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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

MEMORANDUM Agenda Item No. 11(A)(9)

TO: Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners

DATE: March 3, 2009

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Resolution directing the County Mayor or County Mayor's designee to invite the Office of the Inspector General to observe and report on negotiations when the County elects to conduct simultaneous negotiations with the top ranked proposers to a solicitation

Resolution No. R-230-09

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Rebeca Sosa.

R. A. Cuevas, Jr.
County Attorney

RAC/cp

MEMORANDUM
(Revised)

TO: Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners

DATE: March 3, 2009

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Agenda Item No. 11(A)(9)

Please note any items checked.

_____ **"4-Day Rule" ("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**

_____ **Bid waiver requiring County Mayor's written recommendation**

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

_____ **Housekeeping item (no policy decision required)**

_____ **No committee review**

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(9)
3-3-09

RESOLUTION NO. **R-230-09**

RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO INVITE THE OFFICE OF THE INSPECTOR GENERAL TO OBSERVE AND REPORT ON NEGOTIATIONS WHEN THE COUNTY ELECTS TO CONDUCT SIMULTANEOUS NEGOTIATIONS WITH THE TOP RANKED PROPOSERS TO A SOLICITATON

WHEREAS, Section 2-1076 of the Code of Miami-Dade County provides that the Office of the Inspector General has the authority to investigate County affairs including the solicitation of competitively bid contracts and of the procurement process in general; and

WHEREAS, Section 2-1076 of the Code of Miami-Dade County provides that the Inspector General has the power to report to the Board and make recommendations as to whether the solicitation of competitive bid contracts is both operationally and financially efficient; and

WHEREAS, some solicitations issued by the County permit the County Mayor or County Mayor's designee to conduct simultaneous negotiations with the top ranked proposers after a selection committee ranks proposers; and

WHEREAS, the Board of County Commissioners would like the Office of the Inspector General to review this process and, where appropriate, make recommendations to the Board,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board directs the County Mayor or County Mayor's designee to invite the Office of the

Inspector General to observe all negotiations where the County Mayor or County Mayor's designee elects to enter into simultaneous negotiations with the top ranked proposers and requests that the Office of Inspector General review these negotiations and submit reports and recommendations to the Board of County Commissioners when appropriate.

The Prime Sponsor of the foregoing resolution is Commissioner Rebeca Sosa. It was offered by Commissioner **Jose "Pepe" Diaz**, who moved its adoption. The motion was seconded by Commissioner **Rebeca Sosa** and upon being put to a vote, the vote was as follows:

Dennis C. Moss, Chairman **aye**
Jose "Pepe" Diaz, Vice-Chairman **aye**

Bruno A. Barreiro	**aye**	Audrey M. Edmonson	**aye**
Carlos A. Gimenez	**aye**	Sally A. Heyman	**aye**
Barbara J. Jordan	**aye**	Joe A. Martinez	**absent**
Dorrin D. Rolle	**aye**	Natacha Seijas	**absent**
Katy Sorenson	**aye**	Rebeca Sosa	**aye**
Sen. Javier D. Souto	**absent**		

The Chairperson thereupon declared the resolution duly passed and adopted this 3rd of March, 2009. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

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

HARVEY RUVIN, CLERK

By: **Kay Sullivan**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Oren Rosenthal