

Date: September 4, 2024

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

From: Daniella Levine Cava
Mayor



Agenda Item No. 8(P)(7)

Resolution No. R-765-24

Subject: Recommendation to Award a Contract for Liquid Chlorine

Summary

This item will allow the Water and Sewer Department (WASD) to continue purchasing liquid chlorine (Liquid CL₂) for use in the water treatment processes at Miami-Dade County's water treatment plants to disinfect and sanitize the County's water supply. The Liquid CL₂ will be delivered in 90-ton railcars directly from the manufacturer's plant and in 150-pound cylinders directly from the re-packager's plant to various County facilities. Approval of this contract will allow WASD to meet its operational needs by continuing their water treatment processes at the various County locations for the benefit of County residents.

Liquid CL₂ is used to eliminate disease-causing pathogenic organisms and provides a disinfection residual in the treated water distribution system. The manufacturing process for Liquid CL₂ is very complex and must conform with the requirements of the American Water Works Association B301-18 standard, or latest revision approved by the American National Standards Institute (ANSI/AWWA B301-18) for Liquid Chlorine, the ANSI/NSF Standard 60 Certification for Drinking Water Treatment Chemicals, and the standards referenced in paragraph 62-555.320(3)(a), of the Florida Administrative Code (F.A.C.).

Recommendation

It is recommended that the Board of County Commissioners (Board) approve a competitive contract award, *Contract No. EVN0000703, Liquid Chlorine*, to Allied Universal Corp. (Allied) for WASD in the amount of \$17,191,740 for a five-year term. This contract will replace *FB-01159* approved by the Board on June 4, 2019, through Resolution No. R-579-19.

Background

An Invitation to Bid was issued under full and open competition on March 21, 2024. On the closing date of April 9, 2024, one bid from a local firm was received. Upon advertisement of the solicitation, 120 vendors were notified. Outreach efforts included contacting vendors identified through market research, as well as notifying the incumbent vendor, Allied. Market research revealed that only two vendors in South Florida are able to provide the required chemical in accordance with the specifications. Additionally, no certified Small Business Enterprise (SBE) firms were able to meet the requirements. A survey was conducted to inquire whether the solicitation included any barriers. Two vendors responded to the survey. One vendor responded indicating they only supply sodium hypochlorite, which is a different chemical. The other vendor indicated that it was not able to obtain competitive pricing from its manufacturer. The main manufacturer of the Liquid CL₂ is Olin Corporation, and Allied, the recommended vendor, is their main distributor in South Florida.

Scope

The scope of this item is countywide in nature.

Fiscal Impact/Funding Source

The fiscal impact is \$17,191,740 for a five-year term. The current contract is valued at \$7,767,270 for a five-year and three-month term and expires on November 30, 2024. The annualized allocation under the proposed contract is higher than the current contract due to increases in unit pricing for Liquid CL₂. The current price is \$768.38 per ton, and the price in the proposed contract will be \$1,599 per ton. The current

contract has a clause which limits the annual price increases to a maximum of five percent, instead of the full change in the price index, which has increased significantly in the past five years. Current market prices from other municipalities recently awarded in Florida for Liquid CL₂ range from \$1,863 per ton to \$2,800 per ton, which are also subject to change due to annual price increases.

Department	Allocation	Funding Source	Contract Manager
WASD	\$17,191,740	Proprietary Funds	Susan Pascul
Total	\$17,191,740		

Track Record/Monitor

Manuel Jimenez of the Strategic Procurement Department (SPD) 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 give notice of this award to the recommended vendor, issue the appropriate purchase orders to give effect to same and exercise all provisions of the contract, including any cancellation or extensions, pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38.

Vendor Recommended for Award

Vendor	Principal Address	Local Address	Number of Employee Residents	Principal
			1) Miami-Dade 2) Percentage*	
Allied Universal Corp.	3901 NW 115 Avenue Miami, FL	Same	80	James Palmer
			24.8%	

*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.

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. 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 comments, and holding meetings and drafting sessions with the user department. The scope of services and technical specifications remained unchanged.

Applicability of Ordinances and Contract Measures

- The two percent User Access Program applies.
- An SBE Bid Preference and Local Preference applied.
- The Living Wage Ordinance does not apply.


Jimmy Morales
Chief Operating Officer



MEMORANDUM

(Revised)

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

DATE: September 4, 2024

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)
9-4-24

RESOLUTION NO. R-765-24

RESOLUTION APPROVING AWARD OF CONTRACT NO. EVN0000703 TO ALLIED UNIVERSAL CORP. FOR THE PURCHASE OF LIQUID CHLORINE FOR THE WATER AND SEWER DEPARTMENT IN A TOTAL AMOUNT NOT TO EXCEED \$17,191,740.00 FOR A FIVE-YEAR TERM; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO GIVE NOTICE OF THIS AWARD TO THE RECOMMENDED VENDOR, ISSUE THE APPROPRIATE PURCHASE ORDERS TO GIVE EFFECT TO SAME AND EXERCISE ALL PROVISIONS OF THE CONTRACT, INCLUDING ANY CANCELLATION OR EXTENSIONS, 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. EVN0000703 to Allied Universal Corp. for the purchase of liquid chlorine for the Water and Sewer Department in a total amount not to exceed \$17,191,740.00 for a five-year term; and authorizes the County Mayor or County Mayor's designee to give notice of this award to the recommended vendor, issue the appropriate purchase orders to give effect to same and exercise all provisions of the contract, including cancellation or extensions, 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 Strategic Procurement Department.

The foregoing resolution was offered by Commissioner **Marleine Bastien**, 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	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 4th day of September, 2024. 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.

Sarah E. Davis

SED