

Memorandum



Date: December 12, 2023

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

Amended
Agenda Item No. 8(N)(13)

From: Daniella Levine Cava
Mayor

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

Resolution No. R-1109-23

Subject: Contract Award Recommendation in the Amount of \$5,860,829.70 to Epic Consultants, Inc. under the MCC 7360 Plan for the Project Titled Car Cleaner Platform Replacement (*RPQ No. 412223 R1*) and Authorizing the Use of Charter County Transportation Surtax Funds for Such Purposes

Executive Summary

The purpose of this item is to gain approval of the Board of County Commissioners (Board) to execute a contract award in the amount of \$5,860,829.70 to Epic Consultants, Inc. under the MCC 7360 Plan for the Car Cleaner Platform Replacement Project (*RPQ No. 412223 R1*) in the amount of \$5,860,829.70 for a 730-day term. The project, which is funded by Charter County Transportation Surtax Funds, involves the removal of the existing wood and steel platform and construction of a new railcar cleaning platform. The work will be done in two phases to allow rail operations to continue the use of half the existing wood platform.

Recommendation

This contract award to Epic Consultants, Inc. for the Car Cleaner Platform Replacement Project under the MCC 7360 Plan (*RPQ No. 412223 R1*) in the amount of \$5,860,829.70 inclusive of the contingency allowance \$532,802.70 for a 730-day term was prepared by the Department of Transportation and Public Works (DTPW) and is recommended for approval by the Board of County Commissioners.

This contract award recommendation is placed for Board review pursuant to Miami-Dade County Code Section 29-124(f). The recommendation may only be considered by the Board if the Citizens' Independent Transportation Trust (CITT) has forwarded a recommendation to the Board prior to the date scheduled for Board consideration or 45 days have elapsed since the filing with the Clerk of the Board of this contract award recommendation. If the CITT has not forwarded a recommendation and 45 days have not elapsed since the filing of this contract award recommendation, I will request a withdrawal of this item.

Delegation of Authority

The authority of the County Mayor or County Mayor's designee to execute and implement this contract is consistent with those authorities granted under the Code of Miami-Dade County. No additional authority is being requested within the body of this contract.

Scope

PROJECT NAME: Car Cleaner Platform Replacement Project

PROJECT NO: IRP #234

CONTRACT NO: 412223 R1

PROJECT DESCRIPTION: The work includes, but is not limited to, the following: The removal of the existing wood and steel platform and construction of a new railcar cleaning

platform in two phases and all associated site work and improvements as indicated in the contract documents. The work shall be sequenced in two phases in order to allow rail operations to continue the use of half of the existing wood platform. Phase 1 shall be from grid lines 1 to 18 and Phase 2 is from gridlines 18 to 32. The contractor is responsible for coordinating the work of all subcontractors and suppliers in the most effective manner to meet the project schedule. Work required to be accomplished during off hours and weekends as necessary to meet the project schedule or sequencing of the work shall be performed by the Contractor at no additional cost.

**PROJECT
LOCATION:**

6601 NW 72nd Avenue Miami, FL 33166

PROJECT:	<u>PROJECT #</u>	<u>LOCATION</u>	<u>DIST</u>	<u>AMOUNT</u>
	IRP #234	6601 NW 72nd Avenue Miami, FL 33166	Various	\$5,860,829.70

**PRIMARY
COMMISSION
DISTRICT:**

Commission District 12
Juan Carlos Bermudez

APPROVAL PATH:

Board of County Commissioners

**USER
DEPARTMENT:**

Department of Transportation and Public Works

**MANAGING
DEPARTMENT:**

Department of Transportation and Public Works

Fiscal Impact / Funding Source

The fiscal impact will be approximately \$5,860,829.70 with the total amount being inclusive of contingency and dedicated allowances. The base contract amount is \$5,328,027. The project is being funded by Charter County Transportation Surtax Funds.

FUNDING SOURCES:

<u>SOURCE</u>	<u>PROGRAM NO.</u>	<u>FUND CODE</u>	<u>AMOUNT</u>
PTP	677200	ET062	\$5,860,829.70

OPERATIONS COST IMPACT / FUNDING: The annual estimated operations cost impact will be approximately \$5,000.

MAINTENANCE COST IMPACT / FUNDING: The annual estimated maintenance cost impact will be approximately \$5,000.

LIFE EXPECTANCY OF ASSET: The life expectancy of the railcar cleaner platform is approximately 25 years.

