

Date: December 3, 2024

To: Honorable Chairman Anthony Rodríguez
and Members, Board of County Commissioners

Agenda Item No. 8(P)(5)

From: Daniella Levine Cava
Mayor



Resolution No. R-1086-24

Subject: Recommendation to Establish a Prequalification Pool for County Bond Counsel Services

Summary

This item is for the establishment of a County Bond Counsel Pool for the Office of Management and Budget (OMB). The selected firms will be prequalified to provide services on an as-needed basis for (i) County bond, Educational Facilities Authority, Health Facilities Authority or debt transactions as bond counsel for which they shall render an approving opinion; and (ii) public finance matters involving the County or any of its Departments as special bond counsel. Pool members consist of joint ventures between a nationally recognized bond counsel firm (Senior Counsel) and their associate law firms (Associate Counsel). Senior Counsel were required to engage with an Associate Counsel located in Miami-Dade County in an effort to expand the availability of small and local law firms with experience in public finance. The recommended proposers will be initially rotated onto bond transactions based on their overall ranking. Once all firms in the pool receive their first assignment, work will be assigned by the County in its sole discretion with a view toward an equal division of work based on compensation earned and quantity of work over the term of the pool.

Recommendation

It is recommended that the Board of County Commissioners (Board) approve the establishment of a prequalification pool, *EVN0001010, County Bond Counsel Pool* with a total allocation of \$8,000,000 for a five-year term, with one, three-year option to renew. This closed pool will replace *Prequalification Pool RFQ-00460*, established by the Board via Resolution No. R-991-17. The three highest ranked proposers are being recommended for inclusion in the pool. The proposers will serve as bond counsel and special bond counsel exclusively for the County and its departments, and the Educational Facility Authority and Health Facility Authority on an as-needed basis.

Background

The County has two legal counsel pools for bond transactions, referred to as to as County Bond Counsel Pool and Disclosure Counsel Pool. A separate solicitation for Disclosure Counsel Pool was issued and is being presented for approval by the Board as a separate item. Proposers recommended for the Bond Counsel Pool, which was evaluated first as established by the solicitation, were not eligible to serve in the Disclosure Counsel Pool. Proposers selected to serve in either pool shall be assigned exclusively to that pool.

A Request for Qualifications was issued on November 22, 2023. On the closing date of January 26, 2024, the County received nine proposals. Two proposals submitted by Senior Counsel and Associate Counsel firms separately were considered as one proposal from a single joint venture as each firm identified the other as a party to the joint venture in their response, hence eight proposals were evaluated. A request to review three proposals for responsiveness, including the two mentioned above, was sent to the County attorney's Office on February 1, and a response received on March 7, 2024. The evaluation meeting was conducted on April 17, 2024. The report of the Competitive Selection Committee Coordinator is attached for additional details.

Scope

The scope of this item is countywide in nature.

Fiscal Impact/Funding Source

The fiscal impact for the initial five-year term is \$5,000,000. Should the County choose to exercise, at its sole discretion, the three-year option to renew, the estimated cumulative value will be \$8,000,000. The current contract is valued at \$7,000,000 for a seven-year term and expires on February 28, 2025. The annualized allocation under the proposed pool is the same as the current pool.

Department	Allocation	Funding Source	Pool Manager
OMB	\$8,000,000	Bond Proceeds	Arlesa Wood

Track Record/Monitor

Pearl Bethel of the Strategic Procurement Department (SPD) is the Procurement Contracting Manager.

Delegated Authority

If this item is approved, the County Mayor or the County Mayor's designee will have the authority to assign work in accordance with the solicitation document, award contracts up to the aggregate amount of the allocation authorized by the Board, and exercise all provisions of the resulting contracts, including any cancellations, renewals, or extensions, pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38. Any contract award under the prequalification pool exceeding \$5,000,000 is subject to ratification by the Board.

