

Date: May 2, 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)(7)

Resolution No. R-424-23

Subject: Recommendation for Approval to Establish a Prequalification Pool for Gasoline and Diesel Fuels

Summary

This item is recommending the establishment of a five-year pool for delivery of various types of unbranded fuels, such as gasoline (regular, mid-grade, and premium), diesel (clear and dyed), marine gasoline (Rec90), aviation and Jet-A fuels in bulk quantities to the County's public safety departments such as Miami-Dade Police Department (MDPD) and Miami-Dade Fire Rescue (MDFR) for their emergency response vehicles, equipment, and helicopters, as well as other critical public services departments such as Water and Sewer Department (WASD), Department of Transportation and Public Works (DTPW), Internal Services Department (ISD), and other County departments and agencies. Gasoline and diesel fuels are mission critical to keep emergency vehicles operational to respond to incidents throughout the county.

On April 21, 2021, I established the goal of converting the County's entire light fleet to battery-electric by 2030 by ensuring that a minimum percentage of annual light fleet purchases are battery-electric. Beginning in 2021, at least 10% of each department's annual light fleet purchases should be battery-electric and increase by an additional 10% each year or more thereafter. Remaining light fleet purchases must be fuel efficient. Furthermore, we have already converted 10% of the County's Metrobus fleet to zero-emission vehicles and will continue that trend in the coming years. These measures are expected to reduce the County's fuel consumption over the next five years. Establishing this open pool permits the County to prequalify multiple vendors during the term of the pool to accommodate gasoline and diesel needs, allows vendors to offer their most competitive pricing during future spot market competitions, and provides subcontracting opportunities for local companies to transport the fuel.

Recommendation

It is recommended that the Board of County Commissioners (Board) approve the establishment of a prequalification pool, *RTQ-02202, Gasoline and Diesel Fuels* for multiple departments with an allocation of \$205,416,000. The current pool, *RTQ-00676, Gasoline and Diesel*, was established by the Board through Resolution No. R-778-18 and became effective on November 1, 2018, for a five-year term. There were three vendors in the pool at inception, none of which are local, and there are currently nine vendors under the pool, of which seven are local. The solicitation for the replacement pool was advertised on March 15, 2022 and closed on April 15, 2022. There were 2,081 suppliers invited to participate, 33 suppliers viewed the solicitation packet, and three submittals were received. A draft of the solicitation was posted on the County's future solicitation website from January 6, 2022 through January 21, 2022 to encourage vendor participation.

To track pool expenditures by vendor, bidding under this and other prequalification pools will gradually be conducted and monitored in a single platform, INFORMS, which will allow staff to provide data reports to the Board, as requested.

Background

This pool includes a reserve amount for unforeseen price increases and fuel usage increases during pre- and post-mobilizations and recovery efforts for emergencies such as hurricanes. During emergencies, the County may be called upon to supply fuel to local municipalities, agencies, and private sector infrastructure entities such as grocery stores, as experienced in September 2017 during Hurricane

Irma. A reduction in consumption of gasoline and diesel is anticipated during the next five years due to improved fuel efficiency of newer vehicles and heavy equipment, as well as the reduction of diesel fuel consumption due to alternative fuel buses such as compressed natural gas, diesel-electric hybrid, and battery-electric.

Scope

The scope of this item is countywide in nature.

Fiscal Impact/Funding Source

The fiscal impact for the five-year term is \$205,416,000. The current pool, *RTQ-00676*, is valued at \$301,303,000 for a five-year term and expires on October 31, 2023. The allocation under the replacement pool is lower than the current pool due to anticipated reductions in fuel consumption, resulting from the Mayoral initiative to convert the County's light fleet vehicles to battery-electric by 2030.

Department	Allocation	Funding Source	Contract Manager
Animal Services	\$18,000	General Fund	Annette Jose
Aviation	\$1,750,000	Proprietary Revenue	Sylvia Novela
Community Action and Human Services	\$65,000	General Fund	Brad Skinner
Corrections and Rehabilitation	\$75,000	General Fund	Emilio Palma
MDFR	\$16,619,000	Fire District/ General Fund	Marianela Betancourt
ISD	\$125,880,000	Internal Service Funds	Rey Llerena/Pete Moolah
Public Housing and Community Development	\$985,000	Federal Funds	Indira Rajkumar-Futch
MDPD*	\$3,500,000	General Fund	Nicholas Santos
PortMiami	\$500,000	Proprietary Funds	Frank Ramirez
Parks, Recreation and Open Spaces	\$4,375,000	General Fund	Fernando L. Robreño
DTPW	\$23,576,000	DTPW Operating	Ana Riosecco
Solid Waste Management	\$6,073,000	Proprietary Funds/ General Fund	Karina Careaga
WASD	\$22,000,000	Proprietary Funds	Fred Taylor
Total:	\$205,416,000		

*It should be noted that contracts contain termination for convenience provisions, which can be exercised if the commodities and services in this item are affected by the establishment of the constitutional offices.

Track Record/Monitor

Vanessa Stroman of the Strategic Procurement Department (SPD) 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 Recommended for Prequalification Pool

Three vendors responded to the solicitation by the closing date, of which two are being recommended for inclusion in the pool as set forth in the table below. In an effort to include additional qualified vendors, staff conducted further outreach to vendors under the current pool and an additional two vendors submitted responses after the solicitation closed. Following review, these vendors are also being recommended for inclusion in the pool as noted below.

