



CITY OF NORTH MIAMI BEACH

Special Meeting

City Hall, Commission Chambers, 2nd Floor

17011 NE 19th Avenue

North Miami Beach, FL 33162

Monday, March 18, 2024

7:00 PM

Mayor Evan S. Piper
Vice Mayor Fortuna Smukler
Commissioner Jay R. Chernoff
Commissioner McKenzie Fleurimond
Commissioner Daniela Jean
Commissioner Michael Joseph
Commissioner Phyllis S. Smith

City Manager Mario A. Diaz

Interim City Attorney John Herin

City Clerk Andrise Bernard, MMC

Notice to All Lobbyists

Any person who receives compensation, remuneration or expenses for conducting lobbying activities is required to register as a Lobbyist with the City Clerk prior to engaging in lobbying activities before City Boards, Committees, or the City Commission.

Special Meeting Agenda

- 1. ROLL CALL OF CITY OFFICIALS**
- 2. PLEDGE OF ALLEGIANCE**
- 3. PUBLIC COMMENT**
- 4. LEGISLATION**

- 4.1. Resolution No R2024-47 Approving the Ranking for Request for Qualifications RFQ-23-035-SG Professional Legal Services - City Attorney (Shereece George Depusoir, Chief Procurement Officer)**

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA ACCEPTING THE RECOMMENDATION OF THE CITY MANAGER WHO CONCURS WITH THE EVALUATION COMMITTEE AND APPROVING THE RANKING OF THE THREE (3) MOST HIGHLY QUALIFIED FIRMS THAT RESPONDED TO REQUEST FOR QUALIFICATIONS RFQ-23-035-SG PROFESSIONAL LEGAL SERVICES - CITY ATTORNEY; AND AUTHORIZING THE CITY

MANAGER TO NEGOTIATE AN AGREEMENT WITH THE TOP-RANKED, MOST-QUALIFIED FIRM AND, IF NEGOTIATIONS ARE UNSUCCESSFUL, WITH THE NEXT HIGHEST RANKED FIRM SUCCESSIVELY, UNTIL AN ACCEPTABLE AGREEMENT CAN BE RECOMMENDED FOR CITY COMMISSION APPROVAL.

5. ADJOURNMENT



Legislation 4.1.

City of North Miami Beach
17011 NE 19 Avenue
North Miami Beach, FL 33162
305-947-7581
www.citynmb.com

MEMORANDUM

TO:	Mayor and City Commission
FROM:	Shereece George Depusoir, Chief Procurement Officer
VIA:	Mario A. Diaz, City Manager
DATE:	March 18, 2024

RE: Resolution No R2024-47 Approving the Ranking for Request for Qualifications RFQ-23-035-SG
Professional Legal Services - City Attorney (Shereece George Depusoir, Chief Procurement Officer)

Description

In an effort to provide Excellent Municipal Services, in a financially responsible manner, consistent with our Strategic Plan, the City of North Miami Beach issued RFQ-23-035-SG – Professional Legal Services – City Attorney with electronic notices posted on the City’s website and Bidsync.com, with electronic notification sent to over 4,878 suppliers on October 2, 2023, in accordance with Florida Statute 287.055 and the City of North Miami Beach’s City Code.

The City Manager established an Evaluation Committee comprised of the City Attorney of Hallandale Beach, City Attorney of Town of Miami Lakes, and a private Attorney with Taylor English Duma LLP.

On December 15, 2023, the City received and opened submission of qualifications (RFQ) from three (3) respondents: Fox Rothschild LLP, Gray Robinson, P.A., and Greenspoon Marder LLP.

BACKGROUND ANALYSIS:

The Procurement Management Department conducted an administrative review of the submissions and deemed all submission responsive, and on January 31, 2024, at a publicly advertised meeting, the Evaluation Committee submitted initial scoring of the responses. The Evaluation Committee conducted a public discussion, regarding the established evaluation criteria, including but not limited to: Approach to Providing City

Legal Services, Experience, Qualification & References (City Attorney/Firm and Proposed Staff), Litigation, Conflict of Interest/Ethical Considerations, and Location (Proximity to City of North Miami Beach City limits).

Subsequent to the public discussion the Evaluation Committee scored the respondents as follows:

1.	Fox	Rothschild
LLP.....	282	
2.	Gray	Robinson,
P.A.....	223	
3.	Greenspoon	Marder
LLP.....	202	

RECOMMENDATION: The City Manager conducted his own due diligence concurs with the recommendation of the Evaluation Committee, and the Procurement Management Department, to negotiate an agreement with the first ranked respondent, Fox Rothschild LLP and if negotiations are unsuccessful, with the next highest ranked firm successively, until an acceptable agreement can be recommended for the City Commission consideration and approval.