PTP FUNDING: Yes

GOB FUNDING: No

ARRA FUNDING: No

CAPITAL BUDGET PROJECTS:	<u>CAPITAL BUDGET PROGRAM # - DESCRIPTION</u>	<u>AWARD</u>
	677200 INFRASTRUCTURE RENEWAL PLAN (IRP) Funding Years: FY 2022 – 23 Adopted Budget and Multi-Year Capital Plan, Volume 2 – Transportation and Public Works	\$5,860,829.70
	CAPITAL BUDGET PROGRAM TOTAL:	\$5,860,829.70

BID PACKAGES ISSUED: Electronic Download

BIDS RECEIVED: 3

CONTRACT PERIOD: 730 Days Excludes Warranty Administration Period

CONTINGENCY PERIOD: Days

IG FEE INCLUDED IN BASE CONTRACT: Yes

ART IN PUBLIC PLACES: No

BASE ESTIMATE: \$5,328,027.00

BASE CONTRACT \$5,328,027.00
AMOUNT:

CONTINGENCY ALLOWANCE (SECTION 2-8.1 MIAMI DADE COUNTY CODE):	TYPE	PERCENT	AMOUNT	COMMENT
OFF-DUTY LAW ENFORCEMENT OFFICER ALLOWANCE:	Construction	10%	\$532,802.70	
BITUMINOUS MATERIAL ADJUSTMENT ALLOWANCE:	N/A			
	N/A			
PERMIT ALLOWANCE:	N/A			
PERMIT ALLOWANCE FOR WASD:	N/A			
FUEL ADJUSTMENT:	N/A			
FPL CONNECTION ALLOWANCE:	N/A			
MATERIAL DJUSTMENT:	N/A			
STEEL GUARD ADJUSTMENT:	N/A			
IG FEE INCLUDED IN BASE CONTRACT:	Yes			
TOTAL AMOUNT:			\$5,860,829.70	

Track Record / Monitor

EXPLANATION: This project was advertised on November 3, 2022, and on December 28, 2022, three engineering contractor firms proffered bids. The three lowest responsive and responsible bids were as follows: the lowest bidder, Epic Consultants, Inc., proffered a base bid of \$5,328,027, which was 93.40 percent above the County's cost estimate; J.R.T. Construction Co.

proffered a base bid of \$5,899,218, which was 114.13 percent above the County's cost estimate; and the third bidder Kiewit Infrastructure South Co. proffered a base bid of \$6,107,000.00, which was 121.67 percent above the County's cost estimate.

This project was bid on Lump Sum basis. A copy of all bids, and the bid tabulation for this project, is available by contacting the Chief of Capital Improvements, DTPW.

DTPW reviewed the Capital Improvements Information System (CIIS) database and found 25 performance evaluations with an average overall performance rating of 3.8 (Satisfactory Performance) out of a possible 4.0 (Superior Performance) rating. Epic Consultants, Inc. has minimum and maximum ratings of 3.0 and 4.0. Further information is available through the Internal Services Department (ISD). Additionally, the Office of Small Business Development (SBD) History of Violations report lists no violations for this contractor. Specific information is available through SBD's Business Development reports. As such, DTPW recommends that Epic Consultants, Inc., the lowest responsive, responsible bidder, be awarded this contract for the sum of \$5,860,829.70.

Following DTPW's standard operating procedures, after award of this contract, a pre-construction meeting will be scheduled. After completion of the award process, the project will be assigned to Ms. Malka Rodriguez, Project Manager, DTPW for contract monitoring and compliance.

Pursuant to Board policy, a safety records check for the recommended awardee was conducted. Based on OSHA records from the last five years, DTPW did not find any significant issues. A copy of the OSHA reports is available upon request.

BID OPEN DATE:	12/28/2022
BID BOND EXPIRES:	06/28/2024
BID VALID UNTIL:	06/28/2024
PRIME CONTRACTOR:	Epic Consultants, Inc.
COMPANY PRINCIPALS:	David Javier Moran
COMPANY QUALIFIER:	David Javier Moran
COMPANY EMAIL ADDRESS:	dmoran@epic-consultants.com

COMPANY STREET ADDRESS: 9181 SW 140 Street

COMPANY CITY-STATE-ZIP: Miami, Florida 33176

YEARS IN BUSINESS: 20

PREVIOUS CONTRACTS WITH COUNTY IN THE LAST FIVE YEARS: 9

MINIMUM QUALIFICATIONS EXCEED LEGAL REQUIREMENTS: Yes

STANDARD PAYMENT AND PERFORMANCE BOND: Yes

REVIEW COMMITTEE: **MEETING DATE:** N/A **SIGNOFF DATE:** 10/13/2022

RESPONSIBLE WAGES:
(RESOLUTION No. R-54-10) Yes

REVIEW COMMITTEE ASSIGNED CONTRACT MEASURES:	<u>TYPE</u>	<u>GOAL</u>
	SBE-CONST	17.16%
	CWP	N/A
	SBE-Goods	1.00%

MANDATORY CLEARING HOUSE: Yes

SEA LEVEL RISE:
(ORDINANCE 14-79) Yes

SUSTAINABLE BUILDINGS ORDINANCE:
(I.O. NO. 8-8) No

CONTRACT MANAGER NAME / PHONE / EMAIL: Alfredo E. Muñoz, P.E. (305) 375-4891 alfredo.munoz@miamidade.gov

PROJECT MANAGER

NAME / PHONE / Malka Rodriguez (786) 469-5308 malka.rodriguez@miamidade.gov
EMAIL:

BACKGROUND: This contract provides DTPW with a means of quickly responding to critical construction and repair needs via a competitively bid contract. DTPW forwarded a Request for Price Quotation, by way of e-mail transmission, to a pool of firms that had registered with the Internal Services Department (ISD) for each respective trade. All solicitations were available online through the County portal under the “Procurement Solicitations” link. The advertisement was effective on November 3, 2022, when DTPW forwarded *RPQ No. 412223 R1* for the “Car Cleaner Platform Replacement Project,” utilizing the MCC 7360 Plan – CICC 7360-0/08 Contract to a list of 494 pre-qualified firms.