The pool includes five groups: Group One: Transport Truck and Tank Wagon Truck Delivery of Gasoline and Diesel (Clear and Dyed) Fuels; Group Two: Fueling Services for County Mobile Equipment; Group Three: Rec-90, Recreational/Marine Gasoline; Group Four: Jet-A and Aviation Fuel Delivery/Services by Fixed Based Operators; and Group 5: Fuel Transportation Services.

The pool will remain open and advertised on the County's website to encourage additional participation.

Vendor	Principal Address	Local Address	Principal	Group(s) Prequalified
Gate301 Miami, Inc. dba Embassair*	990 Biscayne Boulevard Office 701 Miami, FL	Same	Frank Devaux	Group 4
Indigo Energy Partners, LLC	222 Main Street SW Gainesville, GA	None	John E. Mansfield, Jr.	Groups 1, 2, 3 and 5
Sunshine Gasoline Distributors, Inc.	1650 NW 87 Avenue Doral, FL	Same	Maximo Alvarez	Groups 1, 2, 3 and 5
Turnberry Airport Holdings, LLC dba Fontainebleau Aviation*	19950 West Country Club Drive Floor 10 Aventura, FL	Same	Jeffrey Soffer	Group 4

*Submittal received from vendor after the solicitation closed.

Vendor Not Recommended for Prequalification Pool

The vendor in the below table is not being recommended for prequalification. However, SPD is providing guidance to the vendor so they can provide the required information and documentation. Upon submission of the required documents and/or verification of information, the vendor may be added to the pool.

Vendor	Local Address	Reason for Not Recommending
Saratoga Rack Marketing, LLC	No	Vendor did not submit the required documents to satisfy the prequalification criteria.

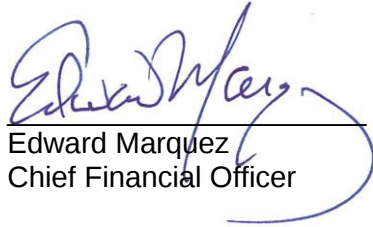
Due Diligence

Pursuant to Resolution No. R-187-12, due diligence was conducted in accordance with SPD's Procurement Guidelines to determine vendor responsibility, including verifying corporate status and that there are no performance and compliance issues through various vendor responsibility lists and a keyword internet search. The lists that were referenced included convicted vendors, debarred vendors, delinquent contractors, suspended vendors, and federal excluded parties. A settlement and mutual release agreement with Indigo Energy Partners, LLC (Indigo) was adopted by the Board on May 3, 2022 via Resolution No. R-416-22 for claims made by the County related to contaminated fuel that was provided by Indigo's third party vendor. There were no findings related to the other vendors.

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 user departments. The scope of services was updated in accordance with departmental needs.

Applicable Ordinances and Contract Measures

- The two percent User Access Program provision applies where permitted by the funding source.
- Small Business Enterprise measures will be determined prior to advertising each spot market competition where permitted by the funding source. Local Preference will be applied at the time of spot market competition where permitted by the funding source.
- The Living Wage does not apply as the services are not covered under the Ordinance.



Edward Marquez
Chief Financial Officer



MEMORANDUM

(Revised)

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

DATE: May 2, 2023

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 8(P)(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(P)(7)
5-2-23

RESOLUTION NO. R-424-23

RESOLUTION AUTHORIZING ESTABLISHMENT OF PREQUALIFICATION POOL RTQ-02202 FOR MULTIPLE COUNTY DEPARTMENTS FOR A FIVE-YEAR TERM IN A TOTAL AMOUNT UP TO \$205,416,000.00 FOR THE PURCHASE OF TRANSPORT TRUCK AND TANK WAGON TRUCK DELIVERY OF GASOLINE AND DIESEL (CLEAR AND DYED) FUELS (GROUP 1), FUELING SERVICES FOR COUNTY MOBILE EQUIPMENT (GROUP 2), REC-90, RECREATIONAL/MARINE GASOLINE (GROUP 3), JET-A AND AVIATION FUEL DELIVERY/SERVICES BY FIXED BASED OPERATORS (GROUP 4), AND FUEL TRANSPORTATION SERVICES (GROUP 5); 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,

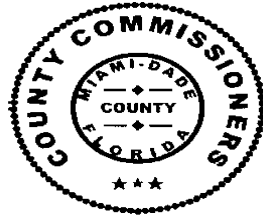
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board authorizes the establishment of Prequalification Pool RTQ-02202 for multiple County departments for a five-year term in a total amount up to \$205,416,000.00 for the purchase of Transport Truck and Tank Wagon Truck Delivery of Gasoline and Diesel (Clear and Dyed) Fuels (Group 1), Fueling Services for County Mobile Equipment (Group 2), Rec-90, Recreational/Marine Gasoline (Group 3), Jet-A and Aviation Fuel Delivery/Services by Fixed Based Operators (Group 4), and Fuel Transportation

Services (Group 5); 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.

The foregoing resolution was offered by Commissioner **Anthony Rodriguez** , who moved its adoption. The motion was seconded by Commissioner **Marleine Bastien** 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	aye
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 2nd day of May, 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

Basia Pruna

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

A handwritten signature in black ink, appearing to be "E. Gonzalez", written over a horizontal line.

Eduardo W. Gonzalez