

Memorandum



Date: December 12, 2023
To: Honorable Chairman Oliver G. Gilbert, III
and Members, Board of County Commissioners

Agenda Item No. 8(H)(3)

From: Daniella Levine Cava *Daniella Levine Cava*
Mayor

Subject: Contract Award Recommendation for Parks, Recreation and Open Spaces (PROS) Construction Contract for Southridge Park – Community Aquatic Center ESP, Contract: 600603-18-001. Project No: 600603-18-001, to Florida Lemark Corporation

Executive Summary

This item seeks approval from the Board of County Commissioners (Board) to execute a contract award for the construction contract Project No: 600603-18-001 and enter into a contract with Florida Lemark Corporation in an amount of \$13,042,832.97 for Southridge Park – Community Aquatic Center. Southridge Park was added to the County’s Economic Stimulus Program (ESP) list by Resolution No. R-832-15.

Recommendation

This Recommendation for Award for Construction Contract No: 600603-18-001 between Florida Lemark Corporation and Miami-Dade County has been prepared by the Parks, Recreation and Open Spaces Department and is recommended for approval pursuant to Section 2-8.1 of the Code of Miami-Dade County.

Delegation of Authority

The authority of the County Mayor or County Mayor's designee to execute and implement this contract is consistent with those authorities granted under the Code of Miami-Dade County. Additional delegation of authorities requested for this contract are as follows: No additional delegation of authority is requested for this contract

Scope

PROJECT NAME: Southridge Park – Community Aquatic Center
PROJECT NO: 600603-18-001
CONTRACT NO: 600603-18-001

PROJECT

DESCRIPTION: The awarded scope includes, but it is not limited to the construction of a new community center and pool equipment buildings, swimming pool, splash pad, pool deck, parking lots, and related facilities with work further described in the contract documents. Project is estimated to achieve and is registered with the United States Green Building Council (USGBC) as LEED Silver Certification and will bring the project in compliance with Administrative Order 8-8, Sustainable Building Program.

Alternate One (1) includes a Shade Structure – Splash Pad; Alternate Two (2) consists of Shade Structure – West Pool Deck and Alternate Three (3) includes a Shade Structure – East Pool Deck.

PROJECT LOCATION: Southridge Park - 11250 Southwest 192nd Street, Miami, FL

PROJECT SITES:	<u>PROJECT #</u>	<u>LOCATION</u>	<u>DIST</u>	<u>ESTIMATE</u>	<u>T-S-R</u>
	600603-18-001	Southridge Park	-	\$10,973,324.40	--

PRIMARY COMMISSION DISTRICT: District 9

APPROVAL PATH: BCC Economic Stimulus Plan

USING DEPARTMENT: Parks, Recreation and Open Spaces

MANAGING DEPARTMENT: Parks, Recreation and Open Spaces

Fiscal Impact / Funding Source

No additional operating cost.

FUNDING SOURCES:	<u>SOURCE</u>	<u>PROJECT NO.</u>	<u>AMOUNT</u>
	GOB	CPR000000070145	\$3,157,336.40
	CIIP	CPR000000070145	\$7,920,807.57
	GOB	CPR000000070145	<u>\$1,964,689.00</u>
			\$13,042,832.97

PTP FUNDING: No

GOB FUNDING: Yes

CAPITAL BUDGET PROJECTS:	CAPITAL BUDGET PROJECT # - DESCRIPTION	<u>ESTIMATE</u>
	932030 - Southridge Park, Capital Program, Proposed Budget FY 2023-24, Volume 2, page 292.	\$10,973,324.40

CONTRACT PERIOD: 540 Days Excludes Warranty Administration Period

CONTINGENCY PERIOD: 54 Days

**IG FEE INCLUDED IN
BASE CONTRACT:**

No

**ART IN PUBLIC
PLACES:**

Yes

BASE ESTIMATE:

\$10,237,548.00

Consultant’s estimate Including Alternates One (1), Two (2), and Three (3).

**BASE CONTRACT
AMOUNT:**

\$12,208,508.54

Sum of the Base Bid (\$11,925,807.54) plus Alternate One (1) “Shade Structure – Splash Pad” (\$100,965.00), Alternate Two (2) “Shade Structure – West Pool Deck” (\$90,868.00), and Alternate Three (3) “Shade Structure – East Pool Deck” (\$90,868.00), submitted by Florida Lemark Corporation.

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

TYPE	PERCENT	AMOUNT
New Construction	5%	\$610,425.43

PERMIT FEES:

\$0.00

**DEDICATED
ALLOWANCE
(SITE CONDITIONS
& UTILITIES):**

\$223,899.00

TOTAL AMOUNT:

\$13,042,832.97

Track Record / Monitor

**SBD HISTORY OF
VIOLATIONS:**

None (Per Pre-Award verification performed on 08/24/2023)

EXPLANATION:

On October 6, 2015, the Board adopted via Resolution R-832-15 approving BBC GOB Program Project No. 35 “Southridge Park”. This project was also added to the list of Economic Stimulus Projects via Resolution R-851-08 on April 17th, 2015. The bids were opened on August 21, 2023. The base bid ranged from \$866,638.92 to \$11,925,807.54 with Extensions of HER, LLC Landscaping (Extension’s) submitting the apparent lowest base construction amount of \$866,638.92.

After reviewing Extension’s bid, which was 91% below PRO’s estimate, the evaluation revealed that the submitted bid package was a partial bid only providing a price for the landscape component/trade of the project (reason why the bid was 91% below the estimate) and also incomplete due to the omission of the bid bond. PROs determined that Extension’s bid was deficient and requested on August 21, 2023, a formal review from the County Attorney’s office. On August 24, 2023, the County Attorney’s Office ruled Extensions’ bid as non-responsive due to its failure to provide bid security upon submission. The second lowest bidder Florida Lemark Corporation (Lemark) provided a base construction amount of \$11,925,807.54. After reviewing Lemark’s bid and requested cost breakdown, which was 19% above PROs estimate, determined that a very detailed cost breakdown is indicative of the care and time spent in bidding the work, and affords the County “the highest level of confidence as far completing the work on time and within bid amount.”

Florida Lemark Corporation, a non-certified SBE-Con firm, submitted their Utilization Plan (UP) committing to utilize the following certified SBE-Con firms: Cami-Axle Construction Corp. to perform Concrete and Masonry work at 9.60% and Onair, Inc. to perform Plumbing work at 2.66% for a total of 12.27%. Each SBE-Con subcontractor confirmed their participation via the BMWS in agreement with the measure. Florida Lemark Corporation also submitted a Utilization Plan committing to utilize All Dade Fences, Inc., a certified SSE-Services firm to provide Fencing Materials at 1.18%. The subcontractor confirmed their participation via the BMWS in agreement with the measure Florida Lemark Corporation has satisfied the contract's 11.80% SBE-Con and 1.00% SBE-G&S subcontractor goals and is in compliance with the overall Small Business measures established for this contract.

The Capital Improvement Information System (CIIS) shows 1 evaluation for Florida Lemark Corporation with an average rating of 2.7 out of a possible 4.0. Therefore, it is recommended that Project No. 600603-18-001, Southridge Park – Community Aquatic Center be awarded to Florida Lemark Corporation for the Base Bid scope and Alternate scope in the amount of \$13,042,832.97. The impact of sea level rise has been considered in this project.

