW19-DE (6), IN AN AMOUNT NOT TO EXCEED \$5,500,000.00, INCLUSIVE OF A CONTINGENCY ALLOWANCE OF \$500,000.00; AUTHORIZING THE USE OF PEOPLE'S TRANSPORTATION PLAN BOND PROGRAM FUNDS FOR THE METRORAIL STATIONS REFURBISHMENT AND METRORAIL ESCALATORS REPLACEMENT AND ELEVATORS REFURBISHMENT PROJECTS WHICH WERE ADDED TO THE FIVE-YEAR IMPLEMENTATION PLAN ON MARCH 6, 2018; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME AND TO EXERCISE THE RIGHTS CONTAINED THEREIN

Prime Sponsor: None

Requester: Department of Transportation and Public Works

Committee Action Date: 2/9/2021 – Transportation, Mobility and Planning Committee (TMPC)

RESEARCH FINDINGS

OCA's review of the item found no substantive legislative, procedural or administrative noncompliance.

The following was noted:

1. The responsiveness opinion was not included in the agenda package as required by Implementing Order. (See the Additional Information section.)

FINANCIAL ANALYSIS

The fiscal impact for this Professional Services Agreement (PSA) is \$5,500,000, which includes a contingency allowance amount of \$500,000. This project is funded as part of the FY20-21 Adopted Budget and Multi-Year Capital Plan. The funding source is People's Transportation Plan (PTP) Bond Program Funds. On February 25, 2021, the CITT voted (11-0) to forward a favorable recommendation to the Board of County Commissioners (BCC) for the approval of the above referenced item, CITT Resolution No. 21-009.

On February 19, 2021, OCA requested the following financial and budget information from DTPW:

Has the expenditure or revenue (as applicable) been budgeted for?					
If yes:			If no:	If applicable:	
Provide the budget line item where this expenditure or revenue can be identified. Include the Budget Book Page number, if applicable.	Provide the funding or revenue source(s).	Provide the Financial index or account code.	Explain why this expenditure or revenue was not budgeted for, including how the expenditure will be addressed, or what the revenue will be utilized for.	Provide the actual expenditures in FY19-20	Provide the projected expenditures in FY20-21

**BCC Meeting:
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Research Notes**

**Item No. 8N2
File No. 210105**

Research: TA / Reviewer: PGE

2000000104 Vol. 2, Page 140	PTP	N/A - Will be assigned at the work order level during the contract term.	N/A	\$0.00	\$0.00
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ADDITIONAL INFORMATION

The professional services under this PSA are anticipated to be for projects related to Metrorail Station and Metrorail Escalators Replacement/Elevators Refurbishment.

The PSA agreement was signed by AECOM Technical Services, Inc. (AECOM) on September 28, 2020, but this item was not scheduled for Committee consideration until February 2021. The Firm History Report attached to the item was prepared by the Division of Small Business Development in September 2020 and was not updated. On October 20, 2020, AECOM was awarded a contract via [Resolution No. R-1117-20](#) valued at \$4,200,000.

The mayoral memo references a non-responsiveness opinion for CBR Heery, Inc. [Implementing Order 2-13](#) requires that responsiveness opinions be contained in the agenda package where the related matter is presented to the Board for consideration; however, no such opinion was attached to the agenda package.

As required by [Resolution No. R-1204-05](#), which directs the County Mayor to evaluate in-house capabilities and expertise prior to contracting the services of outside consultants, the mayoral memo indicates that the department's assessment is that the required professional services cannot be performed in-house due to the project sizes and specialized licensing requirements. However, there is no explanation of how such needs were met previously, as the scope of services includes routine and recurring work on existing or ongoing projects or infrastructure, such as roof and skylight replacement, installation or upgrade of signage, refinishing and modification of railings, re-roofing, landscape/hardscape improvements, drainage improvements, and floor refinishing/repairs. No previous contracts were found in the Business Management Workforce System (BMWS) or in the Capital Improvements Information System (CIIS) with the same or similar PSA description.

According to the CIIS, out of 105 evaluations, AECOM has an overall evaluation rating of 3.7. There were three overall ratings in the past three years that were below 3.0 out of 4:

- 1) August 6, 2018: Regulatory and Economic Resources Department contract (E14-RER-03 Environmental Cleanup, Compliance and Related Services) – A “2” rating was given for “accuracy and technical skills” and “quality”, for an overall rating of 2.9.
- 2) January 19, 2021: Water and Sewer Department contract (E13-WASD-01-R Program and Construction Management Services related to the Wastewater System Priority Projects, Work Order 14.04A) – A “2” rating was given for “coordination” and “management”, for an overall rating of 2.9.
- 3) October 13, 2020: Water and Sewer Department contract (E13-WASD-01-R Program and Construction Management Services related to the Wastewater System Priority Projects, Work Order 5.04A) – A “2” rating was given for “completeness”, for an overall rating of 2.9.
- 4) October 13, 2020: Water and Sewer Department contract (E13-WASD-01-R Program and Construction Management Services related to the Wastewater System Priority Projects, Work Order 5.04B) – A “2” rating was given for “cooperation”, “completeness”, and “management”, for an overall rating of 2.7.

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Research Notes**

**Item No. 8N2
File No. 210105**

Research: TA / Reviewer: PGE

No Small Business Enterprise (SBE) goals were set for award of this PSA, but individual work orders utilizing non-federal funds will be reviewed for application of small business measures by the Division of Small Business Development. According to BMWS, as of March 12, 2021, the following four subcontractors or sub-consultants of the 11 total are certified SBE firms:

- Creativision Media, Inc.
- Curtis & Rogers Design Studio, Inc.
- Hammond & Associates, Inc.
- HBC Engineering Company

CONTRIBUTORS

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

The Office of the Commission Auditor (OCA) was established in September 2002 by Ordinance 03-2 to provide support and professional analysis of the policy, service, budgetary and operational issues before the Miami-Dade Board of County Commissioners. The Commission Auditor's duties include reporting to the Board of County Commissioners on the fiscal operations of County departments, as well as whether the fiscal and legislative policy directions of the Commission are being efficiently and effectively implemented

These research notes, prepared in collaboration with the Miami Dade County departments as subject matter experts, is substantially less detailed in scope than an audit in accordance with the Generally Accepted Auditing Standards (GAAS). The OCA plans and performs the review to obtain sufficient, appropriate evidence to provide a reasonable basis for its findings and conclusions based on its objectives; accordingly, the OCA does not express an opinion on the data gathered by the subject matter expert(s).