

Memorandum



Date: October 6, 2020

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

Agenda Item No. 8(F)(11)

From: Carlos A. Gimenez
Mayor

Resolution No. R-955-20

Subject: Recommendation for Approval to Establish a Prequalification Pool for Polymer for Water Treatment

Recommendation

It is recommended that the Board of County Commissioners (Board) approve the establishment of a prequalification pool, *RTQ-01337, Polymer for Water Treatment*, for the Miami-Dade Water and Sewer Department. The department will use this pool to purchase polymer and polymeric flocculants.

Polymer and polymeric flocculants are used to capture and remove solids such as sludge/organic contaminants and clear the cloudiness of potable water created by the presence of particulates. The Miami-Dade Water and Sewer Department uses these products in a variety of water treatment methods across various Water and Sewer facilities. The proposed pool will consolidate the three pools listed below. These pools offer similar products; therefore, it is in the County's best interest to consolidate these pools to facilitate administrative efficiencies for the department by having only one solicitation to manage and reduce duplication of efforts by vendors.

- *Prequalification Pool 4048-0/15 – Polymeric Flocculants*, was approved by the Board on March 2, 2010 for a five-year term through Resolution No. R-225-10. The pool was subsequently extended for five-years through Resolution No. R-1046-14. This pool is valued at \$20,000,000 for a ten-year and four-month term and expires on July 31, 2020. The pool currently has two prequalified vendors.
- *Prequalification Pool 7879-0/15 – Polymer for Water Treatment*, was approved by the Board on April 29, 2010 for a five-year term through Resolution No. R-728-10. The pool was subsequently extended for five years through Resolution No. R-1046-14. This pool is valued at \$2,735,000 for a ten-year term and expires on September 30, 2020. The pool currently has two prequalified vendors.
- *Prequalification Pool 5840-0/23 – Polymeric Flocculants*, was approved by the Board on September 17, 2013 for a ten-year term through Resolution No. R-740-13. This pool is valued at \$13,680,000 and expires on September 30, 2023. The pool currently has three prequalified vendors.

Two vendors are being recommended for inclusion in the pool. Four vendors responded to the solicitation, including one "No Bid." The pool will remain open allowing additional vendors that meet the prequalification criteria to be added throughout the pool's term. Potential vendors from the registered vendor list were contacted and invited to participate in this solicitation. Further, vendors participating in comparable pools or contracts approved by other government entities will be contacted and encouraged to participate in this pool.

Scope

The scope of this item is countywide in nature.

Fiscal Impact/Funding Source

The term of the pool is for five-years. The fiscal impact for the first year is \$2,430,000. A modification will be presented at a later date when additional allocation is identified and needed for future years of the pool. The allocation under the replacement pool is lower on an annualized basis and is based on estimated usage throughout the pool's term.

Department	Allocation	Funding Source	Contract Manager
Water and Sewer	\$2,430,000	Proprietary Funds	Susan Pascul
Total:	\$2,430,000		

Track Record/Monitor

Jessica Tyrrell of the Internal Services 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 advertised under full and open competition. A total of 1,179 vendors viewed the solicitation, of which four responses were received, including one "No Bid." Two vendors are being 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 specialized nature of these chemicals and absence of local respondents. Internal Services and Water and Sewer Department staff will continue to conduct outreach to encourage additional vendors to join the pool.

Vendor	Principal Address	Local Address	Contract Manager
Kemira Chemicals, Inc.	1000 Parkwood Circle Suite 500 Atlanta, GA	None	Paul B. Kimberling
Polydyne, Inc.	1 Chemical Plant Road Riceboro, GA	None	John Pittman

Vendors Not Prequalified for Pool

Vendor	Local Address	Reason for Not Recommending
Gulbrandsen Technologies, Inc.	No	Vendor did not submit the Product Approval Form as required in the solicitation. Upon submission of the required document, the vendor may be added to the pool.
W W Grainger, Inc.	Yes	No Bid*

*A "No Bid" means the vendor responded indicating that will not be providing an offer.

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 that there are no performance or compliance issues. The lists that were

referenced included convicted vendors, debarred vendors, delinquent contractors, suspended vendors, and federal excluded parties. There were no adverse findings relating to contractor 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 department. The scope of services was updated to include procedures for vendors to qualify new polymers throughout the duration of the pool and to consolidate three separate prequalification pools that were established for the different water treatment plants.

Applicable Ordinances and Contract Measures

- The two percent User Access Program provision applies where permitted by the funding source.
- The Small Business Enterprise (SBE) Bid Preference and Local Preference will be applied at the time of spot market competition where permitted by the funding source. An SBE set-aside applies for spot market competition up to \$100,000 where permitted by the funding source when there are three or more SBE-certified firms available.
- The Living Wage does not apply.



Jack Osterholt
Deputy Mayor



MEMORANDUM (Revised)

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

DATE: October 6, 2020

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 8(F)(11)

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)(11)
10-6-20

RESOLUTION NO. R-955-20

RESOLUTION AUTHORIZING ESTABLISHMENT OF PREQUALIFICATION POOL RTQ-01337 IN A TOTAL AMOUNT UP TO \$2,430,000.00 FOR THE FIRST YEAR OF THE FIVE-YEAR TERM FOR THE PURCHASE OF POLYMER FOR WATER TREATMENT FOR THE MIAMI-DADE WATER AND SEWER DEPARTMENT; 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 RTQ-01337 for the purchase of polymer for water treatment for the Miami-Dade Water and Sewer Department in a total amount up to \$2,430,000.00 for the first year of the five-year term; 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. A modification will be presented at a later date when additional allocation is identified and needed for future years of prequalification pool RTQ-01337.

A copy of the solicitation document are on file and available upon request from the Internal Services Department, Strategic Procurement Division.

The foregoing resolution was offered by Commissioner **Rebeca Sosa**, who moved its adoption. The motion was seconded by Commissioner **José "Pepe" Diaz** and upon being put to a vote, the vote was as follows:

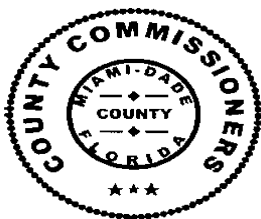
Audrey M. Edmonson, Chairwoman	aye		
Rebeca Sosa, Vice Chairwoman	aye		
Esteban L. Bovo, Jr.	aye	Daniella Levine Cava	aye
Jose "Pepe" Diaz	aye	Sally A. Heyman	aye
Eileen Higgins	aye	Barbara J. Jordan	aye
Joe A. Martinez	aye	Jean Monestime	aye
Dennis C. Moss	absent	Sen. Javier D. Souto	aye
Xavier L. Suarez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

The Chairperson thereupon declared this resolution duly passed and adopted this 6th day of October, 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

By: **Melissa Adames**
Deputy Clerk



Approved by County Attorney as
to form and legal sufficiency.

Henry N. Gillman