



Miami-Dade County Board of County Commissioners

Office of the Commission Auditor

**Strategic Planning & Government
Operations Committee Meeting**

April 12, 2016

9:30 A.M.

Commission Chamber

Research Division

Charles Anderson, CPA
Commission Auditor
111 NW First Street, Suite 1030
Miami, Florida 33128
305-375-4354

Strategic Planning and Government Operations Committee
April 12, 2016 Meeting
Research Notes

Item No.	Research Notes	
1G1 153018 <i>Deferral Requested</i>	ORDINANCE AMENDING SECTION 2-10.4 OF THE CODE OF MIAMI-DADE COUNTY RELATING TO ACQUISITION OF PROFESSIONAL ARCHITECTURAL, ENGINEERING, LANDSCAPE ARCHITECTURAL OR LAND SURVEYING AND MAPPING SERVICES TO INCLUDE A LOCALLY HEADQUARTERED PREFERENCE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE	
Notes	<p>The proposed ordinance amends Section 2-10.4 of the Miami-Dade County Code, relating to acquisition of professional architectural, engineering, landscape architectural or land surveying and mapping services, to include a Locally Headquartered Preference. Providing a Locally Headquartered Preference may benefit Locally Headquartered Businesses by allowing them preference if their qualitative score for a design build solicitation is within five (5) percent of a not locally headquartered firm, and within ten (10) percent of a non-local firm.</p> <p><i>The application of Locally Headquartered Preference may result in a change to the order of the final ranking of the firms and the potential for increased pricing.</i></p> <ul style="list-style-type: none"> • Architectural and Engineering (A/E): For A/E design proposals, the price/fees are not scored, but are considered only at the time of contract negotiation with the successful firm. Therefore, the fiscal impact resulting from this change, if any, can only be determined on a contract by contract basis. • Design/Build: The change may result in a locally headquartered bidder being ranked higher than a non-locally headquartered bidder with a lower priced offer. <p><u>Fiscal Impact/Funding Source:</u> The application of Locally Headquartered Preference may result in a change to the order of the final ranking of the firms and the potential for increased pricing. For A/E design proposals, the prices/fees are not scored, but are considered only at the time of contract negotiation with the successful firm. Therefore, the fiscal impact resulting from this change, if any, can only be determined on a contract by contract basis.</p> <p><u>Social Equity Statement:</u> Providing a Locally Headquartered Preference may benefit Locally Headquartered Businesses by allowing them preference if their qualitative score for a design build solicitation is within five (5) percent of a not locally headquartered firm, and within ten (10) percent of a nonlocal firm. This may provide a Locally Headquartered firm an opportunity to increased potential for award of bids, thereby increasing the firm's opportunity to contribute to the County's economic tax base and creating additional jobs.</p>	
	Code Comparison Chart	
	Section 2-10.4 of the Code of Miami-Dade County	
	<i>Section</i>	<i>Current</i>
	Sec. 2-10.4. <i>Acquisition of professional architectural, engineering, landscape architectural or land surveying and mapping services.</i>	(5) Competitive selection committees for publicly announced projects or planning or study activities which are not provided under continuing contracts. (e) If two firms, one local and one nonlocal are within five (5) percent of each other's total Qualitative Scores, and for design build solicitations, the adjusted low bid, as defined in the corresponding Implementing Order, the local firm shall be ranked higher than the nonlocal firm in the final ranking of the County Mayor or Mayor's designee made in accordance with this subsection. In case of a two-tiered evaluation process, the local preference shall also apply at the conclusion of the first tier to allow eligible local proposers within five percent of the points assigned to those recommended to participate in the second tier evaluation. For purposes of this subsection, the term local firm shall have the same meaning as local business in Section 2-8.5 of this Code.
		(5) Competitive selection committees for publicly announced projects or planning or study activities which are not provided under continuing contracts. (e) If two firms, one local and one nonlocal are within five (5) percent of each other's total Qualitative Scores, and for design build solicitations, the adjusted low bid, as defined in the corresponding Implementing Order, the local firm shall be ranked higher than the nonlocal firm in the final ranking of the County Mayor or Mayor's designee made in accordance with this subsection. If two local firms, one locally headquartered and one not locally headquartered, are within five (5) percent of each other's total Qualitative Scores, and for design build solicitations, the adjusted low bid, as defined in the corresponding Implementing Order, the locally headquartered firm shall be ranked higher than the not locally headquartered firm in the final ranking of the County Mayor or Mayor's designee made in accordance with this subsection. If two firms, one locally headquartered and one nonlocal are within ten (10) percent of each other's total Qualitative Scores, and for design build solicitations, the adjusted low bid, as defined in the corresponding Implementing Order, the locally headquartered firm shall be ranked higher than the nonlocal firm in the final ranking of the County Mayor or Mayor's designee made in accordance with this subsection. In case of a two-tiered evaluation process, the local preference and locally headquartered preference shall also apply at the conclusion of the first tier to allow eligible local and locally headquartered proposers within five or ten percent of the points assigned, as set forth above, to those firms recommended to participate in

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			the second tier evaluation. This local preference and locally headquartered preference shall be applied after the ordinal ranking of the firms to determine the final ranking of selection. For purposes of this subsection, the term local firm shall have the same meaning as Local Business and Locally Headquartered Business shall have the same meaning as Locally Headquartered Business as set forth in Section 2-8.5 of this Code.												
1G2 160296	ORDINANCE RELATING TO RULES OF PROCEDURE OF THE COUNTY COMMISSION AND THE CONFLICT OF INTEREST AND CODE OF ETHICS ORDINANCE; AMENDING SECTIONS 2-1 AND 2-11.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, TO ESTABLISH PROCEDURE TO BE FOLLOWED WHEN A MEMBER OF THE BOARD OF COUNTY COMMISSIONERS HAS A CONFLICT OF INTEREST REGARDING ANY MATTER PRESENTED TO THE COMMISSION; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE														
Notes	<p>The proposed ordinance, relating to rules of procedure of the BCC and the conflict of interest and code of ethics ordinance, amends Sections 2-1 and 2-11.1 of the Miami-Dade County code to establish procedure to be followed when a member of the BCC has a conflict of interest regarding any matter presented to the BCC.</p> <p>Fiscal Impact/Funding Source: The implementation of this ordinance will not have a fiscal impact to Miami-Dade County.</p> <p>Social Equity Statement: No specific social equity burden, as described in Ordinance No. 15-83, as a result of this proposed amendment to the BCC's Rule of Procedure can be determined. However, this change could continue to encourage a more transparent and open County government.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="3" style="background-color: #d9ead3; text-align: center;">Code Comparison Chart Miami-Dade County Code Sections 2-1 and 2-11.1</th> </tr> <tr> <th style="background-color: #d9ead3;">Section</th> <th style="background-color: #d9ead3;">Current</th> <th style="background-color: #d9ead3;">Proposed</th> </tr> </thead> <tbody> <tr> <td style="vertical-align: top;"> Sec. 2-1. RULES OF PROCEDURE OF COUNTY COMMISSION. PART 7. RULES OF DEBATE Rule 7.01. RULES OF DEBATE </td> <td style="vertical-align: top;"> (g) EXPLANATION OF VOTE; CONFLICTS OF INTEREST. Upon any roll call, there shall be no discussion by any commissioner voting, and the commissioner shall vote yes or no. Any commissioner, upon voting, may give a brief statement to explain his or her vote. A commissioner shall have the privilege of filing with the clerk a written explanation of his or her vote. Any commissioner with a conflict of interest on a particular matter shall refrain from voting or otherwise participating in the proceedings related to that matter and shall leave the commission chambers until the consideration of that matter is concluded. Any such Commissioner who does not leave the chambers shall be deemed absent for purposes of constituting a quorum, counting the vote, or for any other purpose. </td> <td style="vertical-align: top;"> (g) EXPLANATION OF VOTE; CONFLICTS OF INTEREST. Upon any roll call, there shall be no discussion by any commissioner voting, and the commissioner shall vote yes or no. Any commissioner, upon voting, may give a brief statement to explain his or her vote. A commissioner shall have the privilege of filing with the clerk a written explanation of his or her vote. Any commissioner with a conflict of interest on a particular matter shall: (1) announce publicly at the meeting the nature of the conflict before the matter is heard; (2) absent himself or herself from the commission chambers during that portion of the meeting when the matter is considered; and (3) file a written disclosure of the nature of the conflict with the Clerk of the Board within 15 days after the vote. The filing of the State of Florida form prescribed for written disclosure of a voting conflict shall constitute compliance with this subsection. Any such Commissioner who does not leave the chambers shall be deemed absent for purposes of constituting a quorum, counting the vote, or for any other purpose. </td> </tr> <tr> <td style="vertical-align: top;"> Sec. 2-11.1. <i>Conflict of Interest and Code of Ethics Ordinance.</i> </td> <td style="vertical-align: top;"> (d) Further prohibition on transacting business with the County. Additionally, no person included in the term defined in subsection (b)(1) shall vote on or participate in any way in any matter presented to the Board of County Commissioners if said person has any of the following relationships with any of the persons or entities which would be or might be directly or indirectly affected by any action of the Board of County Commissioners: (i) officer, director, partner, of counsel, consultant, employee, fiduciary or beneficiary; or (ii) stockholder, bondholder, debtor, or creditor, if in any instance the transaction or matter would affect the person </td> <td style="vertical-align: top;"> (d) Further prohibition on transacting business with the County. 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		<p>defined in subsection (b)(1) in a manner distinct from the manner in which it would affect the public generally. Any person included in the term defined in subsection (b)(1) who has any of the above relationships or who would or might, directly or indirectly, profit or be enhanced by the action of the Board of County Commissioners shall absent himself or herself from the Commission meeting during the discussion of the subject item and shall not vote on or participate in any way in said matter.</p> <p>defined in subsection (b)(1) who has any of the above relationships or who would or might, directly or indirectly, profit or be enhanced by the action of the Board of County Commissioners shall: (1) announce publicly at the meeting the nature of the conflict before the matter is heard; (2) absent himself or herself from the Commission chambers during that portion of the meeting when the matter is considered; and (3) file a written disclosure of the nature of the conflict with the Clerk of the Board within 15 days after the vote. The filing of the State of Florida form prescribed for written disclosure of a voting conflict shall constitute compliance with this subsection.</p>
<p>1G3 160443</p>	<p>ORDINANCE CREATING SECTION 2-8.11 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA ESTABLISHING A PAID SICK LEAVE REQUIREMENT FOR CERTAIN COUNTY SERVICE CONTRACTS; AMENDING JURISDICTION OF LIVING WAGE COMMISSION TO INCLUDE ADDITIONAL RESPONSIBILITIES UNDER THIS SECTION; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE</p>	
<p>Notes</p>	<p>The proposed ordinance creates Section 2-8.11 of the Miami-Dade County Code establishing a paid sick leave requirement for certain county service contracts. Additionally, the propose ordinance amends jurisdiction of the Living Wage Commission to include additional responsibilities under this Section.</p> <p>Highlights of the proposed ordinance:</p> <ul style="list-style-type: none"> • Defines a covered employee as anyone employed by any service contractor either full or part time, as an employee with or without benefits that is involved in providing service; • Defines a service contractor as any individual or business entity, corporation (whether for profit or not for profit), partnership, limited liability company, joint venture, or similar business that is conducting business in Miami-Dade County; • Provides that covered services mean County service contracts awarded by the County that involve a total value of over \$100,000 per year for specified services; • Provides that new contracts, contract-like instruments, and procurement specification created after the effective date of the proposed ordinance establish paid sick leave for County service contractors and subcontractors; • Provides that a covered employer may not set a limit on the total accrual of paid sick leave per year, or at any point in time, at less than 56 hours; • Covered employees will earn not less than one (1) hour of paid sick leave for every thirty (30) hours worked; • Provides that sick leave earned may be used by an employee for an absence resulting from: <ul style="list-style-type: none"> ○ Physical or mental illness, injury, or medical condition; ○ Obtaining diagnosis, care, or preventive care from a health care provider; ○ Caring for a child, a parent, a spouse, a domestic partner, or any other individual related by blood or affinity whose close association with the employee is the equivalent of a family relationship who has any of the conditions or needs for diagnosis, care, or preventive care; and ○ Domestic violence, sexual assault, or stalking, if the time absent from work is to obtain additional counseling, to seek relocation, to seek assistance from a victim services organization, to take related legal action, including preparation for or participation in any related civil or criminal legal proceeding, or to assist an individual related to the employee in engaging in any of these activities. • Provides that covered employees must exhaust all paid sick leave under this Section before requesting unpaid domestic leave; • Provides that paid sick leave accrued carry over from one year to the next and be reinstated for employees rehired by a covered employer within 12 months after a job separation; • Provides that paid sick leave requests be made at least seven calendar days in advance; and • Provides that documentation may be required if 3 or more consecutive days of paid sick leave is used. <p>Fiscal Impact/Funding Source:</p> <p>It is anticipated that the implementation of this ordinance will have a fiscal impact; however, such impact can only be quantified post-implementation on a contract-by-contract basis.</p> <p>Additional Information – Highlights of County Employee Sick Leave¹:</p> <ul style="list-style-type: none"> • Provides that 96 hours of sick leave be granted for one year of continuous full-time service; • Provides that the following employees are eligible to earn sick leave benefits: <ul style="list-style-type: none"> ○ Permanent; ○ Probationary; ○ Exempt; ○ Part-time; ○ Trainee; ○ Emergency; ○ Substitute; 	

