

Memo



To: Russ Blackburn, City Manager
Via: Paul Folkers, Assistant City Manager
From: Steven R. Phillips, Director, Parks, Recreation and Cultural Affairs
Date: Tuesday, February 2, 2011
Subject: Bid Award Protest for Abdoulaye Touré

On Thursday, January 27, 2011 a bid award protest meeting was held concerning the award of RECX110013-DH, for professional tennis services at City facilities, including Joyce Oransky Tennis Center and Pro Shop. Present at the meeting were Mr. Abdoulaye Touré who submitted the bid award protest through his attorney, Jefferson Braswell (Scruggs & Carmichael, P.A.), who was also present as well as his marketing Coordinator Ziad Ghanimi. In addition, the meeting was attended by Budget and Finance Director Mark Benton, Senior Buyer Diane Holder, Sr. Executive Assistant Margery Allen, Mike Oransky and his son and myself.

Mr. Touré and his legal representative discussed the attached protest letter, Professional Experience document and letter of recommendation from Moussa Aggrey. They also discussed the bid document and requirements requested.

Based on the information presented I found no reason to reverse the decision of the bid award and my recommendation is to deny the bid protest. Nothing that was submitted or brought to my attention showed that Mr. Touré met the minimum qualifications requested within the time frame required.

After hearing Mr. Touré's comments, the attached letter has been drafted for your signature, in accordance with City Bid Protest Policy #41-583, which states:

The Department Head or designee shall within five (5) business days of the close of the hearing render his/he recommended decision in writing to the City Manager along with the record upon which his/her decision was based.

The City Manager or other Charter Officer shall review the recommendation and record and cause written notice of his/her decision to be given to the protester within five (5) business days of receipt of the Department Heads recommendation, and make the record upon which the decision is based available.

A bidder or proposer who has exhausted the procedures in 2A above may appeal the decision of the City Manager, or other Charter Officer as applicable, to the City Commission or designee, which appeal shall be scheduled by the Charter Officer involved. The appeal must be filed with the Purchasing Manager within three (3) business days of receipt of the Charter Officers' decision. It is the responsibility such protester to make copies of the record available for each City Commissioner or the City Commission's designee, if applicable, at least seven (7) business days in advance of any scheduled hearing.

Documents supportive of the bid review, tabulation and award process are available from staff should you wish to review them.

Attachment: Draft Letter of Response to Mr. Touré
Bid Protest Letter from Scruggs & Carmichael, P.A. dated January 19, 2011
Abdoulaye Touré Professional Experience Resume

Letter of Recommendation from Moussa Aggrey dated January 14, 2011
RFP Rebid Professional Tennis Service 2010
Addendum No. 1
Addendum No. 2
Addendum No. 3

Copied to: Mark Benton, Director, Budget and Finance Department
Michelle Park, Assistant Director, Parks, Recreation and Cultural Affairs
Shannon Keleher, Recreation Manager
Aleta Cozart, Purchasing Manager
Diane Holder, Sr. Buyer