

**Date:** March 7, 2023

**To:** Honorable Chairman Oliver G. Gilbert, III  
and Members, Board of County Commissioners

**From:** Daniella Levine Cava   
Mayor

**Subject:** Recommendation for Approval to Establish a Prequalification Pool for Construction Equipment Rental

Agenda Item No. 8(P)(18)

## Summary

This item is for the establishment of a prequalification pool which will be used for rental of construction equipment and equipment operator services for multiple County departments. Rental of construction equipment includes, but is not limited to, air compressors, aerial lift platforms, backhoes, bucket trucks, drills, light towers, mobile cranes, forklifts, tractors, and generators. The equipment operator services include the purchase of operators for powered industrial trucks such as low lift and high lift trucks, rough terrain forklift trucks, industrial crane trucks, and operator controlled industrial tow tractors. County departments rely on this equipment in their daily operations for the maintenance and repair of infrastructure.

The pool will be used by multiple County departments, including the Department of Transportation of Transportation and Public Works (DTPW) and Water and Sewer Department (WASD), to meet their operational needs and to facilitate the repair and maintenance of equipment and facilities. WASD has the highest requested allocation and will use the pool in anticipation of needed maintenance projects and/or pump station power outages and other infrastructure unforeseen emergencies or community events. DTPW has the second-highest requested allocation and will use the pool for rail fastener replacement, cover board replacement and other rehabilitation and operation projects due to aging. Utilizing the pool facilitates the maintenance and repair of infrastructure and allows these and other departments to respond to unforeseen emergencies in a timely manner.

## Recommendation

It is recommended that the Board of County Commissioners (Board) approve the establishment of a prequalification pool, *RTQ-02115, Construction Equipment Rental* for multiple County departments with an allocation of \$32,154,000 for a five-year term. This pool will replace *Prequalification Pool No. 8446-5/17-1, Construction Equipment Rental*, which was established by the Board through Resolution No. R- 228-08 for a five-year term, with one five-year option to renew term; and was subsequently extended for an additional five years through Resolution No. R-206-18. The original pool was established with 11 vendors, of which nine were local, including one certified Small Business Enterprise (SBE) firm. The pool currently has 27 vendors, of which 16 are local, including two certified SBE firms.

The SBE measures and Local Preference will be applied at the time of spot market competition, where permitted by funding source. Each spot market quote issued under this solicitation must be submitted to the Small Business Development (SBD) Division for review. To track pool expenditures by vendor, bidding under this and other prequalification pools will gradually be conducted and monitored in a single platform, INFORMS, which will allow staff to provide data reports to the Board, as requested.

This item is placed for Board review pursuant to Miami-Dade County Code Section 29-124(f)(ii). Since this is a transit-related procurement, with a value of more than \$1 million, even though no Charter County Transportation Surtax Funds will be used to pay the costs, the Board may only consider this item if the Citizens' Independent Transportation Trust (CITT) has forwarded a recommendation to the Board. If the CITT has not forwarded a recommendation and 45 days have not elapsed since the issuance of this recommendation, a withdrawal of this item will be requested. It should be noted that of the \$32,154,000 being requested, only \$6,383,000 is for DTPW.

**Background**

The pool will consist of two groups: Group A will be for the rental of construction equipment and Group B will be for the rental of equipment operator services. The pool will allow County departments to source items for each project to meet operational needs while enhancing competition. Vendors in the pool will be invited to participate in future spot market competition, as needed.

To ensure maximum opportunity for local and small businesses to participate in this solicitation, prior to advertisement, the scope of services was posted to the County's future solicitations website for two weeks. The solicitation was advertised on BidSync with 2,115 notifications sent out, from which 43 suppliers viewed the notification and six responded. This prequalification will remain advertised on the County's website to encourage additional participation.

**Scope**

The scope of this item is countywide in nature.

**Fiscal Impact/Funding Source**

The fiscal impact for the five-year term is \$32,154,000. The current pool, 8446-5/17-1, has a cumulative allocation of \$73,504,000 for a fifteen-year and three month term, which expires on June 30, 2023. The allocation being requested under the replacement pool is higher than the allocation under the current pool on an annualized basis due to increases in some departments anticipated operational needs.

