

Memorandum



Date: July 23, 2019

To: Honorable Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor

Agenda Item No. 3(B)(1)

Subject: Resolution Ratifying the Actions Related to Miami-Dade Aviation Department's Expedite Ordinance No. 95-64 Codified as Section 2-285(b) of the Code of Miami-Dade County

Recommendation

It is recommended that the Board of County Commissioners (Board) ratify the actions of the County Mayor or County Mayor's designee pursuant to the provisions of Miami-Dade Aviation Department's (MDAD) Expedite Ordinance 95-64, codified as Section 2-285 of the Code of Miami-Dade County Code for Change Order No. 4 as described below.

Miscellaneous Construction Contract (MCC)-8-10

Item 1 - Change Order No. 4 between Miami-Dade County and Munilla Construction Management, LLC (MCM) provides for a non-compensable time extension of 548 days from March 1, 2019 to August 29, 2020 with no additional monies.

Change Order No. 4 was approved under the County Mayor's delegated authority on February 28, 2019 and is a companion item to the Request to Advertise for RFQ No. MCC-9-18 on today's agenda. In 2017, per Resolution No. R-585-17, the Board directed the County Mayor or County Mayor's designee to develop an RFQ that allows for a qualitative award based on experience instead of price for the selection of MDAD's General Contractor through the County's Miscellaneous Construction Contract (MCC) Program. Change Order No. 4 provides for the continuity of construction services throughout the County's airport system until an award is approved by the Board for the MCC-9-18 Contract.

As specified on Page 1 of Change Order No. 4, in the event a successor contract is awarded prior to the termination of the MCC-8-10 Contract, the County intends to exercise its right to terminate this Contract for convenience.

Scope

The impact of Change Order No. 4 is countywide as the work performed through the MCC-8-10 Contract involves the County's airport system.

Fiscal Impact/Funding Source

There is no fiscal impact to the County as Change Order No. 4 provides for a non-compensable time extension of 548 days with no additional funding.

Track Record/Monitor

MDAD's Assistant Director of Facilities Development Management will oversee the implementation of Change Order No. 4.

Background

MDAD began participating in the County's MCC Program in 1986 and continues to use the Program as a successful procurement mechanism to perform construction work throughout the County's airport system.

Since that time, the Board has awarded eight MCC Contracts for construction work to MDAD. The most recent award was on December 19, 2011, at which time the Board adopted Resolution No. 1122-11 awarding MCM the MCC-8-10 contract in the amount of \$50,125,000 with a term of four years, and one additional year to complete work authorized during the initial four-year term. The provisions of the MCC-8-10 Contract mirror those of other County MCC contracts as it provides for a licensed general contractor that subcontracts projects through competitive solicitations on a work order basis. This allows MDAD to respond to demands for construction projects throughout its airport system. Additionally, participation goals are assigned to these competitive solicitations to provide business opportunities to minorities and small business trade contractors. Three change orders (as noted below) have been approved by the Board for the MCC-8-10 contract to accommodate growth at MIA driven by MDAD's business partners, particularly, the airlines.

On February 18, 2015, the Board adopted Resolution No. R-187-15 approving Change Order No. 1, which increased the total contract amount by \$30 million with no additional time. Change Order No. 1 provided the contract capacity to complete several significant projects with time constraints related to the development of the North and South Terminals at Miami International Airport (MIA), the Miami Intermodal Center and the Central Boulevard relocation. Approximately 30 percent of the original contract amount awarded in 2011 was committed to fund those construction projects.

On March 8, 2016, the Board adopted Resolution No. R-228-16 approving Change Order No. 2, which increased the total contract amount by \$10 million and extended the contract term for one year. Change Order No. 2 provided the contract capacity and the time needed to continue work on projects crucial for airline growth at MIA.

On April 4, 2017, the Board adopted Resolution No. R-384-17 directing the County Mayor or County Mayor's designee to negotiate Change Order No. 3 with MCM and to execute such change order without the need for subsequent Board action. After a series of negotiations, both parties agreed to increase the total contract amount by \$39.8 million and to extend the contract term by two years. The monetary increase included \$18 million to complete critical projects at MIA, a dedicated allowance account of \$20 million for unfinished mechanical and electrical work, and a contingency allowance account of \$1.8 million for other emergency and unforeseen work. The two-year time extension provided the necessary time to develop an RFQ for a successor contract that fosters competition and allows for a qualitative award based on experience instead of price, as directed by the Board.

