



Finance and Administrative Services Department

**PURCHASING DIVISION**

115 S. Andrews Avenue, Room 212 • Fort Lauderdale, Florida 33301 • 954-357-6066 • FAX 954-357-8535

Certified Mail No.7011 2000 0002 2593 6343

December 8, 2020

Joseph M. Goldstein, Esq.  
Shutts & Bowen, LLP  
200 East Broward Boulevard, Suite 2100  
Fort Lauderdale, FL 33301

Re: Partial Rescission to Director of Purchasing Objection Response Letter dated September 4, 2020 - Request for Proposals (RFP) PNC2119955P1 - General Planning Consultant Services for the Transportation Department

Dear Mr. Goldstein:

This correspondence is to provide you with a summary and update on this procurement I received your objection letter dated June 12, 2020, submitted on behalf of your client, CDM Smith, Inc. ("CDM"), noting discrepancies in preliminary scoring related to local preference eligibility for first ranked firm, WSP USA, Inc. ("WSP") and location points awarded to second-ranked firm, CTS Engineering, Inc ("CTS").

On September 4, 2020, a response to the Objection Letter was sent to your office outlining staff's findings and my determination on this matter. To recap my determination, I found that CDM's Assertions Nos. 1B, 2, and 4 did not represent new or significant information per Section 21.84.f of the Procurement Code. However, I did find that Assertion Nos. 1A and 3 (related to location points assigned to CTS) were based on significant new information. Although the Evaluation Committee (EC) was scheduled to be reconvened on September 18, 2020 to review the evaluation criteria location points assigned to CTS, the meeting was subsequently canceled for further staff review.

Subsequently, on December 1, 2020, (Item No. 80), the Board unanimously approved its direction to the County Administrator to apply the most recently approved Local Preference Ordinance criteria for the assignment of location points to this solicitation. Accordingly, the prior "Sunbiz" test (which was in place when the solicitation was advertised) to determine location points for CTS will not be used. As such, the original assignment of evaluation criteria location points for CTS is upheld because CTS qualifies for such points based on the most recently approved Local Preference Ordinance criteria.

Joseph M. Goldstein, Esq., Shutts & Bowen, LLP  
Partial Recission to Director of Purchasing Objection Response Letter dated September 4, 2020 -  
RFP PNC2119955P1 - General Planning Consultant Services for the Transportation Department  
December 8, 2020  
Page 2 of 2

As a result of the Board's recent action and direction to staff, I hereby rescind my original September 4, 2020 responses to CDM's Assertion Nos. 1A and 3. Therefore, this procurement will proceed in accordance with established guidelines, practices, and procedures set forth in the Broward County Procurement Code and the most recently approved Local Preference Ordinance criteria without the need to reconvene the EC in this matter.

Sincerely,

**GLENN**  
**MARCOS**

Digitally signed by GLENN  
MARCOS  
DN: dc=cty, dc=broward, dc=bc,  
ou=Organization, ou=BCC, ou=PU,  
ou=Users, cn=GLENN MARCOS  
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on behalf of  
Brenda J. Billingsley

Brenda J. Billingsley, Director  
Purchasing Division

BJB/mr/gm/lg

- c: Tara Crawford, Senior Planner, Transit Division, Transportation Department (Project Manager)  
Glenn Marcos, Assistant Director, Purchasing Division  
Connie Mangan, Purchasing Manager, Purchasing Division  
Mark Roberts, Purchasing Agent - Senior, Purchasing Division  
Fernando Amuchastegui, Assistant County Attorney, Office of the County Attorney