¹ <http://www.miamidade.gov/humanresources/holidays-leave.asp>

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	<ul style="list-style-type: none"> o Acting appointment classified; and o Acting appointment classified exempt. • Provides that the following employees are NOT eligible to earn sick leave benefits: <ul style="list-style-type: none"> o Temporary – full-time; o Seasonal – full-time; o Temporary/Seasonal – part-time; o Work experience; o Farmworker trainee; and o Non-county employee. • Provides for the following authorized uses of sick leave: <ul style="list-style-type: none"> o Absence due to personal illness of injury; o Absence due to personal medical or dental appointments, with prior approval of the supervisor; o Absence as a result of pregnancy, birth or adoption of a child, to include postpartum recovery period, infant care for natural birth and infant care for adoption. o Exceptions: sick leave may NOT be used due to illness of a member of an employee’s family. Annual, holiday or emergency sick leave should be used. 												
<p>1G4 160014</p>	<p>ORDINANCE AMENDING SECTION 2-10.4 OF THE CODE OF MIAMI-DADE COUNTY RELATING TO ACQUISITION OF PROFESSIONAL ARCHITECTURAL, ENGINEERING, LANDSCAPE ARCHITECTURAL OR LAND SURVEYING AND MAPPING SERVICES TO INCLUDE PRIOR WORK AWARDED TO AFFILIATES OF A PROPOSING FIRM IN EVALUATING THE VOLUME OF WORK PREVIOUSLY AWARDED TO A FIRM; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE</p>												
<p>Notes</p>	<p>The proposed ordinance amends Section 2-10.4 of the Miami-Dade County Code, relating to acquisition of professional architectural, engineering, landscape architectural or land surveying and mapping services, to include prior work awarded to affiliates of a proposing firm in evaluating the volume of work previously awarded to a firm.</p> <p>Fiscal Impact/Funding Source: For Architectural and Engineering (A/E) procurements, this change may result in an increase in the amount of the volume of work considered by the Competitive Selection Committee for a firm, and potentially result in a lower score for that firm in the applicable evaluation criterion. For A/E design proposals, pricing is not scored, but is considered following a qualitative evaluation. Therefore, the fiscal impact resulting from this change cannot be determined in advance.</p> <p>Social Equity Statement: The proposed change may result in an increased volume of work being considered by the Competitive Selection Committee for a firm, potentially resulting in a lower score for that firm in the applicable selection criterion. That potential change in score could provide opportunities for other A/E firms to be awarded work, however, this Ordinance is not expected to have a determinable social impact.</p> <table border="1" data-bbox="269 1152 1446 1913"> <thead> <tr> <th colspan="3" data-bbox="269 1152 1446 1182">Code Comparison Chart</th> </tr> <tr> <th colspan="3" data-bbox="269 1182 1446 1205">Section 2-10.4 of the Code of Miami-Dade County</th> </tr> <tr> <th data-bbox="269 1205 444 1241">Section</th> <th data-bbox="444 1205 873 1241">Current</th> <th data-bbox="873 1205 1446 1241">Proposed</th> </tr> </thead> <tbody> <tr> <td data-bbox="269 1241 444 1913"> <p>Sec. 2-10.4. <i>Acquisition of professional architectural, engineering, landscape architectural or land surveying and mapping services.</i></p> </td> <td data-bbox="444 1241 873 1913"> <p>(1) Definitions.</p> <p>(5) Competitive selection committees for publicly announced projects or planning or study activities which are not provided under continuing contracts.</p> <p>(d) The County Manager shall select no less than three (3) firms, in the order of preference (provided that at least three (3) firms are identified in accordance with subsection (b) above) by the competitive selection committee to be the most highly qualified to perform the required services. The competitive selection committee shall rank the firms in the order of their competence and qualification after considering such factors as the ability of professional personnel, past performance, willingness to meet time and budget requirements, locations of the firms, the recent, current, and projected workloads of the firms, and the volume of work previously awarded to the firm by the agency with the object of effecting an equitable distribution of contracts among qualified firms. The</p> </td> <td data-bbox="873 1241 1446 1913"> <p>(1) Definitions.</p> <p>(j) The term “Affiliates” shall mean business concerns, organizations, or individuals that directly or indirectly where: (i) one controls or has the power to control the other; or (ii) a third party controls or has the power to control both. Indicia of control include, but are not limited to, interlocking management or ownership, identity of interests among family members, shared facilities and equipment, common use of employees, shared office space, shared local business tax receipt addresses, or a business entity organized by a debarred entity, individual, or affiliate following the debarment of a contractor that has the same or similar management, ownership, or principal employees as the contractor that was debarred or suspended.</p> <p>(5) Competitive selection committees for publicly announced projects or planning or study activities which are not provided under continuing contracts.</p> <p>(d) The County Mayor or County Mayor’s designee shall select no less than three (3) firms, in the order of preference (provided that at least three (3) firms are identified in accordance with subsection (b) above) by the competitive selection committee to be the most highly qualified to perform the required services. 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	<p>competitive selection committee shall score the firms based on a qualitative evaluation of the selection criteria (the "Qualitative Score") but shall base its recommended ranking on the aggregate ranking provided by members of the selection committee (the "Ordinal Score") all as more particularly described in the Implementing Order. The competitive selection committee shall report to the County Mayor or the County Mayor's designee the recommended ranking of the firms including both Qualitative Scores and Ordinal Scores. The competitive selection committee shall report no fewer than three (3) firms determined to be the most highly qualified, provided at least three (3) qualified firms have responded to the solicitation.</p> <p>Following the review of the selection committee's report, the County Mayor or County Mayor's designee shall determine the final ranking of firms in the order of competence and qualification upon application of the criteria set forth in subsection (d) above and the local preference considerations set forth in subsection (e) below. The County Mayor or County Mayor's designee shall at all times abide by the principle of selection of the most highly qualified firms. The County Mayor or County Mayor's designee shall file the names of the firms he selects together with his order of preference with the Clerk of the Board of County Commissioners. The County shall then negotiate a contract in accordance with the procedures set forth hereafter.</p>	<p>shall rank the firms in the order of their competence and qualification after considering such factors as the ability of professional personnel, past performance, willingness to meet time and budget requirements, locations of the firms, the recent, current, and projected workloads of the firms, and the volume of work previously awarded to the firm and its affiliates by the agency with the object of effecting an equitable distribution of contracts among qualified firms. The competitive selection committee shall score the firms based on a qualitative evaluation of the selection criteria (the "Qualitative Score") but shall base its recommended ranking on the aggregate ranking provided by members of the selection committee (the "Ordinal Score") all as more particularly described in the Implementing Order. The competitive selection committee shall report to the County Mayor or the County Mayor's designee the recommended ranking of the firms including both Qualitative Scores and Ordinal Scores. The competitive selection committee shall report no fewer than three (3) firms determined to be the most highly qualified, provided at least three (3) qualified firms have responded to the solicitation.</p> <p>Following the review of the selection committee's report, the County Mayor or County Mayor's designee shall determine the final ranking of firms in the order of competence and qualification upon application of the criteria set forth in subsection (d) above and the local preference considerations set forth in subsection (e) below. The County Mayor or County Mayor's designee shall at all times abide by the principle of selection of the most highly qualified firms. The County Mayor or County Mayor's designee shall file the names of the firms he selects together with his order of preference with the Clerk of the Board of County Commissioners. The County shall then negotiate a contract in accordance with the procedures set forth hereafter.</p>
<p>1G5 160265</p>	<p>ORDINANCE RELATING TO RULES OF PROCEDURE OF THE BOARD OF COUNTY COMMISSIONERS; AMENDING SECTION 2-1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO PUBLIC PARTICIPATION TO PROVIDE THAT THOSE PERSONS WHO EITHER SUPPORT OR OPPOSE A PARTICULAR PUBLIC HEARING ITEM OR NON-PUBLIC HEARING PROPOSITION BUT DO NOT WISH TO USE THEIR ALLOTTED TIME MAY EXPRESS THEIR SUPPORT OR OPPOSITION BY STATING SPECIFIED PHRASE; PROVIDING THAT MEMBERS OF THE PUBLIC WHO WISH TO EXPRESS THEIR SUPPORT OR OPPOSITION BY STATING SPECIFIED PHRASE WITHOUT STEPPING UP TO THE PODIUM MAY DO SO UNDER CERTAIN CIRCUMSTANCES; REQUIRING PRESIDING OFFICER TO MAKE SPECIFIED STATEMENT AND TAKE STATED ACTION IN THE EVENT A MEMBER OF THE PUBLIC STATES HIS OR HER SUPPORT FOR OR OPPOSITION TO A PARTICULAR PUBLIC HEARING ITEM OR NON-PUBLIC HEARING PROPOSITION WITHOUT STEPPING UP TO THE PODIUM; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE</p>	
<p>Notes</p>	<p>The proposed ordinance, relating to rules of procedure of the BCC:</p> <ul style="list-style-type: none"> • Amends Section 2-1 of the Miami-Dade County Code, relating to public participation, to provide that those persons who either support or oppose a particular public hearing item or non-public hearing proposition but do not wish to use their allotted time may express their support or opposition by stating a specified phrase; • Provides that members of the public who wish to express their support or opposition by stating a specified phrase without stepping up to the podium may do so under certain circumstances; and • Requires presiding officer to make specified statement and take stated action in the event a member of the public states his or her support for or opposition to a particular public hearing item or non-public hearing proposition without stepping up to the podium. <p><u>Fiscal Impact/Funding Source:</u> The implementation of this ordinance will not have a fiscal impact to Miami-Dade County.</p> <p><u>Social Equity Statement:</u> No specific social equity burden, as described in Ordinance No. 15-83, as a result of this proposed amendment to the BCC's Rule of Procedure can be determined. However, this change could expedite the public hearing process by reducing the wait time for those who wish to speak on public and non-public hearing items, which could in turn incentivize members of the public to participate in BCC meetings.</p>	
<p>1G6 160428</p>	<p>ORDINANCE CREATING SECTION 12-14.2.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, TO PROVIDE FOR REPORTING REQUIREMENTS FOR COUNTY AND MUNICIPAL ELECTED OFFICERS AND CANDIDATES REGARDING SOLICITATION OF CONTRIBUTIONS FOR ORGANIZATIONS</p>	