**BID
OPEN
DATE:** 08/21/2023

BID BOND EXPIRES: 02/21/2024

BID VALID UNTIL: 02/21/2024

**ESTIMATED NOTICE
TO PROCEED:** 09/29/2023

**PRIME
CONTRACTOR:** Florida Lemark Corporation

**COMPANY
PRINCIPAL:** Emilio Rodriguez, President

**COMPANY
QUALIFIERS:** Marcos Rodriguez & Maria Rodriguez

**COMPANY EMAIL
ADDRESS:** Hcoletto@floridalemark.com

**COMPANY STREET
ADDRESS:** 8750 NW 36th Street, Suite 200

**COMPANY CITY-
STATE-ZIP:** Doral, FL 33178

YEARS IN BUSINESS: 36

**PREVIOUS
CONTRACTS WITH
COUNTY IN THE
LAST FIVE YEARS:** According to the Firm History Report as provided by the Small Business Development Department, there have been 4 awards to Florida Lemark Corporation in the last five years.

**SUB
CONTRACTORS
AND SUPPLIERS
(SECTION 10-34
MIAMI DADE
COUNTY CODE):** Ruiz Electric; Onair, Inc., Cami-Axle Construction Corp. and All Dade Fences, Inc.

**MINIMUM
QUALIFICATIONS
EXCEED LEGAL
REQUIREMENTS:** Yes

PREFERRED EXPERIENCE AND QUALIFICATIONS
Prime Contractor, through full time personnel, should demonstrate experience as the prime consultant on similar projects with project scopes that are comparable to the Project Scope of Services for this project. A preferred minimum of three (3) of these projects are preferred to have been completed within the last ten (10) years.

SBD REVIEW COMMITTEE: **MEETING DATE:** 03/09/2023 **SIGNOFF DATE:** 03/24/2023

APPLICABLE WAGES: Yes
(RESOLUTION No. R-54-10)

REVIEW COMMITTEE ASSIGNED CONTRACT MEASURES:	<u>TYPE</u>	<u>GOAL</u>	<u>COMMENT</u>
	SBE-CON	11.80%	
	SBE-G&S	1.00%	
	CWP	10.00%	

MANDATORY CLEARING HOUSE: Yes

CONTRACT MANAGER: Michael J. Cornely 305-755-7912 Joe.Cornely@miamidade.gov

PROJECT MANAGER NAME: Roberto Rodriguez (305) 961-2791 Roberto.Rodriguez3@miamidade.gov

BACKGROUND: Miami-Dade County Parks, Recreation and Open Spaces Department (PROS) operates over 278 parks and manages over 13,800 acres of land. Southridge Park is adjacent to Southridge Senior High School. Southridge Park was designed to accommodate shared usage by the park and school and therefore has a strong relationship with the adjacent Miami Southridge Senior High School.

- List of Attachments:
Attachment 1 - RPQ Bid Form
Attachment 2 - Bid Tabulation
Attachment 3 - Southridge Park, Capital Budget Page
Attachment 4 - CIIS Evaluation Report
Attachment 5 - Previous Contract Listing
Attachment 6 - Due Diligence Report
Attachment 7 - Project Funding
Attachment 8 - Responsiveness Determination Memorandum
Attachment 9 - SBE Goals

ATTACHMENT 1

RPQ BID FORM -Revised

RPQ Project Name: Southridge Park - Community Aquatic Center **RPQ No.:** 600603-18-001

Price Proposal (Cost to Perform the work **must** be stated here. State 'No Bid' if not submitting a price proposal)

Item No.	Description	Base Bid:
1	Base Bid: Lump Sum: Furnish all labor, equipment and material required to perform the work specified in the Scope of Work, the sum of: <u>Eleven million nine hundred twenty five thousand eight hundred and seven dollars with fifty four cents</u>	Base Bid: <u>\$ 11,925,807.54</u>
2	Alternate 1: Lump Sum: Shade Structure-Splash Pad	Alternate 1: <u>\$100,965.00</u>
3	Alternate 2: Lump Sum: Shade Structure-West Pool Deck	Alternate 2: <u>\$ 90,868.00</u>
4	Alternate 3: Lump Sum: Shade Structure-East Pool Deck	Alternate 3: <u>\$ 90,868.00</u>
5	Contingency Allowance: For unforeseen conditions, for construction changes and for quantity adjustments, if ordered by the owner, the sum of:	Contingency Allowance: 5% of Base and Alternate(s) if elected. (5% x Items 1-4)
6	Dedicated Allowance: Costs for all required permits, inspections, impact fees, etc. shall be paid for out of this fund. For unforeseen conditions in (Permitting, Plan Revisions, Laboratory Soil/Materials Services, Environmental Engineering Services, Existing utility relocations, Paving, Striping, ADA compliance, Carpentry, Water, Sewer, Telephone, Data, Electrical, Survey Elevation verifications, Utility Company Service Fees, Facility Security and Safety Improvements for construction changes and for quantity adjustments, if ordered by the OWNER, the sum of:	Dedicated Allowance: <u>\$223,899.00</u>

Total Bid Price: The Total Bid Price includes the Base Bid, Alternate(s) (If applicable and elected), Contingency Allowance, and Dedicated Allowance.

Trench Safety Act - Contractor's Statement (As applicable)

- A. The trench safety standards in effect are Occupational Safety and Health Administrations (OSHA). **CONTRACTOR** shall comply with the latest version of Trench Safety Act as applicable.
 We will use: Sloping Shoring Trench Box Other Methods (Specify Which) to comply with the 1990 "Trench Safety Act".
- B. The cost of compliance with this trench safety act is included as a part of the lump sum or unit price proposals contained in the bid package.
- C. The cost of complying with this requirement is:
 - 1. Cost per Lin. Ft. of trench excavation 1.00
 - 2. Cost per Sq. Ft. of shoring used 10.00

Bidder's Company Name: Florida Lemark Corporation **Bidder's FEIN No.:** 59-2784516

Company Address: 8750 NW 36 ST, Suite 200 **City:** Doral **State/Zip Code** FL / 33178

Telephone No.: 305.593.1442 **Fax No.:** _____ **E-Mail:** hcoletto@floridalemark.com

RPQ 600603-18-001

00410-Revised

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V1.8172020

ATTACHMENT 1

THE EXECUTION OF THIS FORM CONSTITUTES THE UNEQUIVOCAL OFFER OF PROPOSER TO BE BOUND BY THE TERMS OF ITS PROPOSAL. FAILURE TO SIGN THIS SOLICITATION WHERE INDICATED BELOW BY AN AUTHORIZED REPRESENTATIVE SHALL RENDER THE PROPOSAL NON-RESPONSIVE. THE COUNTY MAY, HOWEVER, IN ITS SOLE DISCRETION, ACCEPT ANY PROPOSAL THAT INCLUDES AN EXECUTED DOCUMENT WHICH UNEQUIVOCALLY BINDS THE PROPOSER TO THE TERMS OF ITS OFFER.

Number of Addendums received: 4 (if none' write "None")

Name of Person Submitting Quote (Print): Emilio Rodriguez, President

Signature:  Date: 08/21/2023

By signature, the CONTRACTOR agrees to be bound by the terms set forth.

