

Memorandum



Date: January 22, 2025

To: Honorable Chairman Anthony Rodriguez
and Members, Board of County Commissioners

From: Daniella Levine Cava
Mayor

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

Agenda Item No. 8(O)(3)

Resolution No. R-60-25

Subject: Resolution Ratifying Change Order No. 1 to Contract No. S-976 for the South District Wastewater Treatment Plant HVAC Improvements at the Main Switchgear Building #2 and Polymer Building by Poole & Kent Company of Florida.

EXECUTIVE SUMMARY

The item seeks ratification of the action of the County Mayor or County Mayor's designee approving Change Order No. 1 to Contract No. S-976 (the "Contract") between Miami-Dade County ("the County") and Poole & Kent Company of Florida (the "Contractor") for the South District Wastewater Treatment Plant ("SDWWTP") for Heating, Ventilation, and Air Conditioning ("HVAC") Improvements at the Main Switchgear Building #2 and Polymer Building (the "Project"). Change Order No. 1 increases the Contract amount by \$649,724.75 to replace two deteriorated air handler and condenser units essential for maintaining safe and functional laboratory conditions at the Miami-Dade Water and Sewer Department's ("WASD's") SDWWTP Laboratory.

RECOMMENDATION

It is recommended that the Board of County Commissioners (the "Board") ratify the action of the County Mayor or County Mayor's designee approving Change Order No. 1 to Contract No. S-976. Change Order No. 1 increases the total Contract amount from \$7,670,500.00 to \$8,320,224.75.

CAPITAL IMPROVEMENT PROJECT

Item 1– Change Order No. 1 to Contract No. S-976 increases the Contract amount by \$649,724.75. A copy of Change Order No. 1 to Contract No. S-976 is attached hereto as Exhibit B.

DELEGATION AUTHORITY

The Contract was awarded pursuant to Section 2-8.2.12 of the Miami-Dade County Code related to "WASD's" Consent Decree and Capital Improvement Program Acceleration Ordinance, which delegates authority to the County Mayor or County Mayor's designee to execute change orders that do not exceed ten percent of the base contract amount, subject to ratification by the Board.

SCOPE

As shown on Exhibit A, which provides basic information about Change Order No. 1, the Project is in District 8, which is represented by Commissioner Danielle Cohen Higgins.

FISCAL IMPACT/FUNDING SOURCE

The fiscal impact of Change Order No. 1 to the County is \$649,724.75, which WASD has determined is a fair reasonable amount for the additional work described in Change Order No.1.

The funding for this change will be from Project WASTEWATER TREATMENT PLANT—SOUTH DISTRICT UPGRADES PROGRAM #9653401, in the FY 2024-25 Proposed Budget and Multi-Year Capital Plan, page 104.

Funding Sources are: WASD Revenue Bonds Sold, Future WASD Revenue Bonds.

TRACK RECORD/MONITORING

WASD Deputy Director, Planning Regulatory Compliance and Capital Infrastructure, Marisela Aranguiz-Cueto, P.E., will oversee the implementation of Change Order No. 1 to Contract No. S-976.

BACKGROUND

Contract No. S-976 was awarded to the Contractor on January 17, 2024 for the Project, via Resolution No. R-37-24. The total Contract award was \$7,670,500.00, with a Contingency Allowance of \$667,000.00, and a Contract duration of 360-calendar days for Substantial Completion and 400-calendar days for Final Completion with a Contingency Time Allowance of 40 days.

During construction, WASD personnel determined that two deteriorated pressurization Air Handler and Condenser Units serving the Laboratory in the Administration Building at the SDWWTP needed to be replaced because, due to the advanced deterioration of the existing HVAC, the system was operating continuously in order to prevent compromising laboratory functions or subjecting employees working in the lab to hazardous conditions.

