

ADDITIONAL MATERIAL
REGULAR MEETING

DECEMBER 12, 2023

SUBMITTED AT THE REQUEST OF
FINANCE AND ADMINISTRATIVE
SERVICES DEPARTMENT



Finance and Administrative Services Department

PURCHASING DIVISION

115 S. Andrews Avenue, Room 212 • Fort Lauderdale, Florida 33301 • 954-357-6066 • FAX 954-357-8535

MEMORANDUM

DATE: December 11, 2023

TO: Board of County Commissioners

THRU: George Tablack, Chief Financial Officer

A handwritten signature in black ink, appearing to read "George Tablack".

Digitally signed by George
Tablack
Date: 2023.12.11
17:05:23 -05'00'

FROM: Robert E. Gleason, Director
Purchasing Division

Constance Mangan,
Asst. Director, on
behalf of

Digitally signed by Constance
Mangan, Asst. Director, on behalf
of
Date: 2023.12.11 16:49:47 -05'00'

SUBJECT: December 12, 2023 - Commission Meeting - Agenda Item 54
MOTION TO AUTHORIZE County Administrator or designee to approve and/or execute agreements, contract amendments, work authorizations, advertisements of competitive solicitations, and other documents during the Broward County Board of County Commissioner's 2023 Winter Recess

Agenda Item No. 54 - Exhibit 1 - is modified and replaced in its entirety. Modifications have been identified (**bold underlined** added; ~~strikethrough~~ removed).

REG/cm/lg

c: Monica Cepero, County Administrator
Kimm Campbell, Deputy County Administrator
Kevin B. Kelleher, Assistant County Administrator
Andrew J. Meyers, County Attorney
Robert Melton, County Auditor

All contracts, amendments and work authorizations approvals will be subject to the Office of the County Attorney approving as to legal sufficiency.
Modifications have been identified bold underlined added; strikethrough removed).

