



Finance and Administrative Services Department

PURCHASING DIVISION

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

Via Email Transmittal

October 3, 2025

Joseph M. Goldstein, Partner
Janeil A. Morgan, Associate
Shutts & Bowen LLP
201 East Las Olas Blvd, Suite 2200
Fort Lauderdale, FL 33301

Re: Response to Objection to Proposed Ranking – RFP No. PNC2128931P1, General Planning Consultant Services Port Everglades

Dear Mr. Goldstein and Ms. Morgan:

The Broward County Purchasing Division (“Purchasing”) is in receipt of your firm’s timely objection letter dated and received on August 26, 2025, on behalf of your client, Volkert, Inc. (“Volkert”), in objection to the proposed recommendation of ranking posted on the Purchasing Division website from August 22 – 26, 2025. Moffatt & Nichol, Inc. received the highest scores from the Evaluation Committee (“EC”) and is the first-ranked firm for this procurement.

After performing due diligence in reviewing all assertions, the solicitation requirements, and the processes the County followed in this procurement, the objection is partially upheld, based on the following responses to each assertion:

Assertion No. II.A. – A Member of the Evaluation Committee has an Impermissible Conflict of Interest or, at a minimum, the Appearance of Impropriety:

Volkert, Inc. (Volkert) asserts there is a conflict of interest or the appearance of impropriety for EC member, Claude Gentil, because Mr. Gentil’s spouse is currently employed by Becker & Poliakoff, the Lobbyists for Moffatt & Nichol, Inc. (Moffatt), the incumbent for this contract. Volkert states that the mere potential of financial gain, not an actual financial gain, requires the EC member to recuse himself.

County’s Response to Assertion No. II.A.

Section 21.45 of the Procurement Code provides that a person cannot be appointed to an Evaluation Committee if their service creates the appearance of a conflict of interest.

Since Mr. Gentil’s spouse works for representatives of Volkert, there is potential for an appearance of a conflict of interest. Because Purchasing has determined there exists an appearance of a conflict of interest, the objection is upheld and there is no need to consider the alternate basis for the objection. The County will appoint a new Evaluation Committee.

Joseph M. Goldstein, Partner, Shutts & Bowen LLP
Objection Response - RFP No. PNC2128931P1, General Planning Consultant Services
Port Everglades
October 3, 2025
Page 2 of 2

Assertion No. B - Appearance of Impropriety Exists Due to Risk of an Inadvertent Cone of Silence Violation:

Volkert asserts the likelihood of an inadvertent Cone of Silence violation exists due to the spousal relationship between EC member Claude Gentil and the Lobbyist Team.

County's Response to Assertion No. B:

Section 1-266 of the Procurement Code defines the Cone of Silence as "a prohibition on certain communication between certain persons regarding a particular Competitive Solicitation."

To substantiate a Cone of Silence violation, the Procurement Code requires that a protest be supported by substantial competent evidence; that is, relevant evidence a reasonable person would accept as adequate to support a conclusion. For allegations of a Cone of Silence, the inquiry is limited to whether a violation actually occurred, not whether a violation might have occurred. Here, no evidence has been presented of an actual violation. Volkert only asserts that the possibility of an inadvertent violation. The objection is denied.

Conclusion

Volkert's objection is partially upheld on the grounds that Mr. Gentil's service on the EC may create the appearance of a conflict of interest.

Based on this, the EC rankings will be disregarded and a new EC with three new members will be appointed to score and rank vendor responses. To ensure the newly appointed Evaluation Committee is not unnecessarily influenced and vendors are provided with a fair and unbiased process, your letter of objection and the County's response to the same will not be provided to the newly appointed Evaluation Committee.

Hopefully, this determination addresses each of the issues you have raised. The County also recognizes the time and effort involved in submitting a proposal and fully appreciates Volkert, Inc.'s participation in this procurement.

Respectfully,

**Robert
Gleason** Digitally signed by
Robert Gleason
Date: 2025.10.03
15:37:01 -04'00'

Robert E. Gleason, Director
Purchasing Division

Attachment:
Exhibit 1 - Letter of objection dated August 26, 2025

REG/ccs/sl/lg

c: Joseph Morris, Director, Port Everglades Department
Natacha Yacinthe, Enterprise Assistant Director Planning, Port Everglades
Department (Project Manager)
Constance Mangan, Assistant Director, Purchasing Division
Christine Shorey, Senior Purchasing Manager, Purchasing Division
Nancy Olesen, Purchasing Assistant Manager, Purchasing Division
Maureen Lewis, Purchasing Agen Senior, Purchasing Division
Ricardo Abraham, Senior Assistant County Attorney



August 26, 2025

VIA EMAIL

Robert Gleason
Director of Purchasing
Broward County Purchasing Division
115 S Andrews Ave Ste 212
Fort Lauderdale, FL 33301
rgleason@broward.org

**Re: Objection to Ranking Regarding RFP PNC2128931P1- General Planning
Consultant Services PEV**

Dear Mr. Gleason:

Shutts & Bowen LLP represents Volkert, Inc. (“Volkert”) regarding RFP PNC2128931P1- General Planning Consultant Services for Port Everglades (“Solicitation”). This letter is being timely submitted on behalf of Volkert pursuant to Section 21.42(h)(1) of the Broward County Procurement Code. The issues discussed herein were not presented or submitted to the Evaluation Committee when it made its ranking.¹

I. Background

On January 24, 2025, the Broward County Purchasing Division, on behalf of the Port Everglades Department (PEV), issued Request for Proposals (RFP) No. PNC2128931P1, General Planning Consultant Services for Port Everglades. The purpose of the RFP was to solicit responses from qualified firms capable of providing professional planning services in support of Port Everglades’ ongoing development and operational objectives.

