

Memorandum



Date: May 4, 2021

To: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

From: Daniella Levine Cava
Mayor

Agenda Item No. 8(F)(1)

Resolution No. R-411-21

Subject: Recommendation for Approval to Award: RFP-01307, Metromover Comprehensive Wayside System Overhaul and Utilizing Charter County Transportation Surtax Funds for Such Purpose

Recommendation

It is recommended that the Board of County Commissioners (Board) approve a competitive contract award, *Contract No. RFP-01307, Metromover Comprehensive Wayside System Overhaul*, for the Department of Transportation and Public Works. The contract will provide the County with a comprehensive wayside equipment overhaul of the Metromover System, which is fully automated, driverless, and on a fixed-guideway. There is no current or prior contract for these services.

The Metromover has been in operation for 32 years. The current wayside system has now reached the end of its useful life. The project's objective is to replace and/or refurbish major subsystems of the Metromover in order to improve equipment reliability and availability. These subsystems include the Automatic Train Control System, Data Transmission System with Supervisory Control and Data Acquisition, Power Distribution System elements (e.g. low voltage breakers, protective relays, ground switches), guideway switch equipment and Central Control equipment.

The project will include the design, supply manufacturing, installation, testing and commissioning of the Automated People Mover System into a fully functional Miami-Dade County Metromover System.

This item is placed for Board review pursuant to Miami-Dade County Code Section 29-124(f). The Board may only consider this item if the Citizens' Independent Transportation Trust (CITT) has forwarded a recommendation to the Board prior to the date scheduled for Board consideration or 45 days have elapsed since the issuance of this recommendation. If 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.

Background

On December 20, 2019, the County issued a competitive Request for Proposals (RFP) to obtain proposals from qualified firms for the overhaul of the Metromover System. One proposal was received on July 30, 2020, from Bombardier Transportation (Holdings) USA Inc. (Bombardier). A survey of non-responding firms was conducted in order to ascertain why only one proposal was received; 12 firms responded as follows: nine firms were only interested as subcontractors; two firms indicated the scope of work was outside of their technical capability; and one firm indicated they deemed the as-built electrical and mechanical system documents provided by the County were insufficient for their needs to prepare a proposal.

The Competitive Selection Committee (Committee) completed an evaluation of the sole proposal received, following the guidelines published in the solicitation. The Committee determined that Bombardier's overall proposal demonstrated a strong approach in meeting the project objectives of the RFP and demonstrated its ability to meet all aspects of the project requirements. It was the consensus of the Committee that Bombardier demonstrated its ability to deliver system functionality requirements as specified in the solicitation. Bombardier's financial capacity shows evidence of sufficient financial strength, resources and capability to finance the project. The quality of Bombardier's Management

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 and Members, Board of County Commissioners
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Program, Project Organization Plans, Project Schedule, Systems Operation Plan, Training Plan, and Maintenance Plan were deemed acceptable.

Scope

The Metromover system traverses County Commission Districts 3 and 5 represented by Commissioner Keon Hardemon and Commissioner Eileen Higgins, respectively. The scope of this item is countywide in nature.

Delegation of Authority

If this item is approved, the County Mayor or County Mayor’s designee will have the authority to exercise all provisions of the contract, including any cancellation, or extension provisions, pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38.

Fiscal Impact/Funding Source

The fiscal impact for the four-year term is \$152,920,983.22. Of the requested allocation, \$22,042,300.00 will be funded from a Federal Transit Administration grant and \$130,878,683.22 will be funded by Charter County Transportation Surtax funds. The County will receive a deduction of \$2,000,000.00 from the contract price, contingent up the execution of a contract by no later than May 21, 2021.

Department	Allocation*	Funding Source	Contract Manager
Transportation and Public Works	\$152,920,983.22	Charter County Transportation Surtax and Federal Transit Administration Funds	Jimmy Usma, P.E.
Total:	\$152,920,983.22		

*The allocation amount does not include the deduction specified above.

Track Record/Monitor

Vanessa Stroman of the Internal Services Department is the Procurement Contracting Manager. The County is supervising, monitoring, and inspecting all aspects of the Metromover overhaul implementation, deployment, and administration. Mr. Jimmy Usma, P.E., Assistant Director, Rail Services, DTPW, is responsible for this project.

Vendor Recommended for Award

A Request for Proposals was issued under full and open competition. One proposal was received in response to the solicitation.