**FISCAL/ BUDGETARY
IMPACT:**

ATTACHMENTS:

Description

☐ Resolution

RESOLUTION NO. R2024-XX

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA ACCEPTING THE RECOMMENDATION OF THE CITY MANAGER WHO CONCURS WITH THE EVALUATION COMMITTEE AND APPROVING THE RANKING OF THE THREE (3) MOST HIGHLY QUALIFIED FIRMS THAT RESPONDED TO REQUEST FOR QUALIFICATIONS RFQ-23-035-SG PROFESSIONAL LEGAL SERVICES - CITY ATTORNEY; AND AUTHORIZING THE CITY MANAGER TO NEGOTIATE AN AGREEMENT WITH THE TOP-RANKED, MOST-QUALIFIED FIRM AND, IF NEGOTIATIONS ARE UNSUCCESSFUL, WITH THE NEXT HIGHEST RANKED FIRM SUCCESSIVELY, UNTIL AN ACCEPTABLE AGREEMENT CAN BE RECOMMENDED FOR CITY COMMISSION APPROVAL.

WHEREAS, in an effort to provide Excellent Municipal Services, in a financially responsible manner, consistent with our Strategic Plan, the City of North Miami Beach (“City”) issued Request for Qualifications (“RFQ”) RFQ-23-035-SG Professional Legal Services - City Attorney (“Legal Services”); and

WHEREAS, RFQ Notices were electronically sent to over 4,878 potential, local and national suppliers on October 2, 2023, in accordance with Florida Statute 287.055 and the City of North Miami Beach’s City Code; and

WHEREAS, on December 15, 2023, the City received and opened submission of qualifications (RFQ) from three (3) respondents: Fox Rothschild LLP, Gray Robinson, P.A., and Greenspoon Marder LLP; and

WHEREAS, the City Manager established an Evaluation Committee comprised of the City Attorney of Hallandale Beach, City Attorney of Town of Miami Lakes, and a private Attorney with Taylor English Duma LLP; and

WHEREAS, the Procurement Management Department conducted an administrative review of the submissions and deemed all submissions responsive. On January 31, 2024, at a publicly advertised meeting, the Evaluation Committee submitted initial scoring of the responses. The Evaluation Committee conducted a public discussion, regarding the established evaluation criteria, including but not limited to: Approach to Providing City Legal Services, Experience, Qualification & References (City Attorney/Firm and Proposed Staff), Litigation, Conflict of Interest/Ethical Considerations, and Location (Proximity to City of North Miami Beach City limits); and

WHEREAS, a recommendation of the three (3) highest ranked respondents is:

1st.....Fox Rothschild LLP
2nd.....Gray Robinson, P.A.
3rdGreenspoon Marder LLP

WHEREAS, the City Manager conducted his own due diligence concurs with the recommendation of the Evaluation Committee, and the Procurement Management Department, to negotiate an agreement with the first ranked respondent, Fox Rothschild LLP and if negotiations are unsuccessful, with the next highest ranked firm successively, until an acceptable agreement can be recommended for the City Commission consideration and approval; and

RESOLUTION NO. R2024-XX

WHEREAS, the Mayor and City Commission find it to be in the best interests of the City to accept the ranking of the respondents as specified herein and authorize the City Manager to negotiate an agreement with the first ranked respondent, Fox Rothschild LLP and if negotiations are unsuccessful, with the next highest ranked firm successively, until an acceptable agreement can be recommended for City Commission consideration and approval.

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of North Miami Beach, Florida.

Section 1. The foregoing whereas clauses are true and correct and adopted as the legislative and administrative findings of the City Commission and made a specific part of this Resolution; all exhibits attached hereto are made a specific part of this Resolution.

Section 2. The Mayor and City Commission hereby approve and accept the rankings of the Evaluation Committee:

1 st	Fox Rothschild LLP
2 nd	Gray Robinson, P.A.
3 rd	Greenspoon Marder LLP

Section 3. The City Manager or designee is authorized to do all things necessary to effectuate this Resolution.

Section 4. All Resolutions or parts of Resolutions in conflict with this Resolution are repealed to the extent of such conflict.

Section 5. Any scrivener or typographical errors that do not affect intent may be corrected with notice to, and the authorization of the City Attorney and City Manager without further process.

Section 6. If any provision of this Resolution or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Resolution that can be given effect without the invalid provision or application, and to this end the provisions of this Resolution are declared to be severable.

Section 7. This Resolution shall take effect immediately upon adoption.

APPROVED AND ADOPTED by the City of North Miami Beach City Commission at the regular meeting assembled this **19th** day of **March 2024**.

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ATTEST:

ANDRISE BERNARD, MMC
CITY CLERK

EVAN S. PIPER
MAYOR

(CITY SEAL)

APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE USE
AND RELIANCE OF THE CITY OF NORTH MIAMI BEACH ONLY:

JOHN R. HERIN, JR.
CITY ATTORNEY

Sponsored by: Mayor & Commission

RESOLUTION NO. R2024-XX