

Memorandum



Date: June 26, 2025

Agenda Item No. 8(O)(3)

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

From: Daniella Levine Cava *Daniella Levine Cava*
Mayor

Resolution No. R-615-25

Subject: Resolution Ratifying the Award of Construction Contract No. S-16094, Central District
Wastewater Treatment Plant New Materials Management Building and Storage Areas

Executive Summary

This item seeks ratification by the Board of County Commissioners (the Board) of Construction Contract No. S-16094 for the Miami-Dade Water and Sewer Department (WASD) Central District Wastewater Treatment Plant (CDWWTP) New Materials Management Building and Storage Areas, which was awarded, after a competitive solicitation, to the lowest responsive and responsible bidder, Magnum Construction Management, LLC (the Contractor) for a total amount of \$28,095,287.50 and a Contract period of 455 days.

The project includes the replacement of an existing storage building and warehouse to meet sea level rise guidelines and to expand the space to accommodate the over 6,000 parts needed to maintain operations at WASD's largest wastewater treatment plant, including generators, filters, gaskets, pumps, valves, and operator safety equipment, with a total inventory value exceeding \$6 million (the Project). Furthermore, the new facility will allow WASD to demolish the existing storage building at the CDWWTP in order to make room for a new LEED Silver Certified Electrical Distribution Building # 3 that will replace Electrical Distribution Building #1, which is more than 50 years old. Given the CDWWTP's coastal location, the facility is particularly vulnerable to storm surges, high winds, and flooding during major weather events. This upgrade is designed to protect essential electrical equipment from these hazards, ensuring the plant's operational continuity and resilience in the face of extreme weather conditions.

As part of its \$8.6 billion Capital Improvement Program and the Ocean Outfall Legislation Program, WASD is investing in the hardening of critical infrastructure systems to address flood surge, sea level rise, and extreme rainfall to be able to maintain operations throughout severe weather events, future-proofing infrastructure and ensuring uninterrupted service for Miami-Dade County (the County).

Recommendation

It is recommended that the Board ratify the action of the County Mayor or County Mayor's designee, as authorized under Section 2-8.2.12 of the Miami-Dade County Code related to WASD's Consent Decree and Capital Improvement Programs Acceleration Ordinance (WASD's Acceleration Ordinance) for the funded Project identified below and on Exhibit A.

Delegation of Authority

This Contract was awarded pursuant to Section 2-8.2.12 of the Miami-Dade County Code related to WASD's Acceleration Ordinance, which delegates authority to the County Mayor or County Mayor's designee to award certain projects, and among other things, negotiate and settle claims, and execute change orders that do not exceed ten percent (10%) of the base Contract amount, subject to ratification by the Board.

Scope

This Contract will be performed at the CDWWTP located at 3989 Rickenbacker Causeway, Miami, Florida 33149, located in District 7, which is represented by Commissioner Raquel Regalado.

Fiscal Impact/Funding Source

The fiscal impact to the County is \$28,095,287.50. The Project is in WASD's Adopted Budget and Multi-Year Capital Plan. Funding will be provided from the Program OMB Project No. 9653421: CDWWTP Projects in the 2024-25 Proposed Budget and Multi-Years Capital Plan, Budget Book Page 88.

The funding sources are as follows: Wastewater Renewal Fund, WIFIA Loan, WASD Revenue Bonds Sold, Future WASD Revenue Bonds, and Future Subordinate Debt., and are detailed on Exhibit A and other accompanying attachments. These funding sources do not impact the General Fund.

Track Record/Monitoring

WASD's Deputy Director of Planning, Regulatory Compliance and Capital Infrastructure, Marisela Aranguiz-Cueto, P.E., will oversee the implementation of this Project.

Due Diligence/Safety Information

Due diligence was conducted by WASD and the Office of Small Business Development (SBD) in accordance with County Procurement Guidelines to determine responsibility, including verifying corporate status; performance; safety record, including Occupational Safety and Health Administration (OSHA) records; and compliance data. The lists that were reviewed include: convicted vendors, debarred vendors, delinquent contractors, suspended vendors, and federal excluded parties. There were no adverse findings related to the Contractor's responsibility. This information is being provided pursuant to Resolution No. R-187-12.

Capital Improvement Project

Item 1 – Recommendation awarding Construction Contract No. S-16094, CDWWTP New Materials Management Building and Storage Areas, to the Contractor. This item requests ratification of an award for a Contract in the amount of \$28,095,287.50 with a total Contract period of 455 days. The Contract was fully executed and attested by the Clerk's Office on January 22, 2025.

Background

On September 3, 2014, the Board approved Ordinance No. 14-77 authorizing the County Mayor or County Mayor's designee to award contracts for funded capital projects and related goods and services, and to accelerate the approval of WASD's (1) Consent Decree projects and (2) projects identified in WASD Multi-Year Capital Plan's Capital Improvement Program without the need for prior Board approval but subject to ratification by the Board.

Exhibit A includes the details of the competitively bid award for which ratification is being requested and contains the information bulleted below for the Contract award:

- Item Number
- Department Name
- Type of Solicitation
- Contract Type
- Contract No. / Project No.
- Project Name
- Firm Awarded
- Commission District

- Contract Amount
- Funding Source(s)
- Operations and Maintenance Costs
- Estimated Start Date/Estimated End Date
- Contract Measures: SBE Goods & Services; SBE-A/E; SBE-Construction; and CWP Program
- Brief Project Description

Attached as Exhibit B is the recommendation to award the Contract referenced in Item No. 1 in this memorandum. A copy of the Contract for this Project is available from the Intergovernmental Affairs Division of WASD.