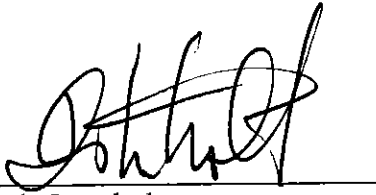
As mentioned previously, Change Order No. 4 extends the term for the MCC-8-10 Contract by 548 days to provide for the continuity of construction services throughout the County's airport system until a replacement contract is approved by the Board. It should be noted that under the umbrella of the MCC-8-10 Contract, of the total \$85,948,338 in value of work completed, 41 percent or \$35,191,037 was performed by Community Small Business Enterprise (CSBE) firms. This percentage is expected to increase as more projects are awarded. To date, there is approximately \$9.6 million budgeted for MCC-8-10 projects undergoing the procurement process and \$3.2 million remaining in available funds for future projects.

The Internal Services Department's (ISD) Capital Improvements Information System (CIIS) contains 21 evaluations for MCM. The dates range from 2011-2018 with an average overall rating of 3.6 out of a possible 4.0 points, which is indicative of above average performance. See Exhibit A as attached.

Honorable Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners
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According to the Firm History Report provided by the ISD's Small Business Division, MCM has been awarded a total of 11 contracts in the past five years in the amount of \$69,800,955.07, with \$30,915.95 approved in change orders, making for a total of \$69,831,871.02. See Exhibit B as attached.

Exhibit C is Change Order No. 4, which is identified in this memorandum as having been executed by the County Mayor or County Mayor's designee in accordance with Section 2-285 of the Code of Miami-Dade County. Copies of the MCC-8-10 Contract and Change Order Nos. 1, 2 and 3 are available upon request from the Department.

A handwritten signature in black ink, appearing to read "Jack Osterholt", written over a horizontal line.

Jack Osterholt,
Deputy Mayor

Exhibit A

Exhibit A



Capital Improvements Information System MCC Contractor Evaluations Report

Dept	Contract	Type	Contractor / Architect Name	Date	Rate	Period	Rate
AV	<u>B749</u>	CON	<u>MUNILLA CONSTRUCTION MANAGEMENT LLC DBA MCM</u>	7/28/2014	Juan Carlos Arteaga	Project conclusion or closeout	<u>3.4</u>
AV	<u>B746</u>	CON	<u>MUNILLA CONSTRUCTION MANAGEMENT LLC DBA MCM</u>	2/12/2016	Enrique Perez	Completion of construction	<u>3.0</u>
ID	<u>W80052</u>	DES	<u>MUNILLA CONSTRUCTION MANAGEMENT LLC DBA MCM</u>	10/4/2012	Maro LaFrance	Project conclusion or closeout	<u>3.9</u>
ID	<u>W80021</u>	DES	<u>MUNILLA CONSTRUCTION MANAGEMENT LLC DBA MCM</u>	9/9/2009	Jose R. Perez, AIA	Completion of construction	<u>3.8</u>
ID	<u>W80021</u>	DES	<u>MUNILLA CONSTRUCTION MANAGEMENT LLC DBA MCM</u>	9/9/2009	Jose R. Perez, AIA	Interim	<u>3.8</u>
ID	<u>W80052</u> WO: 2	DES	<u>MUNILLA CONSTRUCTION MANAGEMENT LLC DBA MCM</u>	9/16/2011	Marc LaFrance	Completion of construction	<u>3.8</u>
ID	<u>W80052</u>	DES	<u>MUNILLA CONSTRUCTION MANAGEMENT LLC DBA MCM</u>	5/30/2011	Marc LaFrance	Interim	<u>3.8</u>
ID	<u>Z00051-TWR</u> WO: 1	CON	<u>MUNILLA CONSTRUCTION MANAGEMENT LLC DBA MCM</u>	7/11/2018	Humberto Contreras	Interim	<u>3.0</u>
SP	<u>2011-014.05</u> WO: 01	CON	<u>MUNILLA CONSTRUCTION MANAGEMENT LLC DBA MCM</u>	1/18/2013	Nicolas Perez	Completion of construction	<u>4.0</u>
SP	<u>0816-SEA-01</u> WO: CON <u>PCSP1700013</u>	DES	<u>MUNILLA CONSTRUCTION MANAGEMENT LLC DBA MCM</u>	1/12/2018	Jose A. Cordoves	Completion of construction	<u>4.0</u>
SP	<u>0818-SEA-01</u> WO: A-E <u>PCSP1700012</u>	DES	<u>MUNILLA CONSTRUCTION MANAGEMENT LLC DBA MCM</u>	3/16/2018	Jose A. Cordoves	Project conclusion or closeout	<u>4.0</u>
SP	<u>0815-SEA-01</u> WO: A-E <u>PCSP1700012</u>	DES	<u>MUNILLA CONSTRUCTION MANAGEMENT LLC DBA MCM</u>	3/16/2018	Jose A. Cordoves	Project conclusion or closeout	<u>4.0</u>
T1	<u>863011</u>	CON	<u>MUNILLA CONSTRUCTION MANAGEMENT LLC DBA MCM</u>	6/12/2008	Neville Hoo	Project conclusion or closeout	<u>3.0</u>
T1	<u>863012</u>	CON	<u>MUNILLA CONSTRUCTION MANAGEMENT LLC DBA MCM</u>	6/12/2008	Neville Hoo	Project conclusion or closeout	<u>3.0</u>
WS	<u>S-808 (A)</u>	CON	<u>MUNILLA CONSTRUCTION MANAGEMENT LLC DBA MCM</u>	6/9/2013	Marlo Garcia	Project conclusion or closeout	<u>3.2</u>
WS	<u>S-808 (A)</u>	CON	<u>MUNILLA CONSTRUCTION MANAGEMENT LLC DBA MCM</u>	2/24/2012	Marlo Garcia	Interim	<u>3.5</u>
WS	<u>S-808 (A)</u>	CON	<u>MUNILLA CONSTRUCTION MANAGEMENT LLC DBA MCM</u>	10/1/2012	Marlo Garcia	Interim	<u>3.5</u>
WS	<u>S-808 (A)</u>	CON	<u>MUNILLA CONSTRUCTION MANAGEMENT LLC DBA MCM</u>	7/2/2010	Marlo Garcia	Interim	<u>3.5</u>
WS	<u>S-808 (A)</u>	CON	<u>MUNILLA CONSTRUCTION MANAGEMENT LLC DBA MCM</u>	5/12/2011	Marlo Garcia	Interim	<u>3.6</u>
WS	<u>S-808 (A)</u>	CON	<u>MUNILLA CONSTRUCTION MANAGEMENT LLC DBA MCM</u>	8/23/2011	Marlo Garcia	Interim	<u>3.6</u>
WS	<u>P0188</u>	7360	<u>MUNILLA CONSTRUCTION MANAGEMENT LLC DBA MCM</u>	3/27/2017	Nelson Céspedes	Project conclusion or closeout	<u>4.0</u>

