

Memorandum



Date: July 16, 2024

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

Agenda Item No. 14(A)(4)

From: Daniella Levine Cava
Mayor

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

Resolution No. R-705-24

Subject: Change Order No. 1 Increasing the Use of People's Transportation Plan Bond Program Funds in the Amount of \$500,000 for Project No. IRP299, RPQ No. 412034, Traction Power Switchgear Replacement Project Phase III Update

Executive Summary

This item seeks approval from the Board of County Commissioners (Board) for Change Order No. 1 between Miami-Dade County (County) and Statewide Electrical Services, Inc. in the amount of \$500,000, bringing the total contract amount to \$5,468,600 for the Traction Power Switchgear Replacement Project Phase III Update (Project), and authorizes the use of the People's Transportation Plan Bond Program Funds for such purposes. The Change Order will cover pending unforeseen repairs to the existing external lighting protection system and the fiber optic panels at Civic Center and Santa Clara Metrorail substations. The additional lightning protection systems are required to protect the more sensitive electronics in the modern switchgear. This will save the County money by protecting the more sensitive electronics in the new equipment from damage in the future. The lightning protection will also enable us to provide continuity of service to the public, in the event of a lightning strike.

Recommendation

It is recommended that the Board approve Change Order No. 1 for MCC 7360 Contract No. 412034, Project Number IRP299, between the County and Statewide Electrical Services, Inc. This Change Order has been prepared by the Department of Transportation and Public Works (DTPW) to increase the contract capacity by \$500,000 to cover pending unforeseen repairs to the existing external lightning protection and fiber optics systems at the Civic Center and Santa Clara Metrorail Substations.

This Change Order is placed for Board review pursuant to County Code Section 29-124(f). This Change Order 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 Change Order recommendation. If the CITT has not forwarded a recommendation and 45 days have not elapsed since the filing of this Change Order recommendation, a request for withdrawal of this item will be submitted.

PROJECT NAME: Traction Power Switchgear Replacement Project Phase III Update

PROJECT NO: IRP299

CONTRACT NO: MCC 7360 Plan RPQ No. 412034

CONTRACT

DESCRIPTION: This Project upgrades DTPW's Traction Power Substations Direct Circuit Switchgear and Supervisory Control and Data Acquisition Systems at Allapattah, Santa Clara, Culmer, Gap Tie 2, Overtown, and Brickell Traction Power Substations.

CONTRACT

DURATION: The total contract duration is 912 calendar days. This Change Order does not increase the contract duration.

Delegation of Authority

In accordance with Section 2-8.3 of the County Code related to identifying delegation of Board authority, there are no authorities beyond that specified in the original resolution, which includes authority for the County Mayor or County Mayor's designee to execute this Change Order.

Fiscal Impact/Funding Source

The fiscal impact is \$500,000.00. There are no anticipated additional operations and maintenance costs associated with this Project. This Project is included in the FY 2023-24 Adopted Budget and Multi-Year Capital Plan with the below funding source.

PTP FUNDING: Yes

GOB FUNDING: No

CAPITAL BUDGET PROJECT No. – DESCRIPTION

2000000104 – People's Transportation Plan Bond

Project Number 3002473

Activity Code: 7006 Electrical Fixtures/Equipment

Fund Code ET062

Funding Years: FY 2023 – 24 Adopted Budget and Multi- Year Capital Plan,

Volume 2 – Transportation and Public Works

CHANGE ORDER

\$500,000.00

CAPITAL BUDGET PROJECT TOTAL:

\$5,500,000.00

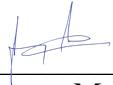
Track Record/Monitor

Leo Interian, DTPW, Traction Power Supervisor is responsible for the implementation and administration of this Project. This Project does not contain a Small Business Development goal and is 95% completed with payments to the contractor amounting to \$4,766,784.52 as of February 15, 2024. There are 49 evaluations on file with an average score of 3.8 out of 4 in the Capital Improvements Information System.

Background

In September 2023, the Contract's funds were exhausted due to unforeseen repairs to existing infrastructure. This Change Order increases the contract amount by \$500,000.00 for repairs to existing fiber optic panels at Civic Center and Santa Clara Substations, as well as repairs to lightening protection system for the locations covered under the contract. The contract was approved by the Board on September 13, 2021, with a total award amount of \$4,968,600.00 and a term of 912 calendar days.