Line No.	Lead Department	Division	Requisition	Requested Action	Summary	Fiscal Impact of Approval	Justification
	<u>Aviation Department</u>	<u>Aviation Department</u>	<u>TBD</u>	<u>A. Approve and execute a Seventh Amendment to the Agreement between Broward County and Keolis Transit Services, LLC ("Keolis") for Shuttle Bus and Other Transportation Services at Fort Lauderdale-Hollywood International Airport ("Agreement") that, among other things, extends the term of the Agreement by one (1) year and adjusts or modifies the rates, fees, and charges payable to Keolis under the Agreement as may be agreed upon by the Parties, and</u> <u>B. Approve and execute any assignment, documents necessary to effectuate an assignment to Broward County of any vehicle, bus, or equipment leases between Keolis (and any of its affiliates) and Bank of America (and any of its affiliates), and authorize the County Administrator to exercise any lease extension, options or purchase options, or any other options or rights, as set forth in the leases when she determines such exercise is in the best interest of the County.</u>	The purpose of the Seventh Amendment is to extend the term of the Agreement and provide necessary adjustments to the rates, fees, and charges payable to Keolis under the Agreement to ensure that there is a continuation of shuttle bus services at Fort Lauderdale-Hollywood International Airport (the "Airport") beyond the current expiration of the Agreement (i.e., June 12, 2024). Keolis currently leases buses and other vehicles/equipment collectively, "Vehicles," from Bank of America and utilizes such vehicles to provide shuttle bus services at the Airport. The Agreement provides Broward County with the authority to request and obtain an assignment of the leases between Keolis and Bank of America for the Vehicles. The Agreement states that an assignment of any vehicle lease that is above the award authority of the Director of Purchasing must be approved by the Board of County Commissioners. The authority being granted in this request allows the County Administrator to approve and execute (on behalf of Broward County) any assignment documentation necessary to effectuate an assignment of the leases to Broward County and to exercise any rights or options, including any purchase or lease extension options, as set forth in the leases.	The fiscal impact of the Seventh Amendment is an estimated increase to the Broward County Aviation Department's FY24 operating budget in the amount of \$1.6 million and represents a cumulative increase of approximately \$5.6 million. The fiscal impact of the assignment is largely dependent on what action occurs following the assignment of the bus lease to Broward County (County). If the County decides to purchase the buses outright, a negotiation will occur with Bank of America to settle on an agreed upon fair market value, if the County ultimately decides not to purchase the buses, it is assumed the lease term would be extended effective June 12, 2024. In a five-year lease extension scenario, the annual payment will be \$1,871,800, which represents a (\$3,405,671) decrease from the current annual lease rate.	At the Agreement is set to expire on June 12, 2024. The authority being granted in this item provides the County Administrator, subject to reaching an agreement with Keolis, with the ability to ensure the continuation of shuttle bus services at the Airport beyond June 12, 2024. To protect the County's interests, certain action (as stated in Part B below) must occur by December 15, 2023. The action referenced in Part B is interrelated with this action. In order to exercise the purchase or lease extension options under the leases, Keolis must provide Bank of America with written notice of its decision to extend or purchase by December 15, 2023. As the Vehicles were manufactured to the Airport's specifications and are critical to the Airport's shuttle bus operations, in order to keep same beyond June 12, 2024, the County Administrator intends to effectuate an immediate assignment of the leases to the County and to exercise (if it is in the County's best interest) any lease extension or purchase options.