Due to the critical service provided by the HVAC unit, WASD requested that the Contractor perform the related Extra Work while it performed upgrades to the HVAC systems for the Main Switchgear Building #2 and the Polymer Building at the SDWWTP. The Extra Work includes the demolition and removal of the existing HVAC system; the installation of two owner-furnished equipment (OFE) water-cooled chiller units, and two OFE buffer tanks; and the furnishing and installation of all associated piping, valves, ductwork, controls, and electrical wiring for a fully functional new HVAC system. The cost proposal has been reviewed by the WASD Construction Management Team and deemed to be fair and reasonable. The amount of \$649,724.75 will be approved through this Change Order.

SMALL BUSINESS ENTERPRISE MEASURES

On November 6, 2024, the Office of Small Business Development (“SBD”) reviewed Contract No. S-976 for compliance with a 10.13 percent Construction (SBE-Con) goal; an 8.83 percent Goods (SBE-G) goal; Responsible Wages and Benefits; Residents First Training and Employment Program; and Employ Miami-Dade requirements. Resolution No. R-1001-15 requires County contracts with small business measures to meet at least 85 percent of the small business goals applicable to the portion(s) of the contract work performed to date before a change order is considered for Board approval.

Poole and Kent Company of Florida has performed/requisitioned \$3,606,890.00, which, therefore, requires the SBE-Con firms to have performed \$310,571.00 and the SBE-G firms to have performed \$270,715.00 in order for the Contractor to be in compliance with Resolution No. R-1001-15. To date, the SBE-Con firm has performed \$867,611.00 and the SBE-G firm has performed \$588,808.00 in compliance with Resolution No. R-1001-15. In addition, Poole & Kent Company of Florida is in compliance with Responsible Wages and Benefits, Resident’s First Training and Employment Program, and Employ Miami Dade Program. See the SBD memorandum attached hereto as Exhibit C.

Honorable Chairman Anthony Rodriguez
and Members, Board of County Commissioners
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Attachments



Jimmy Morales
Chief Operating Officer

Exhibit A

Ratification of Amendments/Change Orders Authorized by the WASD Accelerate Ordinance

No.	Type of Solicit.	Contract No.	Project Name	Firm Awarded	Comm. District	Change Order		Original Contract		Funding Source(s)	Est. Start Date		Contract Measures	Brief Project Description
	Contract Type	Project No.				Amount	Change Order Time	Amount	Adjusted Contract Amount		Est. End Date			
MDC004	County Bid Process; Construction Contract		South District Wastewater Treatment Plant (SDWWTP) for Heating, Ventilation and Air Conditioning (HVAC) Improvements Package "D" - Main Switchgear Building #2 (BLDG No. S-1765) and Polymer Building (BLDG No. S-0672)	Poole & Kent Company of Florida	District 8 Danielle Cohen Higgins	\$649,724.75; N/A		Original Contract Amount \$7,670,500.00; Adjusted Contract Amount \$8,320,224.75	WASD Revenue Bonds Sold, Future WASD Revenue Bonds	Notice to Proceed Start Date: 03/04/2024 Completion Date: 04/08/2025	SBE G/S - 8.83% SBE A/E - N/A SBE Const. - 10.13% CWP Prog. - N/A	This project is for SDWWTP HVAC Improvements Package "D" - Main Switchgear Building #2 (BLDG No. S-1765_ and Polymer Building (BLDG No. S-0672). ***** This Change Order increases the contract amount by \$649,724.75.		

Exhibit B

Bond No. 107954267 / K4182332A

MIAMI-DADE COUNTY, FLORIDA

WATER AND SEWER

CHANGE ORDER TO ORIGINAL CONTRACT

OFFICIAL FILE COPY
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA



CHANGE ORDER NO: 1 CONTRACT NO: S-976 DATE: 10/24/2024
PROJECT TITLE: South District Wastewater Treatment Plant HVAC Improvements Package "D"- Main Switchgear Building #2 (BLDG No. S-1765) and Polymer Building (BLDG No S-0672)
TO CONTRACTOR: Poole & Kent Company of Florida 1781 N,W, North River Drive Miami, FL 33125

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: Change Order No. 1 increases the Contract amount by \$649,724.75 to replace two deteriorated Air Handler and Condenser Units essential for maintaining safe and functional laboratory conditions at the Miami-Dade Water and Sewer Department's ("WASD") South District Wastewater Treatment Plant ("SDWWTP") Laboratory.

