

Meeting Date
July 7, 2015



AGENDA	
Section	Unfinished Business
Item No.	V.A.

**AGENDA REPORT**  
**BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS**

<b>SUBJECT:</b>	DIRECTION REGARDING LOCAL PREFERENCE APPLICATION OF BOND COUNSEL SERVICES
<b>DEPT/OFFICE:</b>	Central Services Department

**Requested Action:**

The Board of County Commissioners is requested to provide direction to the Selection Committee for applying local preference in the scoring and ranking of bond counsel services.

**Summary Explanation & Background:**

On March 17, 2015 the Board directed staff to solicit Request for Qualifications (RFQ) for bond counsel services. On April 30, 2015 five (5) proposals were received from the following firms:

- Bryant Miller Olive
- Foley & Lardner LP
- Greenberg Traurig, P.A.
- Holland & Knight
- Nabors Giblin & Nickerson

A Selection Committee consisting of County Manager Stockton Whitten, Finance Director Steve Burdett and Deputy County Attorney Shannon Wilson met on May 22, 2015 to review, score and rank the proposals received. During the Selection Committee review it was evident that two of the two State of Florida firms, Bryant Miller Olive and Nabors Giblin & Nickerson had been mistakenly informed that they did not have to submit an affidavit confirming their Florida presence since those firms are our current bond counsel and disclosure counsel, both of which are known to be Florida firms qualifying for local preference. However, without this affidavit, the local preference points for these two firms could not be factored into the final scoring. All committee members acknowledged that all firms are Florida firms. In order to be considered for selection, proposers must be licensed to do business in the State of Florida.

The Board's options are as follows:

1. Direct staff to evaluate the responses based on the submittals received and apply local preference to firms submitting the Local Vendor Affidavit of Eligibility.
2. Waive application of Local Preference due to all firms must be licensed to do business in the State of Florida.
3. Allow Bryant Miller-Olive and Nabors Giblin & Nickerson to receive local preference points.

**Fiscal Impact:** Expenditures for services are contingent upon bonding activity conducted by the County.

**Contact:** Teresa Camarata, Central Services Director, 5-2543, [Teresa.Camarata@brevardcounty.us](mailto:Teresa.Camarata@brevardcounty.us)  
 Leslie Rothering, Purchasing Services, 5-6038, [Leslie.rothering@brevardcounty.us](mailto:Leslie.rothering@brevardcounty.us)

Clerk to the Board instruction:

Exhibits Attached:

<b>Contract /Agreement (If attached):</b>		<b>Reviewed by County Attorney</b>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	PR	<input type="checkbox"/>
County Manager		Assistant County Manager			Department Director / Extension			
Stockton Whitten		<b>Frank Abbate, ACM</b>			Teresa Camarata Teresa Camarata, Central Services Director, ext. 52543			



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July 8, 2015

MEMORANDUM

TO: Teresa Camarata, Central Services Director Attn: Leslie Rothering

RE: Item V.A., Direction Regarding Local Preference Application of Bond Counsel Services

The Board of County Commissioners, in regular session on July 7, 2015, approved Option 3, to allow Bryant Miller-Olive and Nabors Giblin & Nickerson to receive local preference points regarding local preference application of Bond Counsel Services.

Your continued cooperation is greatly appreciated.

Sincerely yours,

BOARD OF COUNTY COMMISSIONERS  
SCOTT ELLIS, CLERK

Tammy Etheridge, Deputy Clerk

cc: Finance