1	FASD/Purchasing Division	Aviation Department	AVC0000626	Approval to reject single bid from Magnum Construction Management, LLC, d/b/a MCM Corp for Terminal 1 CBRA Room Improvements at FLL, Invitations to Bid (ITB) No. PNC2122436C1 or Approval of Agreement between Broward County and Magnum Construction Management, LLC, d/b/a MCM Corp, for Terminal 1 CBRA Room Improvements at FLL. Invitations to Bid (ITB) No. PNC2122436C1 for Aviation Department, and authorize the County Administrator to execute same.	Provides for a qualified general contractor to provide construction services to expand the existing Terminal 1 Checked Baggage Resolution Area (CBRA) at Port Lauderdale-Hollywood International Airport (FLL) from the thirteen (13) existing screening stations to twenty-six (26) screening stations and the construction of a temporary CBRA screening room. The work includes but is not limited to demolition, structural work, beams, concrete, installation of floors, ceilings and walls, electrical and data, fire protection, plumbing, HVAC, installation of conveyor system to include motors, pushers and diverters and associated equipment, installation of controls for baggage conveyor system.	Fixed contract in the total amount to be determined upon final negotiated amount.	Three negotiation meetings have been held with single bidder resulting in voluntary price reductions for final contract amount. Recommendation to proceed with award or rejection is pending based on final contract amount and in accordance with Procurement Code 21.41(b)(d) and 21.50. Two-Step procurement (Request for Qualifications and Invitations to Bid) approved by the Board of County Commissioners (08/24/2021, Item 96. Single bid submitted received January 21, 2023.
2	FASD/Purchasing Division	Enterprise Technology Services Division	TBD	Approve Gartner, Inc. Service Agreement between Broward County and Gartner, Inc., for subscription-based research and related services for an initial one year commencing January 1, 2024, in the total not-to-exceed amount of \$275,094; and authorize the Purchasing Director to execute agreements or amendments to continue the services for up to an additional four years not to exceed \$350,000 annually, subject to review for legal sufficiency by the Office of the County Attorney.	This subscription-based service provides research services relating to electronic document storage, disaster recovery, data security, information technology direction, and business strategy, provides timely information on how to manage technology efficiently and economically, as well as how to apply best practices in the technology industry. Gartner services are exempt from the Procurement Code, per Section 21.5.b.5. The County has utilized Gartner services for many years. Historically, Enterprise Technology Services Division (ETS), the Aviation Department, and Water and Wastewater Services Division have been purchasing individual memberships. This agreement bundles all agencies under one Agreement, with consistent initial dates.	Funded by each using agency, for a total maximum of the initial one year amount of \$275,094; each optional renewal period shall not exceed \$350,000 annually.	The County is currently reviewing for a in an initial one-year agreement with renewal terms, or a multi-year initial agreement will be applicable.
3	FASD/Purchasing Division	Parks and Recreation Division	PRA0007292	Approval of Agreement between Broward County and Chen Moore and Associates, for Request for Proposals (RFP) No. PNC2126018P1, Consultant Services for Hollywood North Beach Park Tidal Flood Resiliency/Mitigation.	The purpose of this Agreement is to seek a qualified firm to provide consultant services for comprehensive planning, design, permitting, construction contract administration services, and grant management services for Hollywood North Beach Park Tidal Flood Resiliency and Mitigation.	Estimated Budget: \$2,745,763.00	There is a State of Florida, Department of Environmental Protection Standard Grant Agreement associated with this procurement.
4	FASD/Purchasing Division	Public Works Department/ Highway Construction and Engineering Division	HCN000769	Approval of Agreement between Broward County and OHLA USA, Inc., for Request for Proposals (RFP) No. TRN2123529P1, Design-Build Sheridan Street Expansion Project (Step Two).	The purpose of this agreement is to seek a qualified firm to provide professional engineering, surveying, and construction services for the design, permitting, development, and construction	Not-to-exceed \$32.4M	Draft Agreement sent to Vendor on November 17, 2023 for review and signature.

