

Memorandum



Date: July 10, 2019

To: Honorable Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor

Agenda Item No. 8(F)(13)

Subject: Recommendation for Approval to Award FB-00895 Medical Supplies and Related Items

Recommendation

It is recommended that the Board of County Commissioners (Board) approve a competitive contract award, *Contract No. FB-00895, Medical Supplies and Related Items*, for multiple County departments. The contract will provide for the purchase of medical supplies and related items, required to effectively respond to medical emergencies. The Fire Rescue Department will be the primary user of this contract. The current contract, *Contract No. 8441-0/19, Medical Supplies and Related Items* was awarded by the Board, through Resolution No. R-171-14, for a five-year term.

The categories within the contract incorporate diagnostic, surgical and trauma supplies, personal protective equipment, and miscellaneous medical items. The solicitation has 54 categories of medical supplies assembled into two groups: Group 1 - Non-Federally Funded Purchases, and Group 2 - Federally Funded Purchases.

Twenty-three bids were received in response to the solicitation and six are recommended for award. Of the six vendors recommended for award, two vendors have local addresses and are certified Small Business Enterprise firms. Upon advertisement of this replacement solicitation, 3,363 vendors were notified in BidSync, of which 109 vendors viewed the solicitation.

Scope

The scope of this item is countywide in nature.

Fiscal Impact/Funding Source

The fiscal impact for the five-year term is \$1,953,663. The current contract, 8441-0/19, is valued at \$19,571,000 for a five-year and six-month term and expires on August 31, 2019. The allocation under the replacement contract is significantly lower than the allocation under the current contract because two departments, Aviation and PortMiami, will no longer have an allocation on this contract, and Vizcaya is no longer a County department. Twenty-seven of the 54 categories, or 50 percent, are not being awarded due to insufficient product data to evaluate the bid submittals and make an award recommendation. Consequently, a recommendation to reject these categories is being made, and the value of these categories is approximately \$3,000,000. These categories will be resolicited through a subsequent competitive solicitation.

Department	Allocation	Funding Source	Contract Manager
Community Action and Human Services	\$8,025	General Fund / Federal Funds	Richard Signori
Fire Rescue	\$1,536,130	Fire District / Federal Funds	Marianela Betancourt
Medical Examiner	\$170,525	General Fund	Aylin Concepcion
Parks, Recreation and Open Spaces	\$48,396	General Fund	Bernie Rodriguez
Police	\$77,238	General Fund / Grant Funds	Laura K. Romano

Department	Allocation	Funding Source	Contract Manager
Public Housing and Community Development	\$104,321	Federal Funds	Indira Rajkumar-Futch
Transportation and Public Works	\$9,028	DTPW Operating – No PTP	Angela Mathews-Tranumn
Total:	\$1,953,663		

Track Record/Monitor

Lindsay Collazo of the Internal Services Department is the Procurement Contracting Manager.

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 cancellation, renewal and extension provisions, pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38.

Vendors Recommended for Award

An Invitation to Bid was issued under full and open competition. Twenty-three bids were received in response to the solicitation and six are recommended for award. Of the six vendors recommended for award, two have local addresses and are certified Small Business Enterprise firms.

Pursuant to notification requirements in Resolution No. R-477-18, four of the vendors recommended for award are non-local vendors due to multiple factors including a smaller amount of local vendors responding to the solicitation, some vendors did not submit pricing on all items as required by the solicitation and other vendors offered higher pricing than the recommended vendors. The lowest responsive and responsible bidders are recommended for award in accordance with the method of award per the solicitation.

Vendor	Principal Address	Local Address*	Number of Employee Residents	Principal	Award
			1) Miami-Dade 2) Percentage*		
Bound Tree Medical, LLC	5000 Tuttle Crossing Boulevard Dublin, OH	None	0	Tim Jamison	Group 1: Categories 13, 20, 27, 34, and 43
			0%		
Concordance Healthcare Solutions, LLC	85 Shaffer Park Drive Tiffin, OH	None	0	Todd R. Howell	Group 1: Categories 4, 5, 6, 11, and 22
			0%		
Henry Schein, Inc.	135 Duryea Road Melville, NY	None	0	Stanley M. Bergman	Group 1: Categories 3, 8, 14, 16, 18, 26, 31, 32, 35, 36, 42, and 44 line items 1-2 and 4-11
			0%		
Hillusa Corporation (SBE)	7215 NW 46 Street Miami, FL	Same	5	Ernesto Ackerman	Group 1: Category 44 line items 13 through 17
			100%		

Vendor	Principal Address	Local Address*	Number of Employee Residents	Principal	Award
			1) Miami-Dade 2) Percentage*		
QuadMed, Inc.	11210-1 Philips Industrial Boulevard E Jacksonville, FL	None	0	Lisa M. Price	Group 1: Categories 7, 15, 28, 44 line item 12, and Group 2, Category 1
			0%		
Steede Medical, LLC (SBE)	11433 NW 34 Street Doral, FL	11433 NW 34 Street Doral, FL	6	Louis L. C. Steede	Group 1: Category 2
			100%		

*Provided pursuant to Resolution No. R-1011-15. Percentage of employee residents is the percentage of vendors' employees who reside in Miami-Dade County as compared to the vendor's total workforce.

Vendors Not Recommended for Award

Vendor	Local Address	Reason for Not Recommending
Dan Enterprises	Yes	Vendor was not the lowest responsive, responsible bidder in the awarded categories.
Grit Born, LLC	Yes	
Health-Care Equipment & Parts Co., Inc. dba MedPart	No	
IGMC Medical Technology Group	Yes	
Mercedes Medical	No	
Medicalozi, LLC	Yes	
Medline Industries, Inc.	No	
Nashville Medical & EMS Products, Inc.	No	
Premiere Scientific	No	
School Health Corp	No	
Surgimed Corporation	Yes	
SZY Holdings, LLC dba Ever Ready	No	
TQM, LLC dba Two Rivers Medical	No	
WENOC Medical Resources	Yes	
ZOLL Medical Corporation	No	

The vendors listed in the table below are deemed non-responsive and are, therefore, not recommended for award in certain categories and/or line items. Due to the method of award, some vendors in the table below are being recommended for award in the categories where they were the lowest responsive, responsible Bidder. The County Attorney's Office opinion is attached.