Note: Quotes must be submitted on this form to the Miami Dade PROS, via e-mail in PDF format to Monique.Perez@miamidade.gov. E-mail subject line must state Bidder's Company Name and RPQ Number. Use of any other form for submission of the price quotation shall result in the rejection of the price quotation. Late bids will not be opened. All Bidder's will receive results. The Recommendation for Award, will identify requirements to submit current copies of insurance certificates in accordance with the Contract Documents; user Dept. will forward all Ins. Certificates to ISD for review.

ATTACHMENT 2A/2B

Miami-Dade Parks, Recreation and Open Spaces
 Capital Programs Division
 275 NW 2nd Street, 4th Floor
 Miami, FL 33128
 Phone: (305) 755-7846
 Fax: (305) 755-7840



Bid Tabulation

Project Name: **Southridge Park - Community Aquatic Center**
 RPQ No: 600603-18-001
 Contract: Standard CC
 Bid Opening: 8/21/2023
 Bond expires: 2/17/2024

Base Estimate: \$ 10,055,948.00
 Contingency: \$ 502,797.40
 Dedicated: \$ 223,899.00
 Total: \$ 10,782,644.40

*Deemed non-responsive by CAO

Date	Time In	Company Name	Base Bid	Alternate 1	Alternate 2	Alternate 3	Base + Alt 1-3	Contingency	Dedicated	Total w/ Alt 1-3	Percentage Difference +/-
08/21/23	12:29 PM	Extensions of HER, LLC Landscaping	\$866,638.92	\$0.00	\$0.00	\$0.00	\$866,638.92	\$43,331.95	\$223,899.00	\$1,133,869.87	-91%
08/21/23	1:55 PM	FLORIDA LEMARK CORPORATION	\$11,925,807.54	\$100,965.00	\$90,868.00	\$90,868.00	\$12,208,508.54	\$610,425.43	\$223,899.00	\$13,042,832.97	19%

Reviewed by: Monique Perez Medina

Date: 8/21/2023

ATTACHMENT 3

FY 2023-24 Proposed Budget and Multi-Year Capital Plan

ROYAL COLONIAL PARK

PROGRAM #: 935850



DESCRIPTION: Construct local park improvements including picnic area, vehicle and pedestrian circulation, landscaping, and utilities

LOCATION: 14850 SW 280 St
Unincorporated Miami-Dade County

District Located: 9
District(s) Served: 9

REVENUE SCHEDULE:	PRIOR	2023-24	2024-25	2025-26	2026-27	2027-28	2028-29	FUTURE	TOTAL
BBC GOB Financing	39	0	1,000	361	0	0	0	0	1,400
TOTAL REVENUES:	39	0	1,000	361	0	0	0	0	1,400
EXPENDITURE SCHEDULE:	PRIOR	2023-24	2024-25	2025-26	2026-27	2027-28	2028-29	FUTURE	TOTAL
Construction	3	0	1,000	361	0	0	0	0	1,364
Planning and Design	36	0	0	0	0	0	0	0	36
TOTAL EXPENDITURES:	39	0	1,000	361	0	0	0	0	1,400

SOUTHRIDGE PARK

PROGRAM #: 932030



DESCRIPTION: Construct areawide park improvements to include the completion of the stadium, a 5,350 sq ft community recreation center, a 4,920 sq ft training pool, a 1,400 sq ft splash pad and various other park improvements

LOCATION: 19355 SW 114 Ave
Unincorporated Miami-Dade County

District Located: 9
District(s) Served: Countywide

REVENUE SCHEDULE:	PRIOR	2023-24	2024-25	2025-26	2026-27	2027-28	2028-29	FUTURE	TOTAL
BBC GOB Financing	3,497	3,700	1,965	0	0	0	0	0	9,162
CIIP Program Financing	0	700	5,344	0	0	0	0	0	6,044
TOTAL REVENUES:	3,497	4,400	7,309	0	0	0	0	0	15,206
EXPENDITURE SCHEDULE:	PRIOR	2023-24	2024-25	2025-26	2026-27	2027-28	2028-29	FUTURE	TOTAL
Construction	3,363	3,550	7,309	0	0	0	0	0	14,222
Planning and Design	134	850	0	0	0	0	0	0	984
TOTAL EXPENDITURES:	3,497	4,400	7,309	0	0	0	0	0	15,206

Estimated Annual Operating Impact will begin in FY 2024-25 in the amount of \$2,794,000 and includes 38 FTE(s)

ATTACHMENT 4

Evaluation Date Start: End:



Capital Improvements Information System

Contractor Evaluations Report (All Contracts)

<u>Dept</u>	<u>Contract</u>	<u>Type</u>	<u>Contractor / Architect Name</u>	<u>Date</u>	<u>Rater</u>	<u>Period</u>	<u>Rate</u>
WS	DB16-WASD-02 WO: 1	PSA	Florida Lemark Corporation	8/13/2020	Patrick Brown	Interim	2.7

Evaluation Count: 1 Contractors: 1 Average Evaluation: 2.7



ATTACHMENT 5

Generated by Patrick Hines, Jr., Miami-Dade County on 8/29/2023

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Vendor Profile: Contract Assignments

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Florida Lemark Corporation

System Vendor Number: **20090722**
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Assignment Type	Status	Contract Number & Title	Prime Contractor	Assigned Contacts	Dates	Current Value	Paid To Date
All ▼	All ▼	All ▼		All ▼			
Prime	Open	4113892: 40 Year Structural Repairs - Red Garage		Heidi Coletto Beatriz Arencibia	3/24/2022 - 3/23/2023	\$3,197,008	\$1,062,273
Prime	Open	4114021: ORANGE GARAGE 40 YEAR STRUCTURAL REPAIRS		Rosa Ripoll Beatriz Arencibia	6/15/2022 - 6/14/2023	\$1,170,879	\$292,097
Prime	Open	4114416: 40 Year Structural Repairs - Green Garage		Heidi Coletto Daniel Canizalez	10/26/2022 - 10/25/2023	\$3,999,987	\$912,193
Prime	Open	TDB16WSD02: DESIGN-BUILD WATER LAB AOWWTP		Maria Rodriguez	7/30/2019 - 9/30/2019	\$4,378,243	\$1,354,398
Subcontractor (Tier 1)	Closed	TERMINAL A 2017-6-27: NF-PORT MIAMI CRUISE TERMINAL A	Suffolk Construction Company, Inc.	Linda Rodriguez	11/3/2017 - 12/31/2019	\$0	\$0

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ATTACHMENT 6

Due Diligence Report

Project Name: Southridge Park Community Aquatic Center

RPQ No.: 600603-18-001

Bid Opening Date: 8/21/23

Company Name: FLORIDA LEMARK CORPORATION

FEIN: 592784516

License: CGC057870

Attended Pre-Bid Meeting	Attended Site Visit	Submitted Bid Proposal	Registered Vendor
N/A	YES	YES	YES

