

Memorandum



Date: October 5, 2021

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

Agenda Item No. 8(F)(3)

From: Daniella Levine Cava
Mayor

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

Subject: Recommendation for Approval of a Designated Purchase under Contract No. 6938-2/22-2, Garbage Collection and Disposal Services

Resolution No. R-889-21

Recommendation

It is recommended that the Board of County Commissioners authorize this request for a designated purchase under *Contract No. 6938-2/22-2 Garbage Collection and Disposal Services* for multiple County departments. Approval of the designated purchase is being requested, pursuant to Section 2-8.1(b)(3) of the Miami-Dade County Code, by a two-thirds vote of the Board members present, to authorize additional expenditure authority in the amount of \$2,850,630 in order to continue procuring garbage collection and disposal services for multiple County departments.

The County awarded this competitively established contract on September 17, 2013, for a five-year term, with two, two-year option to renew terms under Resolution No. R-740-13. The contract was subsequently modified under delegated authority and by the Board for \$6,390,738 in additional expenditure authority to support the operational needs of the departments resulting from increased frequencies of service and the addition of sites through the term of the contract. The contract is currently in the second option to renew term.

County Departments use this contract for disposal of trash and garbage generated at County-owned locations. The service locations include but are not limited to multi-story office buildings, parks, and housing facilities. Additional expenditure authority is needed for Aviation, Community Action and Human Services, Internal Services, Parks, Recreation, and Open Spaces, PortMiami, Public Housing and Community Development, and Water and Sewer departments.

During the term of the contract, these departments have added or otherwise modified service levels including changing container sizes, locations, and pick-up frequencies to meet the ever-shifting needs of County operations. As a result of these changes, departments' allocations have been depleted faster than originally projected. This modification is proactively being presented at the beginning of the final option to renew term to ensure adequate contract allocation is available for departments to continue obtaining these essential services.

Additional expenditure authority requested is based upon anticipated expenditures for the remainder of the contract term as follows:

- 1) Aviation is requesting \$983,942 in additional expenditure authority to ensure the department has sufficient allocation for uninterrupted services. Based on historical usage and anticipated needs, the requested allocation is necessary for the current term.
- 2) Community Action and Human Services is requesting \$75,000 in additional expenditure authority to ensure continuity of services. The department has assumed the management and operational responsibilities of the Safespace Central Domestic Violence Shelter, formerly known as the Lodge which has 48 beds and operates 24/7. In addition to the Lodge, the Empowerment Center located

in Homestead which is a larger domestic violence facility is scheduled to open with approximately 60 beds and will require additional containers and services.

- 3) Internal Services is requesting \$270,194 in additional expenditure authority to continue purchasing scheduled garbage collection and disposal services for various facilities the department manages. The contract is also used for on-demand requests such as: the pick-up and disposal of debris generated by construction projects; the rental of containers, pick-up and disposal of garbage during countywide elections, special events, and more.
- 4) Parks, Recreation and Open Spaces is requesting \$593,161 in additional expenditure authority to ensure continuity of services. Since contract inception, locations were added, and the frequency of pick-ups has increased. The department is responsible for overseeing multiple parks and marinas throughout the County, and occasionally require additional sites/locations to be added, and containers are requested for emergency situations or special events.
- 5) PortMiami is requesting \$150,000 in additional expenditure authority as the department anticipates an increased demand for garbage collection and disposal services based on the large expansion program undertaken that will result in two new terminals, additional spaces for administration and maintenance activities.
- 6) Public Housing and Community Development is requesting \$636,937 in additional expenditure authority primarily for Bulk Pick-ups. The department has locations that are in the process of being vacated or have been vacated due to redevelopment needs and relocation plans, to ensure the health and safety of Miami-Dade County residents. This includes properties such as: Liberty Square and Annie Coleman 16. As part of the moves, greater than normal bulk furniture items are being left for pickup. Additionally, the Department continues to incur increased costs related to illegal dumping at over half of the public housing sites. As such, an additional allocation is needed to get through the remaining term of the agreement.
- 7) Water and Sewer is requesting \$141,396 in additional expenditure authority due to additional sites and services being added since contract inception. The department has experienced an increase in the volume of garbage collection at its plants and facilities. During the course of the contract term, new pickup locations were added and the scheduled pickups have increased for existing locations. The increase is representative of requirements to maintain day-to-day operations and the need for pickups as a result of ongoing capital projects and renovations performed by WASD staff.

Services received through this contract requires timely pickup of trash and appropriately sized containers provided on demand, to avoid trash pile ups that could lead to health and safety concerns. As such this item is being presented as a designated purchase because competition is not practicable at this time. Competing for these additional needs may likely interrupt or delay current services by potentially having multiple vendors providing services at the same site, creating confusion and operational inefficiencies. The additional allocation requested will be utilized to obtain essential services to meet the ever-shifting needs of multiple departments, which are already receiving services from the current vendors, at the current contract rates while maintaining continuity of services. Accordingly, it is in the County's best interest to award this designated purchase pursuant to Section 2-8.1(b)(3) of the County Code to ensure continuity of services.

Scope

The impact of this item is countywide in nature.

Fiscal Impact/Funding Source

The contract term expires on November 30, 2022 and has a cumulative allocation of \$31,828,738. If this request for \$2,850,630 in additional expenditure authority is approved, the contract will have a modified cumulative allocation of \$34,679,368.

