

Date: November 2, 2021

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

Agenda Item No. 8(F)(7)

From: Daniella Levine Cava
Mayor

Daniella Levine Cava

Resolution No. R-1031-21

Subject: Recommendation for Approval to Award Passenger Boarding Bridges

Recommendation

It is recommended that the Board of County Commissioners (Board) approve a competitive contract award, *Contract No. RTQ-01841, Passenger Boarding Bridges*, for the Aviation Department with an allocation of \$1,550,700. The current contract, 9427-1/21-1, Passenger Loading Bridges was established by the Board on September 1, 2011, through Resolution No. R-677-11, for an initial term of five years with one, five-year option to renew term.

There were six bids submitted under Group 4, of which two have local addresses. The lowest responsive and responsible bidder is being recommended for award, and is a local vendor. A companion item is being presented to the Board in parallel to this item, recommending the establishment of a prequalification pool under Groups 1, 2, and 3 of the solicitation.

Passenger boarding bridges are enclosed, elevated passageways which extend from a terminal gate to an airplane or ship. Aviation uses passenger boarding bridges to board and disembark passengers to and from airplanes and ships. This contract will provide for the purchase of repair and technical support services for passenger boarding bridges, under Group 4, for the Aviation Department. These services are required for emergency repairs to existing bridges due to unforeseen damage and age related wear of the bridges, including the tunnel floors and flooring supports, bearing guide rail, power cable carrier trolley rails, and service transport unit rails, and roofing.

Scope

The scope of this item is countywide in nature.

Fiscal Impact/Funding Source

The fiscal impact for the five-year term is \$1,550,700. The allocation under Groups 1, 2, and 3, the companion item, is \$150,384,300, and the cumulative fiscal impact for both items is \$151,935,000. The current contract, 9427-1/21-1 is valued at \$112,510,000 for a ten-year and three-month term and expires on December 31, 2021. The allocation requested under this replacement contract is lower than the current pool on an annualized basis due to the department's anticipated purchases of repair and technical support services for passenger boarding bridges, and purchase of parts and supplies during the term.

Department	Allocation	Funding Source	Contract Manager
Aviation	\$1,550,700	Proprietary Revenue	Neivy Garcia
Total:	\$1,550,700		

Track Record/Monitor

Vanessa Stroman of the Internal Services Department is the Procurement Contracting Manager.

Delegated 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.

Vendors Recommended for Award

A solicitation was issued under full and open competition. Six bids were received for Group 4 of the solicitation, of which two bidders have local addresses. Award is being recommended to the lowest priced responsive and responsible bidder in accordance with the solicitation.

Vendor	Principal Address	Local Address*	Number of Employee Residents	Principal
			1) Miami-Dade 2) Percentage*	
Sate Solutions, Inc. dba SATE	801 S Biscayne River Drive Miami, FL	Same	12	Allan Mairena
			100%	

*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.

Vendors Not Recommended for Award

Vendor	Local Address	Reason for Not Recommending
Ameribridge, LLC	No	Deemed non-responsive by the County Attorney's Office. (Opinion attached)
ADELTE Ports and Maritime S.L.U	No	Higher than the lowest bidder.
North American Construction Company, LLC	Yes	
Symbrant Technologies, Inc.	No	
TK Airport Solutions, Inc.	No	

Due Diligence

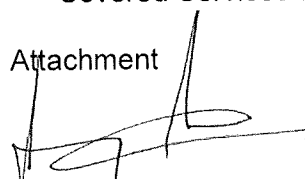
Pursuant to Resolution No. R-187-12, due diligence was conducted in accordance with the Internal Services Department's Procurement Guidelines to determine vendor responsibility, including verifying corporate status and that there are no performance and compliance issues. The lists that were referenced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

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 contract 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. There were no major changes or updates made as the scope of services was deemed sufficient to meet the department's needs.

Applicable Ordinances and Contract Measures

- The two percent User Access Program provision applies where permitted by the funding source.
- No Measure was applied.
- The Local Preference was applicable, but did not impact the award.
- The Living Wage does not apply to the contract, as the goods and services to be procured are not Covered Services under the Ordinance.

Attachment


Jimmy Morales
Chief Operations Officer

Memorandum



Date: May 24, 2021
To: Saba Musleh
Procurement Contracting Officer III
Internal Services Department
From: Melanie Spencer
Assistant County Attorney
Subject: Request for Responsiveness Determination on RTQ-01841

You have asked this office is the bid submitted by Ameribridge, LLC ("Ameribridge") is responsive. We rely on the information provided to this office in your May 19, 2021 memorandum and attached materials as related to Ameribridge's bid.

