

Memorandum



Date: December 1, 2021

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

From: Daniella Levine Cava
Mayor

Subject: Resolution Ratifying the Award of the Construction Contract S-935 Related to Miami-Dade Water and Sewer Department’s Consent Decree and Capital Improvement Programs Acceleration Ordinance

Agenda Item No. 8(O)(2)

Recommendation

It is recommended that the Board of County Commissioners (Board) ratify the action of the County Mayor or County Mayor’s designee, as authorized under Section 2-8.2.12 of the Miami-Dade County Code related to Miami-Dade Water and Sewer Department’s (WASD) Consent Decree and Capital Improvement Programs Acceleration Ordinance (WASD’s Acceleration Ordinance) for the funded project identified below and on Exhibit A, as attached.

Capital Improvement Project

This project is for the construction of proposed infrastructure necessary to increase the treatment capacity at the South District Wastewater Treatment Plant (SDWWTP). It includes the construction of proposed improvements to seven existing oxygenation trains, construction of two new electrical buildings, yard piping and site improvements at the SDWWTP.

Item 1 – Recommendation awarding Construction Contract for Ocean Outfall Legislation Program Construction Package ST-1B Oxygenation Trains 1-7 Rehabilitation and Electrical Buildings, Contract No. S-935. This item requests ratification of a contract in the total amount not to exceed \$80,560,000 with a total contract period of 1,451 days to Poole & Kent Company of Florida (Poole & Kent).

Delegation of Authority

This contract was awarded pursuant to Section 2-8.2.12 of the Miami-Dade County Code related to WASD’s Consent Decree and Capital Improvement Programs Acceleration Ordinance, which delegates authority to the County Mayor or County Mayor’s designee to award certain projects, and among other things, negotiate, and settle claims, and execute change orders that do not exceed (10%) ten percent of the base contract amount, all subject to ratification by the Board.

Scope

In an effort to continue providing good quality and reliable drinking water and sanitary services, the County needs to upgrade and rehabilitate its water and sewer assets located throughout the County. WASD operates SDWWTP, whose service area continues to increase in population due to growth and redevelopment. It has been observed that current wastewater flows to the plant are approximately 85% to 90% of the permitted daily flows. This project is for the construction of proposed infrastructure necessary to increase the plants permitted average annual daily flow

(AADF) from 112.5 to 131 Million Gallons per Day (MGD) and increase the peak flow capacity of the Plant from 285 MGD to 305 MGD. As shown on Exhibit A, the project is located in Commission District 8, which is represented by Commissioner Danielle Cohen Higgins. Projects awarded through WASD’s Acceleration Ordinance have a countywide impact.

Fiscal Impact/Funding Source

The fiscal impact and funding sources for this project are as follow: Future WASD Revenue Bonds, State Revolving Loan Wastewater Program, WASD Revenue Bonds Sold, Wastewater Connection Charges, and WIFIA Loan, and are detailed in Exhibit A and other accompanying attachments.

Track Record/Monitoring

WASD’s Deputy Director of Capital Improvements, Marisela Aranguiz, will oversee the implementation of this project.

Due Diligence/Safety Information

Due diligence was conducted by WASD and the Internal Services Department (ISD) in accordance with ISD’s Procurement Guidelines to determine responsibility, including verifying corporate status; performance; safety record, including Occupational Safety and Health Administration (OSHA) records; and compliance data. The lists that were reviewed include: convicted vendors, debarred vendors, delinquent contractors, suspended vendors, and federal excluded parties. There were no adverse findings related to the Contractor’s responsibility. This information is being provided pursuant to Resolution No. R-187-12.

Background

On September 3, 2014, the Board approved Ordinance No. 14-77 authorizing the County Mayor or County Mayor’s designee to award contracts for funded capital projects and related goods and services, and to accelerate the approval of WASD’s (1) Consent Decree projects and (2) projects identified in WASD Multi-Year Capital Plan’s Capital Improvement Program without the need for prior Board approval but subject to ratification by the Board.

Exhibit A includes the details of the competitively bid award for which ratification is being requested. Exhibit A contains the information bulleted below for the contract award:

- Item Number
- Department Name
- Type of Solicitation
- Contract Type
- Contract No. / Project No.
- Project Name
- Firm Awarded
- Commission District
- Contract Amount
- Funding Source(s)
- Operations and Maintenance Costs
- Estimated Start Date/Estimated End Date
- Contract Measures: SBE Goods & Services; SBE-A/E; SBE-Construction; and CWP Program
- Brief Project Description

Attached as Exhibit B is the recommendation to award the contract referenced in Item No. 1 in this memorandum. The contract listed is executed by the County Mayor or County Mayor’s designee in accordance with WASD’s Acceleration Ordinance. A copy is available from the Intergovernmental Affairs Division of WASD upon request.

Attachments



Jimmy Morales
Chief Operations Officer

Exhibit A Ratification of Contract Awards Authorized by the WASD Accelerate Ordinance

Item No.	Dept. Name	Type of Solicitation	Contract Type	Contract No.		Firm Awarded	Commission District	Contract Amount	Funding Source(s)	Operations and Maintenance Costs	Est. Start Date		Contract Measures			Brief Project Description
				Contract No.	Project No.						Est. Start Date	Est. End Date	SBE Goods & Services	SBE A/E	SBE Construction	
1	WASD	County Bid Process	Construction Contract		Contract No. S-935	Poole & Kent Company of Florida	District 8 (Danielle Cohen Higgins)	\$80,560,000.00	Future WASD Revenue Bonds; State Revolving Loan Wastewater Program; WASD Revenue Bonds Sold; Wastewater Connection Charges; WIFA Loan (Project #: 2000000580 PEAK FLOW MANAGEMENT - SOUTH DISTRICT EXPANSION)	Operations Cost: \$650,000 per year; and Maintenance Cost: \$650,000 per year	Estimated Notice to Proceed Date: 11/01/2021 Completion Date: 10/22/2025 (total contract period is 1451 days)	1.02%	n/a	10.95%	n/a	This project is to construct Ocean Outfall Legislation Program Construction Package ST-1B Oxygenation Trains 1-7 Rehabilitation and Electrical Buildings at the South District Wastewater Treatment Plant (SDWWTP) that will increase the plant's permitted average annual daily flow.

Total Dollar Value of Award: \$80,560,000.00

Exhibit B

RECEIVED BY CLERK
Circuit & County Courts
Miami-Dade County, Florida
FILED FOR RECORD

4:02 pm, 07/14/2021

CLERK OF THE BOARD

Memorandum



Date:

To:

Roy Coley, Director
Water and Sewer Department

From:

Hardeep Anand, Deputy Director
Capital Improvement Program

A handwritten signature in black ink that reads "Hardeep Anand".

Subject:

Recommendation Approving Award of a Construction Contract for Ocean Outfall Legislation Program Construction Package ST-1B Oxygenation Trains 1 - 7 Rehabilitation and Electrical Buildings, Contract No. S-935

RECOMMENDATION:

Pursuant to the Miami-Dade Water and Sewer Department (WASD) Consent Decree and Capital Improvement Programs Acceleration Ordinance, Section 2-8.2.12 of the Code of Miami-Dade County, it is recommended that the County Mayor or County Mayor's designee approve this contract award recommendation to Poole & Kent Company of Florida (hereafter "Poole & Kent"), for Contract No. S-935 to construct Ocean Outfall Legislation (OOL) Program Construction Package ST-1B at the South District Wastewater Treatment Plant (SDWWTP). Construction Package ST-1B is one of several proposed projects that will increase the plant's permitted average annual daily flow (AADF) from 112.5 to 131 Million Gallons per Day (MGD) and peak flow capacity from 285 to 305 MGD. The total compensation amount is \$80,560,000 with a total contract period of 1,451 days. This contract award recommendation was prepared by WASD.

DELEGATION OF AUTHORITY:

Pursuant to Section 2-8.2.12 of the Code of Miami-Dade County, the County Mayor or County Mayor's designee is authorized to amend and execute the Contract. Pursuant to the provisions of Sections 2-8.2.12 (4)(d) and (e) of the Code, the County Mayor or County Mayor's designee will have the authority to amend and/or extend the Contract to complete any unfinished work, waive liquidated damages, negotiate and settle claims, and execute change orders that do not exceed ten percent (10%) of the base contract amount. Pursuant to Section 2-8.2.12 (7), all actions taken pursuant to Section 2-8.2.12 are subject to ratification by the Board of County Commissioners.

PROJECT NAME:

Ocean Outfall Legislation Program Construction Package ST-1B Oxygenation Trains 1 - 7 Rehabilitation and Electrical Buildings

PROJECT DESCRIPTION:

This project is one in a series of projects that are being processed under Section 2-8.2.12 of the Code, entitled Miami-Dade Water and Sewer Department Consent Decree and Capital Improvement Programs Accelerate Ordinance. In general, the project consists of furnishing all materials, labor, and equipment necessary for the construction of proposed improvements to seven (7) existing oxygenation trains, construction of two (2) new electrical buildings, yard piping and site improvements at the SDWWTP.

The scope of work includes, but is not limited to:

1. Constructing a new stand-alone building for Electrical Substations 5/6, and furnishing and installing all related equipment:
 - a. New feeders from Electrical Distribution Building (EDB)1 to provide temporary 13.2 kilovolt (kV) power to the new substation building.
 - b. New 13.2 kV-480 volt (V) transformers 5 and 6.
 - c. New 480V arc-resistant Switchgear fed from transformers 5 and 6.
 - d. New 480V feeders from new switchgear to Oxygenation Trains 1-4, Headworks 1/Odor Control Building 1, and EDB1 building service loads.
 - e. New 480V feeders from existing Substations 31/32 switchgear to Filtrate Station.
 - f. Testing of existing transformers and electrical equipment for asbestos containing material and lead based paint that was not tested as part of the Asbestos and Lead Survey (Sub-Station 5&6 and 15&16) report (ATC, December 2020).
 - g. Connecting Substations 5/6 controllers (GE RX3i programmable logic controllers) and RIO to RTU 48 for incorporation into Owner's SCADA network.
 - h. Connecting Substations 5/6 power monitor to Owner's MIS network.
 - i. Furnishing and installing HVAC components.
 - j. Furnishing and installing all appurtenances to Substations 5/6.

2. Constructing a new stand-alone building for Electrical Substations 15/16, and furnishing and installing all related equipment:
 - a. New feeders from EDB1 to provide temporary 13.2kV power to the new substation building.
 - b. New 13.2kV-480V transformers 15/16.
 - c. New 480V arc-resistant Switchgear feed from Substation 15/16.
 - d. New 480V feeders from the Switchgear to Oxygenation Trains 5-8 Electrical Building, Headworks 2/Odor Control Building 2, High Level Disinfection (HLD) Building, and existing Substations 15/16 building service loads.
 - e. Testing of existing transformers and electrical equipment for asbestos containing material and lead based paint that was not tested as part of the Asbestos and Lead Survey (Sub-Station 5&6 and 15&16) report (ATC, December 2020).
 - f. Connecting Substations 15/16 controllers (GE RX3i programmable logic controllers) and RIO to RTU 49 for incorporation into Owner's SCADA network.
 - g. Connecting Substations 15/16 power monitor to Owner's SCADA network.
 - h. Furnishing and installing HVAC components.
 - i. Constructing required modification of the existing Substations 15/16.

3. Construction of new Electrical Ductbank System:
 - a. Connect the existing Electrical Distribution Building 1 with the new Substations 5/6 and 15/16.
 - b. Furnishing and installation of new 480V Duct banks.
 - c. Furnishing and installation of new Signal Duct banks.

It is WASD's intent to obtain a completely functional and satisfactory installation under this project, and any items of labor, equipment or materials which may be reasonably assumed as necessary to accomplish this shall be supplied by Poole & Kent whether or not they are specifically shown on the plans or stated in the specifications. Poole & Kent shall provide all sheeting, shoring, bracing and all other labor, material or equipment required to preclude damage to, or loss of functionality of, any existing facility or system.

PROJECT LOCATION:

Miami-Dade Water and Sewer Department, South District Wastewater Treatment Plant, 8590 S.W. 232nd Street, Section 21, Township 56, Range 40, Miami-Dade, Florida 33190.

SMALL BUSINESS DEVELOPMENT (SBD)

SUBMITTAL DATE: 02/04/2021

SIGNOFF DATE: 02/12/2021

SBD REVIEW COMMITTEE ASSIGNED CONTRACT MEASURES: (See EXHIBIT "A", as attached)

TYPE	GOAL	COMMENT
SBE – Construction	10.95%	The estimated value is the product of the goal percentage multiplied by the sum of the Base Estimate plus the Contingency Allowance Amount.
SBE - Goods and Service	1.02%	The estimated value is the product of the goal percentage multiplied by the sum of the Base Estimate plus the Contingency Allowance Amount.
CWP	0.00%	CWP is not applicable, project is not in a Designated Target Area (DTA).

PROJECT TECHNICAL CERTIFICATION REQUIREMENTS:

One of the following licenses are required: State General Contractor, General Engineering Contractor, and/or other category as applicable to Chapter 489 of the Florida Statutes or Chapter 10 of the Miami-Dade County Code.

