

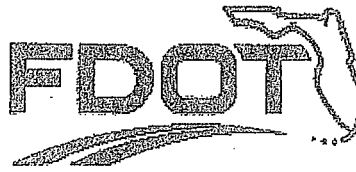


**Bridge Factors Factual Report Attachment 14 – Letter to Mr. Jorge J. Rivera, District VI
Transportation Engineer, FHWA, from Mr. Aiah Yassin, District Local Program
Administrator, FDOT, dated August 23, 2016**

Miami, FL

HWY18MH009

(20 pages)



CEI
Concurrence

Florida Department of Transportation

RICK SCOTT
GOVERNOR

1000 NW 111th Avenue
Miami, Florida 33172-5800

JIM BOXOLD
SECRETARY

August 23, 2016

Mr. Jorge J. Rivera
District VI Transportation Engineer
Federal Highway Administration
George C. Young Federal Building and Courthouse
400 W. Washington Street, Room 4200
Orlando, FL 32801

Subject: Request for Concurrence in CEI Consultant Selection
Florida International University UniversityCity Project
FM #:434688-1
Contract: ARI73
Federal ID: TGER-002-R
Miami-Dade County

Dear Mr. Rivera,

The following documents for the subject project are attached for your files:

- FDOT Form 525-101-49 "LOCAL AGENCY PROGRAM CHECKLIST FOR FEDERALLY FUNDED PROFESSIONAL SERVICES CONTRACT. FEDERAL AND STATE REQUIREMENTS" executed.
- Florida International University (FIU) Recommendation to award the contract.
- Un-Executed contract between FIU and Bolton Perez and Associates Consulting Engineers, Inc.
- Backup Documentation.

Florida Department of Transportation (FDOT) recommends that the contract in the proposed amount of \$1,121,681.19 be awarded to Network Engineering Services, Inc./dba/ Bolton Perez and Associates Consulting Engineers. Based on the attached documents and Florida International University (FIU) selection process recommendation. The award is contingent upon approval and concurrence by your office and a finding of reasonable pricing, if applicable.

As this project is identified as a Project of Division Interest (PODI) and is subject to FHWA oversight in accordance with the currently approved Partnership Agreement for projects oversight between FHWA and FDOT, all Federal-Aid requirements for the award of this contract have been



Florida Department of Transportation

RICK SCOTT
GOVERNOR

1000 NW 111th Avenue
Miami, Florida 33172-5800

JIM BOXOLD
SECRETARY

satisfied. The purpose of this letter is to request your concurrence with the Department's recommendation in the space provided below.

The provisions of the "Administrative Procedures Act," (APA), i.e. Chapter 120, F.S., apply to all transactions conducted by the Florida Department of Transportation. Therefore, our recommendation and your subsequent response, relative to subject project, cannot be considered final until applicable protest provisions have been satisfied. In the event a protest is filed, you will be advised and all matters concerning award of contract will be suspended until such time as the issues are resolved. Subsequent to APA resolution, the Department will forward a recommendation, based on the final order, for formal action. Further action by our respective offices will not be required for projects not under protest.

We respectfully request receipt of your Concurrence to the Award letter on or before Friday September 16, 2016, and please return two copies for our files.

Should you have any questions or concerns, please feel free to contact me at [redacted] or [redacted]

Sincerely,

[redacted signature]

Aiah Yassin
District Local Program Administrator

FHWA concurred in Award:

9/12/16

Date

[redacted signature]

For the Division Administrator

[handwritten signature]

Kenneth Jessell

From: Reyna, Alfredo [REDACTED]
Sent: Wednesday, September 14, 2016 9:48 AM
To: Kenneth Jessell
Cc: Rivera, Jorge; Yassin, Aiah; Espino, Barbara; Alberto Delgado; Robert Griffith; Stuart Grant; Joseph, Alonzo; Wilson, Catrina; John Cal
Subject: FM 434688-1 CEI Selection Infrastructure
Attachments: FM 434688-1 Contract ARI73 Concurrence letter CEI Inraestructura.pdf; FM 434688-1 Contract ARI73 concurrence approved by FHWA CEI Infraestructure.pdf; TGER-002-A CEI.pdf; FDOT letter CEI Concurrence Alfredo Reyna 8-19-16.pdf; LAP Performance Evaluation 2016- FOR DISTRIBUTION.pdf

Dr. Jessell,

Please find attached our concurrence with the CEI selection process, FIU can proceed and execute the contract with Bolton Perez and Associates.