The RFP sought to establish a continuing services agreement with two selected vendors for an initial term of three years, with the possibility of two one-year renewal options. The scope of services included general port planning, on-call and on-site staff support, and potential training services for Port-related staff.

¹ We note that we have a pending public records request for additional materials relating to this procurement that have still not been produced, so we may have additional new information to supplement this objection upon receipt of those public records.

August 26, 2025
Page 2

Volkert, Inc., was one of six submitters for the Solicitation, and would be in line for award if the rankings of the Evaluation Committee Member identified below are disregarded due to his conflict of interest.

II. Issues

A. A Member of the Evaluation Committee has an Impermissible Conflict of Interest or, at a minimum, the Appearance of Impropriety

Volkert would like to bring to your attention the first issue of concern: an impermissible conflict of interest or, at a minimum, the appearance of impropriety, involving a member of the Evaluation Committee, specifically Claude Gentil - PEV Construction, whose spouse is currently employed by the Becker and Poliakoff firm and more specifically, working directly with the Bernie Friedman and Nick Matthews, which represents Moffat and Nichols, the incumbent and a proposer on this Solicitation. *See* Gentil Disclosure Form attached hereto as **Exhibit 1**.

We also note that the original disclosure forms posted to the repository did not include Mr. Gentil's disclosure of his wife's employment with the lobbyists for Moffat and Nichols. *See* Illegible Disclosure Form attached hereto as **Exhibit 2**. Volkert brought this to the attention of Purchasing three times, on July 31, August 6, and August 12, before Purchasing uploaded the complete disclosure form on August 14, a mere 23 hours before the SC meeting. This late production of this critical document prevented vendors or the other members of the Selection Committee from having sufficient knowledge of this conflict or appearance of impropriety to timely object or consider its impact on the evaluation process.²

² It also creates an appearance of impropriety that Mr. Gentile's score sheet was revised outside of the public meeting and that the public was unable to observe the scoring and ranking process due to an issue with the video of the Evaluation Committee Meeting. First, unlike the other Evaluation Committee Members who entered their scores electronically during the public portion of the meeting, Mr. Gentil's scores were not so entered due to some type of error, and he re-wrote his scores by hand at some other time, and the total score was not entered by Purchasing on his score sheet as the form requires. *See* **Exhibit 5**. Second, making Mr. Gentil's hand scoring even more problematic under the Sunshine Law, Florida Statutes § 286.011(1), is that when the Evaluation Committee reconvened after a recess, Purchasing posted a document, believed to be the ranking form, without any explanation, discussion, or communication to attendees. After only one or two minutes of silence, the form was removed without comment. No further communication was provided, leaving all participating firms and subconsultants completely unaware of what had transpired. Since the public is not permitted to attend the Selection Committee meeting in person, not only should the public have access to the video and audio feed while the Selection Committee Members are completing their ranking forms, but the reading out of those rankings should be done while the public has access to the video and audio feed. Here, neither happened, so the public was kept in the dark as to the ranking process.

After waiting patiently for an extended period of time for communication from the Committee, several members of the public began posting questions in the Microsoft Teams meeting chat in an effort to understand the meaning of the unusual handling of events and the status of the process. However, it appeared by that time that all Broward County staff and Purchasing personnel had exited the final presentation Microsoft Teams video conference without notice or acknowledgment, and importantly, without a public disclosure of the rankings. From approximately 5:00 p.m. until

August 26, 2025
Page 3

To be clear, Mr. Gentil's wife does not merely work for Becker, but works specifically with the actual lobbyists representing the incumbent firm for this Solicitation and, notably, Mr. Gentil placed that firm's client first in his rankings. This gives Mr. Gentil's wife a direct financial interest in Becker's lobbying efforts. Given the nature of this relationship and the spouse's direct connection to those advocating on behalf of Moffat and Nichols, this situation raises legitimate concerns regarding the fairness and impartiality of the evaluation process.

As a County employee, Mr. Gentile must comply with the County's ethical standards in procurement. *See* Section 21.3 of the Broward County Procurement Code. As such, Mr. Gentile must comply with the Broward County Code of Ethics Action, Section 26-71, *et seq.* of the Broward County Code of Ordinances. Procurement Code, § 21.3(a).

It is the intent and declaration of Broward County policy that “[e]ssential to the proper operation of government is the commitment of . . . government employees to independence, impartiality, and responsibility to the people they serve. To achieve this goal, it is necessary . . . that public office and employment not be used for personal gain; and that the people have confidence in the integrity of government.” Code of Ordinances, § 26-67(a). Accordingly, the County has adopted higher standards than the minimum standards of conduct required of employees under Chapter 112, Florida Statutes, Part III, Code of Ethics for Public Officers and Employees. *Id.* at § 26-67(b).