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5	FASD/Purchasing Division	Public Works Department	HICN0000800	Approval of Agreement between Broward County and Merlin Engineering, Inc. for Request for Proposals (RFP) No. TRN2126277P1, Design Services for Improvements at Andrews Avenue Corridor.	The purpose of this agreement is to seek a qualified firm to provide design services for improvements at Andrews Avenue, along Andrews Avenue from Sunrise Boulevard to Oakland Park Boulevard within the City of Fort Lauderdale and the City of Wilton Manors.	Not-to-exceed \$1.5M	Negotiations concluded on November 13, 2023. Final documents were due from vendor on November 20, 2023 and an Agreement will be prepared for Vendor execution.
6	FASD/Purchasing Division	Transportation Department	MTD00009959	Approval Sole Source, Sole Brand designation to Radio Engineering Industries and award resultant open-end contract to sole source Radio Engineering Industries, and which authorizes the Director of Purchasing to renew contract.	Provides for Radio Engineering Industries to provide the installation of a cloud base service software and equipment to enhance the existing ARMOR software which is premised based to provide Mobile Video Camera Live View Diagnostics, Autopilot, Cloud Based Equipment and Services for the Transportation Department, Paratransit Division TOPS Program	Initial term 5 year estimated amount of \$636,264.73 with no renewal options.	This request is to obtain approval of the Sole Source designation and award of resultant contract.
7	FASD/Purchasing Division	Transportation Department	MTD00009750	A. Approval to award a one-time purchase of thirteen (13) New Flyer 60-foot Articulated, Low Floor, Electric Buses with inductive charger by New Flyer of America Inc. B. Approval to execute any participating addenda, if required.	Provides for the utilization of a Contract from another Government Entity - Pinellas Suncoast Transit Authority (PSTA), Request for Proposal No. 21-980369, Florida Electric Transit Buses with Charging and Associated Equipment, for the Purchase of Thirteen (13) New Flyer 60-foot Electric Buses	Estimated contract value is \$24,088,932.72	This will expedite procurement for these new buses, which have an 18 month lead time.
8	FASD/Purchasing Division	Transportation Department	MTD00009748	Approval of Sole Source designation to Suttrak Corporation and award resultant open-end contract to sole source Suttrak Corporation, which authorizes the Director of Purchasing to renew contract.	Provides for the Suttrak Corporation to repair and rebuild Suttrak 10kVA 4-pole and 30kVA 4-pole generators.	Initial term one-year estimated amount of \$303,000 with four one-year renewal options for a potential five-year amount of \$1,515,000.	This request is to obtain approval of the Sole Source designation and award of resultant contract.
9	FASD/Purchasing Division	Transportation Department/ Fleet Services Division	FLE00004875	Approval to award Bid No. TRN2126955B1, Towing and Roadside Services.	Provides for an open-end contract for Towing and Roadside Services for the Broward County Transportation Department, Fleet Services Division, and other Using Agencies.	Initial term one-year estimated amount of \$700,349.30 with two one-year renewal options for a potential three-year amount of \$2,101,047.90	Evaluating the 3rd lowest Vendor and conducting field demonstration for Group 2. RFA is pending. The current Contract No. TRN2120423B1 expires on January 2, 2024.
10	Human Services Department	Housing options Solutions and Supports ("HOSS-D")	N/A	Approval of amendment to Agreement 23-HOSS-HIP-6886-01 between Broward County and Taskforce Fore Ending Homelessness, Inc. to add program #2, Street Outreach Services - Broward County Transit, to the agreement.	The purpose of the amendment is to add this pilot project to engage individuals and families experiencing homelessness and frequenting or residing at Broward County Transit ("BCT") terminals and buses who may be disconnected or alienated from services and support.	\$180,000 for a three month pilot project	This amendment will add a program to this agreement to engage individuals and families experiencing homelessness and frequenting or residing at BCT terminals and/or buses who may be disconnected or alienated from services and support. BCT and HOSS-D have worked together to create a pilot program to determine if engaging and offering services to these unhoused individuals where they are, BCT terminals and vehicles, will result in improved engagement and connection to services. The program may be extended beyond the original 90-day pilot if both BCT and HOSS-D determine that the program demonstrated the potential to have meaningful impact on engaging unhoused individuals and connecting them with needed services. This proposed program was created due to input from BCT, HOSS-D and partners in the community and the request to have the item approved during the winter recess is to enable HOSS-D to implement the program as soon as practicable and prior to the cold weather season.
11	Parks and Recreation Division	Parks and Recreation Division	N/A	Approve and execute a no-cost Revocable License Agreement between Broward County and the City of Pompano Beach for County's use of an area within Alsdorf Park as a temporary staging area for a construction project at Deerfield Island Park	The Parks and Recreation Division has a construction project at Deerfield Island Park that requires an off-site staging area for materials and equipment to be transported to and from the island by barge. Alsdorf Park, owned by the Florida Inland Navigation District but operated and maintained by the City of Pompano Beach, is regularly utilized by various governmental agencies as a staging area site for waterway transport of construction materials and equipment.	None	The previous no-cost Revocable License Agreement between Broward County and the City of Pompano (12/13/2022, item 22-1919), lasted for one year or through completion of the construction project, whichever came first. The project is still ongoing, but the current agreement will expire December 23, 2023.
12	Port Everglades Department	Business Development Division	N/A	Approval of the First Amendment to the Lease Agreement between Broward County, as landlord, and Seabulk Towing, Inc., as tenant, for 28,816 square feet of office space in Building 27, 9,940 square feet of warehouse space in Building 27, and adjacent surface parking area, all located at 2200 Eller Drive in Port Everglades.	The purpose of this amendment is to extend the term of the lease, which expires on December 31, 2023, to June 30, 2024. The lease may be further extended by mutual agreement for up to six additional one-month terms. The amendment will also address a rent credit for additional expenses incurred by Seabulk Towing, Inc. when required to temporarily vacate the premises from October 2021 through April 2022 (warehouse) and May 2022 (office space) while the building underwent emergency structural repairs.	The fiscal impact of this amendment is pending final negotiations with the tenant. The additional six-month term would generate \$600,000 in revenue assuming a 3% increase from the current rate. Each additional month would generate \$100,000 in revenue. This amount will be offset by a still to be negotiated rent credit for additional expenses incurred by Seabulk Towing, Inc. to relocate to temporary offices outside the Port while the building was inaccessible.	The current lease expires on December 31, 2023. Seabulk has leased the premises since May 1, 2010. They will be moving to new office space outside of the Port, but the buildout of that location has been delayed. This amendment will allow Seabulk Towing, Inc. to remain in the building until its new location is ready for occupancy. Amending the existing lease before it expires is preferable to transitioning to a month-to-month tenancy since the amendment will also address the rent credit for Seabulk Towing being unable to occupy the premises during emergency structural repairs completed by a Port contractor in 2021/2022.