The project’s award evaluation was based upon the bid submitted by the lowest responsive and responsible bidder. Due diligence was conducted in accordance with ISD’s Procurement Guidelines to determine Contractor responsibility, including verifying corporate status with the Florida Department of State’s Division of Corporations and reviewing of performance or compliance issues.



Jimmy Morales
Chief Operations Officer



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: Amended
Agenda Item No. 8(N)(13)

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 _____

Amended
Agenda Item No. 8(N)(13)
12-12-23

RESOLUTION NO. R-1109-23

RESOLUTION APPROVING THE AWARD OF THE CONTRACT FOR THE PROJECT TITLED CAR CLEANER PLATFORM REPLACEMENT PROJECT – REQUEST FOR PRICE QUOTATION (RPQ) NO. 412223 R1 – BETWEEN MIAMI-DADE COUNTY AND EPIC CONSULTANTS, INC. IN THE AMOUNT NOT TO EXCEED \$5,860,829.70, INCLUSIVE OF A CONTINGENCY ALLOWANCE OF \$532,802.70 FOR A 730-DAY TERM; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO EXECUTE SAME AND EXERCISE THE PROVISIONS CONTAINED THEREIN; AND AUTHORIZING THE USE OF PEOPLE’S TRANSPORTATION PLAN BOND PROGRAM FUNDS OF UP TO \$4,190,000.00 OR OTHER AMOUNT SET FORTH IN THE PEOPLE’S TRANSPORTATION PLAN FIVE-YEAR IMPLEMENTATION PLAN, WHICH MAY BE MODIFIED FROM TIME TO TIME FOR THIS PROJECT WHICH WAS ADDED TO THE FIVE-YEAR IMPLEMENTATION PLAN IN OCTOBER 2019

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 the award of the contract between Miami-Dade County and Epic Consultants, Inc. for the project titled “Car Cleaner Platform Replacement,” *Project MCC 7360 Plan - CICC 7360-0/08, Request for Price Quotation (RPQ) No. 412223 R1*, in an amount not to exceed \$5,860,829.70, inclusive of the contingency allowance of \$532,802.70 for a 730-day term; and authorizing the County Mayor or County Mayor’s designee to execute same and exercise the provisions contained therein; and

authorizing the use of People's Transportation Plan Bond Program Funds of up to \$4,190,000.00 or other amount set forth in the People's Transportation Plan Five-Year Implementation Plan, which may be modified from time to time for this project which was added to the People's Transportation Plan in October 2019.

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

By: **Basia Pruna**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

A handwritten signature in black ink, appearing to read "B. Libhaber", is written over a horizontal line.

Bruce Libhaber



Memorandum



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

From: Javier A. Betancourt, Executive Director 

Date: December 1, 2023

Re: **CITT AGENDA ITEM 7C:**
RESOLUTION BY THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST
RECOMMENDING THE BOARD OF COUNTY COMMISSIONERS (BCC) APPROVE
THE AWARD OF THE PROJECT TITLED CAR CLEANER PLATFORM REPLACEMENT
PROJECT – REQUEST FOR PRICE QUOTATION (RPQ) NO. 412223 R1 BETWEEN
MIAMI-DADE COUNTY AND EPIC CONSULTANTS, INC. IN THE AMOUNT NOT TO
EXCEED **\$5,860,829.70**, INCLUSIVE OF A CONTINGENCY ALLOWANCE OF
\$532,802.70 FOR A 730-DAY TERM; AUTHORIZE THE COUNTY MAYOR OR
COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME AND EXERCISE THE
PROVISIONS CONTAINED THEREIN; AND AUTHORIZE THE USE OF PEOPLE'S
TRANSPORTATION PLAN BOND PROGRAM FUNDS FOR THIS PROJECT WHICH
WAS ADDED TO THE FIVE-YEAR IMPLEMENTATION PLAN IN OCTOBER 2019
(DTPW – BCC LEGISLATIVE FILE NO. 232098)

On November 29, 2023, the CITT voted (6-0) to forward a favorable recommendation to the Board of County Commissioners (BCC) for the approval of the above referenced item, CITT Resolution No. 23-026. This item was approved by the CITT subject to the BCC's approval of the FY 24-28 update of the Five-Year Implementation Plan of the People's Transportation Plan (PTP). The vote was as follows:

Robert Wolfarth, Chairperson – Aye
Mary Street, Esq., 1st Vice-Chairperson – Aye
Hon. Peggy Bell – Aye

Omar K. Bradford, Esq. – Aye
Joseph Curbelo – Aye
Paul J. Schwiep, Esq. – Absent

Meg Daly – Absent
Qjuezari Harvey – Absent
Robert Ruano – Aye

c: Jimmy Morales, Chief Operations Officer
Bruce Libhaber, Assistant County Attorney