Monetary Justification: Contract S-976 was awarded to Poole & Kent Company of Florida (the "Contractor") on January 17, 2024, for the SDWWTP HVAC Improvements at the Main Switchgear Building # 2 and Polymer Building (the "Project"), via Resolution No. R-37-24. The total Contract award was \$7,670,500.00, with a Contingency Allowance of \$667,000.00, and a Contract duration of 360-calendar days for Substantial Completion and 400-calendar days for Final Completion with a Contingency Time Allowance of 40 days. (Continued below)

Time Justification: No additional time is being awarded through this Change Order.

This change order includes not only all direct costs of contractor such as labor, material, job overhead, and profit markup; but also includes any costs for modifications or changes in sequence of work to be performed, delays, rescheduling, disruption, extended direct overhead or general overhead, acceleration, material or other escalation which include 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 contract and this change order from the date of the contract award to and including execution of this change order.

SUMMARY OF CONTRACT AMOUNT / TIME

ORIGINAL CONTRACT AMOUNT-----	\$7,670,500.00
COST OF CHANGES PREVIOUSLY ORDERED-----	\$0.00
ADJUSTED CONTRACT AMOUNT PRIOR TO THIS CHANGE-----	\$7,670,500.00
COST OF CHANGES WITH THIS DOCUMENT-----	\$649,724.75
ADJUSTED CONTRACT AMOUNT INCLUDING THIS CHANGE-----	\$8,320,224.75
PERCENT INCREASE WITH THIS CHANGE-----	8%
TOTAL PERCENT INCREASE TO DATE-----	8%
TIME: ORIGINAL CONTRACT / PREVIOUS CHANGES / THIS CHANGE-----	400 / 0 / 0
CONTINGENCY TIME: ORIGINAL CONTRACT / PREVIOUS CHANGES / THIS CHANGE-----	40 / 0 / 0
ADJUSTED DURATION INCLUDING THIS CHANGE-----	440

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.

Organization	Name	Title	Date
Poole & Kent Company of Florida	Kevin Smith, Vice President	Contractor	11/4/2024
Surety	Travelers Casualty and Surety Company of America & Federal Insurance Company	Surety	October 31, 2024
		Nelly Renchirich, Attorney-in-Fact	

Title	Name	Date
Approved By: <u>County Attorney</u> (for legal sufficiency)	Sarah E. Egner, DAUSS	11/8/24
Approved By: <u>County Mayor</u>	Ray	11/13/24
Attested By: <u>Clerk of the Board</u> Juan Fernandez-Barquin, Clerk of the Court and Comptroller	Olga Valverde Deputy Clerk Olga Valverde - e18183	11/14/2024

Monetary Justification: (Continued)

During construction of the Project, WASD personnel determined that two deteriorated pressurization Air Handler and Condenser Units servicing the Laboratory in the Administration Building at the SDWWTP needed to be replaced because, due to the advanced deterioration of the existing HVAC, the system was operating continuously in order to prevent compromising laboratory functions or subjecting employees working in the lab to hazardous conditions. Due to the critical service provided by the HVAC unit, WASD requested that the Contractor perform the Extra Work as a Change Order because WASD did not

MDC005

receive any bids for this job when it advertised the HVAC replacement work through the Miscellaneous Construction Contracts ("MCC") Program. The Extra Work includes the demolition and removal of the existing HVAC system, the installation of two owner-furnished equipment (OFE) water-cooled chiller units and two OFE buffer tanks, and the furnishing and installation of all associated piping, valves, ductwork, controls, and electrical wiring for a fully functional new HVAC system. The cost proposal has been reviewed by the WASD Construction Management Team and deemed to be fair and reasonable. The amount of \$649,724.75 will be approved through this Change Order.

Change Order No. 1 increases the Contract amount by \$649,724.75, which increases the total Contract award from \$7,670,500.00 to \$8,320,224.75.

