

**CITY OF MIAMI, FLORIDA
INTER-OFFICE MEMORANDUM**

TO: Arthur Noriega V,
City Manager

DATE: January 8, 2021

FROM: Annie Perez, CPPO, Director
Department of Procurement



SUBJECT: Report of Evaluation Committee for
RFQ No. 19-20-004, Design Services for Miami
Police Department Headquarters Fortification - D5

ENCLOSURES: Response Security List, Evaluation
Committee Tabulation Sheet, and Evaluation
Committee Appointment Memo, and State of Florida
Executive Orders 20-52 and 20-69

Background

On January 31, 2020, the City of Miami ("City") Department of Procurement ("Procurement") issued Request for Qualifications ("RFQ") No. 19-20-004 for the provision of Design Services for Miami Police Department Headquarters Fortification ("Project"), on behalf of the Miami Police Department.

Subsequently, on March 9, 2020, the State of Florida issued a Declaration of Emergency through Executive Order 20-52 (copy attached), as a result of the Novel Coronavirus Disease 2019 (COVID-19) pandemic. Simultaneously, Procurement received two (2) proposals in response to this solicitation from Wolfberg/Alvarez and Partners, Inc. ("Wolfberg") and Architects Design Group/ADG, Inc. ("ADG"). Consequently, the proposals were reviewed by Procurement staff, upon which both proposals were deemed responsive and responsible in accordance with the minimum qualifications and experience requirements of the RFQ.

At the time of completion of the due diligence, the selection process continued to remain on hold until October 15, 2020, when the City Attorney's Office approved the guidelines to conduct virtual meetings proposed by Procurement. Upon sunset of State of Florida's Executive Order 20-69 (copy attached) on November 1, 2020, Procurement resumed the selection process and attempted to schedule a Step 1 Evaluation Committee Meeting with the original Evaluation Committee appointed by the City Manager on May 12, 2020, without success. After one (1) appointed internal voting member and one (1) external voting member declined to participate, both alternate Committee members were asked to serve as substitutes on December 3, 2020. The Step 1 Evaluation Committee Meeting was finally scheduled for December 18, 2020.

Summary of Evaluation

While governed by Florida Statutes Section 287.055, any typical selection of professional services consultants may be comprised of two (2) steps: Step 1 "Evaluation of Qualifications and Experience," and Step 2 "Evaluation of Technical Proposals/Oral Presentations." On December 18, 2020, the Committee appointed by the City Manager met and completed the Step 1 evaluation of the two (2) responsive and responsible proposals, following the guidelines stipulated in the solicitation. Accordingly, the proposals were evaluated pursuant to the six (6) evaluation criteria listed below:

PR21062

Step 1 Evaluation Criteria	Maximum Points (Per Committee Member)
1. Proposer's Qualifications and Experience	30
2. Proposer's Lead Architect/Engineer's Qualifications and Experience	20
3. Proposer's Team Qualifications and Experience	20
4. Design Philosophy and Process	15
5. Technical Capabilities and Approach	10
6. Amount of Work Awarded by the City	5
Total Points Per Committee Member	100

Proposers who agreed to meet the Small Business Enterprise ("SBE") participation requirement by assigning certified SBE firms with a "Local Office," as defined in City Procurement Code, Section 18-73, would have been granted five (5) Bonus Points, in accordance with the RFQ and City Procurement Code, Section 18-87, as amended. However, none of the two (2) Proposers chose to meet the SBE participation requirement using the "Local Office" criteria. Furthermore, Procurement staff assigned scores for Criterion 6, "Amount of Work Awarded by the City," based on the amount of work awarded by the City of Miami within the previous three (3) years from the Proposal Submission Due Date of March 9, 2020. The individual scores per team under this criterion are indicated between parenthesis next to the total awarded points shown below. The final scores were as follows:

Proposing Firms	Awarded Points (Maximum 500 points)
1. Wolfberg/Alvarez and Partners, Inc.	465 (15)
2. Architects Design Group/ADG, Inc.	457 (15)

The Committee decided not to hold oral presentations, as the proposals did not require further clarification. The composite and individual Committee member score sheets are attached hereto as supporting documentation.