Vendors Prequalified for Pool

Senior Counsel / Associate Counsel	Principal Address (Senior Counsel)	Local Address (Senior Counsel)	Principal (Senior Counsel)
Greenberg Traurig, PA / Edwards & Feanny, PA	333 SE 2 Avenue Suite 4400 Miami, FL	Same	Cesar Alvarez
Hogan Lovells US LLP / Steve E. Bullock, PA	555 13 Street, NW Washington, DC	600 Brickell Avenue Suite 2700 Miami, FL	Stephen Immeit
Squire Patton Boggs (US) LLP / D. Seaton and Associates, PA	1000 Key Tower 127 Public Square Cleveland, OH	200 South Biscayne Boulevard Suite 3400 Miami, FL	Mak J. Ruehlmann

Note: Associate Counsel firms are local as required by the solicitation.

Vendors Not Prequalified for Pool

Senior Counsel / Associate Counsel	Local Address	Reason for Not Recommending
Akerman LLP / Richard Kuper, P.A.	Yes	Evaluation Scores/Ranking
Bryant, Miller & Olive, PA / Marcelo Llorente, PA	Yes	
Foley & Lardner, LLP / Aspuru Caraballo Faria PA	Yes	
Locke Lord LLP / Law Offices of Carol D. Ellis PA	No	
Nabors Giblin & Nickerson PA / Manuel Alonso-Poch, PA	No	

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,

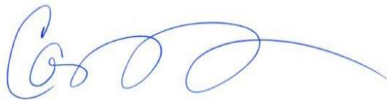
delinquent contractors, suspended vendors, and federal excluded parties. There were no adverse findings relating to vendor responsibility.

Pursuant to Resolution No. R-140-15, prior to re-procurement, a full review of the scope of services was conducted to ensure the replacement pool reflects the County's current needs. The review included conducting market research, posting a draft solicitation for industry comment, and holding meetings and drafting sessions with the user department. The scope of services was updated to meet the County's current requirements.

Applicability of Ordinances and Contract Measures

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

Attachment



Carladenise Edwards
Chief Administrative Officer

Memorandum



Date: May 15, 2024

To: Namita Uppal, C.P.M.
Director and Chief Procurement Officer
Strategic Procurement Department

Thru: Lydia Osborne, Ph.D., CPPO, CPPB, NIGP-CPP *Lydia Osborne*
Assistant Director
Strategic Procurement Department

From: Princess Brown *Princess Brown*
Selection Committee Coordinator

Subject: Report of Competitive Selection Committee for RFQ No. EVN0001010 – County Bond Counsel Pool

The Strategic Procurement Department issued a competitive Request for Qualifications (RFQ) on November 22, 2023, on behalf of the Office of Management and Budget, to obtain proposals from qualified joint venture firms, consisting of nationally recognized bond counsel law firms (Senior Counsel) and its associate law firm(s) (Associate Counsel), for the purpose of serving in the County's Bond Counsel Pool as bond counsel for the issuance of debt and special bond counsel on public finance matters for the County and its departments, on an as needed basis. The County anticipates establishing the pool for a five-year period, with one, three-year option to renew. The Pool will consist of up to three joint ventures.

On January 26, 2024, eight proposals were received in response to the solicitation. The Competitive Selection Committee (Committee) has completed the evaluation of proposals following the guidelines published in the solicitation.

Competitive Selection Committee meeting dates:

March 26, 2024 (Kick-off Meeting)

April 17, 2024 (Evaluation, Scoring and Recommendation)

Verification of compliance with contract measures:

A Small Business Enterprise selection factor was assigned to this solicitation. None of the proposers qualified.

Verification of compliance with minimum qualification requirements and responsiveness:

The solicitation had minimum qualification requirements which were reviewed by the Selection Committee Coordinator. All of the proposers met the requirements.

On February 1, 2024, three proposals (Akerman LLP, Hogan Lovells US LLP and Steve Bullock PA) were forwarded to the County Attorney's Office (CAO) for review.

The CAO responded on March 7, 2024, advising that the proposals were responsive. The CAO also advised that the proposals submitted by Hogan Lovells LLP and Steve Bullock PA should be considered as one proposal from a single joint venture as each firm submitted a proposal identifying the other as a party to the joint venture. Both proposals identified Hogan Lovells LLP and the Senior Counsel as Steve Bullock PS as Associate counsel.

Local Certified Veteran's Business Enterprise Preference:

Veteran's Preference was considered. None of the proposers qualified for the preference.

