Memorandum

MIAMI-DADE COUNTY

Date: November 3, 2015

To: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor

Agenda Item No. 8(F)(3)

Subject: Recommendation for Approval to Access the State of Minnesota Contract for Pharmaceutical Supplies

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Recommendation

It is recommended that the Board of County Commissioners (Board) approve this item, which does the following:

- Accesses the competitively established State of Minnesota contract *MMS15001* for the purchase of emergency medications, controlled substances, and other pharmaceutical supplies for the Fire Rescue Department; and
- Waives Resolution No. R-130-06, which directs the County Mayor or County Mayor's designee to not place items seeking approval of a contract on a Board agenda until the underlying contract is wholly executed, because the Minnesota Multistate Contracting Alliance for Pharmacy (MMCAP) requires the accessing party to first execute an agreement with the awarded vendor.

The State of Minnesota established this contract acting through the MMCAP, which is a voluntary group purchasing organization for states and local governments that directly contracts with pharmaceutical manufacturers/suppliers for their products. The Fire Rescue Department relies on this contract to purchase a wide array of pharmaceuticals to meet the operational needs of its emergency rescue units. Under the contract, the vendor shall deliver products to the Fire Rescue Department within 24 hours of placing an order. All pharmaceuticals purchased by the department are color-coded for ease of identification by paramedics.

Market research was conducted to determine whether accessing the MMCAP contract offered the best value to the County for pharmaceuticals, medical, and first aid supplies, and to identify local firms able to provide the requested supplies. Seventeen (17) vendors were contacted, including local companies, in order to compare pricing. The surveyed vendors were given a grouping of items with the highest volume and most frequent usage to price. This research indicated that the prices offered by the surveyed vendors were, on average, 300 percent higher than the recommended MMCAP contract prices. The volume discounts available under this contract will provide the County with the lowest market prices for the needed pharmaceutical supplies.

Scope

The impact of this item is countywide in nature.

Fiscal Impact/Funding Source

The fiscal impact for the initial term ending on October 31, 2016 is $1,092,000. The allocation in the proposed contract is based on the Fire Rescue Department's historical usage and projected future needs. The contract may be extended for an additional three (3) years, at increments determined by MMCAP. If MMCAP opts to exercise the optional contract term(s) and the County accesses those term(s), the cumulative value of the contract will be $3,900,000 for up to 50 months. The County accessed the previous Minnesota pharmaceutical contract for 77 months valued at $8,632,333.

Department	Allocation	Funding Source	Contract Manager
Fire Rescue	$1,092,000	Fire District Funds	Marianela Betancourt
Total:	**$1,092,000**		

Track Record/Monitor
Martha Garofolo of the Internal Services Department is the Procurement Contracting Officer.

Delegated Authority
If this item is approved, the County Mayor or County Mayor's designee will have the authority to exercise all provisions of the contract, including any extensions or renewals, pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38.

Vendor Recommended for Award

Vendor	Principal Address	Principal
Cardinal Health 110, LLC	7000 Cardinal Place Dublin, OH	Peter Flanagan

Due Diligence
Pursuant to Resolution No. R-187-12, due diligence was conducted in accordance with the Internal Services Department's Procurement Guidelines to determine contractor responsibility, including verifying corporate status and review of performance or compliance issues. The lists referenced include convicted vendors, debarred vendors, delinquent contractors, suspended vendors, and federal excluded parties. There were no adverse findings relating to contractor responsibility.

Applicable Ordinances and Contract Measures

- The two (2) percent User Access Program provision applies where permitted by the funding source.
- The Small Business Enterprise Bid Preference and Local Preference Ordinances do not apply.
- The Living Wage Ordinance does not apply.

Russell Benford
Deputy Mayor

MEMORANDUM

(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: November 3, 2015

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 8(F)(3)

Please note any items checked.

_____ **"3-Day Rule" for committees applicable if raised**

_____ **6 weeks required between first reading and public hearing**

_____ **4 weeks notification to municipal officials required prior to public hearing**

_____ **Decreases revenues or increases expenditures without balancing budget**

_____ **Budget required**

_____ **Statement of fiscal impact required**

_____ **Ordinance creating a new board requires detailed County Mayor's report for public hearing**

_____ **No committee review**

_____ **Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous _____) to approve**

_____ **Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required**

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 8(F)(3)
11-3-15

RESOLUTION NO. _____

RESOLUTION AUTHORIZING ACCESS OF STATE OF MINNESOTA CONTRACT MMS15001 FOR A TERM THROUGH OCTOBER 31, 2016 AND A RENEWAL PERIOD UP TO THREE (3) YEARS FOR THE PURCHASE OF PHARMACEUTICAL SUPPLIES IN THE AGGREGATE AMOUNT OF $3,900,000.00; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE DOCUMENTS NECESSARY TO ACCESS SAME AND EXERCISE ALL PROVISIONS OF THE CONTRACT PURSUANT TO SECTION 2-8.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA AND IMPLEMENTING ORDER 3-38; AND WAIVING THE REQUIREMENTS OF RESOLUTION NO. R-130-06 TO NOT PLACE ITEMS SEEKING APPROVAL OF A CONTRACT ON A BOARD AGENDA UNTIL THE UNDERLYING CONTRACT IS WHOLLY EXECUTED

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board approves the access of State of Minnesota Contract MMS15001 for a period through October 31, 2016 and a renewal period up to three (3) years in the aggregate amount of $3,900,000.00 for the purchase of pharmaceutical supplies; authorizes the County Mayor or County Mayor's designee to execute documents necessary to access same and exercise all provisions of the contract pursuant to Section 2-8.1 of the Code of Miami-Dade County, Florida and Implementing Order 3-38; and waives the requirements of Resolution No. R-130-06 to not place items seeking approval of a contract on a Board agenda until the underlying contract is wholly executed. A copy of the contract is on file with and available upon request from the Internal Services Department, Procurement Management Services Division.

The foregoing resolution was offered by Commissioner ,

who moved its adoption. The motion was seconded by Commissioner

and upon being put to a vote, the vote was as follows:

Jean Monestime, Chairman
Esteban L. Bovo, Jr., Vice Chairman

Bruno A. Barreiro	Daniella Levine Cava
Jose "Pepe" Diaz	Audrey M. Edmonson
Sally A. Heyman	Barbara J. Jordan
Dennis C. Moss	Rebeca Sosa
Sen. Javier D. Souto	Xavier L. Suarez
Juan C. Zapata	

The Chairperson thereupon declared the resolution duly passed and adopted this 3rd day of November, 2015. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By:_____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Shanika A. Graves