Consensus Statement

Wolfberg, the highest ranked team, received a total of 465 points out of a maximum total of 500 points. The Committee discussed both Wolfberg and ADG's extensive experience in completing these types of fortification projects and determined that Wolfberg had assembled a team of design and engineering professionals whose resumes demonstrated exceptional strength in the areas of facility fortification design and engineering. The Committee noted that, being a local firm, Wolfberg should find it easier to attend meetings and to navigate and comply with the permitting process through all agencies having jurisdiction. After deliberation, the Committee members unanimously agreed that Wolfberg's proposal demonstrated that its qualifications are comprehensively suited to meet the critical needs of the City through this Project, and to provide continuing support to the City as the fortification design professional through the construction phase of the Project. As a result, the Committee voted unanimously to recommend to the City Manager that negotiations of a professional services agreement (PSA) be initiated with Wolfberg.

Recommendation

The Committee hereby requests authorization for Procurement, in collaboration with the nominated Negotiations Committee of Messrs. Robert Fenton (OCI), Richard Perez (MPD) and Wanda Mendez (DDA), to commence negotiations of a PSA with Wolfberg, the highest ranked firm, to develop a complete set of construction plans for bid and permitting purposes for the fortification of the Miami Police Department Headquarters.

Approved: 
Arthur Noriega, V., City Manager

Date: 1/25/21

- c. Fernando Casamayor, Assistant City Manager/Chief Financial Officer
- Pablo R. Velez, Sr. Assistant City Attorney
- Jorge R. Colina, Chief of Police, Miami Police Department
- Fernando V. Ponassi, MA Arch., MA PPA, LEED®AP, Assistant Director, Procurement

**CITY OF MIAMI, FLORIDA
INTER-OFFICE MEMORANDUM**

TO: Honorable City of Miami Commissioners
and Honorable Mayor of the City of Miami

DATE: January 8, 2021

FROM: Arthur Noriega, V.
City Manager



SUBJECT: Report of Evaluation Committee
for RFQ No. 19-20-004, Design Services for
Miami Police Department Headquarters
Fortification - D5

ENCLOSURES: Evaluation Committee Report

In accordance with Section 18-87 (i) of the City of Miami Code, attached please find the Report of the Evaluation Committee for subject solicitation.

AP: ar

- c. Fernando Casamayor, Assistant City Manager/Chief Financial Officer
- Pablo R. Velez, Sr. Assistant City Attorney
- Jorge R. Colina, Chief of Police, Miami Police Department
- Fernando V. Ponassi, MA Arch., MA PPA, LEED®AP, Assistant Director, Procurement

CITY OF MIAMI, FLORIDA
INTER-OFFICE MEMORANDUM

TO: Arthur Noriega V.,
City Manager

DATE: May 5, 2020

FROM: Annie Perez, CPPO, Director
Department of Procurement

Ponassi Boutureira, Digitally signed by Ponassi
Boutureira, Fernando
Date: 2020.05.05 15:50:39
-04'00'
Fernando

SUBJECT: Evaluation Committee Appointments
for Professional Design Services for Miami Police
Department Headquarters Fortification – D5,
Project B-70143 – Request for Qualifications
("RFQ") No.: 19-20-004 – for the Office of Capital
Improvements

REFERENCES: RFQ No. 19-20-004

In accordance with Section 18-86(c)(6) of the City of Miami Code, the Department of Procurement (Procurement), on behalf of the Office of Capital Improvements (OCI), requests your approval to appoint the below listed professionals to the Evaluation/Selection Committee (Committee). The Committee will be tasked with evaluating and scoring the proposals submitted in response to Request for Qualifications (RFQ) 19-20-004 for Professional Design Services for Miami Police Department Headquarters Fortification, issued on January 31, 2020.

The Committee shall be comprised of professionals that have the requisite knowledge and experience to evaluate the proposals pursuant to the criteria established in the RFQ.

Chairperson (non-voting)

Anthony Rolle, Sr. Procurement Contracting Officer, Procurement, City of Miami (COM)

City of Miami Staff (voting)

1. Lieutenant Kevin Ruggiero, Miami Police Department (MPD), COM
2. Major Richard Perez, MPD, COM

External Committee Members (voting)

1. Steven Lorenzana, Explosives Specialist, Transportation Security Administration, U.S. Department of Homeland Security
2. Wanda Mendez, Public Information Officer, Downtown Development Authority
3. Jose S. Camero, Registered Architect

Alternate Committee Members (voting)

1. Richard Pope, Project Manager, Office of Capital Improvements (OCI), COM
2. Robert Fenton, Project Manager, OCI, COM

Your signature below affirms your appointment of this Committee for the evaluation of proposals for the Project, as solicited under RFP No. 19-20-004.