Office of the Inspector General (OIG) and/or Commission on Ethics and Public Trust (COE) Reports, Findings and/or Enforcement Documentation for Proposer and Subcontractor(s):

Staff submitted a request to OIG and COE on January 29, 2024. A response was received from OIG on January 30, 2024, and from COE on February 1, 2024, advising that no reports were found.

Office of the Commission Auditor (OCA) Background Check:

Staff submitted Committee member's completed Neutrality Affidavits and Resumes to OCA on March 13, 2024. A response was received on March 15, 2024. No conflicts of interest were identified.

Summary of scores:

The Committee conducted scoring in accordance with the criteria outlined in the solicitation. The Committee decided not to hold oral presentations.

The final scores are as follows:

Proposer	Technical/Total Score (max.300)
Squire Patton Boggs US LLP	286
Hogan Lovells US LLP	283
Greenberg Traurig, PA	281
Nabors Giblin & Nickerson PA	241
Locke Lord LLP	239
Akerman LLP	223
Bryant, Miller & Olive, PA	221
Foley & Lardner, LLP	193

Upon reviewing the scores, there was one variance that exceeded 33% of the average score award, and one that fell below 33% of the average score award by all committee members for Associate Counsel firm's qualifications, experience, and past firm performance criteria. Committee members discussed these variances, and, upon finalization, two committee members had variances remaining for Foley & Lardner, LLP as follows:

- James Scott stated that his score was below average because the proposer had no municipal experience.
- Oscar Aguirre stated that his score was above average because the Associate Counsel has extensive experience.

Local Preference:

Local Preference was considered but did not affect the outcome as the three highest ranked firms are local.

Administrative Leave Eligibility:

The Committee did not meet the timeframe of conducting the evaluation meeting within 30 days of Selection Committee Coordinator's completion of required reviews. No member is eligible for paid administrative leave.

Negotiations:

Negotiations will not be necessary since this is to establish a pool.

Consensus Statement:

The Committee agreed that the top three ranked proposers, Squire Patton Boggs US LLP (Squire Patton Boggs), Hogan Lovells US LLP (Hogan Lovells), and Greenberg Traurig, PA (Greenberg Traurig), demonstrated that they have the necessary experience, expertise, and qualifications to handle the needs and requirements specified in the Request for Qualifications, which they are currently providing for Miami-Dade County. Squire Patton Boggs was commended for innovative thinking and their vast knowledge and experience. Hogan Lovells for their diverse team and strong relationships, and Greenberg Traurig for their robust development plan, diverse portfolio, and extensive tax expertise. These top three ranked proposers are recommended to establish the pool.

Copies of the score sheets are attached for each Committee member, as well as a composite score sheet. Your approval of the Committee's recommendation is requested.

Approved

Namita Uppal

Digitally signed by Namita Uppal
DN: cn=Namita Uppal, o=Miami
Dade County, ou=Chief
Procurement Officer,
email=uppaln@miamidade.gov,
c=US
Date: 2024.05.28 09:43:17 -04'00'

Namita Uppal, C.P.M.
Director and Chief Procurement Officer

Date

Memorandum



To: Princess Brown
Procurement Contracting Officer
Strategic Procurement Department

From: Dale P. Clarke, Assistant County Attorney
Miami-Dade County Attorney's Office

Date: March 7, 2024

Subject: Responsiveness Opinion, RFQ No. EVN0001010 –County Bond Counsel Pool

I am in receipt of your Request for Responsiveness Determination Memorandum (the “Memorandum”) arising from RFQ No. EVN0001010, County Bond Counsel Pool (the “Solicitation”). Specifically, you asked whether the proposals received from Akerman LLP (the “Akerman Proposal”), Hogan Lovells US LLP with Steve Bullock PA as a Joint Venture, (the “Hogan Lovells Proposal”), and Steve Bullock PA with Hogan Lovells US LLP as its Joint Venture (the “Steve Bullock Proposal”) are responsive to the terms and conditions of the Solicitation. In addition, you asked whether the Hogan Lovells and Steve Bullock Proposals are collusive. In preparation of this opinion, I relied on the Memorandum, the Solicitation documents, the Akerman Proposal, the Hogan Lovells Proposal, and the Steve Bullock Proposal.

