

Date: July 2, 2024

To: Honorable Chairman Oliver G. Gilbert, III
and Members, Board of County Commissioners

From: Daniella Levine Cava
Mayor



Agenda Item No. 8(P)(20)

Resolution No. R-614-24

Subject: Recommendation to Access the State of Minnesota - National Association of State Procurement Officials Contract (via State of Florida) for Computer Equipment, Peripherals, and Related Services

Summary

This item is to access a competitively established contract by the State of Minnesota via the National Association of State Procurement Officials (NASPO) through the State of Florida (SOF) to purchase computer equipment, peripherals, and related services for multiple County departments. Approval of this access will provide for maintenance and support of Miami-Dade County's (County) enterprise server and storage infrastructures and will further allow for the purchase of critical support and maintenance services for the servers that houses the County's geographic information systems, 9-1-1 applications, Microsoft Exchange email application, Property Appraiser's valuation system, the 3-1-1 application, and other mission critical software. In addition, this contract will be utilized to replace obsolete equipment and procure Panasonic Toughbooks, Microsoft Surface Pro devices, and Network Attached Storage backup units and support. This contract will be managed by the Information Technology Department (ITD) on behalf of County departments.

Recommendation

It is recommended that the Board of County Commissioners (Board) approve accessing a competitively established contract by the State of Minnesota (Lead State) (via NASPO) through the SOF Participating Addendum *Contract No. 43210000-23-NASPO-ACS, Computer Equipment, Peripherals, and Related Services*, for multiple County departments in the amount of \$12,717,200 for the access contract's remaining one year of the initial term. The Strategic Procurement Department (SPD) will bring forth a modification to the Board to exercise and fund the one, three-year option to renew term at a later date. This contract will replace *Contract No. 43211500-WSCA-15ACS1, Computer Equipment Peripherals and Services*, which was approved by the Board through Resolution No. R-843-17 with an allocation of \$5,517,000, and subsequently modified by the Board through Resolution Nos. R-1301-18 and R-197-22 for a total of \$22,667,788 in expenditure authority.

Background

ITD is responsible for maintaining enterprise server and storage infrastructure on behalf of multiple County departments to support their technological infrastructure and operational needs. This contract will afford the County more flexibility and greater discount offerings under one contract with access to multiple vendors. ITD will be able to continue supporting departments in areas of public safety, administration, operations, maintenance, and support, as well as provide other IT related service solutions. Further, utilizing this contract allows ITD to quickly procure solutions needed to satisfy the ongoing operational needs of departments to include upgrades, new product procurements, and peripherals to enhance existing equipment. The need to access this contract and add various manufacturers is ongoing during the term of the contract. As the Lead State adds manufacturers/brands to the Master Agreement, the County will continue adding manufacturers through the SOF participating addendum.

Scope

The scope of this item is countywide in nature.

Fiscal Impact/Funding Source

The fiscal impact for the one-year term expiring on June 30, 2025, is \$12,717,200. The one, three-year option to renew term will be presented to the Board for approval at a later date. The previous contract, *Contract No. 43211500-WSCA-15ACS1*, is valued at \$28,184,788 for a six-year and three-month term. The allocation under the replacement contract is higher than the previous contract on an annualized basis due to an increase in the cost of products, services, and outstanding orders for multiple departments.

Department	Allocation	Funding Source	Contract Manager
ITD	\$12,717,200	Internal Service Funds	Julian Manduley
Total	\$12,717,200		

Note: It should be noted that contracts contain termination for convenience provisions which can be exercised if the commodities and services in this item are affected by the establishment of the constitutional offices. Software purchased under this item will be included in the inventory report as a part of the transition plan for constitutional offices. As new contracts or allocations are approved, the inventory report will be updated accordingly. Staff are working on adding assignment clauses that may be impacted by the establishment of constitutional offices.

Track Record/Monitor

Angela Mathews-Tranumn of SPD is the Procurement Contracting Manager.

Delegated Authority

If this item is approved, the County Mayor or County Mayor's designee will have the authority 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, and add other awardees as they are approved and awarded a contract by NASPO and provide the County the required documents and/or verification of information.