Vendor	Local Address	Reason for Not Recommending
Bound Tree Medical	No	Non-responsive for certain categories and/or line items.
Concordance Healthcare Solutions, LLC	No	
Dan Enterprises Team, LLC	Yes	

Flotec, Inc.	No	
Grit Born, LLC	Yes	
Henry Schein, Inc.	No	
IGMC Medical Technology Group	Yes	
MedicaLozi, LLC	Yes	
Medline Industries, Inc.	Yes	
Mercedes Medical	No	
Premiere Scientific	No	
School Health Corporation	No	
Steede Medical, LLC	Yes	
SZY Holdings, LLC d/b/a Ever Ready	No	
TQM, LLC d/b/a Two Rivers Medical	No	
Vomex, LLC	Yes	
Zoll Medical Corporation	No	

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 vendor responsibility, including verifying corporate status and that there are no performance and compliance issues. The lists that were referenced included convicted vendors, debarred vendors, delinquent contractors, suspended vendors, and federal excluded parties. There were no adverse findings relating to vendor responsibility.

Pursuant to Resolution No. R-140-15, prior to re-procurement, a full review of the scope of services was conducted to ensure the replacement contract reflects the County's current needs. The review included conducting market research, posting a draft solicitation for industry comment, and holding meetings and drafting sessions with the client departments.

Applicable Ordinances and Contract Measures

- The two percent User Access Program provision applies where permitted by funding source.
- The Small Business Enterprise Bid Preference and Local Preference applies where permitted by funding source.
- The Living Wage does not apply.

Attachment



Maurice Kemp
Deputy Mayor

Memorandum



Date: March 22, 2019

To: Joanie Quintanilla-Beyer
Procurement Contracting Officer
Internal Services Department

From: Melanie Spencer
Assistant County Attorney

Subject: Request for Responsiveness Determination on FB-00895 Medical Supplies and Related Items

You have asked this office if bids submitted by various vendors bidding on FB-00895 Medical Supplies and Related Items (the "Solicitation") are responsive. We rely on the information provided in your January 31, 2019 and March 20, 2019 memorandums to this office.¹

The purpose of the Solicitation is to establish a contract for the purchase of medical supplies and related items on an as needed when needed basis. Per the Solicitation, the award for categories 1 through 43 "will be made to the lowest priced responsive, responsible Bidder on a category-by-category basis. Bidders may bid on any or all categories. To be considered for award, the Bidder must offer prices for all items within a given category." Further the Solicitation provides that "[t]he Bidders prices for each category will be determined by multiplying the estimated quantity by unit price per item and then totaling the resultant amount for all items in the category. If a Bidder fails to submit an offer for all items within the category, its offer for that specific category may be rejected."

You are currently seeking a responsiveness opinion for the following eighteen (18) vendors: (1) Concordance Healthcare Solutions LLC; (2) Bound Tree Medical; (3) Dan Enterprises Team LLC; (4) Flotec, Inc.; (5) Grit Born LLC; (6) Henry Schein Inc.; (7) Hillusa Corporation; (8) IGMCMedical Technology Group; (9) MedicaLozi LLC; (10) Medline Industries, Inc.; (11) Mercedes Medical; (12) Premiere Scientific; (13) School Health Corp; (14) Steede Medical LLC; (15) SZY Holding LLC d/b/a Ever Ready; (16) TQM LLC d/b/a Two Rivers Medical; (17) Vomex LLC; and (18) Zoll Medical Corporation.

Each of these eighteen vendors will be analyzed separately below.

Concordance Healthcare Solutions LLC

You have identified one issue with Concordance Healthcare Solutions LLC's bid ("Concordance"). You state that Concordance failed to bid on all items within Group (1) Category 1 and offered a different unit of measure for Group (2) Category 5, item 9.

¹ Memorandums were provided to this office on January 9, 2019, and January 30, 2019 but were replaced by the January 31, 2019 memorandum due to scrivener's errors in both the January 9, 2019, and January 30, 2019 memorandums. On March 20, 2019 this office was provided with a revised memorandum after ISD performed a follow-up review of all bids.

Concordance's failure to provide bid prices on certain items in Group (1) Category 1 deprives the County of the assurance that the contract will be performed and guaranteed in accordance with the terms of the Solicitation and thereby renders its bid for Group (1) Category 1 non-responsive. Section 2.3 of the Solicitation provides that award of categories 1 through 43 will be made "on a category-by-category basis" and clearly delineates that "[t]o be considered for award, the Bidder must offer prices for all items within a given category." The Solicitation also confirms that "[i]f a Bidder fails to submit an offer for all items within the category, its offer for that specific category may be rejected." This conclusion is wholly consistent with government procurement law. See Matter of: New Shawmut Timber Co., B-286881, 2001 CPD P 42, 2001 WL 185214, *1 (Comp. Gen. Feb. 26, 2001) ("The failure to include a price for a line item evidences a bidder's intent not to be bound or obligated to perform that element of the requirement, and thus generally renders the bid nonresponsive."); Matter of: The Jorgensen Forge Corp., B-255426, 94-1 CPD P 157, 1994 WL 64911, *2 (Comp. Gen. Feb. 28, 1994) ("Where, as here, an IFB provides that award will be made to the low aggregate bidder, a bid that fails to include a price for every item required by the IFB generally must be rejected as nonresponsive since the bidder would not be obligated to provide the item for which it has provided no price.").

As related to Concordance's offer of a different unit of measure in Group (2) Category 5, item 9 the County is not able to evaluate Concordance's bid as related to this category. The Solicitation outlines the method of award and states that "[t]he Bidders prices for each category will be determined by multiplying the estimated quantity by unit price per item and then totaling the resultant amount for all items in the category." Concordance used the unit of measurement "ea" for the item in Group (2), Item 5 line, 9 where the Solicitation provided for "Box" as the unit of measurement. By changing the units of measurements, the County is not able to evaluate Concordance's bid and compare the bid with other bids. Therefore, Concordance's bid for Group (2) Category 5 is non-responsive.

Bound Tree Medical

You have two several issues with Bound Tree Medical's bid: (1) failing bid on all items within Group (1) Categories, 29, and 30; and (2) offering different unit of measures in Group (2) Category 5.