FACTS

This Solicitation sought proposals from joint ventures consisting of nationally recognized bond counsel law firms (who would act as senior counsel) and its associate law firm(s) (to act as associate counsel) interested in serving in the County's Bond Counsel Pool as bond counsel for the issuance of debt; and as special bond counsel on public finance matters for the County and its departments on an as needed basis. On January 26, 2024, proposals were received for the Solicitation. According to the Memorandum, Akerman signed the Waiver of Confidentiality form; however, their proposal is marked “confidential proposal” at the bottom of each page. In addition, Hogan Lovells US LLP submitted a proposal with Steve Bullock PA as a Joint Venture, and Steve Bullock PA submitted a proposal with Hogan Lovells US LLP as its Joint Venture. As such, you asked whether both firms may submit proposals listing the other as their joint venturer, and whether this constituted collusion.

DISCUSSION AND ANALYSIS

The purpose of the competitive bidding process is, among other things, “to secure fair competition upon equal terms to all bidders . . . and to afford an equal advantage to all desiring to do business with the county, by affording an opportunity for an exact comparison of bids.” *Harry Pepper & Assocs., Inc. v. City of Cape Coral*, 352 So. 2d 1190, 1192 (Fla. 2d DCA 1977). It is established that responses to a solicitation must be capable of assuring the County that, if accepted, the proposal will result in a contract that can be performed in accordance with the requirements of the solicitation. *See, e.g., Glatstein v. City of Miami*, 399 So. 2d 1005, 1007-08 (Fla. 3d DCA 1981).

“Bid-responsiveness determinations focus on whether a bidder has unequivocally offered to perform, without exception, ‘the exact thing called for in a solicitation so that acceptance of the bid will bind the contractor to perform in accordance with all of the IFB’s material terms and conditions.’” *Monument Realty LLC v. Wash. Metro. Area Transit Auth.*, 535 F. Supp. 2d 60, 74 (D.D.C. 2008) (quoting *In re: Walashek Indus. & Marine*, B-281577, 99-1 CPD ¶ 30, 1999 WL 43510, *1, (Comp. Gen. Jan. 29, 1999)); see also, *Glatstien v. City of Miami*, 399 So. 2d 1005 (Fla. 3d DCA 1981) (a deviation in a bid renders such bid nonresponsive if it: (1) would deprive the County of the assurance that the contract would be entered into, performed and guaranteed according to its specific requirements; and (2) adversely affect competitive bidding by placing a proposer in a position of advantage over other proposers).

In general, a bid may be rejected or disregarded if there is a material variance between the proposal and the advertisement. A minor variance, however, will not invalidate the proposal. See *Robinson Elec. Co. v. Dade County*, 417 So. 2d 1032, 1034 (Fla. 3d DCA 1982). The determination of whether a variance or irregularity is minor is fact specific and may differ from bid to bid. Florida courts have used a two part test to determine if a specific noncompliance in a bid would constitute a substantial and, thus, nonwaivable issue: (1) whether the effect of the waiver would be to deprive the County of the assurance that the contract would be entered into, performed and guaranteed according to its specific requirements; and (2) whether it would adversely affect competitive bidding by placing a proposer in a position of advantage over other proposers. See *Glatstien v. City of Miami*, 399 So. 2d 1005 (Fla. 3d DCA 1981).

The Akerman Proposal

According to the Memorandum, Akerman signed the Waiver of Confidentiality form but marked “confidential proposal” at the bottom of each page of its proposal.

Here, the significant variable is that Akerman signed and submitted the confidentiality waiver with its proposal. Accordingly, notwithstanding Akerman’s marking its proposal as confidential, you may consider such marking as waived pursuant to the executed waiver. As such, this marking by itself does not deem Akerman’s proposal non-responsive.

The Hogan Lovells and Steve Bullock Proposals

Section 2.2.3¹ of the Solicitation sets forth the minimum requirements for Senior/Associate Counsel Relationship and Joint Venture, while section 2.2.2 sets for the minimum requirements and Qualifications for Associate Counsel. You expressed no concern regarding Hogan Lovells’ and/or Steve Bullocks’ qualifications under these provisions of the Solicitation.

However, Hogan Lovells and Steve Bullock each submitted a proposal identifying the other as a party to the joint venture. Both proposals, which appear identical in substance, identified Hogan Lovells as the senior counsel and Steve Bullock as associate counsel.