Attached is also the "LAP Performance Evaluation" form that the Department will use, upon closing the project, to evaluate your Agency during the execution and management of the subject project.

Regards

Alfredo Reyna, P.E.

LAP Coordinator - Keith and Schnars, P.A.

Florida Department of Transportation

District VI-Adam Leigh Cann Building

Program Management Room 6112A

1000 NW 111th Avenue - Miami, Florida 33172

[REDACTED]



OFFICE OF FINANCE & ADMINISTRATION

August 18, 2016

Mr. Alfredo Reyna
LAP Coordinator - Keith and Schnars, P.A.
Florida Department of Transportation
1000 NW 111 Avenue
Miami, FL 33172

VIA EMAIL

Dear Mr. Reyna:

FIU is requesting FDOT and FHWA concurrence with the selection and contract negotiation process with Bolton Perez and Associates for the Construction Engineering and Inspection (CEI) services on the TIGER University City Prosperity Project.

On January 26, 2016, three applications for CEI services were received and these were evaluated in accordance with Florida Statutes 287.055. The Certification/Selection Committee members--John Cal (FIU), Alberto Delgado (FIU), Eric Gomez (City of Sweetwater) and Barbara Espino (FDOT)--met on February 25, 2016 to review and evaluate applicant qualifications, and all three firms were found to be qualified and invited to present and be interviewed. CEI Presentations/Interviews and Public Selection Committee Deliberations occurred on April 12, 2016 and this resulted in a ranking order as follows:

1. Bolton Perez & Associates (BPA)
2. Atkins North America
3. Metric Engineering

FDOT District Six concurred with this ranking on April 28, 2016. An initial negotiation meeting with FDOT, FIU and BPA was held on May 13, 2016 and subsequent negotiation meetings were held on May 31, June 15 and August 4. Attendance sign-in sheets, notes and meeting agenda of the negotiations are included with this request.

Also included with this request for concurrence is the proposed FIU Standard Professional Services Agreement, the Standard Professional Services Agreement Terms, Construction Engineering and Inspection Scope of Services (CEI Comprehensive Scope of Services), an Amendment to Standard Professional Services Agreement Scope of Services and the agreed-upon Method of Compensation and Price Proposal.

If I may provide you with other, specific information, please do not hesitate to contact me at

[REDACTED]

Sincerely,

[REDACTED]

Kenneth A. Jessell, MBA, Ph.D.
Senior Vice President for Finance and Chief Fiscal Officer

Attachments:

(3)

Kenneth Jessell

From: Reyna, Alfredo [REDACTED]
Sent: Thursday, April 28, 2016 4:15 PM
To: Kenneth Jessell
Subject: FW: FM 434688-1 FIU UniversityCity Infrastructure CEI Selection BT904
Attachments: FM 434688-1 FIU UniversityCity Infrastructure CEI Selection BT904; FW: BT904-UCPP/TIGER - Request for Concurrence CEI Selection Letter for Review by KAJ

Sorry Dr. Jessell I forgot to copy you...
Regards

Alfredo Reyna, P.E.
LAP Coordinator - Keith and Schnars, P.A.
Florida Department of Transportation

From: Reyna, Alfredo
Sent: Thursday, April 28, 2016 4:01 PM
To: 'Stuart Grant'
Cc: Rivera, Jorge; Yassin, Aiah; Robert Griffith; Espino, Barbara; Filer, Carl; Glass Johnson, Linda; Alberto Delgado
Subject: RE: FM 434688-1 FIU UniversityCity Infrastructure CEI Selection BT904

Stuart,
The Department concurred with FIU ranking proposed for BT-904 CEI Selection process. Before starting the Negotiation with the Number one ranked fir Bolton Perez & associates, FIU needs to provide the preliminary MH estimate (Item # 8 if the checklist. See attached email).