Evaluation Count: 21 Contractors: 1 Average Evaluation: 3.6

Exhibit B



MIAMI DADE COUNTY
Small Business Development
A&E Firm History Report
From: 03/01/2014 To: 03/22/2019

EXHIBIT B

PRIMES

FIRM NAME: MUNILLA CONSTRUCTION MANAGEMENT, LLC
6201 SW 70th St, 2nd Floor
Miami, FL 33143

PROJECT #	CONTRACT	DEPT.	MEASURES	AWARD DATE	AWARD AMOUNT
DB15-SEA-01 (DESIGN)	1	SP	GOAL CBE 14%	09/29/2016	\$3,227,750.00

DESIGN-BUILD SERVICES FOR CRUISE TERMINAL F UPGRADES

\$3,227,750.00

Total Award Amount	\$3,227,750.00
Total Change Orders Approved by BCC	\$0.00

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* Indicates closed or expired contracts
 Disclaimer: Payments shown may not reflect current information



MIAMI DADE COUNTY
Small Business Development
Firm History Report

From: 03/01/2014 To: 03/22/2019

PRIMES

FIRM NAME: **MUNILLA CONSTRUCTION MANAGEMENT, LLC**
 6201 SW 70th St, 2nd Floor
 Miami, FL 33143

PROJECT #	CONTRACT	DEPT	MEASURES	AWARD DATE	AWARD AMOUNT
MCC-V-040A-1	1	AV	TRADE SET ASIDE CSBE	10/29/2015	\$1,005,824.60
MIA - SATELLITE E PAVEMENT REHABILITATION - PACKAGE #1					\$1,005,824.60

CONTRACT	DEPT	MEASURES	AWARD DATE	AWARD AMOUNT	
MCC-V-040A-3	1	AV	GOAL CSBE 6%	11/12/2015	\$1,167,666.27
MIA-SATELLITE E PAVEMENT REHABILITATION - PACKAGE #3 BITUMINOUS CONCRETE MILLING, DEMOLITION AND PAVING (PRE CONST. POD #43).					
\$1,167,666.27					