SUBCONTRACTORS AND SUPPLIERS (SECTION 10-34 MIAMI-DADE COUNTY CODE):

FIRM NAME	SUBCONTRACTOR OR SUPPLIER	SCOPE OF WORK OR MATERIALS & SERVICES
Dodec, Inc.	Subcontractor	Mechanical work
H & R Construction Group	Subcontractor	Concrete work
Sunshine State Air Conditioning, Inc.	Subcontractor	HVAC
Corcel Corp.	Supplier	Valves and Equipment
Lightnin'	Supplier	Aerator Supplier
Philadelphia	Supplier	Oxygen Aerator & Mixer Supplier

APPLICABLE WAGES: Yes

MANDATORY CLEARING HOUSE: No

PRIMARY COMMISSION DISTRICT: District 8, Danielle Cohen Higgins

APPROVAL PATH:

Miami-Dade Water and Sewer Department Consent Decree and Capital Improvement Programs Acceleration Ordinance Section 2-8.2.12 of the Code of Miami-Dade County.

MANAGING DEPARTMENT: Miami-Dade Water and Sewer Department

FISCAL IMPACT / FUNDING SOURCE: (See EXHIBIT "B", as attached)

Capital Budget Project No. & Description:

2000000580 PEAK FLOW MANAGEMENT – SOUTH DISTRICT EXPANSION
 Book Page: 69, Volume #3, Funding Year: Adopted Budget Book for FY 2020-21, Prior Years' Funds through FY2025-26 Funds

Funding Sources:

- Future WASH Revenue Bonds
- State Revolving Loan Wastewater Program
- WASH Revenue Bonds Sold
- Wastewater Connection Charges
- WIFIA Loan

OPERATIONS COST IMPACT/FUNDING: \$650,000 per year. The funding source for the operating impact is WASH Operating Revenues.

MAINTENANCE COST IMPACT/FUNDING: \$650,000 per year. The funding source for the operating impact is WASH Operating Revenues.

LIFE EXPECTANCY OF ASSET: 50 years

PTP FUNDING: No

GOB FUNDING: No

ARRA FUNDING: No

TOTAL CONTRACT PERIOD:

The total contract period is 1,451 days, which includes a contract term of 1,319 days and a contingency period of 132 days.

IG FEE INCLUDED IN BASE CONTRACT: Yes

ART IN PUBLIC PLACES: No

BASE ESTIMATE: \$ 74,143,770.00

BASE CONTRACT AMOUNT: \$ 69,500,000.00

CONTINGENCY ALLOWANCE (SECTION 2-8.1 MIAMI DADE COUNTY CODE):

Type	AMOUNT	PERCENT
INFRASTRUCTURE	\$ 6,950,000.00	10%

DEDICATED ALLOWANCES:

FOR PERMIT FEES	\$ 2,085,000.00	3.00%
FOR LEAD PAINT AND ASBESTOS ABATEMENT:	\$ 75,000.00	0.11%
FOR GEOTECHNICAL ALLOWANCE.:	\$ 150,000.00	0.22%
FOR UNDERGROUND UTILITY CONFLICTS:	\$ 300,000.00	0.43%
FOR OXIGENATION TRAIN STRUCTURAL REHABILITATION:	\$ 1,500,000.00	2.16%

TOTAL DEDICATED ALLOWANCE: \$ 4,110,000.00

TOTAL CONTRACT AMOUNT: \$ 80,560,000.00

SEA LEVEL RISE (Ord. No. 14-79):

The impact of sea level rise has been considered as part of the design.

SUSTAINABLE BUILDINGS ORDINANCE (Ord. No. 07-65):

This project does not qualify for compliance with the Sustainable Buildings Ordinance.

TRACK RECORD / MONITOR/SBD HISTORY OF VIOLATIONS:

Due diligence was conducted by WASD and the Internal Services Department (ISD) in accordance with ISD's Procurement Guidelines to determine responsibility, including verifying corporate status, safety, performance and compliance data. The lists that were reviewed include: convicted vendors, debarred vendors, delinquent contractors, suspended vendors, and federal excluded parties. There were no adverse findings related to Poole & Kent's responsibility. This information is being provided pursuant to Resolution R-187-12.

EXPLANATION:

WASD operates the SDWWTP, whose service area continues to increase in population due to growth and redevelopment. It has been observed that current wastewater flows to the plant are approximately 85% to 90% of the permitted daily flows. This project is for the construction of proposed infrastructure necessary to increase the plants permitted average annual daily flow (AADF) from 112.5 to 131 Million Gallons per Day (MGD) and increase the peak flow capacity of the Plant from 285 MGD to 305 MGD.

On May 27, 2021, WASD received and opened four (4) bids in response to an advertisement for an open competitive solicitation for Contract No. S-935, summarized as follows: (See Bid Tabulation, attached as EXHIBIT "C")

<u>Company Name</u>	<u>Base Bid</u>	<u>Total Bid</u>
Poole & Kent Company of Florida	\$69,500,000.00	\$80,560,000.00
Kiewit Water Facilities Florida Co.	\$79,305,000.00	\$91,639,650.00
Daniel O'Connell's Sons, Inc.	\$84,925,000.00 (*)	\$97,412,505.31
MCM/Dragados Joint Venture	\$90,246,890.00	\$104,003,985.70

(*) Figure was revised due to mathematical error.

Because contract measures were assigned, the lowest three (3) bids were forwarded to ISD's SBD for a compliance review. On June 23, 2021, SBD issued the results of its compliance review. All three firms, Poole & Kent, Kiewit Water Facilities Florida Co. and Daniel O'Connell's Sons, Inc. were determined to be in compliance with the Implementing Order for the Small Business Enterprise (SBE/Cons) program for construction services and (SBE/GS) program for goods and services. A copy of SBD's Compliance Review is attached hereto as EXHIBIT "D".

In correspondence to WASD dated June 8, 2021, the project's Engineer of Record, Brown and Caldwell, confirmed that Poole & Kent meets the minimum experience requirements, that their bid is compliant and that Brown and Caldwell recommended that WASD proceed with award. (See EXHIBIT "E", as attached)

ISD's Capital Improvements Information System (CIIS) database contains seventy (70) contractor evaluations for Poole & Kent, which includes fifty-four (54) interim evaluations. Their overall average evaluation is 3.5 points out of a possible 4 points. (See EXHIBIT "F", as attached)

It is recommended that the project be awarded to Poole & Kent, the lowest responsible, responsive bidder, whose base bid of \$69,500,000.00 is approximately 6.26% below the engineer's base estimate of \$ 74,143,770.00.

The Contract, Collusion Affidavit and the Firm's Responsibility Affidavit (also called "Combined Affidavit") executed by Poole & Kent are attached as EXHIBIT "G", EXHIBIT "H" and Exhibit "I", respectively.

SUBMITTAL DATE: 05/27/2021

ESTIMATED NOTICE TO PROCEED: 11/01/2021

PRIME CONTRACTOR: Poole & Kent Company of Florida

COMPANY PRINCIPAL: Patrick H. Carr

COMPANY QUALIFIERS: David A. Strickland

EMAIL ADDRESS: pato@pkflorida.com

COMPANY ADDRESS: 1781 NW North River Drive
Miami, FL 33125

YEARS IN BUSINESS: 16 years

PREVIOUS EXPERIENCE WITH THE COUNTY IN THE PAST THREE (3) YEARS:

According to the Firm History Report (attached as EXHIBIT "K") provided by the ISD, Poole & Kent has been awarded twenty-four (24) projects in the past three (3) years with the County, with a total value of \$575,966,434 and a total amount paid of \$291,511,353. These include both construction contracts and projects solicited as design-build services for the design and construction of WASD facilities and infrastructure.

MINIMUM QUALIFICATIONS EXCEED LEGAL REQUIREMENTS: Yes

In addition to licensing requirements, bidders were required to submit proof with their bids of the following:

1. The Bidder has at least the minimum successful contract experience as required below for this Contract. Such proof shall consist of a list of projects, completed prior to the bid date, with the names and telephone numbers of the Department's or representatives that the Department can contact to confirm the listed experience.
2. The Bidder shall have successfully completed a minimum of one (1) project demonstrating experience with large wastewater treatment upgrade projects having a total construction value of greater than \$75 million and three (3) projects demonstrating experience with large wastewater treatment upgrade projects having a total construction (for each project) of greater than \$25 million. These projects shall have been performed within the past ten (10) years from the date of the Invitation to Bid.
3. The Bidder's proposed project manager shall have successfully completed a minimum of one (1) project demonstrating project management experience with large wastewater treatment upgrade projects having a total construction value of greater than \$25 million. This project shall have been performed within the past ten (10) years from the date of the Invitation to Bid.
4. The Bidder or Bidder's Electrical Subcontractor shall have successfully completed a minimum of three (3) projects demonstrating experience with similar sized motor control centers and dedicated electrical buildings for industrial service. These projects shall have been performed within the past ten (10) years from the date of the Invitation to Bid.
5. The Bidder or Bidder's Electrical Subcontractor Lead Electrician shall have successfully completed a minimum of one (1) project demonstrating experience with similar sized motor control centers and dedicated electrical buildings for industrial service. This project shall have been performed within the past ten (10) years from the date of the Invitation to Bid.

In the event a firm is established by executives, supervisors, and other senior field staff (key employees) that would have met these minimum experience requirements with a prior firm, the County reserves the right to qualify the firm based on the County's sole determination and evaluation of the knowledge and prior experience of these key employees employed by the new firm. The experience of key senior personnel with other firms may be counted towards the experience requirement, if acceptable to the Engineer. Should such evidence not be satisfactory to the Engineer, whose decision shall be final, the bid will be considered non-responsive, and the second lowest bidder will be considered for award. The qualifying proof shall be submitted in a separate sealed envelope with the bid.

CONTRACT MANAGER NAME/PHONE/EMAIL:

Isaac Smith / 786-552-8255 / Isaac.Smith@miamidade.gov

PROJECT MANAGER NAME/PHONE/EMAIL:

James Ferguson / 786-552-8756 / James.Ferguson@miamidade.gov

BACKGROUND:

The South District Wastewater Treatment Plant (SDWWTP) is owned and operated by the Miami-Dade Water and Sewer Department. This project is for the construction of proposed infrastructure and is necessary for the increase of SDWWTP's permitted average annual daily flow (AADF) from 112.5 to 131 Million Gallons per Day (MGD) and increase of the peak flow capacity of the Plant from 285 MGD to 305 MGD. Since the SDWWTP's service area continues to increase in population due to growth and redevelopment, it has been observed that current wastewater flows to the SDWWTP is approximately 85% to 90% of the permitted AADF.

It should also be noted that the SDWWTP is one of three (3) regional wastewater treatment facilities operated by WASD and serving the southern portion Miami-Dade County. The wastewater conveyance system to the three wastewater plants is interconnected so flow can be directed between wastewater treatment plants to allow for operational flexibility, therefore the expansion project is part of a regional solution for the wastewater treatment system of the County to meet future flows and loads. The project will also result in a more robust and resilient facility designed to meet WASD's facility hardening criteria. This criterion will allow for the continuous operation of the wastewater treatment system during severe climatological events, which are frequent in the South Florida area.

Also, on May 21, 2013, the Board of County Commissioners authorized the execution of a Consent Decree (CD) 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. In addition to being part of the Ocean Outfall Legislation (OOL) program, in accordance with Appendix D of the United States Environmental Protection Agency (USEPA) Consent Decree, this project is also required for compliance with Consent Project Number CD 1.03(2), Oxygenation Trains – Mixer Upgrade / Electrical Building. The compliance date for CD 1.03(2) is November 16, 2025.

SIGNATURE PAGE

**Ocean Outfall Legislation Program Construction Package ST-1B
Oxygenation Trains 1 - 7 Rehabilitation and Electrical Buildings
Project No: N/A ; Contract No: S-935**



**DAVID CLODFELTER
OMB DIRECTOR**

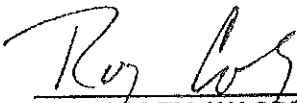
7/6/2021
DATE

**APPROVED AS TO LEGAL
SUFFICIENCY**



**ANGELA BENJAMIN
ASSISTANT COUNTY ATTORNEY**

July 8, 2021
DATE



**ROY COLEY, WASH DIRECTOR
ON BEHALF OF MAYOR DANIELLA LEVINE CAVA**

7-14-21
DATE



Small Business Development Division

Project Worksheet



Project/Contract Title: OCEAN OUTFALL LEGISLATION PROGRAM
CONSTRUCTION PACKAGE ST-1B OXYGENATION
TRAINS 1 – 7 REHABILITATION AND ELECTRICAL
BUILDINGS

Received Date: 2/4/2021

Project/Contract No: S-935

Funding Source: WS 667, Revenue
Bonds Sold, WIFIA

Department: Water & Sewer

Estimated Cost of Project/Bid: \$81,558,147.00

Description of Project/Bid: In general, the project consists of furnishing all materials, labor, and equipment necessary for the construction of proposed improvements to seven (7) existing oxygenation trains, construction of two (2) new electrical buildings, yard piping and site improvements at the South District Wastewater Treatment Plant (SDWWTP), located at 8950 SW 232nd Street Miami, Florida.

