

Memorandum



Date: August 31, 2020

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

From: Carlos A. Gimenez
Mayor

A handwritten signature in black ink, appearing to be "Carlos A. Gimenez", written over the printed name.

Agenda Item No. 8(F)(1)

Resolution No. R-846-20

Subject: Recommendation for Approval to Award Designated Purchase Contract BW9162-2/25,
Forensic Odontology Services

Recommendation

It is recommended that the Board of County Commissioners approve this request for award of Designated Purchase Contract No. BW9162-2/25, *Forensic Odontology Services*, to Dr. Richard R. Souviron, D.D.S. for the Medical Examiner Department (Medical Examiner). Approval of a designated purchase is requested, pursuant to Section 2-8.1(b)(3) of the Miami-Dade County Code by a two-thirds vote of the Board members present, which provides for such purchases when no competition exists. The contract provides forensic odontology services required for the identification of deceased individuals and other related duties to support the Forensic Odontology section of the Medical Examiner. This contract will replace Contract No. BW9162-4/20, *Forensic Odontology Services*, which was awarded to Dr. Souviron, D.D.S. under delegated authority on September 8, 2015, for an initial 13-month term, and four, one-year options to renew. The Board subsequently approved the last three options to renew through Resolution No. R-686-17.

The services of a forensic odontologist are needed for: (1) the examination and evaluation of dental records and bite-marks; (2) to aid in the identification of human remains and criminal suspects; (3) to assist in determining causes of death; (4) act as an expert witness to provide testimony; (5) maintain and catalogue case files; and (6) conduct departmental educational programs and training, among other services. The forensic odontologist also provides consultation services to the State Attorney, Public Defender and related County agencies including Police and the Public Health Trust as directed by the Medical Examiner.

The contract requires Dr. Souviron to be Board-certified by the American Board Forensic Odontology (ABFO) and maintain an active State of Florida Dental Licensure. The forensic odontologist also provides training of new odontologist in preparation for the ABFO certification, thereby preserving the sustainability of this service for the residents of the County. Dr. Souviron is the incumbent forensic odontologist, and has successfully held this position for over 46 years. He is one of the foremost authorities in forensic dentistry in the United States, and is world renowned for his determinations and presentations of bite mark evidence to assist law enforcement and child welfare agencies. Dr. Souviron has testified in numerous bite mark cases not only for the County, but also for other States, as well as in Federal court cases. His testimony in the area of forensic dentistry and bite mark evaluation interpretation has never been disqualified by any judicial district.

Competition for these services is not practicable because there is not sufficient competition for the specialized forensic odontology services required by the Medical Examiner. As part of the market research, the Internal Services Department advertised a Request for Information (RFI) to assess the level of interest and the feasibility of establishing a competitively solicited contract for forensic odontology services; however, no responses were received. Additional steps were taken to determine interest and availability, via the survey of potential vendors as to the lack of response. Three odontologists responded indicating no interest, availability, or feasibility to compete. The rates for the replacement contract are based on previously negotiated rates charged by Dr. Souviron.

Accordingly, it is in the County's best interest to award this designated purchase contract pursuant to Section 2-8.1(b)(3) of the County Code for the acquisition of forensic odontology services.

Scope

The scope of this item is countywide in nature.

Fiscal Impact/Funding Source

The fiscal impact for the three-year term is \$323,580. Should the County choose to exercise, at its sole discretion, the two, one-year options to renew, the estimated cumulative value will be \$539,300. The current contract, BW9162-4/20, is valued at \$561,955 for a five-year and three-month term, and will expire on November 30, 2020. The allocation under the contract is substantially the same as the current contract.

Department	Allocation	Funding Source	Contract Manager
Medical Examiner	\$323,580	General Fund	Aylin Concepcion
Total:	\$323,580		

Track Record/Monitor

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

Vendor Recommended for Award

Vendor	Principal Address	Local Address*	Number of Employee Residents	Principal
			1) Miami-Dade 2) Percentage*	
Richard R. Souviron, D.D.S., P.A.	336 Alhambra Circle Coral Gables, FL	Yes	1	Richard R. Souviron
			100%	

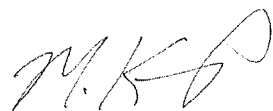
*Provided pursuant to Resolution No. R-1011-15. Percentage of employee residents is the percentage of vendor's employees who reside in Miami-Dade County as compared to the vendor's total workforce.

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 that there are no performance or 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 contractor responsibility.

Applicable Ordinances and Contract Measures

- The two percent User Access Program provision applies.
- The Small Business Enterprise measures and Local Preference do not apply.
- The Living Wage does not apply.



Maurice L. Kemp
Deputy Mayor



MEMORANDUM

(Revised)

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

DATE: August 31, 2020

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 8(F)(1)

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)(1)
8-31-20

RESOLUTION NO. R-846-20

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 AWARD OF CONTRACT NO. BW-9162-2/25 FOR PURCHASE OF FORENSIC ODONTOLOGY SERVICES TO DR. RICHARD R. SOUVIRON, D.D.S. IN AN AMOUNT NOT TO EXCEED \$539,300.00 FOR THE INITIAL THREE-YEAR TERM AND TWO, ONE-YEAR OPTIONS TO RENEW FOR THE MEDICAL EXAMINER DEPARTMENT; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ALL PROVISIONS OF THE CONTRACT, INCLUDING ANY RENEWAL, CANCELLATION OR EXTENSION PROVISIONS, 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:

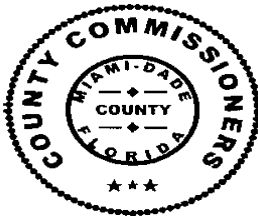
Section 1. This Board finds it is in the best interest of Miami-Dade County to award Contract No. BW9162-2/25 for purchase of forensic odontology services to Dr. Richard R. Souviron, D.D.S. in an amount not to exceed \$539,300.00 for the initial three-year term and two, one-year options to renew for the Medical Examiner Department, pursuant to Section 2-8.1(b)(3) of the Code of Miami-Dade County, by a two-thirds vote of the Board members present. Copies of the contract documents are on file with and available upon request from the Internal Services Department, Strategic Procurement Division.

Section 2. This Board authorizes the County Mayor or County Mayor’s designee to exercise all provisions of the contract, including any renewal, cancellation or extension provisions, pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38.

The foregoing resolution was offered by Commissioner **Rebeca Sosa** , 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, Chairwoman	aye
Rebeca Sosa, Vice Chairwoman	aye
Esteban L. Bovo, Jr.	aye
Jose “Pepe” Diaz	aye
Eileen Higgins	aye
Joe A. Martinez	absent
Dennis C. Moss	aye
Xavier L. Suarez	aye
Daniella Levine Cava	aye
Sally A. Heyman	aye
Barbara J. Jordan	aye
Jean Monestime	aye
Sen. Javier D. Souto	aye

The Chairperson thereupon declared this resolution duly passed and adopted this 31st day of August, 2020. 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

Melissa Adames

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Oren Rosenthal