¹ As modified by Addendum No. 2.

Although both firms in the joint venture submitted the proposal separately, these should be considered as one proposal from the single joint venture. As it relates to collusion, the Solicitation specifically sought proposals from joint ventures, which by its nature required the participants in the joint venture to formalize the terms of the joint venture and the proposal it would submit. The fact that both participants in the joint venture submitted the same proposal in substance does not itself establish collusion within the meaning of the Code.²

Conclusion

Based on the foregoing, the proposals submitted by Akerman LLP is responsive to and subject to potential award under the Solicitation. Furthermore, the proposals submitted by Hogan Lovells LLP and Steve Bullock PA should be considered as one proposal, which is responsive to and subject to potential award under the Solicitation.



Dale P. Clarke
Assistant County Attorney

² See section 2-8.1.1 of the Code of Miami-Dade County, Florida (the “Code”).

RFQ No. EVN0001010
 TITLE: County Bond Counsel Pool
 EVALUATION OF PROPOSALS

COMPOSITE

EVALUATION CRITERIA	PROPOSERS	Maximum Points Possible (3 members)	Maximum Points Possible (3 members)	Akerman LLP	Bryant, Miller & Olive, PA	Foley & Lardner, LLP	Greenberg Traurig, PA	Hogan Lovells US LLP	Locke Lord LLP	Nabors Gilpin & Nickerson PA	Squire Patton Boggs US LLP
	Senior Counsel firm's qualifications, experience and past firm performance related to providing the type of services described in this Solicitation.	25	75	57	58	65	71	72	63	58	73
	Associate Counsel firm's qualifications, experience and past firm performance related to providing the type of services described in this Solicitation.	15	45	34	32	18	42	42	35	38	43
	Relevant experience and qualifications of Senior Counsel firm's key personnel that will be assigned to County bond Counsel Pool projects.	25	75	56	55	54	72	71	62	60	73
	Relevant experience and qualifications of Associate Counsel firm's key personnel that will be assigned to County Bond Counsel Pool projects.	10	30	20	21	12	27	27	21	24	28
	Proposer's approach to providing the services described in this Solicitation.	25	75	56	55	54	69	71	58	61	69
Total Technical Points		100	300	223	221	193	281	283	239	241	286
Ranking				6	7	8	3	2	5	4	1

Signature _____ Date: _____
 Pricilla Brown 4/17/2024
 Chairperson
 Colleen Chiselle
 Reviewer

RFQ No. EVN0001010
TITLE: County Bond Counsel Pool
EVALUATION OF PROPOSALS

COMMITTEE MEMBER NAME: Frances Morris

EVALUATION CRITERIA	PROPOSERS	Maximum Points	Akerman LLP	Bryant, Miller & Olive, PA	Foley & Lardner, LLP	Greenberg Traurig, PA	Hogan Lovells US LLP	Locke Lord LLP	Nabors Giblin & Nickerson PA	Squire Patton Boggs US LLP
	Senior Counsel firm's qualifications, experience, and past firm performance related to providing the type of services described in this Solicitation.	25	19	18	17	24	25	21	21	25
	Associate Counsel firm's qualifications, experience, and past firm performance related to providing the type of services described in this Solicitation.	15	12	11	7	14	14	12	13	15
	Relevant experience and qualifications of Senior Counsel firm's key personnel that will be assigned to County bond Counsel Pool projects.	25	19	16	17	24	24	21	23	25
	Relevant experience and qualifications of Associate Counsel firm's key personnel that will be assigned to County Bond Counsel Pool projects.	10	7	7	4	9	9	7	8	10
	Proposer's approach to providing the services described in this Solicitation.	25	19	17	17	23	24	19	22	24
Total Technical Points		100	76	69	62	94	96	80	87	99
TOTAL POINTS		100	76	69	62	94	96	80	87	99

I understand that by typing my name into the signature block, I am electronically certifying that I am the authorized representative of my firm and the scores included are based upon my own evaluation of proposals.