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	EXEMPT FROM TAXATION UNDER SECTION 501(C)(4) OF THE INTERNAL REVENUE CODE AND POLITICAL PARTIES; PROVIDING PENALTIES FOR FAILURE TO REPORT; PROVIDING FOR ENFORCEMENT BY THE COMMISSION ON ETHICS AND PUBLIC TRUST; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE
Notes	<p>The proposed ordinance creates Section 12-14.2.1 of the Miami-Dade County Code to provide for reporting requirements for County and municipal elected officials and candidates regarding solicitation of contributions for organizations exempt from taxation under Section 501(C)(4) of the Internal Revenue Code and political parties. Additionally, the proposed ordinance provides penalties for failure to report and provides for enforcement by the Commission on Ethics and Public Trust.</p> <p>Sec. 12-14.2.1 County and Municipal Elected Officer and Candidate Reporting Requirements for Organizations Exempt Under Section 501(c)(4) of the Internal Revenue Code or Political Party Solicitations.</p> <p>(1) <i>Each candidate for County or municipal office in Miami-Dade County shall insure that his or her designated campaign treasurer shall, at the time of filing any contribution or expenditure reports otherwise required by law, file an additional electronic report with the Supervisor of Elections or other applicable filing officer regarding solicitation activities on behalf of any organization exempt from taxation under Section 501(c)(4) of the Internal Revenue Code (“501(c)(4) Organization”) or political party. The report shall identify each contribution successfully solicited, directly or indirectly, by the candidate, the name of the person or entity contributing the funds, the name of the 501(c)(4) Organization or political party on behalf of whom such funds were solicited, the amount of the contribution, and a description of the relationship between the candidate and the 501(c)(4) Organization or political party, if any. The report shall be filed on a form created by the Supervisor of Elections for such purpose. A candidate may comply with the reporting requirements of this subsection by filing a one-time report indicating that all contributions to an identified 501(c)(4) Organization or political party were solicited either directly or indirectly by the candidate. Upon filing such report, no further reports shall be required under this subsection for solicitations on behalf the identified 501(c)(4) Organization or political party during any reporting period.</i></p> <p>(2) <i>Upon commencement of any solicitation activities undertaken on behalf of any 501(c)(4) Organization or political party, each County or municipal elected officer in Miami-Dade County who is not also a candidate for another County or municipal office shall, on a monthly basis for the remainder of the officer’s term of office, file an electronic report with the Supervisor of Elections or other applicable filing officer regarding such solicitation activities during the preceding month. The report shall identify each contribution successfully solicited, directly or indirectly, by the officer, the name of the person or entity contributing the funds, the name of the 501(c)(4) Organization or political party on behalf of whom such funds were solicited, the amount of the contribution, and a description of the relationship between the officer and the 501(c)(4) Organization or political party, if any. The report shall be filed on a form created by the Supervisor of Elections for such purpose. A County or municipal elected official may comply with the reporting requirements of this subsection by filing a one-time report indicating that all contributions to an identified 501(c)(4) Organization or political party were solicited either directly or indirectly by the County or municipal elected official. Upon filing such report, no further reports shall be required under this subsection for solicitations on behalf the identified 501(c)(4) Organization or political party during the remainder of the County or municipal elected official’s term.</i></p> <p>(3) <i>Any County or municipal elected officer or candidate who fails to file a report as required by this section on the designated due date shall be subject to a fine of \$50 per day for the first three (3) days and, thereafter, \$500 per day for each day late not to exceed \$5,000. Such fine shall not be an allowable campaign expense and shall be paid only from the personal funds of the candidate or officer. Any candidate or officer may appeal or dispute the fine to the Miami-Dade County Commission on Ethics and Public Trust based upon, but not limited to, unusual circumstances surrounding the failure to file on the designated due date, and may request, and shall be entitled to, a hearing before the Commission on Ethics and Public Trust, which shall have the authority to waive the fine in whole or in part. Any such appeal or dispute shall be made within twenty (20) days after receipt of notice from the Supervisor of Elections that payment is due or such appeal or dispute shall be waived.</i></p>
2A 160761	RESOLUTION CREATING THE PROFESSIONAL SERVICES TASK FORCE; PROVIDING FOR MEMBERSHIP, ORGANIZATION AND PROCEDURES AND SETTING FORTH PURPOSE, FUNCTION, RESPONSIBILITY AND SUNSET PROVISION
Notes	<p>The proposed resolution creates the Professional Services Task Force (Task Force).</p> <p>Miami-Dade County purchases of architectural, engineering and other professional services covered under Section 287.055 of the Florida Statutes, the Consultants Competitive Negotiation Act (CCNA). The CCNA provides criteria for selection of firms to deliver professional services including ability of professional personnel, past performance, location, workload and work previously awarded to a firm, with a view to effect an “equitable distribution of contracts among qualified firms, provided such distribution does not violate the principle of selection of the most highly qualified firms”.</p> <p>Purpose</p> <ul style="list-style-type: none"> • Review the County’s existing legislation, administrative practices and procedures, and competitive solicitation documents for the purchase of professional services covered under the Consultants Competitive Negotiation Act (CCNA), including without limitation, Section 2-10.4 of the Code of Miami-Dade County and Administrative Order 3-32; • Offer recommendations for their improvement to achieve a more equitable distribution of County contracts, all consistent with the intent and the requirements of the CCNA; • Evaluate the existing local preference and the possibility of creating a locally headquartered preference for professional firms, defining the thresholds and other parameters of such proposed enactments; • Evaluate the efficacy of the County’s local preference program;