SBE-Con Requirements	Initials	Date		Comments
(SBE) SBD Compliance Memo/Checklist	MPM	8/31/23		Compliant
OSHA Compliance (If Applicable - Projects over \$1 million)	Initials	Date		Comments
Safety Directive 182536 and Resolution No. 1181-18	MPM	8/31/23		N/A
PRE-AWARD COMPLIANCE CHECKLIST	Initials	Report Date	Found on list	Comments
Florida Convicted Vendor List	PQ	8/22/23	NO	Not found on list
Delinquent Contractors	PQ	8/22/23	NO	Not found on list
Suspended Contractors	PQ	8/22/23	YES	2 complaints; closed
Florida Suspended Contractors	PQ	12/10/19	NO	Not found on list
System for Award Management (SAM)	PQ	8/22/23	NO	Not registered
Scrutinized Companies	PQ	5/23/23	NO	Not found on list
Scrutinized Companies that Boycott Israel	PQ	5/23/23	NO	Not found on list
Compliance Report and/or Workforce Violations (SBD)	PQ	8/22/23	NO	0 violation(s)
OSHA Enforcement Inspections (If Applicable - Projects over \$1 million)	PQ	8/22/23	YES	3 violations
Debarred Contractors	PQ	6/12/23	NO	Not found on list
Goal Deficit Make-Up Report	PQ	3/1/20	NO	Not found on list
SBD Certified Firms	PQ	8/22/23	NO	Not Registered
State of Florida Corporations (Sun Biz)	PQ	8/22/23	YES	Active
CIIS Average Evaluation Score	PQ	8/22/23	YES	1 evaluation with an average of 2.7 / 4
MCC License Status	PQ	8/22/23	YES	Active - 08/31/2022
MCC Plan	PQ	8/22/23	YES	Inactive 7040; Active 7360
Miami-Dade County Litigation	PQ	8/22/23	YES	34 cases; 1 reopened
Dept. of Business and Professional Regulation (DBPR)	PQ	8/22/23	YES	Active- 08/31/2024
(If Applicable) Miami-Dade County Licenses (i.e. Electrical, Plumbing, Roofing, etc.)	PQ	8/22/23	NO	N/A
Miami-Dade Local Business Tax	PQ	8/22/23	YES	Found on list
Google	PQ	8/22/23	YES	6 articles found
Broward County Litigation	PQ	8/22/23	YES	6 cases; all closed
Department of Justice	PQ	8/22/23	N/A	No breach of contract cases found
Federal Litigation (PACER)	PQ	8/22/23	YES	1 case found; closed
Lawsuits Which Include Allegations of Discrimination in the Past 10 Years	PQ	8/22/23	NO	No Relevant Lawsuits to report
Local Certified Veteran Business Enterprise	PQ	8/22/23	YES	Found on list; veteran owned
E-Verify	PQ	8/22/23	YES	Not registered
CIIS INSURANCE	GL	Auto	WC	Comments
CIIS Expiration Dates	N/A	N/A	N/A	
Contract Administrator:	<i>Monique Perez</i>		Date:	8/24/2023
Contract Administrator Peer Review:	<i>Dayami Corella</i>		Date:	9/6/2023
Project Manager - Okay to Proceed (Yes / No):	Yes		Date:	09/06/203

ATTACHMENT 6

Florida Convicted Vendor List

Convicted Vendor List

The Department of Management Services maintains "a list of the names and addresses of those who have been disqualified from the public contracting and purchasing process" under [section 287.133, Florida Statutes](#).

There are currently no vendors on this list.

Delinquent Contractors

PR	FLORIDA DEPARTMENT OF TRANSPORTATION	SERGIO BRAVO	1000 NW 111TH AVE ROOM 6206 A, MIAMI, FL 33172	PR00000216	\$35,865.110	\$35,865.110	Morales, Norman	e200961@miamidade.gov	305/755-7800	03/31/2023	
PR	FLORIDA INLAND NAVIGATION DISTRICT		601 NW FIRST COURT, MIAMI, FL 33136	PR00000243	\$30,407.250	\$30,407.250	Lichtenberg, Lydell	lydell.lichtenberg@miamidade.gov	305/755-7800	03/31/2023	
PR	FLORIDA INLAND NAVIGATION DISTRICT		601 NW FIRST COURT, MIAMI, FL 33136	PR00000191	\$283,000.000	\$283,000.000	Lichtenberg, Lydell	lydell.lichtenberg@miamidade.gov	305/755-7800	03/31/2023	
WS	ICE UNDERGROUND CORP.	COSTEL CONSTANTINESCU	P.O. BOX 220223, HOLLYWOOD, FL 33020	45-4805806	JS08929H2ZR	\$5,616.330	\$5,616.330	Angela M Buller - WASO	AMORRI@miamidade.gov	786/552-8418	03/29/2023

Suspended Contractors

Results of Search: CG0057070

Complaint Number	Contractor Name	Complaint Date	Complaint Type	Last Action
A2020001853	FLORIDA LEMARK CORP	03/04/2020	FAILURE OBTAIN INSPECTION	CASE CLOSED
A2019002076	FLORIDA LEMARK CORP	03/11/2019	FAILURE OBTAIN INSPECTION	CASE CLOSED

A complaint does not necessarily represent a finding of wrong doing by a Contractor.

For additional information about specific complaints, call the Contractor Enforcement Section at (786) 315-2561.

Florida Suspended Contractors

Vendor Name/Address	Agency of Origin	Effective Date	Notice of Default
Building Maintenance of America, LLC d/b/a Florida Building Maintenance 333 North Falkenburg Road #A117 Tampa, FL 33619	DMS	07/02/14	Notice of Default - Building Maintenance of America, LLC d/b/a Florida Building Maintenance (📎 575.81 KB)
Club Tex, Inc. 2025 Broadway, Suite #15G New York, NY 10023	DOC	01/24/19	Notice of Default - Club Tex, Inc. (📎 111.75 KB)
Correctional Consultants, LLC P.O. Box 515 Chattahoochee, FL 32324	DOC	12/10/19	Notice of Default - Correctional Consultants, LLC (📎 85.95 KB)
iColor Printing and Mailing, Inc. 22873 Lockness Avenue Torrance, CA 90501	DEP	02/20/12	Notice of Default - iColor Printing and Mailing, Inc. (📎 320.17 KB)
Visual Image Design Firm, LLC 6845 Narcoossee Road, Suite 59 Orlando, FL 32822	DOH	06/25/15	Notice of Default - Visual Image Design Firm, LLC (📎 1.78 MB)

Updated 12/10/19

System for Award Management (SAM)

Showing 1 - 1 of 1 results

Date Modified/Updated ▼

FLORIDA LEMARK CORPORATION ● Active Registration

Entity

Unique Entity ID
J6N4J23VMPW5

CAGE Code
3UPG2

Physical Address
8750 NW 36TH ST, STE 200,
DORAL, FL 33178 USA

Expiration Date
Dec 21, 2023

Purpose of Registration
All Awards

ATTACHMENT 6

Scrutinized Companies

Engen Botswana	Sudan & Iran	Botswana	March 24, 2015	Yes
FACC AG	Sudan	Austria	June 4, 2019	Yes
Gazprom	Iran	Russia	September 19, 2007	Yes