Attachments



Roy Coley
Chief Utilities and Regulatory Services Officer

Exhibit A
Ratification of Contract Awards Authorized by the WASD Accelerate Ordinance

Item No.	Dept. Name	Type of Solicitation	Contract Type	Contract No.		Project Name	Firm Awarded	Commission District	Contract Amount	Funding Source(s)	Operations and Maintenance Costs	Est. Start Date		Contract Measures				Brief Project Description
				Project No.								Est. End Date	SBE Goods & Services	SBE A/E	SBE Construction	CWP Program		
1	WASD	County Bid Process	Construction Contract		Contract No. S-16094	CDWMTF New Materials Management Building and Storage Areas	Magnum Construction Management, LLC (MCM)	District 7 (Raquel A. Regalado)	\$28,095,287.50	Wastewater Renewal Fund, WIFIA Loan, WASD Revenue Bonds Sold, Future WASD Revenue Bonds, and Future Subordinate Debt	Annual Operations Cost: \$238,470; and Annual Maintenance Cost: \$357,705		Estimated Notice to Proceed Date: 1/20/2025 Completion Date: 4/20/2026 (total contract period is 455 days)	n/a	n/a	n/a	n/a	This project is to replace the existing storage building and warehouse (the Project). The current building does not meet sea level rise elevations and does not have sufficient space to accommodate all critical parts to maintain operations at the Miami-Dade Water and Sewer Department's (WASD's) largest wastewater treatment plant. Additionally, by replacing this building, WASD will have the needed area to construct a new Electrical Distribution Building # 3, which will replace the existing Electrical Distribution Building # 1, which is more than 50-years old and does not meet sea level rise elevations and adaptation measures. The New Materials Management Building will be LEED Silver Certified.

Total Dollar Value of Award: \$28,095,287.50

Exhibit B

Memorandum



Date: October 3, 2024

To: Roy Coley, Director
Water and Sewer Department

From: Marisela Aranguiz-Cueto, P.E., *MAC*
Deputy Director of Planning, Regulatory Compliance, and Capital Infrastructure
Water and Sewer Department

Subject: Award Recommendation for CDWWTP New Materials Management Building and Storage Areas, Contract No. S-16094

Executive Summary

This memorandum seeks approval to award Contract No. S-16094, CDWWTP New Materials Management Building and Storage Areas (the Contract), to the lowest responsive and responsible bidder, Magnum Construction Management, LLC (MCM). This project is to replace the existing storage building and warehouse (the Project). The current building does not meet sea level rise elevations and does not have sufficient space to accommodate all critical parts to maintain operations at the Miami-Dade Water and Sewer Department's (WASD's) largest wastewater treatment plant. Additionally, by replacing this building, WASD will have the needed area to construct a new Electrical Distribution Building # 3, which will replace the existing Electrical Distribution Building # 1 that is more than 50-years old and does not meet sea level rise elevations and adaptation measures. The New Materials Management Building will be LEED Silver Certified.

Recommendation

It is recommended that Contract S-16094 be awarded to MCM for a total compensation amount of \$28,095,287.50, with a total contract period of 455 consecutive calendar days.

Scope

This Contract will be performed at the Central District Wastewater Treatment Plant (CDWWTP) located at 3989 Rickenbacker Causeway, Miami, Florida 33149, located in District 7, which is represented by Commissioner Raquel Regalado.

Delegated Authority

The Project is a Capital Improvement Project and is being processed under Section 2-8.2.12 of the Miami-Dade County Code (the WASD Consent Decree and Capital Improvement Program Acceleration Ordinance). Pursuant to Sections 2-8.2.12 (4)(d) and (e) of the Code, the County Mayor or County Mayor's designee has the authority to, among other things, amend and/or extend the Contract to complete any unfinished work; waive liquidated damages; negotiate and settle claims; and execute change orders that do not exceed ten percent (10%) of the base contract amount, subject to ratification by the Board of County Commissioners (the Board).

Fiscal Impact/Funding Source

The fiscal impact to the County is \$28,095,287.50, which WASD has determined is a fair and reasonable amount for the Project.

The Project is in the Adopted Budget and Multi-Year Capital Plan.

RECEIVED BY CLERK
Circuit & County Courts
Miami-Dade County, Florida
FILED FOR RECORD
12:02:11 PM, 10/3/2024
CLERK OF THE BOARD

- Funding will be provided from Program OMB Project No. 9653421: Central District Wastewater Treatment Plant Projects in the FY2023-24 Proposed Budget and Multi-Years Capital Plan, Budget Book Page 82.
- The funding sources are Wastewater Renewal Fund, WIFIA Loan, WASD Revenue Bonds Sold, Future WASD Revenue Bonds, and Future Subordinate Debt.
- The life expectancy of the work is 50 years.
- Annual estimated Operations Cost Impact / Funding: \$238,470. The funding source for the operating impact is WASD Operating Revenues.
- Annual estimated Maintenance Cost Impact / Funding: \$357,705. The funding source for the maintenance impact is WASD Operating Revenues.
- The Project does not include GOB funding or Art in Public Places.
- The IG Fee is included.

Vendor Selection & Track Record

On July 3, 2024, WASD received and opened three (3) bids in response to the April 11, 2024 advertisement for an open competitive solicitation for the Contract.