APPROVED:



Arthur Noriega V, City Manager

5/12/20

Date

PR20139

CITY OF MIAMI OFFICE OF THE CITY CLERK
BID SECURITY LIST

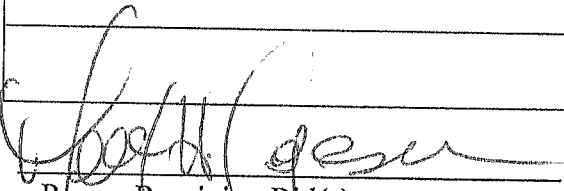
BID ITEM: Professional Design Services for MPD Headquarter Fortification - D5

BID NUMBER: RFQ 19-20-004

DATE BID OPENED: March 9, 2020 **TIME:** 2:00 p.m.

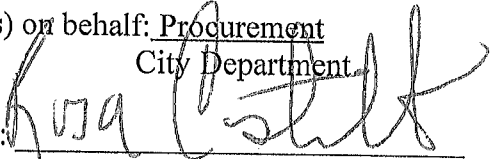
<u>BIDDER</u>	<u>BID TOTAL AMOUNT</u>	<u>BID BOND (ER) CASHIER'S CHECK</u>
Wolfberg Alvarez & Partners	See attached	See attached
Architects Design Group, Inc.	See attached	See attached

"Offers from the vendors listed herein are the only offers received through City of Miami on March 9, 2020 and Encl. B11 other offers submitted in response to this solicitation, if any, are hereby rejected as being non-responsive." 3/9/2020


 Person Receiving Bid(s)

Received (2) bid(s) on behalf: Procurement
 City Department

On: 3/9/2020
 Today's Date

PREPARED BY: 
 Deputy City Clerk

EVALUATION COMMITTEE MEETING

Friday, December 18, 2020

Department of Procurement

Request for Qualifications (RFQ) No. 19-20-004

Professional Design Services for Miami Police Department Headquarters Fortification – D5

Arthur Noriega, V, City Manager

Annie Perez, CPPO, Director of Procurement

Hector Badia, Interim Director, OCI

EVALUATION COMMITTEE MEMBERS

Robert Fenton, Project Manager, Office of Capital Improvements, COM

Major Richard Perez, Miami Police Department

Wanda Mendez, Public Information Officer, Downtown Development Authority

Jose Camero, Registered Architect

Richard Pope, Project Manager, Office of Capital Improvements, COM

SUB-TOTAL QUALITATIVE SCORES

TOTAL QUALITATIVE SCORES

QUALITATIVE RANKING

FIVE BONUS POINTS - SBE PARTICIPATION (CITY OF MIAMI SBES)

TOTAL SCORES (WITH BONUS POINTS)

FINAL RANK

**TABULATION SHEET
RFQ No. 19-20-004**

NAME OF FIRM(S)

	NAME OF FIRM(S)									
1	WOLFBERG/ALVAREZ AND PARTNERS, INC									
	1A - Proposer's Qualifications and Experience (Max. 30 points)					0				
	2A - Proposer's Lead Architect/Engineer Qualifications and Experience (Max. 20 points)					0				
	3A - Proposer's Team Qualifications and Experience (Max. 20 points)					0				
	4A - Design Philosophy and Process (Max. 15 points)					0				
	5A - Technical Capabilities and Approach (Max. 10 points)					0				
	6A - Amount of Work Awarded by the City (Max. 5 points)	3	3	3	3	3				
	Qualitative Scores	3	3	3	3	3				
	Tie Breakers = Sub-Total Qualitative Points for 1A, 2A, 3A, 4A, 5A, and 6A in that order.						15	1	0	15
										2
2	ARCHITECTS DESIGN GROUP / ADG, INC.									
	1A - Proposer's Qualifications and Experience (Max. 30 points)					0				
	2A - Proposer's Lead Architect/Engineer Qualifications and Experience (Max. 20 points)					0				
	3A - Proposer's Team Qualifications and Experience (Max. 20 points)					0				
	4A - Design Philosophy and Process (Max. 15 points)					0				
	5A - Technical Capabilities and Approach (Max. 10 points)					0				
	6A - Amount of Work Awarded by the City (Max. 5 points)	3	3	3	3	3				
	Qualitative Scores	3	3	3	3	3				
	Tie Breakers = Sub-Total Qualitative Points for 1A, 2A, 3A, 4A, 5A, and 6A in that order.						15	1	5	20
										1