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	<ul style="list-style-type: none">• Consider whether the local business tax receipt continues to be the most effective method of identifying local businesses eligible for preferential treatment in the procurement process. If not, the Task Force will make recommendations concerning alternative methods of identifying local businesses; and• Consider and evaluate comparable models for the procurement and contracting of professional services. <p>Membership</p> <ul style="list-style-type: none">• Composed of not fewer than 13 or more than 26 members;• Contain professional representatives of firms delivering services under the CCNA, including firms with offices in the County which are not locally headquartered and locally headquartered firms.• Contain a balance of the professions regulated by the CCNA.• Will be representative of the community at large and should reflect the gender, racial, ethnic and cultural makeup of the community;• The members will be appointed in the following manner:<ul style="list-style-type: none">○ Within 20 days of the effective date of this resolution each member of the BCC may nominate persons to be considered for service on the Task Force. Nominations will be submitted to the Clerk of the Board;○ Within 20 days of the effective date of this resolution interested persons may submit their qualifications to the Clerk of the Board to be considered for service on the Task Force;○ In the event that within 30 days following the effective date of this resolution the Clerk of the Board has not received sufficient number of nominations to constitute the Board, the Clerk will immediately provide the BCC with written notice and the deadline for nominations and submissions will be extended for an additional 15 days following such notice or notices;○ Upon receipt of sufficient nominations the Clerk of the Board will place an item on the agenda of the BCC's next regularly scheduled meeting for the BCC's selection of the members of the Task Force;○ In making the selection of who will serve on the Task Force the BCC will consider, among other factors, the member making the nomination, the availability of nominees, and other criteria set forth in this resolution; and○ Any member vacancies will be filled in the manner provided for in the initial appointment. <p>Conduct of Meetings</p> <p>The Task Force:</p> <ul style="list-style-type: none">• Will select one member to serve as chairperson and one member to serve as the vice-chairperson;• Maintain a quorum consisting of a majority of persons appointed;• Will adopt any rules necessary for the conduct of its meetings;• Members will serve without compensation;• Proceedings will be conducted in accordance with the Government in the Sunshine Law (Section 286.011 Fla. Stats.) and the Citizens Bill of Rights of the Miami-Dade County Home Rule Charter;• Will be an "agency" for all purposes under the Public Records Law;• Will be governed by all applicable State and County conflict of interest laws, including the Miami-Dade County Conflict of Interest and Code of Ethics Ordinance, Section 2-11.1 of the Code of Miami-Dade County; and• Will meet within 15 days of the appointment of its members, and will meet no less than every 30 days from the date of the initial meeting. Additional meetings may be held at the discretion of the Task Force. <p>Reports</p> <p>The Task Force will provide its final report to the BCC, containing the Task Force's findings and recommendations consistent with this resolution, within 180 days following its initial meeting. The report will be placed on an agenda of the BCC pursuant to Ordinance No. 14-65 for consideration by the BCC. The BCC may then request such further work of the Task Force as may be in the public interest.</p> <p>Staff</p> <p>The Task Force will be provided adequate staff and support services by the County Mayor or County Mayor's designee. The staff will maintain records of the Task Force, in coordination with the chairperson, prepare agendas and minutes of Task Force meetings and perform such other duties as may be reasonably required to conduct the affairs of the Task Force subject to budgetary limitations. The County Attorney's Office will provide legal counsel, as needed, to the Task Force.</p> <p>Sunset</p> <p>The Task Force will sunset and stand dismissed 300 days following the effective date of this resolution unless the BCC extends the term of service by majority vote.</p> <p><u>Additional Information – Equitable Distribution Program:</u></p> <p>According to the Small Business Development Division of the Internal Services Department, the EDP establishes a pool of local A&E firms and provides a process to equitably distribute the County's capital improvements projects per state Statute 287.055 with an estimated construction cost of less than \$2 million and up to \$200,000 in professional fees for study activities.</p> <p>The program was created and adopted by the Board of County Commissioners (BCC) in June 2001 to increase contracting opportunities to more community based A&E firms, as well as afford County department's access to qualified professionals for smaller projects in an expedited fashion without necessitating a formal solicitation.</p>

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	<p>Administrative Order 3-39 establishes the policy and procedures for the EDP and the Internal Services Department (ISD)/EDP is responsible for the administration of the EDP Program, including processing the PSA's. The program is structured to distribute projects in all County technical certifications to the program participants through a centralized rotational system. County agencies are to utilize the EDP Program for those capital improvement projects that do not exceed the thresholds for continuous services contracts in accordance with Florida State Statute 287.055, unless provided otherwise by ISD. All qualified A & E firms with a local Miami-Dade office may potentially participate in the EDP program.</p> <p>Program statistics as of January 2015</p> <ul style="list-style-type: none"> • Over 500 firms have been placed in the program • Currently there are 380+ active EDP Firms. • Over 1,900 EDP work assignments have been distributed through the EDP with potential fees over \$150 million. • 173 Work assignments were distributed in FY 2014 with potential fees of \$16.5 million. • 90% of the Community Business Enterprises (CBE) in the program have received work. • More than 240 firms of the 380 had never received County A&E work when they entered the program. Approx. 80% of the firms have now received work. <p>Highlights of EDP provided by ISD</p> <ul style="list-style-type: none"> • In the centralized rotational system there are pools of firms in each technical certification category. When there is a request for a project, the database selects the next three qualified firms in the ranking in the technical area by a formula. • All technical categories are assigned to Architects and Engineers pursuant to their approved Pre-Qualification Certification to provide professional services for the County. • The rotational value/ranking is determined by a mathematical formula: 65% of a firms 3 year net award plus 100% amount actually paid. The firms with less opportunities with the County are more likely to be considered for a project. • The eligibility requirements to be an EDP Member are as follows: <ul style="list-style-type: none"> ○ Firms must a valid Pre-Qualification Certification (PQC); ○ Firms must have a place of business in Dade County; and ○ Firms must have been in business a minimum of 1 year. • Firms must apply to become a member. The application is posted on the web. A firm can submit an applications at any time provided they meet the minimum qualifications. • Projects distributed to firms in EDP do not require BCC approval. • Potential service fees are the most current fee that the Department has provided. <p><u>Additional Information – Local Preference Ordinance:</u></p> <p><i>Sec. 2-8.5. - Procedure to provide preference to local business in county contracts.</i></p> <p>(1) <i>Definitions.</i></p> <p>(a) <i>General services means support services performed by an independent contractor requiring specialized knowledge, experience, or expertise that includes, but is not limited, to pest control, janitorial, laundry, catering, security, lawn maintenance and maintenance of equipment.</i></p> <p>(b) <i>Goods includes, but is not limited to, supplies, equipment, materials and printed matter.</i></p> <p>(c) <i>Local business means the vendor has a valid business tax receipt issued by Miami-Dade County at least one year prior to bid or proposal submission, and a physical business address located within the limits of Miami-Dade County from which the vendor operates or performs business. Firms who provide goods or services which are exempt from Miami-Dade Business Tax Receipt requirements shall be required to submit documentation, to the County's satisfaction, demonstrating the physical business presence of the firm within the limits of Miami-Dade County for at least one year prior to bid or proposal submission. Post Office Boxes are not verifiable and shall not be used for the purpose of establishing said physical address. In addition to the foregoing, a vendor shall not be considered a "local business" unless it contributes to the economic development and well-being of Miami-Dade County in a verifiable and measurable way. This may include, but not be limited to, the retention and expansion of employment opportunities and the support and increase to the County's tax base. Vendors shall affirm in writing their compliance with the foregoing at the time of submitting their bid or proposal to be eligible for consideration as a "local business" under this section. A vendor who misrepresents the status of its firm under this Section in a proposal or bid submitted to the County will lose the privilege to claim any preference under this Section for a period of up to one year. The County Mayor, in his discretion, may also recommend that the firm be referred for debarment in accordance with Section 2-8.4.1 of the Code of Miami-Dade County.</i></p> <p>(d) <i>Locally Headquartered Business means a Local Business as defined in this Section which has a Principal Place of Business in Miami-Dade County.</i></p> <p>(e) <i>Principal Place of Business means the nerve center or the center of overall direction, control, and coordination of the activities of the bidder. If the bidder has only one business location, such business location shall be its principal place of business.</i></p> <p>(f) <i>Professional services includes any services where the County is obtaining advice, instruction, or specialized work from an individual, firm, or corporation specifically qualified in a particular area.</i></p> <p>(2) <i>Preference in purchase of personal property, general services, professional services, the purchase of or contract for construction or renovation of public works or improvements, and in the purchase of personal property, general services or professional services by</i></p>

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	<p><i>means of competitive bid, request for proposals, qualifications or other submittals and competitive negotiation and selection. Except where federal or state law, or any other funding source, mandates to the contrary, Miami-Dade County and its agencies and instrumentalities, including the Public Health Trust, [shall give] preference to local businesses in the following manner:</i></p> <p>(a) <i>Competitive bid. In any competitive bid process where award, if any, is to be made to the responsive and responsible bidder offering the lowest bid (the "Low Bidder" and "Low Bid" respectively), the following shall apply:</i></p> <ol style="list-style-type: none"> 1. <i>If the Low Bidder is not a Local Business, then any and all responsive and responsible Local Businesses submitting a price within ten percent of the Low Bid, the Low Bidder, and any and all responsive and responsible Locally Headquartered Businesses submitting a price within fifteen percent of the Low Bid, shall have an opportunity to submit a best and final bid equal to or lower than the Low Bid.</i> 2. <i>If the Low Bidder is a Local Business which is not a Locally Headquartered Business, then any and all responsive and responsible Locally Headquartered Businesses submitting a price within five percent of the Low Bid, and the Low Bidder shall have an opportunity to submit a best and final bid equal to or lower than the Low Bid.</i> 3. <i>Award, if any, shall be made to the responsive and responsible bidder offering the lowest best and final bid.</i> 4. <i>Ties in best and final bid shall be resolved in the following order of priority: Locally Headquartered Business, Local Business, other business.</i> 5. <i>If no best and final bid is required in accordance with the provisions above, award, if any, shall be made to the Low Bidder.</i> <p><i>In revenue producing contracts, where award, if any, is to be made to the bidder returning the highest amount to the County, the same preferences set forth above shall be applied by reference to the highest bid.</i></p> <p>(b) <i>Request for proposals, qualifications or other qualitative submittals and competitive negotiation and selection. If, following the completion of final rankings (technical and price combined, if applicable) by the selection committee, a non-local business is the highest ranked proposer, and the ranking of a local proposer is within five percent of the ranking obtained by the non-local proposer, then the highest ranked local proposer shall have the opportunity to proceed to negotiations or advance to the next step in the solicitation process with the County under the applicable sections of this Code.</i></p> <p>(c) <i>Professional services procured pursuant to Section 287.055, Florida Statutes. The application of local preference to professional services procured pursuant to Section 287.055, Florida Statutes shall be in accordance with the process outlined in Section 2-10.4 of the Code of Miami-Dade County.</i></p> <p><i>If following the application of the rules above, a tie occurs between two (2) or more local businesses, then contract award on the basis of best and final bids (paragraph (a) above), or the opportunity to proceed to negotiations or advance to the next step in the solicitation process (paragraph (b) above), shall be made to such local business having the greatest number of its employees that are Miami-Dade County residents.</i></p> <p>(3) <i>Waiver of the application of local preference. The application of Local Preference to a particular purchase or contract for which the Board of County Commissioners is the awarding authority may be waived upon approval of the Board of County Commissioners. The application of Local Preference to a particular purchase or contract for which the County Mayor is the awarding authority may be waived upon written recommendation of the Director of Procurement Management or successor and approval of the County Mayor.</i></p> <p>(4) <i>Reserved.</i></p> <p>(5) <i>Comparison of qualifications. The preferences established herein in no way prohibit the right of the Board of County Commissioners to compare quality of materials proposed for purchase and compare qualifications, character, responsibility and fitness of all persons, firms or corporations submitting bids or proposals. Further, the preferences established herein in no way prohibit the right of the County Commission from giving any other preference permitted by law instead of the preferences granted herein.</i></p> <p>(6) <i>Reciprocity. In the event Broward, Palm Beach or Monroe County extends preferences to local businesses, Miami-Dade County may enter into an interlocal agreement with such County wherein the preferences of this section may be extended and made available to vendors that have a valid occupational license issued by Broward, Palm Beach or Monroe County to do business in that County that authorizes the vendor to provide the goods, services, or construction to be purchased, and a physical business address located within the limits of that County. Post Office Boxes are not verifiable and shall not be used for the purpose of establishing said physical address. In addition to the foregoing, a vendor shall not be considered a "local business" unless it contributes to the economic development and well-being of Broward, Palm Beach or Monroe County, whichever is applicable, in a verifiable and measurable way. This may include, but not be limited to, the retention and expansion of employment opportunities and the support and increase to that County's tax base. Vendors shall affirm in writing their compliance with the foregoing at the time of submitting their bid or proposal to be eligible for consideration as a "local business" under this section. In no event shall the amount of the preference accorded Broward, Palm Beach or Monroe County firms exceed the amount of preference that such County extends to Miami-Dade County firms competing for its contracts.</i></p> <p>(7) <i>Exemption of certain contracts. The provisions of this section shall not apply, and no local preference shall be accorded hereunder, to prime County or Public Health Trust construction contracts whose estimated cost is five million dollars (\$5,000,000.00) or less</i></p>