As such, “[i]t is the policy of the County to uphold, promote, and demand the highest standards of ethics from all of its employees . . . Accordingly, . . . employees . . . must maintain the utmost standards of personal integrity, truthfulness, honest, and fairness in carrying out their public duties, and must avoid even the appearance of impropriety in the performance of their duties and responsibilities.” *Id.* at § 26-67(c)(1) (emphasis added).

“In furtherance of this policy, the following public service values have been adopted by the Board of County Commissioners. These values shall be the foundation of the County's organizational philosophy and the basis for the development and implementation of policies and procedures governing ethical behavior.” *Id.* at § 26-57(c)(2).

In addition to all the other general rules relating to the Public Trust, Integrity, Responsibility, Fairness, Compassion, and Respect for Others as identified in the Code of Ethics, there is an explicit prohibition that prohibits Mr. Gentile from serving on an Evaluation Committee where his wife is an employee of the Becker firm and a direct report to the individual lobbyists representing

well after 6:00 p.m., numerous consultants remained in the Teams call and continued to submit questions, attempting to clarify the outcome or next steps. *See* Teams Screenshots attached hereto as Composite **Exhibit 4**.

A Volkert representative emailed various Purchasing staff members at 5:56 p.m., 6:06 p.m., and 6:21 p.m., documenting that all consultant teams were still present and awaiting communication. Despite these efforts, no response was received, and no clarification was offered. *See* Email Correspondence attached hereto as **Exhibit 5**. The Volkert representative remained on the Teams call until nearly 8:00 p.m., still having received no communication from Purchasing personnel. To date, there has been no written response to those inquiries, and the status of the Committee's final rankings remains unclear.

August 26, 2025
Page 4

a vendor: **“We recuse ourselves from decisions when our personal or our relatives’ financial interests may be affected by our agency’s actions.”** *Id.* at § 26.57(c)(2)6. (emphasis added).

This specific prohibition is narrower in part because it only applies to persons making actual decisions, i.e., Evaluation Committee Members who are ranking vendors, but broader because it is not limited to employees’ “Immediate Family Members” who are attorneys or lobbyists of vendors, i.e., it applies to all “relatives” whose “financial interests may be affected by the agency’s action” as contained in the prohibition in Section § 26.73(d): “County employees shall not, in any way, participate in or seek to influence any procurement or other County-related matter in which. . . . [a]n entity represented by (as attorney, lobbyist, officer, or director) an immediate family member of the County employee is seeking or is engaged in business with the County.” Thus, the fact that Mr. Gentile’s spouse is not an attorney or lobbyist means that § 26.73(d) may not specifically prohibit Mr. Gentile from participating as an Evaluation Committee Member, or for that matter from participating in the procurement even in non-decisional ways, however, it does not free Mr. Gentile from the requirement to recuse himself from the Evaluation Committee where his wife’s financial interest (if not his own) may be affected by the County’s action.

The mandatory recusal arises from the mere potential for financial gain, not the actual financial gain, due to the County’s intention to “uphold, promote, and demand the highest standards of ethics from all of its employees.” This prohibition of participating in the evaluation and ranking decision, where Mr. Gentile’s spouse works directly with a vendor’s lobbyists and firm is necessary to “avoid even the appearance of impropriety,” and is necessary to promote public trust and transparency.

As such, given Mr. Gentil’s wife’s professional connection to a proposer, the inclusion of Mr. Gentil’s scores in calculating rankings on this Solicitation presents, at a minimum, an appearance of impropriety that requires the recusal of Mr. Gentil from the Selection Committee. Accordingly, Volkert respectfully requests that Mr. Gentil’s rankings be removed from the selection process consistent with the requirements of the applicable conflict of interest standards and procurement ethics policies.³

Also, in at least one prior procurement, Mr. Gentil participated as an Evaluation Committee Member, where he ranked a vendor represented by his spouse’s lobbyist bosses as the number one vendor, showing a pattern of favoritism, which again raises at least an appearance of impropriety that should require his recusal as an Evaluation Committee Member where the lobbyists who

³ While not binding, it is important to note for this County that a Palm Beach County advisory opinion ruled that while a spouse working for a county vendor does not automatically trigger a prohibited conflict, the public official must **abstain from participating** in related decisions to avoid any appearance of impropriety. Likewise, an ethics opinion involving a participant in county funding decisions held that even if no direct financial gain is found, an appearance of impropriety may still require non-participation. See [ROO 22-025 Spousal Employer Vendor/Sub-contract with Vendor](#) (holding “[t]he Code also prohibits her from participating in the selection process for any contract or transaction where her spouse’s employer, DWRS, is listed as a vendor. She is also prohibited from influencing others to take some action which would give DWRS a special financial benefit.”)

August 26, 2025
Page 5

control his wife's employment represent a vendor involved in the procurement. *See* PNC2128678P1 Engineering Services for District 3A System Fire Flow Improvements. (Disclosure Form and Evaluation Score Sheets attached as **Exhibit 3**).