Honorable Chairman Oliver G. Gilbert, III
and Members, Board of County Commissioners
Page No. 3



Jimmy Morales
Chief Operating Officer

Memorandum



Date: June 21, 2024

To: Eugene Love, Agenda Coordinator

From: Eulois Cleckley, Director
Department of Transportation and Public Works

Subject: Request to Process Late Departmental Agenda Item

I am requesting that Change Order No. 1 "Increasing the Use of People's Transportation Plan Bond Program Funds in the Amount of \$500,000 for Project No. IRP299, RPQ No. 412034, Traction Power Switchgear Replacement Project Phase III Update" be added to the July Committee Cycle. Although this item has not met the noticed deadline and has been provided to the Agenda Coordination Office late, it is imperative that it be heard during the July Committee Cycle as the the contract's contingency funds have been exhausted due to unforeseen repairs to existing infrastructure. This Change Order will fund pending repairs to existing fiber optic panels at the Civic Center and Santa Clara substations as well as repairs to the lightning protection system for the locations covered under the contract. Therefore, please process the item notwithstanding that the 3-Day rule may be applicable to it. I am aware that this item is subject to approval for placement on the agenda by the appropriate committee chairperson as well as the BCC Chairman, and review by the Office of the County Attorney.

A handwritten signature in blue ink, appearing to read "Jimmy Morales".

Jimmy Morales, Chief Operating Officer

Approved by Mayor or Mayor's Designee

Print Name

A handwritten signature in blue ink, appearing to read "Nicole Tallman".

Nicole Tallman, Legislative Director

Approved by Policy Director or Designee

Print Name

cc: Geri Bonzon-Keenan, County Attorneys
CAOagenda@miamidade.gov



MEMORANDUM

(Revised)

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

DATE: July 16, 2024

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 14(A)(4)

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. 14(A)(4)
7-16-24

RESOLUTION NO. R-705-24

RESOLUTION APPROVING CHANGE ORDER NO. 1 FOR MISCELLANEOUS CONSTRUCTION CONTRACT 7360 PLAN - REQUEST FOR PRICE QUOTATION NUMBER 412034 FOR TRACTION POWER SWITCHGEAR REPLACEMENT PROJECT PHASE III UPDATE, WITH STATEWIDE ELECTRICAL SERVICES, INC. IN THE AMOUNT OF \$500,000.00; AND AUTHORIZING THE USE OF PEOPLE'S TRANSPORTATION PLAN BOND PROGRAM FUNDS FOR THIS PROJECT WHICH WAS ADDED TO THE FIVE-YEAR IMPLEMENTATION PLAN IN MARCH 2018

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 Change Order No. 1 for Miscellaneous Construction Contract 7360 Plan – Request for Price Quotation Number 412034 for Traction Power Switchgear Replacement Project Phase III, to Statewide Electrical Services, Inc. in the amount \$500,000.00, in substantially the form attached hereto and made a part hereof; and authorizes the use of People's Transportation Plan Bond Program Funds for this Project, which was added to the FY18-23 Five-Year Implementation Plan in March 2018.

The foregoing resolution was offered by Commissioner **Marleine Bastien**, who moved its adoption. The motion was seconded by Commissioner **Juan Carlos Bermudez** 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	absent	Sen. René García	aye
Roberto J. Gonzalez	aye	Keon Hardemon	aye
Danielle Cohen Higgins	aye	Eileen Higgins	aye
Kionne L. McGhee	absent	Raquel A. Regalado	aye
Micky Steinberg	aye		

The Chairperson thereupon declared this resolution duly passed and adopted this 16th day of July, 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.

Bruce Libhaber



Daniella Levine Cava, Mayor

Department of Transportation and Public Works
701 NW 1st Court
15th Floor
Miami, FL 33136

CHANGE TO RPQ / PURCHASE ORDER MCC 7360 Plan RPQ: 412034

CHANGE NO: 1 DATE: 2/1/2024 TO CONTRACTOR: STATEWIDE ELECTRICAL SERVICES INC
PROJECT NAME: TRACTION POWER SWITCHGEAR REPLACEMENT PO RELEASE NO: TP-0000003840
PROJECT PHASE III UPDATE PO RELEASE NO 2:

PROJECT LOCATION: VARIOUS (SEE COMMENT NO. 17)

YOU ARE HEREBY REQUESTED TO MAKE THE FOLLOWING CHANGES IN THE PLANS AND SPECIFICATIONS FOR THIS PROJECT AND TO PERFORM THE WORK ACCORDINGLY. SUBJECT TO ALL CONTRACT STIPULATIONS AND COVENANTS.

