

Memorandum



Date: October 5, 2021

To: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

Agenda Item No. 8(F)(5)

From: Daniella Levine Cava
Mayor 

Subject: Recommendation to Ratify Designated Purchase Award: Emergency Purchase and Installation of PCAs at the Miami International Airport (MIA)

Recommendation

It is recommended that the Board of County Commissioners (Board) approve this request for a designated purchase, pursuant to Section 2-8.1(b)(3) of the County Code, by a two-thirds vote of the Board members present, and ratify an emergency contract award, *Contract No. E-10128, PCA Purchase and Install Emergency* to Cavotec USA, Inc. (Cavotec) in the amount of \$1,107,738 for the Miami-Dade Aviation Department (MDAD).

Pre-conditioned air (PCA) units are needed to ensure passenger-loading bridges and aircrafts are sufficiently cooled while parked at gates. This purchase included five PCA units, accessories, hose management system, potable water cabinets, a converter with accessories and cable hoists, new electrical cables, installation, and startup services. Any additional work that would had been required, such as obtaining permits or performing electrical work would had been Cavotec's responsibility.

To meet the Miami International Airport (MIA) mid 2021 re-opening deadline and resumption of flight operations at MIA Concourses F and G, the Director of the Department declared an emergency on March 1, 2021 for an accelerated delivery of the units. It was imperative to the airport's economic recovery to have the PCA equipment operational, as it allowed for the accommodation of additional flights at these gates and the corresponding increased passenger volume being scheduled by MDAD's airline partners. Therefore, MDAD deemed the purchase and installation of five pre-conditioned air (PCA) units for gates F3, F5, F9, F11 and G14 as critical.

Competition was not practicable at the time due to the immediate need to purchase the equipment before the mid 2021 re-opening deadline. Additionally, this one-time purchase was awarded to Cavotec, the incumbent vendor that currently provides the maintenance, repair and replacement of parts and components of the PCA units installed at MIA, under current *Contract No. SS9863-1/26*. Furthermore, Cavotec owns the patents and proprietary rights to the software/hardware under contract No. SS9863-1/26 as well as the equipment for this designated purchase.

Staff performed due diligence by comparing pricing with other MDAD projects performed in recent months, as well as reaching out to Fort Lauderdale Airport to compare pricing for similar units. It was found that the pricing being offered by Cavotec is in line with other similar projects. It is in the County's best interest to approve ratification of this emergency award as the expedited purchase and installation of these units was critical and necessary for timely airport operations and well-being of MIA staff and patrons.

The availability of competition will be continually monitored so that the need for future designated purchases is reduced or eliminated as soon as practicable. Accordingly, it is in the County's best interest to approve this designated purchase pursuant to Section 2-8.1(b)(3) of the Miami-Dade County Code to ratify the purchase of these PCA units.

Scope

Miami International Airport is located within District 6, which is represented by Commissioner Rebeca Sosa; however, the impact of this item is countywide.

Delegated Authority

If this item is approved, the County Mayor or County Mayor’s designee will have the authority to exercise all provisions of the contract, including any cancellation, renewal or extension provisions, pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38.

Fiscal Impact/Funding Source

The fiscal impact of this emergency purchase is \$1,107,738.

Department	Allocation	Funding Source	Contract Manager
Aviation	\$1,107,738	Proprietary Funds	Neivy Garcia
Total:	\$1,107,738		

Track Record/Monitor

Basia M. Pruna of the Internal Services Department is the Assistant Division Director.

Awarded Vendor

Vendor	Principal Address	Local Address*	Number of Employee Residents	Principal
			1) Miami-Dade 2) Percentage*	
Cavotec USA, Inc.	500 South Main Street Suite 109 Mooresville, NC	None	8	Mo Jadbabaei
			9%	


*Provided pursuant to Resolution No. R-1011-15. Percentage of employee residents is the percentage of vendor’s employees who reside in Miami-Dade County as compared to the vendor’s total workforce.

Due Diligence

Pursuant to Resolution No. R-187-12, due diligence was conducted in accordance with the Internal Services Department’s Procurement Guidelines to determine contractor responsibility, including verifying corporate status and that there are no performance or compliance issues. The lists that were referenced included convicted vendors, debarred vendors, delinquent contractors, suspended vendors, and federal excluded parties. There were no adverse findings relating to contractor responsibility.

Applicable Ordinances and Contract Measures

- The two percent User Access Program provision does not apply.
- The Small Business Enterprise measures and Local Preference do not apply.
- The Living Wage does not apply.



 Jimmy Morales
 Chief Operations Officer



MEMORANDUM
(Revised)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: October 5, 2021

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 8(F)(5)

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
Veto _____
Override _____

Agenda Item No. 8(F)(5)
10-5-21

RESOLUTION NO. _____

RESOLUTION AUTHORIZING A DESIGNATED PURCHASE PURSUANT TO SECTION 2-8.1(B)(3) OF THE COUNTY CODE BY A TWO-THIRDS VOTE OF THE BOARD MEMBERS PRESENT; RATIFYING AN EMERGENCY PURCHASE FOR THE MIAMI-DADE AVIATION DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$1,107,738.00 FOR PCA PURCHASE AND INSTALL EMERGENCY, CONTRACT NO. E-10128; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ALL PROVISIONS OF THE CONTRACT, INCLUDING ANY CANCELLATION, RENEWAL OR EXTENSION PROVISIONS, PURSUANT TO SECTION 2-8.1 OF THE COUNTY CODE AND IMPLEMENTING ORDER 3-38

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:

Section 1. This Board finds it is in the best interest of Miami-Dade County to award Contract No. E-10128, for PCA Purchase and Install Emergency, as a designated purchase in an amount not to exceed \$1,107,738.00 for the Miami-Dade Aviation Department, pursuant to Section 2-8.1(b)(3) of the Code of Miami-Dade County, by a two-thirds vote of the Board members present.

Section 2. This Board ratifies an emergency purchase authority in an amount not to exceed \$1,107,738.00 for the Miami-Dade Aviation Department for PCA Purchase and Install Emergency, Contract No. E-10128 as set forth in the incorporated memorandum.

Section 3. This Board authorizes the County Mayor or County Mayor’s designee to exercise all provisions of the contract, including any cancellation, renewal or extension provisions, pursuant to Section 2-8.1 of the Code of Miami-Dade County, Florida and Implementing Order 3-38. Copies of the contract document are on file with and available upon request from the Internal Services Department, Strategic Procurement Division.

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:

- | | |
|---------------------------------------|------------------------|
| Jose “Pepe” Diaz, Chairman | |
| Oliver G. Gilbert, III, Vice-Chairman | |
| Sen. René García | Keon Hardemon |
| Sally A. Heyman | Danielle Cohen Higgins |
| Eileen Higgins | Joe A. Martinez |
| Kionne L. McGhee | Jean Monestime |
| Raquel A. Regalado | Rebeca Sosa |
| Sen. Javier D. Souto | |

The Chairperson thereupon declared the resolution duly passed and adopted this 5th day of October, 2021. 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.