Company Name	Base Bid	Total Bid*
Magnum Construction Management, LLC	\$19,872,500.00	\$28,095,287.50
Poole and Kent Company	\$20,583,000.00	\$28,901,705.00
Daniel O'Connell's Sons	\$22,950,000.00	\$31,588,250.00

*Total bid includes contingency & dedicated allowances

Due diligence was performed to determine that MCM was the lowest responsive and responsible bidder:

- Stantec Consulting Services, Inc., the Engineer of Record (EOR), reviewed the bid submission, additional information provided by MCM, and the information provided at the August 19, 2024 responsibility review. On August 22, 2024, the EOR determined that MCM was the lowest bidder and that MCM was technically capable of performing the work. The EOR noted that it did not appear that MCM met a requirement of doing business under the same name for 10 years and recommended further investigation into MCM's corporate history. The EOR letter is attached as Exhibit A.
- WASD investigated MCM's corporate history by reviewing the Florida Sunbiz filings, which established that the bidder, using the same employer identification number (EIN), has continuously operated for 17 years under the fictitious business name MCM (DBA). The MCM DBA filings are attached as Exhibit B. Because 17 years of doing business as MCM satisfied the 10 year requirement and the EOR found MCM to be technically capable of performing the work, MCM is the lowest responsible bidder.
- Pursuant to Resolution No. R-187-12, WASD performed a review of the vendor information in the Business Management Workforce System (BMWS). WASD discovered no adverse information. Considering the input of ISD and the EOR, WASD concluded that MCM is responsible.

- According to the contract history downloaded from the BMWS on July 5, 2024, over the past three years MCM has been awarded two contracts from the County in the total amount of \$13,952,533.00.
- MCM has six (6) evaluations in the ISD Capital Improvement Information System (CIIS), with a rating of 3.9 out of a possible 4.0 maximum.

Considering the input of ISD and the EOR, WASD has concluded that the apparent lowest bidder, MCM is both responsive and responsible. The total bid of \$28,095,287.50 is 9.58% below the EOR's estimate of \$31,072,610.42; the bidder has a 3.9 rating in CIIS; and there are no protests; therefore, the Contract can be awarded under the Acceleration Ordinance, subject to ratification by the Board. Accordingly, it is recommended that Contract S-16094 be awarded to MCM for a total compensation amount of \$28,095,287.50, with a total contract period of 455 calendar days. The proposed Contract, which has been signed by MCM, is attached hereto as Exhibit C.

WASD Contract Monitor

WASD Deputy Director, Planning Regulatory Compliance and Capital Infrastructure, Marisela Aranguiz-Cueto, P.E., will oversee the implementation of the Contract.

Background

This Project is to replace the existing storage building and warehouse. The current building does not meet sea level rise elevations and does not have sufficient space to accommodate all critical parts to maintain operations at CDWWTP. Additionally, by replacing this building, WASD will have the needed area to construct a new Electrical Distribution Building # 3, which will replace the existing Electrical Distribution Building # 1 that is more than 50-years old and does not meet Sea Level Rise elevations and adaptation measures.

The New Materials Management Building will be LEED Silver Certified and will be used for safe storage of materials and equipment in the event of uncontrollable weather conditions (i.e., hurricanes, etc.) that could impact the Plant's Operations.

Contract Manager Name/Phone/Email

Paul Adams / 786-863-9425 / paul.adams@miamidade.gov

Project Manager Name/Phone/Email

Jeffrey Aquino / 786-552-8027 / Jeffrey.aquino@miamidade.gov

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Applicable Ordinances and Measures

Table below depicts the applicable legislative policies.

Title	Legislation	Notations
Local Preference	Code Section 2-8.5	
Local Certified Veteran Business Enterprise Preference	Code Section 2-8.5.1	
Sea Level Rise	Ordinance 14-79	
Sustainable Buildings Program	Implementing Order 8-8	Finished building to be LEED Silver Certified. WASD Special Provisions includes sustainable construction requirements.
Buy American Iron & Steel Procurement Program	Code Section 2-8.2.6.1	
Office of Inspector General Fee	Code Section 2-1076	

Project Chronology

Event	Projected Date
1. Pre-bid Meeting Date if applicable	4/23/2024
2. Bid opening date	7/03/2024
3. Planned Bid Award date	TBD
4. Planned pre-construction meeting	TBD
5. Planned Notice to proceed	TBD
6. Planned groundbreaking	TBD
7. Planned completion date	TBD

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SIGNATURE PAGE

CDWWTP New Materials Management Building and Storage Areas,
Contract No. S-16094



David Clodfelter
OMB DIRECTOR

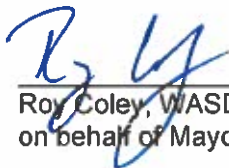
9/26/2024
DATE

Approved as to legal sufficiency



Sarah Eganix Davis
Assistant County Attorney

9/23/24
DATE



Roy Coley, WASD Director
on behalf of Mayor Daniella Levine Cava

10/3/24
DATE

Exhibit A

To: Mr. Paul Adams
Chief, Construction Contracts Division
Miami Dade Water and Sewer Department
(WASD)
3071 SW 38th Ave., Suite 107
Miami, Florida 33146

From: Zuhair Ozturk, Ph.D., P.E.