Scrutinized Companies that Boycott Israel

Scrutinized Company that Boycott Israel	Country of Incorporation	Date of Initial Scrutinized Classification
Betsah Invest SA	Luxembourg	August 2, 2016
Betsah SA	Luxembourg	August 2, 2016
Cactus SA	Luxembourg	August 2, 2016
Co-operative Group Limited	United Kingdom	September 26, 2017
Guloguz Dis Deposu Ticaret Ve Pazarlama Ltd	Turkey	August 2, 2016
Unilever PLC (Ben & Jerry's parent company)	United Kingdom	July 29, 2021
Hindustan Unilever Ltd	India	July 29, 2021
PT Unilever Indonesia Tbk	Indonesia	July 29, 2021
Unilever Bangladesh Ltd	Bangladesh	July 29, 2021
Unilever Capital Corp (Unilever PLC bond issuance)	United States	July 29, 2021
Unilever Caribbean Ltd	Trinidad and Tobago	July 29, 2021
Unilever Consumer Care Ltd	Bangladesh	July 29, 2021
Unilever Côte d'Ivoire	Ivory Coast	July 29, 2021
Unilever Finance Netherlands BV (Unilever PLC bond issuance)	Netherlands	July 29, 2021
Unilever Ghana Ltd	Ghana	July 29, 2021

May 23, 2023
Page 2

Scrutinized Company that Boycott Israel	Country of Incorporation	Date of Initial Scrutinized Classification
Unilever Nigeria Plc	Nigeria	July 29, 2021
Unilever Pakistan Foods Ltd	Pakistan	July 29, 2021
# of Companies that Boycott Israel	17	

Compliance Report and/or Workforce Violations (SBD)

Not found on list.

OSHA Enforcement Inspections (If Applicable - Projects over \$1 million)

Sort by: [Date](#) | [Name](#) | [Office](#) | [State](#)

[Return to Search](#)

[Get Detail](#) [Select All](#) [Reset](#)

ATTACHMENT 6

#	Activity	Date Opened	RID	ST	Type	Scope	SIC	NAICS	Violations	Establishment Name	
<input type="checkbox"/>	1	1330083.015	07/13/2018	0418800	FL	Referral	Partial		236220		Florida Lemark Corporation
<input type="checkbox"/>	2	1311490.015	04/26/2018	0418800	FL	Referral	Partial		236220		Florida Lemark Corporation
<input type="checkbox"/>	3	1124731.015	02/05/2016	0418800	FL	Planned	No Insp/Other		238110		Florida Lemark Corporation

Debarred Contractors

Company Name	Address	Department	Violation	Exclusion Reason	Period	Status
Ecological Paper Recycling, Inc.	2350 NW 149th Street Opa Locka, FL 33054	Internal Services Department (ISD Director, 305-375-1135)	Violation of Section 10-38	Excluded from Contracting w/ Miami-Dade County Indefinitely.	11/18/2015 - Indefinite	n/a
Jose Flores (individual, former officer of Ecological Paper Recycling, Inc.)	2350 NW 149th Street Opa Locka, FL 33054	Internal Services Department (ISD Director, 305-375-1135)	Violation of Section 10-38	Excluded from Contracting w/ Miami-Dade County Indefinitely.	11/18/2015 - Indefinite	n/a
Manuela Flores (individual, former officer of Ecological Paper Recycling, Inc.)	2350 NW 149th Street Opa Locka, FL 33054	Internal Services Department (ISD Director, 305-375-1135)	Violation of Section 10-38	Excluded from Contracting w/ Miami-Dade County Indefinitely.	11/18/2015 - Indefinite	n/a
William Hernandez (individual, former officer of Ecological Paper Recycling, Inc.)	2350 NW 149th Street Opa Locka, FL 33054	Internal Services Department (ISD Director, 305-375-1135)	Violation of Section 10-38	Excluded from Contracting w/ Miami-Dade County Indefinitely.	11/18/2015 - Indefinite	n/a
Global Electrical & Lighting Supplies, Inc.	13751 SW 143rd Ct SUITE 101, MIAMI, FL 33186	Internal Services Department (ISD Director, 305-375-1135)	Violation of Section 10-38	Excluded from Contracting w/Miami-Dade County for a ten (10) year period	1/18/2018 - 1/18/2028	n/a

Goal Deficit Make-Up Report

Company Name	Date	RPQ No.	Agency	Category	Amount	Total
Efficient Construction Enterprises, Inc.	8/5/2019	RPQ No T2362	WASD	SBE-Construction	\$ 44,937.60	\$ 44,937.60
Florida Roofing Solutions, Inc.	2/16/2018	RPQ No. T2012	WASD	SBE-Construction	\$ 197,706.48	\$ 197,706.48
Gallardo Construction, Inc.	8/14/2014	RPQ No. T14T004	PWWD	SBE-Construction	\$ 45,380.00	\$ 45,380.00

SBD Certified Firms

Search Results

Your search parameters did not return any matches. Click [Edit Parameters](#), modify the information in the fields above and click [Search Again](#).

State of Florida Corporations (Sun Biz)

FLORIDA LEMARK CORPORATION

Filing Information

Document Number M48901
FEI/EIN Number 59-2784516
Date Filed 03/24/1987
State FL
Status ACTIVE
Last Event AMENDMENT
Event Date Filed 08/29/2022
Event Effective Date NONE

Principal Address

8750 NW 36 Street
 Suite 200
 Doral, FL 33178

ATTACHMENT 6

CIIS

Florida Lemark Corporation

Contractor / Consultant Name: Florida Lemark Corporation
BCC Batch Match Name: FLORIDA LEMARK CORP

CSBE Level: Select Level / **CSBE Certification Number**: 0
Company EMail: estimating@floridalemark.com / **DPM Active**:
Bonding Capacity / Date: \$30,000,000.00 / 7/24/2017

Contact: Emilio Rodriguez / **Title**: Vice President / **Contact EMail**: estimating@floridalemark.com / **Phone**: (305) 593-1442 / **Fax**: 305-593-0998

EMERGENCY INFORMATION:

EDP Contact: / **Email:** / **Phone:** / **Fax:**

EDP Emergency:

Street: 9627 S Dixie Hwy / **Suite**: Suite 100 / **City**: Miami / **State**: FL / **Zip**: 33156
FAMIS NO: 592784516 01 / **FEIN**: 592784516 / **Principal**: Linda Rodriguez / **Last Review Date**:
PQC Approved Date: / **PQC Expiration Date**: / **TC Approval Date**: / **TC Expiration Date**:

(The PQC expiration date is what determines if the firm is active or not. An expired PQC will preclude the A&E Firm from performing any type of professional services regardless of the expiration date of the TC. For further information please call 305-375-5637)

[From Risk Management](#)

Number	Gen Lia. Date	CGL BUD	Auto Lia. Date	AUTO BUD	WC Date	WC BUD	H300 Date	H300 BUD
0								

GL EXPIRED; AL EXPIRED; WC EXPIRED; H300 EXPIRED;

Type	Ptnt	Rot No	Form Submitted	Form Sub Date	Status Date	Status	Comment
7040	<input type="checkbox"/>	185	<input type="checkbox"/>	<input type="text"/>	<input type="text"/>	Inactive	<input type="text"/>
7360	<input checked="" type="checkbox"/>	1509	<input checked="" type="checkbox"/>	7/24/2017	7/24/2017	Active	<input type="text"/>
EDP	<input type="checkbox"/>	<input type="text"/>	<input type="checkbox"/>	<input type="text"/>	<input type="text"/>	N/A	<input type="text"/>

Construction: PSA EDP-JMH PWWM PWWM No.