Bound Tree Medical's failure to provide bid prices on certain items in Group (1) Categories, 29, and 30 deprives the County of the assurance that the contract will be performed and guaranteed in accordance with the terms of the Solicitation and thereby renders its bid for Group (1) Categories 29, and 30 non-responsive. Section 2.3 of the Solicitation provides that award of categories 1 through 43 will be made "on a category-by-category basis" and clearly delineates that "[t]o be considered for award, the Bidder must offer prices for all items within a given category." The Solicitation also confirms that "[i]f a Bidder fails to submit an offer for all items within the category, its offer for that specific category may be rejected." This conclusion is wholly consistent with government procurement law. See Matter of: New Shawmut Timber Co., B-286881, 2001 CPD P 42, 2001 WL 185214, *1 (Comp. Gen. Feb. 26, 2001) ("The failure to include a price for a line item evidences a bidder's intent not to be bound or obligated to perform that element of the requirement, and thus generally renders the bid nonresponsive."); Matter of: The Jorgensen Forge Corp., B-255426, 94-1 CPD P 157, 1994 WL 64911, *2 (Comp. Gen. Feb. 28, 1994) ("Where, as here, an IFB provides that award will be made to the low aggregate bidder, a bid that fails to include a price for every item required by the IFB generally must be rejected as nonresponsive since the bidder would not be obligated to provide the item for which it has provided no price.").

As related to Bound Tree Medical's offer of a different unit of measure in Group (2) Category 5, the County is not able to evaluate Bound Tree Medical's bid as related to this category. The Solicitation outlines the method of award and states that "[t]he Bidders prices for each category will be determined by multiplying the estimated quantity by unit price per item and then totaling the resultant amount for all items in the category." Bound Tree Medical used the unit of measurement "CS" for item KDL1143 in Group (2), Item 5 line, 9 where the Solicitation provided for "Box" as the unit of measurement. In another instance, Bound Tree Medical offered a unit of measurement of "BK" where the Solicitation called for a unit of measurement for "Each." By changing the units of measurements, the County is not able to evaluate Bound Tree Medical's bid and compare the bid with other bids. Therefore, Bound Tree Medical's bid for Group (2) Category 5 is non-responsive.

Dan Enterprises Team LLC

You have identified one issue with Dan Enterprises Team LLC's ("Dan Enterprises") bid. Dan Enterprises failed to bid on all items within Group (1) Category 32, specifically line item 11.

Dan Enterprises's failure to provide bid prices on all items within Group (1) Category 32 deprives the County of the assurance that the contract will be performed and guaranteed in accordance with the terms of the Solicitation and thereby renders its bid for Group (1) Category 32 non-responsive. Section 2.3 of the Solicitation provides that award of categories 1 through 43 will be made "on a category-by-category basis" and clearly delineates that "[t]o be considered for award, the Bidder must offer prices for all items within a given category." The Solicitation also confirms that "[i]f a Bidder fails to submit an offer for all items within the category, its offer for that specific category may be rejected." This conclusion is wholly consistent with government procurement law. See Matter of: New Shawmut Timber Co., B-286881, 2001 CPD P 42, 2001 WL 185214, *1 (Comp. Gen. Feb. 26, 2001) ("The failure to include a price for a line item evidences a bidder's intent not to be bound or obligated to perform that element of the requirement, and thus generally renders the bid nonresponsive."); Matter of: The Jorgensen Forge Corp., B-255426, 94-1 CPD P 157, 1994 WL 64911, *2 (Comp. Gen. Feb. 28, 1994) ("Where, as here, an IFB provides that award will be made to the low aggregate bidder, a bid that fails to include a price for every item required by the IFB generally must be rejected as nonresponsive since the bidder would not be obligated to provide the item for which it has provided no price.").

Flotec, Inc.

You have reported one issue with Flotec Inc.'s bid. In its submission, Flotec, Inc. failed to provide the Bid Submittal Form.

The instruction to bidders on the online form each item states that bidders are to "Refer to Section 4 Bid Submittal Form Attached" and therefore not fill in the individual fields for pricing in the online form. Because Flotec, Inc. did not use the Bid Submittal Form it is difficult for the County to determine for which Group or Category Flotec Inc. was submitting its bid, and renders its bid non-responsive. Even if Flotec Inc. intended to bid for Group (1) Category (1) based upon the Supplier Product Codes used by Flotec Inc., Flotec Inc. did not offer prices on all items within Group (1) Category (1). Flotec Inc.'s failure to provide bid prices on all items within Group (1) Category 1 deprives the County of the assurance that the contract will be performed and guaranteed in accordance

with the terms of the Solicitation and thereby renders its bid for Group (1) Category 1 non-responsive on these grounds as well. Section 2.3 of the Solicitation provides that award of categories 1 through 43 will be made "on a category-by-category basis" and clearly delineates that "[t]o be considered for award, the Bidder must offer prices for all items within a given category." The Solicitation also confirms that [i]f a Bidder fails to submit an offer for all items within the category, its offer for that specific category may be rejected." This conclusion is wholly consistent with government procurement law. See Matter of: New Shawmut Timber Co., B-286881, 2001 CPD P 42, 2001 WL 185214, *1 (Comp. Gen. Feb. 26, 2001) ("The failure to include a price for a line item evidences a bidder's intent not to be bound or obligated to perform that element of the requirement, and thus generally renders the bid nonresponsive."); Matter of: The Jorgensen Forge Corp., B-255426, 94-1 CPD P 157, 1994 WL 64911, *2 (Comp. Gen. Feb. 28, 1994) ("Where, as here, an IFB provides that award will be made to the low aggregate bidder, a bid that fails to include a price for every item required by the IFB generally must be rejected as nonresponsive since the bidder would not be obligated to provide the item for which it has provided no price.").

Grit Born LLC

You have identified one issue with Grit Born LLC's ("Grit Born") bid. Grit Born failed to bid on all items within Group (1) Category 15.

