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

# Memorandum

MIAMI-DADE COUNTY

**Date:** December 4, 2012

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

Agenda Item No. 8(F)(6)

**From:** Carlos A. Gimenez
Mayor

**Subject:** Recommendation to Reject Proposal Received for Stephen P. Clark Center Pharmacy

Resolution No. R-1011-12

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**Recommendation**
It is recommended that the Board of County Commissioners (Board) approve the rejection of the sole proposal received for *RFP829 Stephen P. Clark Center Pharmacy* for the lease and operation of a full service, drop-off/pick-up, retail pharmacy at the Stephen P. Clark Center (SPCC).

**Scope**
The impact of this item is countywide in nature, but the SPCC is located in Commission District 5.

**Fiscal Impact/Funding Source**
It was estimated that the resulting lease agreement would have generated revenue of approximately $148,000 for a five-year term, for the Internal Services Department (ISD).

**Track Record/Monitor**
Miguel De La Torre of ISD is the Real Estate Officer for this retail space. Amelia M. Cordova-Jimenez is the ISD Procurement Contracting Officer.

**Vendor(s) Not Recommended for Award**

| Proposer(s) | Reason for Not Recommending |
|---|---|
| New Life Community Pharmacy, Inc. | Proposal was deemed non-responsive by the County Attorney's Office |

**Reason for Rejection**
A Request for Proposals (RFP) was issued under full and open competition to solicit proposals for the lease and operation of a full service, drop-off/pick-up, retail pharmacy located on the first floor of the SPCC. The County was previously leasing out this 1,787 square foot space to RDS Pharmacy Management, Inc. d/b/a Robert's Drug Store #4, but the lease was terminated by the County on May 1, 2012 for contract non-compliance.

The sole proposal received was from New Life Community Pharmacy, Inc. (the Proposer). The proposal was deemed non-responsive by the County Attorney's Office. Therefore, it is recommended that the County reject the sole proposal received. Staff will continue to look for options to provide a retail venue at SPCC where employees and visitors can purchase general convenience items.

Edward Marquez
Deputy Mayor

# MEMORANDUM
**(Revised)**

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

**DATE:** December 4, 2012

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

**SUBJECT:** Agenda Item No. 8(F)(6)

**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 Manager'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**

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Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 8(F)(6)
12-4-12

RESOLUTION NO. R-1011-12

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO REJECT PROPOSALS RECEIVED FOR STEPHEN P. CLARK CENTER PHARMACY RFP NO. 829

**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 rejection of proposals received for Request for Proposals No. 829 Stephen P. Clark Center Pharmacy.

The foregoing resolution was offered by Commissioner **Dennis C. Moss**, who moved its adoption. The motion was seconded by Commissioner **Sally A. Heyman** and upon being put to a vote, the vote was as follows:

Audrey M. Edmonson, Vice Chairwoman **aye**

| | | | |
|---|---|---|---|
| Bruno A. Barreiro | **aye** | Lynda Bell | **absent** |
| Esteban L. Bovo, Jr. | **aye** | Jose "Pepe" Diaz | **aye** |
| Sally A. Heyman | **aye** | Barbara J. Jordan | **absent** |
| Jean Monestime | **aye** | Dennis C. Moss | **aye** |
| Rebeca Sosa | **aye** | Sen. Javier D. Souto | **absent** |
| Xavier L. Suarez | **absent** | Juan C. Zapata | **aye** |

The Chairperson thereupon declared the resolution duly passed and adopted this 4th day of December, 2012. 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: Christopher Agrippa
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Hugo Benitez

## Cordova, Amelia (ISD)

**From:** Osborne, Lydia S. (ISD)
**Sent:** Thursday, August 09, 2012 12:23 PM
**To:** Warren, Robert (ISD); Borges, Daniel (ISD); Plummer, Thomas A. (ISD); Raymond, Michele (Aviation); Green, Delores (PHCD)
**Cc:** Clerk of the Board (COC); Cordova, Amelia (ISD); Marin, Elva R. (ISD)
**Subject:** FW: Stephen P Clark Center Pharmacy - RFP829

Hello Committee Members:

Per my discussions with the County Attorney, the proposal is non-responsive (see Oren's email below). Please return the packages at your earliest convenience. You will no longer be required for the other meeting. We are planning to re-solicit, and may request the same committee members, so please stand by for that email.

Thanks again for your valuable time.
Lydia

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**From:** Rosenthal, Oren (CAO)
**Sent:** Thursday, August 09, 2012 11:20 AM
**To:** Osborne, Lydia S. (ISD)
**Cc:** Perez, Annie (ISD); Roundtree, Amos (ISD); Benitez, Hugo (CAO); Gonzalez, Rita (CAO)
**Subject:** RE: Stephen P Clark Center Pharmacy - RFP829

Lydia,

I have reviewed the entire submission made by the proposer. The Cash Flow Projection is insufficient to constitute an unequivocal offer on rent as required in the solicitation. As a result the bid is not-responsive for failing to bid the rent to the County (as a MAG) in its submission as required. Please come an pick up the proposal which is on my chair. Thanks.

**Oren Rosenthal**
Assistant County Attorney
111 NW 1 Street, Suite 2810
Miami, Florida 33128
(305) 375-2828
(305) 375-5634 fax

Oren:

The above solicitation was issued ( see attached) and only one proposal was received. Form B-1, Price Proposal Schedule (see attached) was a part of the solicitation. The vendor failed to submit the form with their proposal. We need your opinion as we do not have a price for the services (Section 2.5 0f the RFP), as the vendor did not indicate anywhere in the response the rent schedule.

I am available to come to your office if you have a few minutes to discuss with me and Annie Perez.

Thanks
Lydia

***Make it a great day!!!!***

**Lydia Osborne, Ph.D**
Procurement Contracting Officer II
**Internal Services Department**
111 NW 1st Street, Suite 1300
Miami, FL 33128-1974
(305) 375-**1291**
lydiaos@miamidade.gov
www.miamidade.gov/dpm
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*Please consider the environment before printing this email.*

*Miami-Dade County is a public entity subject to Chapter 119 of the Florida Statutes concerning public records. E-mail messages are covered under such laws and thus subject to disclosure.*

<Form B-1 - 06-11-12.doc>

<RFP 829 - Pharmacy - FINAL - 07-10-12.docx>