EVALUATION COMMITTEE MEETING

Friday, December 18, 2020

Department of Procurement

Request for Qualifications (RFQ) No. 19-20-004

Professional Design Services for Miami Police Department Headquarters Fortification – D5

Arthur Noriega, V, City Manager

Annie Perez, CPPO, Director of Procurement

Hector Badia, Interim Director, OCI

EVALUATION COMMITTEE MEMBERS

Robert Fenton, Project Manager, Office of Capital Improvements, COM

Major Richard Perez, Miami Police Department

Wanda Mendez, Public Information Officer, Downtown Development Authority

Jose Camero, Registered Architect

Richard Pope, Project Manager, Office of Capital Improvements, COM

**TABULATION SHEET
RFQ No. 19-20-004**

SUB-TOTAL QUALITATIVE SCORES

TOTAL QUALITATIVE SCORES

QUALITATIVE RANKING

**FIVE BONUS POINTS - SBE PARTICIPATION
(CITY OF MIAMI SBES)**

TOTAL SCORES (WITH BONUS POINTS)

FINAL RANK

NAME OF FIRM(S)

3

Qualitative Scores

0 0 0 0 0

0

3

0

0

3

Tie Breakers = Sub-Total Qualitative Points for 1A, 2A, 3A, 4A, 5A, and 6A in that order.

4

Qualitative Scores

0 0 0 0 0

0

3

0

0

3

6A - Amount of Work Awarded by the City (Max. 5 points)

Tie Breakers = Sub-Total Qualitative Points for 1A, 2A, 3A, 4A, 5A, and 6A in that order.

EVALUATION COMMITTEE MEETING

Friday, December 18, 2020

Department of Procurement

Request for Qualifications (RFQ) No. 19-20-004

Professional Design Services for Miami Police Department Headquarters Fortification – D5

Arthur Noriega, V, City Manager

Annie Perez, CPPO, Director of Procurement

Hector Badia, Interim Director, OCI

EVALUATION COMMITTEE MEMBERS

Robert Fenton, Project Manager, Office of Capital Improvements, COM

Major Richard Perez, Miami Police Department

Wanda Mendez, Public Information Officer, Downtown Development Authority

Jose Camero, Registered Architect

Richard Pope, Project Manager, Office of Capital Improvements, COM

**TABULATION SHEET
RFQ No. 19-20-004**

SUB-TOTAL QUALITATIVE SCORES

TOTAL QUALITATIVE SCORES

QUALITATIVE RANKING

**FIVE BONUS POINTS - SBE PARTICIPATION
(CITY OF MIAMI SBES)**

TOTAL SCORES (WITH BONUS POINTS)

FINAL RANK

NAME OF FIRM(S)

5

Qualitative Scores

0 0 0 0 0

0

3

0

0

3

Tie Breakers = Sub-Total Qualitative Points for 1A, 2A, 3A, 4A, 5A, and 6A in that order.

6

Qualitative Scores

0 0 0 0 0

0

3

0

0

3

Tie Breakers = Sub-Total Qualitative Points for 1A, 2A, 3A, 4A, 5A, and 6A in that order.

