



BOARD OF COUNTY COMMISSIONERS

DATE: July 10, 2012
AGENDA ITEM NO. //

Consent Agenda **Regular Agenda** **Public Hearing**

County Administrator's Signature *[Handwritten Signature]*

Subject:

Rescind of Award: Traffic Engineering Consultant Services for Advanced Traffic Management System (ATMS)- Intelligent Transportation System
Contract No. 101-0464-CN (AM)

Department: Department of Environment & Infrastructure / Purchasing
Staff Member Responsible: Pete Yauch / Joe Lauro

Recommended Action:

I RECOMMEND THE BOARD OF COUNTY COMMISSIONERS (BOARD) RESCIND THE AWARD FOR TRAFFIC ENGINEERING CONSULTANT SERVICES WITH METRIC ENGINEERING, TAMPA (METRIC), FLORIDA ON THE BASIS OF METRIC'S INABILITY TO CONFIRM TO AGREEMENT TERMS AND CONDITIONS.

Summary Explanation/Background:

The Board is requested to rescind the award to Metric for traffic engineering consultant services, and reduce the number of awarded firms to a quantity of nine (9) from the originally awarded ten (10) firms.

On March 27, 2012, the Board approved a final agreement with Metric to provide traffic engineering consultant services after which Metric requested changes to the County's standard indemnification provision. Metric did not request exceptions to the provision pertaining to indemnification during the submittal process as provided per County guidelines. When a firm does not request exceptions to contractual terms and conditions during the submittal process, it is understood that the firm accepts County requirements. After discussions with Metric involving County Risk Management and Legal staff, it was determined that Metric could not meet County indemnification requirements and could not perform under the terms and conditions of this contract.

As a result of this rescind of award, the number of firms on the contract is reduced to nine (9) which still provides ample coverage for traffic engineering design requirements. Subsequently, the total award amount of \$31,550,000.00 is reduced by \$3,155,000.00 (the not to exceed upset limit for each firm) for the initial thirty-six (36) month contract period for a revised award amount of \$28,395,000.00.

The contract is effective upon execution of the agreements and continues for a period of thirty-six (36) months with an option for one (1) twenty-four (24) month term extension.

Fiscal Impact/Cost/Revenue Summary:

Previous approved total estimated project and non-specific work order expenditure: \$31,550,000.00
Revised total estimated project and non-specific work order expenditure: \$28,395,000.00

Exhibits/Attachments: N/A