

Memorandum



Date: June 5, 2018
To: Honorable Chairman Esteban L. Bovo, Jr.
and Members, Board of County Commissioners

Agenda Item No. 8(F)(11)

From: Carlos A. Gimenez
Mayor

Subject: Resolution Authorizing Amendment No. 1 to the Professional Services Agreement for Revisions to the 2008 Eleventh Judicial Circuit-Wide Courts and the 2008 Correctional Facilities Master Plans, ISD Project No. A16-ISD-01 GOB, ISD Contract No. Z000149, to Perez & Perez Architects Planners, Inc.

This item was amended at the May 9, 2018 Public Safety and Health Committee meeting to limit the use of the additional \$2,975,000 in funds authorized by this item to the development and construction management overview of the new Civil and Probate Courthouse Project and to direct the administration to not use any portion of the original contract funds for any work other than the Civil and Probate Courthouse Project without prior Board approval.

Recommendation

It is recommended that the Board of County Commissioners (Board) authorize Amendment No. 1 to the Professional Services Agreement (PSA), ISD Contract No. Z000149, between Miami-Dade County and Perez & Perez Architects Planners, Inc. (Perez & Perez). This amendment increases the value of the PSA by \$2,975,000 for additional professional services that are required for the new civil and probate courthouse project (Courthouse Project) and modifies the expiration provision. These additional funds shall not be used for any other portion of the scope of work in this contract until all work necessary for the development and construction management overview of the Courthouse Project is completed, unless otherwise authorized by the Board.

Approval of this amendment will ensure the County has sufficient expenditure authority in place to issue a service order for the preparation of a design criteria package, which is required pursuant to Section 255.065 of the Florida Statutes and Section 2-8.2.6 of the County Code. In addition, this amendment enables the County to retain Perez & Perez through the design and construction of the Courthouse Project, as required by the above referenced state and local laws.

Scope

The scope of this item is countywide in nature.

Fiscal Impact/Funding Source

This amendment will increase the contract value by \$2,975,000 from \$1,507,500 to \$4,482,500. The services provided under this amendment will be funded using Building Better Communities General Obligation Bond Program proceeds from Project No. 180, titled "Additional Courtrooms and Administration Facilities" and will also be funded through the Capital Outlay Reserve fund.

Delegated Authority

The authority of the County Mayor or the County Mayor's designee to execute and implement this PSA amendment is consistent with those authorities granted under the County Code. Approval of this amendment will not result in any new or additional delegations of authority.

Track Record/Monitor

Jorge I. Perez of the Internal Services Department is managing this capital project on behalf of the County.

Background

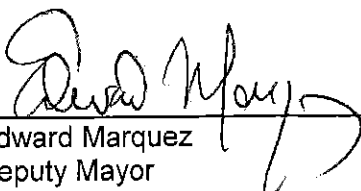
The Board awarded this competitively-established PSA to Perez & Perez through Resolution No. R-222-17 to update the Eleventh Judicial Circuit-Wide Courts Master Plan and the 2008 Correctional Facilities Master Plan. The scope of services included an assessment of criminal and correctional facility needs and the provision of design standards for the future expansion of courts and correctional facilities in Miami-Dade County. Additional tasks related to the development of design standards for court facilities could also be performed under the contract upon the direction of the County and the identification of additional funding.

Through Resolution No. R-151-15, the Board directed the County Mayor to solicit proposals to design, build, finance, operate, and maintain a new civil and probate courthouse through a public-private partnership. Numerous project updates were provided to the Chairman's Policy Council, which directed the Administration to expedite the procurement and delivery of the Courthouse Project. In accordance with Section 2-8.2.6 of the County Code, a Request for Qualifications (RFQ) was issued in January 2018 as part of a two-step solicitation for prospective developers to design, build, finance, operate, and maintain a new civil and probate courthouse. The RFQ will result in a shortlist of three prospective developers, who will be invited to participate in a Request for Proposals (RFP) process.

The State of Florida and the County both recently adopted legislation that establishes requirements for any RFP issued for public-private partnership projects. More specifically, Fla. Stat. 255.065 and Section 2-8.2.6 of the County Code both require the provision of a design criteria package prepared by an architect or engineer. The design criteria package must include reasonably specific criteria for the Courthouse Project such as the legal description of the selected site; survey information; interior space requirements; material quality standards; schematic layouts and conceptual design criteria for the courthouse; cost and budget estimates; design and construction schedules; and site development and utility requirements. Pursuant to both the state law and County Code, the same architect or engineer must be retained by the County through the design and construction of the project.