With Mr. Gentil's scores removed, Moffat & Nichol would still retain its place as the number one-ranked firm, however, Volkert would be in a tie with another vendor, but under the County's tiebreaker criteria per Section 21.42(d) of the Broward County Procurement Code, Volkert would be ranked number 2. Thus, Volkert respectfully requests that Purchasing recalculate the rankings in accordance with the Broward County Procurement Code, excluding the challenged evaluator's scores, and apply the tiebreaker criteria based on the findings in the Purchasing Director's Memorandum.

B. Appearance of Impropriety Exists Due to Risk of an Inadvertent Cone of Silence Violation

Not only is recusal necessary due to the direct prohibition in the County Employee Ethics Code regarding protecting against potential financial gain, but it is necessary to avoid the appearance of impropriety that is caused by the likelihood of even an unintentional cone of silence violation due to the spousal relationship between the Evaluation Committee Member and the Lobbyist Team Member's spouse.

The Cone of Silence strictly prohibits communication between proposers (or their representatives) and evaluators during active solicitation periods. *See* Chapter 1, Article XIII, Sec. 1-266 (a), (defining *Cone of Silence* as "a prohibition on certain communication between certain persons regarding a particular Competitive Solicitation."). Pertaining to *Prohibited communication* Sec. 1-266 further provides that:

Except as set forth in section (e) below, a Cone of Silence shall be in effect for all communications, oral or written, relating to a Competitive Solicitation, at any point during the time periods stated in section (c) below, between any of the following persons:

- (1) Any person or entity, including a Vendor or Vendor's Representative, that seeks a contract, award, recommendation, or approval for the Competitive Solicitation, or is subject to being evaluated, or having its response evaluated, in connection with the Competitive Solicitation; and
- (2) Any of the following: a Commissioner Office, County Staff, or a member of the Evaluation Committee for the Competitive Solicitation.

Given the close personal relationship between evaluator Mr. Gentil and his wife who is working with Moffat and Nichols's lobbyists (i.e., a vendor's representative), there exists an unavoidable risk of unintentional exposure to prohibited or sensitive information—even if inadvertent or

August 26, 2025
Page 6

indirect, i.e., even routine communications between spouses is likely to include some discussion of each other's workday such as even an innocuous comment from Mr. Gentil's spouse speaking about how her lobbyist bosses work for such nice clients etc.

Under Section 1-19(b)(6), the spouse of an evaluator qualifies as an "Immediate Family Member." When that immediate family member is actively engaged with a lobbyist representing a proposer, this creates at minimum the appearance of impropriety and raises a concern that the evaluator may have heard prohibited information or be receiving a prohibited financial benefit, particularly when the evaluator subsequently ranks that proposer highest.

Again, it must be remembered that the County Employee Ethics Code not only prohibits actual conflicts of interest, but requires "all employees . . . must avoid even the appearance of impropriety in the performance of their duties and responsibilities." Code of Ordinance, § 260-67(c)(1). In order to "uphold, promote, and demand the highest standards of ethics from all employees," it is not too much to ask that the County require an employee to recuse himself from serving on an Evaluation Committee Member when his spouse is a direct report of a vendor's lobbyists and an employee of their firm.

III. Conclusion

For the reasons outlined above, Volkert respectfully requests that the County take corrective action to ensure the integrity of the procurement process for RFP PNC2128931P1- General Planning Consultant Services PEV. Specifically, Volkert asks that: (1) the scores submitted by the conflicted Evaluation Committee Member, Claude Gentil be removed; (2) the Final Evaluation Committee meeting be rescheduled, using the remaining Member's existing scores, and conducted in accordance with the Florida Sunshine Law; and (3) the proper tiebreaker criteria under Section 21.42(d) of the County Procurement Code be applied using the findings in the Purchasing Director's Memorandum. Based on those criteria, Volkert, who qualifies as a local vendor, should be awarded the second available contract.

In addition, as noted, Volkert does not believe that the most recent Final Evaluation Committee meeting adhered to the established procedural requirements. Accordingly, Volkert respectfully request that a copy of this letter, along with all attached exhibits, be included in the materials provided to the Evaluation Committee at the next scheduled Final Evaluation meeting to ensure compliance with the Sunshine Law and a fair, informed evaluation of all proposals, and that these materials be included in the back up when this procurement is presented to the County Commission.

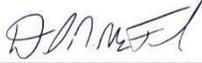
August 26, 2025
Page 7

Sincerely,
Shutts & Bowen LLP



Joseph M. Goldstein
Janeil A. Morgan

On behalf of Volkert, I attest that all statements made in support of this Letter are accurate, true, and correct to the best of our knowledge. Moreover, on behalf of Volkert, we acknowledge that the determination of inaccurate, untruthful, or incorrect statements herein may serve as a basis for debarment.



David McFarlin, Senior Vice President, Volkert, Inc.
August 26, 2025

cc: Andrew Meyers, County Attorney, ameyers@broward.org
Fernando Amuchastegui, Senior Assistant County Attorney, FA@broward.org
Maureen Lewis, Senior Purchasing Agent, Senior, mlewis@broward.org
Nancy Oleson, Assistant Purchasing Manager, nolesen@broward.org
Christine Shorey, Senior Purchasing Manager, cshorey@broward.org
Dana Pollitt, dana@adept.co



Disclosure Form

As a follow up to the Board's Direction to seek full disclosure and clarification of any potential or perceived conflict for Committee Members who serve on any Broward County Committee Based procurements, all of the following questions MUST be answered.

