

Date: January 17, 2023

To: Honorable Chairman Oliver G. Gilbert, III
and Members, Board of County Commissioners

From: Daniella Levine Cava
Mayor

Daniella Levine Cava

Agenda Item No. 8(P)(6)

Subject: Recommendation for Approval of a Designated Purchase to Authorize Exercising
Two Renewal Terms and Additional Expenditure Authority to Contract No. BW9403-
3/19-3, Local Telecommunication Services

Resolution No. R-34-23

Summary

This item is requesting approval of a designated purchase to authorize exercising the two, one-year option to renew terms available under the contract and additional expenditure authority. The contract is used by the Information Technology Department (ITD) on behalf of all County departments to obtain local telecommunication services including, but not limited to, the supply of the main telephone lines at all County facilities, Ethernet data lines, Voice over Internet Protocol (VoIP), public safety E-911 circuits, 311 services, and other telephonic data services. The services under this contract are critical in ensuring that all County departments have connectivity for the continuation of business operations and reliable customer service to all patrons.

In addition to the services previously described, this contract provides non-recurring services such as start-up infrastructure for newly constructed facilities in areas where current telecommunication infrastructure and connectivity is not yet available. The Small Business Enterprise (SBE) measures and Local Preference do not apply to this non-competitive contract. There are no adverse findings relating to contractor responsibility.

Recommendation

It is recommended that the Board of County Commissioners (Board) approve this request for a designated purchase under *Contract No. BW9403-3/19-3, Local Telecommunication Services*. Approval of a designated purchase, by a two-thirds vote of the Board members present, is being requested pursuant to Section 2-8.1(b)(3) of the Miami-Dade County Code to authorize exercising the remaining two, one-year option to renew terms and \$20,000,000 in additional expenditure authority.

Background

The County awarded this contract to AT&T Corp. (AT&T) on November 15, 2011, under Resolution No. R-968-11 for a five-year term with three, one-year option to renew terms. The contract was subsequently extended by the Board through Resolution No. R-36-20 for an additional three-year term, with two, one-year option to renew terms under the same terms and condition. This resolution contemplated that the administration would present the two additional one-year renewal terms to the Board for approval prior to the expiration of the three-year term.

A Request for Information (RFI) was issued to determine if there are sufficient number of vendors in the market with the capability to provide the telecommunication services required by ITD, and who could respond to a competitive solicitation to provide the numerous services required throughout the County. Based on the responses received, it was determined that none of the vendors that responded to the RFI possessed the capability to provide the County with all the needed telecommunication services through a single provider. While a few vendors indicated that they could provide some of the services needed, they would need to partner with other companies, including AT&T, to provide all the services required to manage the telecommunication services throughout the County. In addition, it was determined that

the responding companies could not provide the critical public safety services provide by the County, which include, but are not limited to: Emergency 911 (E911), Next Generation 911 (NG911), 311 Call Center and some of the legacy circuit technology provided by AT&T.

ITD has begun the process of modernizing the existing infrastructure as part of the network recapitalization plan, allowing for the migration from reliance on AT&T's legacy services, and potential future competition. ITD has worked with AT&T and County departments to reduce legacy telephony circuits and migrate to Session Initiation Protocol (SIP) Cloud on the County's enterprise network. In addition, ITD completed the migration from AT&T DSL (digital subscriber line) to AT&T ASE (AT&T Switched Ethernet) services. This was completed in October 2022. ITD's goal is minimize the County's dependency on legacy circuit technology to reduce operational costs by standardizing technology requirements across the County.

Competition is not practicable at this time as there are no additional vendors in the market that possess the capabilities to provide all the services needed by the County. If these services are replaced through a competitive solicitation, it would pose numerous challenges as the contract would have to be divided amongst several vendors and would hinder ITD's ability to provide uniform telecommunication services throughout the County. The intent of this service is to have a sole provider that can provide all aspects of the services being requested by the County.

Accordingly, it is in the County's best interest to approve this designated purchase pursuant to Section 2-8.1(b)(3) of the Miami-Dade County to allow the County to continue receiving critical local telecommunication services.

Scope

The impact of this item is countywide in nature.

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, cancellation or extensions, pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38.