Department	Allocation	Funding Source	Contract Manager
Animal Services	\$90,000	General Fund	Lia Rodriguez
Aviation	\$1,400,000	Proprietary Revenue	Sylvia Novela
Corrections and Rehabilitation	\$150,000	General Fund	Cara Tuzeo
Cultural Affairs	\$75,000	Proprietary Funds	Regla Lee
Elections*	\$20,000	General Fund	Nair Jackson
Fire Rescue	\$399,000	Fire District	Marianela Betancourt
Information Technology	\$90,000	Internal Service Funds	Lourdes Betancourt
ISD	\$512,000	Internal Service Funds	Rey Llerena/Pete Moolah
Library System	\$250,000	Library District	Kimberly Craig
Parks, Recreation and Open Spaces	\$4,500,000	General Fund	Fernando L. Robreño
Police*	\$75,000	General Fund	Laura Romano
PortMiami	\$1,380,000	Proprietary Funds	Frank Ramirez

Department	Allocation	Funding Source	Contract Manager
Public Housing and Community Development	\$410,000	Federal Funds	Indira Rajkumar-Futch
Regulatory and Economic Resources	\$5,500,000	Proprietary Funds	Joel Arango, Jr.
Solid Waste Management	\$1,000,000	Proprietary Funds/ General Fund	Karina Careaga
DTPW	\$6,383,000	DTPW Operating - No CITT	Ana Rioseco
WASD	\$9,920,000	Proprietary Revenue	Fredrick Taylor
<b>Total:</b>	<b>\$32,154,000</b>		

\*It should be noted that contracts contain termination for convenience provisions, which can be exercised if the commodities and services in this item are affected by the establishment of the constitutional offices.

**Track Record/Monitor**

Manuel Jimenez of the Strategic Procurement Department is the Procurement Contracting Manager.

**Delegated Authority**

Upon approval of this item, a pool of prequalified vendors will be established to participate in spot market competitions. The County Mayor or the County Mayor’s designee will have the authority to solicit pricing and award contracts up to an aggregate amount of the allocation authorized by the Board. The County Mayor or the County Mayor’s designee will also have the authority to (a) exercise all provisions of the solicitation documents and any resulting contracts pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38 and (b) add vendors to the pool at any time, subject to ratification by the Board on a bi-annual basis.

**Vendors Prequalified for Pool**

A Request to Qualify was issued and, as of the submittal deadline, six vendors responded to the solicitation for Group A only. However, after the solicitation closed, two submittals were received from local firms for Groups A and B, of which one is a certified SBE firm. The submittals were evaluated and the vendors will be added to the pool after it is established. There are six vendors being recommended for inclusion in the pool under Group A, as set forth in the table below, all of which have local addresses, and none are certified SBE firms.

In addition, a third local and incumbent vendor, which is also a certified SBE firm, has submitted documents for inclusion in both groups, but their submittal is incomplete. Staff will continue to follow up with this vendor, and the vendor will be added once prequalification requirements are met. Outreach to firms will continue to encourage additional participation by local qualified vendors.

Vendor	Principal Address	Local Address	Principal
Alta Enterprises, LLC dba Alta Construction Equipment Florida, LLC	13211 Merriman Road Livonia, MI	6144 NW 74 Avenue Miami, FL	Ryan Greenawalt

<b>Vendor</b>	<b>Principal Address</b>	<b>Local Address</b>	<b>Principal</b>
Cooling Power Corp.	5620 NW 161 Street Miami Gardens, FL	Same	Mary C. Gill
Dobbs Equipment, LLC	2730 S Falkenburg Road Riverview, FL	4343 NW 77 Avenue Miami, FL	Edward J. Dobbs
Herc Rentals, Inc.	27500 Riverview Center Boulevard Bonita Springs, FL	5850 NW 77 Court Miami, FL	Lawrence H. Silber
Kelly Tractor Co.	8255 NW 58 Street Miami, FL	Same	Loyd Patrick Kelly
Sunbelt Rentals, Inc.	2341 Deerfield Drive Fort Mill, SC	65 NE 27 Street Miami, FL	Brendan Horgan