This Change Order is revocable if not ratified by the Board of County Commissioners. In the event the Board of County Commissioners does not ratify this Change Order, the Contractor is not entitled to lost profits or other consequential or indirect damages, however, the Contractor is eligible for payment for any work done prior to failure of ratification.

Time Justification Declaration:

A time extension is provided for additional work performed outside the scope of the original Contract that affects the critical path schedule of the contracted work or previously approved changes. Should additional work be required which does not affect the critical path schedule, no time extension will be granted. Should one item of additional work run concurrent with another item of additional work, only time not duplicated can be provided.



Travelers Casualty and Surety Company of America
Travelers Casualty and Surety Company
St. Paul Fire and Marine Insurance Company

POWER OF ATTORNEY

Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company are corporations duly organized under the laws of the State of Connecticut (herein collectively called the "Companies"), and the Companies do hereby make, constitute and appoint **Nelly Renchiwich** of **UNIONDALE**, **New York**, their true and lawful Attorney(s)-in-Fact to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed, and their corporate seals to be hereto affixed, this 16th day of February, 2024.



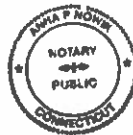
State of Connecticut

City of Hartford ss.

On this the 16th day of February, 2024, before me personally appeared **Bryce Grissom**, who acknowledged himself to be the Senior Vice President of each of the Companies, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of said Companies by himself as a duly authorized officer.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission expires the 30th day of June, 2026



Anna P. Nowik

Anna P. Nowik, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of each of the Companies, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, **Kevin E. Hughes**, the undersigned, Assistant Secretary of each of the Companies, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which remains in full force and effect.

Dated this 31st day of October, 2024



Kevin E. Hughes

Kevin E. Hughes, Assistant Secretary

To verify the authenticity of this Power of Attorney, please call us at 1-800-421-3880.

Please refer to the above-named Attorney(s)-in-Fact and the details of the bond to which this Power of Attorney is attached.

MDC007



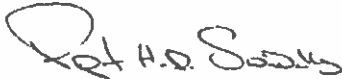
Power of Attorney

Federal Insurance Company | Vigilant Insurance Company | Pacific Indemnity Company
Westchester Fire Insurance Company | ACE American Insurance Company

Know All by These Presents, that FEDERAL INSURANCE COMPANY, an Indiana corporation, VIGILANT INSURANCE COMPANY, a New York corporation, PACIFIC INDEMNITY COMPANY, a Wisconsin corporation, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY corporations of the Commonwealth of Pennsylvania, do each hereby constitute and appoint Katherine Acosta, Thomas Bean, George O. Brewster, Desiree Cardlin, Colette R. Chisholm, Dana Granice, Susan Lupski, Gerard S. Macholz, Camille Maitland, Robert T. Pearson, Karolynne Ramirez, Nelly Renchiwich, Vincent A. Walsh and Michelle Wannamaker of Uniondale, New York

each as their true and lawful Attorney-in-Fact to execute under such designation in their names and to affix their corporate seals to and deliver for and on their behalf as surety thereon or otherwise, bonds and undertakings and other writings obligatory in the nature thereof (other than bail bonds) given or executed in the course of business, and any instruments amending or altering the same, and consents to the modification or alteration of any instrument referred to in said bonds or obligations.

In Witness Whereof, said FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY have each executed and attested these presents and affixed their corporate seals on this 5th day of April, 2024.



Rupert HD Swindells, Assistant Secretary



Warren Eichhorn, Vice President



STATE OF NEW JERSEY
County of Hunterdon

SS.

On this 5th day of April, 2024 before me, a Notary Public of New Jersey, personally came Rupert HD Swindells and Warren Eichhorn, to me known to be Assistant Secretary and Vice President, respectively, of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY, the companies which executed the foregoing Power of Attorney, and the said Rupert HD Swindells and Warren Eichhorn, being by me duly sworn, severally and each for himself did depose and say that they are Assistant Secretary and Vice President, respectively, of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY and know the corporate seals thereof, that the seals affixed to the foregoing Power of Attorney are such corporate seals and were thereto affixed by authority of said Companies; and that their signatures as such officers were duly affixed and subscribed by like authority.