Description of work authorized: This change order is to increase the contract capacity by \$500,000 to cover pending unforeseen repairs to the existing external lightning protection system and the existing fiber optics.
Monetary Justification: Project funds were exhausted due to unforeseen repairs to the existing infrastructure. There are still pending repairs that need to be completed, and the additional funds are being requested to finalize these items, more specifically to the upgrade to the existing fiber optics panels at two locations, Civic Center and Santa Clara Substations, and repairs to be completed for the remaining (Continued below)
Time Justification: This change order does not increase the contract duration.

This payment authorization includes all direct and indirect costs associated with the work described herein including, but not limited to costs of labor, material, job overhead, profit markup, costs for modifications or changes in sequence of work to be performed, delays, rescheduling, disruptions, extended direct overhead or general overhead, acceleration, material or other escalation which includes wages, and other impact costs.

Contractor hereby waives, fully releases, discharges and acquits Miami-Dade County of any and all liability for claims, additional costs, and any requests for additional time arising out of the fulfillment of the RPQ and this change order from the date of the RPQ award to and including execution of this change order.

SUMMARY OF CONTRACT AMOUNT / TIME

ORIGINAL CONTRACT AMOUNT / ORIGINAL COMPLETION DATE	\$4,426,000.00	5/22/2024
ORIGINAL CONTINGENCY AMOUNT.....	\$442,600.00	
ORIGINAL DEDICATED AMOUNT.....	\$100,000.00	
ORIGINAL TOTAL AMOUNT.....	\$4,968,600.00	
COST OF CHANGES PREVIOUSLY ORDERED.....	\$0.00	
ADJUSTED CONTRACT AMOUNT PRIOR TO THIS CHANGE.....	\$4,968,600.00	
COST OF CHANGES WITH THIS DOCUMENT.....	\$500,000.00	
ADJUSTED CONTRACT AMOUNT INCLUDING THIS CHANGE.....	\$5,468,600.00	
PERCENT AMOUNT INCREASE WITH THIS CHANGE.....	10%	
TOTAL PERCENT AMOUNT INCREASE TO DATE.....	10%	
TIME ORIGINAL CONTRACT / PREVIOUS CHANGES / THIS CHANGE.....	912 / 0 / 0	
ADJUSTED DURATION INCLUDING THIS CHANGE / REVISED COMPLETION DATE	912	5/22/2024
PERCENT TIME INCREASE WITH THIS CHANGE.....	0%	
TOTAL PERCENT TIME INCREASE TO DATE.....	0%	

CERTIFYING STATEMENT: The Contractor certifies that the changes and supporting cost data included is in its considered opinion necessary and accurate and that the prices quoted are fair and reasonable.

RPQ: 412034
Accepted By:

Statewide Electrical SVCS
Contractor Name

Contractor Signature

03/01/2024
Date

RPQ: 412034
Accepted By:

Great American Insurance
Surety Name Company

Surety Signature

3/4/2024
Date

In accordance with Implementing Order 3-53, execution by the following persons (TO BE COMPLETED ONLY FOLLOWING EXECUTION BY THE CONTRACTOR AND ITS SURETY) shall constitute approval of the change order, effective on the latest date set forth below.

RPQ: 412034
Approved By:

DALTON RIVERA
DTPW Project Manager Name

DTPW Project Manager Signature

3/5/2024
Date

RPQ: 412034

GREAT AMERICAN INSURANCE COMPANY®

Administrative Office: 301 E 4TH STREET • CINCINNATI, OHIO 45202 • 513-369-5000 • FAX 513-723-2740

The number of persons authorized by
this power of attorney is not more than TWO

No. 0 19958

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That the GREAT AMERICAN INSURANCE COMPANY, a corporation organized and existing under and by virtue of the laws of the State of Ohio, does hereby nominate, constitute and appoint the person or persons named below, each individually if more than one is named, its true and lawful attorney-in-fact, for it and in its name, place and stead to execute on behalf of the said Company, as surety, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof; provided that the liability of the said Company on any such bond, undertaking or contract of suretyship executed under this authority shall not exceed the limit stated below.