- Next:
- 3.) After Negotiation:
 - Checklist item #10; prove of negotiation (copy of the minutes of the negotiation meeting, negotiation e-mails, etc.)
 - Executed checklist, FDOT form "525-010-49".
 - 4.) Before executing the contract:
 - Approval of the checklist by FDOT.
 - FHWA concurrence

See attached email for requirements before executing the contract.

Regards

Alfredo Reyna, P.E.
LAP Coordinator - Keith and Schnars, P.A.
Florida Department of Transportation

From: Stuart Grant [REDACTED]
Sent: Monday, April 25, 2016 11:55 AM

To: Reyna, Alfredo

Cc: Rivera, Jorge; Yassin, Aiah; Robert Griffith; Espino, Barbara; Filer, Carl; Glass Johnson, Linda; Alberto Delgado

Subject: RE: FM 434688-1 FIU UniversityCity Infrastructure CEI Selection BT904

Alfredo,

See attached DRAFT estimate of hours for CEI fees.

We will send you a final version later this week (after we meet internally regarding our own Code inspections for the project).

We will give you the final estimate BEFORE we begin any negotiations.

See attached Number 1 ranked BP&A Conflict of Interest and Disclosure of Lobbying Certifications.

Please let me know if you need anything else.

Thanks,

Stuart M. Grant

Facilities Planning Coordinator

Architect, LEED AP BD+C, CGC



11555 SW 17th ST

MMC Campus, CSC 142C

Miami, FL 33199

Under Florida law, e-mail addresses are also public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.

From: Reyna, Alfredo [REDACTED]

Sent: Monday, April 25, 2016 11:16 AM

To: Stuart Grant

Cc: Rivera, Jorge; Yassin, Aiah; Robert Griffith; Espino, Barbara; Filer, Carl; Glass Johnson, Linda

Subject: RE: FM 434688-1 FIU UniversityCity Infrastructure CEI Selection BT904

Stuart,

Before we approve the Ranking requested by FIU (E-mail Attached, the first bullet of item 2). Please provide the highlighted items:

- 1.) Item needed before the ranking of the Vendors:
 - *Checklist Item #8; the man-hour estimate must be detailed. (Important for FIU to have this information on record before negotiation)*
- 2.) Before Negotiation:
 - FIU needs to get approval from FDOT of the ranking firms (FIU to provide documentation regarding the ranking: scores, minutes of meeting, etc.)
 - *Checklist Item #3; Conflict of interest forms of the #1 ranked vendor*
 - *Checklist Item #5; Certification of Disclosure...*

Regards



FLORIDA
INTERNATIONAL
UNIVERSITY

OFFICE OF FINANCE & ADMINISTRATION

April 21, 2016

Ms. Aiah Yassin, M.U.R.P.
District Local Program Administrator
Florida Department of Transportation
District 6
1000 NW 111 Avenue
Miami, FL 33172

Dear Ms. Yassin:

FIU is requesting FDOT and FHWA concurrence with the ranking of the Construction Engineering and Inspection (CEI) firm for the TIGER UniversityCity Prosperity Project.

On April 12, 2016, the three short-listed CEI firms (Bolton Perez & Associates, Atkins and Metric Engineering) presented their proposals before the selection committee. The committee members were:

Barbara Espino, District Construction Manager & Construction LAP Coordinator
FDOT District Six

Eric Gomez, City Engineer, City of Sweetwater

Alberto Delgado, Asst. Director of Construction, FIU Facilities Management


John Cal, Associate Vice-President FIU Facilities Management

Each firm had the opportunity to present, followed by a question and answer period with the selection committee. The committee deliberated in open session and each member ranked each firm according to the approved scoring categories of "Understanding of the Program and Project Requirements," "Program and Approach and Method" and "Ability to Provide Service." The results of the scoring ranked Bolton Perez & Associates as the highest, followed by Atkins and Metric Engineering.