Staff evaluated the County's procurement options to obtain the required technical services and determined that the recommended amendment is the only option available that will meet with the Board's intended timeline for the Courthouse Project. The recommended amendment will allow the County to receive a completed design criteria package that complies with state and local requirements within six months while leveraging the work already performed by Perez & Perez in updating the County's Civil and Probate Courts Master Plan. Staff will not continue any existing service order or issue any additional service orders to Perez & Perez for any other scope of work under this contract other than for the Courthouse Project without prior Board authorization.

Pursuant to Resolution No. R-1001-15, County contracts with Small Business Enterprise (SBE) measures shall meet at least 85 percent of the small business goals, applicable to the portion of the contract work performed to date before an amendment may be considered for approval by the Board. This contract was assigned a 10 percent SBE goal and according to a compliance review conducted by the Internal Services Department, Perez & Perez is in compliance with Resolution No. R-1001-15. Accordingly, it is recommended that the Board approve this amendment to allow the County to receive the professional services required for the Courthouse Project.



Edward Marquez
Deputy Mayor

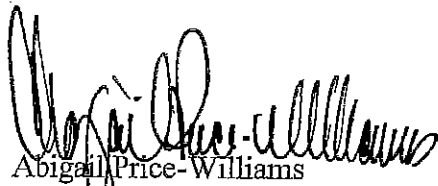


MEMORANDUM

(Revised)

TO: Honorable Chairman Esteban L. Bovo, Jr.
and Members, Board of County Commissioners

DATE: June 5, 2018

FROM: 
Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 8(F)(11)

Please note any items checked.

- "3-Day Rule" for committees applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Statement of social equity required
- Ordinance creating a new board requires detailed County Mayor's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous ____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 8(F)(11)
6-5-18

RESOLUTION NO. _____

RESOLUTION APPROVING AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT ISD CONTRACT NO. Z000149, BETWEEN MIAMI-DADE COUNTY AND PEREZ & PEREZ ARCHITECTS PLANNERS, INC. FOR ADDITIONAL FUNDS TO BE PROVIDED IN THE AMOUNT OF \$2,975,000.00 FUNDED FROM THE BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND FUNDS AND CAPITAL OUTLAY RESERVE FUNDS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAID AMENDMENT

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board >>:<<¹

>>Section 1. Hereby<< approves Amendment No. 1 to the Professional Services Agreement between Miami-Dade County and Perez & Perez Architects Planners, Inc. ISD Contract No. Z000149 >>(the "PSA")<<, in substantially the form attached hereto and made a part hereof, to provide additional funds in the amount of \$2,975,000.00 funded from the Building Better Communities General Obligation Bond Program funds and Capital Outlay Reserve funds; and authorizes the County Mayor or the County Mayor's designee to execute the Amendment No. 1 for and on behalf of Miami-Dade County.

¹ Committee amendments are indicated as follows: Words stricken through and/or [[double bracketed]] are deleted, words underscored and/or >>double arrowed<< are added.

>>Section 2. Directs the County Mayor or County Mayor's designee to: (a) use these additional funds only for the tasks necessary for the development and construction management overview of the new civil and probate courthouse project (the "Courthouse Project"); (b) direct Perez & Perez Architects Planners, Inc. to cease work under any existing service order under the PSA for any other scope of work encompassed by the PSA other than for the Courthouse Project, unless otherwise authorized by the Board; and (c) not issue any new service order under the PSA for any other scope of work encompassed by the PSA other than for the Courthouse Project, unless otherwise authorized by the Board.<<

The foregoing resolution was offered by Commissioner ,
who moved its adoption. The motion was seconded by Commissioner
and upon being put to a vote, the vote was as follows:

Esteban L. Bovo, Jr., Chairman	
Audrey M. Edmonson, Vice Chairwoman	
Daniella Levine Cava	Jose "Pepe" Diaz
Sally A. Heyman	Barbara J. Jordan
Joe A. Martinez	Jean Monestime
Dennis C. Moss	Rebeca Sosa
Sen. Javier D. Souto	Xavier L. Suarez
District 5 - Vacant	

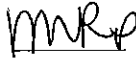
The Chairperson thereupon declared the resolution duly passed and adopted this 5th day of June, 2018. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Monica Rizo Perez