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	<p><i>which have been set aside for competition solely for CSBEs (Community Small Business Enterprises) under Section 10-33.02 of this Code.</i></p> <p>(8) <i>Implementation by certain County agencies. Miami-Dade County agencies and instrumentalities with the independent power to contract, such as the Public Health Trust, shall adopt rules and procedures implementing this Section. For the purposes of such rules and procedures, where this section provides the Board of County Commissioners with implementing authority, the Board of Trustees shall exercise such authority, and where this section provides the County Mayor with authority, the President or Executive Director shall exercise such authority.</i></p>
2B 160124	<p>RESOLUTION REQUIRING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO ATTACH TO ALL ITEMS RECOMMENDING DESIGN AND/OR CONSTRUCTION CONTRACT AWARDS OF \$1,000,000.00 OR GREATER A LIST OF ALL COUNTY CONTRACTS AWARDED IN THE PREVIOUS THREE YEARS TO THE RECOMMENDED CONTRACTOR AND A SUMMARY OF COUNTY EVALUATIONS OF THE RECOMMENDED CONTRACTOR'S WORK; AND REQUIRING ALL COUNTY DEPARTMENTS TO COMPLETE CONTRACTOR EVALUATIONS BEFORE CLOSING OUT A CONTRACT AND MAKING FINAL PAYMENT TO A CONTRACTOR</p>
Notes	<p>The proposed resolution requires the County Mayor or County Mayor's designee to attach to all items seeking approval of a design and/or construction contract award of \$1,000,000.00 or greater:</p> <ul style="list-style-type: none"> • A list of all contracts that the recommended contractor has been awarded at the County for the prior three years; and • A summary of the County evaluations for contracts awarded for the prior three years that are available on the Internal Services Department database for the recommended contractor. <p>Additionally, the proposed resolution requires that, as of the Effective Date of this Resolution, prior to closing a County contract and making a final payment to the contractor, all applicable County departments must complete an evaluation of the contractor's work and ensure that such evaluation is accessible on the Internal Services Department evaluation database.</p> <p>Background: The Internal Services Department of the County maintains a database that identifies all County contracts awarded to a contractor and tracks the County evaluations received by that contractor. For every County project, an evaluation of the contractor's work should be performed and added to the Internal Services Department's database before the contract is closed and final payment to the contractor is made.</p>
2C 160276	<p>RESOLUTION CREATING THE MIAMI-DADE COUNTY "SENIORS WHO SERVE" VOLUNTEER AWARD PROGRAM; ESTABLISHING THE PROGRAM RULES; DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO FURTHER DEVELOP THE AWARD PROGRAM, INCLUDING DEVELOPMENT OF THE PROGRAM APPLICATION AND GUIDELINES</p>
Notes	<p>The proposed resolution creates the "Seniors Who Serve" Volunteer Award program. Specifically, the program will:</p> <ul style="list-style-type: none"> • Honor senior citizen residents of the County for exceptional volunteer service in the County; and <ul style="list-style-type: none"> ○ Special emphasis will be made for seniors who dedicate their time, talents, and lifelong experiences to benefit the County's most vulnerable residents: at-risk youth, elderly residents, or the homeless. • Annually honor at least one senior citizen in each category: homelessness, at-risk youth, and elderly. <ul style="list-style-type: none"> ○ Volunteers may be nominated by County residents, the County Mayor, a County Commissioner, or themselves. <p>Additionally, the proposed resolution directs the County Mayor or County Mayor's designee to:</p> <ul style="list-style-type: none"> • Further develop the program, including the program application, guidelines, and verifiable criteria to be established to show the exceptional nature of each nominee's service; • Empanel a selection committee each year to select award recipients from those nominated; and <ul style="list-style-type: none"> ○ The award will include recognition of each award recipient with a personal profile on miamidade.gov and the Miami-Dade TV station. • Promote the program by establishing a marketing campaign, which will include the creation of a "Seniors Who Serve" page on miamidade.gov, which will include nomination forms. The program will continue in perpetuity.
2D 160277	<p>RESOLUTION CALLING A COUNTYWIDE SPECIAL ELECTION IN MIAMI-DADE COUNTY, FLORIDA, TO BE HELD IN CONJUNCTION WITH A GENERAL ELECTION ON TUESDAY, NOVEMBER 8, 2016, FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF MIAMI-DADE COUNTY THE QUESTION OF WHETHER TO AMEND THE CHARTER TO INCLUDE THE RIGHT TO COPY COUNTY AND MUNICIPAL PUBLIC RECORDS WITHIN THE CITIZENS' BILL OF RIGHTS</p>
Notes	<p>The proposed resolution calls for a Countywide special election in Miami-Dade County to be held in conjunction with a general election on Tuesday, November 8, 2016, for the purpose of submitting to the electors of Miami-Dade County the question of whether to amend the Charter to include the right to copy County and Municipal public records within the Citizens' Bill of Rights.</p> <p>The proposed resolution further provides for the following:</p> <ul style="list-style-type: none"> • Notice of such election will be published in accordance with Section 100.342, Florida Statutes. • The result of such election will be determined by a majority of the qualified electors of Miami-Dade County voting upon the proposal. • The polls at such election will be open from 7:00 a.m. until 7:00 p.m. on the day of such election. • All qualified electors of Miami-Dade County, Florida will be entitled to vote at said election. • The County registration books will remain open at the Office of the Miami-Dade County Supervisor of Elections until twenty-nine (29) days prior to the date of such election, at which time the registration books will close in accordance with the provisions of general election laws. • The question will appear on the ballot in substantially the following form:

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	<ul style="list-style-type: none"> ○ CHARTER AMENDMENT INCLUDING RIGHT TO COPY PUBLIC RECORDS IN THE CITIZENS' BILL OF RIGHTS THE PUBLIC RECORDS PROVISION OF THE CHARTER'S CITIZENS' BILL OF RIGHTS, ENFORCED BY BOTH PRIVATE ACTION AND THE COMMISSION ON ETHICS AND THE PUBLIC TRUST, CURRENTLY REQUIRES PUBLIC RECORDS OF THE COUNTY AND THE MUNICIPALITIES BE OPEN TO THE PUBLIC ONLY FOR INSPECTION. SHALL THIS PROVISION BE AMENDED TO ALSO REQUIRE THAT SUCH RECORDS BE AVAILABLE FOR COPYING BY THE PUBLIC IN A MANNER CONSISTENT WITH STATE PUBLIC RECORDS LAW? <ul style="list-style-type: none"> ▪ YES ▪ NO <p>Background: The Citizens' Bill of Rights contained in the Miami-Dade County Home Rule Charter was enacted "to provide the public with full and accurate information, to promote efficient administrative management, to make government more accountable, and to insure to all persons fair and equitable treatment". The Citizens' Bill of Rights currently requires only for the inspection of County and Municipal public records and does not afford a right to obtain copies of such public records.</p> <p>The State of Florida public records laws provides for both the right to inspect and copy public records but is enforced solely through criminal or private rights of action. The Citizens' Bill of Rights may be enforced either through a private right of action or a complaint made to the Commission on Ethics and Public Trust. Enforcement of the public records laws through the Commission on Ethics and the Public Trust may provide a less expensive, and therefore more readily available, remedy then seeking to enforce rights through private litigation.</p> <p align="center"><i>CITIZENS' BILL OF RIGHTS</i></p> <p align="center"><i>(A). This government has been created to protect the governed, not the governing. In order to provide the public with full and accurate information, to promote efficient administrative management, to make government more accountable, and to insure to all persons fair and equitable treatment, the following rights are guaranteed:</i></p> <p align="center"><i>3. Public Records. All audits, reports, minutes, documents and other public records of the County and the municipalities and their boards, agencies, departments and authorities shall be open for inspection and copying, consistent with the requirements of the State of Florida's public records laws, at reasonable times and places convenient to the public.</i></p>
<p align="center">2E 160486</p>	<p>RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO COORDINATE AND COLLABORATE WITH MUNICIPALITIES WITHIN MIAMI-DADE COUNTY ON SEA LEVEL RISE AND RELATED ISSUES; DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO PREPARE A REPORT FOR THIS BOARD</p>
<p align="center">Notes</p>	<p>The proposed resolution directs the County Mayor or County Mayor's designee to collaborate and coordinate with all municipalities within Miami-Dade County on sea level rise and related issues, including but not limited to:</p> <ul style="list-style-type: none"> • Communicating and coordinating about the ways in which the County is preparing for and adapting to the potential effects of sea level rise; • Encouraging municipalities to address sea level rise issues proactively; and • Maintaining communication and dialog with municipalities on sea level rise issues. <p>The County Mayor or County Mayor's designee will prepare a report regarding the County's cooperation and collaboration with municipalities, as directed in this Resolution, and how those efforts have progressed as of the date of this report. This report will also include recommendations as to how to improve or facilitate such cooperation and collaboration with municipalities, and the County Mayor or County Mayor's designee will provide this report to the BCC within one year of the effective date of this resolution and place the completed report on an agenda of the BCC pursuant to Ordinance No. 14-65.</p> <p>Background: In 2013, pursuant to Resolution No. R-599-13, the BCC created the Miami-Dade County Sea Level Rise Task Force. The BCC subsequently adopted multiple resolutions in order to implement the recommendations of the Sea Level Rise Task Force and to incorporate the consideration of sea level rise across multiple areas of County government.</p>
<p align="center">2F 160748</p>	<p>RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO COLLABORATE WITH THE STATE ATTORNEY'S OFFICE AND MIAMI-DADE COUNTY PUBLIC SCHOOLS TO DEVELOP A CURRICULUM TO EDUCATE STUDENTS ON HUMAN TRAFFICKING</p>
<p align="center">Notes</p>	<p>The proposed resolution directs the County Mayor or County Mayor's designee to collaborate with the State Attorney's Office and Miami-Dade County Public Schools to develop a curriculum to educate students on human trafficking.</p> <p>The County Mayor or County Mayor's designee is further directed to submit a status report to the BCC within 90 days of the effective date of this resolution describing the efforts undertaken to develop said curriculum. The completed report will be placed on an agenda of the BCC pursuant to Ordinance No. 14-65.</p> <p>Background: Human trafficking is a form of modern-day slavery where individuals are often sold or forced into labor or sexual exploitation, which includes, but is not limited to, domestic servitude, restaurant work, janitorial work, sweatshop factory work, migrant agricultural work, prostitution, and work in the sexual entertainment industry. The individuals who profit from this deplorable practice often prey upon and manipulate the most vulnerable in our society by making victims fear that they may suffer from serious physical harm or legal coercion if they attempt to seek help or escape their conditions.</p>