**Due Diligence**

Pursuant to Resolution No. R-187-12, due diligence was conducted in accordance with the Internal Services Department’s Procurement Guidelines to determine vendor responsibility, including verifying corporate status and that there are no performance and compliance issues. The lists that were referenced included convicted vendors, debarred vendors, delinquent contractors, suspended vendors, and federal excluded parties. The review revealed that two vendors - Sunbelt Rentals, Inc. and Herc Rentals, Inc. - had histories of Occupational Safety and Health Administration (OSHA) complaints; however, the vendors are working with OSHA to resolve all complaints. None of the aforementioned complaints for the two vendors adversely impact the County’s pool and there were no other findings relating to vendor responsibility.

Pursuant to Resolution No. R-140-15, prior to re-procurement, a full review of the scope of services was conducted to ensure the replacement pool reflects the County’s current needs. The review included conducting market research, posting a draft solicitation for industry comment, and holding meetings and drafting sessions with the user departments. The scope of services was updated to include additional construction equipment manufacturers for Groups A and B.

**Applicable Ordinances and Contract Measures**

- The two percent User Access Program provision applies where permitted by the funding source.
- Each spot market quote issued under this solicitation must be submitted to SBD for review.
- Local Preference will be applied at the time of spot market competition, where permitted by the funding source.
- The Living Wage and Responsible Wages do not apply as the services are not covered under the Ordinances.




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Jimmy Morales  
 Chief Operations Officer



**MEMORANDUM**  
(Revised)

**TO:** Honorable Chairman Oliver G. Gilbert, III  
and Members, Board of County Commissioners

**DATE:** March 7, 2023

**FROM:**   
Gen Bonzon-Keenan  
County Attorney

**SUBJECT:** Agenda Item No. 8(P)(18)

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(P)(18)  
3-7-23

RESOLUTION NO. \_\_\_\_\_

RESOLUTION AUTHORIZING ESTABLISHMENT OF PREQUALIFICATION POOL NO. RTQ-02115 FOR MULTIPLE COUNTY DEPARTMENTS FOR A FIVE-YEAR TERM IN A TOTAL AMOUNT UP TO \$32,154,000.00 FOR THE PURCHASE OF CONSTRUCTION EQUIPMENT; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO SOLICIT PRICING, AWARD CONTRACTS, EXERCISE ALL PROVISIONS OF THE SOLICITATION DOCUMENTS AND ANY RESULTING CONTRACTS PURSUANT TO SECTION 2-8.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA AND IMPLEMENTING ORDER 3-38, AND ADD VENDORS TO THE POOL AT ANY TIME, SUBJECT TO RATIFICATION BY THE BOARD ON A BI-ANNUAL BASIS

**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 authorizes the establishment of Prequalification Pool No. RTQ-02115 for multiple County departments for a five-year term in a total amount up to \$32,154,000.00 for the purchase of construction equipment rental; and authorizes the County Mayor or County Mayor's designee to (a) solicit pricing and award contracts up to an aggregate amount of the allocation authorized by the Board, (b) exercise all provisions of the solicitation documents and any resulting contracts pursuant to section 2-8.1 of the Code of Miami-Dade County, Florida and Implementing Order 3-38, and (c) add vendors to the pool at any time, subject to ratification by the Board on a bi-annual basis.

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:

Oliver G. Gilbert, III, Chairman	
Anthony Rodríguez, Vice Chairman	
Marleine Bastien	Juan Carlos Bermudez
Kevin Marino Cabrera	Sen. René García
Roberto J. Gonzalez	Keon Hardemon
Danielle Cohen Higgins	Eileen Higgins
Kionne L. McGhee	Raquel A. Regalado
Micky Steinberg	

The Chairperson thereupon declared this resolution duly passed and adopted this 7<sup>th</sup> day of March, 2023. 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

LUIS G. MONTALDO, CLERK AD INTERIM

By: \_\_\_\_\_  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

Eduardo W. Gonzalez