Awarded Vendors

Vendor	Principal Address	Local Address	Number of Employee Residents	Principal
			1) Miami-Dade 2) Percentage*	
HP Inc.	1501 Page Mill Road Palo Alto, CA	None	0	Subra Suresh
			0%	
Hewlett Packard Enterprise Company	1701 East Mossy Oaks Road Spring, TX	5200 Blue Lagoon Dr 1000 Miami, FL	0	Neri F. Antonio
			0%	
Panasonic Corporation of North America	Two Riverfront Plaza Newark, NJ	None	0	Megan Myungwon Lee
			0%	

*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 SPD's Procurement Guidelines to determine vendor responsibility, including verifying corporate status and that there are no performance and compliance issues through various vendor responsibility lists and a keyword internet search. The lists that were referenced included convicted vendors, debarred vendors, delinquent contractors, suspended vendors, and federal excluded parties. There were no adverse

findings that may impact the ability of the firms to perform on County contracts. Staff did find charges reported by the Securities and Exchange Commission (SEC) and lawsuits pertaining to infringement of trademarks, and fraud. The SEC charged Panasonic with violations concerning anti-bribery, anti-fraud, books, and records, and internal accounting controls provisions of the federal securities laws by Penalties were assessed, and remedial actions were required. Panasonic agreed to pay monetary penalties assigned. Panasonic has replaced the senior executives involved in the violations, established an Office of Compliance and Ethics led by a new Chief Compliance Officer, implemented new compliance and accounting procedures, and enhanced internal accounting controls to prevent and detect the type of misconduct described in SEC's order. A lawsuit filed against HP, Inc. and Hewlett Packard Development Company, L.P. on April 11, 2024, concerns the infringement of WEX's trademark, a global commerce platform that simplifies the business of running a business. The case is currently open.

Applicability of Ordinances and Contract Measures

- The two percent User Access Program provision applies where permitted by funding source.
- The Small Business Enterprise measures and Local Preference do not apply.
- The Living Wage Ordinance does not apply.



Carladenise Edwards
Chief Administrative Officer



MEMORANDUM

(Revised)

TO: Honorable Chairman Oliver G. Gilbert, III
and Members, Board of County Commissioners

DATE: July 2, 2024

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 8(P)(20)

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(P)(20)
7-2-24

RESOLUTION NO. R-614-24

RESOLUTION AUTHORIZING ACCESS OF CONTRACT NO. 43210000-23-NASPO-ACS, COMPUTER EQUIPMENT, PERIPHERALS AND RELATED SERVICES, WITH HP INC., HEWLETT PACKARD ENTERPRISE COMPANY, AND PANASONIC CORPORATION OF NORTH AMERICA, FOR MULTIPLE COUNTY DEPARTMENTS IN A TOTAL AMOUNT NOT TO EXCEED \$12,717,200.00 FOR THE REMAINING INITIAL TERM; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ALL PROVISIONS OF THE CONTRACT, INCLUDING ANY CANCELLATION OR EXTENSIONS, PURSUANT TO SECTION 2-8.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA AND IMPLEMENTING ORDER 3-38, AND ADD OTHER AWARDEES AS THEY ARE APPROVED AND AWARDED A CONTRACT BY NASPO AND PROVIDE THE COUNTY THE REQUIRED DOCUMENTS AND/OR VERIFICATION OF INFORMATION

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 approves the access of Contract No. 43210000-23-NASPO-ACS, Computer Equipment, Peripherals and Related Services, with HP Inc., Hewlett Packard Enterprise Company, and Panasonic Corporation of North America, in an amount not to exceed \$12,717,200.00 for the remaining initial term.

Section 2. This Board authorizes the County Mayor or County Mayor's designee to exercise all provisions of the contract, including any cancellation or extensions, pursuant to section 2-8.1 of the Code of Miami-Dade County, Florida and Implementing Order 3-38; and add other awardees as they are approved and awarded a contract by NASPO and provide the County the required documents and/or verification of information.

The foregoing resolution was offered by Commissioner **Danielle Cohen Higgins** ,
 who moved its adoption. The motion was seconded by Commissioner **Kionne L. McGhee**
 and upon being put to a vote, the vote was as follows:

Oliver G. Gilbert, III, Chairman	aye		
Anthony Rodríguez, Vice Chairman	aye		
Marleine Bastien	aye	Juan Carlos Bermudez	aye
Kevin Marino Cabrera	aye	Sen. René García	aye
Roberto J. Gonzalez	aye	Keon Hardemon	aye
Danielle Cohen Higgins	aye	Eileen Higgins	absent
Kionne L. McGhee	aye	Raquel A. Regalado	aye
Micky Steinberg	aye		

The Chairperson thereupon declared this resolution duly passed and adopted this 2nd day of July, 2024. 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

JUAN FERNANDEZ-BARQUIN, CLERK

By: **Basia Pruna**
 Deputy Clerk

Approved by County Attorney as
 to form and legal sufficiency.

Eduardo W. Gonzalez