Date August 22, 2024

Subject: Contract No. S-16094 - CDWWTP New Materials Management Building and Storage Areas
Construction Bid Evaluation and Recommendation

Dear Mr. Adams,

The Bid opening for Contract No. S-16094 - CDWWTP New Materials Management Building and Storage Areas took place on July 03rd, 2024, at 2:30 pm (EST) via Teams Meeting. Three (3) bids were received with the as-read bid results as presented in **Table 1** below.

Table 1. Contract No. S-16094 - Bid Tabulation Summary

Bid Price	Engineer's Estimate (OPCC)	MAGNUM CONSTRUCTION MANAGEMENT LLC	POOLE AND KENT COMPANY FLORIDA	Daniel O'Connell's Sons
Base Bid	\$22,495,692.00	\$19,872,500.00	\$20,583,000.00	\$22,950,000.00
Total Bid	\$31,072,610.42	\$28,095,287.50	\$28,901,705.00	\$31,588,250.00

Magnum Construction Management, LLC submitted the lowest bid with a base bid price of \$19,872,500.00 and a total bid price of \$28,095,287.50; Poole and Kent Company Florida the second lowest bidder; Daniel O'Connell's Sons submitted the third and highest bid price as noted in Table 1.

The Engineer's Opinion of Probable Construction Cost (OPCC) base bid estimate was \$22,495,692.00. Magnum Construction Management, LLC's base bid price is 11.7% lower than the Engineer's OPCC.

On August 19th, 2024, the Miami-Dade Water and Sewer Department (WASD) led a Responsibility Review Meeting held at 1:30 PM (EST) for Magnum Construction Management, LLC to discuss qualification Criterion A and Criterion C. Stantec (Engineer) is the technical advisor to the county for the subject construction contract procurement.

Engineer has reviewed the bid submittal, prices, as well as additional information submitted by Magnum Construction Management, LLC in response to questions from

the WASD Responsibility Review Meeting. Based on Engineer's review of the submissions it appears Magnum Construction Management LLC's submitted the lowest price. It also appears they are technically capable to perform the work.

However, after a review of the bid submissions and subsequent conclusion of the county's Responsibility Review Meeting, it appears Magnum Construction Management LLC does not meet the bid documents requirement that requires similar projects be performed by the same company (Criterion C) under the same business name within the last 10 years. Enclosed Exhibits A and B include documentation from the State of Florida Division of Corporations (sunbiz.org) reflecting the business name change during 2018.

Based on the above, Engineer is not able to recommend contract award to the lowest apparent bidder, Magnum Construction Management, LLC, and recommends that WASD seek a legal opinion from the Miami-Dade County Attorney's office for direction on Criterion C.

Should you have any questions, please reach out to me at 954-851-1530.

Kind Regards,



Zuhail Ozturk, Ph.D., P.E.
Project Manager
Stantec Consulting Services, Inc.
zuhail.ozturk@stantec.com
954-851-1530

cc

Nelson Perez-Jacome, P.E. (WASD)

Jeffrey Aquino, P.E. (WASD)

Hugh P. Brown, CM3 (WASD)

Jules Durand (WASD)

Elvira Freire-Santamaria, AIA, NCARB, LEED AP (Stantec)

Ramon Castella, P.E., ENV SP, LEED AP (Stantec)

Juan F. Aceituno, P.E. (Stantec)

Aric Barto (Stantec)

Paul DeKeyser (Stantec)

Stantec File

Enclosures:

- 1) Exhibit A – Detail by Entity Name
- 2) Exhibit B - 12/17/2018 Name Change and 11/13/2018 Amendment & Name Change

EXHIBIT A – Detail by Entity Name

Munilla, Laura
6201 SW 70 Street
1st FL
Miami, FL 33143

Title VP

Munilla, Pedro M
6201 SW 70 Street
1st FL
Miami, FL 33143

Title VP

Munilla, Alejandro
6201 SW 70 Street
1st FL
Miami, FL 33143

Annual Reports

Report Year	Filed Date
2022	04/27/2022
2023	01/30/2023
2024	04/26/2024

Document Images

04/26/2024 – ANNUAL REPORT	View image in PDF format
01/30/2023 – ANNUAL REPORT	View image in PDF format
04/27/2022 – ANNUAL REPORT	View image in PDF format
03/19/2021 – ANNUAL REPORT	View image in PDF format
02/18/2020 – AMENDED ANNUAL REPORT	View image in PDF format
01/09/2020 – ANNUAL REPORT	View image in PDF format
02/22/2019 – ANNUAL REPORT	View image in PDF format
12/17/2018 – LC Name Change	View image in PDF format
11/13/2018 – LC Amendment and Name Change	View image in PDF format
01/02/2018 – ANNUAL REPORT	View image in PDF format
01/09/2017 – ANNUAL REPORT	View image in PDF format
01/11/2016 – ANNUAL REPORT	View image in PDF format

[Detail by Entity Name \(sunbiz.org\)](#)

**EXHIBIT B: 12/17/2018 Name Change and
11/13/2018 Amendment & Name Change**

L080000 50123

(Requestor's Name)

(Address)

(Address)

(City/State/Zip/Phone #)

☐

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(Business Entity Name)

(Document Number)

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2018 DEC 17 PM 2:30
FEB 1 2019

D. BRUCE
JAN 05 2019

COVER LETTER

TO: Registration Section
Division of Corporations

SUBJECT: MCM Construction of Florida, LLC

Name of Limited Liability Company

The enclosed Articles of Amendment and fee(s) are submitted for filing.