Miami-Dade County Litigation

[BACK TO SEARCH](#) [PRINTER FRIENDLY](#)

Not all search results will be displayed on-line. For example, the following case types (Sealed, Juvenile, Adoption and Mental Health Cases) may or may not be in existence and may or may not be viewable by the public pursuant to Florida Supreme Court Mandate and the corresponding [Access Security Matrix](#).

Search Criteria +

Search Results 1 To 34 Of 34

Case Style Information / Case Number	Sect	Case Type	Filing Date	Case Status
STEEL GROUP LLC (THE VS ACCESS BUILDERS INC 132023CA000787-CA-01 132023CA000787000001 N/A	CA06 - Downtown Miami	CA003	01/17/2023	CLOSED
RICHUN PLUMBING, INC. VS FLORIDA LEMARK CORPORATION ET AL 2021-005206-CC-21 132021CC003106000021 N/A	HI 01 - Hialeah 01	CC003A	05/25/2021	CLOSED
FLORIDA LEMARK CORPORATION VS BRICKELL ON THE RIVER NORTH TOWER CONDOMINIUM ASSN ET AL 2021-005198-CA-01 132021CA006198000001 N/A	CA24 - Downtown Miami	CA003	03/12/2021	CLOSED
SKYLINE STEEL, INC. VS FLORIDA LEMARK CORPORATION 2021-033042-CC-05 132021CC003042000005 N/A	CC 06 - Downtown Miami 06	CC003A	02/04/2021	CLOSED
WARREN HENRY AUTOMOBILES, INC. VS JAMES B. PIRTLE CONSTRUCTION COMPANY, INC. ET AL 2019-036083-CA-01 132019CA036083000001 N/A	CA44 - Downtown Miami	CA003	12/11/2019	REOPEN
FLORIDA LEMARK CORPORATION VS MASER CONSULTING P.A. 2019-039399-CA-01 132019CA039399000001 N/A	CA13 - Downtown Miami	CA096	10/04/2019	CLOSED

Dept. of Business and Professional Regulation (DBPR) (If Applicable) Miami-Dade County Licenses (i.e. Electrical, Plumbing, Roofing, etc.)

License Type	Name	Name Type	License Number/Rank	Status/Expires
Certified General Contractor	FLORIDA LEMARK CORPORATION	DBA	CGC057870 Cert General	Current, Active 08/31/2024

License Location Address*: 10240 SW 84TH AVE MIAMI, FL 33156

ATTACHMENT 6

Main Address*:	8750 NW 36TH STREET DORAL, FL 33178
Mailing Address*:	10240 SW 84TH AVE MIAMI, FL 33156
Certified General Contractor	RODRIGUEZ, EMILIO Primary CGC057870 Cert General Current, Active 08/31/2024
License Location Address*:	10240 SW 84TH AVE MIAMI, FL 33156
Main Address*:	8750 NW 36TH STREET DORAL, FL 33178
Mailing Address*:	10240 SW 84TH AVE MIAMI, FL 33156

Miami-Dade Local Business Tax

Business Tax Account #7216892

FLORIDA LEMARK CORPORATION | [Request a change to your Business Tax Account](#)

Current owner:
FLORIDA LEMARK CORPORATION C/O EMILIO RODRIGUEZ VP QUALIFIER

Current business address:
8750 NW 36TH ST STE 200
DORAL, FL 33178-2311
[More Details](#)

Amount Due

Your account is **paid in full**. There is nothing due at this time.
Your last payment was made on **07/14/2023** for **\$75.00**. [Print receipt\(s\) \(PDF\)](#)

Google

WFLG Local 10

Construction workers rescued after scaffolding dangles in Palmetto Bay

Two construction workers were rescued Tuesday morning after a scaffolding partially gave way in Palmetto Bay.
Apr 24, 2018



St. Augustine Record

Feds cite contractors in college garage collapse

MIAMI - Contractors failed to properly secure and inspect columns and other structural elements in a Miami Dade College garage that...
Apr 13, 2013




Broward County Litigation

Case Number	Case Style	Case Type	Filing Date	Case Status	Access Level
CACE14019965	Breck Hatcher Plaintiff vs. Coreslab Structures (Miami) Inc Defendant	Neg - Premises Liability Commercial	10-15-2014	Disposed	ANONYMOUS
CACE19022857	Efrat Yacob,Erez Yacob Plaintiff vs. Townhouses at Jacaranda Condominium Association, Inc Defendant	Condominium Action	11-05-2019	Disposed	ANONYMOUS
COWE20017339	Royal Cabinetry & Millwork LLC Plaintiff vs. Florida Lemark Corporation, et al Defendant	* CC Damages >\$15,000 - \$30,000	06-29-2020	Disposed	ANONYMOUS
CACE20019481	Florida Lemark Corporation Plaintiff vs. Tudor Perini Building Corp. Defendant	Contract and Indebtedness	11-19-2020	Disposed	ANONYMOUS
CACE20021321	Approved Equipment Inc, et al Plaintiff vs. Florida Lemark Corporation, et al Defendant	Contract and Indebtedness	12-18-2020	Disposed	ANONYMOUS
CACE21002104	LoanCare, LLC Plaintiff vs. Allen Reese, et al Defendant	Real Prop Homestead Res Fore ->\$50K - <\$250,000	01-29-2021	Disposed	ANONYMOUS

1 - 6 of 6 items

ATTACHMENT 6

Department of Justice



U.S. Department of JUSTICE

Search a DOJ site ▾

FLORIDA LEMARK CORPORATION

Sorry, no results found for 'FLORIDA LEMARK CORPORATION'. Try entering fewer or more general search terms.

Federal Litigation (PACER)

Case Title	Case Number	Court	Date Filed	Date Closed
Florida Lemark Corporation v. Secretary, U.S. Department of	0:2015agen10445	U.S. Court Of Appeals, Eleventh Circuit	02/03/2015	12/14/2015

Lawsuits Which Include Allegations of Discrimination in the Past 10 Years

N/A

Local Certified Veteran Business Enterprise

General Vendor Information

Vendor Status:	Active / Jul 6, 2015	Vendor 1099 Name:	Florida Lemark Corporation (NOT CONTESTED)
Vendor Name:	Florida Lemark Corporation	W9 Status:	Valid W-9 on file
Short Name (Doing business as):		DFS W9 Last Update Date:	Jul 8, 2015
Dun and Bradstreet Number (DUNS):	926689407	Business Designation:	US Corporation
Website:	http://www.floridalemark.com	Primary Place of Business:	FL

Certified Business Enterprise (CBE)

Minority-Owned Business Designation: Hispanic American Owned	Woman-Owned Designation: Non-Woman Owned	Veteran-Owned Designation: Veteran Owned
---	---	---

E Verify

Employer	Doing Business As	Account Status	Date Enrolled	Date Terminated	Workforce Size	Number of Hiring Sites	Hiring Site Locations (by state)
Florida Lemark Corporation		Terminated	03/17/2009	07/09/2012	100 to 499	1	FL
Florida Lemark Corporation		Terminated	12/01/2011	04/23/2021	100 to 499	1	FL