Chairperson: Anthony M. Hansen, Sr. Procurement Contracting Officer

RFQ NO. 19-20-004
 Professional Design Services for Miami Police Department Headquarters Fortification – D5
 EVALUATION OF PROPOSALS

Robert Fenton, Project Manager, Office of Capital Improvements, COM

EVALUATION CRITERIA	PROPOSERS	Maximum Points	WOLFBERG/ALVAR EZ AND PARTNERS, INC	ARCHITECTS DESIGN GROUP / ADG, INC.
Proposer's Qualifications and Experience		30	29	29
Proposer's Lead Architect/Engineer Qualifications and Experience		20	19	18
Proposer's Team Qualifications and Experience		20	18	18
Design Philosophy and Process		15	14	14
Technical Capabilities and Approach		10	9	8
Amount of Work Awarded by the City		5	3	3
TOTAL POINTS		100	92	90

SIGNATURE:

Robert Fenton

PRINT NAME:

ROBERT FENTON

RF

RF

RFQ NO. 19-20-004
 Professional Design Services for Miami Police Department Headquarters Fortification – D5
 EVALUATION OF PROPOSALS

Major Richard Perez, Miami Police Department

EVALUATION CRITERIA	PROPOSERS	Maximum Points	WOLFBERG/AL VAREZ AND PARTNERS, INC	ARCHITECTS DESIGN GROUP / ADG, INC.
Proposer's Qualifications and Experience		30	30	30
Proposer's Lead Architect/Engineer Qualifications and Experience		20	20	20
Proposer's Team Qualifications and Experience		20	20	20
Design Philosophy and Process		15	15	15
Technical Capabilities and Approach		10	10	10
Amount of Work Awarded by the City		5	3	3
TOTAL POINTS		100	3	3

100
ADG
100
ADG

SIGNATURE: 

PRINT NAME: Richard Perez

RFQ NO. 19-20-004
 Professional Design Services for Miami Police Department Headquarters Fortification – D5
 EVALUATION OF PROPOSALS

Jose Camero, Registered Architect

EVALUATION CRITERIA	PROPOSERS	Maximum Points	WOLFBERG/ ALVAREZ AND PARTNERS, INC	ARCHITECTS DESIGN GROUP / ADG, INC.
Proposer's Qualifications and Experience		30	29	20
Proposer's Lead Architect/Engineer Qualifications and Experience		20	19	18
Proposer's Team Qualifications and Experience		20	19	17
Design Philosophy and Process		15	14	13
Technical Capabilities and Approach		10	10	8
Amount of Work Awarded by the City		5	3	3
TOTAL POINTS		100	34	38

SIGNATURE: 

PRINT NAME: Jose S. Camero.

RFQ NO. 19-20-004
 Professional Design Services for Miami Police Department Headquarters Fortification – D5
 EVALUATION OF PROPOSALS

Richard Pope, Project Manager, Office of Capital Improvements, COM

EVALUATION CRITERIA	PROPOSERS	Maximum Points	WOLFBERG/ ALVAREZ AND PARTNERS, INC	ARCHITECTS DESIGN GROUP / ADG, INC.
Proposer's Qualifications and Experience		30	28	28
Proposer's Lead Architect/Engineer Qualifications and Experience		20	18	18
Proposer's Team Qualifications and Experience		20	18	16
Design Philosophy and Process		15	10	10
Technical Capabilities and Approach		10	9	8
Amount of Work Awarded by the City		5	3	3
TOTAL POINTS		100	3	3


SIGNATURE: *Richard A. Pope* 86 83

PRINT NAME: RICHARD A. POPE 465 - 457 -

RFQ NO. 19-20-004
Professional Design Services for Miami Police Department Headquarters Fortification – D5
EVALUATION OF PROPOSALS

Wanda Mendez, Public Information Officer, Downtown Development Authority

EVALUATION CRITERIA	PROPOSERS	Maximum Points	WOLFBERG/ ALVAREZ AND PARTNERS, INC	ARCHITECTS DESIGN GROUP / ADG, INC.
Proposer's Qualifications and Experience		30	30	30
Proposer's Lead Architect/Engineer Qualifications and Experience		20	20	20
Proposer's Team Qualifications and Experience		20	18	20
Design Philosophy and Process		15	14	15
Technical Capabilities and Approach		10	10	10
Amount of Work Awarded by the City		5	3	3
TOTAL POINTS		100	$\begin{array}{r} 30 \\ 20 \\ 18 \\ 14 \\ 10 \\ 3 \\ \hline 95 \end{array}$	$\begin{array}{r} 30 \\ 20 \\ 20 \\ 15 \\ 10 \\ 3 \\ \hline 98 \end{array}$

SIGNATURE: 