On the basis of the recommendation of the committee, I have concurred with the final ranking order of the CEI firms for the project. FIU President Mark B. Rosenberg has also approved the ranking. Upon concurrence by FDOT and FHWA, the notice of intent to award can be posted.

FIU allows a 72-hour period for protest following this public announcement and if there are no formal protests, the ranking will then be considered official. Additionally, FIU understands that FDOT must also approve the FIU independent staff hour estimate of for CEI services prior to beginning fee negotiations.

I have attached the formal recommendation of the selection committee, including voting results and scores signed by each member of the committee as well as by Robert Griffith as non-voting Chairperson. I have also attached the memorandum of concurrence and approval by President Rosenberg.

If I may provide you with other, specific information, please do not hesitate to contact me at 

Sincerely,



Kenneth A. Jessell, MBA, Ph.D.
Senior Vice President for Finance and Chief Fiscal Officer

Kenneth Jessell

From: Kenneth Jessell
Sent: Thursday, April 21, 2016 9:43 AM
To: Yassin, Aiah
Cc: Reyna, Alfredo; John Cal; Stuart Grant; Robert Griffith
Subject: RE: BT904-UCPP/TIGER - Request for Concurrence CEI Selection Letter for Review by KAJ

Thank you. Ken

Kenneth A. Jessell, Ph.D.
Senior Vice President and Chief Financial Officer

FIU | FLORIDA
INTERNATIONAL
UNIVERSITY
11200 SW 8th Street, PC 523
Miami, FL 33199

[REDACTED]

From: Yassin, Aiah [REDACTED]
Sent: Thursday, April 21, 2016 8:41 AM
To: Kenneth Jessell [REDACTED]
Cc: Reyna, Alfredo [REDACTED]; John Cal [REDACTED]; Stuart Grant [REDACTED]; Robert Griffith [REDACTED]
Subject: RE: BT904-UCPP/TIGER - Request for Concurrence CEI Selection Letter for Review by KAJ

Good Morning Dr. Jessell,
We will coordinate with FHWA for their concurrence and will send you the concurrence right after.

Regards and Thanks,

Aiah Yassin, M.U.R.P. | District Local Program Administrator
FDOT | District 6 | Room 6112A | 1000 NW 111 Avenue, Miami, FL 33172

[REDACTED]

From: Kenneth Jessell [REDACTED]
Sent: Wednesday, April 20, 2016 5:30 PM
To: Yassin, Aiah
Cc: Reyna, Alfredo; John Cal; Stuart Grant; Robert Griffith
Subject: FW: BT904-UCPP/TIGER - Request for Concurrence CEI Selection Letter for Review by KAJ

Good afternoon Aiah.

Attached is FIU's request for FDOT and FHWA concurrence with the ranking of the Construction Engineering and Inspection (CEI) firm for the TIGER UniversityCity Prosperity Project. Also attached are the scoresheets and university approvals.

Please let me know if you have any questions or need additional information.

Ken

Kenneth A. Jessell, Ph.D.
Senior Vice President and Chief Financial Officer

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UNIVERSITY
11200 SW 8th Street, PC 523
Miami, FL 33199





OFFICE OF FINANCE & ADMINISTRATION

April 21, 2016

Ms. Aiah Yassin, M.U.R.P.
District Local Program Administrator
Florida Department of Transportation
District 6
1000 NW 111 Avenue
Miami, FL 33172

Dear Ms. Yassin:

FIU is requesting FDOT and FHWA concurrence with the ranking of the Construction Engineering and Inspection (CEI) firm for the TIGER University City Prosperity Project.