PROJECT #	CONTRACT	DEPT	MEASURES	AWARD DATE	AWARD AMOUNT
* PD188 (7360)	1	WS	NO MEASURE	03/08/2016	\$519,517.00
EMERGENCY REPAIR TO 86-INCH PCOP RAW WATER MAIN AT NW 74 ST					
Change Order # 1 JAN-16-17 0 days \$5,049.12					
Change Order # 2 NOV-30-16 0 days \$10,125.34					
Change Order # 3 APR-12-17 0 days \$15,741.49					
\$550,432.95					

CONTRACT	DEPT	MEASURES	AWARD DATE	AWARD AMOUNT	
MCC-U-055-A	1	AV	TRADE SET ASIDE CSBE	04/14/2016	\$2,685,104.98
MIA-INTERIOR RENOVATIONS RELOCATION OF ID SECTION AND DRIVERS TRAINING					
\$2,685,104.98					

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MIAMI DADE COUNTY
Small Business Development
Firm History Report

From: 03/01/2014 To: 03/22/2019

PRIMES

FIRM NAME: MUNILLA CONSTRUCTION MANAGEMENT, LLC
 6201 SW 70th St, 2nd Floor
 Miami, FL 33143

PROJECT #	CONTRACT	DEPT	MEASURES	AWARD DATE	AWARD AMOUNT
S-902	1	WS	GOAL CSBE 1.92% GOAL SBE 1.91%	09/20/2016	\$12,072,689.21
CD 4.10(2) INSTALLATION OF APPROXIMATELY 10,000 LF OF 54-INCH DI FORCE MAIN ALONG THE SOUTH RIGHT OF WAY OF BISCAIYNE CANAL (C-8) FROM NW 57TH AVE TO NW 37TH AVE					\$12,072,689.21

DEPT	SP	GOAL CSBE	AWARD DATE	AWARD AMOUNT
DB15-SEA-01 (BUILD)	1	9.87%	09/29/2016	\$34,363,454.98
DESIGN-BUILD SERVICES FOR CRUISE TERMINAL F UPGRADES		6%		\$34,363,454.98

DEPT	AV	NO MEASURE CSBE	TRADE SET ASIDE CSBE	AWARD DATE	AWARD AMOUNT
MCC-T-072-H	1	0%	49.8%	02/24/2017	\$1,357,034.39
MIA-E FIS RENOVATIONS, 1ST LEVEL			1.78%		
			10.92%		
			15.75%		
					\$1,357,034.39

DEPT	ID	GOAL CSBE	AWARD DATE	AWARD AMOUNT
Z00051-TWR	1	19.68%	07/07/2017	\$9,462,860.00
JOSEPH CALEB CENTER (JCC) ATRIUM REFURBISHMENT AND FACILITY RENOVATIONS		2%		\$9,462,860.00

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MIAMI DADE COUNTY
Small Business Development
Firm History Report

From: 03/01/2014 To: 03/22/2019

PRIMES

FIRM NAME: MUNILLA CONSTRUCTION MANAGEMENT, LLC
6201 SW 70th St, 2nd Floor
Miami, FL 33143

PROJECT #	CONTRACT	DEPT	MEASURES	AWARD DATE	AWARD AMOUNT
MCC-U-010-F	1	AV	TRADE SET ASIDE CSBE 26.67%	09/07/2017	\$394,443.58
			TRADE SET ASIDE CSBE 2.06%		
			TRADE SET ASIDE CSBE 50.7%		
			TRADE SET ASIDE CSBE 3%		
			TRADE SET ASIDE CSBE 8.48%		
					<u>\$394,443.58</u>

MCC-X-045-A	1	AV	NO MEASURE	09/19/2017	\$431,312.91
			TRADE SET ASIDE CSBE 10.33%		
			TRADE SET ASIDE CSBE 11.88%		
			TRADE SET ASIDE CSBE 5.17%		
			TRADE SET ASIDE CSBE 6.2%		
			TRADE SET ASIDE CSBE 19.83%		
					<u>\$431,312.91</u>

Total Award Amount	\$69,800,955.07
Total Change Orders Approved by BCC	\$30,915.95
	<u>\$69,831,871.02</u>

* Indicates closed or expired contracts
 Disclaimer: Payments shown may not reflect current information

