



Town of Miami Lakes Memorandum

To: Honorable Mayor and Councilmembers

From: Edward Pidermann, Town Manager

Subject: Request for Authorization to Waive Competitive Solicitation Requirements Pursuant to Section 5(d) of Ordinance 17-203 for Miscellaneous Drainage and Roadway Services

Date: September 15, 2020

Recommendation:

It is recommended that the Town Council authorize a waiver of the competitive solicitation process under Section 5(d) of Ordinance 17-203 and authorize the Town Manager to enter into a contract with Metro Express, Inc. ("Metro") for Miscellaneous Drainage and Roadway Services as needed in an amount not to exceed budgeted funds.

Background:

The Town issued ITB 2020-04 for Miscellaneous Drainage and Roadway Services on October 18, 2019. The ITB was advertised in the Miami Daily Business Review, posted to DemandStar, Public Purchase, and posted in the Government Center Lobby. On the date of the bid opening, November 15, 2019, the Town received seven (7) bids. In December of 2019, the Town awarded the Miscellaneous Drainage and Roadway Services contract to National Concrete and Paving, LLC ("National") as the primary contractor and GPE Engineering & General Contractor Corp. ("GPE" as the Secondary. Since the execution of the contract, the Town's Public Works Department began issuing works orders to National with no issues. However, as the COVID-19 Pandemic took root, National began to experience work execution delays due to internal labor availability shortages. By May 2020, National was unable to begin work orders which had been issued months prior. As a result, the Public Works Department began reaching out to GPE, the secondary contractor. In May 2020, GPE completed a two (2) work orders and is currently working on the third. A fourth work order was issued in July 2020 that has yet to be acknowledged by GPE. Based on information, GPE non-responsiveness is due in part to the COVID-19 Pandemic. To maintain the level of service the Town has been providing to its residents, it is recommended that the Town award a contract to Metro, the third lowest, responsive to have a third contractor available and ready in the case project scheduling and responsiveness issues continue with the first two (2) contractors. The Town plans to initiate contract default procedures with the first two (2) vendors if they are non-responsive on future assigned work orders.

Metro has a longstanding history with the Town and has completed several projects for the Town, including the Windmill Gate Road Improvements Project and the NW 82nd Ave & Oak Lane Reconfiguration Project. The Town has not had any performance issues with Metro on either of those contracts. Procurement contacted Metro Express, Inc. (Metro), the third-lowest responsive bidder, and Metro agreed in writing to perform the work under the same pricing they submitted for ITB 2020-04.

For the reasons stated above, it is recommended that the Town Council authorize a waiver of the competitive solicitation process under Section 5(d) of Ordinance 17-203 and authorize the Town Manager to enter into a contract with Metro Express, Inc. for Miscellaneous Drainage and Roadway Services as needed in an amount not to exceed budgeted funds.