PNC2128931P1
General Planning Consultant Services for Port Everglades

Solicitation Number

Solicitation Title

- 1. Have you or anyone in your immediate family (including parent, spouse, child, sibling) ever worked for any of the proposing vendors or any principal of the proposing vendors? If so, please explain.

I have not been employed by any of the responding vendors, however my wife is currently employed by Becker & Poliakoff, the lobbyists retained by Moffat & Nichol. She is a member of the Friedman/Matthews team within the firm.

- 2. As a County employee, have you ever worked with or had any business or personal relationship with any of the proposing vendors or any of their principals? This includes, but is not limited to, working with any vendors on County contracts or being involved in litigation with any vendors. If so, please explain.

I was the Port's project manager on the Southport Turning Notch project where I worked with Larry DeRose and Rodrigo Mazuera who are both now working at Moffitt & Nichol.

- 3. Notwithstanding the responses to questions #1 and #2 above, do you believe you can be fair and impartial to all vendors in this selection process?

Yes.

All responses will be included in any award package submitted to the appropriate award authority and a copy also maintained in the Purchasing Division file and will be available upon request.

Claude M. Gentil, P.E.

Print Name

Signature

Seaport Engineering & Construction Division

Agency

August 11, 2025

Date



Disclosure Form

As a follow up to the Board's Direction to seek full disclosure and clarification of any potential or perceived conflict for Committee Members who serve on any Broward County Committee Based procurements, all of the following questions **MUST** be answered.

| | |
|---------------------|-------------------------------------------------------------------------------|
| PNC2128931P1 | General Planning Consultant Services for + |
| Solicitation Number | Solicitation Title |

1. *Have you or anyone in your immediate family (including parent, spouse, child, sibling) ever worked for any of the proposing vendors or any principal of the proposing vendors? If so, please explain.*

I have not been employed by any of the responding vendors, however my wife is +

2. *As a County employee, have you ever worked with or had any business or personal relationship with any of the proposing vendors or any of their principals? This includes, but is not limited to, working with any vendors on County contracts or being involved in litigation with any vendors. If so, please explain.*

I was the Port's project manager on the Southport Turning Notch project where i +

3. *Notwithstanding the responses to questions #1 and #2 above, do you believe you can be fair and impartial to all vendors in this selection process?*

Yes

All responses will be included in any award package submitted to the appropriate award authority and a copy also maintained in the Purchasing Division file and will be available upon request.

Claude M. Gentil, P.E.

Seaport Engineering & Construction Divisio +

Print Name
CLAUDE GENTIL Digitally signed by CLAUDE GENTIL
Date: 2025.05.23 14:57:06 -04'00'

 Signature

Agency

 5/23/25

 Date



Disclosure Form

As a follow up to the Board’s Direction to seek full disclosure and clarification of any potential or perceived conflict for Committee Members who serve on any Broward County Committee Based procurements, all of the following questions MUST be answered.

PNC2128678P1

Engineering Services for District 3A System Fire Flow Improvements

Solicitation Number

Solicitation Title

- 1. Have you or anyone in your immediate family (including parent, spouse, child, sibling) ever worked for any of the proposing vendors or any principal of the proposing vendors? If so, please explain.*

No

- 2. As a County employee, have you ever worked with or had any business or personal relationship with any of the proposing vendors or any of their principals? This includes, but is not limited to, working with any vendors on County contracts or being involved in litigation with any vendors. If so, please explain.*

Yes, both firms have ongoing contracts with the County and are doing work for projects I'm managing.

- 3. Notwithstanding the responses to questions #1 and #2 above, do you believe you can be fair and impartial to all vendors in this selection process?*

Yes

All responses will be included in any award package submitted to the appropriate award authority and a copy also maintained in the Purchasing Division file and will be available upon request.

Sabrina Baglieri

Print Name

WWED

Agency

Sabrina Baglieri Digitally signed by Sabrina Baglieri
Date: 2024.10.14 08:31:11 -04'00'

Signature

10/14/2024

Date



Disclosure Form

As a follow up to the Board's Direction to seek full disclosure and clarification of any potential or perceived conflict for Committee Members who serve on any Broward County Committee Based procurements, all of the following questions MUST be answered.

PNC2128678P1

Engineering Services for District 3A System Fire Flow Improvements

Solicitation Number

Solicitation Title

1. *Have you or anyone in your immediate family (including parent, spouse, child, sibling) ever worked for any of the proposing vendors or any principal of the proposing vendors? If so, please explain.*

No

2. *As a County employee, have you ever worked with or had any business or personal relationship with any of the proposing vendors or any of their principals? This includes, but is not limited to, working with any vendors on County contracts or being involved in litigation with any vendors. If so, please explain.*

No

3. *Notwithstanding the responses to questions #1 and #2 above, do you believe you can be fair and impartial to all vendors in this selection process?*

Yes

All responses will be included in any award package submitted to the appropriate award authority and a copy also maintained in the Purchasing Division file and will be available upon request.

