Memorandum

MIAMI-DADE COUNTY

Date: July 6, 2016

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

Agenda Item No. 8(F)(14)

From: Carlos A. Gimenez
Mayor

Subject: Recommendation for Approval of a Designated Purchase under Contract Nos. RFQ801a, RFQ801b, and RFQ801c for State Governmental Representation and Consulting Services in Tallahassee, FL

Recommendation

It is recommended that the Board of County Commissioners (Board) approve this request for a designated purchase under *Contract Nos. RFQ801a, RFQ801b, and RFQ801c, Governmental Representation and Consulting Services in Tallahassee, FL*, for Miami-Dade County's Office of Intergovernmental Affairs. Approval of a designated purchase is being requested, pursuant to Section 2-8.1(b)(3) of the Miami-Dade County Code, to authorize increased time and expenditure authority to continue the contracts on a month-to-month basis, up to one (1) year or until replacement contracts are awarded by the Board, whichever occurs first.

These contracts were originally approved by the Board in December 2011 for a one-year term plus three (3), one-year options to renew for the delivery of a full range of lobbying, consulting and advocacy services before the executive and legislative branches of state government to promote the County's legislative agenda. The contracts, which are in the last option term, were administratively extended by six (6) months.

All members of the Florida House of Representatives and Senate face re-election in November 2016, rendering it impracticable to re-solicit these services until the conclusion of the election season. Therefore, this designated purchase for additional time and expenditure is in the County's best interest in order to continue receiving the services.

Scope

The impact of this item is countywide in nature.

Fiscal Impact/Funding Source

The contracts expire August 15, 2016 and currently have an allocation of $290,000 per year in the aggregate. The requested allocation increase is up to $25,000 per month in the aggregate to cover the contract rates for the services. The source of funding is the General Fund.

Track Record/Monitor

Celeste S. Walker of the Internal Services Department is the Procurement Contracting Manager. Joe Rasco, Director of the Office of Intergovernmental Affairs, is responsible for monitoring contract performance and compliance.

Delegated Authority

The County Mayor or the County Mayor's designee will have the authority to exercise all provisions of the contract pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38.

Awarded Vendors

Awardee	Address	Principal
Akerman, LLP	495 North Keller Road Suite 300 Maitland, FL	Andrew Smulian
Ronald L. Book, P.A.	18851 NE 29 Avenue Suite 1010 Aventura, FL	Ronald L. Book
Rutledge Ecenia, P.A.	119 South Monroe Street Suite 202 Tallahassee, FL	Gary Rutledge

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 User Access Program provision applies. The two (2) percent program discount will be collected on all purchases.
- The Small Business Enterprise Selection Factor was applied in accordance with the ordinance.
- Local Preference was not applicable.
- Living Wage Ordinance does not apply.

Edward Marquez
Deputy Mayor

MEMORANDUM

(Revised)

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

DATE: July 6, 2016

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 8(F)(14)

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**
_____	**Statement of social equity 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)(14)
7-6-16

RESOLUTION NO. _____

RESOLUTION AUTHORIZING DESIGNATED PURCHASE PURSUANT TO SECTION 2-8.1(B)(3) OF THE COUNTY CODE BY A TWO-THIRDS VOTE OF THE BOARD MEMBERS PRESENT; AUTHORIZING ADDITIONAL EXPENDITURE AUTHORITY IN THE AMOUNT UP TO $290,000.00 IN THE AGGREGATE AND ADDITIONAL TIME ON A MONTH-TO-MONTH BASIS UP TO ONE YEAR OR UNTIL REPLACEMENT CONTRACTS ARE AWARDED, WHICHEVER COMES FIRST, FOR CONTRACT NOS. RFQ801A, RFQ801B AND RFQ801C, GOVERNMENTAL REPRESENTATION AND CONSULTING SERVICES IN TALLAHASSEE, FLORIDA FOR THE OFFICE OF INTERGOVERNMENTAL AFFAIRS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ALL PROVISIONS OF THE CONTRACTS PURSUANT TO SECTION 2-8.1 OF THE COUNTY CODE AND IMPLEMENTING ORDER 3-38

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:

Section 1. This Board finds it is in the best interest of Miami-Dade County to approve, and by a two-thirds vote of the Board members present approves, additional expenditure authority in an amount up to $290,000.00 in the aggregate, and additional time on a month-to-month basis up to one year or until replacement contracts are awarded, whichever comes first, for Contract Nos. RFQ801a, RFQ801b, and RFQ801c, Governmental Representation and Consulting Services in Tallahassee, Florida for the Office of Intergovernmental Affairs pursuant to Section 2-8.1(b)(3) of the County Code.