Name	Address	Limit of Power
WARREN M. ALTER	BOTH OF	
DAVID T. SATINE	MIAMI LAKES, FLORIDA	\$100,000,000

This Power of Attorney revokes all previous powers issued on behalf of the attorney(s)-in-fact named above.

IN WITNESS WHEREOF the GREAT AMERICAN INSURANCE COMPANY has caused these presents to be signed and attested by its appropriate officers and its corporate seal herunto affixed this 9TH day of APRIL 2020

Attest

GREAT AMERICAN INSURANCE COMPANY



Atty L C. B.

Assistant Secretary

Mark V. Vicario

Divisional Senior Vice President

STATE OF OHIO, COUNTY OF HAMILTON - ss.

MARK VICARIO (877-377-2405)

On this 9TH day of APRIL, 2020, before me personally appeared MARK VICARIO, to me known, being duly sworn, deposes and says that he resides in Cincinnati, Ohio, that he is a Divisional Senior Vice President of the Bond Division of Great American Insurance Company, the Company described in and which executed the above instrument, that he knows the seal of the said Company, that the seal affixed to the said instrument is such corporate seal, that it was so affixed by authority of his office under the By-Laws of said Company, and that he signed his name thereto by like authority.



SUSAN A. KOHORST
Notary Public
State of Ohio
My Comm. Expires
May 18, 2025

Susan A. Kohorst

This Power of Attorney is granted by authority of the following resolutions adopted by the Board of Directors of Great American Insurance Company by unanimous written consent dated June 9, 2008:

RESOLVED: That the Divisional President, the several Divisional Senior Vice Presidents, Divisional Vice Presidents and Divisional Assistant Vice Presidents, or any one of them, be and hereby is authorized, from time to time, to appoint one or more Attorneys-in-Fact to execute on behalf of the Company, as surety, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof; to prescribe their respective duties and the respective limits of their authority; and to revoke any such appointment at any time.

RESOLVED FURTHER: That the Company seal and the signature of any of the aforesaid officers and any Secretary or Assistant Secretary of the Company may be affixed by facsimile to any power of attorney or certificate of either given for the execution of any bond, undertaking, contract of suretyship or other written obligation in the nature thereof, such signature and seal when so used being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.

CERTIFICATION

I, STEPHEN C. BRAHIA, Assistant Secretary of Great American Insurance Company, do hereby certify that the foregoing Power of Attorney and the Resolutions of the Board of Directors of June 9, 2008 have not been revoked and are now in full force and effect.

Signed and sealed this 4th day of March, 2024.



Atty L C. B.
Assistant Secretary



Memorandum



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

From: Javier A. Betancourt, Executive Director 

Date: June 27, 2024

Re: **CITT AGENDA ITEM 7F:**
RESOLUTION BY THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST ("CITT") RECOMMENDING THE BOARD OF COUNTY COMMISSIONERS (BCC) APPROVE CHANGE ORDER NO. 1 FOR MISCELLANEOUS CONSTRUCTION CONTRACT 7360 PLAN -REQUEST FOR PRICE QUOTATION NUMBER 412034 FOR TRACTION POWER SWITCHGEAR REPLACEMENT PROJECT PHASE III UPDATE, WITH STATEWIDE ELECTRICAL SERVICES, INC. IN THE AMOUNT OF **\$500,000.00**; 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 MARCH 2018 (**DTPW – BCC LEGISLATIVE FILE NO. 241278**)

On June 26, 2024, the CITT voted (6-1) to forward a favorable recommendation to the Board of County Commissioners (BCC) for the approval of the above referenced item, CITT Resolution No. 24-017. The vote was as follows:

Robert Wolfarth, Chairperson – Aye
Mary Street, Esq., 1st Vice-Chairperson – Absent
Hon. Peggy Bell, 2nd Vice-Chairperson – Absent

Joseph Curbelo – Aye
Meg Daly – Absent
Kenneth Kilpatrick – Aye
Miguel Murphy – Aye
Paul J. Schwiep, Esq. – Absent

Omar K. Bradford, Esq. – Aye
Qjuezari Harvey – Aye
David Marin – Absent
Robert Ruano – Nay

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