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Exhibit C

Exhibit C

MIAMI - DADE COUNTY CHANGE ORDER TO ORIGINAL CONTRACT Bond No. 105704971

CHANGE ORDER NO 4 PROJECT NO. MCC-8-10 DATE: February 20, 2019

PROJECT NAME: Miscellaneous Construction Contract (MCC)-8-10

TO CONTRACTOR: Munilla Construction Management (MCM) . LLC
YOU ARE HEREBY REQUESTED TO MAKE THE FOLLOWING CHANGES TO THE CURRENT CONTRACT, AND TO PERFORM THE WORK SUBJECT TO ALL CONTRACT STIPULATIONS AND COVENANTS

ITEM NO.	DESCRIPTION	AMOUNT
1	Modify Contract Terms and Conditions This Change Order No. 4 provides 548 calendar days extension of time. However, Contractor is specifically advised that the County reserves the right to terminate for convenience for any reason prior to the full expiration of Contract time. Without limiting its ability to terminate for convenience for any reason, the County further represents that it is in the process of advertising and awarding a successor MCC contract, and, in the event that a successor contract is ready prior to termination of this Contract, intends to terminate this Contract for convenience.	\$0.00

JUSTIFICATION: Due to the delays in the procurement of the next MCC contract (MCC-9), an extension to the current contract is necessary to maintain project schedules and airlines operations. Nearly the entire MCC-8 contract has already been committed to projects which are essential to maintaining and preserving the facilities and to keep up with routine business operations.

SUMMARY OF CONTRACT AMOUNT

	ORIGINAL CONTRACT AMOUNT.....	\$ 50,125,000.00
REASON FOR CHANGE:	COST OF CONSTRUCTION CHANGES PREVIOUSLY ORDERED	\$79,800,000.00
	ADJUSTED CONTRACT AMOUNT PRIOR TO THIS CHANGE ORDER	\$ 129,925,000.00
	COST OF CONSTRUCTION CHANGES THIS ORDER.....	\$ 0.00
	ADJUSTED CONTRACT AMOUNT INCLUDING THIS CHANGE ORDER....	\$ 129,925,000.00
	PER CENT INCREASE, THIS CHANGE ORDER.....	0 %
X County Requested Change	TOTAL PER CENT INCREASE TO DATE	159.15 %
	EXTENSION OF TIME ALLOWED BY THIS CHANGE <u>548</u> CALENDAR DAYS TO <u>August 29, 2020</u> .	

CERTIFYING STATEMENT: I hereby certify that the supporting cost data included is, in my considered opinion, accurate, that the prices quoted are fair and reasonable and in proper ratio to the cost of the original work contracted for under honest competitive bidding.

SIGNATURE CONSULTING ARCHITECT OR ENGINEER

TO BE FILLED OUT BY DEPARTMENT INITIATING CHANGE ORDER

DEPARTMENT	FUNDS BUDGET CODE	CERTIFIED BY

ACCEPTED BY: Charles J. Neilson, Surety, All-In-Fact 2/28/19 TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA PROJECT MANAGER, CHIEF ARCHITECT/CHIEF ENGINEER	APPROVED: BUDGET DIRECTOR DADE COUNTY, Florida By the BOARD OF COUNTY COMMISSIONERS
APPROVED: CHIEF ARCHITECT/CHIEF ENGINEER	By _____ DATE _____
APPROVED: DEPARTMENT DIRECTOR	Attest: _____ By _____ Deputy Clerk

cc: A/E Consultant(s), Contractor, M-D Capital Improvements Coordinator, GSA Risk Management, Consulting Engineer (HNTB), Surety, MDAD CIP Contracts, MDAD Contracts Administration (Bldg 5A), MDAD Finance, MDAD Project Manager, MDAD Safety Insurance, MDAD Project Controls, MDAD Properties, Document Control

*Surety's acceptance is conditioned on the County requiring that all work let under this Change Order being completed prior to August 29, 2020.

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**MIAMI - DADE COUNTY
CHANGE ORDER TO ORIGINAL CONTRACT**

CHANGE ORDER NO 4

PROJECT NO, MCC-8-10

DATE: February 20, 2019

PROJECT NAME: Miscellaneous Construction Contract (MCC)-8-10

TO CONTRACTOR: Munilla Construction Management (MCM), LLC

YOU ARE HEREBY REQUESTED TO MAKE THE FOLLOWING CHANGES TO THE CURRENT CONTRACT, AND TO PERFORM THE WORK SUBJECT TO ALL CONTRACT STIPULATIONS AND COVENANTS

RELEASE OF CLAIM

In consideration of this Change Order, the Contractor releases County, its officers, employees and agents from, and waives and relinquishes, any and all claims, disputes or causes of action it or its subcontractors have or may have against the County, its officer, employees and agents for all costs incurred arising out of or in connection with the Contract prior to the effective date of this Change Order. The effective date of this Change Order No. 4 is hereby defined as the date it is executed by the County Mayor or his designee.