Contract Measures

<u>Measure</u>	<u>Program</u>	<u>Goal Percent</u>
Goal	SBE - Con	10.95%
Goal	SBE - Goods	1.02%

Reasons for Recommendation

SMALL BUSINESS ENTERPRISE - CONSTRUCTION (SBE-CON)

An analysis of the factors contained in Implementing Order 3-22 indicates a 10.95% SBE - Con subcontractor goal is appropriate for this contract for the trades of Water & Sewer Line and Related Structures Construction (1.37%-Piping (Small Diameter Piping/Installation), PVC, CPVC, Steel); Other Heavy and Civil Engineering Construction (1.88%-Site Civil Work/Earthwork/Curbs/Gutter/Excavation/Drainage); Highway, Street, and Bridge Construction (0.703%-Paving/Roads; Pavement Markings-0.024%) and All Other Specialty Trade Contractors (7.00%-Demolition/Excavation).

CWP Not Applicable: Not in a DTA

SMALL BUSINESS ENTERPRISE – GOODS & SERVICES (SBE-GOODS)

An analysis of the factors contained in Implementing Order 3-41 indicates a 1.02% (SBE - Goods) Subcontractor Goal is appropriate for this contract in the commodities of Construction Materials (0.51%) (15010) and Pipe, Tubing and Accessories (0.51%) (65800).

The SBE-Con & SBE-Goods Subcontractor Goals can be met by First Tier (Prime Contractors and Vendors) and Second Tier (Subcontractors and Vendors) certified SBE – Con & SBE – Goods firms.

NAICS 237110 Water and Sewer Line and Related Structures Construction, NAICS 236220 Commercial and Institutional Building Construction, NAICS 237990 Other Heavy and Civil Engineering Construction, NAICS 238910 Site Preparation Contractors, NAICS 237310 Highway, Street, and Bridge Construction, NAICS 238990 All Other Specialty Trade Contractors, NIGP 15010 Construction Materials, NIGP 65800 Pipe, Tubing and Accessories

Small Business Contract Measure Recommendation

Subtrade

Water & Sewer Line And Related Structures Construction
Other Heavy And Civil Engineering Construction
All Other Specialty Trade Contractors
Highway, Street, And Bridge Construction
Construction Materials
Pipe, Tubing and Accessories

Category

SBE-Con
SBE-Con
SBE-Con
SBE-Con
SBE-Goods
SBE-Goods

Living Wages: YES NO

Highway: YES NO

Heavy Construction: YES NO

Responsible Wages: YES NO

Building: YES NO



SBD Director

2/12/21

Date

FY 2020 - 21 Adopted Budget and Multi-Year Capital Plan



PEAK FLOW MANAGEMENT - SOUTH DISTRICT EXPANSION

PROJECT #: 200000580

DESCRIPTION: Redirect flows to regional plants and account for peak flows through 2035
 LOCATION: Systemwide District Located: Systemwide
 Various Sites District(s) Served: Countywide



REVENUE SCHEDULE:	PRIOR	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	FUTURE	TOTAL
Future WASD Revenue Bonds	0	7,649	1,127	1,873	0	22,834	43,500	101,217	178,200
State Revolving Loan Wastewater Program	10,000	0	0	0	0	0	0	0	10,000
WASD Revenue Bonds Sold	18,274	0	0	0	0	0	0	0	18,274
Wastewater Connection Charges	55,148	15,946	31,472	23,985	7,000	5,000	7,000	0	145,551
Wastewater Special Construction	1	0	0	0	0	0	0	0	1
Fund									
WIFIA Loan	299,183	0	0	0	0	0	0	0	299,183
TOTAL REVENUES:	382,606	23,595	32,599	25,858	7,000	27,834	50,500	101,217	651,209
EXPENDITURE SCHEDULE:	PRIOR	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	FUTURE	TOTAL
Construction	95,147	35,675	62,984	77,119	75,559	81,700	88,152	121,875	638,211
Planning and Design	1,915	769	1,285	1,574	1,542	1,668	1,758	2,487	12,998
TOTAL EXPENDITURES:	97,062	36,444	64,269	78,693	77,101	83,368	89,910	124,362	651,209

PUMP STATIONS - GENERATORS AND MISCELLANEOUS UPGRADES

PROJECT #: 9652002

DESCRIPTION: Install emergency generators and construct miscellaneous upgrades at various wastewater pump stations
 LOCATION: Systemwide District Located: Systemwide
 Various Sites District(s) Served: Systemwide

REVENUE SCHEDULE:	PRIOR	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	FUTURE	TOTAL
Future WASD Revenue Bonds	0	3,080	3,456	4,802	5,600	5,046	2,850	300	25,134
WASD Revenue Bonds Sold	2,346	0	0	0	0	0	0	0	2,346
TOTAL REVENUES:	2,346	3,080	3,456	4,802	5,600	5,046	2,850	300	27,480
EXPENDITURE SCHEDULE:	PRIOR	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	FUTURE	TOTAL
Construction	2,346	3,080	3,456	4,802	5,600	5,046	2,850	300	27,480
TOTAL EXPENDITURES:	2,346	3,080	3,456	4,802	5,600	5,046	2,850	300	27,480


PUMP STATIONS - IMPROVEMENT PROGRAM

PROJECT #: 9651071

DESCRIPTION: Upgrade pump stations systemwide to meet departmental forecasted demands
 LOCATION: Systemwide District Located: Systemwide
 Various Sites District(s) Served: Systemwide

REVENUE SCHEDULE:	PRIOR	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	FUTURE	TOTAL
Future WASD Revenue Bonds	0	8,387	5,863	569	0	0	0	29,807	44,626
WASD Revenue Bonds Sold	103,504	0	0	0	0	0	0	0	103,504
Wastewater Connection Charges	5,168	2,500	0	0	0	0	0	0	7,668
TOTAL REVENUES:	108,672	10,887	5,863	569	0	0	0	29,807	155,798
EXPENDITURE SCHEDULE:	PRIOR	2020-21	2021-22	2022-23	2023-24	2024-25	2025-26	FUTURE	TOTAL
Construction	89,739	11,886	4,984	484	0	0	0	25,336	132,429
Planning and Design	15,837	2,097	879	85	0	0	0	4,471	23,369
TOTAL EXPENDITURES:	105,576	13,983	5,863	569	0	0	0	29,807	155,798

TABULATION OF BIDS
Miami-Dade Water and Sewer Department
Ocean Outfall Legislation Program Construction Package ST-1B, Oxygenation Trains 1 - 7 Rehabilitation and Electrical Buildings @ SDWWTP
Contract No. S-935

Base Engineer's Estimate: \$79,103,987		BID DATE: May 27, 2021				
Item	Description	Engineers OPCC	Daniel O'Connell's Sons	Kiewit Infrastructure South Co.	MCM/Dragados Joint Venture	Poole & Kent Company of Florida
	General Requirements. General Requirements or Home/Field Office Overhead, which include cost associated with and delineated in the general and supplemental conditions including Division 01 of the Contract. For performing preparatory work and operations in mobilizing for beginning the work of the Project, including setting up temporary facilities, preparing shop drawing submittals, supplies, materials, personnel, safety equipment and first aid supplies, etc.; including the costs of bonds, required insurance, and other preconstruction expenses; excluding the actual cost of permits, which are paid under a separate dedicated allowance; excluding the cost of the materials which are paid under the other bid items.	(Allocated throughout all bid items)	\$4,000,000.00	\$3,800,000.00	\$4,500,000.00	\$3,300,000.00
1-1	General Site Civil and Yard Piping Demolition: For demolition, removal and disposal of existing asphalt pavement, concrete curbs, sidewalks, concrete pads, retaining walls, drainage structures, and concrete valve collars. For demolition, removal, disposal, and capping of, drain-pipes, sanitary pipes, sludge pipes, and storm drainage pipes.	(see roll-up in Item 1-7)	\$500,000.00	\$50,000.00	\$300,000.00	\$1,150,000.00
1-2	General Site Civil: For cranes and lifts, providing and installing all new paving, grading and drainage work within the general project site, furnishing and installing all new landscaping, seeding and sodding for the general site work indicated in the Contract Documents.	(see roll-up in Item 1-7)	\$425,000.00	\$200,000.00	\$500,000.00	\$440,000.00
1-3	Dewatering and Shoring: For all dewatering and shoring required for the general site work indicated in the Contract Documents.	(see roll-up in Item 1-7)	\$150,000.00	\$90,000.00	\$100,000.00	\$100,000.00
1-4	Site Electrical: For site electrical including electrical site demolition and new electrical ductbanks, electrical manholes and cabling as indicated in the Contract Documents.	(see roll-up in Item 1-7)	\$2,500,000.00	\$4,000,000.00	\$3,000,000.00	\$2,000,000.00
1-5	Site Yard Piping-Small Bore: For small bore (24-inches and smaller) piping as indicated in the Contract Documents	(see roll-up in Item 1-7)	\$1,500,000.00	\$25,000.00	\$1,500,000.00	\$2,400,000.00
1-6	Site Yard Piping-Large Bore: For large bore (larger than 24-inch) piping as indicated in the Contract Documents.	(see roll-up in Item 1-7)	\$2,500,000.00	\$8,000,000.00	\$1,815,000.00	\$3,300,000.00
1-7	General Site. The sum of Bid Item No. 1-1 through 1-6.	\$7,885,791.00	\$7,575,000.00	\$12,305,000.00	\$7,215,000.00	\$9,390,000.00
2-1	Oxygenation Train 1. For all elements including local site civil, shoring, dewatering, concrete, metals, piping and mechanical, process equipment, interior rehabilitation and electrical. All testing and startup to make a complete and operable system.	\$6,007,255.00	\$10,250,000.00	\$7,000,000.00	\$11,000,000.00	\$5,600,000.00
2-2	Oxygenation Train 2. For all elements including local site civil, shoring, dewatering, concrete, metals, piping and mechanical, process equipment, interior rehabilitation and electrical. All testing and startup to make a complete and operable system.	\$6,746,049.00	\$9,500,000.00	\$8,250,000.00	\$14,000,000.00	\$7,060,000.00
2-3	Oxygenation Train 3. For all elements including local site civil, shoring, dewatering, concrete, metals, piping and mechanical, process equipment, interior rehabilitation and electrical. All testing and startup to make a complete and operable system.	\$6,755,663.00	\$10,500,000.00	\$7,950,000.00	\$10,596,000.00	\$6,900,000.00

2-4	Oxygenation Train 4. For all elements including local site civil, shoring, dewatering, concrete, metals, piping and mechanical, process equipment, interior rehabilitation and electrical. All testing and startup to make a complete and operable system.	\$6,004,977.00	\$8,000,000.00	\$7,000,000.00	\$11,000,000.00	\$5,500,000.00
2-5	Oxygenation Train 5. For all elements including local site civil, shoring, dewatering, concrete, metals, piping and mechanical, process equipment, interior rehabilitation and electrical. All testing and startup to make a complete and operable system.	\$5,990,751.00	\$9,000,000.00	\$7,000,000.00	\$8,632,800.00	\$5,600,000.00
2-6	Oxygenation Train 6. For all elements including local site civil, shoring, dewatering, concrete, metals, piping and mechanical, process equipment, interior rehabilitation and electrical. All testing and startup to make a complete and operable system.	\$5,873,732.00	\$8,000,000.00	\$7,000,000.00	\$9,203,090.00	\$5,400,000.00
2-7	Oxygenation Train 7. For all elements including local site civil, shoring, dewatering, concrete, metals, piping and mechanical, process equipment, interior rehabilitation and electrical. All testing and startup to make a complete and operable system.	\$5,873,595.00	\$8,600,000.00	\$7,000,000.00	\$5,600,000.00	\$5,500,000.00
3-1	Electrical Building, O2 Trains 1 - 4. For all elements including local site civil, shoring, dewatering, concrete, metals, piping and mechanical, process equipment and electrical. All testing and startup to make a complete and operable system.	\$14,767,588.00	\$4,750,000.00	\$6,000,000.00	\$4,250,000.00	\$7,650,000.00
3-2	Electrical Building, O2 Trains 5 - 8. For all elements including local site civil, shoring, dewatering, concrete, metals, piping and mechanical, process equipment and electrical. All testing and startup to make a complete and operable system.	\$13,198,586.00	\$4,750,000.00	\$6,000,000.00	\$4,250,000.00	\$7,600,000.00
4	Subtotal of Items No. 0-1, 1-7, 2-1, 2-2, 2-3, 2-4, 2-5, 2-6, 2-7, 3-1, and 3-2.	\$79,103,987.00	* \$84,925,000.00	\$79,305,000.00	\$90,246,890.00	\$69,500,000.00
5-1	Permitting Dedicated Allowance. This item establishes a fund for reimbursement of the cost of required construction permits, fees, inspections, and/or impact fees, if authorized by the Engineer, for the sum of 3.0% of the Subtotal, Item No.4, (0.03) x (Item No. 4).	\$2,373,119.61	\$2,547,750.00	\$2,379,150.00	\$2,707,406.70	\$2,085,000.00
5-2	Lead Paint and Asbestos Dedicated Allowance. This item establishes a fund for the demolition, handling, and removal of materials containing lead paint or asbestos encountered during construction in any existing structure or existing field item within the boundaries of the Work, if authorized by the Engineer.	\$75,000.00	\$75,000.00	\$75,000.00	\$75,000.00	\$75,000.00
5-3	Geotechnical Dedicated Allowance. This item establishes a fund for completing work exclusively related to addressing geotechnical/foundation issues that were unknown at the time when the Bid Documents were issued, if authorized by the Engineer.	\$150,000.00	\$150,000.00	\$150,000.00	\$150,000.00	\$150,000.00
5-4	Utility Conflicts Dedicated Allowance. This item establishes a fund for completing Work exclusively related to addressing underground utility conflicts that were unknown at the time when the Bid Documents were issued, if authorized by the Engineer.	\$300,000.00	\$300,000.00	\$300,000.00	\$300,000.00	\$300,000.00
5-5	Oxidization Train Structural Rehabilitation. This item establishes a fund for completing Work exclusively related to additional structural reinforcement to the oxidation trains that was unknown at the time when the Bid Documents were issued, if authorized by the Engineer.	\$1,500,000.00	\$1,500,000.00	\$1,500,000.00	\$1,500,000.00	\$1,500,000.00
5-6	Total Allowances. The sum of Bid Item Nos. 5-1 through 5-5.	\$4,398,119.61	\$4,572,750.00	\$4,404,150.00	\$4,732,406.70	\$4,110,000.00
6	Contingency Account. For Unforeseeable Conditions, Minor Construction Changes and Quantity Adjustments, additional work not covered by other items, if ordered by the Engineer, 10% of the Subtotal, Item No. 4 (Item No. 4 * 0.10).	\$7,910,398.70	\$8,492,500.00	\$7,930,500.00	\$9,024,689.00	\$6,950,000.00
7	Grand Total with Contingency and Allowances. SUBTOTAL BID (Item 4) + Total Allowances (Item 5-6) + Contingency Account (Item 6).	\$91,412,505.31	\$97,990,250.00	\$91,639,650.00	\$104,003,985.70	\$80,560,000.00

LOW BIDDER

* Subtotal revised due to mathematical error.