Department	Existing Cumulative Allocation	Additional Allocation Requested	Modified Cumulative Allocation	Funding Source	Contract Manager
Animal Services	\$231,720	\$0	\$231,720	General Fund/ Proprietary Funds	Alexis Castro
Aviation	\$7,361,694	\$983,942	\$8,345,636	Proprietary Funds	Neivy Garcia
Community Action and Human Services	\$725,405	\$75,000	\$800,405	General Fund/ Federal Funds	Brad Skinner
Corrections and Rehabilitation	\$3,530,503	\$0	\$3,530,503	General Fund	Zuleika Davidson
Cultural Affairs	\$201,833	\$0	\$201,833	Proprietary Funds	Nicole Campbell
Internal Services	\$1,092,757	\$270,194	\$1,362,951	Internal Service Funds	Jennyfer Calderon
Library System	\$8,475	\$0	\$8,475	Library District	Kimberly Craig
Parks, Recreation, and Open Spaces	\$6,441,730	\$593,161	\$7,034,891	General Fund	Fernando Robreno
PortMiami	\$749,223	\$150,000	\$899,223	Proprietary Funds	Gyselle Pino
Public Housing and Community Development	\$9,945,561	\$636,937	\$10,582,498	Federal Funds	Indira Rajkumar-Futch
Solid Waste Management	\$4,840	\$0	\$4,840	Proprietary Funds	Karina Careaga
Transportation and Public Works	\$44,273	\$0	\$44,273	DTPW Operating Funds	Rodney McMillian
Vizcaya Museum and Gardens*	\$44,305	\$0	\$44,305	Proprietary Funds	Luis Correa
Water and Sewer	\$1,446,419	\$141,396	\$1,587,815	Proprietary Funds	Susan Pascual
Total	\$31,828,738	\$2,850,630	\$34,679,368		

*Former County Department and allocation. Information is presented for historical contract purposes; allocation is not available for current or future expenditures.

Track Record/Monitor

Jessica Tyrrell of the Internal Services Department is the Procurement Contracting Manager.

Delegated Authority

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

Awarded Vendors

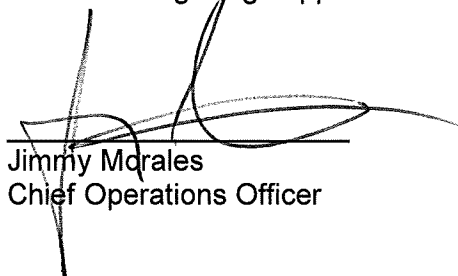
Vendor	Principal Address	Local Address	Principal
Great Waste and Recycling Services, LLC	3051 NW 129 Street Opa Locka, FL	Same	Carlo Piccinonna
Waste Connections of Florida, Inc.	3 Waterway Square Place Suite 110 The Woodlands, TX	3840 NW 37 Court Miami, FL	Worthing F. Jackman
Waste Management Inc. of Florida	800 Capitol Street Suite 3000 Houston, TX	2120 NW 11 Avenue Miami, FL	David M. Myhan

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 the funding source.
- The Small Business Enterprise Bid Preference and Local Preference were applied where permitted by the funding source.
- The Living Wage applies.



Jimmy Morales
Chief Operations Officer



MEMORANDUM

(Revised)

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

DATE: October 5, 2021

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 8(F)(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(F)(3)
10-5-21

RESOLUTION NO. _____ R-889-21

RESOLUTION AUTHORIZING A DESIGNATED PURCHASE PURSUANT TO SECTION 2-8.1(B)(3) OF THE COUNTY CODE BY A TWO-THIRDS VOTE OF THE BOARD MEMBERS PRESENT; AUTHORIZING ADDITIONAL EXPENDITURE AUTHORITY IN AN AMOUNT UP TO \$2,850,630.00 FOR MULTIPLE COUNTY DEPARTMENTS FOR THE FINAL OPTION TO RENEW TERM FOR A MODIFIED TOTAL CONTRACT AWARD OF \$34,679,368.00 FOR CONTRACT NO. 6938-2/22-2 FOR THE PURCHASE OF GARBAGE COLLECTION AND DISPOSAL SERVICES; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ALL PROVISIONS OF THE CONTRACT, INCLUDING ANY CANCELLATION OR EXTENSION PROVISION, PURSUANT TO SECTION 2-8.1 OF THE COUNTY CODE AND IMPLEMENTING ORDER 3-38

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 finds it is in the best interest of Miami-Dade County to authorize additional expenditure authority in an amount up to \$2,850,630.00 for multiple County departments for the final option to renew term for a modified total contract award of \$34,679,368.00 for Contract No. 6938-2/22-2 for the purchase of garbage collection and disposal services, pursuant to section 2-8.1(b)(3) of the Code of Miami-Dade County, by a two-thirds vote of the Board members present.

Section 2. This Board authorizes the County Mayor or County Mayor's designee to exercise all provisions of the contract, including any cancellation or extension provision, pursuant

to section 2-8.1 of the County Code and Implementing Order 3-38. Copies of the contract document are on file with and available upon request from the Internal Services Department, Strategic Procurement Division.

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

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

The Chairperson thereupon declared the resolution duly passed and adopted this 5th day of October, 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

By: **Melissa Adames**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Eduardo W. Gonzalez