

Memorandum



Date: December 12, 2023

Agenda Item No. 8(P)(9)

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

From: Daniella Levine Cava
Mayor

A handwritten signature in blue ink that reads "Daniella Levine Cava".

Subject: Recommendation for Approval to Establish a Prequalification Pool for Garbage and Trash Containers

Summary

This item is for the establishment of a prequalification pool for the purchase of garbage and trash containers for the Department of Solid Waste Management (DSWM) and the Parks, Recreation, and Open Spaces Department (PROS). The pool provides departments with the ability to purchase various types of trash, garbage, and waste containers, as well as trash compactors. DSWM is the primary user and will utilize this pool to purchase a variety of trash and garbage containers for residential and commercial locations, including County facilities. PROS will use the pool to procure containers for Zoo Miami for self-provided collection and disposal services. Approval of this item will allow departments to purchase containers specific to their business needs to accommodate garbage from bathrooms, offices, lunchrooms, and other inside spaces; trash consisting of furniture, large boxes, tires, and other larger items, as well containers for recycling needs.

Recommendation

It is recommended that the Board of County Commissioners (Board) approve the establishment of a prequalification pool, *EVN0000502, Garbage and Trash Containers*, for DSWM and PROS in the amount of \$4,860,000 for a five-year term. This pool will replace prequalification pool *RTQ-00694* established under the Mayor's delegated authority in 2018 and has become outdated due to restrictions with regards to container material and manufacturer authorization requirements. It is expected that this replacement pool will become effective immediately after Board approval, and the current pool will be terminated for convenience after any necessary transition period. Establishment of a pool is recommended due to the wide range of garbage and trash containers used throughout the County, and the pool allows departments the flexibility to customize spot market quotes to their specific needs and adapt to changes in the market. The pool will streamline processes and reduce time to procure these goods.

The current pool has seven prequalified vendors, of which all are local. There are seven vendors being recommended for inclusion in the pool, of which five are local, including three certified Small Business Enterprise (SBE) firms. The replacement pool is expected to foster additional competition due to the removal of the manufacturer authorization requirement and provide departments with avenues to obtain garbage and trash containers made of a variety of materials due to the elimination of the requirement that containers be made of metal. The pool will remain open to allow additional vendors to be added during the term of the pool. To track pool expenditures by vendor, bidding under this and other prequalification pools is being conducted and monitored in a single platform, INFORMS, which allows staff to provide reports to the Board, as requested.

Background

At the April 4, 2023, Board meeting, Resolution No. R-303-23 was approved to allow additional time of five-years and additional expenditure authority for *Contract No. 6938-2/22, Garbage Collection and Disposal*, for garbage collection from multiple County facilities. The contract currently expires on May 31, 2028. This additional time will allow DSWM to procure trucks and dumpsters and complete necessary personnel tasks to in-source these services.

Due to the recent rise in the cost of steel and overall market conditions, sourcing trash and garbage containers, including the dumpsters and roll-offs containers required to in-source garbage services has proven difficult. The current pool, RTQ-00694, has become outdated due to restrictions on the type of container and manufacturer requirements. Initially, the current pool was awarded with three vendors, but due to lack of participation in spot market quotes, outreach was conducted which resulted in four vendors being added to the pool. While the addition of four vendors increased participation in spot markets, the current pool's manufacturer and materials requirement posed a constraint. Therefore, a Request to Qualify (RTQ) was issued on August 8, 2023, to meet the needs of the departments. On the closing date of August 18, 2023, ten submittals were received, including five from local firms and one "No Bid". SPD and DSWM staff have performed outreach activities to encourage additional participation in this prequalification pool in order to obtain the needed containers, resulting in the receipt of one additional submittal from a local firm. Staff will continue to encourage incumbents from the current pool into the replacement pool.

The replacement pool will allow the departments to purchase a variety of garbage and trash containers of different sizes and materials. DSWM will be tasked with purchasing trash containers for a variety of County departments, and the replacement of damaged containers for their current inventory. DSWM has projected these purchases based on containers' sizes and quantities needed over the next five years. PROS has historically used in-house staff to collect and dispose of garbage produced at Zoo Miami and will utilize this pool to continue purchasing and replacing garbage containers used at this facility for self-provided services.

Scope

The scope of this item is countywide in nature.

Fiscal Impact/Funding Source

The fiscal impact for the five-year term is \$4,860,000. The current pool is valued at \$1,000,000 for an eight-year term and expires on April 2, 2026. The allocation under the proposed pool is higher than the current pool due to higher quantities needed by DSWM to in-source garbage services at County facilities, as well as for new developments and communities that will be serviced in the future.