Please return all correspondence concerning this matter to the following:

Stephanie Asenjo

Name of Person

MCM

Firm/Company

6201 SW 70th Street, 1st floor

Address

Miami / Florida 33143

City/State and Zip Code

srosario@mcm-us.com

E-mail address: (to be used for future annual report notification)

For further information concerning this matter, please call:

Daniel F. Munilk

Name of Person

at (305)

Area Code

541-0000

Daytime Telephone Number

Enclosed is a check for the following amount:

\$25.00 Filing Fee

☐ \$30.00 Filing Fee &
Certificate of Status

☐ \$55.00 Filing Fee &
Certified Copy
(additional copy is enclosed)

☒ \$60.00 Filing Fee.
Certificate of Status &
Certified Copy
(additional copy is enclosed)

MAILING ADDRESS:
Registration Section
Division of Corporations
P.O. Box 6327
Tallahassee, FL 32314

STREET/COURIER ADDRESS:
Registration Section
Division of Corporations
Clifton Building
2661 Executive Center Circle
Tallahassee, FL 32301

FILED
2010 DEC 17 PM 2:30
TALLAHASSEE, FL
STATE OF FLORIDA
DIVISION OF CORPORATIONS

**ARTICLES OF AMENDMENT
TO
ARTICLES OF ORGANIZATION
OF**

MCM Construction of Florida, LLC

(Name of the Limited Liability Company as it now appears on our records.)
(A Florida Limited Liability Company)

The Articles of Organization for this Limited Liability Company were filed on February 11, 2011 and assigned Florida document number LO8000050123.

This amendment is submitted to amend the following:

A. If amending name, enter the new name of the limited liability company here:

Magnum Construction Management, LLC

The new name must be distinguishable and contain the words "Limited Liability Company," the designation "LLC" or the abbreviation "L.L.C."

Enter new principal offices address, if applicable:

(Principal office address MUST BE A STREET ADDRESS)

6201 SW 70th street

1st floor

Miami, FL 33143

Enter new mailing address, if applicable:

(Mailing address MAY BE A POST OFFICE BOX)

6201 SW 70th street

1st floor

Miami, FL 33143

B. If amending the registered agent and/or registered office address on our records, enter the name of the new registered agent and/or the new registered office address here:

Name of New Registered Agent:

Daniel Munilla

New Registered Office Address:

6201 SW 70th street, 1st floor

Enter Florida street address

Miami

Florida

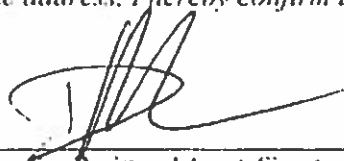
33143

City

Zip Code

New Registered Agent's Signature, if changing Registered Agent:

I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relative to the proper and complete performance of my duties, and I am familiar with and accept the obligations of my position as registered agent as provided for in Chapter 605, F.S. Or, if this document is being filed to merely reflect a change in the registered office address, I hereby confirm that the limited liability company has been notified in writing of this change.



If Changing Registered Agent, Signature of New Registered Agent

If amending Authorized Person(s) authorized to manage, enter the title, name, and address of each person being added or removed from our records:

MGR = Manager
AMBR = Authorized Member

<u>Title</u>	<u>Name</u>	<u>Address</u>	<u>Type of Action</u>
			☐ Add
			☐ Remove
			☐ Change
			☐ Add
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			☐ Add
			☐ Remove
			☐ Change

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TAMU-TEXAS A&M
LIBRARY

D. If amending any other information, enter change(s) here: (Attach additional sheets, if necessary.)

FILED
2018 DEC 17 PM 2:30
CLERK OF DISTRICT COURT
SOUTHERS DISTRICT OF INDIANA
INDIANAPOLIS, IN

E. Effective date, if other than the date of filing: _____ (optional)

(If an effective date is listed, the date must be specific and cannot be prior to date of filing or more than 90 days after filing.) Pursuant to 605.0207 (3)(b)

Note: If the date inserted in this block does not meet the applicable statutory filing requirements, this date will not be listed as the document's effective date on the Department of State's records.

If the record specifies a delayed effective date, but not an effective time, at 12:01 a.m. on the earlier of:

(b) The 90th day after the record is filed.

Dated December 10, 2018

Signature of a member or authorized representative of a member

Jorge Munilla
Typed or printed name of signer

108000050123

(Requestor's Name)

(Address)

(Address)

(City/State/Zip/Phone #)

☐

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COVER LETTER

TO: Registration Section
Division of Corporations

SUBJECT: Munilla Construction Management, LLC
Name of Limited Liability Company

The enclosed Articles of Amendment and fee(s) are submitted for filing.

