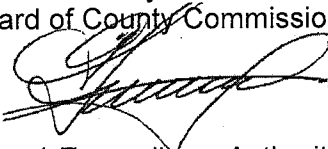


# Memorandum



**Date:** May 5, 2020

**To:** Honorable Chairwoman Audrey M. Edmonson  
and Members, Board of County Commissioners

**From:** Carlos A. Gimenez  
Mayor 

**Subject:** Request for Additional Expenditure Authority and Approval to Exercise Options to Renew for Contract No. ITB-18-048-HR, Milk and Dairy Products

Agenda Item No. 8(F)(7)

Resolution No. R-384-20

**Recommendation**

It is recommended that the Board of County Commissioners (Board) authorize additional expenditure authority to *Contract No. ITB-18-048-HR, Milk and Dairy Products*, for multiple County departments. The departments are requesting additional expenditure authority of \$1,438,000 and approval to exercise two, one-year options to renew to continue supporting departmental operations. Board approval of this item is required as the cumulative contract allocation will exceed the Mayor's delegated authority.

The Miami-Dade Corrections and Rehabilitation Department purchases milk and dairy products to serve approximately 4,000 inmates per day at its three correctional facilities; and the Community Action and Human Services provides milk and dairy products to domestic violence clients seeking shelter at its facilities. The milk and dairy products purchased under this contract include low-fat milk, fat-free chocolate milk, skim milk, whole milk, lactose-free milk, soymilk, buttermilk, sour cream and cottage cheese.

The County accessed this competitively solicited Miami-Dade County Public Schools contract in November 2019 under the County Mayor's delegated authority. Additional expenditure authority is needed to support the departments' operational needs through contract expiration and available options to renew. The Miami-Dade Public Schools contract contains every item requested by the County and offers better pricing than most other contracts found via market research.

**Scope**

The impact of this item is countywide in nature.

**Fiscal Impact/Funding Source**

The initial contract term expires on July 23, 2022 and has an existing allocation of \$500,000. If this request is approved, the initial term will have a modified allocation of \$1,122,000, which includes additional expenditure authority of \$622,000. If the two, one-year options to renew are exercised at \$408,000 per year, the cumulative contract allocation will be \$1,938,000. The requested increase in expenditure authority is based on the annual estimated expenditures of each department.

Department	Existing Cumulative Allocation	Additional Allocation Requested	Modified Cumulative Allocation	Funding Source	Contract Manager
Community Action and Human Services	\$20,667	\$17,333	\$38,000	General Fund/ Federal Funds	Richard Signori
Corrections and Rehabilitation	\$479,333	\$1,420,667	\$1,900,000	General Fund	David Tumolo
<b>Total:</b>	<b>\$500,000</b>	<b>\$1,438,000</b>	<b>\$1,938,000</b>		

**Track Record/Monitor**

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

**Delegated Authority**

The County Mayor or the County Mayor's designee will have the authority to exercise all provisions of the contract, including any renewals or extensions, pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38.

**Awarded Vendor**

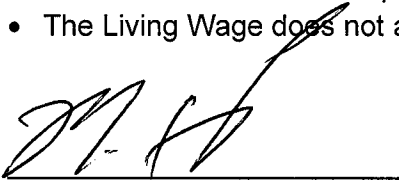
<b>Vendor</b>	<b>Principal Address</b>	<b>Local Address</b>	<b>Principal</b>
Borden Dairy Company DBA Borden Dairy Company of Florida, LLC	8750 N Central Expressway, Suite 400 Dallas, TX	501 NE 181 Street Miami, FL	Alex Madrazo

**Due Diligence**

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

**Applicable Ordinances and Contract Measures**

- The two percent User Access Program provision applies where permitted by funding source.
- The Small Business Enterprise Bid Preference and Local Preference do not apply.
- The Living Wage does not apply.



Maurice Kemp  
Deputy Mayor



**MEMORANDUM**  
(Revised)

**TO:** Honorable Chairwoman Audrey M. Edmonson  
and Members, Board of County Commissioners

**DATE:** May 5, 2020

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Agenda Item No. 8(F)(7)

Please note any items checked.

- "3-Day Rule" for committees applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Statement of social equity required
- Ordinance creating a new board requires detailed County Mayor's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's present \_\_\_\_, 2/3 membership \_\_\_\_, 3/5's \_\_\_\_, unanimous \_\_\_\_, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) \_\_\_\_, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) \_\_\_\_, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) \_\_\_\_) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 8(F)(7)  
5-5-20

RESOLUTION NO. \_\_\_\_\_ R-384-20

RESOLUTION AUTHORIZING ADDITIONAL EXPENDITURE AUTHORITY FOR THE ACCESSED, COMPETITIVELY AWARDED MIAMI-DADE COUNTY PUBLIC SCHOOLS CONTRACT NO. ITB-18-048-HR WITH BORDEN DAIRY COMPANY DBA BORDEN DAIRY COMPANY OF FLORIDA, LLC FOR MULTIPLE COUNTY DEPARTMENTS IN A TOTAL AMOUNT NOT TO EXCEED \$622,000.00 FOR THE INITIAL TERM AND \$816,000.00 FOR THE OPTION TO RENEW TERMS FOR THE PURCHASE OF MILK AND DAIRY PRODUCTS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ALL PROVISIONS OF THE CONTRACT PURSUANT TO COUNTY CODE SECTION 2-8.1 AND IMPLEMENTING ORDER 3-38

**WHEREAS**, this Board desires to accomplish the purpose 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 additional expenditure authority for the accessed, competitively awarded Miami-Dade County Public Schools Contract No. ITB-18-048-HR with Borden Dairy Company dba Borden Dairy Company of Florida, LLC. for multiple County departments in a total amount not to exceed \$622,000.00 for the initial term and \$816,000.00 for the option to renew terms for the purchase of milk and dairy products; and authorizes the County Mayor or County Mayor's designee to exercise all provisions of such contract pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38. A copy of the contract is on file with and available upon request from the Internal Services Department, Strategic Procurement Division.

The foregoing resolution was offered by Commissioner **Barbara J. Jordan**, who moved its adoption. The motion was seconded by Commissioner **Sally A. Heyman** and upon being put to a vote, the vote was as follows:

	Audrey M. Edmonson, Chairwoman	<b>aye</b>	
	Rebeca Sosa, Vice Chairwoman	<b>aye</b>	
Esteban L. Bovo, Jr.	<b>aye</b>	Daniella Levine Cava	<b>aye</b>
Jose "Pepe" Diaz	<b>aye</b>	Sally A. Heyman	<b>aye</b>
Eileen Higgins	<b>aye</b>	Barbara J. Jordan	<b>aye</b>
Joe A. Martinez	<b>aye</b>	Jean Monestime	<b>aye</b>
Dennis C. Moss	<b>aye</b>	Sen. Javier D. Souto	<b>aye</b>
Xavier L. Suarez	<b>aye</b>		

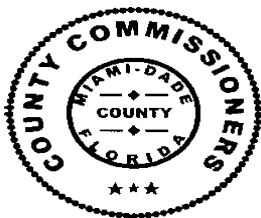
The Chairperson thereupon declared this resolution duly passed and adopted this 5<sup>th</sup> day of May, 2020. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an 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

**Melissa Adames**

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



Approved by County Attorney as  
to form and legal sufficiency.

Oren Rosenthal