On April 12, 2016, the three short-listed CEI firms (Bolton Perez & Associates, Atkins and Metric Engineering) presented their proposals before the selection committee. The committee members were:

Barbara Espino, District Construction Manager & Construction LAP Coordinator
FDOT District Six

Eric Gomez, City Engineer, City of Sweetwater

Alberto Delgado, Asst. Director of Construction, FIU Facilities Management

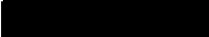
John Cal, Associate Vice-President FIU Facilities Management

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I have attached the formal recommendation of the selection committee, including voting results and scores signed by each member of the committee as well as by Robert Griffith as non-voting Chairperson. I have also attached the memorandum of concurrence and approval by President Rosenberg.

If I may provide you with other, specific information, please do not hesitate to contact me at 

Sincerely,



Kenneth A. Jessell, MBA, Ph.D.
Senior Vice President for Finance and Chief Fiscal Officer

Kenneth Jessell

From: Kenneth Jessell
Sent: Wednesday, April 20, 2016 5:30 PM
To: [REDACTED]
Cc: [REDACTED]; John Cal; Stuart Grant; Robert Griffith
Subject: FW: BT904-UCPP/TIGER - Request for Concurrence CEI Selection Letter for Review by KAJ
Attachments: UCPP-CEI-Scoresheets-FIU-Approvals.pdf; TIGER INTENT TO AWARD CEI REVISED RWG 1-YASSIN-KAJ FINAL.pdf
Expires: Saturday, September 5, 2043 12:00 AM

Good afternoon Aiah.

Attached is FIU's request for FDOT and FHWA concurrence with the ranking of the Construction Engineering and Inspection (CEI) firm for the TIGER University City Prosperity Project. Also attached are the scoresheets and university approvals.

Please let me know if you have any questions or need additional information.

Ken

Kenneth A. Jessell, Ph.D.
Senior Vice President and Chief Financial Officer

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11200 SW 8th Street, PC 523
Miami, FL 33199





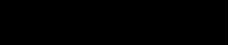
PRESIDENTIAL APPROVAL FORM

To be the cover sheet to any and all contracts, Univmail messages, letters and any document(s) requiring the President's signature and/or approval

DATE: 4/12/2016

INITIATING DEPARTMENT: FACILITIES MANAGEMENT DEPARTMENT

CONTACT PERSON: KIMBERLY LEWIS

EXTENSION: 4414 FAX: 4010 EMAIL: 


NUMBER OF ITEMS: 1 DATE NEEDED: 4/19/2016


DOCUMENT DESCRIPTION: UNIVERSITY CITY PROSPERITY PROJECT, BT-904-CEI SELECTION

I have reviewed and approved the attached document(s) for the President's signature and/or approval. I accept full responsibility should there be any error in the content, syntax, or form of the document. I am responsible for the editing and/or reformatting of this document if any changes are needed.

I understand that the President and/or his designee will retain the right to review any document that he/she chooses, and to request changes where deemed appropriate.

INITIATOR SIGNATURE:  DATE: 4/12/2016
ROBERT GRIFFITH

APPROVED BY VICE PRESIDENT:  DATE: 4/12/16
JOHN M. SC

APPROVED BY DEAN (WHEN APPLICABLE):  DATE: 4/14/16
KENNETH A. JESSELL

Once this request has been approved, your office will be notified that the document(s) are ready for retrieval.

OOP USE ONLY

APPROVAL: _____ DATE: _____

This form should be duplicated for further use.