Grit Born's failure to provide bid prices on all items within Group (1) Category 15 deprives the County of the assurance that the contract will be performed and guaranteed in accordance with the terms of the Solicitation and thereby renders its bid for Group (1) Category 15 non-responsive. Section 2.3 of the Solicitation provides that award of categories 1 through 43 will be made "on a category-by-category basis" and clearly delineates that "[t]o be considered for award, the Bidder must offer prices for all items within a given category." The Solicitation also confirms that [i]f a Bidder fails to submit an offer for all items within the category, its offer for that specific category may be rejected." This conclusion is wholly consistent with government procurement law. See Matter of: New Shawmut Timber Co., B-286881, 2001 CPD P 42, 2001 WL 185214, *1 (Comp. Gen. Feb. 26, 2001) ("The failure to include a price for a line item evidences a bidder's intent not to be bound or obligated to perform that element of the requirement, and thus generally renders the bid nonresponsive."); Matter of: The Jorgensen Forge Corp., B-255426, 94-1 CPD P 157, 1994 WL 64911, *2 (Comp. Gen. Feb. 28, 1994) ("Where, as here, an IFB provides that award will be made to the low aggregate bidder, a bid that fails to include a price for every item required by the IFB generally must be rejected as nonresponsive since the bidder would not be obligated to provide the item for which it has provided no price.").

Henry Schein Inc.

You have identified two issues with Henry Schein Inc.'s ("Henry Schein") bid. You state that Henry Schein failed to bid on all items within Group (1) Categories 1, 17, 21, 23, 28, 30, and 41. Additionally it is stated that Henry Schein failed to bid on all items within Group (2), Category 8.

Henry Schein's failure to provide bid prices on all items within Group (1) Categories 1, 17, 21, 23, 28 30, and 41 deprives the County of the assurance that the contract will be performed and guaranteed in accordance with the terms of the Solicitation and thereby renders its bid for Group (1)

Categories 1, 17, 21, 23, 30, and 41 non-responsive.² Similarly, Henry Schein's failure to bid on all items within Group (2) Category 8 renders Henry Schein's bid for Group (2) Category 8 non-responsive. Section 2.3 of the Solicitation provides that award of categories 1 through 43 will be made "on a category-by-category basis" and clearly delineates that "[t]o be considered for award, the Bidder must offer prices for all items within a given category." The Solicitation also confirms that [i]f a Bidder fails to submit an offer for all items within the category, its offer for that specific category may be rejected." This conclusion is wholly consistent with government procurement law. See Matter of: New Shawmut Timber Co., B-286881, 2001 CPD P 42, 2001 WL 185214, *1 (Comp. Gen. Feb. 26, 2001) ("The failure to include a price for a line item evidences a bidder's intent not to be bound or obligated to perform that element of the requirement, and thus generally renders the bid nonresponsive."); Matter of: The Jorgensen Forge Corp., B-255426, 94-1 CPD P 157, 1994 WL 64911, *2 (Comp. Gen. Feb. 28, 1994) ("Where, as here, an IFB provides that award will be made to the low aggregate bidder, a bid that fails to include a price for every item required by the IFB generally must be rejected as nonresponsive since the bidder would not be obligated to provide the item for which it has provided no price.").

Hillusa Corporation

You have identified two issues with Hillusa Corporation's bid. You state that Hillusa Corporation failed to bid on all items within Group (1) Categories 4 and 8. Additionally it is stated that Hillusa Corporation failed to bid on all items within Group (2), Categories 2 and 5.

Hillusa Corporation's failure to provide bid prices on all items within Group (1) Categories 4 and 8 deprives the County of the assurance that the contract will be performed and guaranteed in accordance with the terms of the Solicitation and thereby renders its bid for Group (1) Categories 4 and 8 non-responsive. Similarly, Hillusa Corporation's failure to bid on all items within Group (2) Categories 2 and 5 renders its bid for Group (2) Categories 2 and 5 non-responsive. Section 2.3 of the Solicitation provides that award of categories 1 through 43 will be made "on a category-by-category basis" and clearly delineates that "[t]o be considered for award, the Bidder must offer prices for all items within a given category." The Solicitation also confirms that [i]f a Bidder fails to submit an offer for all items within the category, its offer for that specific category may be rejected." This conclusion is wholly consistent with government procurement law. See Matter of: New Shawmut Timber Co., B-286881, 2001 CPD P 42, 2001 WL 185214, *1 (Comp. Gen. Feb. 26, 2001) ("The failure to include a price for a line item evidences a bidder's intent not to be bound or obligated to perform that element of the requirement, and thus generally renders the bid nonresponsive."); Matter of: The Jorgensen Forge Corp., B-255426, 94-1 CPD P 157, 1994 WL 64911, *2 (Comp. Gen. Feb. 28, 1994) ("Where, as here, an IFB provides that award will be made to the low aggregate bidder, a bid that fails to include a price for every item required by the IFB generally must be rejected as nonresponsive since the bidder would not be obligated to provide the item for which it has provided no price.").

² The memorandum provided states that line 6 from Group (1) Category 28 is missing from Henry Schein's bid. The undersigned notes that line 6 for Group (1) Category 28 was part of an addendum dated October 21, 2018. The existence of an addendum does not change the analysis, and Henry Schein was still obligated to provide a price for every item within Category 28.

IGMC Medical Technology Group

You have identified two issues with IGMC Medical Technology Group's ("IGMC") bid. You state that IGMC failed to bid on all items within Group (1) Categories 8, 23, 24, and 25. Additionally it is stated that IGMC failed to bid on all items within Group (2), Categories 2, 5, and 6.

IGMC's failure to provide bid prices on all items within Group (1) Categories 8, 23, 24, and 25 deprives the County of the assurance that the contract will be performed and guaranteed in accordance with the terms of the Solicitation and thereby renders its bid for Group (1) Categories 8, 23, 24, and 25 non-responsive. Similarly, IGMC's failure to bid on all items within Group (2) Categories 2, 5, and 6 renders its bid for Group (2) Categories 2, 5, and 6 non-responsive. Section 2.3 of the Solicitation provides that award of categories 1 through 43 will be made "on a category-by-category basis" and clearly delineates that "[t]o be considered for award, the Bidder must offer prices for all items within a given category." The Solicitation also confirms that "[i]f a Bidder fails to submit an offer for all items within the category, its offer for that specific category may be rejected." This conclusion is wholly consistent with government procurement law. See Matter of: New Shawmut Timber Co., B-286881, 2001 CPD P 42, 2001 WL 185214, *1 (Comp. Gen. Feb. 26, 2001) ("The failure to include a price for a line item evidences a bidder's intent not to be bound or obligated to perform that element of the requirement, and thus generally renders the bid nonresponsive."); Matter of: The Jorgensen Forge Corp., B-255426, 94-1 CPD P 157, 1994 WL 64911, *2 (Comp. Gen. Feb. 28, 1994) ("Where, as here, an IFB provides that award will be made to the low aggregate bidder, a bid that fails to include a price for every item required by the IFB generally must be rejected as nonresponsive since the bidder would not be obligated to provide the item for which it has provided no price.").

