

Date: December 12, 2023

Agenda Item No. 8(N)(10)

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

Resolution No. R-1106-23

From: Daniella Levine Cava
County Mayor



Subject: Request to Reject all Proposals for Design-Build Services for Roadway Improvements to Bay Vista Blvd. from NE 151 Street to Gwen Margolis Boulevard

Executive Summary:

The purpose of this item is to gain approval of the County Commission to reject all proposals received for design-build services for improvements to Bay Vista Blvd. from NE 151 Street to Gwen Margolis Boulevard. The reason for this recommendation is because the Negotiations Committee reached an impasse with the highest-ranked design-builder, LEAD Engineering Contractors, LLC (LEAD), and the second highest-ranked design-builder, Ric-Man Construction, Inc. (Ric-Man). Both submitted pricing exceeding the project's budget of \$6,472,969.76. The Department of Transportation and Public Works (DTPW) intends to take the project to final design using consultant resources, and solicit contractors for construction at the appropriate time, thus reducing project risks and associated costs.

Recommendation:

It is recommended that the Board of County Commissioners (Board) reject all proposals received under DB21-DTPW-05, Design-Build Services for Roadway Improvements to Bay Vista Blvd. from NE 151 Street to Gwen Margolis Boulevard as the proposals received exceed the project's budget.

Scope:

The scope of the project would have involved the widening of Bay Vista Boulevard from a four-to six-lane roadway. The design-builder was to provide all resources including furnishing all professional services, supervision, labor, materials, equipment and tools, as well as performing all operations required to design and construct the project in accordance with the design-criteria package.

Items of work would have included, but not be limited to, roadway widening from four to six lanes, stormwater drainage system including an outfall to the bay, sidewalks, curb and gutter, signing and pavement markings, bike lanes, lighting, and mitigation of potential wetland impacts and contamination, and a new mid-block traffic signal in front of Tracy and Alonzo Mourning High School. Additionally, work would have included all geotechnical and survey services necessary to produce the required construction documents, public involvement plan, and all project coordination with permitting entities, municipalities and utility companies.

The project would have fallen predominantly in District 4, which is represented by Commissioner Micky Steinberg.

Fiscal Impact / Funding Source:

There is no fiscal impact to the County with the rejection of proposals.

Track Record / Monitor:

This project would have been monitored by Josenrique Cueto, P.E., Deputy Director, DTPW.

SBD Assigned Contract Measures:

TYPE	GOAL	COMMENT
SBE-Architectural/Engineering	22.00%	Implementing Order 3-32
SBE-Construction	9.27%	Implementing Order 3-22

Delegation of Authority

In accordance with Section 2-8.3 of the Miami-Dade County Code, related to identifying delegation of Board authority, there is no delegated authority required or requested for this rejection.

Background:

The County was unable to reach a satisfactory agreement with the highest-ranked design-builder, LEAD. The firm requested an increase to its proposal price and other provisions. The County offered to include escalation provisions in the contract during negotiations but was ultimately unable to satisfy the other provisions requested by LEAD which were deemed not in the best interest of the County. The second highest-ranked design-builder, Ric-Man, submitted a proposal price that far exceeds the project's budget. Therefore, it was determined to be in the best interest of the County to reject all proposals submitted. DTPW will complete the design and readvertise this project as a standard design, bid, build procurement in the near future.

On December 16, 2021, a Request for Design-Build Services (RDBS) was issued under full and open competition, which included access to the design-criteria package. On January 31, 2022, the Strategic Procurement Department (SPD) received four proposals through the online portal BidSync in response to this solicitation from the following firms: (1) Horizon Contractors, Inc., (2) Ric-Man Construction Inc., (3) JVA Engineering Contractor Inc., and (4) LEAD Engineering Contractors, LLC (see attached as Exhibit "A," "List of Respondents"). The SPD Architecture & Engineering (A&E) Unit conducted an inventory of proposals and found that Horizon Contractors, Inc. did not meet the prequalification technical certification requirements pursuant to the RDBS and was thus non-compliant. On March 15, 2022, JVA Engineering Contractor, Inc. officially withdrew from participating in the solicitation. Consequently, the proposals from Horizon Contractors, Inc. and JVA Engineering Contractor, Inc. were not evaluated by the Competitive Selection Committee (see attached Exhibit "B," "Step 1 Tabulation Sheet").

On May 27, 2022, SPD received two technical and price proposals through BidSync. During the Step 2 evaluation meeting held on June 15, 2022, the Competitive Selection Committee (CSC) evaluated both proposals and ranked them as seen below. On June 15, 2022, the CSC held the "Step 1 Evaluation of Qualifications" meeting and reviewed and ranked the qualifications of the two remaining proposals (See attached Exhibit "C," "Step 2 Tabulation Sheet").

	Firm Local Preference (LP)	Total Qualitative Points	Qualitative Rank	Final Ranking
1	LEAD Engineering Contractors, LLC (LP)	448	1	1
2	Ric-Man Construction, Inc. (LP)	427	2	2

The Negotiations Committee was approved by the County Mayor's designee on June 30, 2022. On September 22, 2022, the Negotiations Committee held the first of four meetings with LEAD. On May 19, 2023, the Negotiations Committee concluded, terminating negotiations with LEAD because of an impasse. On May 23, 2023, the Committee motioned to conclude negotiations for this project as the offered pricing exceeded the project's budget.