Department	Allocation	Funding Source	Contract Manager
PROS	\$60,000	General Fund	Fernando Robreno
DSWM	\$4,800,000	Proprietary Funds	Karina Careaga
Total	\$4,860,000		

Track Record/Monitor

Alonzo Joseph of the Strategic Procurement Department (SPD) 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

Eleven vendors responded to the RTQ, and seven vendors are recommended for inclusion in the pool, as set forth in the table below.

Pursuant to Resolution No. R-477-18, fewer than 75 percent of vendors recommended are local due to a small number of local vendors submitting. Outreach efforts included contacting vendors identified through market research, as well as notifying incumbent vendors. Further outreach will be conducted to encourage the incumbent vendors to submit for prequalification, as well as to invite other local vendors to participate in the pool. The pool will remain open and additional vendors may be added at any time during the term.

Vendor	Principal Address	Local Address	Principal
AGNI Enterprises LLC dba Head to Heels Safety Supplies (SBE)	7950 NW 155 Street Suite 103 Miami Lakes, FL	Same	Subbarayan R. Pochi
Arconas Corporation	5700 Keaton Crescent Mississauga, ON	None	Sherry Martin
Built Rite Refuse Equipment LLC	3545 NW 51 Street Miami, FL	Same	Addys Sarozo Soto
Dade Paper & Bag LLC dba Imperial-Dade	9601 NW 112 Avenue Miami, FL	Same	Vickie Scaglione
Office Express Supplies, Inc. (SBE)	8005 West 20 Avenue Hialeah, FL	Same	Randy Garcia
Party Place Group, Inc. dba Party House International (SBE)	10824 NW 58 Street Doral, FL	Same	Franklin G. Iuliano
Rehrig Pacific Company	7452 Presidents Drive Orlando, FL	None	Rodrigo Bernal

Vendors Not Prequalified for Pool

The vendors in the below table are not being recommended for prequalification. However, SPD is providing guidance to vendors that did not meet the prequalification requirements. Upon submission of the required documents and/or verification of information, the vendors may be added to the pool. Outreach efforts will continue to encourage additional participation.

Vendor	Local Address	Reason for Not Recommending
Duramax Holdings LLC	No	Vendor needs to complete County vendor registration
Tiger Supplies	No	
Rhino Containers**	Yes	Vendor did not submit the required documents to satisfy the prequalification criteria
Tools Place Corporation	Yes	No Bid*

*A "No Bid" means the vendor responded indicating that it will not be providing a submittal.

** Vendor submittal received after the solicitation closing date

Due Diligence

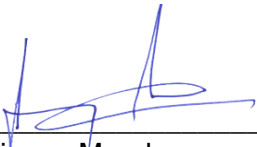
Pursuant to Resolution No. R-187-12, due diligence was conducted in accordance with SPD's Procurement Guidelines to determine vendor responsibility, including verifying corporate status and that there are no performance and compliance issues through various vendor responsibility lists and a keyword internet search. The lists that were referenced included convicted vendors, debarred vendors, delinquent contractors, suspended vendors, and federal excluded parties. There were adverse findings

for Rehrig Pacific Company that were reviewed by County and determined to be satisfactorily addressed by the vendor.

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 remove manufacturer authorization letters and to allow for container materials other than metal.

Applicability of Ordinances and Contract Measures

- The two percent User Access Program applies.
- Small Business Enterprise measures will be determined by the Office of Small Business Development prior to advertising each spot market competition. Local Preference will be applied at the time of spot market competition.
- The Living Wage Ordinance does not apply.



Jimmy Morales
Chief Operations Officer



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(P)(9)

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)(9)
12-12-23

RESOLUTION NO. _____

RESOLUTION AUTHORIZING ESTABLISHMENT OF PREQUALIFICATION POOL EVN0000502 FOR THE DEPARTMENT OF SOLID WASTE MANAGEMENT AND THE PARKS, RECREATION AND OPEN SPACES DEPARTMENT FOR A FIVE-YEAR TERM IN A TOTAL AMOUNT UP TO \$4,860,000.00 FOR THE PURCHASE OF GARBAGE AND TRASH CONTAINERS; 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 EVN0000502 for the Department of Solid Waste Management and the Parks, Recreation and Open Spaces Department for a five-year term in a total amount up to \$4,860,000.00 for the purchase of garbage and trash containers; 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 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