ATTACHMENT 6

ATTACHMENT 7

SOUTH ROGER PARK
COMMUNITY AQUATIC CENTER
PROGRAM
922010
PROJ
688102-18-001
AWARDED TO
FLORIDA LEHMAN CORPORATION

	INFORMS CHARTFIELDS		WDF	INFORMS CHARTFIELDS		WDF	INFORMS CHARTFIELDS		WDF				
	PROGRAM	FLND CODE		DEPT ID	PROJECT		ACTIVITY	RESOURCE TYPE		PROGRAM	FLND CODE	DEPT ID	PROJECT
CONTRACT AWARD BREAKDOWN													
	PROGRAM	922010		INFORMS CHARTFIELDS	922010		INFORMS CHARTFIELDS	922010-FUTURE		INFORMS CHARTFIELDS	922010-FUTURE		
	FLND CODE	C8861			C8811			C8800			C8800		
	DEPT ID	PRCP810900			PRCP810900			833333			833333		
	PROJECT	CFR0000070143			CFR0000070143			CFR0000070143			CFR0000070143		
	ACTIVITY	80501			81501			92201			92201		
	RESOURCE TYPE	N/A			B2031			B1031			B1031		
	TOTAL												
	DISTRIBUTION												
	\$ AMOUNT												
BASE CONTRACT	\$	11,821,807.54	\$	6,803,782.14	278011	\$	3,157,336.40	278013	\$	1,064,689.00	278017		
ALTERNATE #1	\$	100,888.00	\$	100,888.00	278029								
ALTERNATE #2	\$	90,888.00	\$	90,888.00	278030								
ALTERNATE #3	\$	90,888.00	\$	90,888.00	278031								
ALTERNATES CONTINGENCY (5%)	\$	14,132.05	\$	14,132.05	278019								
CONTINGENCY	\$	896,219.38	\$	556,280.38	278018								
DEDICATED ALLOWANCE	\$	223,899.00	\$	223,899.00	278020								
TOTAL	\$	12,642,811.97	\$	7,830,887.57		\$	3,157,336.40		\$	1,964,689.00			

Christina Salinas Cotter

Christina Salinas Cotter
Assistant Director of Performance Excellence

Handwritten initials/signature

9-6-23

Date



ATTACHMENT 7

Parks, Recreation and Open Spaces Department Work Order by ERP Dept. ID & Location FULL REPORT

Date Run: 9/6/23
8:49:09 AM

Index Code or Dept ID: 999999

Location: SOUTHRIDGE PARK

ERP Dept.ID Fund Grant Project Activity Source Type	District Fund	WO Number	Class	WO Type WO Status	MRC TRADE	Project GOB Project Site	Description	Budget	Expenses	Balance	End Date Index Type
999999 CBB00 NO-GRANT CPR00000070145 005001 B2035	09 GOB-17	279017	HARD	Capital Future GOB	PROJ-MGMT CONTRACTOR	600603-18-001 035-70145	COMMUNITY & AQUATIC CENTER - CONTRACTOR BASE (FLORIDA LEMARK)) PTL/279016	1,964,689	0	1,964,689	ALL
Total WOs by Location: SOUTHRIDGE PARK								1,964,689	0	1,964,689	
Total WOs by Dept. ID or Index Code: 999999								1,964,689	0	1,964,689	

Index Code or Dept ID: PRCP010000

Location: SOUTHRIDGE PARK

ERP Dept.ID Fund Grant Project Activity Source Type	District Fund	WO Number	Class	WO Type WO Status	MRC TRADE	Project GOB Project Site	Description	Budget	Expenses	Balance	End Date Index Type
CB061 NO-GRANT CPR00000070145 005001	09 CIIP	279019	HARD	Capital Cap Restricted	PROJ-MGMT CONTRACTOR	600603-18-001 PR2022-040	(CIIP) COMMUNITY & AQUATIC CENTER - CONTRACTOR CONTINGENCY (FLORIDA LEMARK)	596,290.38	0	596,290.38	ALL
CB061 NO-GRANT CPR00000070145 005001	09 CIIP	279049	HARD	Capital Cap Restricted	PROJ-MGMT CONTRACTOR	600603-18-001 PR2022-040	(CIIP) COMMUNITY & AQUATIC CENTER - ALTERNATES #1-3 CONTRACTOR CONTINGENCY (RTA)	14,135.05	0	14,135.05	ALL



ATTACHMENT 7

Parks, Recreation and Open Spaces Department Work Order by ERP Dept. ID & Location FULL REPORT

Date Run: 9/6/23
8:49:09 AM

ERP Dept.ID Fund Grant Project Activity Source Type	District Fund	WO Number	Class	WO Type WO Status	MRC TRADE	Project GOB Project Site	Description	Budget	Expenses	Balance	End Date Index Type
CB061 NO-GRANT CPR000000070145 005001	09 CIIP	279020	HARD	Capital Cap Restricted	PROJ-MGMT CONTRACTOR	600603-18-001 PR2022-040	(CIIP)COMMUNITY & ACQUATIC CENTER -CONTRACTOR DEDICATED ALLOW (FLORIDA LEMARK)	223,899	0	223,899	ALL
CB061 NO-GRANT CPR000000070145 005001	09 CIIP	279029	HARD	Capital Cap Restricted	PROJ-MGMT CONTRACTOR	600603-18-001 PR2022-040	(CIIP)COMMUNITY&ACQUATIC CENTER- ALT#1 SPLASH PAD-CONTRACTOR BASE(FLORIDA LEMARK)	100,965	0	100,965	ALL
CB061 NO-GRANT CPR000000070145 005001	09 CIIP	279011	HARD	Capital Cap Restricted	PROJ-MGMT CONTRACTOR	600603-18-001 PR2022-040	(CIIP)COMMUNITY&ACQUATIC CENTER- CONTRACTOR BASE(FLORIDA LEMARK)	6,803,782.14	0	6,803,782.14	ALL
CB061 NO-GRANT CPR000000070145 005001	09 CIIP	279030	HARD	Capital Cap Restricted	PROJ-MGMT CONTRACTOR	600603-18-001 PR2022-040	(CIIP)COMMUNITY&ACQUATIC CTR-ALT# 2 W POOL DECK-CONTRACTOR BASE(FLORIDA LEMARK)	90,868	0	90,868	ALL
CO061 NO-GRANT CPR000000070145 005001	09 CIIP	279031	HARD	Capital Cap Restricted	PROJ-MGMT CONTRACTOR	600603-18-001 PR2022-040	(CIIP)COMMUNITY&ACQUATIC CTR-ALT# 3 E POOL DECK-CONTRACTOR BASE(FLORIDA LEMARK)	90,868	0	90,868	ALL
CBB12 NO-GRANT CPR000000070145 005001 B2035	09 GOB-17	279013	HARD	Capital Cap Restricted	PROJ-MGMT CONTRACTOR	600603-18-001 035-70145	COMMUNITY&ACQUATIC CTR- CONTRACTOR BASE(FLORIDA LEMARK) PTL/279011	3,157,336.4	0	3,157,336.4	ALL
Total WOs by Location: SOUTHBRIDGE PARK								11,078,143.97	0	11,078,143.97	
Total WOs by Dept. ID or Index Code: PRCPO10000								11,078,143.97	0	11,078,143.97	
Overall								13,042,832.97	0	13,042,832.97	

ATTACHMENT 8

Memorandum



Date: August 24, 2023

To: Monique Perez Medina
Contracts Administrator
Parks, Recreation, and Open Spaces

From: Melanie Spencer
Assistant County Attorney

Subject: Request for Responsiveness Determination RPQ No. 600603-18-001

You have asked this office if the bid submitted by Extensions of HER, LLC Landscaping (“Extensions”) in response to RFQ No. 600603-18-001 (the “Solicitation”) is responsive. I rely on the information provided in your emailed dated August 21, 2023.