MEMORANDUM

TO: Mark B. Rosenberg, FIU President

THRU: Kenneth A. Jessell, CFO and Senior Vice President

THRU: John M. Cal, Associate Vice President, Facilities Management [Redacted] 4/13/16

FROM: Bob Griffith, Director of Planning, Facilities Planning [Redacted] 4/13/2016

SUBJECT: University City Prosperity Project, BT-904 – CEI Selection

DATE: April 12, 2016

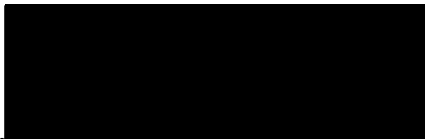
On April 12, 2016, interviews were conducted with Construction Engineering Inspection firms for the above referenced project. The Certification and Selection Committee has determined that the most qualified firms for this project, listed in the order of ranking, are as follows:

1. Bolton Perez & Associates
7205 Corporate Center Dr. Suite 201
Miami, FL 33126
2. Atkins
2001 NW 107 AVE
Miami, FL 33172
3. Metric Engineering
1470 NW 107 AVE, Suite K15
Miami, FL 33172

Upon your approval, negotiations will commence with the top ranked firm. Failure to negotiate a satisfactory contract with that firm will result in a negotiation with the second firm, and so on.

Your signature below represents that the recommendation is approved, and Facilities Management is authorized to conduct negotiations in accordance with BOG 14.007. Signed score sheets are attached for your reference.

Concur: _____


Kenneth Jessell, Ph.D.
CFO and Senior Vice President

Approved: _____


Mark B. Rosenberg, Ph.D.
President

c: Selection Committee
Attachment

Selection Evaluation Form Schedule C - INTERVIEW AND EVALUATION
BT-904 University/City Prosperity Project CEI Selection

Doc 5 (page 1 of 1)

12-Apr-16

Florida International University/City of Sweetwater

Firm No.	Name of Interviewee	Total Rank Points	Final Rank
1	Atkins	8.00	2
2	Metric Engineering	10.00	3
3	Bolton Peraz & Associates	6.00	1

I certify to the best of my knowledge and belief that I have no association with any of the applicants identified above and further certify that I have no conflicting interest in fulfilling my duty as a member of the certification and selection committee for this selection process.

[Redacted Signature Line]

[Redacted Signature Line]

[Redacted Signature Line]

[Redacted Signature Line]

[Redacted Signature Line]

John Carr

Barbara Espino

Alberto Delgado

Ugo Gomez

Bob Griffith, Chairman (non-voting)

April 12, 2016

Interview and Evaluation - Committee Scores
 BT-904 University City Prosperity Project CEI Selection

Florida International University/City of Sweetwater

20 point Grading Scales

16.0-20.0 = Outstanding
 12.0-15.9 = Good
 8.0-11.9 = Satisfactory
 4.0-7.9 = Poor
 0-3.9 = Unacceptable

Doc 4 (page 1 of 1)

12-Apr-16

FIU FIU FIU Sweetwater

Firm No.	Name of Interviewee	John Cal	Alberto Delgado	Barbara Espino	Eric Gomez	Standard Deviation	Score	Rank Points	RANK
1	Atkins								
	Understanding of Program (0-20)	20.0	17.0	18.0	20.0	1.5			
	Approach and Method (0-20)	19.0	15.0	15.0	19.0	2.3	213.00	8.00	2
	Ability to Provide Service (0-20)	19.0	16.0	15.0	20.0	2.4			
	Total Points	58.0	48.0	48.0	59.0	6.1			
	Rank Points	1	3	3	1				
2	Metric Engineering								
	Understanding of Program (0-20)	18.0	18.0	18.0	19.0	0.5			
	Approach and Method (0-20)	18.0	16.0	18.0	18.0	1.0	213.00	10.00	3
	Ability to Provide Service (0-20)	19.0	17.0	17.0	17.0	1.0			
	Total Points	65.0	51.0	53.0	54.0	1.7			
	Rank Points	3	2	2	3				
3	Bolton Perez & Associates								
	Understanding of Program (0-20)	19.0	19.0	20.0	20.0	0.6			
	Approach and Method (0-20)	19.0	18.0	18.0	19.0	0.6	225.00	6.00	1
	Ability to Provide Service (0-20)	19.0	18.0	18.0	18.0	0.5			
	Total Points	67.0	55.0	56.0	57.0	1.0			
	Rank Points	2	1	1	2				