

November 3, 2020
ITEM 14.C.1


INDIAN RIVER COUNTY
BOARD OF COUNTY COMMISSIONERS

INTER-OFFICE MEMORANDUM

TO: Members of the Board of County Commissioners

DATE: October 19, 2020

SUBJECT: Discussion on Changing IRC Policy for Consultants' Competitive Negotiation Act Projects to Include New Scoring Categories for Owner Surprises and Past Litigation

FROM: Tim Zorc
Commissioner, District 3 

Discussion Item:

The Consultant's Competitive Negotiation Act (CCNA) (F.S. 287.055) was enacted by the Florida Legislature in 1973 and governs the procurement processes required for public sector projects using professional design services. Public agencies are required to follow CCNA for the acquisition of professional architectural, engineering, landscape architectural and survey and mapping services. This statute applies to all public agencies seeking professional services and requires the selection to be based on a competitive selection process where the qualifications of the firm, or team, are evaluated, rather than through a financially-based bid process. (ref: www.naylornetwork.com)

For the IRC selection process, I'd like to discuss adding the disclosure of any past or pending litigation within the last 10 years, as well as items such as "owner surprises." (An "owner surprise" is an event where an item is constructed/produced as designed, but fails to adequately perform its intended task.) This can be appended to both the construction bid documents and to future consultant solicitations for services.