

Business Operations
Ofelia San Pedro, Deputy Superintendent

**SUBJECT: TERMINATE AWARD CONTRACT NO. 021-EE10 -
 COMMERCIAL LEASING OF PAVED-PARKING FACILITIES AT
 FIENBERG/FISHER ELEMENTARY SCHOOL**

COMMITTEE: INNOVATION, EFFICIENCY & GOVERNMENTAL RELATIONS

This contract was awarded by the Board on February 16, 2005, for the commercial leasing of the paved-parking facilities at Fienberg/Fisher Elementary School, consisting of three separate parking lots, containing a total of ninety-seven (97) parking spaces. Subsequent to the award, the awardee, Gold Star, Inc., d.b.a. Gold Star Parking, Inc., of Miami Beach, Florida, has failed to perform in accordance with the terms and conditions of the contract.

The lease agreement between the School Board and Gold Star, Inc., d.b.a. Gold Star Parking, Inc., dated March 18, 2005, for use of the parking facilities, provides for a monthly rental rate of \$14,000, due to the school on the first day of each month. Gold Star Parking, Inc., has only remitted \$5,000 for the month of June and no payment for the month of July. A certified letter was forwarded to Mr. Arthur J. Schultz, President, dated July 14, 2005, requesting outstanding rental amounts due for the months of June and July 2005, in the total sum of \$23,000, to be remitted no later than July 29, 2005. Standard default language was also included in the letter, advising that failure to remit the contractual rental amount would result in a recommendation of default by the Board.

Based upon the failure of this vendor to perform, it is recommended that the award of this contract be terminated and that the vendor, Gold Star, Inc., d.b.a. Gold Star Parking, 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. A new bid will be issued to lease the parking facility at Fienberg/Fisher Elementary School.

Fund Source
No Cost Contract

M/WBE Eligibility
None

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

1. **TERMINATE** Contract No. 021-EE10 – COMMERCIAL LEASING OF PAVED-PARKING FACILITIES AT FIENBERG/FISHER ELEMENTARY SCHOOL, effective August 17, 2005;
2. **AUTHORIZE** the Board Attorney to initiate legal action against Gold Star, Inc., d.b.a. Gold Star Parking, Inc., of Miami Beach, Florida, to recover money due and owing the District; and
3. Require that Gold Star, Inc., d.b.a. Gold Star Parking, 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/lja