Carlos Garcia

Print Name

Carlos Garcia Digitally signed by Carlos Garcia
Date: 2024.10.02 08:45:47 -04'00'

Signature

Water and Wastewater Services

Agency

10/2/2024

Date



Disclosure Form

As a follow up to the Board’s Direction to seek full disclosure and clarification of any potential or perceived conflict for Committee Members who serve on any Broward County Committee Based procurements, all of the following questions MUST be answered.

PNC2128678P1

Engineering Services for District 3A System Fire Flow Improvements

Solicitation Number

Solicitation Title

- 1. Have you or anyone in your immediate family (including parent, spouse, child, sibling) ever worked for any of the proposing vendors or any principal of the proposing vendors? If so, please explain.*

No, however my wife works for the law firm retained by Chen Moore to act as a lobbyist.

- 2. As a County employee, have you ever worked with or had any business or personal relationship with any of the proposing vendors or any of their principals? This includes, but is not limited to, working with any vendors on County contracts or being involved in litigation with any vendors. If so, please explain.*

Yes. Currently Port Everglades has a contract with Chen Moore

- 3. Notwithstanding the responses to questions #1 and #2 above, do you believe you can be fair and impartial to all vendors in this selection process?*

Yes

All responses will be included in any award package submitted to the appropriate award authority and a copy also maintained in the Purchasing Division file and will be available upon request.

Claude M. Gentil, P.E.

Seaport Engineering & Construction

Print Name

Agency

CLAUDE GENTIL

Digitally signed by CLAUDE GENTIL
Date: 2024.09.20 11:37:53 -04'00'

September 20, 2024

Signature

Date



Disclosure Form

As a follow up to the Board’s Direction to seek full disclosure and clarification of any potential or perceived conflict for Committee Members who serve on any Broward County Committee Based procurements, all of the following questions MUST be answered.

PNC2128678P1

Engineering Services for District 3A System Fire Flow Improvements

Solicitation Number

Solicitation Title

1. *Have you or anyone in your immediate family (including parent, spouse, child, sibling) ever worked for any of the proposing vendors or any principal of the proposing vendors? If so, please explain.*

No.

2. *As a County employee, have you ever worked with or had any business or personal relationship with any of the proposing vendors or any of their principals? This includes, but is not limited to, working with any vendors on County contracts or being involved in litigation with any vendors. If so, please explain.*

In my capacity as a procurement professional, I have worked with some of the proposing firms. The work was limited to procurement matters and negotiations in advance of being awarded resultant County contracts.

3. *Notwithstanding the responses to questions #1 and #2 above, do you believe you can be fair and impartial to all vendors in this selection process?*

Yes.

All responses will be included in any award package submitted to the appropriate award authority and a copy also maintained in the Purchasing Division file and will be available upon request.

Christine Shorey

Print Name

Christine C. Shorey

Digitally signed by Christine C. Shorey
Date: 2024.09.18 10:23:35 -04'00'

Signature

Purchasing Division

Agency

09/18/2024

Date



Disclosure Form

As a follow up to the Board’s Direction to seek full disclosure and clarification of any potential or perceived conflict for Committee Members who serve on any Broward County Committee Based procurements, all of the following questions MUST be answered.

PNC2128678P1

Engineering Services for District 3A System Fire Flow Improvements

Solicitation Number

Solicitation Title

1. *Have you or anyone in your immediate family (including parent, spouse, child, sibling) ever worked for any of the proposing vendors or any principal of the proposing vendors? If so, please explain.*

No.

2. *As a County employee, have you ever worked with or had any business or personal relationship with any of the proposing vendors or any of their principals? This includes, but is not limited to, working with any vendors on County contracts or being involved in litigation with any vendors. If so, please explain.*

I have worked with Chen Moore and Associates, Inc. for Work Authorization CMA 19-17 under General Service Agreement for Engineering Services for Water and Wastewater Services PNC2117097P1.

3. *Notwithstanding the responses to questions #1 and #2 above, do you believe you can be fair and impartial to all vendors in this selection process?*

Yes.

All responses will be included in any award package submitted to the appropriate award authority and a copy also maintained in the Purchasing Division file and will be available upon request.

Gerald Soto

Print Name

Gerald Soto

Digitally signed by Gerald Soto
Date: 2024.10.14 08:16:40 -04'00'

