

Business Operations
Ofelia San Pedro, Deputy Superintendent

SUBJECT: REQUEST AUTHORIZATION TO NEGOTIATE AND ENTER INTO CONTRACTUAL SERVICES AGREEMENTS, BETWEEN THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA, AND BRYANT, MILLER, OLIVE, P.A. AND LAW OFFICES OF RICHARD KUPER, P.A., JOINTLY; NABORS, GIBLIN, & NICKERSON, P.A.; AND LIEBLER, GONZALEZ & PORTUONDO, P.A., PURSUANT TO REQUEST FOR PROPOSALS NO. 048-HH10 – DISCLOSURE COUNSEL

COMMITTEE: INNOVATION, EFFICIENCY & GOVERNMENTAL RELATIONS

LINK TO DISTRICT STRATEGIC PLAN: EVALUATE AND REDESIGN INTERNAL BUSINESS OPERATIONS

Request For Proposals No. 048-HH10 – Disclosure Counsel, which opened on January 17, 2008, is to obtain the services of qualified firms to provide legal advice and all necessary legal services related to disclosure requirements and obligations of the District associated with the issuance and/or refunding of Certificates of Participation (COPs), possible new and refunding General Obligation Bonds (GOBs), Revenue Anticipation Notes (RANs), Tax Anticipation Notes (TANs), Bond Anticipation Notes (BANs), or any other authorized debt issuance, and to provide professional services in other related areas as appropriate, for the Office of Treasury Management. This is a term proposal. Six (6) proposers responded to this advertised solicitation.

The services of the Disclosure Counsel will include, but not be limited to the following: advise the District on the development of procedures by which securities law obligations regarding disclosure will be satisfied; advise the District on the appropriate scope of disclosure; prepare all Preliminary and Final Official Statements provided in conjunction with the sale of the District's securities; coordinate with bond counsel, underwriters counsel, staff and consultants of the District, including the financial advisor, regarding the information to be contained in the District's Preliminary and Final Official Statements; advise the District on Board Authorization of Disclosure Documents; advise the District on continuing disclosure; inform the District of the impact of changes in Federal and State Laws regarding disclosure requirements; and perform disclosure services in relation to the issuance of derivative products.

A meeting of the Selection Committee was held on January 24, 2008. Six proposals were presented for consideration: Bryant, Miller, Olive P.A. & Law Offices of Richard Kuper, P.A., jointly; Y3Holdings, Inc., d/b/a KnoxSeaton; Liebler, Gonzalez & Portuondo, P.A.; Nabors, Giblin & Nickerson, P.A.; and Squire, Sanders & Dempsey LLP. After considerable deliberation, based upon the written documents, the Selection Committee recommended Bryant Miller Olive P.A. and Law Offices of Richard Kuper, P.A., jointly; Liebler, Gonzalez & Portuondo, P.A.; and Nabors, Giblin, & Nickerson, P.A., the highest rated proposers, for award.

The proposed fee schedule for services is outlined in Attachment A.

RECOMMENDED: That The School Board of Miami-Dade County, Florida, **AUTHORIZE** the Superintendent of Schools to negotiate and enter into contractual services agreements between The School Board of Miami-Dade County, Florida, and Bryant, Miller, Olive, P.A. and Law Offices of Richard Kuper, P.A., jointly; Nabors, Giblin & Nickerson, P.A.; and Liebler, Gonzalez & Portuondo, P.A., pursuant to Request For Proposals No. 048-HH10 – DISCLOSURE COUNSEL, to provide legal advice and all necessary legal services related to disclosure requirements and obligations of the District associated with the issuance and/or refunding of Certificates of Participation (COPs), possible new and refunding General Obligation Bonds (GOBs), Revenue Anticipation Notes (RANs), Tax Anticipation Notes (TANs), Bond Anticipation Bonds (BANs), or any other authorized debt issuance, and to provide professional services in other related areas as appropriate, for the Office of Treasury Management, effective February 13, 2008 through February 2011, as follows:

1. BRYANT, MILLER, OLIVE, P.A.
101 NORTH MONROE STREET, SUITE 900
TALLAHASSEE, FL 32301
GEORGE A. SMITH, JR., P.A.

LAW OFFICES OF RICHARD KUPER, P.A.
226 EAST FLAGLER STREET, SUITE 200
MIAMI, FL 33131 MANAGING PARTNER
RICHARD KUPER, P.A.

2. LIEBLER, GONZALEZ & PORTUONDO
44 WEST FLAGLER STREET
COURTHOUSE TOWER, 25TH FLOOR
MIAMI, FL 33130
BERNARDO A. PORTUONDO, P.A.
3. NABORS, GIBLIN & NICKERSON, P.A.
2502 ROCKY POINT DRIVE, SUITE 1060
TAMPA, FL 33607
JOHN R. STOKES, P.A.

Highest Rated Proposals

OSP/lja