

MEMORANDUM

Agenda Item No. 11(A)(14)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: November 16, 2021

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution establishing policy that in solicitations for County contracts that require a minimum years of prior experience or minimum number of completion of similar projects that the experience of the bidding or proposing vendors' key personnel be considered in assessing vendors' experience; and directing the County Mayor to prepare specifications in solicitations for County contracts consistent with such policy and to prepare a report

Resolution No. R-1122-21

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Raquel A. Regalado.



Geri Bonzon-Keenan
County Attorney

GBK/jp



MEMORANDUM
(Revised)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: November 16, 2021

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 11(A)(14)

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. 11(A)(14)
11-16-21

RESOLUTION NO. _____ R-1122-21

RESOLUTION ESTABLISHING POLICY THAT IN SOLICITATIONS FOR COUNTY CONTRACTS THAT REQUIRE A MINIMUM YEARS OF PRIOR EXPERIENCE OR MINIMUM NUMBER OF COMPLETION OF SIMILAR PROJECTS THAT THE EXPERIENCE OF THE BIDDING OR PROPOSING VENDORS' KEY PERSONNEL BE CONSIDERED IN ASSESSING VENDORS' EXPERIENCE; AND DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO PREPARE SPECIFICATIONS IN SOLICITATIONS FOR COUNTY CONTRACTS CONSISTENT WITH SUCH POLICY AND TO PREPARE A REPORT

WHEREAS, Miami-Dade County (the "County") commonly issues solicitations for construction contracts and for the purchase of goods and services; and

WHEREAS, many such County solicitations include specifications that the bidding vendor have a minimum number of years of prior experience or have constructed a minimum number of projects similar to the project that the County is seeking to construct; and

WHEREAS, most bidding vendors are legal entities such as corporations or joint ventures; and

WHEREAS, ultimately, however, entities like corporations and joint ventures are comprised of people and when assessing the prior experience of vendors, the County should assess the prior experience of the vendors' key personnel; and

WHEREAS, this Board desires to establish a policy that in solicitations for construction contracts or the purchase of goods or services, excluding professional services whose procurement procedures are governed by section 287.055 of the Florida Statutes, the experience of a vendor's key personnel be considered when evaluating if a vendor meets a solicitation's minimum experience requirements,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:

Section 1. The foregoing recitals are hereby incorporated as true and correct.

Section 2. This Board establishes a policy that in any solicitations for construction contracts or the purchase of goods and services, excluding professional services governed by section 287.055 of the Florida Statutes, that include specifications that the bidding or proposing vendor have a minimum number of years of prior experience or completed a minimum number of previous projects similar to the project that the County soliciting for, that the prior experience of the vendor's key personnel be considered in meeting such minimum experience specifications.

Section 3. This Board directs that in solicitations for the County contracts and purchases described above in section 2 the County Mayor or County Mayor's designee prepare specifications ensuring that the experience and qualifications of bidding vendors' key personnel are considered in assessing whether the vendor complies with the solicitation's minimum experience requirements.

Section 4. This Board directs the County Mayor or County Mayor's designee to prepare a written report to this Board within 60 days of the effective date of this resolution detailing the actions taken to implement the policy set forth in this resolution, and to place the completed report on an agenda of the Board pursuant to Ordinance No. 14-65.