Please return all correspondence concerning this matter to the following:

Stephanie Asenjo

Name of Person

MCM

Firm/Company

6201 SW 70th Street, 1st Floor

Address

Miami / Florida 33143

City/State and Zip Code

steph@mcm-us.com

E-mail address: (to be used for future annual report notification)

For further information concerning this matter, please call:

Daniel F. Munilla

305 541-0000
at ()
Area Code Daytime Telephone Number

Enclosed is a check for the following amount:

- ☐ \$25.00 Filing Fee ☐ \$30.00 Filing Fee & Certificate of Status ☐ \$55.00 Filing Fee & Certified Copy (additional copy is enclosed) ☒ \$60.00 Filing Fee, Certificate of Status & Certified Copy (additional copy is enclosed)

MAILING ADDRESS:
Registration Section
Division of Corporations
P.O. Box 6327
Tallahassee, FL 32314

STREET/COURIER ADDRESS:
Registration Section
Division of Corporations
Clifton Building
2661 Executive Center Circle
Tallahassee, FL 32301

18 MAY 13 PM 3:37

OFFICE OF THE
CLERK OF THE
DIVISION OF
CORPORATIONS

**ARTICLES OF AMENDMENT
TO
ARTICLES OF ORGANIZATION
OF**

Munilla Construction Management, LLC

(Name of the Limited Liability Company as it now appears on our records.)
(A Florida Limited Liability Company)

The Articles of Organization for this Limited Liability Company were filed on February 11, 2011 and assigned
Florida document number L08000050123.

This amendment is submitted to amend the following:

A. If amending name, enter the new name of the limited liability company here:

MCM Construction of Florida, LLC

The new name must be distinguishable and contain the words "Limited Liability Company," the designation "LLC" or the abbreviation "L.L.C."

Enter new principal offices address, if applicable:

6201 SW 70th Street

(Principal office address MUST BE A STREET ADDRESS)

1st Floor

Miami, FL 33143

Enter new mailing address, if applicable:

6201 SW 70th Street

(Mailing address MAY BE A POST OFFICE BOX)

1st Floor

Miami, FL 33143

**B. If amending the registered agent and/or registered office address on our records, enter the name of the new
registered agent and/or the new registered office address here:**

Name of New Registered Agent:

Daniel Munilla

New Registered Office Address:

6201 SW 70th Street, 1st Floor

Enter Florida street address

Miami

Florida 33143

City

Zip Code

New Registered Agent's Signature, if changing Registered Agent:

I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relative to the proper and complete performance of my duties, and I am familiar with and accept the obligations of my position as registered agent as provided for in Chapter 605, F.S. Or, if this document is being filed to merely reflect a change in the registered office address, I hereby confirm that the limited liability company has been notified in writing of this change.


If Changing Registered Agent, Signature of New Registered Agent

If amending Authorized Person(s) authorized to manage, enter the title, name, and address of each person being added or removed from our records:

MGR = Manager

AMBR = Authorized Member

<u>Title</u>	<u>Name</u>	<u>Address</u>	<u>Type of Action</u>
_____	_____	_____	☐ Add
		_____	☐ Remove
		_____	☐ Change
_____	_____	_____	☐ Add
		_____	☐ Remove
		_____	☐ Change
_____	_____	_____	☐ Add
		_____	☐ Remove
		_____	☐ Change
_____	_____	_____	☐ Add
		_____	☐ Remove
		_____	☐ Change
_____	_____	_____	☐ Add
		_____	☐ Remove
		_____	☐ Change
_____	_____	_____	☐ Add
		_____	☐ Remove
		_____	☐ Change

1

Note: If the date inserted in this block does not meet the applicable statutory filing requirements, this date will not be listed as the document's effective date on the Department of State's records.

Dated November 6, 2018

Jorge Munilla

Typed or printed name of signee

APPLICATION FOR REGISTRATION OF FICTITIOUS NAME

DOCUMENT# G08254900165

Exhibit B

Fictitious Name to be Registered: MCM

Mailing Address of Business: 6201 SW 70TH STREET
SECOND FLOOR
MIAMI, FL 33143

Florida County of principal place of business: DADE

FEI Number: 59-2373403

FILED
Sep 10, 2008
Secretary of State

Owner(s) of Fictitious Name:

MUNILLA CONSTRUCTION MANGEMENT, LLC
6201 SW 70TH STREET, 2ND FLOOR
MIAMI, FL 33143
Florida Registration Number: L08000050123
FEI Number: 59-2373403

I (we) the undersigned, being the sole (all the) party(ies) owning interest in the above fictitious name, certify that the information indicated on this form is true and accurate. I (we) understand that the electronic signature(s) below shall have the same legal effect as if made under oath.

JORGE MUNILLA

09/10/2008

Electronic Signature(s)

Date

Certificate of Status Requested ()

Certified Copy Requested ()

APPLICATION FOR RENEWAL OF FICTITIOUS NAME

REGISTRATION# G08254900165

Fictitious Name: MCM

FILED
Jan 22, 2014
Secretary of State
G14000007827

Current Mailing Address:

6201 SW 70TH STREET
SECOND FLOOR
MIAMI, FL 33143

New Mailing Address:

Current County of Principal Place of Business:

MIAMI-DADE

New County of Principal Place of Business:

Current FEI Number:

59-2373403

New FEI Number:

Current Owner(s):

Document #: L08000050123 () Delete
FEI #: 59-2373403
Name: MUNILLA CONSTRUCTION MANGEMENT, LLC
Address: 6201 SW 70TH STREET, 2ND FLOOR
City-St-Zip: MIAMI, FL 33143

Additions/Changes to Owner(s):

Document #: () Change () Addition
FEI #:
Name:
Address:
City-St-Zip:

I the undersigned, being an owner in the above fictitious name, certify that the information indicated on this form is true and accurate. I understand that the electronic signature below shall have the same legal effect as if made under oath. I am aware that false information submitted in a document to the Department of State constitutes a third degree felony as provided for in s. 817.155, Florida Statutes.

