

MEMORANDUM

Amended
Agenda Item No. 11(A)(15)

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

DATE: December 3, 2024

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution directing the County
Mayor to provide a report to the
Board on utilizing the invitation
to negotiate process in Miami-
Dade County competitive
procurements

Resolution No. R-1101-24

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/smm



MEMORANDUM

(Revised)

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

DATE: December 3, 2024

FROM: 
Glen Bonzon-Keenan
County Attorney

SUBJECT: Amended
Agenda Item No. 11(A)(15)

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	Amended Agenda Item No. 11(A)(15)
Veto _____		12-3-24
Override _____		

RESOLUTION NO. R-1101-24

**RESOLUTION DIRECTING THE COUNTY MAYOR OR
COUNTY MAYOR’S DESIGNEE TO PROVIDE A REPORT TO
THE BOARD ON UTILIZING THE INVITATION TO
NEGOTIATE PROCESS IN MIAMI-DADE COUNTY
COMPETITIVE PROCUREMENTS**

WHEREAS, Florida law recognizes an Invitation to Negotiate as a competitive solicitation process for the purchase of goods and services; and

WHEREAS, specifically, section 287.057(1)(c) of the Florida Statutes provides that an “invitation to negotiate is a solicitation used by an agency which is intended to determine the best method for achieving a specific goal or solving a particular problem and identifies one or more responsive vendors with which the agency may negotiate in order to receive the best value” and sets forth the requirements of an Invitation to Negotiate solicitation; and

WHEREAS, Miami-Dade County’s Master Procurement Implementing Order 3-38 recognizes an Invitation to Bid (ITB), a Request for Proposals (RFP) and a Request for Qualifications (RFQ) as standard competitive processes it does not reference the Invitation to Negotiate as a County competitive procurement process; and

WHEREAS, this Board desires that the County Mayor or County Mayor’s designee utilize all available procurement processes and analyze how an Invitation to Negotiate process can be useful in County procurements,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board directs the County Mayor or County Mayor’s designee to prepare a written report to the Board analyzing how the Invitation to Negotiate competitive solicitation process provided for in Florida Statutes

section 287.057(1)(c) can be effectively utilized in County procurements. The report shall describe to what extent the County has previously used an Invitation to Negotiate process and what potential situations and scenarios can best be addressed by utilizing an Invitation to Negotiate process. The report shall also include recommended guidelines for the County to use an Invitation to Negotiate process in competitive procurements. The County Mayor or County Mayor's designee shall provide the report to this Board within 90 days of the effective date of this resolution and place the completed report on an agenda of the full Board without committee review pursuant to rule 5.06(j) of the Board's Rules of Procedure.

The Prime Sponsor of the foregoing resolution is Commissioner Raquel A. Regalado. It was offered by Commissioner **Raquel A. Regalado** , who moved its adoption. The motion was seconded by Commissioner **Juan Carlos Bermudez** 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	aye	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.

A handwritten signature in black ink, appearing to read "E. W. Gonzalez", written over a horizontal line.

Eduardo W. Gonzalez
Miguel A. Gonzalez