Signature

WWS

Agency

10/14/2024

Date

SCORING SHEET

Combination Initial and Final Evaluation Meeting
RFP No. PNC2128678P1, Engineering Services for District 3A System Fire Flow Improvements
Date: November 5, 2024
Location: Governmental Center, Room 430

| Evaluation Criteria - Project Specific Criteria (Complete text of questions provided separately) | Maximum Points | Chen Moore and Associates, Inc. | Thompson & Associates, Inc., Civil Engineering |
|-----------------------------------------------------------------------------------------------------|----------------|---------------------------------|------------------------------------------------|
| ABILITY OF PROFESSIONAL PERSONNEL (Total Maximum Points = 30) | | | |
| See Evaluation Criteria - question 1.a | 20 | 17 | 13 |
| See Evaluation Criteria - question 1.b | 10 | 8 | 10 |
| PROJECT APPROACH (Total Maximum Points = 25) | | | |
| See Evaluation Criteria - question 2.a | 10 | 10 | 7 |
| See Evaluation Criteria - question 2.b | 10 | 10 | 7 |
| See Evaluation Criteria - question 2.c | 5 | 5 | 3 |
| PAST PERFORMANCE (Total Maximum Points = 30) | | | |
| See Evaluation Criteria - question 3 | 30 | 30 | 28 |
| WORKLOAD OF FIRM | | | |
| See Evaluation Criteria - question 4 | 5 | 5 | 5 |
| Points Entered by Purchasing | | | |
| Location - See Evaluation Criteria - question 5 | 5 | 5 | 5 |
| Willingness to Meet Time and Budget Requirements See Evaluation Criteria - question 6 | 2 | 2 | 2 |
| Volume of Previous Work See Evaluation Criteria - question 7 | 3 | 2 | 3 |
| TOTAL SCORE (CALCULATED BY PURCHASING) Maximum 100 Points | 100 | 94 | 83 |

Gerald Soto Fernandez

DATE:

Name

By submitting this document I certify that I have abided by the Cone of Silence Ordinance and have not been influenced or coerced by anyone in the assignment of the points by me for this procurement.

SCORING SHEET

Combination Initial and Final Evaluation Meeting
RFP No. PNC2128678P1, Engineering Services for District 3A System Fire Flow Improvements
Date: November 5, 2024
Location: Governmental Center, Room 430

| Evaluation Criteria - Project Specific Criteria (Complete text of questions provided separately) | Maximum Points | Chen Moore and Associates, Inc. | Thompson & Associates, Inc., Civil Engineering |
|------------------------------------------------------------------------------------------------------------|-----------------------|----------------------------------------|-----------------------------------------------------------|
| ABILITY OF PROFESSIONAL PERSONNEL (Total Maximum Points = 30) | | | |
| See Evaluation Criteria - question 1.a | 20 | 19 | 19 |
| See Evaluation Criteria - question 1.b | 10 | 8 | 9 |
| PROJECT APPROACH (Total Maximum Points = 25) | | | |
| See Evaluation Criteria - question 2.a | 10 | 9 | 9 |
| See Evaluation Criteria - question 2.b | 10 | 9 | 9 |
| See Evaluation Criteria - question 2.c | 5 | 4 | 5 |
| PAST PERFORMANCE (Total Maximum Points = 30) | | | |
| See Evaluation Criteria - question 3 | 30 | 29 | 29 |
| WORKLOAD OF FIRM | | | |
| See Evaluation Criteria - question 4 | 5 | 4 | 4 |

Points Entered by Purchasing

| | | | |
|-------------------------------------------------------------------------------------------------|------------|-----------|-----------|
| Location - See Evaluation Criteria - question 5 | 5 | 5 | 5 |
| WILLINGNESS TO MEET TIME AND BUDGET REQUIREMENTS See Evaluation Criteria - question 6 | 2 | 2 | 2 |
| VOLUME OF PREVIOUS WORK See Evaluation Criteria - question 7 | 3 | 2 | 3 |
| TOTAL SCORE (CALCULATED BY PURCHASING) Maximum 100 Points | 100 | 91 | 94 |

Carlos Garcia

DATE:

Name

By submitting this document I certify that I have abided by the Cone of Silence Ordinance and have not been influenced or coerced by anyone in the assignment of the points by me for this procurement.

SCORING SHEET

Combination Initial and Final Evaluation Meeting
RFP No. PNC2128678P1, Engineering Services for District 3A System Fire Flow Improvements
Date: November 5, 2024
Location: Governmental Center, Room 430

| Evaluation Criteria - Project Specific Criteria (Complete text of questions provided separately) | Maximum Points | Chen Moore and Associates, Inc. | Thompson & Associates, Inc., Civil Engineering |
|------------------------------------------------------------------------------------------------------------|-----------------------|----------------------------------------|-----------------------------------------------------------|
| ABILITY OF PROFESSIONAL PERSONNEL (Total Maximum Points = 30) | | | |
| See Evaluation Criteria - question 1.a | 20 | 20 | 18 |
| See Evaluation Criteria - question 1.b | 10 | 10 | 10 |
| PROJECT APPROACH (Total Maximum Points = 25) | | | |
| See Evaluation Criteria - question 2.a | 10 | 8 | 8 |
| See Evaluation Criteria - question 2.b | 10 | 8 | 7 |
| See Evaluation Criteria - question 2.c | 5 | 5 | 5 |
| PAST PERFORMANCE (Total Maximum Points = 30) | | | |
| See Evaluation Criteria - question 3 | 30 | 30 | 30 |
| WORKLOAD OF FIRM | | | |
| See Evaluation Criteria - question 4 | 5 | 5 | 5 |

Points Entered by Purchasing

| | | | |
|-------------------------------------------------------------------------------------------------|------------|-----------|-----------|
| Location - See Evaluation Criteria - question 5 | 5 | 5 | 5 |
| WILLINGNESS TO MEET TIME AND BUDGET REQUIREMENTS See Evaluation Criteria - question 6 | 2 | 2 | 2 |
| VOLUME OF PREVIOUS WORK See Evaluation Criteria - question 7 | 3 | 2 | 3 |
| TOTAL SCORE (CALCULATED BY PURCHASING) Maximum 100 Points | 100 | 95 | 93 |

Claude Gentile

DATE:

Name

By submitting this document I certify that I have abided by the Cone of Silence Ordinance and have not been influenced or coerced by anyone in the assignment of the points by me for this procurement.