Memorandum



DATE: June 23, 2021

TO: Isaac Smith, Chief
Construction Contracts
Water and Sewer Department

FROM: Gary Hartfield, Division Director
Internal Services Department
Small Business Development

SUBJECT: Compliance Review
Project No. S-935
Ocean Outfall Legislation Program Construction Package St-1b
Oxygenation Trains 1 – 7 Rehabilitation and Electrical Buildings



Small Business Development (SBD), a Division of the Internal Services Department, has completed its review of the subject project. The established contract measures for this project is a 10.95% Small Business Enterprise Construction (SBE-Con) and 1.02% Small Business Enterprise Goods (SBE-Goods) subcontractor goals.

The Miami-Dade Water and Sewer Department has submitted bid documents that included the Certificate of Assurance for the firms listed below acknowledging the project's SBE measures. The firms also submitted a Utilization Plan (UP) identifying the SBE subcontractors to fulfill the SBE-Con and SBE-Goods goals via the Business Management Workforce System (BMWS) and the following is the pre-award compliance status and summary.

- FIRM(S):**
1. Daniel O'Connell's Sons, Inc.
 2. Kiewit Water Facilities Florida Co.
 3. Poole & Kent Company of Florida

STATUS:
Compliant
Compliant
Compliant

SUMMARY:

Daniel O'Connell's Sons, Inc. (#1), a non-certified, SBE-Con firm, committed to utilize the following certified, SBE-Con firms: Dade Electric Service, Inc. to perform electrical work at 11.71% and Sunshine State Air Conditioning, Inc. to perform HVAC work at 2.85% in satisfaction of the 10.95% SBE-Con subcontractor goal. The Utilization Plan (UP) submitted by Daniel O'Connell's Sons, Inc. and confirmed by the subcontractors was approved pursuant to the firm's commitment to achieve the 10.95% SBE-Con subcontractor goal.

Daniel O'Connell's Sons, Inc. also committed to utilize Corcel Corp., a certified, SBE-Goods firm to provide pipes, tubing and fittings at 1.45% in satisfaction of the 1.02% SBE-Goods subcontractor goal. The Utilization Plan (UP) submitted by Daniel O'Connell's Sons, Inc. and confirmed by the subcontractor was approved pursuant to the firm's commitment to achieve the 1.02% SBE-Goods subcontractor goal.

Daniel O'Connell's Sons, Inc. is in compliance with the 10.95% SBE-Con and 1.02% SBE-Goods subcontractor goals established for this contract. Daniel O'Connell's Sons, Inc. is deemed compliant with Implementing Orders 3-22 and 3-41 governing the SBE-Con and SBE-Goods programs.

Kiewit Water Facilities Florida Co. (#2), a non-certified, SBE-Con firm, committed to utilize the following certified, SBE-Con firms: H & R Construction Group, Inc. to perform concrete work at 9.60% and Sunshine State Air Conditioning, Inc. to perform HVAC work at 1.36% in satisfaction of the SBE-Con subcontractor goal. The Utilization Plan (UP) submitted by Kiewit Water Facilities Florida Co. and confirmed by the subcontractors was approved pursuant to the firm's commitment to achieve the 10.95% SBE-Con subcontractor goal.

Kiewit Water Facilities Florida Co. also committed to utilize MCG MIMS Construction Group, LLC to provide valve supplies at 1.02% in satisfaction of the 1.02% SBE-Goods subcontractor goal. The Utilization Plan (UP) submitted

by Kiewit Water Facilities Florida Co. and confirmed by the subcontractor was approved pursuant to the firm's commitment to achieve the 1.02 SBE-Goods subcontractor goal.

Kiewit Water Facilities Florida Co. is in compliance with the 10.95% SBE-Con and 1.02% SBE-Goods subcontractor goals established for this contract. Kiewit Water Facilities Florida Co. is deemed compliant with Implementing Orders 3-22 and 3-41 governing the SBE-Con and SBE-Goods programs.

Poole & Kent Company of Florida (#3), a non-certified, SBE-Con firm, committed to utilize the following certified, SBE-Con firms: Dodec, Inc. to perform mechanical work at 2.29%, H & R Construction Group, Inc. to perform concrete work at 7.45% and Sunshine State Air Conditioning, Inc. to perform HVAC work at 1.22% in satisfaction of the 10.95% SBE-Con subcontractor goal. The Utilization Plan (UP) submitted by Poole & Kent Company of Florida and confirmed by the subcontractors was approved pursuant to the firm's commitment to achieve the 10.95% SBE-Con subcontractor goal.

Poole & Kent Company of Florida also committed to utilize Corcel Corp., a certified, SBE-Goods firm, to furnish valves and equipment at 1.02% in satisfaction of the 1.02% SBE-Goods subcontractor goal. The Utilization Plan (UP) submitted by Poole & Kent Company of Florida and confirmed by the subcontractor was approved pursuant to the firm's commitment to achieve the 1.02% SBE-Goods subcontractor goal.

Poole & Kent Company of Florida is in compliance with the 10.95% SBE-Con and 1.02% SBE-Goods subcontractor goals established for this contract. Poole & Kent Company of Florida is deemed compliant with Implementing Orders 3-22 and 3-41 governing the SBE-Con and SBE-Goods programs.

SBD has verified that none of the aforementioned firms are listed with an open violation on the June 18, 2021, Compliance Report of Open and Closed Small Business, Wage and/or Workforce Violations in the last three (3) years.

Please be reminded that SBD staff reviewed and addressed compliance with the SBE-Con and SBE-Goods measures. The Contract and Specifications Section of the Miami-Dade Water and Sewer Department is responsible for any other issues that may exist. Should you have any questions or need any additional information, please do not hesitate to call Caesar E. Suarez, SBD Capital Improvement Project Specialist at (305) 375-3141.

c: Laurie Johnson, ISD/SBD

2333 Ponce De Leon Boulevard
 Suite R-205
 Coral Gables, FL 3334
 305.704.4428
 www.browncaldwell.com



June 8, 2021



Mr. Isaac Smith,
 Chief, Construction Contracts Division
 Miami-Dade Water and Sewer Department
 3071 SW 38th Avenue
 Miami, Florida 33146

RE: MD-WASD Contract S-935 – Recommendation to issue a Notice of Intent of Award for Contract S-935 to Poole & Kent Company of Florida.

Dear Mr. Smith:

The bid opening for Contract S-935, SDWWTP OOL Program Construction Package ST1B - 02 Trains 1-7 Rehabilitation and Electrical Buildings, took place on May 27, 2021 at 2pm. Four bids were received from the following firms: Daniel O'Connell's Sons, Kiewit Water Facilities Florida Company, MCM/Dragados Joint Venture, and Poole & Kent Company of Florida. Table 1 below presents the Subtotal Bid (Item 4 of the Bid Items Form) and the Grand Total with Contingency and Allowances (Item 7 of the Bid Items Form).

Table 1 – S-935 Bidding Results

Contractor	Subtotal Bid	Grand Total with Contingencies and Allowances
Daniel O'Connell's Sons	\$84,925,000.00*	\$97,990,250.00
Kiewit Water Facilities Florida Company	\$79,305,000.00	\$91,639,650.00
MCM/Dragados Joint Venture	\$90,246,890.00	\$104,003,985.70
Poole & Kent Company of Florida	\$69,500,000.00	\$80,560,000.00

* The Daniel O'Connell's Sons bid form included an incorrect summation of their Subtotal Bid Item (Item 4). The bid form included a written summation of \$86,950,000; however, the additive sum of the bid items is actually \$84,925,000. The correct summed value is presented in this table and is used to calculate the dedicated permitting allowance and the Grand Total Item (Item 7).

MD-WASD requested that Brown and Caldwell, as the project's Engineer of Record (EOR), review the bid package to evaluate if Poole & Kent Company of Florida; a) meet the minimum construction experience criteria defined in the

June 8, 2021

Mr. Isaac Smith,
Chief, Construction Contracts Division

Contract Documents, b) are compliant and responsive with the bid requirements and c) if that the bid prices generally align with the EOR's Opinion of Probable Construction Cost (OPCC). Brown and Caldwell has reviewed the bid documents provided by MD-WASD and concludes the following:

- a) Poole & Kent Company of Florida meets the minimum construction experience defined in the Contract Documents.
- b) The bid from Poole & Kent Company of Florida is compliant and responsive with the bid requirements.
- c) While there are outliers within the individual bid items, the overall bid is within the low- and high-end ranges of the Engineer's OPCC. Note that the low bidder, Poole & Kent Company, was approximately 12.1% lower than the Engineer's OPCC.

Table 2 and Table 3 are provided as attachments to this letter. Table 2 compares the Engineer's OPCC, to the four bidding contractors, while Table 3 compares the compliance of the Poole & Kent bid versus bid documentation requirements.

With the above review, we recommend that MD-WASD proceed with an issuance of a Notice of Intent of Award for Contract S-935 to Poole & Kent Company of Florida.

Please do not hesitate to contact us if there are any questions.

Very truly yours,

Brown and Caldwell

William Eleazer, P.E
Project Manager
Phone: (305) 967-1776
Email: beleazer@brwncald.com

Attachment: Table 2 – Contract S-935 – Bid Analysis
Table 3 – Contract S-935 – Poole & Kent Bid Review Summary

cc: Gisselly Anania, OOL Program
Pedro Quiros Pierce, OOL Program



Table 2 - Contract S-935 - Bid Analysis

Bid Item	Description	Engineer's OPCC	Daniel O'Connell's Sons	Kiewit	MCM/ Dragados Joint Venture	Poole & Kent
0-1	General Requirements. General Requirements or Home/Field Office Overhead, which include cost associated with and delineated in the general and supplemental conditions including Division 01 of the Contract. For performing preparatory work and operations in mobilizing for beginning the work of the Project, including setting up temporary facilities, preparing shop drawing submittals, supplies, materials, personnel, safety equipment and first aid supplies, etc.; including the costs of bonds, required insurance, and other preconstruction expenses; excluding the actual cost of permits, which are paid under a separate dedicated allowance; excluding the cost of the materials which are paid under the other bid items.	(Allocated throughout bid items)	\$4,000,000.00	\$3,800,000.00	\$4,500,000.00	\$3,300,000.00
1-1	General Site Civil and Yard Piping Demolition: For demolition, removal and disposal of existing asphalt pavement, concrete curbs, sidewalks, concrete pads, retaining walls, drainage structures, and concrete valve collars. For demolition, removal, disposal, and capping of, drain-pipes, sanitary pipes, sludge pipes, and storm drainage pipes.	(See Item 1-7 for Roll-up of these items)	\$500,000.00	\$50,000.00	\$300,000.00	\$1,150,000.00
1-2	General Site Civil: For cranes and lifts, providing and installing all new paving, grading and drainage work within the general project site, furnishing and installing all new landscaping, seeding and sodding for the general site work indicated in the Contract Documents.	(See Item 1-7 for Roll-up of these items)	\$425,000.00	\$200,000.00	\$500,000.00	\$440,000.00
1-3	Dewatering and Shoring: For all dewatering and shoring required for the general site work indicated in the Contract Documents.	(See Item 1-7 for Roll-up of these items)	\$150,000.00	\$30,000.00	\$100,000.00	\$100,000.00