PRINT NAME: Wanda Mendez

STATE OF FLORIDA

OFFICE OF THE GOVERNOR

EXECUTIVE ORDER NUMBER 20-52

(Emergency Management - COVID-19 Public Health Emergency)

WHEREAS, Novel Coronavirus Disease 2019 (COVID-19) is a severe acute respiratory illness that can spread among humans through respiratory transmission and presents with symptoms similar to those of influenza; and

WHEREAS, in late 2019, a new and significant outbreak of COVID-19 emerged in China; and

WHEREAS, the World Health Organization previously declared COVID-19 a Public Health Emergency of International Concern; and

WHEREAS, in response to the recent COVID-19 outbreak in China, Iran, Italy, Japan and South Korea, the Centers for Disease Control and Prevention (“CDC”) has deemed it necessary to prohibit or restrict non-essential travel to or from those countries; and

WHEREAS, on March 1, 2020, I issued Executive Order number 20-51 directing the Florida Department of Health to issue a Public Health Emergency; and

WHEREAS, on March 1, 2020, the State Surgeon General and State Health Officer declared a Public Health Emergency exists in the State of Florida as a result of COVID-19; and

WHEREAS, on March 7, 2020, I directed the Director of the Division of Emergency Management to activate the State Emergency Operations Center to Level 2 to provide coordination and response to the COVID-19 emergency; and

WHEREAS, as of March 9, 2020, eight counties in Florida have positive cases for COVID-19, and COVID-19 poses a risk to the entire state of Florida; and

WHEREAS, the CDC currently recommends community preparedness and everyday prevention measures be taken by all individuals and families in the United States, including voluntary home isolation when individuals are sick with respiratory symptoms, covering coughs and sneezes with a tissue and disposal of the tissue immediately thereafter, washing hands often with soap and water for at least 20 seconds, using of alcohol-based hand sanitizers with 60%-95% alcohol if soap and water are not readily available and routinely cleaning frequently touched surfaces and objects to increase community resilience and readiness for responding to an outbreak; and

WHEREAS, the CDC currently recommends mitigation measures for communities experiencing an outbreak including staying at home when sick, keeping away from others who are sick, limiting face-to-face contact with others as much as possible, consulting with your healthcare provider if individuals or members of a household are at high risk for COVID-19 complications, wearing a facemask if advised to do so by a healthcare provider or by a public health official, staying home when a household member is sick with respiratory disease symptoms if instructed to do so by public health officials or a health care provider; and

WHEREAS, as Governor, I am responsible for meeting the dangers presented to this state and its people by this emergency.

NOW, THEREFORE, I, RON DESANTIS, as Governor of Florida, by virtue of the authority vested in me by Article IV, Section (1)(a) of the Florida Constitution, Chapter 252, Florida Statutes, and all other applicable laws, promulgate the following Executive Order to take immediate effect:

Section 1. Because of the foregoing conditions, I declare a state of emergency exists in the State of Florida.

Section 2. I designate the Director of the Division of Emergency Management (“Director”) as the State Coordinating Officer for the duration of this emergency and direct him to execute the State’s Comprehensive Emergency Management Plan and other response, recovery, and mitigation plans necessary to cope with the emergency. Additionally, I designate the State Health Officer and Surgeon General as a Deputy State Coordinating Officer and State Incident Commander.

Pursuant to section 252.36(1)(a), Florida Statutes, I delegate to the State Coordinating Officer the authority to exercise those powers delineated in sections 252.36(5)-(10), Florida Statutes, which he shall exercise as needed to meet this emergency, subject to the limitations of section 252.33, Florida Statutes. In exercising the powers delegated by this Order, the State Coordinating Officer shall confer with the Governor to the fullest extent practicable. The State Coordinating Officer shall also have the authority to:

A. Seek direct assistance and enter into agreements with any and all agencies of the United States Government as may be needed to meet the emergency.

B. Designate additional Deputy State Coordinating Officers, as necessary.

C. Suspend the effect of any statute, rule, or order that would in any way prevent, hinder, or delay any mitigation, response, or recovery action necessary to cope with this emergency.

D. Enter orders as may be needed to implement any of the foregoing powers; however, the requirements of sections 252.46 and 120.54(4), Florida Statutes, do not apply to any such orders issued by the State Coordinating Officer; however, no such order shall remain in effect beyond the expiration of this Executive Order, to include any extension.