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	<p>A 2001 study conducted by the University of Pennsylvania estimated that between 244,000 and 325,000 children in America are at risk each year of becoming victims of commercial sexual exploitation. The children used for commercial sex trafficking are, on average, no more than 12-13 years old and are often victims of prior physical, psychological, and sexual abuse, poverty, unaddressed trauma, and/or low self-esteem. A 2011 report by the Department of Justice’s Bureau of Judicial Statistics also found that nearly half of all incidents of sex trafficking in the United States involve victims under the age of 18.</p> <p><u>Additional Information – Relevant Legislation:</u> On February 2, 2016, the BCC, through Ordinance No. 16-17, created Section 21-31.5 of the Miami-Dade County Code requiring the posting of human trafficking public awareness signs at adult entertainment establishments and certain massage or bodywork services establishments.</p> <p>On March 8, 2016, the BCC, through Resolution No. R-236-16, directed the County Mayor or Mayor’s designee to determine the public areas at County facilities where human trafficking awareness signs can be most effectively displayed and to use legally available funding sources to display said signs in those locations.</p>
<p align="center">2G 160494</p>	<p>RESOLUTION DIRECTING THE COUNTY MAYOR OR DESIGNEE TO PREPARE AND DISTRIBUTE A WRITTEN REPORT TO ALL BOARD MEMBERS SETTING FORTH ALL MAJOR DEPARTMENTAL INITIATIVES; AND DEFINING MAJOR DEPARTMENTAL INITIATIVE FOR THE PURPOSE OF THIS RESOLUTION</p>
<p align="center">Notes</p>	<p>The proposed resolution directs the County Mayor or designee to prepare and distribute to all BCC members, on a weekly basis, a written report setting forth all Major Departmental Initiatives for each County department. If, in the estimation of the County Mayor or designee, there are no new Major Departmental Initiatives to report to BCC members, the County Mayor or designee will so state in the written report.</p> <p>The proposed resolution further defines a Major Departmental Initiative as any undertaking by a County department that, in the judgment of the County Mayor or designee, significantly impacts how that particular County department will interact with the public, or which will cause an increase or reduction of services to be provided by that County department to the public.</p>
<p align="center">2H 160488</p>	<p>RESOLUTION APPROVING AMENDMENTS TO MIAMI-DADE COUNTY LEAVE MANUAL TO INCLUDE PROVISIONS FOR PAID PARENTAL LEAVE FOR COUNTY EMPLOYEES</p>
<p align="center">Notes</p>	<p>The proposed resolution approves amendments to the Miami-Dade County Leave Manual to include provisions for paid parental leave for County employees.</p> <p><u>Additional Information – Relevant Legislation:</u> On February 2, 2016, the BCC, through Ordinance No. 16-20, created Article X of Chapter 11A of the Miami-Dade County Code, establishing paid parental leave for Miami-Dade County and Public Health Trust employees for the purpose of caring for a newborn, newly-adopted child, or newly-placed foster child or children. Parental leave will be provided for up to six (6) weeks, and can be taken at any time during the first year after the birth, adoption or foster care placement. During the leave, an employee will be compensated with a portion of the annual salary while having the option to use accrued leave to receive compensation of 100 percent of the base pay for the entire period.</p> <p><u>Additional Information – Mayor’s Memo Regarding Ordinance Creating Article X of Chapter 11A of the Code Establishing Paid Parental Leave:</u> According to the Mayor’s Memo, the proposed ordinance creates Article X of Chapter 11A of the County Code establishing paid parental leave for all County and Public Health Trust (PHT) employees for the purpose of caring for a newborn, newly-adopted child, or newly-placed foster child or children. Up to six weeks of leave would be provided, taken at any time during the first year after the event, with a portion of the annual salary compensated and the employee having the option to use accrued leave to ensure compensation of 100 percent of base pay for the entire period.</p> <p>The Mayor’s Memo states that it is difficult to determine if the implementation of this policy will lead to a marked change in behavior. Many employees currently take leave following a birth, adoption, or foster placement. This leave is part of the historical leave usage that is taken into account as part of the annual budget development process. All County and PHT employees are budgeted for 2,080 hours for employees with a 40 hour work week and 2,496 hours for employees with a 48 hour work week. In other words, whether the employees works or utilizes accrued leave, the funding to pay that employee’s salary is included in the budget. In addition, there are certain County operations, such as Transit, Police, Fire, and PHT services, that must budget a relief factor (additional positions which vary by service) to take into account both anticipated and unanticipated leave usage that occur during the year to ensure County services are not interrupted. In some instances, unanticipated leave may require backfill with overtime if the relief factor is not sufficient and work cannot be distributed among existing staff.</p> <p>Without knowing if a significant number of people who do not currently take leave for such events would now be utilizing this policy, the only element that we can be sure of is that employees who take advantage of the new policy would have more accrued leave available in the future (having not had to charge it for this period) and could potentially have higher separation payments in the future. We cannot say for sure whether costs will increase in the fiscal period following implementation or even in the new future. Therefore, while allowing employees to benefit from paid parental leave may have a fiscal impact to the County and PHT, it is difficult to determine such impact at this time.</p> <p><u>Additional Information - Paid Parental Leave in the United States:</u></p>

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	<p>As a part of a series of Scholars' Papers sponsored by the U.S. Department of Labor Women's Bureau in commemoration of the 50th Anniversary of American Women: Report of the President's Commission on the Status of Women, 1963, the Institute for Women's Policy Research (IWPR) prepared a report regarding paid parental leave in the United States².</p> <p>State Initiatives to Increase Access to Parental Leave Several U.S. states have enacted policies to provide workers with family leave benefits that are more generous than those required by the FMLA. They have done so in a variety of ways, from providing more than 12 weeks of job-protected unpaid leave for new parents to instituting a program that provides partial wage replacement for eligible workers who take time to care for a new baby, an adopted child, or an ill loved one.</p> <p>Five states and Puerto Rico have established TDI programs, which provide paid leave for temporary medical disabilities, including conditions related to pregnancy and childbirth. Employees in California, Hawaii, New Jersey, New York, Rhode Island, and Puerto Rico receive at least partial wage replacement while on disability leave or on leave related to pregnancy or childbirth (which is considered a temporary medical disability under the PDA; National Partnership for Women and Families 2013a; U.S. Equal Employment Opportunity Commission).</p> <p>The Economic Benefits of Paid Family Leave Research shows that paid leave increases the likelihood that workers will return to work after childbirth, improves employee morale, has no or positive effects on workplace productivity, reduces costs to employers through improved employee retention, and improves family incomes. Research further suggests that expanding paid leave is likely to have economy-wide benefits such as reduced government spending on public assistance and increased labor force participation, which would bring concomitant economic gains, generating a larger tax base and increased consumer spending. At least one study, cited by the U.S. Government Accountability Office (2007) finds that paid leave for fathers helps to foster gender equity, both in the workplace and in the home, since it shortens leaves for mothers, increasing their job tenure and potentially their wage growth. For an additional review of the economic benefits of paid family leave.</p> <p>Costs and Benefits to Firms Research on existing paid leave programs suggests that paid leave leads to negligible costs to employers in terms of temporary employee replacement costs or overtime paid to existing employees and has few if any costs—and potentially gains—in terms of employee morale and productivity. Research looking at changes following the implementation of state-administered paid leave programs has been particularly informative for assessing how employers adjust to new paid leave requirements.</p> <p>The most recent FMLA surveys also find that employers do not typically replace workers on leave for family care purposes. In 2012, the vast majority (64.5 percent) of all employers temporarily reassigned other employees to cover for workers on family leave, while 3.2 percent hired temporary replacements. In their recent study of California's paid family leave program, Appelbaum and Milkman (2011) also conclude that very few firms incurred additional costs related to replacing workers on leave because they simply passed the work on to other workers temporarily.</p> <p>According to the available evidence, it appears that firms incur few costs in addition to replacing pay (when paid leave is provided by the employer) and instead experience some substantial benefits. Finally, businesses can benefit because paid leave increases the probability of a mother returning to work and shortens her length of leave.</p> <p>Contributions of Paid Leave Policies to Economic Growth Paid family leave may also affect economic growth in various ways, such as through increased labor force participation, increased fertility rates, and reduced spending on public assistance. Higher labor force participation, either by men or women (or both), affects growth by increasing inputs to production. More labor typically results in higher levels of output as long as the capital stock can expand to accommodate it. Since the effect of paid leave on labor force participation rates is typically much higher for women than men, offering paid leave can help push the economy towards gender equality in labor force participation. This equality has obvious implications for economic growth.</p> <p>The Health and Socio-Emotional Benefits of Family Leave Family leave, both paid and unpaid, has been shown to have significant benefits for the health of individual family members and for the well-being of the family overall. The length of leave taken, whether or not that leave is paid, and the proportion of income replaced during paid leave all affect the magnitude of the benefits of family leave. Health and socio-emotional benefits of family leave include: increased initiation and length of breastfeeding; decreased morbidity and mortality; increased well-baby care and vaccination rates; reduced maternal risk of disease through higher breastfeeding rates; and greater paternal engagement in caregiving.</p>
<p align="center">2I 160777</p>	<p>RESOLUTION EXPRESSING SUPPORT FOR THE "TRIBUTE TO LOS HERÓES: CELEBRATING HISPANIC AMERICAN VETERANS" EVENT TO TAKE PLACE ON SEPTEMBER 18, 2016; AND DIRECTING THE COUNTY MAYOR OR DESIGNEE TO PROVIDE THE NECESSARY STAFF AND IN-KIND SUPPORT TO COORDINATE THE EVENT AFTER THE COMMISSION APPROVES THE SOURCE OF FUNDS AND THE NECESSARY AMOUNT AT A LATER DATE</p>
<p align="center">Notes</p>	<p>The proposed resolution expresses support for the September 18, 2016 "Tribute to los Heróes: Celebrating Hispanic American Veterans" event and directs the County Mayor or designee to provide the necessary staff and in-kind support to coordinate the event after the BCC approves the source of funds and the necessary amount at a later date.</p>