Table 2 - Contract S-935 - Bid Analysis

Bid Item	Description	Engineer's OPCC	Daniel O'Connell's Sons	Kiewit	MCM/Drageados Joint Venture	Poole & Kent
1-4	Site Electrical: For site electrical including electrical site demolition and new electrical ductbanks, electrical manholes and cabling as indicated in the Contract Documents.	(See Item 1-7 for Roll-up of these Items)	\$2,500,000.00	\$4,000,000.00	\$3,000,000.00	\$2,000,000.00
1-5	Site Yard Piping-Small Bore: For small bore (24-inches and smaller) piping as indicated in the Contract Documents	(See Item 1-7 for Roll-up of these Items)	\$1,500,000.00	\$25,000.00	\$1,500,000.00	\$2,400,000.00
1-6	Site Yard Piping-Large Bore: For large bore (larger than 24-inch) piping as indicated in the Contract Documents.	(See Item 1-7 for Roll-up of these Items)	\$2,500,000.00	\$8,000,000.00	\$1,815,000.00	\$3,300,000.00
1-7	General Site. The sum of Bid Item No. 1-1 through 1-6.	\$7,885,791.00	\$7,575,000.00	\$12,305,000.00	\$7,215,000.00*	\$9,390,000.00
2-1	Oxygenation Train 1. For all elements including local site civil, shoring, dewatering, concrete, metals, piping and mechanical, process equipment, interior rehabilitation and electrical. All testing and startup to make a complete and operable system.	\$6,007,255.00	\$10,250,000.00	\$7,000,000.00	\$11,000,000.00	\$5,600,000.00
2-2	Oxygenation Train 2. For all elements including local site civil, shoring, dewatering, concrete, metals, piping and mechanical, process equipment, interior rehabilitation and electrical. All testing and startup to make a complete and operable system.	\$6,746,049.00	\$9,500,000.00	\$8,250,000.00	\$14,000,000.00	\$7,060,000.00
2-3	Oxygenation Train 3. For all elements including local site civil, shoring, dewatering, concrete, metals, piping and mechanical, process equipment, interior rehabilitation and electrical. All testing and startup to make a complete and operable system.	\$6,755,663.00	\$10,500,000.00	\$7,950,000.00	\$10,596,000.00	\$6,900,000.00



Table 2 - Contract S-935 - Bid Analysis

Bid Item	Description	Engineer's OPCC	Daniel O'Connell's Sons	Kiewit	MCM/Dragados Joint Venture	Poole & Kent
2-4	Oxygenation Train 4. For all elements including local site civil, shoring, dewatering, concrete, metals, piping and mechanical, process equipment, interior rehabilitation and electrical. All testing and startup to make a complete and operable system.	\$6,004,977.00	\$8,000,000.00	\$7,000,000.00	\$11,000,000.00	\$5,500,000.00
2-5	Oxygenation Train 5. For all elements including local site civil, shoring, dewatering, concrete, metals, piping and mechanical, process equipment, interior rehabilitation and electrical. All testing and startup to make a complete and operable system.	\$5,990,751.00	\$9,000,000.00	\$7,000,000.00	\$8,632,800.00	\$5,600,000.00
2-6	Oxygenation Train 6. For all elements including local site civil, shoring, dewatering, concrete, metals, piping and mechanical, process equipment, interior rehabilitation and electrical. All testing and startup to make a complete and operable system.	\$5,873,732.00	\$8,000,000.00	\$7,000,000.00	\$9,203,090.00	\$5,400,000.00
2-7	Oxygenation Train 7. For all elements including local site civil, shoring, dewatering, concrete, metals, piping and mechanical, process equipment, interior rehabilitation and electrical. All testing and startup to make a complete and operable system.	\$5,873,595.00	\$8,600,000.00	\$7,000,000.00	\$5,600,000.00	\$5,500,000.00
3-1	Electrical Building, O2 Trains 1 - 4. For all elements including local site civil, shoring, dewatering, concrete, metals, piping and mechanical, process equipment and electrical. All testing and startup to make a complete and operable system.	\$14,767,588.00	\$4,750,000.00	\$6,000,000.00	\$4,250,000.00	\$7,650,000.00



Table 2 -- Contract S-935 - Bid Analysis

Bid Item	Description	Engineer's OPCC	Daniel O'Connell's Sons	Kiewit	MCM/Dragados Joint Venture	Poole & Kent
3-2	Electrical Building, O2 Trains 5 - 8. For all elements including local site civil, shoring, dewatering, concrete, metals, piping and mechanical, process equipment and electrical. All testing and startup to make a complete and operable system.	\$13,198,586.00	\$4,750,000.00	\$6,000,000.00	\$4,250,000.00	\$7,600,000.00
4	Subtotal of Items No. 0-1, 1-7, 2-1, 2-2, 2-3, 2-4, 2-5, 2-6, 2-7, 3-1, and 3-2.	\$79,103,987.00	\$84,925,000.00**	\$79,305,000.00	\$90,246,890.00	\$69,500,000.00
5-1	Permitting Dedicated Allowance. This item establishes a fund for reimbursement of the cost of required construction permits, fees, inspections, and/or impact fees, if authorized by the Engineer, for the sum of 3.0% of the Subtotal, Item No.4, (0.03) x (Item No. 4).	\$2,373,119.61	\$2,547,750.00	\$2,379,150.00	\$2,707,406.70	\$2,085,000.00
5-2	Lead Paint and Asbestos Dedicated Allowance. This item establishes a fund for the demolition, handling, and removal of materials containing lead paint or asbestos encountered during construction in any existing structure or existing field item within the boundaries of the Work	\$75,000.00	\$75,000.00	\$75,000.00	\$75,000.00	\$75,000.00
5-3	Geotechnical Dedicated Allowance. This item establishes a fund for completing work exclusively related to addressing geotechnical/foundation that were unknown at the time when the Bid Documents were issued	\$150,000.00	\$150,000.00	\$150,000.00	\$150,000.00	\$150,000.00



Table 2 -- Contract S-935 - Bid Analysis

Bid item	Description	Engineer's OPCC	Daniel O'Connell's Sons	Kiewit	MCM/ Dragados Joint Venture	Poole & Kent
5-4	Utility Conflicts Dedicated Allowance. This item establishes a fund for completing Work exclusively related to addressing underground utility conflicts that were unknown at the time when the Bid Documents were issued	\$300,000.00	\$300,000.00	\$300,000.00	\$300,000.00	\$300,000.00
5-5	Oxidization Train Structural Rehabilitation. This item establishes a fund for completing Work exclusively related to additional structural reinforcement to the oxidation trains that was unknown at the time when the Bid Documents were issued	\$1,500,000.00	\$1,500,000.00	\$1,500,000.00	\$1,500,000.00	\$1,500,000.00
5-6	Total Allowances. The sum of Bid Item Nos. 5-1 through 5-5.	\$4,398,119.61	\$4,572,750.00	\$4,404,150.00	\$4,732,406.70	\$4,110,000.00
6	Contingency Account. For Unforeseeable Conditions, Minor Construction Changes and Quantity Adjustments, additional work not covered by other items, if ordered by the Engineer, 10% of the Subtotal, Item No. 4 (Item No. 4 * 0.10).	\$7,910,398.70	\$8,492,500.00	\$7,930,500.00	\$9,024,689.00	\$6,950,000.00
7	Grand Total with Contingency and Allowances. SUBTOTAL BID (Item 4) + Total Allowances (Item 5-6) + Contingency Account (Item 6)	\$91,412,505.31	\$97,990,250.00	\$91,639,650.00	\$104,003,985.70	\$80,560,000.00

Notes: * The MCM/Dragados bid form included an incorrect summation in bid item 1-7. They included the amount in the 0-1 bid item line when they shouldn't have. This did not carry over into their Subtotal Bid item (item 4) which was correctly summed.

** The Daniel O'Connell's Sons bid form included an incorrect summation of their Subtotal Bid item (item 4). The bid form included a written summation of \$86,950,000; however, the additive sum of the bid items is \$84,925,000. The correct summed value is presented in this table and is used to calculate the dedicated permitting allowance and the Grand Total item (item 7).

Table 3 - Poole & Kent Bid Review Summary

Item	Included	Review
Executed Proposal Form with Bid Items		
Executed Proposal Form	Included	Compliant
Bid Items Form	Included	Compliant
Financial/Equipment/Key Persons Form	Included	Compliant
Financial Assets Form	Included	Compliant
Bidders Experience Form	Included	Compliant
Trench Safety Form	Included	Compliant
Certified Resolution for Bid Bond	Included	Compliant
Bid Bond	Included	Compliant
Questionnaire	Included	Compliant
ISD Form #1. Local Business Preference Affidavit (Optional)	Included	Compliant
Certificate of Assurance (COA)	Included	Compliant
Residents First Training and Employment Program Affidavit (RFTE 1 Contractors)	Included	Compliant
Qualifications and Experience (Required by SP 1.0)		
Bidder has a well-trained and competent organization which has done work of similar character and value.	Included	Compliant
Bidder will have available to do the work at the proper time or times, adequate equipment and facilities, listing such equipment and facilities in such detail that the information can be quickly and accurately checked.	Included	Compliant
Bidder has ample repair parts and supplies to maintain all equipment and facilities properly and with a minimum of delay.	Included	Compliant
If the Bidder is a corporation, the names of all corporate officers and the name of the executive who will give his personal attention to this work.	Included	Compliant
Detailed financial information relating to the resources of the Bidder	Included	Compliant
Qualifications and Experience (Required by SP 1.3)		
A. The Bidder shall have successfully completed a minimum of one (1) project demonstrating experience with large wastewater treatment upgrade projects having a total construction value of greater than \$75 million and three (3) projects demonstrating experience with large wastewater treatment upgrade projects having a total construction (for each project) of greater than \$25 million. These projects shall have been performed within the past ten (10) years from the date of the Invitation to Bid.	Included	Compliant
B. The Bidder's proposed project manager shall have successfully completed a minimum of one (1) project	Included	Compliant

Table 3 - Poole & Kent Bid Review Summary

<u>Item</u>	<u>Included</u>	<u>Review</u>
demonstrating project management experience with large wastewater treatment upgrade projects having a total construction value of greater than \$25 million. This project shall have been performed within the past ten (10) years from the date of the Invitation to Bid.		
C. The Bidder or the Bidder's Large Diameter Piping Subcontractor shall have successfully completed a minimum of one (1) project demonstrating experience constructing piping projects that include 48" or larger prestressed concrete cylinder pipe with runs greater than 100 feet and which include connections to existing 48" or larger prestressed concrete cylinder pipe. This project shall have been performed within the past five (5) years from the date of the Invitation to Bid.	Included	Compliant
D. The Bidder or the Bidder's Large Diameter Piping Subcontractor Project Manager shall have successfully completed a minimum of one (1) project demonstrating experience constructing piping projects that include 54" or larger prestressed concrete cylinder pipe with runs greater than 300 feet and which include connections to existing 54" or larger prestressed cylinder pipe. These projects shall have been performed within the past three (3) years from the date of the Invitation to Bid.	Included	Compliant
Bid Items Required under Section 46 41 23	Included	Compliant



Capital Improvements Information System
Contractor Evaluations Report (All Contracts)