Section 2. This Board authorizes the County Mayor or County Mayor's designee to exercise all provisions of Contract Nos. RFQ801a, RFQ801b, and RFQ801c necessary to extend these contracts on a month-to-month basis for up to an additional one year, pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38. Copies of the supplemental agreements to extend the contracts are attached and made a part hereof.

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 6th day of July, 2016. 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. JMM

Jess M. McCarty

SUPPLEMENTAL AGREEMENT NO. 1

Contract Number: RFQ801a

Contract Title: State Government Representation and Consulting Service

Contractor: Ronald L. Book, P.A.
18851 North East 29 Avenue, Suite 1010
Aventura, FL 33180

In accordance with Article 5 of the above referenced Contract, this supplement agreement when properly executed, becomes part of the Contract and sets forth the terms and conditions that are applicable to the contract period as set forth in Miami-Dade County Contract RFQ801a.

Whereas, the County and Contractor agree to amend and modify the Agreement as follows:

> This contract is hereby extended on a month-to-month, up to one (1) year or until a replacement contract is awarded following the execution of this Supplemental Agreement by all parties.

All terms, covenants and conditions of the original contract and any supplemental agreements issued thereto shall remain in full force and effect, except to the extent herein amended.

IN WITNESS WHEREOF, the parties have executed this Supplemental Agreement to County Contract No. RFQ801a

Contractor	Miami-Dade County
By: _____	By: _____
Name: Ronald Book	Name: Carlos A. Gimenez
Title: CEO	Title: Mayor
Date: 6/13/16	Date: _____
Attest: _____ Corporate Secretary/Notary	Attest: _____ Clerk of the Board

Corporate Seal/Notary

KELLY C. MALLETTE
Notary Public - State of Florida
Commission #FF066344
My Commission Expires
February 9, 2018

Approved as to form
and legal sufficiency

_____
Assistant County Attorney

SUPPLEMENTAL AGREEMENT NO. 2

Contract Number: RFQ801b

Contract Title: State Government Representation and Consulting Service

Contractor: Rutledge Ecenia, P.A.
119 South Monroe Street, Suite 202
Tallahassee, FL 32301

In accordance with Article 5 of the above referenced Contract, this supplement agreement when properly executed, becomes part of the Contract and sets forth the terms and conditions that are applicable to the contract period as set forth in Miami-Dade County Contract RFQ801b.

Whereas, the County and Contractor agree to amend and modify the Agreement as follows:

This contract is hereby extended on a month-to-month, up to one (1) year or until a replacement contract is awarded following the execution of this Supplemental Agreement by all parties.

All terms, covenants and conditions of the original contract and any supplemental agreements issued thereto shall remain in full force and effect, except to the extent herein amended.

IN WITNESS WHEREOF, the parties have executed this Supplemental Agreement to County Contract No. RFQ801b

Contractor

By: _____

Name: Gary R. Rutledge
Title: Vice President

Date: 6-10-16

Attest: Ruthie J. Dickson
Corporate Secretary/Notary

Corporate Seal/Notary

RUTHIE J. DICKSON
Commission # EE 844223
Expires October 25, 2016
Bonded Thru Troy Fain Insurance 800-385-7019

Miami-Dade County

By: _____

Name: Carlos A. Gimenez
Title: Mayor

Date: _____

Attest: _____
Clerk of the Board

Approved as to form
and legal sufficiency

_____
Assistant County Attorney

8

SUPPLEMENTAL AGREEMENT NO. 1

Contract Number: RFQ801c

Contract Title: State Government Representation and Consulting Service

Contractor: Akerman, LLP
495 North Keller Road, Suite 300
Maitland, FL 32751

In accordance with Article 5 of the above referenced Contract, this supplement agreement when properly executed, becomes part of the Contract and sets forth the terms and conditions that are applicable to the contract period as set forth in Miami-Dade County Contract RFQ801c.

Whereas, the County and Contractor agree to amend and modify the Agreement as follows:

This contract is hereby extended on a month-to-month, up to one (1) year or until a replacement contract is awarded following the execution of this Supplemental Agreement by all parties.

All terms, covenants and conditions of the original contract and any supplemental agreements issued thereto shall remain in full force and effect, except to the extent herein amended.

IN WITNESS WHEREOF, the parties have executed this Supplemental Agreement to County Contract No. RFQ801c

Contractor	Miami-Dade County
By: AKERMAN LLP.	By: _____
Name: JOSE VILLALOBOS	Name: Carlos A. Gimenez
Title: ATTORNEY	Title: Mayor
Date: 6/10/2016	Date: _____
Attest: _____ Corporate Secretary/Notary	Attest: _____ Clerk of the Board
Corporate Seal/Notary	Approved as to form and legal sufficiency
MARIA GONZALEZ MY COMMISSION # FF 909142 EXPIRES: October 22, 2019 Bonded Thru Budget Notary Services	_____ Assistant County Attorney