Scoring Summary Sheet

Combination Initial and Final Evaluation Meeting
RFP No. PNC2128678P1, Engineering Services for District 3A System Fire Flow Improvements
Date: November 5, 2024
Location: Governmental Center, Room 430

| Firm Name | Gerald Soto Fernandez | Carlos Garcia | Claude Gentile | Total Points | Ranking |
|---------------------------------------------------|--------------------------|---------------|----------------|--------------|----------|
| Chen Moore and Associates, Inc. | 94 | 91 | 95 | 280 | 1 |
| Thompson & Associates, Inc., Civil Engineering | 83 | 94 | 93 | 270 | 2 |

TIE BREAKER CRITERIA

1. Vendor located within Broward County as set forth in Subsection 21.31.c.
2. Vendor which provides domestic partner benefits.
3. Vendor that has the lowest dollar volume of work, calculated by payments to vendor, by County over a five (5) year period from the date of the submittal.
4. A re-vote or re-assessment of only the tied vendors.
5. Preference to vendor receiving a majority of the total first-place votes.

Local Preference may not be applied to Federally funded/governed procurements DELETE if not applicable

PREFERENCE FOR LOCAL VENDORS - RFP's

For all other competitive solicitations in which objective factors used to evaluate the responses from vendors are assigned point totals, if, upon the completion of final rankings (technical and price combined, if applicable) by the evaluation committee, a nonlocal vendor is the highest ranked vendor and one or more Local Businesses (as defined by Section 1-74 of the Broward County Code of Ordinances) are within five percent (5%) of the total points obtained by the nonlocal vendor, the highest ranked Local Business shall be deemed to be the highest ranked vendor overall, and the County shall proceed to negotiations with that vendor. If impasse is reached, the County shall next proceed to negotiations with the next highest ranked Local Business that was within five percent (5%) of the total points obtained by the nonlocal vendor, if any.

Katherine Mas (BEA) 5:50 PM

 KM Was that the final score? Will there be further commentary?

Bryan Seitz 5:59 PM

 So I guess they aren't going to make an official announcement?

Garcia, Tere 6:01 PM

 Did they give the final scores

Katherine Mas (BEA) 6:06 PM

 KM Has the meeting concluded??

Participants



 **Share invite**

▼ In this meeting (8)

-  **DP** Dana Pollitt 
-  **+19*****20 (Unverified)**  
-  **BS** Bryan Seitz 
-  **CL** Christian Luz (Unverified) 
-  **DV** Dennis Vasin 
-  **DL** Diana Leon 
-  **JS** James Spinks 
-  **AL** Lozada, Antonio 

57:14 8

Participants

Share invite

▼ In this meeting (8)

- DP Dana Pollitt
- +19*****20 (Unverified)
- BS Bryan Seitz
- CL Christian Luz (Unverified)
- DV Dennis Vasin
- DL Diana Leon
- JS James Spinks
- AL Lozada, Antonio

01:17:36

Chat 4 People Raise React View More Camera Mic Share Leave

Meeting chat

DP

+19*****20 (Unverified)

DL

DP

Dana Pollitt

DV

Dennis Vasin

This message has been deleted.
5:14 PM Recording has stopped. Saving recording...

Katherine Mas (BEA) 5:50 PM
KM Was that the final score? Will there be further commentary?

Bryan Seitz 5:59 PM
So I guess they aren't going to make an official announcement?

Garcia, Tere 6:01 PM
Did they give the final scores

Katherine Mas (BEA) 6:06 PM
KM Has the meeting concluded??

Type a message

From: Dana Pollitt <dana@adept.co>
Date: August 15, 2025 at 6:21:00 PM EDT
To: nolesen@broward.org, mlewis@broward.org
Subject: Re: Final Ranking - General Planning PEV

There are still 10 people on teams call.

Consultants are asking questions.

Dana

On Fri, Aug 15, 2025 at 6:06 PM Dana Pollitt <dana@adept.co> wrote:
There are still 18 people on the teams call and waiting for purchasing.

Dana

On Fri, Aug 15, 2025 at 5:56 PM Dana Pollitt <dana@adept.co> wrote:
Will the meeting reconvene with some commentary? We are all waiting for some discussion.

Please advise,

Dana

--

Dana Pollitt
President | ADEPT
o: 954.769.1533 | m: 954.937.9403
dana@adept.co | www.adept.co

--

Dana Pollitt
President | ADEPT
o: 954.769.1533 | m: 954.937.9403
dana@adept.co | www.adept.co

--

Dana Pollitt
President | ADEPT
o: 954.769.1533 | m: 954.937.9403
dana@adept.co | www.adept.co