Pursuant to Resolution No. R-477-18, the sole proposer is recommended in accordance with the method of award per the solicitation and is a non-local vendor. There were no local vendors identified during market research that have the specialized technical expertise commensurate with the requirements of the Scope of Work.

Vendor	Principal Address	Local Address*	Number of Employee Residents	Principal
			1) Miami-Dade 2) Percentage*	
Bombardier Transportation (Holdings) USA, Inc.	1251 Waterfront Place Pittsburgh, PA	None	0	Elliot G. Sander
			0%	


*Provided pursuant to Resolution No. R-1011-15. Percentage of employee residents is the percentage of vendor’s employees who reside in Miami-Dade County as compared to the vendor’s total workforce

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. There were no adverse findings relating to vendor responsibility.

Applicable Ordinances and Contract Measures

- The two percent User Access Program provision does not apply.
- The Small Business Enterprise Selection Factor did not apply due to the federal funding source.
- A Disadvantaged Business Enterprise Goal of 18 percent was assigned to the solicitation and the Proposer was deemed to be in compliance.
- The Local Preference does not apply.
- The Living Wage does not apply.



Jimmy Morales
Chief Operations Officer



MEMORANDUM
(Revised)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: May 4, 2021

FROM: 
Geni Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 8(F)(1)

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 Danielle Lorne Cox Mayor
Veto _____
Override _____

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5-4-21

RESOLUTION NO. R-411-21

RESOLUTION APPROVING AWARD OF CONTRACT NO. RFP-01307 TO BOMBARDIER TRANSPORTATION (HOLDINGS) USA, INC. FOR THE PURCHASE OF METROMOVER COMPREHENSIVE WAYSIDE SYSTEM OVERHAUL FOR THE DEPARTMENT OF TRANSPORTATION AND PUBLIC WORKS IN A TOTAL AMOUNT NOT TO EXCEED \$152,920,983.22, CONSISTING OF \$22,042,300.00 FROM A FEDERAL TRANSIT ADMINISTRATION GRANT AND \$130,878,683.22 FROM CHARTER COUNTY TRANSPORTATION SURTAX FUNDS FOR A FOUR-YEAR TERM; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME FOR AND ON BEHALF OF MIAMI-DADE COUNTY AND TO EXERCISE ALL PROVISIONS OF THE CONTRACT, INCLUDING ANY CANCELLATION OR EXTENSION PROVISIONS, PURSUANT TO SECTION 2-8.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA AND IMPLEMENTING ORDER 3-38; AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSPORTATION SURTAX FUNDS FOR A PORTION OF THIS PROJECT WHICH WAS ADDED TO THE FIVE-YEAR IMPLEMENTATION PLAN ON MARCH 06, 2018

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:

Section 1. This Board approves award of Contract No. RFP-01307 to Bombardier Transportation (Holdings) USA, Inc. for the purchase of metromover comprehensive wayside system overhaul for the Department of Transportation and Public Works, in substantially the form attached and made a part hereof, in a total amount not to exceed \$152,920,983.22, consisting of

\$22,042,300.00 from a Federal Transit Administration Grant and \$130,878,683.22 from Charter County Transportation Surtax Funds for a four-year term.

Section 2. This Board authorizes the County Mayor or County Mayor’s designee to execute same for and on behalf of Miami-Dade county and to exercise all provisions of the contract, including any cancellation or extension provisions, pursuant to section 2-8.1 of the code of Miami-Dade County, Florida and Implementing Order 3-38. A copy of the attachments and appendices to the contract are on file with and available upon request from the Internal Services Department, Strategic Procurement Division.

Section 3. This Board authorizes the use of Charter County Transportation Surtax Funds for a portion of this project which was added to the Five-Year Implementation Plan on March 06, 2018.

The foregoing resolution was offered by Commissioner **Eileen Higgins** , who moved its adoption. The motion was seconded by Commissioner **Raquel A. Regalado** and upon being put to a vote, the vote was as follows:

	Jose “Pepe” Diaz, Chairman	aye	
	Oliver G. Gilbert, III, Vice-Chairman	aye	
Sen. René García	aye	Keon Hardemon	aye
Sally A. Heyman	aye	Danielle Cohen Higgins	aye
Eileen Higgins	aye	Joe A. Martinez	aye
Kionne L. McGhee	aye	Jean Monestime	aye
Raquel A. Regalado	aye	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared this resolution duly passed and adopted this 4th day of May, 2021. 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.

A handwritten signature in black ink, appearing to read "B. Libhaber".

Bruce Libhaber