	Firm Local Preference (LP)	Total Qualitative Points	Alternate or Base Price Proposal	Adjusted Bid	Final Ranking
1	LEAD Engineering Contractors, LLC (LP)	451	\$10,645,000.00	23,603	1
2	Ric-Man Construction, Inc. (LP)	423	\$18,980,085.00	44,870	2



Jimmy Morales
Chief Operations Officer

Exhibit “A”

List of Respondents



MIAMI DADE COUNTY
INTERNAL SERVICES DEPARTMENT

LIST OF RESPONDENTS

Project Name: Design-build Services for Roadway Improvements to Bay Vista BLVD. from NE 151 Street to Gwen Margolis BLVD

Project No.: DB21-DTPW-05

Measures: SBE-A/E: 22% (Design), SBE-Con: 9.27%

No. of Agreements: 1

Contract Type: DESIGN BUILD

Submittal Date: 01/31/2022

Team No.: 1

Prime Local Preference: Yes

Prime Name: HORIZON CONTRACTORS INC

FEIN No.: 650434021

Trade Name:

Sub-Consultants Name

- a. HBC ENGINEERING COMPANY
- b. GEOSOL INC
- c. E SCIENCES INCORPORATED
- d. MANUEL G VERA AND ASSOC INC
- e. FERNANDEZ-BERAUD INC
- f. EV SERVICES INC

Trade Name

Subs FEIN No.

223936061
650997886
593667002
591741639
450538160
205779421

Team No.: 2

Prime Local Preference: Yes

Prime Name: RIC MAN CONSTRUCTION INC

FEIN No.: 381943960

Trade Name:

Sub-Consultants Name

- a. CHEN MOORE AND ASSOCIATES INC
- b. BLASCOM ENGINEERING INC
- c. CALTRAN ENGINEERING GROUP INC
- d. E SCIENCES INCORPORATED
- e. THOMPSON & ASSOCIATES INC CIVIL ENGINEERING INC
- f. LONGITUDE SURVEYORS LLC

Trade Name

Subs FEIN No.

592739866
461661962
274564005
593667002
THOMPSON & ASSOCIATES 593823672
364551726

Team No.: 3

Prime Local Preference: Yes

Prime Name: JVA ENGINEERING CONTRACTOR INC

FEIN No.: 481277685

Trade Name:

Sub-Consultants Name

- a. EXP US SERVICES INC
- b. 300 ENGINEERING GROUP PA
- c. ALUCES CORPORATION
- d. GCES ENGINEERING SERVICES LLC
- e. GSLA DESIGN INC.
- f. SMART SCIENCES INCORPORATED
- g. LONGITUDE SURVEYORS LLC
- h. J BONFILL & ASSOCIATES INC

Trade Name

Subs FEIN No.

460523964
562612529
471310425
461012695
650410637
462397336
364551726
650133546



**MIAMI DADE COUNTY
INTERNAL SERVICES DEPARTMENT**

LIST OF RESPONDENTS

Project Name: Design-build Services for Roadway Improvements to Bay Vista BLVD. from NE 151 Street to Gwen Margolis BLVD

Project No.: DB21-DTPW-05

Measures: SBE-A/E: 22% (Design), SBE-Con: 9.27%

No. of Agreements: 1

Contract Type: DESIGN BUILD

Submittal Date: 01/31/2022

Team No.: 4

Prime Local Preference: Yes

Prime Name: LEAD ENGINEERING CONTRACTORS, LLC

FEIN No.: 812774010

Trade Name:

Sub-Consultants Name	Trade Name	Subs FEIN No.
a. A & P CONSULTING TRANSPORTATION ENGINEER		650770583
b. GSLA DESIGN INC.		650410637
c. MG VERA & ASSOCIATES INC		853198882
d. GPI GEOSPATIAL INC		450535502
e. TECHNIKA CONSULTING, INC.		830831179
f. WOOD ENVIRONMENT & INFRASTRUCTURE SOLUTIONS INC		911641772
g. GEOSOL INC		650997886
h. MEDIA RELATIONS GROUP LLC		200118620

Exhibit “B”