BACKGROUND

The purpose of the Solicitation was to solicit bids for the construction of a new community center and pool equipment buildings, swimming pool, splash pad, pool deck, parking lot and related facilities at Southridge Park. The estimated based cost of the work is \$10,055,948.00.

DISCUSSION

You have identified two potential issues with Extensions’ bid. The first issue identified is the failure of Extension to include a bid security with its bid.

The Solicitation states that “Each bid must be accompanied by a certified check or acceptable bid bond in the amount of five percent (5%) of the proposed total bid amount as guarantee that the Bidder, if awarded the Contract, will provide, as set forth in the Bid Documents, a Performance and Payment bond satisfactory to Miami-Dade County Parks, Recreations and Open Spaces Department, equal to one hundred (100%) percent of the total Contract award amount.” The Solicitation also states in section 7 (A): “Bidders are required to furnish a Bid Security in favor of Miami-Dade County, Florida, in an amount of not less than five percent of the highest Total Bid Price.” Extension failed to submit any form of bid security with its bid.

Extensions’ failure to submit a bid bond or other form of acceptable bid security renders its proposal non-responsive and it should therefore be rejected because it deprives the County of the assurance that the contract would be entered into if the bid is accepted. *See Robinson Electrical Co. v. Dade Cnty*, 417 So.2d 1032 (Fla. Ed DCA 1982). Extension may not cure this defect by subsequently submitting a bond or other bid security. The Solicitation required that the bid security be submitted with the proposal. As the failure to submit the bid bond is not waivable, so too is the requirement that it be submitted with the proposal.

This opinion is consistent with previous opinions of this office, true and correct copies of which are attached hereto. In addition, this opinion is consistent with conclusions reached by other state and federal procurement authorities. *See, e.g.*, Opinion No. 2003-196, Office of the Attorney General of the State of Alabama (July 22, 2003) (holding that bid security submitted only minutes after bid submittal

ATTACHMENT 8

and bid opening is a non-waivable defect); *see also Matter of: Elevator Services & Sales, Inc.*, B-193519 (Comp. Gen.), 79-1 CPD P 102, 1979 WL 12921 (Comp. Gen. Feb. 13, 1979) (failure to provide bid bond where solicitation requires one renders bid nonresponsive).ⁱ



Melanie J. Spencer

ⁱ Because Extension's bid is non-responsive for failure to submit a bid security, it is not necessary to determine if their bid is non-responsive as an unbalanced bid.

ATTACHMENT 9

Memorandum



DATE: August 31, 2023

TO: Maria I. Nardi, Director
Parks, Recreations and Open Spaces Department

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

SUBJECT: Compliance Review
Project No. 60060318001 – Southridge Park – Community Aquatic Center.

Small Business Development (SBD), a Division of the Internal Services Department, has completed its review of the subject project for compliance with the Small Business Enterprise – Construction (SBE-Con) and Small Business Enterprise – Goods & Services (SBE-G&S) programs for construction services. The contract measures established for this project are a 11.80% SBE-Con subcontractor goal and a 1.00% SBE- G&S subcontractor goal

Miami-Dade County Parks, Recreation and Open Spaces Department has submitted proposal documents that included the Certificate of Assurance for the firm listed below acknowledging the project’s SBE measures. The firm was required to submit its Utilization Plans (UPs) identifying the SBE subcontractors to fulfill the measures via the Business Management Workforce System (BMWS) and the following is its pre-award compliance status and summary.

<u>FIRM</u>	<u>STATUS</u>
1. Florida Lemark Corporation	Compliant

SUMMARY:

1. Florida Lemark Corporation, a non-certified SBE-Con firm, submitted their Utilization Plan (UP) committing to utilize the following certified SBE-Con firms: Cami-Axle Construction Corp. to perform Concrete and Masonry work at 9.60% and Onair, Inc. to perform Plumbing work at 2.66% for a total of 12.27%. Each SBE-Con subcontractor confirmed their participation via the BMWS in agreement with the measure.

Florida Lemark Cororation also submitted a Utilization Plan committing to utilize All Dade Fences, Inc., a certified SBE-Services firm to provide Fencing Materials at 1.18%. The subcontractor confirmed their participation via the BMWS in agreement with the measure

Florida Lemark Corporation has satisfied the contract’s 11.80% SBE-Con and 1.00% SBE-G&S subcontractor goals and is in compliance with the overall Small Business measures established for this contract.

SBD has verified that noneof the aforementioned firms is listed in the *Compliance Report of Open and Closed Small Business, Wage and/or Workforce Violations in the last three (3) years* with an open violation.

ATTACHMENT 9

Maria I. Nardi
Project No. 60060318001
August 31, 2023
Page 2

Please be reminded that SBD's review is specific to the SBE-Con and SBE-Services Programs; Miami-Dade County Parks, Recreation and Open Spaces 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 Leonardo Mane, Compliance Officer 2, at (305) 375-3167.

c: Laurie Johnson, SBD
Francela Reyes, PROS



MEMORANDUM
(Revised)

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

DATE: December 12, 2023

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 8(H)(3)

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(H)(3)
12-12-23

RESOLUTION NO. _____

RESOLUTION AWARDING CONTRACT NO. 600603-18-001 TO FLORIDA LEMARK CORPORATION FOR SOUTHRIDGE PARK COMMUNITY AND AQUATIC CENTER PROJECT FOR \$13,042,832.97, FUNDED IN PART WITH BUILDING BETTER COMMUNITIES-GENERAL OBLIGATION BOND PROGRAM FUNDS; AND A TOTAL CONTRACT TERM OF 540 DAYS PLUS A 54-CALENDAR DAY CONTINGENCY PERIOD; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE AGREEMENT AND TO EXERCISE THE TERMINATION AND OTHER 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 hereby approves contract 600603-18-001 to Florida Lemark Corporation in an amount of \$13,042,832.97, funded in part with Building Better Communities-General Obligation Bond Program funds, and a total contract term of 455 calendar days plus a 54-calendar day contingency period for Southridge Park Community and Aquatic Center project in substantially the form attached to the accompanying Mayor's Memorandum and made a part thereof. The Board also authorizes the County Mayor or County Mayor's Designee to execute contract 600603-18-001 and exercise the termination and other provisions contained therein. A copy of the complete contract documents is on file with and available upon request from the Manager of Contracts Administration for the Parks, Recreation and Open Spaces 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:

- | | |
|----------------------------------|----------------------|
| 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 12th day of December, 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

JUAN FERNANDEZ-BARQUIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Melanie J. Spencer