JORGE MUNILLA

01/22/2014

Electronic Signature(s)

Date

Certificate of Status Requested (X)

Certified Copy Requested ()

APPLICATION FOR RENEWAL OF FICTITIOUS NAME

REGISTRATION# G08254900165

Fictitious Name: MCM

FILED
Jan 02, 2020
Secretary of State
G20000000730

Current Mailing Address:

6201 SW 70TH STREET
SECOND FLOOR
MIAMI, FL 33143

New Mailing Address:

Current County of Principal Place of Business:

MIAMI-DADE

New County of Principal Place of Business:

Current FEI Number:

59-2373403

New FEI Number:

Current Owner(s):

Document # L08000050123 () Delete
FEI #: 59-2373403
Name: MUNILLA CONSTRUCTION MANGEMENT, LLC
Address: 6201 SW 70TH STREET, 2ND FLOOR
City-St-Zip: MIAMI, FL 33143

Additions/Changes to Owner(s):

Document # L08000050123 (X) Change () Addition
FEI #: 59-2373403
Name: MAGNUM CONSTRUCTION MANGEMENT, LLC
Address: 6201 SW 70TH STREET, 1ST FLOOR
City-St-Zip: MIAMI, FL 33143

I the undersigned, being an owner in the above fictitious name, certify that the information indicated on this form is true and accurate. I understand that the electronic signature below shall have the same legal effect as if made under oath. I am aware that false information submitted in a document to the Department of State constitutes a third degree felony as provided for in s. 817.155, Florida Statutes.

DMUNILLA

01/02/2020

Electronic Signature(s)

Date

Certificate of Status Requested ()

Certified Copy Requested ()

CONTRACT

THIS CONTRACT, made and entered into on the 9 day of July, 2024 by and between Miami-Dade County, Florida, acting by and through the Office of the Mayor, party of the first part (hereinafter sometimes called the "County"), and Magnum Construction Management, LLC, party of the second part (hereinafter sometimes called "Contractor");

WITNESSETH

That the parties hereto, for and in consideration of the covenants and agreements hereinafter set forth, mutually agree as follows, to wit:

1. That the Contractor shall furnish all labor, materials and equipment and perform all work in the manner and form provided by the Contract Documents covering the Project of the County known and identified as

CDWWTP NEW MATERIALS MANAGEMENT BUILDING AND STORAGE AREAS, CONTRACT NO. S-16094

for the aggregate amount reflected by the Proposal, said aggregate amount being of Twenty Eight Million Ninety Five Thousand Two Hundred Eighty Seven Dollars and Fifty Cents (U.S. Dollars) \$28,095,287.50 .

2. That the Contractor shall begin the work to be performed under this Contract on a day to be specified in a written order issued by the Engineer and shall fully complete all work hereunder within the time or times stated in the Proposal.

3. That the County shall pay to the Contractor for the faithful performance of this Contract, in lawful money of the United States, and subject to additions and deductions as provided in the Contract Documents, the total amount of the Proposal as set forth above at the times and in a manner stated in the General Contract Conditions of the Contract Documents.

4. It is further mutually agreed that if at any time after the execution of this Contract, Surety Performance and Payment Bond, the County shall deem the surety upon such bonds to be unsatisfactory, or if for any reason such bond shall become inadequate to cover the performance of the work, the Contractor shall at its own expense, within five (5) days after the receipt of notice from the County to do so, furnish an additional bond or bonds in such form and amount and with such surety or sureties as shall be satisfactory to the County. In such event, no further payment to the Contractor shall be deemed to be due under this Contract until such new or additional security shall have been furnished in a manner and form satisfactory to the County.

5. The "Contract Documents" are hereby defined as the Advertisement for Bids, Questionnaire, Instruction to Bidders, Proposal, Certified Resolution for Proposal and Bid Form, Bid Bond, all forms submitted pre and post award, including, without limitation, Miami-Dade County Vendor Affidavits Form, Sworn Statement – Public Entity Crimes, Clearinghouse Affidavit and Job Order Request form, this Contract, Certified Resolution for Contract and Performance and Payment Bond, Performance and Payment Bond, Standard Construction General Contract Conditions, revised August 1, 2023, the Technical Specifications, Plans and Drawings designated in the specifications, all Technical Appendices, all Addenda, Water & Sewer Department Special Provisions, Change Orders to the Contract, Notice to Proceed, Referenced Codes and Standards, Warranties and Guarantees, all related correspondence, field notes, logs, and other documents.

CONTRACT

The Standard Construction General Contract Conditions of said Contract Documents are incorporated herein by reference and made a part hereof as though fully set forth herein. The Contract Documents are complementary, so that a recital in one is tantamount to a recital in all, and the Contractor specifically acknowledges that it has read and understands all of said Contract Documents.

6. The various indemnities of the Contractor contained in the Contract Documents indemnifying the County from liability for damages to persons or property caused by acts, omissions, or defaults in the performance of the Contract Documents shall have a monetary limitation of the larger of the following: \$1,000,000.00, or the entire amount of the Contract.