SIGNATURE _____ DATE _____

RFQ No. EVN0001010
TITLE: County Bond Counsel Pool
EVALUATION OF PROPOSALS

COMMITTEE MEMBER NAME: James Scott

EVALUATION CRITERIA	PROPOSERS	Maximum Points	Akerman LLP	Bryant, Miller & Olive, PA	Foley & Lardner, LLP	Greenberg Traurig, PA	Hogan Lovells US LLP	Locke Lord LLP	Nabors Gidlin & Nickerson PA	Squire Patton Boggs US LLP
Senior Counsel firm's qualifications, experience, and past firm performance related to providing the type of services described in this Solicitation.	Associate Counsel firm's qualifications, experience, and past firm performance related to providing the type of services described in this Solicitation.	25	18	19	18	23	23	20	16	23
	Relevant experience and qualifications of Senior Counsel firm's key personnel that will be assigned to County bond Counsel Pool projects.	15	10	11	3	14	14	11	12	14
	Relevant experience and qualifications of Associate Counsel firm's key personnel that will be assigned to County Bond Counsel Pool projects.	25	17	18	17	23	23	20	16	23
	Proposer's approach to providing the services described in this Solicitation.	10	6	7	3	9	9	6	7	9
Total Technical Points		100	68	74	58	92	92	76	67	92
TOTAL POINTS		100	68	74	58	92	92	76	67	92

I understand that by typing my name into the signature block, I am electronically executing this form and the scores included are based upon my own evaluation of the data.

SIGNATURE _____ DATE _____

RFQ No. EVN0001010
 TITLE: County Bond Counsel Pool
 EVALUATION OF PROPOSALS

COMMITTEE MEMBER NAME: Oscar Aguirre

EVALUATION CRITERIA	PROPOSERS	Maximum Points	Akerman LLP	Bryant, Miller & Olive, PA	Foley & Lardner, LLP	Greenberg Traurig, PA	Hogan Lovells US LLP	Locke Lord LLP	Nabors Giblin & Nickerson PA	Squire Patton Boggs US LLP
	Senior Counsel firm's qualifications, experience, and past firm performance related to providing the type of services described in this Solicitation.	25	20	21	20	24	24	22	21	25
	Associate Counsel firm's qualifications, experience, and past firm performance related to providing the type of services described in this Solicitation.	15	12	10	8	14	14	12	13	14
	Relevant experience and qualifications of Senior Counsel firm's key personnel that will be assigned to County bond Counsel Pool projects.	25	20	21	20	25	24	21	21	25
	Relevant experience and qualifications of Associate Counsel firm's key personnel that will be assigned to County Bond Counsel Pool projects.	10	7	7	5	9	9	8	9	9
	Proposer's approach to providing the services described in this Solicitation.	25	20	19	20	23	24	20	23	22
	Total Technical Points	100	79	78	73	95	95	83	87	95
	TOTAL POINTS	100	79	78	73	95	95	83	87	95

I understand that by typing my name into the signature block, I am electronically executing this form and the scores included are based upon my own evaluation of Proposals.

SIGNATURE

DATE

RFQ No. EVN0001010
TITLE: County Bond Counsel Pool
EVALUATION OF PROPOSALS
Evaluation of scores (Variance)

