

MEMORANDUM

Amended
Agenda Item No. 11(A)(1)

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

DATE: January 19, 2022

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution directing the County Mayor to prepare and provide a written report to the Board analyzing the amount of time County procurements utilizing selection committees take from the opening of proposals to the award and the extent to which such procurements follow the timelines and requirements set forth in section 2-11.1(t)(5) of the Code

Resolution No. R-57-22

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Senator René García and Co-Sponsor Commissioner Danielle Cohen Higgins.



Geri Bonzon-Keenan
County Attorney

GBK/jp



MEMORANDUM

(Revised)

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

DATE: January 19, 2022

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Amended
Agenda Item No. 11(A)(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 _____

Amended
Agenda Item No. 11(A)(1)
1-19-22

RESOLUTION NO. R-57-22

RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO PREPARE AND PROVIDE A WRITTEN REPORT TO THE BOARD ANALYZING THE AMOUNT OF TIME COUNTY PROCUREMENTS UTILIZING SELECTION COMMITTEES TAKE FROM THE OPENING OF PROPOSALS TO THE AWARD AND THE EXTENT TO WHICH SUCH PROCUREMENTS FOLLOW THE TIMELINES AND REQUIREMENTS SET FORTH IN SECTION 2-11.1(T)(5) OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA

WHEREAS, this Board is committed to optimizing Miami-Dade County's procurement processes to ensure, among other things, the timely acquisition and provision of goods, services and professional services for the County; and

WHEREAS, with respect to County procurements that utilize selection committees, section 2-11.1(t)(5) of the Code of Miami-Dade County, Florida sets forth certain timing and reporting requirements that the County Mayor or County Mayor's designee must comply with once a selection committee makes a recommendation; and

WHEREAS, specifically, section 2-11.1(t)(5) mandates that within 30 days of a recommendation from a selection committee, the County Mayor or County Mayor's designee shall either appoint a negotiation committee or take other affirmative action with respect to the solicitation; and

WHEREAS, section 2-11.1(t)(5) of the Code also provides that the County Mayor or County Mayor's designee shall present the Clerk of the Board with a recommendation for award, or a recommendation to reject proposals, within 90 days from the date a selection committee makes a recommendation; and

WHEREAS, the failure to meet these timelines requires the County Mayor or County Mayor's designee to report to the Board the reasons why such timelines were not met; and

WHEREAS, this Board seeks information regarding the amount of time County procurements utilizing selection committees take and the extent to which such procurements are following the requirements of Board policy as set forth in section 2-11.1(t)5 of the Code,

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.

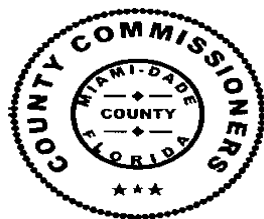
Section 2. This Board directs the County Mayor or County Mayor's designee to provide a report to this Board within 60 days of the effective date of this resolution, and to place the completed report on an agenda of this Board pursuant to Ordinance No. 14-65. The report shall go directly to the full Board without committee review. The report shall be based upon a random selection by the Commission Auditor of thirty percent (30%) of County procurements in 2019 and 2021 utilizing selection committees. The report shall analyze the amount of time County procurements that utilize selection committees take from the opening of proposals to placement of an award recommendation on a Board agenda. At a minimum, the report shall include data or information as to the amount of time taken during and between each of the following stages of the procurement process: (i) the opening of a proposal; (ii) selection committee deliberations; (iii) recommendation by the selection committee to the Mayor; (iv) the appointment of a negotiations committee; (v) negotiations with the recommended vendor; (vi) the Mayoral award recommendation; and (vii) the placement of the award recommendation on a Board agenda. The report shall also disclose the extent to which procurements utilizing selection committees follow

the timelines and requirements set forth in section 2-11.1(t)(5) of the County Code. The report shall identify reasons why some procurements fail to comply with the timelines in section 2-11.1(t)(5) and recommendations on how to improve compliance with section 2-11.1(t)(5).

The Prime Sponsor of the foregoing resolution is Senator René García and the Co-Sponsor is Commissioner Danielle Cohen Higgins. It was offered by Commissioner **Joe A. Martinez** , who moved its adoption. The motion was seconded by Commissioner **José "Pepe" Diaz** and upon being put to a vote, the vote was as follows:

Jose "Pepe" Diaz, Chairman	aye		
Oliver G. Gilbert, III, Vice-Chairman	aye		
Sen. René García	absent	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	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared this resolution duly passed and adopted this 19th day of January, 2022. 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.

Eduardo W. Gonzalez
Keoki M. Baron