² <http://www.iwpr.org/publications/pubs/paid-parental-leave-in-the-united-states-what-the-data-tell-us-about-access-usage-and-economic-and-health-benefits/>

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	<p>Background: On September 18, 2016, a concert to educate and engage the nation in understanding the role Hispanic American veterans have played in protecting the United States of America will be held at the American Airlines Arena, and it is anticipated that the event will be televised in Spanish and English. In addition to its function as an education and celebratory event, the concert will also serve as a call to action for the public to stand up for all veterans and support the efforts of veterans to assimilate into society. It is further anticipated that the concert, which will be titled "Tribute to los Heróes: Celebrating Hispanic American Veterans," will feature internationally recognized talent, including homegrown stars, and draw tens of thousands of spectators to the live event and tens of thousands more to an associated community festival.</p>									
3A 160417	<p>RESOLUTION AMENDING THE MIAMI-DADE COUNTY INVESTMENT POLICY FOR PUBLIC FUNDS AUTHORIZING INVESTMENTS IN BONDS, NOTES, OR INSTRUMENTS BACKED BY THE FULL FAITH AND CREDIT OF THE GOVERNMENT OF ISRAEL AND MODIFYING THE COMPOSITION OF AND MATURITY OF CERTAIN AUTHORIZED INVESTMENTS</p>									
Notes	<p>The proposed resolution provides for the following:</p> <ul style="list-style-type: none"> • Approves the Miami-Dade County Investment Policy with the incorporated revisions; • Changes to the Investment Policy include: <ul style="list-style-type: none"> ○ Authorizing the County to invest in bonds, notes or instruments backed by the full faith and credit of the government of Israel, as authorized by Section 218.415 of the Florida Statutes; and ○ Updates to use current banking terminology and correction of scrivener's errors. <p>Specifically, the recommended changes to the County's Investment Policy deal with updating terminology, correcting scrivener errors, and authorizing the investment in bonds, notes, and instruments backed by the full faith and credit of the government of Israel. Section 218 of the Florida Statutes was changed in 2007 to authorize local governments to invest in bonds, notes or instruments backed by the full faith and credit of the government of Israel. This item amends the County's Investment Policy accordingly. Given our portfolio makeup, we further limit these investments to maturities of five (5) years or less, no more than three (3) percent of our investment portfolio and of investment quality of "A" category or higher as rated by at least two (2) nationally accredited ratings agencies (i.e. Moody's Investor Services, Standard & Poor's, or Fitch Ratings).</p> <p>First Southwest Company, the County's Investment Adviser, has reviewed the revised Investment Policy and is in concurrence with the policy revision.</p> <p>Fiscal Impact/Funding Source: The recommendations proposed to the Investment Policy include the ability to invest in bonds, notes or instruments backed by the full faith and credit of the government of Israel, allowing the County additional diversity in its investment portfolio which may lead to increased interest earnings compared to other investments of the same maturity.</p> <p>Background: The Investment Policy, adopted by the BCC on September 9, 2004 through Resolution No. R-1074-04, sets forth the County's investment objectives, strategies, and authorized securities as authorized by Section 218.415 of the Florida Statutes. The BCC revised the Investment Policy by its adoption of Resolution No. R-31-09 on January 22, 2009, implementing precautionary measures to minimize the County's risk of losing investment principal.</p> <p>The investment portfolio is structured to provide for liquidity needs, minimize market exposure, and preserve principal. The County's investment portfolio incorporates three (3) important principles:</p> <ol style="list-style-type: none"> 1) Safety of Principal; 2) Liquidity of Funds; and 3) Maximization of Investment Income. <p>The investments are made in accordance with the "Prudent Person" standard. The "Prudent Person" standard calls for investments to be made in the fashion of a prudent investor who uses discretion and intelligence in managing his/her financial affairs, and who does not speculate owing to the fact that the primary concern is the safety of his/her investments. The County utilizes an investment advisor to monitor the County's portfolio on a continuous basis, making recommendations to assist the Administration in selecting or restricting investments types purchased, and providing monthly reporting on the compliance to the Policy.</p> <table border="1" style="width: 100%; margin-top: 10px;"> <thead> <tr> <th colspan="3" style="background-color: #c6e0b4;">Additional Information on Relevant Legislation Relating to the Miami-Dade County Investment Policy</th> </tr> <tr> <th style="background-color: #c6e0b4;">Legislation</th> <th style="background-color: #c6e0b4;">Summary</th> <th style="background-color: #c6e0b4;">Additional Information</th> </tr> </thead> <tbody> <tr> <td style="background-color: #c6e0b4;">R-36-01 1/23/2001</td> <td>Rescinded Resolution No. R-1178-95 in its entirety, and authorized the implementation of a new written investment policy pursuant to Florida Statutes 218.415, an act relating to investment of public funds, and Miami-Dade County Ordinance No. O-84-47.</td> <td> <p>The modifications consisted of clarifications to investment strategies, performance measurement, and additional authorized investments, such as Money Market funds. Further, the Portfolio composition had been realigned to be more prudent.</p> <p>The investment objectives of "Safety, Liquidity of Funds and the Maximization of Investment Income" were stressed.</p> </td> </tr> </tbody> </table>	Additional Information on Relevant Legislation Relating to the Miami-Dade County Investment Policy			Legislation	Summary	Additional Information	R-36-01 1/23/2001	Rescinded Resolution No. R-1178-95 in its entirety, and authorized the implementation of a new written investment policy pursuant to Florida Statutes 218.415, an act relating to investment of public funds, and Miami-Dade County Ordinance No. O-84-47.	<p>The modifications consisted of clarifications to investment strategies, performance measurement, and additional authorized investments, such as Money Market funds. Further, the Portfolio composition had been realigned to be more prudent.</p> <p>The investment objectives of "Safety, Liquidity of Funds and the Maximization of Investment Income" were stressed.</p>
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R-36-01 1/23/2001	Rescinded Resolution No. R-1178-95 in its entirety, and authorized the implementation of a new written investment policy pursuant to Florida Statutes 218.415, an act relating to investment of public funds, and Miami-Dade County Ordinance No. O-84-47.	<p>The modifications consisted of clarifications to investment strategies, performance measurement, and additional authorized investments, such as Money Market funds. Further, the Portfolio composition had been realigned to be more prudent.</p> <p>The investment objectives of "Safety, Liquidity of Funds and the Maximization of Investment Income" were stressed.</p>								

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			<p>The safety of principal and liquidity of funds was given a priority consideration, with investment income a secondary consideration. The policy defined the "prudent person" standard, and defined the portfolio composition.</p> <p>The policy required monthly performance reports to be presented to the Clerk and to the Finance Director, quarterly performance reports to be submitted to the Investment Advisory Committee and an annual report to be presented to the BCC within 90 days of the end of the fiscal year.</p> <p>The Investment Advisory Committee, at its September 13, 2000 meeting reviewed the Investment Policy and approved its presentation to the BC.</p>
	<p>R-1074-04 9/9/2004</p>	<p>Rescinded Resolution No. R-36-01 in its entirety, and authorized the implementation of a new written investment policy pursuant to Florida Statutes §218.415, an act relating to investment of public funds, and Miami-Dade County Ordinance No. 84-47.</p>	<p>R-1074-04 made the following modifications to the Investment Policy:</p> <ul style="list-style-type: none"> • Defined Investment Strategy as adherence to a buy and hold strategy thereby eliminating the potential for risky trading. • Enabled the Security Lending Program as an authorized investment tool. <ul style="list-style-type: none"> ○ This program enhances the overall portfolio strategy by providing an additional source of incremental income by the temporary lending of securities to a broker/dealer in return for collateral/cash equal to or exceeding the market value of the security. • Changed the maturity limitations for investments from three years to five years. • Changed the required annual investment reporting to the Board from 90 days to 120 days after fiscal year end. <p>The investment objectives of safety, liquidity of funds and the maximization of investment income were stressed. Safety of principal and liquidity of funds were given priority consideration, while investment income is accorded a secondary consideration.</p> <p>The policy defined the "prudent person" standard and the portfolio composition.</p> <p>The Investment Policy amended its reporting provisions to require monthly performance reports to be presented to the Clerk and to the Finance Director, and quarterly performance reports to be submitted to the Investment Advisory Committee.</p> <p>The Investment Advisory Committee, at its March 4, 2004 meeting reviewed the Investment Policy and approved its presentation to the BCC.</p>
	<p>R-31-09 1/22/2009</p>	<p>Rescinded Resolution No. R-1074-04 in its entirety, and authorized the implementation of a new written investment policy pursuant to Florida Statutes §218.415, an act relating to investment of public funds, and Miami-Dade County Ordinance No. 84-47.</p>	<p>The primary changes to the Investment Policy provided for the following:</p> <ul style="list-style-type: none"> • Revised the investment policy to raise the 75 percent limit allowed for Federal agencies and instrumentalities purchase, which are safer to invest in, to 100 percent. • Municipal securities, issued by the US government, States or local governments, rated AA or better, were added as permissible investments as authorized by Florida Statute 280. • The performance measure used to compare the County's return on investments was changed from the current State Board of Administration's (SBA) Local Government Funds Trust Fund to the six-month average of the 180-day Treasury Bill (T-Bill). • Required the highest letter and numerical rating from at least two rating agencies for commercial paper, bankers