MedicaLozi, LLC

You have identified six issues with MedicaLozi LLC's bid. You state that: (1) MedicaLozi LLC failed to bid on all items within Group (1) Categories 23 and 24; (2) MedicaLozi LLC failed to bid on all items within Group (2), Categories 2, 5, and 6; (3) MedicaLozi LLC offered a price for a substitute item for Group (1) Category 23, line item 21; (4) MedicaLozi LLC offered a price for a substitute item for Group (1) Category 23 line 22; (5) MedicaLozi LLC offered a price for a substitute item for Group (1) Category 23, line item 33; and (6) MedicaLozi LLC offered a price for a substitute item for Group (1) Category 23, line item 35.

MedicaLozi LLC's failure to provide bid prices on all items within Group (1) Categories 23 and 24 as well as Group (2) Categories 2, 5, and 6 deprives the County of the assurance that the contract will be performed and guaranteed in accordance with the terms of the Solicitation and thereby renders its bid for Group (1) Categories 23 and 24, as well as Group (2) Categories 2, 5, and 6 non-responsive. Section 2.3 of the Solicitation provides that award of categories 1 through 43 will be made "on a category-by-category basis" and clearly delineates that "[t]o be considered for award, the Bidder must offer prices for all items within a given category." The Solicitation also confirms that "[i]f a Bidder fails to submit an offer for all items within the category, its offer for that specific category may be rejected." This conclusion is wholly consistent with government procurement law. See Matter of: New Shawmut Timber Co., B-286881, 2001 CPD P 42, 2001 WL 185214, *1 (Comp. Gen. Feb. 26, 2001) ("The failure to include a price for a line item evidences a bidder's intent not to be bound or obligated to perform that element of the requirement, and thus generally renders the bid nonresponsive."); Matter of: The Jorgensen Forge Corp., B-255426, 94-1 CPD P 157, 1994 WL 64911, *2 (Comp. Gen. Feb. 28, 1994) ("Where, as here, an IFB provides that award will be made to the low aggregate bidder, a bid that fails to

include a price for every item required by the IFB generally must be rejected as nonresponsive since the bidder would not be obligated to provide the item for which it has provided no price.”).

It is not necessary to examine whether MedicaLozi LLC’s offering of a price for a substitute item for other items within Group (1) Category 23 is non-responsive as the failure to bid in all categories has already resulted in a non-responsive bid for Group (1) Category 23.

Medline Industries, Inc.

You have identified two issues with Medline Industries, Inc. bid. You state that Medline Industries, Inc. failed to bid on all items within Group (1) Categories 2, 8, 12, 13, 15, 21, 27, 28, 32, 40, 41, and 42. In addition you state that Medline Industries, Inc. failed to bid on all items within Group (2) Categories 5 and 8.

Medline Industries, Inc.’s failure to provide bid prices on all items within Group (1) Categories 2, 8, 12, 13, 15, 21, 27, 28, 32, 40, 41, and 42 deprives the County of the assurance that the contract will be performed and guaranteed in accordance with the terms of the Solicitation and thereby renders its bid for Group (1) Categories 2, 8, 12, 13, 15, 21, 27, 28, 32, 40, 41, and 42 non-responsive. Similarly, Medline Industries, Inc.’s failure to provide prices on all items within Group (2) Categories 5 and 8 renders its bid for Group (2) Categories 5 and 8 non-responsive. Section 2.3 of the Solicitation provides that award of categories 1 through 43 will be made “on a category-by-category basis” and clearly delineates that “[t]o be considered for award, the Bidder must offer prices for all items within a given category.” The Solicitation also confirms that “[i]f a Bidder fails to submit an offer for all items within the category, its offer for that specific category may be rejected.” This conclusion is wholly consistent with government procurement law. See Matter of: New Shawmut Timber Co., B-286881, 2001 CPD P 42, 2001 WL 185214, *1 (Comp. Gen. Feb. 26, 2001) (“The failure to include a price for a line item evidences a bidder’s intent not to be bound or obligated to perform that element of the requirement, and thus generally renders the bid nonresponsive.”); Matter of: The Jorgensen Forge Corp., B-255426, 94-1 CPD P 157, 1994 WL 64911, *2 (Comp. Gen. Feb. 28, 1994) (“Where, as here, an IFB provides that award will be made to the low aggregate bidder, a bid that fails to include a price for every item required by the IFB generally must be rejected as nonresponsive since the bidder would not be obligated to provide the item for which it has provided no price.”).

Mercedes Medical

You have identified two issues with Mercedes Medical’s bid. You state that Mercedes Medical failed to bid on all items within Group (1) Categories 23, 24, 26, and 29. Additionally it is stated that Mercedes Medical failed to bid on all items within Group (2) Category 2.

Mercedes Medical’s failure to provide bid prices on all items within Group (1) Categories 23, 24, 26, and 29 deprives the County of the assurance that the contract will be performed and guaranteed in accordance with the terms of the Solicitation and thereby renders its bid for Group (1) Categories 23, 24, 26, and 29 non-responsive. Similarly Mercedes Medical’s failure to bid on all items within Group (2) Category 2 renders its bid for Group (2) Category 2 non-responsive. Section 2.3 of the Solicitation provides that award of categories 1 through 43 will be made “on a category-by-category basis” and clearly delineates that “[t]o be considered for award, the Bidder must offer prices for all items within a given category.” The Solicitation also confirms that “[i]f a Bidder fails to submit an offer for all items within the category, its offer for that specific category may be rejected.” This conclusion is wholly

consistent with government procurement law. See Matter of: New Shawmut Timber Co., B-286881, 2001 CPD P 42, 2001 WL 185214, *1 (Comp. Gen. Feb. 26, 2001) ("The failure to include a price for a line item evidences a bidder's intent not to be bound or obligated to perform that element of the requirement, and thus generally renders the bid nonresponsive."); Matter of: The Jorgensen Forge Corp., B-255426, 94-1 CPD P 157, 1994 WL 64911, *2 (Comp. Gen. Feb. 28, 1994) ("Where, as here, an IFB provides that award will be made to the low aggregate bidder, a bid that fails to include a price for every item required by the IFB generally must be rejected as nonresponsive since the bidder would not be obligated to provide the item for which it has provided no price.").