On March 30, 2021, the County solicited bids under RTQ-01841, (the "Solicitation"). In addition to establishing a pool of vendors to participate in subsequent spot market quotes, Group 4 of the Solicitation sought to establish a contract for Repair and Technical Support Services for Passenger Boarding Bridges based on pricing provided by the bidders.

Section 2.4, Method of Award, Subsection D Group 4 – Repair and Technical Support for Passenger Boarding Bridges of the Solicitation states that:

Award of this contract group will be made to the responsive, responsible Vendor who submits an offer on all items within this group and whose offer represent the lowest price when all items are added in the aggregate. If a Vendor fails to submit an offer on all items, its overall offer will be rejected.

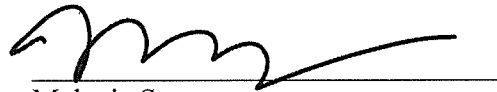
In addition, Section 2.7, Pricing, Subsection B of the Solicitation states that "[i]f a Vendor(s) is awarded a contract under Group 4, the prices submitted by the Vendor shall be fixed and firm for the term of the contract." Finally, the Solicitation includes a "Bid Form" where bidders are to include pricing for Group 4.

Ameribridge failed to submit the Bid Form for Group 4 and this renders their bid non-responsive. Ameribridge's failure to provide the Bid Form or any pricing for Group 4 makes it impossible for the County to compare Ameribridge's pricing with other bidders as no pricing or bid was provided for Group 4.

This conclusion is wholly consistent with government procurement law. See Matter of: New Shawmut Timber Co., B-286881, 2001 CPD P 42, 2001 WL 185214, *1 (Comp. Gen. Feb. 26, 2001) ("The failure to include a price for a line item evidences a bidder's intent not to be bound or obligated to perform that element of the requirement, and thus generally renders the bid nonresponsive."); Matter of: The Jorgensen Forge Corp., B-255426, 94-1 CPD P 157, 1994 WL 64911, *2 (Comp. Gen. Feb. 28, 1994) ("Where, as here, an IFB provides that award will be made to the low aggregate bidder, a bid that

fails to include a price for every item required by the IFB generally must be rejected as nonresponsive since the bidder would not be obligated to provide the item for which it has provided no price.”).

Accordingly, the Amerbridge’s failure to submit the Bid Form or provide any pricing at all renders their bid for Group 4 non-responsive.



Melanie Spencer



MEMORANDUM

(Revised)

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

DATE: November 2, 2021

FROM: 
Gen Bonzon-Keenan
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)
11-2-21

RESOLUTION NO. R-1031-21

RESOLUTION APPROVING AWARD OF CONTRACT NO RTQ-01841 TO SATE SOLUTIONS, INC. DBA SATE FOR GROUP 4 FOR THE PURCHASE OF PASSENGER BOARDING BRIDGES FOR THE MIAMI-DADE AVIATION DEPARTMENT WITH AN AMOUNT NOT TO EXCEED \$1,550,700.00, FOR A FIVE-YEAR TERM; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO GIVE NOTICE OF THIS AWARD TO SATE SOLUTIONS, INC. DBA SATE FOR GROUP 4, ISSUE THE APPROPRIATE PURCHASE ORDERS TO GIVE EFFECT TO SAME AND 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

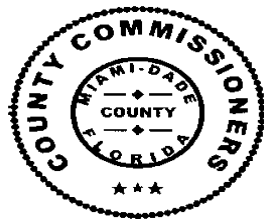
WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board approves award of Contract No. RTQ-01841 to Sate Solutions, Inc. dba Sate for Group 4 for the purchase of passenger boarding bridges for the Miami-Dade Aviation Department with an amount not to exceed \$1,550,700.00, for a five-year term; and authorizes the County Mayor or County Mayor's designee to give notice of this award to Sate Solutions, Inc. dba Sate for Group 4, issue the appropriate purchase orders to give effect to same and exercise all provisions of the contract, including any cancellation, renewal, 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 contract document is 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 **Rebeca Sosa**
 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	absent
Raquel A. Regalado	aye	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared this resolution duly passed and adopted this 2nd day of November, 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.

Oren Rosenthal