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**Travelers Casualty and Surety Company of America
Travelers Casualty and Surety Company
St. Paul Fire and Marine Insurance Company**

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company are corporations duly organized under the laws of the State of Connecticut (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint **CHARLES J NIELSON** of **MIAMI LAKES Florida** their true and lawful Attorney-in-Fact to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.
IN WITNESS WHEREOF, the Companies have caused this instrument to be signed, and their corporate seals to be hereto affixed, this 3rd day of February, 2017.



State of Connecticut
City of Hartford ss.

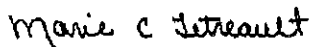
By: 
Robert L. Raney, Senior Vice President

On this the 3rd day of February, 2017, before me personally appeared Robert L. Raney, who acknowledged himself to be the Senior Vice President of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal.

My Commission expires the 30th day of June, 2021




Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kevin E. Hughes, the undersigned, Assistant Secretary of Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which remains in full force and effect.

Dated this 28th day of February, 2019




Kevin E. Hughes, Assistant Secretary

To verify the authenticity of this Power of Attorney, please call us at 1-800-421-3880.
Please refer to the above-named Attorney-in-Fact and the details of the bond to which the power is attached.



MEMORANDUM
(Revised)

TO: Honorable Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners

DATE: July 23, 2019

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 3(B)(1)

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 present ____, 2/3 membership ____, 3/5's ____, unanimous ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ____, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor

Agenda Item No. 3(B)(1)

Veto _____

7-23-19

Override _____

RESOLUTION NO. _____

RESOLUTION RATIFYING THE ACTION OF THE MAYOR'S DESIGNEE EXECUTING CHANGE ORDER NO. 4 TO MISCELLANEOUS CONSTRUCTION CONTRACT MCC-8-10 WITH MUNILLA CONSTRUCTION MANAGEMENT, LLC, EXTENDING THE CONTRACT TIME FOR 548 DAYS AND AUTHORIZING NO INCREASE IN FUNDING; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SUCH CHANGE ORDER AND TO EXERCISE DELEGATED AUTHORITY DESCRIBED THEREIN

WHEREAS, the Miscellaneous Construction Contract No. MCC-8 (the MCC) has proven to be an efficient and effective way of accomplishing needed repairs and construction at Miami International Airport (the Airport) while also maximizing small business participation in such repairs or construction; and

WHEREAS, the ability to issue new work orders under the MCC expired on February 28, 2019, although the contractor continues to perform work on previously issued work orders; and

WHEREAS, the County has begun the process of procuring a replacement contract, MCC-9; and

WHEREAS, this replacement contract will not be awarded until later this year, at the earliest; and

WHEREAS, the MCC provides greater ability for the small business community to perform work at the Airport than available procurement vehicles; and

WHEREAS, the expiration of the MCC and the absence of such a contract would negatively impact both the Airport and the small business community; and

WHEREAS, the continued growth of passenger traffic at the Airport, as well as the entry of new airlines, has required the Miami-Dade Aviation Department to engage in numerous unexpected alterations, repairs, and modifications to the Airport facility, many of which could be timely accomplished except through the MCC; and

WHEREAS, airlines and passengers may choose to utilize other airports in the event the Airport facility cannot meet their needs; and

WHEREAS, the contractor is currently on site at Miami International Airport, is performing work, is appropriately licensed, and is uniquely qualified to perform work until a successor contract is let and awarded; and

WHEREAS, the mark-up charged by the Contractor on subcontractor work on the MCC is substantially lower than in prior contracts, and will likely rise in the replacement contract, making future work more expensive to the County; and

WHEREAS, the MCC provides significant opportunities for small business participation in the Airport construction program, and small businesses have received \$35,191,037 in work under MCC-8,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board hereby ratifies the action of the County Mayor's designee taken pursuant to Section 2-285 of the Code of Miami-Dade County, extending the contract duration of the Miscellaneous Construction Contract MCC - 8-10, between Miami-Dade County and Munilla Construction Management LLC, for 548 days, in substantially the form attached hereto.

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:

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

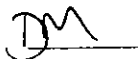
The Chairperson thereupon declared the resolution duly passed and adopted this 23rd day of July, 2019. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by 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.



David M. Murray