Fiscal Impact/Funding Source

The contract term expires on February 15, 2023 and has a current cumulative allocation of \$138,000,000. This request is for an additional \$20,000,000 allocation; and if approved, the contract will have a modified cumulative allocation of \$158,000,000 and will expire on February 15, 2025.

Department	Existing Cumulative Allocation	Allocation Requested for the Option to Renew Terms	Modified Cumulative Allocation	Funding Source	Contract Manager
Information Technology	\$138,000,000	\$20,000,000	\$158,000,000	Internal Service Funds	Julian Manduley
Total:	\$138,000,000	\$20,000,000	\$158,000,000		

Track Record/Monitor

Angela Mathews-Tranumn of the Strategic Procurement Department is the Procurement Contracting Manager.

Awarded Vendor

Vendor	Principal Address	Local Address	Principal
AT&T Corp	One AT&T Way Bedminster, NJ	460 NE 215 Street Miami, FL	Anne Chow

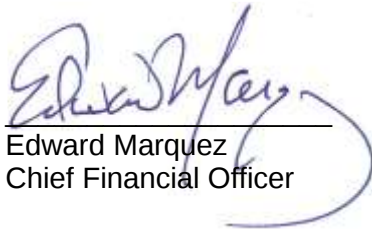
Due Diligence

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 through various vendor responsibility lists and a keyword internet search. 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.

Pursuant to Resolution No. R-98-12, staff contacted the vendor to negotiate a reduction in pricing for the option to renew terms. There are no additional discounts available at this time.

Applicable Ordinances and Contract Measures

- The two percent User Access Program provision applies.
- The Small Business Enterprise measures and Local Preference did not apply to this non-competitive acquisition.
- The Living Wage does not apply as the services to be procured are not covered services under the Ordinance.



Edward Marquez
Chief Financial Officer



MEMORANDUM

(Revised)

TO: Honorable Chairman Oliver G. Gilbert, III
and Members, Board of County Commissioners

DATE: January 17, 2023

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 8(P)(6)

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 Lurie Caro* Mayor
Veto _____
Override _____

Agenda Item No. 8(P)(6)
1-17-23

RESOLUTION NO. R-34-23

RESOLUTION AUTHORIZING 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 THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE TWO, ONE-YEAR OPTION TO RENEW TERMS FOR CONTRACT NO. BW9403-3/19-3, LOCAL TELECOMMUNICATION SERVICES, IN AN AMOUNT NOT TO EXCEED \$20,000,000.00 FOR A TOTAL MODIFIED CONTRACT AMOUNT OF \$158,000,000.00 FOR THE INFORMATION TECHNOLOGY DEPARTMENT; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ALL PROVISIONS OF THE CONTRACT, DURING THE OPTION TO RENEW TERMS, INCLUDING ANY CANCELLATION OR EXTENSION PROVISIONS, 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 a designated purchase in an amount not to exceed \$20,000,000.00 for a total modified contract amount of \$158,000,000.00, 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.

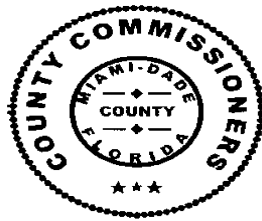
Section 2. This Board authorizes the County Mayor or County Mayor's designee to exercise the two, one-year option to renew terms for Contract No. BW9403-3/19-3, Local Telecommunication Services, in an amount not to exceed \$20,000,000.00 for the Information Technology Department, as set forth in the incorporated memorandum.

Section 3. This Board authorizes the County Mayor or County Mayor's designee to exercise all provisions of the contract, during the option to renew periods, including any cancellation or extension provisions, pursuant to section 2-8.1 of the County Code. Copies of the contract document are on file with and available upon request from the Strategic Procurement Department.

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

Oliver G. Gilbert, III, Chairman	aye		
Anthony Rodríguez, Vice Chairman	aye		
Marleine Bastien	aye	Juan Carlos Bermudez	aye
Kevin Marino Cabrera	aye	Sen. René García	aye
Roberto J. Gonzalez	aye	Keon Hardemon	absent
Danielle Cohen Higgins	aye	Eileen Higgins	aye
Kionne L. McGhee	aye	Raquel A. Regalado	aye
Micky Steinberg	aye		

The Chairperson thereupon declared this resolution duly passed and adopted this 17th day of January, 2023. 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

LUIS G. MONTALDO, CLERK AD INTERIM

By: 
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Eduardo W. Gonzalez