Dept	Contract	Type	Contractor / Architect Name	Date	Rater	Period	Rate
ID	I-190008	7360	<u>Poole & Kent Company of Florida</u>	1/8/2020	Marc LaFrance	Completion of construction	<u>3.6</u>
ID	E162061-B	7360	<u>Poole & Kent Company of Florida</u>	12/7/2020	Kevin Montero	Project conclusion or closeout	<u>3.5</u>
WS	S-890	CON	<u>Poole & Kent Company of Florida</u>	2/25/2021	Huren An (Jeff)	Completion of construction	<u>2.8</u>
WS	S-897	CON	<u>Poole & Kent Company of Florida</u>	3/29/2021	Huren An (Jeff)	Interim	<u>3.5</u>
WS	S-897	CON	<u>Poole & Kent Company of Florida</u>	3/6/2020	Huren An (Jeff)	Interim	<u>3.2</u>
WS	S-882R	CON	<u>Poole & Kent Company of Florida</u>	3/6/2020	Huren An (Jeff)	Interim	<u>2.9</u>
WS	S-908R	CON	<u>Poole & Kent Company of Florida</u>	5/15/2020	Huren An (Jeff)	Interim	<u>3.4</u>
WS	S-903	CON	<u>Poole & Kent Company of Florida</u>	7/29/2020	Huren An (Jeff)	Completion of construction	<u>3.7</u>
WS	S-922	CON	<u>Poole & Kent Company of Florida</u>	7/31/2020	Huren An (Jeff)	Interim	<u>3.5</u>
WS	S-882R	CON	<u>Poole & Kent Company of Florida</u>	7/31/2020	Huren An (Jeff)	Interim	<u>3.2</u>
WS	S-905R	CON	<u>Poole & Kent Company of Florida</u>	12/4/2020	Huren An (Jeff)	Completion of construction	<u>3.9</u>
WS	S-812 (A)	CON	<u>Poole & Kent Company of Florida</u>	9/28/2009	Mario Garcia	Interim	<u>3.5</u>
WS	S-805 (A)	CON	<u>Poole & Kent Company of Florida</u>	9/29/2009	Mario Garcia	Interim	<u>3.3</u>
WS	S-816 (A)	CON	<u>Poole & Kent Company of Florida</u>	9/10/2009	Mario Garcia	Completion of construction	<u>4.0</u>
WS	S-805 (A)	CON	<u>Poole & Kent Company of Florida</u>	6/30/2010	Mario Garcia	Interim	<u>3.8</u>
WS	S-829 (A)	CON	<u>Poole & Kent Company of Florida</u>	6/30/2010	Mario Garcia	Interim	<u>3.4</u>
WS	S-817 (A)	CON	<u>Poole & Kent Company of Florida</u>	7/2/2010	Mario Garcia	Interim	<u>3.6</u>
WS	S-812 (A)	CON	<u>Poole & Kent Company of Florida</u>	7/2/2010	Mario Garcia	Interim	<u>3.6</u>
WS	S-829 (A)	CON	<u>Poole & Kent Company of Florida</u>	5/3/2011	Mario Garcia	Interim	<u>2.5</u>
WS	S-805 (A)	CON	<u>Poole & Kent Company of Florida</u>	5/3/2011	Mario Garcia	Interim	<u>3.7</u>
WS	S-817 (A)	CON	<u>Poole & Kent Company of Florida</u>	5/12/2011	Mario Garcia	Interim	<u>3.7</u>
WS	S-812 (A)	CON	<u>Poole & Kent Company of Florida</u>	5/12/2011	Mario Garcia	Interim	<u>3.7</u>
WS	S-812 (A)	CON	<u>Poole & Kent Company of Florida</u>	8/23/2011	Mario Garcia	Project conclusion or closeout	<u>3.8</u>
WS	S-817 (A)	CON	<u>Poole & Kent Company of Florida</u>	8/23/2011	Mario Garcia	Interim	<u>3.7</u>
WS	S-805 (A)	CON	<u>Poole & Kent Company of Florida</u>	8/23/2011	Mario Garcia	Interim	<u>3.8</u>
WS	S-829 (A)	CON	<u>Poole & Kent Company of Florida</u>	8/23/2011	Mario Garcia	Interim	<u>3.0</u>
WS	W-857 (A)	CON	<u>Poole & Kent Company of Florida</u>	10/7/2011	Robert Stebbins Jr.,	Interim	<u>3.8</u>
WS	S-829 (A)	CON	<u>Poole & Kent Company of Florida</u>	1/31/2012	Mario Garcia	Project conclusion or closeout	<u>3.0</u>
WS	S-805 (A)	CON	<u>Poole & Kent Company of Florida</u>	2/24/2012	Mario Garcia	Interim	<u>3.7</u>
WS	S-817 (A)	CON	<u>Poole & Kent Company of Florida</u>	10/1/2012	Mario Garcia	Interim	<u>3.8</u>
WS	W-857 (A)	CON	<u>Poole & Kent Company of Florida</u>	11/30/2012	Robert Stebbins Jr.,	Project conclusion or closeout	<u>3.8</u>
	WO: 1						
WS	DB09-WASD-05	DES	<u>Poole & Kent Company of Florida</u>	11/25/2013	Mario Garcia	Interim	<u>3.9</u>
WS	S-805 (A)	CON	<u>Poole & Kent Company of Florida</u>	2/7/2014	Mario Garcia	Completion of construction	<u>3.7</u>
WS	S-863	CON	<u>Poole & Kent Company of Florida</u>	5/20/2014	Mario Garcia	Interim	<u>4.0</u>
WS	DB09-WASD-05	DES	<u>Poole & Kent Company of Florida</u>	5/20/2014	Mario Garcia	Interim	<u>4.0</u>
WS	DB09-WASD-05	DES	<u>Poole & Kent Company of Florida</u>	8/6/2014	Mario Garcia	Interim	<u>3.7</u>
WS	S-863	CON	<u>Poole & Kent Company of Florida</u>	8/7/2014	Mario Garcia	Interim	<u>3.8</u>
WS	S-863	CON	<u>Poole & Kent Company of Florida</u>	10/23/2014	Mario Garcia	Project conclusion or closeout	<u>3.0</u>
WS	S-863	CON	<u>Poole & Kent Company of Florida</u>	10/23/2014	Mario Garcia	Interim	<u>4.0</u>
WS	S-863	CON	<u>Poole & Kent Company of Florida</u>	2/18/2015	Mario Garcia	Project conclusion or closeout	<u>4.0</u>
WS	S-852	CON	<u>Poole & Kent Company of Florida</u>	3/12/2015	Augustin J Durand	Interim	<u>2.8</u>
	WO: 1						
WS	DB09-WASD-05	DES	<u>Poole & Kent Company of Florida</u>	5/5/2015	Mario Garcia	Project conclusion or closeout	<u>4.0</u>
WS	P0141	7360	<u>Poole & Kent Company of Florida</u>	7/20/2015	Augustin J Durand	Interim	<u>3.3</u>
WS	P0141	7360	<u>Poole & Kent Company of Florida</u>	11/13/2015	Joaquin O. Roa	Project conclusion or closeout	<u>4.0</u>
WS	S-877	CON	<u>Poole & Kent Company of Florida</u>	11/8/2017	Jules Durand	Interim	<u>3.8</u>
	WO: 1						
WS	S-871	CON	<u>Poole & Kent Company of Florida</u>	11/14/2017	Huren An (Jeff)	Interim	<u>3.3</u>
WS	S-903	CON	<u>Poole & Kent Company of Florida</u>	12/8/2017	Huren An (Jeff)	Interim	<u>3.4</u>
WS	S-889	CON	<u>Poole & Kent Company of Florida</u>	1/18/2018	Huren An (Jeff)	Interim	<u>3.5</u>
WS	S-903	CON	<u>Poole & Kent Company of Florida</u>	3/2/2018	Daniel Edwards	Interim	<u>3.6</u>
WS	S-889	CON	<u>Poole & Kent Company of Florida</u>	5/16/2018	Huren An (Jeff)	Interim	<u>3.4</u>
WS	S-903	CON	<u>Poole & Kent Company of Florida</u>	5/18/2018	Huren An (Jeff)	Interim	<u>3.4</u>
WS	S-905R	CON	<u>Poole & Kent Company of Florida</u>	5/21/2018	Huren An (Jeff)	Interim	<u>4.0</u>
WS	S-852	CON	<u>Poole & Kent Company of Florida</u>	5/29/2018	Augustin J Durand	Project conclusion or closeout	<u>3.6</u>
	WO: 1						
WS	S-889	CON	<u>Poole & Kent Company of Florida</u>	8/3/2018	Huren An (Jeff)	Interim	<u>3.6</u>
WS	S-877	CON	<u>Poole & Kent Company of Florida</u>	8/22/2018	Jules Durand	Project conclusion or closeout	<u>3.8</u>
WS	S-890	CON	<u>Poole & Kent Company of Florida</u>	8/21/2018	Huren An (Jeff)	Interim	<u>2.8</u>
WS	S-891	CON	<u>Poole & Kent Company of Florida</u>	11/26/2018	Huren An (Jeff)	Interim	<u>3.3</u>
WS	S-905R	CON	<u>Poole & Kent Company of Florida</u>	1/9/2019	Huren An (Jeff)	Interim	<u>4.0</u>
WS	P0210	7360	<u>Poole & Kent Company of Florida</u>	2/12/2019	Huren An (Jeff)	Interim	<u>3.0</u>
WS	S-891	CON	<u>Poole & Kent Company of Florida</u>	2/12/2019	Huren An (Jeff)	Interim	<u>3.3</u>

WS	<u>S-880</u>	CON	<u>Poole & Kent Company of Florida</u>	2/19/2019	Daniel Edwards	Interim	<u>3.0</u>
WS	<u>S-880</u>	CON	<u>Poole & Kent Company of Florida</u>	2/20/2019	Daniel Edwards	Interim	<u>2.7</u>
WS	<u>S-909</u>	CON	<u>Poole & Kent Company of Florida</u>	2/21/2019	Huren An (Jeff)	Interim	<u>3.1</u>
WS	<u>S-905R</u>	CON	<u>Poole & Kent Company of Florida</u>	2/25/2019	Huren An (Jeff)	Interim	<u>4.0</u>
WS	<u>S-897</u>	CON	<u>Poole & Kent Company of Florida</u>	8/9/2019	Huren An (Jeff)	Interim	<u>3.3</u>
WS	<u>S-891</u>	CON	<u>Poole & Kent Company of Florida</u>	8/29/2019	Huren An (Jeff)	Interim	<u>3.5</u>
WS	<u>P0210</u>	7360	<u>Poole & Kent Company of Florida</u>	8/29/2019	Huren An (Jeff)	Interim	<u>3.2</u>
WS	<u>P0210</u>	7360	<u>Poole & Kent Company of Florida</u>	8/29/2019	Huren An (Jeff)	Interim	<u>3.4</u>
WS	<u>S-870</u>	CON	<u>Poole & Kent Company of Florida</u>	10/25/2019	James Ferguson	Interim	<u>3.2</u>
	WO: <u>1</u>						
WS	<u>S-909</u>	CON	<u>Poole & Kent Company of Florida</u>	11/15/2019	Huren An (Jeff)	Interim	<u>3.2</u>

Evaluation Count: 70 Contractors: 1 Average Evaluation: 3.5



CONTRACT

THIS CONTRACT, made and entered into on the _____ day of _____, 20_____, by and between Miami-Dade County, Florida, acting by and through the Office of the Mayor, party of the first part (hereinafter sometimes called the "County"), and **Poole & Kent Company of Florida** , party of the second part (hereinafter sometimes called "Contractor");

WITNESSETH

That the parties hereto, for and in consideration of the covenants and agreements hereinafter set forth, mutually agree as follows, to wit:

1. That the Contractor shall furnish all labor, materials and equipment and perform all work in the manner and form provided by the Contract Documents covering the Project of the County known and identified as

"OCEAN OUTFALL LEGISLATION PROGRAM, CONSTRUCTION PACKAGE ST-1B, OXYGENATION TRAINS 1-7 REHABILITATION AND ELECTRICAL BUILDNGS, CONTRACT NO. S-935"

for the aggregate amount reflected by the Proposal, said aggregate amount being of **Eighty Million Five Hundred Sixty Thousand Dollars and No Cents (U.S. Dollars) \$80,560,000.00.**

2. That the Contractor shall begin the work to be performed under this Contract on a day to be specified in a written order issued by the Engineer, and shall fully complete all work hereunder within the time or times stated in the Proposal.

3. That the County shall pay to the Contractor for the faithful performance of this Contract, in lawful money of the United States, and subject to additions and deductions as provided in the Contract Documents, the total amount of the Proposal as set forth above at the times and in a manner stated in the General Covenants and Conditions of the Contract Documents.

4. It is further mutually agreed that if at any time after the execution of this Contract, Surety Performance and Payment Bond, the County shall deem the surety upon such bonds to be unsatisfactory, or if for any reason such bond shall become inadequate to cover the performance of the work, the Contractor shall at its own expense, within five (5) days after the receipt of notice from the County to do so, furnish an additional bond or bonds in such form and amount and with such surety or sureties as shall be satisfactory to the County. In such event, no further payment to the Contractor shall be deemed to be due under this Contract until such new or additional security shall have been furnished in a manner and form satisfactory to the County.

5. The "Contract Documents" are hereby defined as the Questionnaire, the Advertisement for Bids, the Instructions to Bidders, the Proposal, the Certified Resolution (Proposal/Prescribed Bid Bond), the Prescribed Bid Bond, the Contract, the Surety Performance and Payment Bond, the Certified Resolution (Contract/ Surety Performance and Payment Bond), the General Terms and Conditions, the Supplemental General Terms and Conditions, Special Provisions, the Supplemental General Conditions (if Ordinance 90-143 is applicable) including Wage and Benefit Schedules, the Specifications, the Plans, any Addenda which may be issued, the Subcontractor /Supplier Listing Form (Ordinance 97-104 as amended by Ordinance 00-30), the Reporting Subcontracting Policies and Procedures (Ordinance 98 -15 9), the Small Business Enterprise Programs Participation Provisions and Forms (if applicable), and the

CONTRACT

provisions for the following: Vendors Affidavit (Uniform County Affidavits); Criminal Record (Felony) (as amended by Ordinance 00-30; Community Workforce Program County Code Section 2-1701, Office of Miami-Dade County Inspector General (IG) (if Ordinance 97-215 as amended by Ordinance 99-15 is applicable); Sworn Statement – Public Entity Crimes [Florida Statute Sect. 287.133 (3) (a)]; Change Orders; Notice to Proceed, Referenced Codes and Standards, Warranties and Guarantees, all related correspondence, field notes, logs, and other documents.

The General Terms and Conditions of said Contract Documents are incorporated herein by reference and made a part hereof as though fully set forth herein. The Contract Documents are complementary, so that a recital in one is tantamount to a recital in all, and the Contractor specifically acknowledges that it has read and understands all of said Contract Documents.

6. The various indemnities of the Contractor contained in the Contract Documents indemnifying the County from liability for damages to persons or property caused by acts, omissions, or defaults in the performance of the Contract Documents shall have a monetary limitation of the larger of the following: \$1,000,000.00, or the entire amount of the Contract.

7. The County retains the right to audit any and all information regarding this Contract as described in the General Covenants and Conditions, Section 41 "Audit Rights and Review of Records".