FIRM'S NAME	EVALUATION CRITERIA	Maximum Points Per Member	Committee Members			Average	Low Disparity	High Disparity
			Frances Morris	James Scott	Oscar Aguirre			
Akerman LLP	Senior Counsel firm's qualifications, experience, and past firm performance related to providing the type of services described in this Solicitation.	25	19	18	20	19.00	12.73	25.27
	Associate Counsel firm's qualifications, experience, and past firm performance related to providing the type of services described in this Solicitation.	15	12	10	12	11.33	7.59	15.07
	Relevant experience and qualifications of Senior Counsel firm's key personnel that will be assigned to County bond Counsel Pool projects.	25	19	17	20	18.67	12.51	24.83
	Relevant experience and qualifications of Associate Counsel firm's key personnel that will be assigned to County Bond Counsel Pool projects.	10	7	6	7	6.67	4.47	8.87
	Proposer's approach to providing the services described in this Solicitation.	25	19	17	20	18.67	12.51	24.83
Bryant, Miller & Olive, PA	Senior Counsel firm's qualifications, experience, and past firm performance related to providing the type of services described in this Solicitation.	25	18	19	21	19.33	12.95	25.71
	Associate Counsel firm's qualifications, experience, and past firm performance related to providing the type of services described in this Solicitation.	15	11	11	10	10.67	7.15	14.19
	Relevant experience and qualifications of Senior Counsel firm's key personnel that will be assigned to County bond Counsel Pool projects.	25	16	18	21	18.33	12.28	24.38
	Relevant experience and qualifications of Associate Counsel firm's key personnel that will be assigned to County Bond Counsel Pool projects.	10	7	7	7	7.00	4.69	9.31
	Proposer's approach to providing the services described in this Solicitation.	25	17	19	19	18.33	12.28	24.38
Foley & Lardner, LLP	Senior Counsel firm's qualifications, experience, and past firm performance related to providing the type of services described in this Solicitation.	25	17	18	20	18.33	12.28	24.38
	Associate Counsel firm's qualifications, experience, and past firm performance related to providing the type of services described in this Solicitation.	15	7	3	8	6.00	4.02	7.98
	Relevant experience and qualifications of Senior Counsel firm's key personnel that will be assigned to County bond Counsel Pool projects.	25	17	17	20	18.00	12.06	23.94
	Relevant experience and qualifications of Associate Counsel firm's key personnel that will be assigned to County Bond Counsel Pool projects.	10	4	3	5	4.00	2.68	5.32
	Proposer's approach to providing the services described in this Solicitation.	25	17	17	20	18.00	12.06	23.94

RFQ No. EVN0001010
TITLE: County Bond Counsel Pool
EVALUATION OF PROPOSALS
Evaluation of scores (Variance)

FIRM'S NAME	EVALUATION CRITERIA	Maximum Points Per Member	Committee Members			Average	Low Disparity	High Disparity
			Frances Morris	James Scott	Oscar Aguirre			
Greenberg Traurig, PA	Senior Counsel firm's qualifications, experience, and past firm performance related to providing the type of services	25	24	23	24	23.67	15.86	31.48
	Associate Counsel firm's qualifications, experience, and past firm performance related to providing the type of services	15	14	14	14	14.00	9.38	18.62
	Relevant experience and qualifications of Senior Counsel firm's key personnel that will be assigned to County bond Counsel	25	24	23	25	24.00	16.08	31.92
	Relevant experience and qualifications of Associate Counsel firm's key personnel that will be assigned to County Bond	10	9	9	9	9.00	6.03	11.97
	Proposer's approach to providing the services described in this Solicitation.	25	23	23	23	23.00	15.41	30.59
Hogan Lovells US LLP	Senior Counsel firm's qualifications, experience, and past firm performance related to providing the type of services	25	25	23	24	24.00	16.08	31.92
	Associate Counsel firm's qualifications, experience, and past firm performance related to providing the type of services	15	14	14	14	14.00	9.38	18.62
	Relevant experience and qualifications of Senior Counsel firm's key personnel that will be assigned to County bond Counsel	25	24	23	24	23.67	15.86	31.48
	Relevant experience and qualifications of Associate Counsel firm's key personnel that will be assigned to County Bond	10	9	9	9	9.00	6.03	11.97
	Proposer's approach to providing the services described in this Solicitation.	25	24	23	24	23.67	15.86	31.48
Locke Lord LLP	Senior Counsel firm's qualifications, experience, and past firm performance related to providing the type of services	25	21	20	22	21.00	14.07	27.93
	Associate Counsel firm's qualifications, experience, and past firm performance related to providing the type of services	15	12	11	12	11.67	7.82	15.52
	Relevant experience and qualifications of Senior Counsel firm's key personnel that will be assigned to County bond Counsel	25	21	20	21	20.67	13.85	27.49
	Relevant experience and qualifications of Associate Counsel firm's key personnel that will be assigned to County Bond	10	7	6	8	7.00	4.69	9.31
	Proposer's approach to providing the services described in this Solicitation.	25	19	19	20	19.33	12.95	25.71

RFQ No. EVN0001010
TITLE: County Bond Counsel Pool
EVALUATION OF PROPOSALS
Evaluation of scores (Variance)