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13	Port Everglades Department	Seaport Engineering and Construction Division	TBD	Approval of Amendment No. 5 between Broward County and BEA Architects for Request for Proposals (RFP) No. R1171027P1, Southport Phase IX-A.	The purpose of the Amendment is for the design consultant to continue providing Construction Administration (CA) services beyond the original estimated contract duration as adjusted in Amendment 4. It is also to include additional engineering, design, and permitting for added scope to prevent future delays of the Phase IX-A site, which is to be demolished and re-graded into additional container cargo yard.	Pending negotiations. BEA Proposal - \$1,031,959.92	The discovery of contaminants in the soil during demolition activities has delayed the project completion date from March of 2023 to March of 2025. As a result, additional funding is required to continue to support the CA necessary to be performed as originally designed. Additional services were requested to include fee for: 1. Continual CA services 2. An electrical design for providing power to a new sanitary sewer lift station to be designed and permitted by the Port. 3. The re-design of the site grading. The current grading and soil management plan were designed to haul excess material off site, however if this cannot be accomplished due to subsequent testing, a revised design with engineering controls would be the preferred alternative. This will also include updating all permits associated with a new design, should it be necessary.
14	Port Everglades Department	Seaport Engineering and Construction Division	TBD	Approval of Amendment 1 to the Agreement between Broward County and TY Lin International for Request for Proposal PNC2120415P1, Port Everglades Bulkhead Replacement Project, Group 1.	The purpose of this Amendment is to provide construction administration and construction inspection services for Design Package 1 which consists of Berth 1, 1A, 1B, 1C, 1D, 2 and 3 as well as the North Channel Bulkhead and the design of Design Package 2 consisting of Berths 16, 17 and 18.	The fiscal impact of this amendment is pending final negotiations with the vendor. The Florida Department of Environmental Protection (FDEP) has informed Port Everglades that it will be awarded a \$32.5 million Resilient Florida Infrastructure Grant to be applied to the engineering and construction of Design Package 1. Additionally the USDOT Maritime Administration (MARAD) has informed the Port that it will be awarded a \$9 million Port Infrastructure Development Program Grant to be applied to the engineering and construction of Design Package 2.	The Board of County Commissioners (November 14, 2023 Agenda Item 50) authorized the County Administrator to approve and execute an associated Agreement between Broward County and Moss & Associates, LLC for preconstruction and construction of Design Package 1; RFP No. PNC2125885P1, Managing General Contractor for Port Bulkhead Replacement Projects, Group 1.
15	Public Works Department	Construction Management Division	TBD	Approval of Amendment 3 to Work Authorization #10CMD under the Agreement between Broward County and CPZ Architects, Inc., for Continuing Comprehensive Professional Architectural and Engineering Consultant Services RFP No. R1362601P1.	The purpose of this Third Amendment to the WA is to provide additional consulting services for document revisions and additional bidding and permitting for Phase 2 and 3 of the Central Homeless Assistance Center Sewer Pipe Replacements and Repairs.	Final amount is pending negotiations: CPZ Proposal: \$66,722.11 Current WA: \$174,986.22 Possible Total: \$241,708.33	This amendment will fund additional services requested to complete the work on this critical facility. Recently completed mitigation activities for Phase 2 exposed expanded areas of work and repairs increasing the project scope. Additional services are requested for: 1. Additional design and construction document services. 2. Additional bidding and permitting services. Note - the original Agreement included previous WA limits of \$200,000 (and therefore this amendment would require Board approval).
16	Public Works Department	Highway and Bridge Maintenance Division	TBD	Approval of a new Work Authorization with KCI under the Agreement between Broward County and KCI Technologies, Inc. for Continuing Professional Services for Construction Engineering and Inspection ("CEI") and Design Services for Roadway and Traffic Projects (RFP No. PNC2121897P1).	The purpose of the Work Authorization is to provide consultant services necessary to provide professional services for the planning and procurement phases of executed transportation grants and for surfact and gas tax transportation improvement projects within Broward County.	Approximately \$600K	To complete the planning and procurement efforts of recently executed transportation grants. The grants require that all grant funding be encumbered by 12/31/2024. In addition, this work authorization will be used to complete portions of highway and bridge surfact and gas tax projects requiring the consultant's expertise and qualifications.
17	Regional Emergency Services and Communications	Communications and Technology Division	OCT0001629	Motion A: Approve Sde Source to continue software subscription services for Apparatus Deployment Analysis Module (ADAM) Software provided by Deccan International Corporation (Deccan). Motion B: Approval of Second Amendment to Software License, Maintenance, and Support Agreement between Broward County and Deccan.	ADAM is a predictive modeling tool that uses historical data and a rigorous projection algorithm to project the impact of deployment changes on emergency response times and availability. This software is relied heavily on by Broward County's Fire Rescue Agencies and first responders. The original Agreement was executed on February 19, 2013; the First Amendment extending the contract was approved by the Board on September 13, 2018, Item No. 10, providing extensions through November 30, 2023.	This Second Amendment increases the threshold from \$850,000 to \$1,350,000.	The purpose of this Second Amendment is to continue providing software subscription services to Broward County for ADAM software; it will provide annual renewals through November 30, 2028.
18	Resilient Environment Department	N/A	N/A	Approval of Locally Funded Agreement between Broward County and the Florida Department of Transportation for the Construction of a pump station at SR-A1A from Franklin Street to Desoto Street at an estimated cost of \$727,500 to the County and construction of a pump station from Sherman Street to SR-822/Sheridan Street at an estimated cost of \$195,350.	The purpose of this agreement is to provide cost-share funding for the construction phase of the Joint FDOT, Broward County, and City of Hollywood funded project.	Total: \$1,019,579.90 Budget is allocated for this in a previously approved grant fund and Constitutional Gas Tax Capital Outlay.	In order to meet FDOT deadlines for this project to remain on time and to fulfil our FDEP grant requirements, the Locally Funded Agreements require execution prior to the 01/24/2024 meeting. FDOT anticipates transmitting the agreement to the County by the end of November, but not in time to make the last Commission meeting of 2023.