Section 3. I order the Adjutant General to activate the Florida National Guard, as needed, to deal with this emergency.

Section 4. I find that the special duties and responsibilities resting upon some State, regional, and local agencies and other governmental bodies in responding to the emergency may require them to suspend the application of the statutes, rules, ordinances, and orders they administer. Therefore, I issue the following authorizations:

A. Pursuant to section 252.36(1)(a), Florida Statutes, the Executive Office of the Governor may suspend all statutes and rules affecting budgeting to the extent necessary to provide budget authority for state agencies to cope with this emergency. The requirements of sections 252.46 and 120.54(4), Florida Statutes, do not apply to any such suspension issued by the Executive Office of the Governor; however, no such suspension shall remain in effect beyond the expiration of this Executive Order, to include any extension.

B. Each State agency may suspend the provisions of any regulatory statute prescribing the procedures for conduct of state business or the orders or rules of that agency, if strict compliance with the provisions of any such statute, order, or rule would in any way prevent, hinder, or delay necessary action in coping with the emergency. This includes, but is not limited to, the authority to suspend any and all statutes, rules, ordinances, or orders which affect leasing, printing, purchasing, travel, and the condition of employment and the compensation of employees. For the purposes of this Executive Order, “necessary action in coping with the emergency” means any emergency mitigation, response, or recovery action: (1) prescribed in the State Comprehensive Emergency Management Plan (“CEMP”); or (2) ordered by the State Coordinating Officer. The requirements of sections 252.46 and 120.54, Florida Statutes, shall not apply to any such suspension issued by a State agency; however, no such suspension shall remain in effect beyond the expiration of this Executive Order, to include any extensions.

C. In accordance with section 465.0275, Florida Statutes, pharmacists may dispense up to a 30-day emergency prescription refill of maintenance medication to persons who reside in an area or county covered under this Executive Order and to emergency personnel who have been activated by their state and local agency but who do not reside in an area or county covered by this Executive Order.

D. In accordance with section 252.38, Florida Statutes, each political subdivision within the State of Florida may waive the procedures and formalities otherwise required of the political subdivision by law pertaining to:

1) Performance of public work and taking whatever prudent action is necessary to ensure the health, safety, and welfare of the community;

2) Entering into contracts; however, political subdivisions are cautioned against entering into time and materials contracts without ceiling as defined by 2 CFR 200.318(j) or cost plus percentage contracts as defined by 2 CFR 200.323(d);

3) Incurring obligations;

4) Employment of permanent and temporary workers;

5) Utilization of volunteer workers;

6) Rental of equipment;

7) Acquisition and distribution, with or without compensation, of supplies, materials, and facilities; and,

8) Appropriation and expenditure of public funds.

E. All State agencies responsible for the use of State buildings and facilities may close such buildings and facilities in those portions of the State affected by this emergency, to the extent necessary to meet this emergency. I direct each State agency to report the closure of any State

building or facility to the Secretary of the Department of Management Services. Under the authority contained in section 252.36, Florida Statutes, I direct each County to report the closure of any building or facility operated or maintained by the County or any political subdivision therein to the Secretary of the Department of Management Services. Furthermore, I direct the Secretary of the Department of Management Services to:

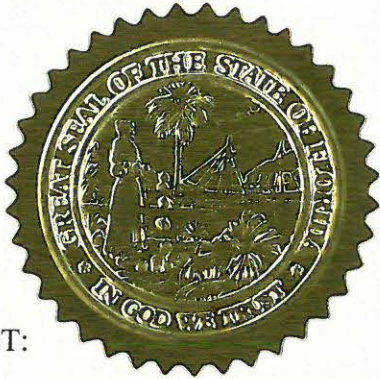
- 1) Maintain an accurate and up-to-date list of all such closures; and,
- 2) Provide that list daily to the State Coordinating Officer.

Section 5. I find that the demands placed upon the funds appropriated to the agencies of the State of Florida and to local agencies are unreasonably great and the funds currently available may be inadequate to pay the costs of coping with this emergency. In accordance with section 252.37(2), Florida Statutes, I direct that sufficient funds be made available, as needed, by transferring and expending moneys appropriated for other purposes, moneys from unappropriated surplus funds, or from the Budget Stabilization Fund.