Premiere Scientific

You have identified a number of issues with Premier Scientific's bid. You state that (1) Premiere Scientific failed to bid on all items within Group (1) Categories 1, 2, 6, 8, 10, 15, 23, 24, 28, 30, 32 and 33; (2) as related to Group 1, Categories 11 and 23, Premiere Scientific offered a price for a substitute item; (3) you were unable to determine the price entered on the bid submittal form for items within Group (1) Category 12, item 7 and: (4) Premiere Scientific offered a different unit of measure for Group (1) Category 25, item 2, and Category 26, item 2.

Premiere Scientific's failure to provide bid prices on all items within Group (1) Categories 1, 2, 6, 8, 10, 15, 23, 24, 28, 30, 32 and 33 deprives the County of the assurance that the contract will be performed and guaranteed in accordance with the terms of the Solicitation and thereby renders its bid for Group (1) Categories 1, 2, 6, 8, 10, 15, 23, 24, 28, 30, 32 and 33 non-responsive. Section 2.3 of the Solicitation provides that award of categories 1 through 43 will be made "on a category-by-category basis" and clearly delineates that "[t]o be considered for award, the Bidder must offer prices for all items within a given category." The Solicitation also confirms that "[i]f a Bidder fails to submit an offer for all items within the category, its offer for that specific category may be rejected." This conclusion is wholly consistent with government procurement law. See Matter of: New Shawmut Timber Co., B-286881, 2001 CPD P 42, 2001 WL 185214, *1 (Comp. Gen. Feb. 26, 2001) ("The failure to include a price for a line item evidences a bidder's intent not to be bound or obligated to perform that element of the requirement, and thus generally renders the bid nonresponsive."); Matter of: The Jorgensen Forge Corp., B-255426, 94-1 CPD P 157, 1994 WL 64911, *2 (Comp. Gen. Feb. 28, 1994) ("Where, as here, an IFB provides that award will be made to the low aggregate bidder, a bid that fails to include a price for every item required by the IFB generally must be rejected as nonresponsive since the bidder would not be obligated to provide the item for which it has provided no price.").

It is not necessary to examine whether Premiere Scientific offer of a price for a substitute item for other items within Group (1) Category 23 are non-responsive as the failure to bid in all categories has already resulted in a non-responsive bid for Group (1) Category 23.

As related to Group (1) Category 11, Premiere Scientific offered substitute items for line items 5-8 in direct contradiction to the instructions to bidders that no substitutes would be accepted on these items. The Solicitation states that "[t]he manufacturer's name, brand name and/or product number information contained in this solicitation are being used for the sole purpose of establishing the minimum requirement of level of quality, standard of performance, and design and is in no way intended to prohibit the offer of another manufacturer's items of equal material unless otherwise indicated on the Bid Submittal Form as 'No Substitute'." (emphasis added). Here, the Bid Submittal Form states that all items within Group (1) Category 11 are designated as "No Substitute." The use of substitutes for these items deems Premiere Scientific's bid as related to Group (1) Category 11 non-responsive.

As related to Premiere Scientific offering a different unit of measure for Group (1) Categories 25 and 26 the County is not able to evaluate Premiere Scientific's bid as related to these categories. The Solicitation outlines the method of award and states that "[t]he Bidders prices for each category will be determined by multiplying the estimated quantity by unit price per item and then totaling the resultant amount for all items in the category." Premiere Scientific referenced the unit of measurement "100/BX" for Group (1), Item 25 line, 2 where the Solicitation provided for "Pack" as the unit of measurement. The County is unable to determine if Premiere Scientific is offering a bid of \$2.42 for each pack of 30 as requested by the solicitation or \$2.42 for each item, or box of 100. In another instance for Group (1) Category 26, item 2, Premiere Scientific noted a unit of measurement of "7500/CS" where the Solicitation called for a unit of measurement for "Each." It is unclear to the County if the price of \$365.12 is for each item or for the case. By changing the units of measurements, the County is not able to evaluate Bound Tree Medical's bid and compare the bid with other bids. Therefore, Bound Tree Medical's bid for Group (1) Categories 25 and 26 are non-responsive.

School Health Corp.

You have identified one issues with School Health Corp.'s bid. You state that School Health Corp. failed to bid on all items within Group (1) Category 30. School Health Corp. stated that line item 12 was "Discount. By Mfg." and did not provide a price for line item 12.

School Health Corp.'s failure to provide bid prices on all items within Group (1) Category 30, deprives the County of the assurance that the contract will be performed and guaranteed in accordance with the terms of the Solicitation and thereby renders its bid for Group (1) Category 30 non-responsive. Section 2.3 of the Solicitation provides that award of categories 1 through 43 will be made "on a category-by-category basis" and clearly delineates that "[t]o be considered for award, the Bidder must offer prices for all items within a given category." The Solicitation also confirms that "[i]f a Bidder fails to submit an offer for all items within the category, its offer for that specific category may be rejected." This conclusion is wholly consistent with government procurement law. See Matter of: New Shawmut Timber Co., B-286881, 2001 CPD P 42, 2001 WL 185214, *1 (Comp. Gen. Feb. 26, 2001) ("The failure to include a price for a line item evidences a bidder's intent not to be bound or obligated to perform that element of the requirement, and thus generally renders the bid nonresponsive."); Matter of: The Jorgensen Forge Corp., B-255426, 94-1 CPD P 157, 1994 WL 64911, *2 (Comp. Gen. Feb. 28, 1994) ("Where, as here, an IFB provides that award will be made to the low aggregate bidder, a bid that fails to include a price for every item required by the IFB generally must be rejected as nonresponsive since the bidder would not be obligated to provide the item for which it has provided no price."). The undersigned also notes that the County received several bids from other bidders for this particular item.