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19	Resilient Environment Department	Housing Finance Division	N/A	Approval of Funding Agreement between Broward County and Broward House for the restoration and rehabilitation of five (5) buildings, three (3) residential and two (2) support services in an amount not to exceed \$1,200,000.00.	The purpose of this agreement is provide funding for the rehabilitation of the five (5) buildings severely damaged during the April 2023 flooding. The residents have been temporarily relocated and/or moved within Broward House properties since April.	Total budget \$1,200,000. Funds provided by the HOME American Rescue Plan allocated to Broward County in 2021.	As not to continue to have residents displaced or relocated, these HOME ARP funds will allow Broward House to pay for the rehabilitation immediately. Over 80 residents of Broward House have been effected by the water damage to their units.
20	Transportation Department	N/A	TBD	Approval of a Performance Guaranty Agreement between Broward County and Florida Power & Light (FPL).	The purpose of the agreement is for FPL to provide additional power to the Copans Road Operations and Maintenance Facility to support the renovation of the facility and electrification of the bus fleet garaged at the facility.	\$28K <u>Estimated at \$31K for 5 years for approximately \$155K.</u>	This agreement is needed to allow for the construction and installation of the FPL infrastructure (cables, conduits, transformers, switch gear, etc) to feed new electric buses that are being delivered to the site over the next few months. Without the installation of the needed infrastructure and delivery of the additional power, electric buses will need to be parked at the Ravenswood Garage which is currently at or nearing capacity for parking and charging. Letter of Credit required for approx. \$1-1.6M <u>\$2.02M</u> cost of FPL equipment is estimated to cost up to \$28K <u>\$31K per year for 5 years for a total estimate of \$155K.</u>
21	Transportation Department	N/A	TBD	Approval of Agreement between Broward County and Broward Sheriffs Office for dedicated law enforcement services.	The purpose of this agreement is the creation of a dedicated law enforcement unit through the Broward Sheriffs Offices for Broward County Transportation. This agreement enhances security requirements set forth by the Federal Transit Administration (FTA) and Florida Department of Transportation (FDOT) for transit employees and the riding public.	We are currently in price negotiations with BSO at this time and are expected to close these out in early December. While we have not formally settled on price, thus far on the highside, it may cost roughly \$7.2M.	This action protects BCTI frontline employees and customers as well as meets new federal requirements in the Bi Partisan Infrastructure Law requiring agencies to create additional transit worker assault reduction programs. Furthermore, data from the American Public Transportation Association (APTA) has identified a three-fold increase in assaults on transit workers throughout the country. Moreover, the presence of law enforcement officers at Broward County Terminals and on board BCT buses as well as throughout the system will increase security and the perception of safety attracting new ridership. Currently, the lack of contracted local law enforcement presence at Broward County terminals has led to inconsistent security coverage for our customers and employees.