Notarial Seal



Albert Contursi
NOTARY PUBLIC OF NEW JERSEY
No 50202369
Commission Expires August 22, 2027


Notary Public

CERTIFICATION

Resolutions adopted by the Boards of Directors of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY on August 30, 2016; WESTCHESTER FIRE INSURANCE COMPANY on December 11, 2006; and ACE AMERICAN INSURANCE COMPANY on March 20, 2009:

"RESOLVED, that the following authorizations relate to the execution, for and on behalf of the Company, of bonds, undertakings, recognizances, contracts and other written commitments of the Company entered into in the ordinary course of business (each a "Written Commitment"):

- (1) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized to execute any Written Commitment for and on behalf of the Company, under the seal of the Company or otherwise.
- (2) Each duly appointed attorney-in-fact of the Company is hereby authorized to execute any Written Commitment for and on behalf of the Company, under the seal of the Company or otherwise, to the extent that such action is authorized by the grant of powers provided for in such person's written appointment as such attorney-in-fact.
- (3) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized, for and on behalf of the Company, to appoint in writing any person the attorney-in-fact of the Company with full power and authority to execute, for and on behalf of the Company, under the seal of the Company or otherwise, such Written Commitments of the Company as may be specified in such written appointment, which specification may be by general type or class of Written Commitments or by specification of one or more particular Written Commitments.
- (4) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized, for and on behalf of the Company, to delegate in writing to any other officer of the Company the authority to execute, for and on behalf of the Company, under the Company's seal or otherwise, such Written Commitments of the Company as are specified in such written delegation, which specification may be by general type or class of Written Commitments or by specification of one or more particular Written Commitments.
- (5) The signature of any officer or other person executing any Written Commitment or appointment or delegation pursuant to this Resolution, and the seal of the Company, may be affixed by facsimile on such Written Commitment or written appointment or delegation.

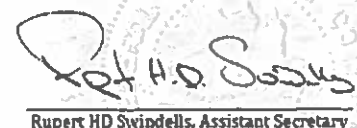
FURTHER RESOLVED, that the foregoing Resolution shall not be deemed to be an exclusive statement of the powers and authority of officers, employees and other persons to act for and on behalf of the Company, and such Resolution shall not limit or otherwise affect the exercise of any such power or authority otherwise validly granted or vested."

I, Rupert HD Swindells, Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY (the "Companies") do hereby certify that

- (i) the foregoing Resolutions adopted by the Board of Directors of the Companies are true, correct and in full force and effect,
- (ii) the foregoing Power of Attorney is true, correct and in full force and effect.

Given under my hand and seals of said Companies at Whitehouse Station, NJ, this **October 31, 2024**




Rupert HD Swindells, Assistant Secretary

IN THE EVENT YOU WISH TO VERIFY THE AUTHENTICITY OF THIS BOND OR NOTIFY US OF ANY OTHER MATTER, PLEASE CONTACT US AT:
Telephone (908) 903-3493 Fax (908) 903-3656 e-mail: surety@chubb.com

Exhibit C

Memorandum



Date: November 6, 2024

To: Roy Coley, Director
Miami-Dade Water and Sewer Department

From: Gary T. Hartfield, Director
Office of Small Business Development 

Subject: Project No. S-976: South District Wastewater Treatment Plant HVAC Improvements Package "D"- Main Switchgear Building #2 (BLDG No. S-1765) and Polymer Building (BLDG No S-0672)

Project No. S-976 was awarded with a 10.13% Small Business Enterprise – Construction (SBE-Con) goal and a 8.83% Small Business Enterprise – Goods (SBE-G) goal. Change Order No. 1 to Project No. S-976 was submitted to the Office of Small Business Development to review for application of SBE measures. Change Order No. 1 increases the contract value. The awarded SBE measures will apply to this change order.

Project No. S-976 was reviewed for compliance with the SBE goals, Responsible Wages and Benefits, Residents First Training and Employment and Employ Miami-Dade requirements. Resolution No. R-1001-15 requires County contracts with small business measures meet at least 85 percent of the small business measures applicable to the portion of the contract work performed to date before a change order or contract amendment is considered for Board approval.