Steede Medical LLC

You have identified one issue with Steede Medical LLC's bid. You state that Steede Medical LLC failed to bid on all items within Group (2) Categories 2, 3, 5, and 9.

Steede Medical LLC's failure to provide bid prices on all items within Group (2) Categories 2, 3, 5, and 9 deprives the County of the assurance that the contract will be performed and guaranteed in accordance with the terms of the Solicitation and thereby renders its bid for Group (2) Categories 2, 3, 5, and 9 non-responsive. Section 2.3 of the Solicitation provides that award of categories 1 through 43 will be made "on a category-by-category basis" and clearly delineates that "[t]o be considered for award, the Bidder must offer prices for all items within a given category." The Solicitation also confirms that "[i]f a

Bidder fails to submit an offer for all items within the category, its offer for that specific category may be rejected." This conclusion is wholly consistent with government procurement law. See Matter of: New Shawmut Timber Co., B-286881, 2001 CPD P 42, 2001 WL 185214, *1 (Comp. Gen. Feb. 26, 2001) ("The failure to include a price for a line item evidences a bidder's intent not to be bound or obligated to perform that element of the requirement, and thus generally renders the bid nonresponsive."); Matter of: The Jorgensen Forge Corp., B-255426, 94-1 CPD P 157, 1994 WL 64911, *2 (Comp. Gen. Feb. 28, 1994) ("Where, as here, an IFB provides that award will be made to the low aggregate bidder, a bid that fails to include a price for every item required by the IFB generally must be rejected as nonresponsive since the bidder would not be obligated to provide the item for which it has provided no price.").

SZY Holdings LLC d/b/a Ever Ready

You have identified two issues with SYZ Holdings LLC's bid: (1) SYZ Holdings LLC failed to bid on all items within Group (1) Categories 1, 15, and 23; (2) SYZ Holdings LLC failed to bid on all items within Group (2) Categories 2 and 5.

SZY Holdings LLC's failure to provide bid prices on all items within Group (1) Categories 1, 15, and 23 and Group (2) Categories 2 and 5, deprives the County of the assurance that the contract will be performed and guaranteed in accordance with the terms of the Solicitation and thereby renders its bid for Group (1) Categories 1, 15, and 23 and Group (2) Categories 2 and 5 non-responsive. Section 2.3 of the Solicitation provides that award of categories 1 through 43 will be made "on a category-by-category basis" and clearly delineates that "[t]o be considered for award, the Bidder must offer prices for all items within a given category." The Solicitation also confirms that "[i]f a Bidder fails to submit an offer for all items within the category, its offer for that specific category may be rejected." This conclusion is wholly consistent with government procurement law. See Matter of: New Shawmut Timber Co., B-286881, 2001 CPD P 42, 2001 WL 185214, *1 (Comp. Gen. Feb. 26, 2001) ("The failure to include a price for a line item evidences a bidder's intent not to be bound or obligated to perform that element of the requirement, and thus generally renders the bid nonresponsive."); Matter of: The Jorgensen Forge Corp., B-255426, 94-1 CPD P 157, 1994 WL 64911, *2 (Comp. Gen. Feb. 28, 1994) ("Where, as here, an IFB provides that award will be made to the low aggregate bidder, a bid that fails to include a price for every item required by the IFB generally must be rejected as nonresponsive since the bidder would not be obligated to provide the item for which it has provided no price.").

TQM LLC d/b/a Two Rivers Medical

You have identified four issues with TQM LLC's bid. (1) TQM LLC failed to bid on all items within Group (1) Categories 1, 17, 23, 24, 25, and 30; (2) failed to bid on all items within Group (2) Categories 2, 3, 5, and 9; (3) offered a different unit of measure in Group (1) Category 23; and (4) offered different unit of measure in Group (2) Category 9.

TQM LLC's failure to provide bid prices on all items within Group (1) Categories 1, 17, 23, 24, 25, and 30 as well Group (2) Categories 2, 3, 5, and 6 as deprives the County of the assurance that the contract will be performed and guaranteed in accordance with the terms of the Solicitation and thereby renders its bid for Group (1) Categories 1, 17, 23, 24, 25, and 30 as well Group (2) Categories 2, 3, 5, and 6. Section 2.3 of the Solicitation provides that award of categories 1 through 43 will be made "on a category-by-category basis" and clearly delineates that "[t]o be considered for award, the Bidder must offer prices for all items within a given category." The Solicitation also confirms that "[i]f a Bidder fails

to submit an offer for all items within the category, its offer for that specific category may be rejected." This conclusion is wholly consistent with government procurement law. See Matter of: New Shawmut Timber Co., B-286881, 2001 CPD P 42, 2001 WL 185214, *1 (Comp. Gen. Feb. 26, 2001) ("The failure to include a price for a line item evidences a bidder's intent not to be bound or obligated to perform that element of the requirement, and thus generally renders the bid nonresponsive."); Matter of: The Jorgensen Forge Corp., B-255426, 94-1 CPD P 157, 1994 WL 64911, *2 (Comp. Gen. Feb. 28, 1994) ("Where, as here, an IFB provides that award will be made to the low aggregate bidder, a bid that fails to include a price for every item required by the IFB generally must be rejected as nonresponsive since the bidder would not be obligated to provide the item for which it has provided no price.").

It is not necessary to determine whether TQM LLC's offer of a different unit of measure in Group (1) Category 23 renders its bid non-responsive as the bid for Group (2) Category 23 has already been found to be non-responsive on the basis of TQM LLC's failure to bid for all categories within Group (2) Category 23.

For Group (2) Category 9 line item 2, the unit of measure in the Solicitation is "Each." The Solicitation outlines the method of award and states that "[t]he Bidders prices for each category will be determined by multiplying the estimated quantity by unit price per item and then totaling the resultant amount for all items in the category." In its bid, TQM LLC offered a unit of measure of "50/BOX." While it is possible for the County to determine the price per for each item by dividing the unit price by the amount of units per box, it is not clear if TQM LLC is offering to only provide the item in its unit of measure of 50/box or is able to provide the item in an estimated quantity of three as requested by the Solicitation. Because the County is deprived of assurance that the contract will be performed and guaranteed in accordance with the terms of the Solicitation, TQM LLC's bid for Group (2) Category 9 is non-responsive.

