

Business Operations
Ofelia San Pedro, Deputy Superintendent

**SUBJECT: TERMINATE CONTRACT NO. 092-GG10 – COMMERCIAL
LEASING OF PAVED-PARKING FACILITIES AT SOUTH
POINTE ELEMENTARY SCHOOL**

COMMITTEE: FACILITIES AND CONSTRUCTION REFORM

**LINK TO DISTRICT
STRATEGIC PLAN: IMPROVE CONSTRUCTION AND MAINTENANCE SERVICES**

This contract was awarded by the Board on August 1, 2007, for the commercial leasing of the paved-parking facilities at South Pointe Elementary School, consisting of sixty-five (65) regular parking spaces and two (2) handicapped parking spaces, for a total of sixty-seven (67) parking spaces, through the Department of Facilities Planning. Subsequent to the award, the awardee, Ross Parking Systems, Inc., of Miami, Florida, has failed to perform in accordance with the terms and conditions of the contract.

The lease agreement between the School Board and Ross Parking Systems, Inc., dated August 22, 2007, for use of the parking facilities, provides for a monthly rental rate of \$5,433.25, due to the Department of Facilities Planning on the first day of each month. Ross Parking Systems, Inc. has not remitted rental fees for the months of March and April, 2008. A certified letter, dated March 28, 2008, was forwarded to Mr. Enrique Rosende, President, requesting the outstanding rental amount due for the month of March 2008, and advising that in addition to the immediate demand for payment, any subsequent payments, including the April 1, 2008 payment, must be paid on time, pursuant to the terms and conditions of the contract. Language was also included in the letter, advising that failure to remit the contractual rental amount would be considered a default of the contract and would result in a recommendation of termination of the contract at the next School Board meeting.

The vendor has not responded to the request for payment. Based upon the failure of this vendor to perform, it is recommended that the award of this contract, be terminated and that the vendor, Ross Parking Systems, Inc., lose eligibility to transact new business with the Board for a period of fourteen (14) months pursuant to Board Rule 6Gx13- 3C-1.08 -- Performance and Payment Security, Declining A Bid Award, and Bonding Company Qualifications. The recommendation also reflects an authorization for the Board Attorney to initiate legal proceedings against the vendor to recover money due and owing the District.

Fund Source
No Cost Contract

RECOMMENDED: That The School Board of Miami-Dade County, Florida:

1. **TERMINATE** Contract No. 092-GG10 – COMMERCIAL LEASING OF PAVED-PARKING FACILITIES AT SOUTH POINTE ELEMENTARY SCHOOL, effective April 16, 2008;
2. **AUTHORIZE** the Board Attorney to initiate legal proceedings, if necessary, against Ross Parking Systems, Inc., of Miami, Florida, to recover money due and owing the District; and
3. Require that Ross Parking Systems, Inc., lose eligibility to transact new business with the Board for a period of fourteen (14) months pursuant to Board Rule 6Gx13-3C1.08 – Performance and Payment Security, Declining A Bid Award, and Bonding Qualifications.

OSP/aay