7. The County retains the right to audit any and all information regarding this Contract as described in the Standard Construction General Contract Conditions, Article 12 G (Miscellaneous Provisions – Audit Rights)

8. Notwithstanding and prevailing over any other provision of the Contract Documents to the contrary, the County Mayor or his designee, may exercise the provisions of Section 2-8.2.12 (4)(d) and (e) of the Code of Miami-Dade County. Any change orders or amendments shall not exceed 10 percent of the base contract price in cumulative percentage amount; provided however, that the foregoing limitation shall not apply to any change order or amendment related to emergency actions impacting remediation, public safety, health requirements or recovery from natural disaster and the foregoing change orders and amendments shall require ratification by the Board; provided further that the County Mayor or his designee may reduce in any amount the scope and compensation payable under this Contract and grant compensable and non-compensable time extensions thereunder. Pursuant to Section 2-8.2.12 (5), the Mayor or the Mayor's designee's award and execution of this Contract is subject to ratification by the Board of County Commissioners. If the Mayor or the Mayor's designee's action is not ratified, and such legislative action becomes final, this Contract shall be deemed terminated without further notice. In such event, the Contractor shall not be entitled to recovery of any lost profits or other consequential or indirect damages. However, the Contractor is eligible for payment for any work done prior to failure of the ratification, in accordance with General Contract Conditions Article on Termination for Convenience.

9. "Contract Execution Date" means the date of the last signature on this contract.

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CONTRACT

IN WITNESS WHEREOF, the parties hereto have executed this Contract in four (4) counterparts, each of which shall be deemed an original Contract, all as of the day and year first hereinbefore written.

(OFFICIAL SEAL)

ATTEST:

Juan Fernandez-Barquin
Clerk of the Court and Comptroller

MIAMI DADE COUNTY, FLORIDA
BY ITS BOARD OF COUNTY COMMISSIONERS

Attested by: _____
Deputy Clerk

By: _____
Mayor

(PARTY OF THE FIRST PART)

Date

Approved as to Form and Legal Sufficiency

Assistant County Attorney

WHEN THE CONTRACTOR IS A CORPORATION

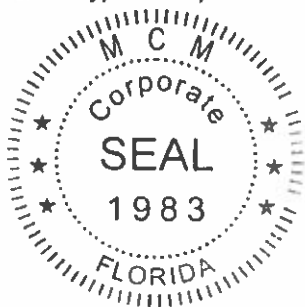
(CORPORATION SEAL)

ATTEST

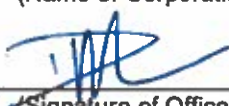


(Secretary)

Pedro M. Munilla
(Print or type name)



Magnum Construction Management, LLC
(Name of Corporation)

By: 

(Signature of Officer)

Daniel F. Munilla
(Print or type name)

President
(Official Title)

6201 SW 70TH St, 1st Floor

Miami, FL 33143
(Address)

(PARTY OF THE SECOND PART)

* Attach to each counterpart a certified copy of a resolution of the Board of Directors of the corporation authorizing the officer who signs the Contract and Surety Performance and Payment Bond to do so in its behalf.

**THIS PAGE
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CERTIFIED RESOLUTION

I, Pedro M. Munilla, the duly elected Secretary of
(Name)

Magnum Construction Management, LLC, a Corporation organized and existing under the laws of the State of Florida, do hereby certify that the following Resolution was unanimously adopted and passed by a quorum of the Board of Directors of the said Corporation at a meeting held in accordance with law and the by-laws of the said Corporation:

"IT IS HEREBY RESOLVED that Daniel F. Munilla, the duly
(Name)
elected President of **Magnum Construction Management**
LLC
(Title of Officer)

be and is hereby authorized to execute and submit a Contract and Surety Performance and Payment Bond to Miami-Dade County, Florida, and the Miami-Dade Water and Sewer Department, respectively, for a certain Project entitled

**CDWWTP NEW MATERIALS MANAGEMENT BUILDING and STORAGE AREAS,
CONTRACT NO. S-16094**

and such other instruments in writing as may be necessary in behalf of the said Corporation, and that the Contract, Surety Performance and Payment Bond and other such instruments signed by him shall be binding upon the said Corporation as its own acts and deeds."

I further certify that the above Resolution is in force and effect and has not been revised, revoked or rescinded.

Given under my hand and the Seal of the said Corporation this 9th day
of July, 20 24.
(Month) (Year)



By:

[Signature]
(Secretary)
Pedro M. Munilla
(Print or type name)

Magnum Construction Management LLC
(Corporate Title)



MEMORANDUM (Revised)

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

DATE: June 26, 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)
6-26-25

RESOLUTION NO. R-615-25

RESOLUTION RATIFYING ACTION BY THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE RELATED TO THE 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 THE APPROVAL OF THE AWARD OF CONTRACT NO. S-16094 BETWEEN MIAMI-DADE COUNTY AND MAGNUM CONSTRUCTION MANAGEMENT, LLC FOR THE CENTRAL DISTRICT WASTEWATER TREATMENT PLANT NEW MATERIALS MANAGEMENT BUILDING AND STORAGE AREAS IN AN AMOUNT NOT TO EXCEED \$28,095,287.50 AND A CONTRACT TERM OF 455 DAYS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE PROVISIONS CONTAINED THEREIN

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, the approval of the award of Contract No. S-16094 between Miami-Dade County and Magnum Construction Management, LLC for the Central District Wastewater Treatment Plant New Materials Management Building and Storage Areas in an amount not to exceed \$28,095,287.50 with a contract term of 455 days; and authorizes the County Mayor or County Mayor's designee to exercise the provisions contained therein.

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

The Chairperson thereupon declared this resolution duly passed and adopted this 26th day of June, 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

By: **Basia Pruna**
 Deputy Clerk

Approved by County Attorney as
 to form and legal sufficiency.

SED

Sarah E. Davis