The prime, Poole & Kent Company of Florida, (Poole & Kent) has performed/requisitioned \$3,606,890. requiring the SBE-Con firms to have performed \$310,571, and SBE-G firms to have performed \$270,715 for compliance with Resolution R-1001-15. To date, the SBE-Con firm has performed \$867,611 and the SBE-G firm has performed \$588,808 in compliance with Resolution R-1001-15. Poole & Kent and its subcontractors are in compliance with the Responsible Wages and Benefits and workforce program requirements. Please contact Alice Hidalgo-Gato, SBD Section Chief, at (305) 375-3153 if additional information is needed.

c: Marisela Aranguiz, Deputy Director, WASD
Juan Curiel, Chief, Assistant Director of Utility Construction, WASD
James Ferguson, Assistant Director, Planning and Regulation, WASD
Laura Verdaguer, Legislative and Municipal Affairs Special Assistant, WASD
Margaret Moss, Chief, Small Business Initiatives, WASD
Edith Brown, Chief, Contract Compliance Division, WASD
Patty Palomo, Chief, Intergovernmental Affairs, WASD
Donna Palmer, SPA1, WASD
SBD Section Chiefs
Patrick Hines, SPA1, SBD



MEMORANDUM

(Revised)

TO: Honorable Chairman Anthony Rodriguez
and Members, Board of County Commissioners

DATE: January 22, 2025

FROM: 
Glen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 8(O)(3)

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 ____, majority plus one ____, 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) ____, 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(O)(3)
1-22-25

RESOLUTION NO. R-60-25

RESOLUTION RATIFYING ACTION BY THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE RELATED TO MIAMI-DADE WATER AND SEWER DEPARTMENT'S CONSENT DECREE AND CAPITAL IMPROVEMENT PROGRAMS ACCELERATION ORDINANCE PURSUANT TO SECTION 2-8.2.12 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, SPECIFICALLY APPROVAL OF CHANGE ORDER NO. 1 TO CONTRACT NO. S-976, SOUTH DISTRICT WASTEWATER TREATMENT PLANT (SDWWTP) FOR HEATING, VENTILATION, AND AIR CONDITIONING (HVAC) IMPROVEMENTS AT THE MAIN SWITCHGEAR BUILDING #2 AND POLYMER BUILDING, BETWEEN MIAMI-DADE COUNTY AND POOLE & KENT COMPANY OF FLORIDA, WHICH INCREASES THE CONTRACT AMOUNT BY \$649,724.75

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 ratifies the action of the County Mayor or County Mayor's designee, as authorized by section 2-8.2.12 of the Code of Miami-Dade County, Florida, specifically, approval of Change Order No. 1 to Contract No. S-976, South District Wastewater Treatment Plant (SDWWTP) For Heating, Ventilation and Air Conditioning (HVAC) Improvements at the Main Switchgear Building #2 And Polymer Building, between Miami-Dade County and Poole & Kent Company of Florida, which increases the Contract amount by \$649,724.75. A copy of Change Order No. 1 is attached to the accompanying memorandum as Exhibit B.

The foregoing resolution was offered by Commissioner **Danielle Cohen Higgins** ,
 who moved its adoption. The motion was seconded by Commissioner **Kionne L. McGhee**
 and upon being put to a vote, the vote was as follows:

Anthony Rodriguez, Chairman	aye		
Kionne L. McGhee, Vice Chairman	aye		
Marleine Bastien	aye	Juan Carlos Bermudez	aye
Kevin Marino Cabrera	aye	Sen. René García	aye
Oliver G. Gilbert, III	aye	Roberto J. Gonzalez	aye
Keon Hardemon	absent	Danielle Cohen Higgins	aye
Eileen Higgins	aye	Raquel A. Regalado	aye
Micky Steinberg	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 22nd day of January, 2025. 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
 AND COMPTROLLER

By: **Basia Pruna**
 Deputy Clerk

Approved by County Attorney as
 to form and legal sufficiency.

SED

Sarah E. Davis