8. Notwithstanding and prevailing over any other provision of the Contract Documents to the contrary, the County Mayor or Mayor's designee's, may exercise the provisions of Section 2-8.2.12 (4)(d) and (e) of the Code of Miami-Dade County. Any change orders or amendments shall not exceed 10 percent of the base contract price in cumulative percentage amount; provided however, that the foregoing limitation shall not apply to any change order or amendment related to emergency actions impacting remediation, public safety, health requirements or recovery from natural disaster and the foregoing change orders and amendments shall require ratification by the Board; provided further that the County Mayor or his designee may reduce in any amount the scope and compensation payable under this Contract and grant compensable and non-compensable time extensions thereunder. Pursuant to Section 2-8.2.12 (5), the County Mayor or the County Mayor's designee's award and execution of this Contract is subject to ratification by the Board of County Commissioners. If the Mayor or the Mayor's designee's action is not ratified, and such legislative action becomes final, this Contract shall be deemed terminated without further notice. In such event, the Contractor shall not be entitled to recovery of any 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, in accordance with General Terms and Conditions Article 11.D(1) Termination for Convenience.

CONTRACT

IN WITNESS WHEREOF, the parties hereto have executed this Contract in four (4) counterparts, each of which shall be deemed an original Contract, all as of the day and year first hereinbefore written.

(OFFICIAL SEAL)

ATTEST: Harvey Ruvin
Clerk of the Board

MIAMI DADE COUNTY, FLORIDA
BY ITS BOARD OF COUNTY COMMISSIONERS

By: _____
Deputy Clerk

By: _____
Mayor or Mayor's Designee

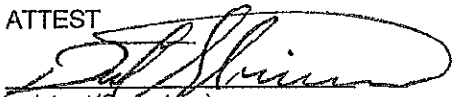
(PARTY OF THE FIRST PART)

Approved as to Form and Legal Sufficiency

Assistant County Attorney
Miami-Dade Water and Sewer Department

WHEN THE CONTRACTOR IS A CORPORATION

(CORPORATION SEAL)

ATTEST

Assistant (Secretary)

David A. Strickland

(Print or type name)

Pooler & Kent Company of Florida
(Name of Corporation)

By: 

(Signature of Officer)

Patrick H. Carr

(Print or type name)
President & CEO

(Official Title)

1781 N.W. North River Drive

Miami, FL 33125
(Address)

(PARTY OF THE SECOND PART)

* Attach to each counterpart a certified copy of a resolution of the Board of Directors of the corporation authorizing the officer who signs the Contract and Surety Performance and Payment Bond to do so in its behalf.

CERTIFIED RESOLUTION

I, David A. Strickland, the duly elected Secretary of Assistant
(Name)

Poole & Kent Company of Florida, a Corporation organized and existing under the laws of the State of Delaware, do hereby certify that the following Resolution was unanimously adopted and passed by a quorum of the Board of Directors of the said Corporation at a meeting held in accordance with law and the by-laws of the said Corporation:

"IT IS HEREBY RESOLVED that Patrick H. Carr, the duly elected President & CEO of Poole & Kent Company of Florida
(Name)
(Title of Officer)

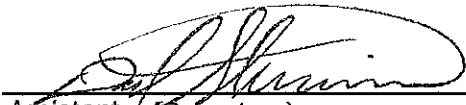
be and is hereby authorized to execute and submit a Contract and Surety Performance and Payment Bond to Miami-Dade County, Florida, and the Miami-Dade Water and Sewer Department, respectively, for a certain Project entitled

**OCEAN OUTFALL LEGISLATION PROGRAM, CONSTRUCTION PACKAGE
ST-1B, OXYGENATION TRAINS 1-7 REHABILITATION AND ELECTRICAL
BUILDNGS, CONTRACT NO. S-935**

and such other instruments in writing as may be necessary in behalf of the said Corporation, and that the Contract, Surety Performance and Payment Bond and other such instruments signed by him shall be binding upon the said Corporation as its own acts and deeds."

I further certify that the above Resolution is in force and effect and has not been revised, revoked or rescinded.

Given under my hand and the Seal of the said Corporation this 16th day
of June, 2021.
(Month) (Year)

By: 
Assistant (Secretary)

David A. Strickland
(Print or type name)

(SEAL)

Poole & Kent Company of Florida
(Corporate Title)



COLLUSION AFFIDAVIT

(Code of Miami-Dade County Section 2-8.1.1 and 10-33.1) (Ordinance No. 08-113)

BEFORE ME, A NOTARY PUBLIC, personally appeared Patrick H. Carr who being duly sworn states: (insert name of affiant)

I am over 18 years of age, have personal knowledge of the facts stated in this affidavit and I am an owner, officer, director, principal shareholder and/or I am otherwise authorized to bind the bidder of this contract.

I state that the bidder of this contract:

[X] is not related to any of the other parties bidding in the competitive solicitation, and that the contractor's proposal is genuine and not sham or collusive or made in the interest or on behalf of any person not therein named, and that the contractor has not, directly or indirectly, induced or solicited any other proposer to put in a sham proposal, or any other person, firm, or corporation to refrain from proposing, and that the proposer has not in any manner sought by collusion to secure to the proposer an advantage over any other proposer.

OR

[] is related to the following parties who bid in the solicitation which are identified and listed below:

Blank lines for listing related parties.

Note: Any person or entity that fails to submit this executed affidavit shall be ineligible for contract award. In the event a recommended contractor identifies related parties in the competitive solicitation its bid shall be presumed to be collusive and the recommended contractor shall be ineligible for award unless that presumption is rebutted by presentation of evidence as to the extent of ownership, control and management of such related parties in the preparation and submittal of such bids or proposals. Related parties shall mean bidders or proposers or the principals, corporate officers, and managers thereof which have a direct or indirect ownership interest in another bidder or proposer for the same agreement or in which a parent company or the principals thereof of one (1) bidder or proposer have a direct or indirect ownership interest in another bidder or proposer for the same agreement. Bids or proposals found to be collusive shall be rejected.

By: [Signature] Signature of Affiant

Patrick H. Carr, President & CEO Printed Name of Affiant and Title

Poole & Kent Company of Florida Printed Name of Firm

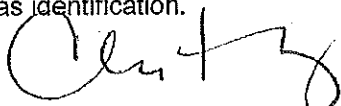
June 16, 20 21 Date

7 / 5 - 3 / 1 / 6 / 3 / 4 / 6 / 6 / Federal Employer Identification Number

1781 NW N. River Drive, Miami, FL 33125 Address of Firm

SUBSCRIBED AND SWORN TO (or affirmed) before me this 16th day of June, 2021.

He/She is personally known to me or has presented _____
as identification. Type of identification



Signature of Notary

HH 018836

Serial Number

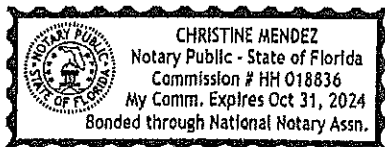
Christine Mendez

Print or Stamp Name of Notary

October 31, 2024

Expiration Date

Notary Public – State of Florida





Miami-Dade County

VENDOR AFFIDAVITS FORM

(Uniform County Affidavits)



Internal Services Department (ISD) Procurement Management Services Division Vendor Services Section

111 NW 1st Street, Suite 1300, Miami, Florida 33128-1974
Telephone: 305-375-5773

www.miamidade.gov/procurement

The completion of the Vendor Affidavits Form allows vendors to comply with affidavit requirements outlined in Section 2-8.1 of the Code of Miami-Dade County. Vendors are required to have a complete Vendor Registration Package on file, including required affidavits, prior to the award of any County contract. It is the vendor's responsibility to keep all affidavit information up to date and accurate by submitting any updates to the ISD, Procurement Management Services Division, Vendor Services Section.

FEDERAL EMPLOYER IDENTIFICATION NUMBER (FEIN)

In order to establish a file for your firm, you must enter your firm's FEIN. This number becomes your "County Vendor Number". Please enter your Federal Employee Identification Number (FEIN) or, if none, then enter the owner's Social Security Number (SSN).

FEIN 75-3163466

NORTH AMERICAN INDUSTRY CLASSIFICATION SYSTEM (NAICS)

The North American Industry Classification System (NAICS) is the standard used by the federal statistical agencies in classifying business establishments for the purpose of collecting, analyzing and publishing statistical data related to the U.S. business economy.

NAICS Code _____

SECTION 2: VENDOR AFFIDAVITS FORM (pages 5-8)

Poole & Kent Company of Florida

A) Name of Entity, Individual(s), Partners or Corporation <u>1781 NW North River Drive</u> <u>Miami</u>		B) Doing Business As (if same as line A, leave blank) <u>Florida</u> <u>U.S.A.</u> <u>33125</u>		
Street Address (P.O. Box Number is not permitted)		City	State (U.S.A.)	Country
				Zip Code

1. MIAMI-DADE COUNTY OWNERSHIP DISCLOSURE AFFIDAVIT (Sec. 2-8.1 of the Miami-Dade County Code)

Firms registered to do business with Miami-Dade County, shall require the person contracting or transacting such business with the County to disclose under oath his or her full legal name, and business address. Such contract or transaction shall also require the disclosure under oath of the full legal name and business address of all individuals having any interest (legal, equitable, beneficial or otherwise) in the contract other than subcontractors, materialmen, suppliers, laborers or lenders. Post office box addresses shall not be accepted hereunder. If the contract or business transaction is with a corporation the foregoing information shall be provided for each officer and director and each stockholder holding, directly or indirectly, five (5) percent or more of the outstanding stock in the corporation. If the contract or business transaction is with a partnership, the foregoing information shall be provided for each partner. If the contract or business transaction is with a trust, the foregoing information shall be provided for the trustee and each beneficiary of the trust. The foregoing disclosure requirements shall not apply to contracts with publicly-traded corporations, or to contracts with the United States or any department or agency thereof, the State or any political subdivision or agency thereof, or any municipality of this State. Use duplicate page if needed for additional names.

If no officer, director or stockholder owns (5%) or more of stock, please write "None" below.

PRINCIPALS				CHECK BOXES BELOW							
FULL LEGAL NAME	TITLE	ADDRESS		GENDER		RACE / ETHNICITY					
				M	F	White	Black	Hispanic	Asian/Pacific Islander	Native American/Alaskan Native	Other

If a percentage of the firm is owned by a publicly traded corporation or by another corporation, indicate below in the space "Other Corporations".

OTHER CORPORATIONS	% OF OWNERSHIP
EMCOR Group, Inc.	100%

2. MIAMI-DADE COUNTY EMPLOYMENT DISCLOSURE AFFIDAVIT

(County Ordinance No. 90-133, amending Section 2.8-1(d)(2) of the Miami-Dade County Code)

The following information is for compliance with all Items in the aforementioned Section:

1. Does your firm have a collective bargaining agreement with its employees? Yes X No
2. Does your firm provide paid health care benefits for its employees? Yes X No
3. Provide a current breakdown (number of persons) in your firm's work force indicating race, national origin and gender.

		NUMBER OF EMPLOYEES		
		<i>Males</i>	<i>Females</i>	
White		64	6	
Black		16	2	
Hispanic		38	11	
Asian/Pacific Islander		3	0	
Native American/Alaskan Native				
Other				
Total Number of Employees		121	19	140

Total Employees

3. MIAMI-DADE COUNTY EMPLOYMENT DRUG-FREE WORKPLACE CERTIFICATION

(Section 2-8.1.2(b) of the Miami- Dade County Code)

All persons and entities that contract with Miami-Dade County are required to certify that they will maintain a drug-free workplace and such persons and entities are required to provide notice to employees and to impose sanctions for drug violations occurring in the workplace.

In compliance with Ordinance No. 92-15 of the Code of Miami-Dade County, the above named firm is providing a drug-free workplace. A written statement to each employee shall inform the employee about:

1. Danger of drug abuse in the workplace
2. The firms' policy of maintaining a drug-free environment at all workplaces
3. Availability of drug counseling, rehabilitation and employee assistance programs
4. Penalties that may be imposed upon employees for drug abuse violations

The firm shall also require an employee to sign a statement, as a condition of employment that the employee will abide by the terms of the drug-free workplace policy and notify the employer of any criminal drug conviction occurring no later than five (5) days after receiving notice of such conviction and impose appropriate personnel action against the employee up to and including termination. Firms may also comply with the County's Drug Free Workplace Certification where a person or entity is required to have a drug-free workplace policy by another local, state or federal agency, or maintains such a policy of its own accord and such policy meets the intent of this ordinance.

4. MIAMI-DADE COUNTY DISABILITY AND NONDISCRIMINATION AFFIDAVIT

(Article 1, Section 2-8.1.5 Resolution R182-00 Amending R-385-95 of the Miami-Dade County Code)

Firms transacting business with Miami-Dade County shall provide an affidavit indicating compliance with all requirements of the Americans with Disabilities Act (A.D.A.).

I, state that this firm, is in compliance with and agrees to continue to comply with, and assure that any subcontractor, or third party contractor shall comply with all applicable requirements of the laws including, but not limited to, those provisions pertaining to employment, provision of programs and services, transportation, communications, access to facilities, renovations, and new construction.

The American with Disabilities Act of 1990 (A.D.A.), Pub. L. 101-336, 104 Stat 327, 42 U.S.C. Sections 225 and 611 including Titles I, II, III, IV and V.