Vomex LLC

You have identified one issue with Vomex LLC's bid. You state that Vomex LLC failed to provide the Bid Submittal Form. The instruction to bidders on the online form for each item states that bidders are to "Refer to Section 4 Bid Submittal Form Attached" and therefore not fill in the individual fields for pricing in the online form. Because Vomex LLC did not use the Bid Submittal Form it is impossible for the County to determine for which Group or Category Vomex was submitting its bid, and renders its bid non-responsive. Even if Vomex LLC intended to bid for a particular Category, there are no single-product Categories from Emesis Bags, which may be the item Vomex LLC was intending to bid on based upon Vomex LLC's Sole Source Letter included with its bid. Therefore, even if the County was able to determine the Category that Vomex LLC was intending to bid on, Vomex LLC's failure to provide bid prices on all items within a particular Category deprives the County of the assurance that the contract will be performed and guaranteed in accordance with the terms of the Solicitation and thereby renders its on-responsive on these grounds as well. Section 2.3 of the Solicitation provides that award of categories 1 through 43 will be made "on a category-by-category basis" and clearly delineates that "[t]o be considered for award, the Bidder must offer prices for all items within a given category." The Solicitation also confirms that "[i]f a Bidder fails to submit an offer for all items within the category, its offer for that specific category may be rejected." This conclusion is wholly consistent with government procurement law. See Matter of: New Shawmut Timber Co., B-286881, 2001 CPD P 42, 2001 WL 185214, *1 (Comp. Gen. Feb. 26, 2001) ("The failure to include a price for a line item evidences a bidder's intent not to be bound or obligated to perform that element of the requirement, and thus generally renders the bid nonresponsive."); Matter of: The Jorgensen Forge Corp.,


B-255426, 94-1 CPD P 157, 1994 WL 64911, *2 (Comp. Gen. Feb. 28, 1994) ("Where, as here, an IFB provides that award will be made to the low aggregate bidder, a bid that fails to include a price for every item required by the IFB generally must be rejected as nonresponsive since the bidder would not be obligated to provide the item for which it has provided no price.").

Zoll Medical Corporation

You have identified two issues with Zoll Medical Corporation's bid. You state that Zoll Medical Corporation failed to bid on all items within Group (1) Category 28, and took exception to the terms and conditions within Group (1) Category 28.

Zoll Medical Corporation's failure to provide bid prices on all items within Group (1) Category 28 deprives the County of the assurance that the contract will be performed and guaranteed in accordance with the terms of the Solicitation and thereby renders its bid for Group (1) Category 28 non-responsive. Section 2.3 of the Solicitation provides that award of categories 1 through 43 will be made "on a category-by-category basis" and clearly delineates that "[t]o be considered for award, the Bidder must offer prices for all items within a given category." The Solicitation also confirms that "[i]f a Bidder fails to submit an offer for all items within the category, its offer for that specific category may be rejected." This conclusion is wholly consistent with government procurement law. See Matter of: New Shawmut Timber Co., B-286881, 2001 CPD P 42, 2001 WL 185214, *1 (Comp. Gen. Feb. 26, 2001) ("The failure to include a price for a line item evidences a bidder's intent not to be bound or obligated to perform that element of the requirement, and thus generally renders the bid nonresponsive."); Matter of: The Jorgensen Forge Corp., B-255426, 94-1 CPD P 157, 1994 WL 64911, *2 (Comp. Gen. Feb. 28, 1994) ("Where, as here, an IFB provides that award will be made to the low aggregate bidder, a bid that fails to include a price for every item required by the IFB generally must be rejected as nonresponsive since the bidder would not be obligated to provide the item for which it has provided no price.").

It is not necessary to determine whether Zoll Medical Corporation's exceptions to the terms and conditions for Group (1) Category 28 lines 3 and 4 renders its bid non-responsive as its bid for Group (1) Category 28 has already been found to be non-responsive on the basis of Zoll Medical Corporation's failure to bid for all categories within Group (1) Category 28.



Melanie Spencer
Assistant County Attorney

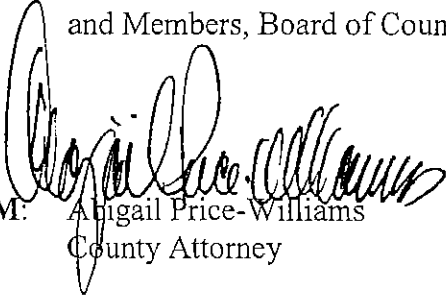


MEMORANDUM

(Revised)

TO: Honorable Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners

DATE: July 10, 2019

FROM: 
Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 8(F)(13)

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 present ____, 2/3 membership ____, 3/5's ____, unanimous ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ____, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ____ 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)(13)
7-10-19

RESOLUTION NO. _____

RESOLUTION APPROVING AWARD OF CONTRACT NO. FB-00895 FOR PURCHASE OF MEDICAL SUPPLIES AND RELATED ITEMS FOR MULTIPLE COUNTY DEPARTMENTS IN A TOTAL AMOUNT NOT TO EXCEED \$1,953,663.00 FOR THE FIVE-YEAR TERM; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO GIVE NOTICE OF THIS AWARD, ISSUE THE APPROPRIATE PURCHASE ORDER TO GIVE EFFECT TO SAME AND EXERCISE ALL PROVISIONS OF THE CONTRACT PURSUANT TO SECTION 2-8.1 OF THE 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 this Board approves award of Contract No. FB-00895 for purchase of medical supplies and related items primarily for multiple county departments as set forth in the incorporated memorandum in a total amount not to exceed \$1,953,663.00 for the five-year term, and authorizes the County Mayor or County Mayor's designee to give notice of this award, issue the appropriate purchase order to give effect to same and exercise all provisions of the contract pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38. 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:

Audrey M. Edmonson, Chairwoman

Rebeca Sosa, Vice Chairwoman

Esteban L. Bovo, Jr.

Jose "Pepe" Diaz

Eileen Higgins

Joe A. Martinez

Dennis C. Moss

Xavier L. Suarez

Daniella Levine Cava

Sally A. Heyman

Barbara J. Jordan

Jean Monestime

Sen. Javier D. Souto

The Chairperson thereupon declared this resolution duly passed and adopted this 10th day of July, 2019. 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.

MJS

Melanie J. Spencer