

Memorandum



Date: December 15, 2020

To: Honorable Acting Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

Agenda Item No. 8(F)(1)

From: Daniella Levine Cava
Mayor

A handwritten signature in blue ink that reads "Daniella Levine Cava".

Resolution No. R-1243-20

Subject: Request for Approval of a Legacy Purchase under Contract No. L411-A, Investment Management Software

Recommendation

It is recommended that the Board of County Commissioners authorize this request for a legacy purchase under *Legacy Purchase Contract No. L411-A, Investment Management Software*. Approval for a legacy purchase is being requested by the Finance and Miami-Dade Aviation Departments, to authorize a one-year extension period and additional expenditure authority in an amount up to \$81,512 for continued maintenance and support services for the APS 2 investment management software. This software was competitively procured through Contract No. RFP411-A in June 2007, which was awarded for a three-year term, with seven, oneyear options to renew under delegated authority. The County established this legacy contract with FIS Data Systems, Inc. dba FIS AvantGard LLC (FIS AvantGard, LLC) under delegated authority in July 2017 for a three-year term, which was administratively extended for six months and expires on January 31, 2021.

The APS 2 investment management software is instrumental in monitoring and maintaining the various investment portfolios managed by the Finance Department. This software automates historically manual processes, thereby increasing efficiency and accuracy among users. Aviation primarily uses the software for financial reporting purposes. Competition for these maintenance and support services is unavailable, impractical or constrained. The APS 2 software is proprietary to FIS AvantGard, LLC and no other vendors are authorized to provide maintenance and support services. The requested additional time and money are needed for continued maintenance and support services until a replacement system is implemented.

On March 11, 2020, an attempt to replace this legacy contract was initiated. The County issued solicitation, EPP-RFP01522, *Investment Management Software*, under a full and open competition seeking proposals from firms capable of providing these services for the Finance and Aviation Departments. Upon technical review of the three proposals received, the Finance Department determined that it was in the best interest of the County to reject all proposals as pricing offered by two of the three firms exceeded the budget by more than 240 percent. Although the third firm proposed a price within budget, their technical proposal included several significant deviations from functional requirements. Rejection of all proposals was presented to the Health Care and County Operations Committee on September 11, 2020 and subsequently approved by the Board. Finance Department is currently reassessing the market, revisiting the scope of services and adjusting the budget to develop a procurement method that is more aligned with the department's operational needs and budgetary capacity.

Therefore, it is in the County's best interest to approve this legacy purchase request pursuant to Section 2-8.1(b)(2) of the County Code to ensure the County's ability to continue to operate, maintain, and service an existing County system until a new solution is procured and implemented.

Scope

The impact of this item is countywide in nature.

Fiscal Impact/Funding Source

The contract term expires on January 31, 2021 and has a current cumulative allocation of \$258,921. If this request is approved, the contract will have a modified cumulative allocation of \$340,433 and will expire on January 31, 2022.

Department	Existing Cumulative Allocation	Additional Allocation Requested	Modified Cumulative Allocation	Funding Source	Contract Manager
Aviation	\$23,540	\$7,409	\$30,950	Proprietary Funds	Neivy Garcia
Finance	\$235,381	\$74,103	\$309,483	Proprietary Funds	Christopher Hill
Total:	\$258,921	\$81,512	\$340,433		

Track Record/Monitor

Sade Chaney of the Internal Services Department is the Procurement Contracting Manager.

Delegated Authority

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

Awarded Vendor

Vendor	Principal Address	Local Address	Principal
FIS Data Systems, Inc. dba FIS AvantGard LLC	601 Riverside Avenue Duval, FL	None	Martin Robert Boyd

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 and compliance issues through various vendor responsibility lists and a keyword internet search. 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 two percent User Access Program provision applies where permitted by the funding source.
- The Small Business Enterprise measures and Local Preference do not apply.
- The Living Wage does not apply.



MEMORANDUM

(Revised)

TO: Honorable Acting Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: December 15, 2020

FROM: 
Gen Bonzon-Keenan
Successor 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)
12-15-20

RESOLUTION NO. _____ R-1243-20

RESOLUTION AUTHORIZING ONE-YEAR EXTENSION AND ADDITIONAL EXPENDITURE AUTHORITY IN AN AMOUNT UP TO \$81,512.00 FOR A MODIFIED TOTAL CONTRACT AWARD OF \$340,433.00 FOR LEGACY PURCHASE CONTRACT NO. L411-A FOR THE PURCHASE OF INVESTMENT MANAGEMENT SOFTWARE FOR THE FINANCE AND MIAMI-DADE AVIATION DEPARTMENTS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ALL PROVISIONS OF THE CONTRACT, INCLUDING ANY CANCELLATIONS AND EXTENSIONS, 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:

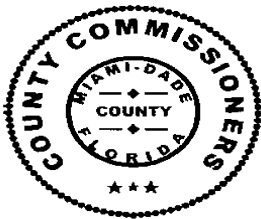
Section 1. This Board authorizes a one-year extension and additional expenditure authority in an amount up to \$81,512.00 for a modified total contract award of \$340,433.00 for Legacy Purchase Contract No. L411-A for the purchase of investment management software for the Finance and Miami-Dade Aviation Departments.

Section 2. This Board authorizes the County Mayor or County Mayor's designee to exercise all provisions of Contract No. L411-A, including any cancellations and extensions, pursuant to Section 2-8.1 of the Code of Miami-Dade County, Florida and Implementing Order 3-38. A copy of the contract document is on file with and available upon request from the Internal Services Department, Strategic Procurement Division.

The foregoing resolution was offered by Commissioner **José "Pepe" Diaz** , who moved its adoption. The motion was seconded by Commissioner **Oliver G. Gilbert, III** and upon being put to a vote, the vote was as follows:

	Rebeca Sosa, Acting Chairwoman	aye	
Jose "Pepe" Diaz	aye	Sen. René García	aye
Oliver G. Gilbert, III	aye	Keon Hardemon	aye
Sally A. Heyman	aye	Danielle Cohen Higgins	aye
Eileen Higgins	aye	Joe A. Martinez	aye
Kionne L. McGhee	aye	Jean Monestime	aye
Raquel A. Regalado	aye	Sen. Javier D. Souto	aye

The Chairperson thereupon declared this resolution duly passed and adopted this 15th day of December, 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

By: **Melissa Adames**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

A handwritten signature in dark ink, appearing to read "DMU".

David M. Murray