The Rehabilitation Act of 1973, 29 U.S.C. Section 794

The Federal Transit Act, as amended, 49 U.S.C. Section 1612

The Fair Housing Act as amended, 42 U.S.C. Section 3601-3631

I, hereby affirm that I am in compliance with the below sections:

Section 2-10.4(4)(a) of the Code of Miami-Dade County (Ordinance No. 82-37), which requires that all properly licensed architectural, engineering, landscape architectural, and land surveyors have an affirmative action plan on file with Miami-Dade County.

Section 2-8.1.5 of the Code of Miami-Dade County, which requires that firms that have annual gross revenues in excess of five (5) million dollars have an affirmative action plan and procurement policy on file with Miami-Dade County. Firms that have a Board of Directors that are representative of the population make-up of the nation may be exempt.

5. MIAMI-DADE COUNTY DEBARMENT DISCLOSURE AFFIDAVIT

(Section 10.38 of the Miami-Dade County Code)

Firms wishing to do business with Miami-Dade County must certify that its contractors, subcontractors, officers, principals, stockholders, or affiliates are not debarred by the County before submitting a bid.

I, confirm that none of this firms agents, officers, principals, stockholders, subcontractors or their affiliates are debarred by Miami-Dade County.

6. MIAMI-DADE COUNTY VENDOR OBLIGATION TO COUNTY AFFIDAVIT

(Section 2-8.1 of the Miami-Dade County Code)

Firms wishing to transact business with Miami-Dade County must certify that all delinquent and currently due fees, taxes and parking tickets have been paid and no individual or entity in arrears in any payment under a contract, promissory note or other document with the County shall be allowed to receive any new business.

I, confirm that all delinquent and currently due fees or taxes including, but not limited to, real and personal property taxes, convention and tourist development taxes, utility taxes, and Local Business Tax Receipt collected in the normal course by the Miami-Dade County Tax Collector and County issued parking tickets for vehicles registered in the name of the above firm, have been paid.

7. MIAMI-DADE COUNTY CODE OF BUSINESS ETHICS AFFIDAVIT

(Article 1, Section 2-8.1(i) and 2-11(b)(1) of the Miami-Dade County Code through (6) and (9) of the County Code and County Ordinance No 00-1 amending Section 2-11.1(c) of the County Code)

Firms wishing to transact business with Miami-Dade County must certify that it has adopted a Code that complies with the requirements of Section 2-8.1 of the County Code. The Code of Business Ethics shall apply to all business that the contractor does with the County and shall, at a minimum, require the contractor to comply with all applicable governmental rules and regulations.

I confirm that this firm has adopted a Code of business ethics which complies with the requirements of Sections 2-8.1 of the County Code, and that such code of business ethics shall apply to all business that this firm does with the County and shall, at a minimum, require the contractor to comply with all applicable governmental rules and regulations.

8. MIAMI-DADE COUNTY FAMILY LEAVE AFFIDAVIT

(Article V of Chapter 11, of the Miami-Dade County Code)

Firms contracting business with Miami-Dade County, which have more than fifty (50) employees for each working day during each of twenty (20) or more work weeks in the current or preceding calendar year, are required to certify that they provide family leave to their employees.

Firms with less than the number of employees indicated above are exempt from this requirement, but must indicate by letter (signed by an authorized agent) that it does not have the minimum number of employees required by the County Code.

I confirm that if applicable, this firm complies with Article V of Chapter 11 of the County Code, which requires that firms contracting business with Miami-Dade County which have more than fifty (50) employees for each working day during each of twenty (20) or more work weeks in the current or preceding calendar year are required to certify that they provide family leave to their employees.

9. MIAMI-DADE COUNTY LIVING WAGE AFFIDAVIT

(Section 2-8.9 of the Miami-Dade County Code)

All applicable contractors entering into a contract with the County shall agree to pay the prevailing living wage required by this section of the County Code.

I confirm that if applicable, this firm complies with Section 2-8.9 of the County Code, which requires that all applicable employers entering a contract with Miami-Dade County shall pay the prevailing living wage required by the section of the County Code.

10. MIAMI-DADE COUNTY DOMESTIC LEAVE AND REPORTING AFFIDAVIT

(Article 8, Section 11A-60 - 11A-67 of the Miami-Dade County Code)

Firms wishing to transact business with Miami-Dade County must certify that it is in compliance with the Domestic Leave Ordinance.

I confirm that if applicable, this firm complies with the Domestic Leave Ordinance. This ordinance applies to employers that have, in the regular course of business, fifty (50) or more employees working in Miami-Dade County for each working day during the current or preceding calendar year.

AFFIRMATION

I, being duly sworn, do attest under penalty of perjury that the entity is in compliance with all requirements outlined in these Miami-Dade County Vendor Affidavits.

I also attest that I will comply with and keep current all statements sworn to in the above affidavits and registration application. I will notify the Miami-Dade County, Vendor Services Section immediately if any of the statements attested hereto are no longer valid.

[Handwritten Signature]

June 16, 2021

(Signature of Affiant)

(Date)

Patrick H. Carr, President & CEO

Printed Name of Affiant and Title

NOTARY PUBLIC INFORMATION

Notary Public - State of: Florida

State

Miami-Dade

County of

SUBSCRIBED AND SWORN TO (or affirmed) before me this 16th day of June 20 21.

by Patrick H. Carr

He or she is personally known to me

Or has produced identification

Type of Identification Produced _____

[Handwritten Signature]

Signature of Notary Public

HH 018836

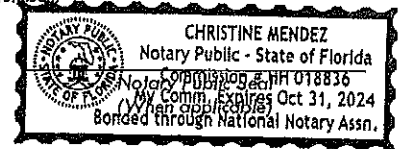
(Serial Number)

Christine Mendez

Print or Stamp of Notary Public

October 31, 2024

Expiration Date



EXHIBIT

"J"

Help & Tools

Vendor Profile: Contracts

General	Public Profile	Users	Commodity Codes	Contacts & Owners	Comments	Cert	Successions	Site Visits
Workforce Comp/EEO	EDP Registrations	Reports						

Poole & Kent Company of Florida

System Vendor Number: 20349392

Listed below are the contracts to which this vendor is assigned.

Contracts as Prime Contractor						
Actions	Contract Number & Title	Prime Contact	Status	Dates	Award Amount	Paid Amount
View	I-190008: 311 Relocation to LightSpeed Interior Reconfiguration	Wendy Campbell (change)		10/18/2019 to 12/16/2019	\$248,017	\$207,742
View	TW938: AOWTP Pump 6 Replacement	Wendy Campbell (change)	1 incomplete audit	4/19/2019 to 9/30/2019	\$7,841,070	\$5,480,555
View	TS922: CD 1.05.2 EFFLUENT PS ELECTRIA	Wendy Campbell (change)	1 incomplete audit	11/6/2019 to 9/30/2021	\$25,576,690	\$17,667,069
View	S-880: 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	Wendy Campbell (change)		8/24/2016 to 10/7/2019	\$15,895,297	\$14,175,057
View	S-889: CD 2.15(1) PLANT 2 CLUSTER 1 DIGESTER UPGRADES	Wendy Campbell (change)		10/19/2016 to 6/18/2021	\$26,411,043	\$27,476,624
View	S-891: CD 2.19(2) CO-GEN FACILITY AND 2.01(6) ELECTRICAL IMPROVEMENTS	Wendy Campbell (change)	1 incomplete audit	7/19/2017 to 6/30/2019	\$36,003,300	\$32,145,807
View	P0210: CD 2.21 PUMP STATION 1 AND CD 2.25_4_ VENTILATION IMPROVEMENTS	Wendy Campbell (change)		4/6/2018 to 10/8/2019	\$4,155,850	\$3,198,412
View	T908R: CD 5.03 UPGRADE OF PS 0692	Wendy Campbell (change)		1/23/2019 to 9/30/2019	\$10,118,300	\$7,470,848
View	S-903: CD 5.12 UPGRADE OF SEWAGE PUMP STATION NO. 0187	Wendy Campbell (change)		2/7/2017 to 1/23/2019	\$5,798,030	\$5,449,675
View	S-905R: CD 5.5 UPGRADE OF PUMP STATION 0415	Wendy Campbell (change)		9/19/2017 to 7/15/2020	\$6,988,345	\$5,790,823
View	T882R: CD1.02 OXYGEN PRODUCT SDWWTP	Wendy Campbell (change)		2/6/2019 to 9/30/2019	\$9,084,330	\$6,325,791
View	S-890: CDWWTP CHLORINATION FACILITIES CONSENT DECREE PROJECT 2.17	Wendy Campbell (change)	1 incomplete audit	4/18/2016 to 12/21/2017	\$13,413,000	\$13,074,087
View	S-870: CDWWTP INDUSTRIAL INJECTION WELL SURFACE FACILITIES	Wendy Campbell (change)		3/16/2017 to 11/10/2019	\$26,067,922	\$25,335,349
View	TS909: CDWWTP PLANT2 CLUSTER2 DIGETER	Wendy Campbell (change)		5/18/2018 to 7/23/2022	\$29,227,440	\$18,640,715
View	DB09-WASD-05 (BUILD): DESIGN-BUILD OF COGENERATION FACILITY IMPROVEMENTS AT SOUTH DISTRICT WASTEWATER TREATMENT PLANT	Wendy Campbell (change)	Closed	4/2/2012 to 1/7/2016	\$18,039,955	\$0
View	TDB18WASD2: Designbulld Thickenng Sludge	Wendy Campbell (change)	1 incomplete audit	8/6/2020 to 6/27/2023	\$195,555,440	\$20,022,672
View	RTQ-00299_0006: HVAC AND CONTROLS - RTQ	Wendy Campbell (change)		6/1/2016 to 5/31/2024	\$0	\$0
View	E162061-B: Lightspeed Removal of 5 RTU and Installation of Temporary Roof	Wendy Campbell (change)	Closed	3/25/2020 to 4/24/2020	\$288,955	\$288,233
View	S-852: MASTER PUMP STATION NO. 3	Wendy Campbell (change)		2/19/2014 to 6/18/2015	\$21,976,500	\$18,766,180
View	S-877: NORTH DISTRICT WASTEWATER TREATMENT PLANT NEW PUMPS FOR EXISTING DEEP INJECTION WELL PUMPING STATION	Wendy Campbell (change)	Closed	9/1/2016 to 12/31/2019	\$6,300,550	\$5,515,032

View	S-871: NORTH DISTRICT WASTEWATER TREATMENT PLANT PRETREATMENT/SLUDGE TRANSFER REHABILITATION	Wendy Campbell (change)	Closed	10/22/2015 to 1/31/2018	\$17,895,350	\$15,901,032	
View	RTQ-00103_0003: PROTECTIVE COATING SERVICES - PREQUALIFICATION	Wendy Campbell (change)		5/14/2015 to 5/31/2023	\$0	\$0	
View	TS897: SDWWTP DIGESTER & CONTROL BLD	Wendy Campbell (change)		10/3/2018 to 6/18/2021	\$93,361,000	\$48,579,653	
View	S-863 (P0082): SOUTH DISTRICT WASTEWATER TREATMENT PLANT SCREENING SYSTEMS IMPROVEMENTS FOR PLANTS 1 & 2 (S-863)	Wendy Campbell (change)	Closed	4/2/2013 to 12/31/2019	\$5,720,050	\$0	
Number of contracts as prime:					24	\$575,966,434	\$291,511,353

Contracts as Subcontractor

Actions	Contract Number & Title	Sub Contact	Status	Prime	Current Subcontract	Paid Amount	
View	W130078: GERSTEIN JUSTICE BUILDING - INSTALL NEW FAN WALLS	Carla Woodall (change)	Closed	Dodec, Inc.	\$0 0.00%	\$0	
Number of contracts as subcontractor:					1	\$0	\$0

Customer Support

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MEMORANDUM
(Revised)

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

DATE: December 1, 2021

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 8(O)(2)

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(O)(2)
12-1-21

RESOLUTION NO. _____

RESOLUTION RATIFYING ACTION BY THE 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 APPROVING AWARD OF A CONSTRUCTION CONTRACT FOR OCEAN OUTFALL LEGISLATION PROGRAM CONSTRUCTION PACKAGE ST-1B OXYGENATION TRAINS 1-7 REHABILITATION AND ELECTRICAL BUILDINGS, CONTRACT NO. S-935, TO POOLE & KENT COMPANY OF FLORIDA, IN THE TOTAL AMOUNT NOT TO EXCEED \$80,560,000.00; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE PROVISIONS CONTAINED THEREIN

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 ratifies the action of the County Mayor or County Mayor's designee, as authorized by section 2-8.2.12 of the Code of Miami-Dade County, specifically, to approve the award of a construction contract for Ocean Outfall Legislation Program Construction Package ST-1B Oxygenation Trains 1-7 Rehabilitation and Electrical Buildings, Contract No. S-935, to Poole & Kent Company of Florida in the total amount not to exceed \$80,560,000.00; and authorizes the County Mayor or County Mayor's designee to exercise the provisions contained in such contract, as set forth in the accompanying memorandum and attachments thereto. The solicitation documents and executed contract are kept on file with and are available upon request from the Intergovernmental Affairs Division of the Miami-Dade Water and Sewer Department.

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	

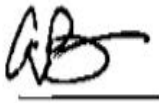
The Chairperson thereupon declared this resolution duly passed and adopted this 1st day of December, 2021. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override 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.



Angela F. Benjamin