

PROPOSED

1 RESOLUTION NO. 2019-

2 A RESOLUTION OF THE BOARD OF COUNTY
3 COMMISSIONERS OF BROWARD COUNTY, FLORIDA,
4 PERTAINING TO THE BROWARD COUNTY PROCUREMENT
5 CODE; AMENDING CHAPTER 21 OF THE BROWARD
6 COUNTY ADMINISTRATIVE CODE ("ADMINISTRATIVE
7 CODE") TO INCREASE THE MANDATORY BID AMOUNT
8 FROM \$50,000 TO \$100,000; AND PROVIDING FOR
9 SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE
10 CODE, AND AN EFFECTIVE DATE.

11 (Sponsored by Commissioner Lamar P. Fisher)

12 WHEREAS, on June 12, 2018, the Board of County Commissioners adopted
13 Resolution No. 2018-295, which amended various sections of Chapter 21 of the Broward
14 County Administrative Code;

15 WHEREAS, the amendments did not increase the mandatory bid amount to procure
16 goods and services which is currently \$50,000, and has not been increased in almost eight
17 years;

18 WHEREAS, increasing the mandatory bid amount from \$50,000 to \$100,000 will
19 provide greater administrative efficiency and reduce processing time for the numerous and
20 customary procurements issued by the County every year that have a value between \$50,000
21 and \$100,000; and

22 WHEREAS, the Board of County Commissioners of Broward County, Florida
23 ("Board"), desires to amend the Broward County Administrative Code to increase the
24 mandatory bid amount from \$50,000 to \$100,000, NOW, THEREFORE,

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BROWARD
COUNTY, FLORIDA:

Coding: Words in ~~struck-through~~ type are deletions from existing text. Words in
underscored type are additions.

1 Section 1. Section 21.8 of the Broward County Administrative Code is hereby
2 amended to read as follows:

3 **21.8. Definitions.**

4 ...

5 b. Definitions.

6 ...

7 41. *Mandatory Bid Amount* means the dollar amount at which the formal Bid
8 Process is required unless an exemption is provided in this Code. The
9 Mandatory Bid Amount is ~~\$50,000~~ \$100,000. Purchases below the Mandatory
10 Bid Amount shall, whenever possible, be procured through informal quotations,
11 but other informal methods may be used at the discretion of the Director of
12 Purchasing. The current known requirement of any commodity or service shall
13 not be divided to circumvent the requirement of the Mandatory Bid Amount;
14 however, there is no requirement to aggregate all predicted amounts of any
15 commodity or service for formal bidding. The Director of Purchasing may deem
16 it more beneficial or economical to purchase an annual or alternate quantity of
17 a commodity or service at one time or to enter into an open-end contract for
18 annual or alternate requirements, in which case if the aggregate total exceeds
19 the mandatory bid amount, formal bid procedures shall be used.

20 ...

21 Section 2. Severability.

22 If any portion of this Administrative Code Resolution is determined by any court to be
23 invalid, the invalid portion will be stricken, and such striking will not affect the validity of the
24 remainder of this Administrative Code Resolution. If any court determines that this

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1 Administrative Code Resolution, in whole or in part, cannot be legally applied to any
2 individual, group, entity, property, or circumstance, such determination will not affect the
3 applicability of this Administrative Code Resolution to any other individual, group, entity,
4 property, or circumstance.

5 Section 3. Inclusion in the Broward County Administrative Code.

6 It is the intention of the Board of County Commissioners that the provisions of this
7 Administrative Code Resolution become part of the Broward County Administrative Code as
8 of the effective date. The sections of this Administrative Code Resolution may be renumbered
9 or relettered and the word "resolution" may be changed to "section," "article," or such other
10 appropriate word or phrase to the extent necessary in order to accomplish such intention.

11 Section 4. Effective Date.

12 This Administrative Code Resolution is effective upon adoption.

13

14 ADOPTED this day of , 2019.

15

PROPOSED

16 Approved as to form and legal sufficiency:
17 Andrew J. Meyers, County Attorney

18 By /s/ Fernando Amuchastegui 02/06/19
19 Fernando Amuchastegui (date)
20 Assistant County Attorney

21 By /s/ Danielle W. French 02/06/19
22 Danielle W. French (date)
23 Deputy County Attorney

23 FA/hb
24 02/06/19
Mandatory Bid Resolution.doc
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