Section 6. All State agencies entering emergency final orders or other final actions in response to this emergency shall advise the State Coordinating Officer contemporaneously or as soon as practicable.

Section 7. Medical professionals and workers, social workers, and counselors with good and valid professional licenses issued by states other than the State of Florida may render such services in Florida during this emergency for persons affected by this emergency with the condition that such services be rendered to such persons free of charge, and with the further condition that such services be rendered under the auspices of the American Red Cross or the Florida Department of Health.

Section 8. All activities taken by the Director of the Division of Emergency Management and the State Health Officer and Surgeon General with respect to this emergency before the issuance of this Executive Order are ratified. This Executive Order shall expire sixty days from this date unless extended.



ATTEST:

Laurel McKee
SECRETARY OF STATE

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 9th day of March, 2020.

[Signature]
RON DESANTIS, GOVERNOR

FILED
2020 MAR -9 PM 5:52
DEPARTMENT OF STATE
TALLAHASSEE, FLORIDA

STATE OF FLORIDA

OFFICE OF THE GOVERNOR EXECUTIVE ORDER NUMBER 20-69

(Emergency Management – COVID-19 – Local Government Public Meetings)

WHEREAS, on March 1, 2020, I issued Executive Order 20-51 directing the Florida Department of Health to issue a Public Health Emergency as a result of COVID-19; and

WHEREAS, on March 1, 2020, the State Surgeon General and State Health Officer declared a Public Health Emergency exists in the State of Florida as a result of COVID-19; and

WHEREAS, on March 9, 2020, I issued Executive Order 20-52 declaring a state of emergency for the entire State of Florida as a result of COVID-19; and

WHEREAS, on March 16, 2020, President Donald J. Trump and the Centers for Disease Control and Prevention (“CDC”) issued the “15 Days to Slow the Spread” guidance advising individuals to adopt far-reaching social distancing measures, such as working from home and avoiding gatherings of more than 10 people; and

WHEREAS, on March 17, 2020, I wrote a letter to Attorney General Ashley Moody seeking an advisory opinion regarding concerns raised by local government bodies about their ability to hold meetings through teleconferencing and other technological means in order to protect the public and follow the CDC guidance regarding social distancing; and

WHEREAS, on March 19, 2020, Attorney General Ashley Moody delivered an opinion to me indicating that certain provisions of Florida law require a physical quorum be present for local government bodies to conduct official business, and that local government bodies may only conduct meetings by teleconferencing or other technological means if either a statute permits a quorum to be present by means other than in person, or that the in person requirement for constituting a quorum is lawfully suspended during the state of emergency; and

WHEREAS, it is necessary and appropriate to take action to ensure that COVID-19 remains controlled, and that residents and visitors in Florida remain safe and secure;

NOW, THEREFORE, I, RON DESANTIS, as Governor of Florida, by virtue of the authority vested in me by Article IV, Section (1)(a) of the Florida Constitution, Chapter 252, Florida Statutes, and all other applicable laws, promulgate the following Executive Order to take immediate effect:

Section 1. I hereby suspend any Florida Statute that requires a quorum to be present in person or requires a local government body to meet at a specific public place.

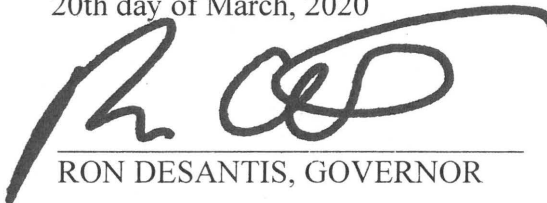
Section 2. Local government bodies may utilize communications media technology, such as telephonic and video conferencing, as provided in section 120.54(5)(b)2., Florida Statutes.

Section 3. This Executive Order does not waive any other requirement under the Florida Constitution and "Florida's Government in the Sunshine Laws," including Chapter 286, Florida Statutes.

Section 4. This Executive Order shall expire at the expiration of Executive Order 20-52, including any extension.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 20th day of March, 2020


RON DESANTIS, GOVERNOR

ATTEST:


SECRETARY OF STATE

TALLAHASSEE, FLORIDA

2020 MAR 20 AM 9:38

FILED