Step 1 Tabulation Sheet

STEP 1 MEETING APRIL 12, 2022										
DEPARTMENT OF TRANSPORTATION AND PUBLIC WORKS (DTPW) DESIGN-BUILD SERVICES FOR ROADWAY IMPROVEMENTS TO BAY VISTA BLVD. FROM NE 151 STREET TO GWEN MARGOLIS BLVD ISD PROJECT NO. DB21-DTPW-05 TABULATION SHEET DB21-DTPW-05										
	COMPETITIVE SELECTION COMMITTEE					Average	Low Disparity	High Disparity	TOTAL Qualitative Points	Local Preference RANK
	Octavio Martin - DTPW	Mercedes Barrera - DTPW	Patrick Boudreau - MDCR	Michael Houle - MDCR	Malika Muthiah - RCR	SUB-TOTAL				
1	HORIZON CONTRACTORS INC - ELIMINATED									
2	RIC MAN CONSTRUCTION INC - (Local Preference)									
	1A - Qualifications of firms including the team members assigned to the project (Max. 50 points)	42	44	50	48	41	225	30	60	
	2A - Knowledge and past experience of similar type projects (Max. 25 points)	20	20	15	23	19	97	13	26	
	3A - Past performance of the firms (Max. 20 points)	16	15	18	18	15	82	11	22	
	4A - Amount of work awarded and paid by the County (Max. 5 points)	5	5	3	5	5	23	3	6	
	Sub-Total	83	84	86	94	80			427	2
	Tie Breakers for Total Qual= Sub-Total Points for 1A, 2A, 3A, 4A									2
3	JVA ENGINEERING CONTRACTOR INC - WITHDREW									
4	LEAD ENGINEERING CONTRACTORS, LLC - (Local Preference)									
	1A - Qualifications of firms including the team members assigned to the project (Max. 50 points)	46	48	50	49	46	239	32	64	
	2A - Knowledge and past experience of similar type projects (Max. 25 points)	24	25	20	22	23	114	15	30	
	3A - Past performance of the firms (Max. 20 points)	14	15	18	19	18	84	11	22	
	4A - Amount of work awarded and paid by the County (Max. 5 points)	1	2	2	3	3	11	1	3	
	Sub-Total	85	90	90	93	90			448	1
	Tie Breakers for Total Qual= Sub-Total Points for 1A, 2A, 3A, 4A									1
	Pablo Valin, ISD Non-Voting Chairperson.									

Exhibit “C”

Step 2 Tabulation Sheet

STEP 2 TABULATION SHEET
JUNE 15, 2022

**DEPARTMENT OF TRANSPORTATION AND PUBLIC WORKS
DESIGN-BUILD SERVICES FOR ROADWAY IMPROVEMENTS
TO BAY VISTA BLVD.
FROM NE 151 STREET TO GWEN MARGOLIS BLVD
ISD PROJECT NO. DB21-DTPW-05**

STEP 2 TABULATION SHEET

	NAME OF DESIGN BUILDERS	COMPETITIVE SELECTION COMMITTEE					SUB-TOTAL	Average	Low Disparity	High Disparity	TOTAL CSC SCORE	Base Price Proposal	Adjusted Bid	FINAL RANKING
		Octavio Marin - DTPW	Mercedes Barreras - DTPW	Patrick Boudreau - MDCR	Michael Houle - MDPR	Malika Muthiah - RER								
1	RIC MAN CONSTRUCTION INC (LOCAL)													
	1B - Project Design Approach (Max. 40 points)	33	38	35	35	33	174	35	23	46				
	2B - Project Construction Approach (Max. 40 points)	34	38	30	36	32	170	34	23	45				
	3B - Ability to Provide Required Services within Schedule and Budget (Max. 20 points)	15	18	15	17	14	79	16	11	21				
		82	94	80	88	79	423				423	\$18,980,085.00	44870	2
2	LEAD ENGINEERING CONTRACTORS, LLC (LOCAL)													
	1B - Project Design Approach (Max. 40 points)	35	35	35	36	38	179	36	24	48				
	2B - Project Construction Approach (Max. 40 points)	36	35	35	38	38	182	36	24	48				
	3B - Ability to Provide Required Services within Schedule and Budget (Max. 20 points)	17	18	18	19	18	90	18	12	24				
		88	88	88	93	94	451				451	\$10,645,000.00	23603	1

Pablo Valin, ISD Non-Voting Chairperson



MEMORANDUM

(Revised)

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

DATE: December 12, 2023

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 8(N)(10)

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(N)(10)
12-12-23

RESOLUTION NO. _____ R-1106-23

RESOLUTION REJECTING ALL PROPOSALS RECEIVED IN
RESPONSE TO ISD PROJECT NO. DB21-DTPW-05; DTPW
PROJECT NUMBER 20210058, FOR DESIGN-BUILD
SERVICES FOR ROADWAY IMPROVEMENTS TO BAY
VISTA BOULEVARD FROM NE 151 STREET TO GWEN
MARGOLIS BOULEVARD

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 incorporates the foregoing recital and rejects all proposals received in response to ISD Project No. DB21-DTPW-05; DTPW Project Number 20210058, for design-build services for roadway improvements to Bay Vista Boulevard from NE 151 Street to Gwen Margolis Boulevard. A copy of the solicitation document and the proposals received in response are on file with and available upon request from the Strategic Procurement Department.

The foregoing resolution was offered by Commissioner **Anthony Rodriguez** , 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:

Oliver G. Gilbert, III, Chairman	aye		
Anthony Rodríguez, Vice Chairman	aye		
Marleine Bastien	absent	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 12th day of December, 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

JUAN FERNANDEZ-BARQUIN, CLERK

Basia Pruna

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Annery Pulgar Alfonso