FIRM'S NAME	EVALUATION CRITERIA	Maximum Points Per Member	Committee Members			Average	Low Disparity	High Disparity
			Frances Morris	James Scott	Oscar Aguirre			
Nabors Giblin & Nickerson PA	Senior Counsel firm's qualifications, experience, and past firm performance related to providing the type of services	25	21	16	21	19.33	12.95	25.71
	Associate Counsel firm's qualifications, experience, and past firm performance related to providing the type of services	15	13	12	13	12.67	8.49	16.85
	Relevant experience and qualifications of Senior Counsel firm's key personnel that will be assigned to County bond Counsel	25	23	16	21	20.00	13.40	26.60
	Relevant experience and qualifications of Associate Counsel firm's key personnel that will be assigned to County Bond	10	8	7	9	8.00	5.36	10.64
	Proposer's approach to providing the services described in this Solicitation.	25	22	16	23	20.33	13.62	27.04
Squire Patton Boggs US LLP	Senior Counsel firm's qualifications, experience, and past firm performance related to providing the type of services	25	25	23	25	24.33	16.30	32.36
	Associate Counsel firm's qualifications, experience, and past firm performance related to providing the type of services	15	15	14	14	14.33	9.60	19.06
	Relevant experience and qualifications of Senior Counsel firm's key personnel that will be assigned to County bond Counsel	25	25	23	25	24.33	16.30	32.36
	Relevant experience and qualifications of Associate Counsel firm's key personnel that will be assigned to County Bond	10	10	9	9	9.33	6.25	12.41
	Proposer's approach to providing the services described in this Solicitation.	25	24	23	22	23.00	15.41	30.59



MEMORANDUM (Revised)

TO: Honorable Chairman Anthony Rodríguez
and Members, Board of County Commissioners

DATE: December 3, 2024

FROM: 
Glen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 8(P)(5)

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 ____, majority plus one ____, 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) ____, 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)(5)
12-3-24

RESOLUTION NO. R-1086-24

RESOLUTION AUTHORIZING ESTABLISHMENT OF CLOSED PREQUALIFICATION POOL EVN0001010 CONSISTING OF GREENBERG TRAURIG, P.A., HOGAN LOVELLS US LLP, AND SQUIRE PATTON BOGGS (US) LLP, FOR COUNTY BOND COUNSEL SERVICES IN A TOTAL AMOUNT UP TO \$8,000,000.00 FOR AN INITIAL FIVE YEAR TERM AND ONE, THREE-YEAR OPTION TO RENEW FOR THE OFFICE OF MANAGEMENT AND BUDGET; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO ASSIGN WORK IN ACCORDANCE WITH THE SOLICITATION DOCUMENT, AWARD CONTRACTS UP TO THE AGGREGATE AMOUNT OF THE ALLOCATION AUTHORIZED BY THE BOARD, AND EXERCISE ALL PROVISIONS OF THE RESULTING CONTRACTS INCLUDING ANY CANCELLATIONS, RENEWALS OR EXTENSIONS PURSUANT TO SECTION 2-8.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA AND IMPLEMENTING ORDER 3-38; PROVIDED THAT ANY CONTRACT AWARD UNDER THE POOL EXCEEDING \$5,000,000.00 IS RATIFIED BY THE BOARD

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,

Section 1. This Board authorizes the establishment of a closed prequalification pool EVN0001010 consisting of Greenberg Traurig, P.A., Hogan Lovells US LLP, and Squire Patton Boggs (US) LLP for County Bond Counsel Services in a total amount up to \$8,000,000.00 for an initial five year term and one, three-year option to renew for the Office of Management and Budget.

Section 2. This Board authorizes the County Mayor or County Mayor's designee to assign work in accordance with the solicitation document, award contracts up to the aggregate

amount of the allocation authorized by the Board, and exercise all provisions of the resulting contracts, including any cancellations, renewals or extensions, pursuant to Section 2-8.1 of the Code of Miami-Dade County, Florida and Implementing Order 3-38; provided that any contract award under the pool exceeding \$5,000,000.00 is ratified by the Board. A copy of the solicitation document and resulting contracts are on file with and available upon request from the Strategic Procurement Department.

The foregoing resolution was offered by Commissioner **Kevin Marino Cabrera** , 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:

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

The Chairperson thereupon declared this resolution duly passed and adopted this 3rd day of December, 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.

D.P.C

Dale P. Clarke