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	<p>acceptance, and municipal investments ensuring additional safeguards surrounding the investment decisions.</p> <ul style="list-style-type: none"> • Updated the investment policy language to use current banking terminology.
3B 160646	<p>RESOLUTION APPROVING AND RATIFYING ARTICLE 34 WAGES OF THE 2014-2017 COLLECTIVE BARGAINING AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE GOVERNMENT SUPERVISORS ASSOCIATION OF FLORIDA, OPEIU, LOCAL 100 - SUPERVISORY UNIT; AUTHORIZING THE COUNTY MAYOR TO EXECUTE THE AGREEMENT; WAIVING RESOLUTION NO. R-130-06</p>
Notes	<p>The proposed resolution approves and ratifies Article 34 Wages (Article) of the 2014-2017 Collective Bargaining Agreement (Agreement) between Miami-Dade County and the Government Supervisors Association of Florida, OPEIU, Local 100 Supervisory Employees Unit (Union).</p> <p>The County Mayor is further authorized to effectuate this Resolution by approving and filing this Resolution with the Clerk of the Board. This authorization is necessary to allow this Article to be in effect prior to the preparation of the FY 2016-17 proposed budgets.</p> <p><i>This Article was ratified by the Union membership on November 9, 2015.</i></p> <p>Proposed Article for Ratification - Article 34 Wages</p> <ul style="list-style-type: none"> • During the 2014-15 Fiscal Year, bargaining unit employees will not receive a cost of living adjustment. • During the 2015-16 Fiscal Year, bargaining unit employees will not receive a cost of living adjustment. • Year Three (Fiscal Year 2016-17) <ul style="list-style-type: none"> ○ Effective the first pay period in October 2016, bargaining unit employees will receive a Cost of Living Adjustment of one (1) percent. • If the sum of the Percent Change of Preliminary Taxable Value for County-wide and UMSA for July 1, 2016 equals or exceeds 13 percent growth, the COLA will be increased by an additional three (3) percent for members of the bargaining unit effective the first pay period in October 2016 to a total of four (4) percent. <ul style="list-style-type: none"> ○ <i>"Percent Change of Preliminary Taxable Value" will mean the percent change from the prior year preliminary taxable value to the current year's taxable value after new construction as set forth in the Miami-Dade County Property Appraiser's July 1, 2016 certification.</i> <p><u>Fiscal Impact/Funding Source:</u></p> <p>This Article makes provisions for a one (1) percent cost of living adjustment (COLA) effective the first pay period in October 2016. The estimated fiscal impact associated with the one (1) percent COLA is estimated at \$2.7 million (of which the General Fund represents \$543,000). The Five-Year Financial Forecast included in both the FY 2015-16 Proposed Budget and FY 2015-16 Adopted Budget include this increase for all funds and the FY 2016-17 Proposed Budget will include funding to support the adjustment. Additionally, should the established target for ad valorem revenue growth be met, the COLA will be increased to four (4) percent. The four (4) percent COLA has an estimated impact of \$11.1 million, which the General Fund portion (\$2.172 million) would be funded by the increased ad valorem revenue generated at that growth target.</p> <p><u>Additional Information – BCC Special Meeting:</u></p> <p>During the BCC Special Meeting on September 24, 2014, the BCC, through Resolution No. R-832-14, approved and ratified the 2014-2017 Collective Bargaining Agreement (Agreement) between Miami-Dade County and the Government Supervisors Association of Florida, OPEIU, Local 100 Supervisory Employees Unit (Union). This is a three year contract for the period of October 1, 2014 through September 30, 2017.</p>
3C 160647	<p>RESOLUTION APPROVING AND RATIFYING ARTICLE 29 WAGES OF THE 2014-2017 COLLECTIVE BARGAINING AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES (AFSCME), AVIATION EMPLOYEES, LOCAL 1542; AUTHORIZING THE COUNTY MAYOR TO EXECUTE THE AGREEMENT; WAIVING RESOLUTION NO. R-130-06</p>
Notes	<p>The proposed resolution approves and ratifies Article 29 Wages (Article) of the 2014-2017 Collective Bargaining Agreement (Agreement) between Miami-Dade County and the American Federation of State County and Municipal Employees, A.F.L.-C.I.O., Miami-Dade County Aviation Department Employees Local 1542 (Union).</p> <p>The County Mayor is further authorized to effectuate this Resolution by approving and filing this Resolution with the Clerk of the Board. This authorization is necessary to allow this Article to be in effect prior to the preparation of the FY 2016-17 proposed budgets.</p> <p><i>This Article was ratified by the Union membership on December 3, 2015.</i></p> <p>Proposed Article for Ratification - Article 29 Wages</p> <ul style="list-style-type: none"> • During the 2014-15 Fiscal Year, bargaining unit employees will not receive a cost of living adjustment. • During the 2015-16 Fiscal Year, bargaining unit employees will not receive a cost of living adjustment. • Year Three (Fiscal Year 2016-17) <ul style="list-style-type: none"> ○ Effective the first pay period in October 2016, bargaining unit employees will receive a Cost of Living Adjustment of one (1) percent. • If the sum of the Percent Change of Preliminary Taxable Value for County-wide and UMSA for July 1, 2016 equals or exceeds 13 percent growth, the COLA will be increased by an additional three (3) percent for members of the bargaining unit effective the first pay period in October 2016 to a total of four (4) percent.

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	<ul style="list-style-type: none"> ○ <i>“Percent Change of Preliminary Taxable Value” will mean the percent change from the prior year preliminary taxable value to the current year’s taxable value after new construction as set forth in the Miami-Dade County Property Appraiser’s July 1, 2016 certification.</i> <p><u>Fiscal Impact/Funding Source:</u> This Article makes provisions for a one (1) percent cost of living adjustment (COLA) effective the first pay period in October 2016. The estimated fiscal impact associated with the one (1) percent COLA is estimated at \$562,000. The Five-Year Financial Forecast included in both the FY 2015-16 Proposed Budget and FY 2015-16 Adopted Budget include this increase for all funds and the FY 2016-17 Proposed Budget will include funding to support the adjustment. Additionally, should the established target for ad valorem revenue growth be met, the COLA will be increased to four (4) percent. The four (4) percent COLA has an estimated impact of \$2.248 million, which would be funded by proprietary fees and charges in the Aviation Department.</p> <p><u>Additional Information – BCC Special Meeting:</u> During the BCC Special Meeting on September 26, 2014, the BCC, through Resolution No. R-830-14, approved and ratified the 2014-2017 Collective Bargaining Agreement (Agreement) between Miami-Dade County and the American Federation of State County and Municipal Employees, A.F.L.-C.I.O., Miami-Dade County Aviation Department Employees Local 1542 (Union). This is a three year contract for the period of October 1, 2014 through September 30, 2017.</p> <p><u>Additional Information – BCC Special Meeting Discussion:</u> During the BCC Special Meeting on September 26, 2014, the following was discussed:</p> <ul style="list-style-type: none"> • <i>The Commission inquired as to whether any changes were made, the Division Director of Labor Relations from the Human Resources Department explained the proposed changes to the 2014-2017 bargaining agreement for Local 1542, concerning nightshift differential and annual payout of unused sick leave. He stated two full-time employees were released to Local Union 1542 president and vice president positions with 2,500 hours.</i> • <i>The Mayor explained that this cost was paid from the Aviation Department’s revenues rather than by taxpayers.</i>
3D 160648	RESOLUTION APPROVING AND RATIFYING ARTICLE 34 WAGES OF THE 2014-2017 COLLECTIVE BARGAINING AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE GOVERNMENT SUPERVISORS ASSOCIATION OF FLORIDA, OPEIU, LOCAL 100 - PROFESSIONAL UNIT; AUTHORIZING THE COUNTY MAYOR TO EXECUTE THE AGREEMENT; WAIVING RESOLUTION NO. R-130-06
Notes	<p>Approves and ratifies Article 34 Wages (Article) of the 2014-2017 Collective Bargaining Agreement (Agreement) between Miami-Dade County and the Government Supervisors Association of Florida, OPEIU, Local 100 Professional Employees Unit (Union).</p> <p>The County Mayor is further authorized to effectuate this Resolution by approving and filing this Resolution with the Clerk of the Board. This authorization is necessary to allow this Article to be in effect prior to the preparation of the FY 2016-17 proposed budgets.</p> <p><i>This Article was ratified by the Union membership on November 9, 2015.</i></p> <p>Proposed Article for Ratification - Article 34 Wages</p> <ul style="list-style-type: none"> • During the 2014-15 Fiscal Year, bargaining unit employees will not receive a cost of living adjustment. • During the 2015-16 Fiscal Year, bargaining unit employees will not receive a cost of living adjustment. • Year Three (Fiscal Year 2016-17) <ul style="list-style-type: none"> ○ Effective the first pay period in October 2016, bargaining unit employees will receive a Cost of Living Adjustment of one (1) percent. • If the sum of the Percent Change of Preliminary Taxable Value for County-wide and UMSA for July 1, 2016 equals or exceeds 13 percent growth, the COLA will be increased by an additional three (3) percent for members of the bargaining unit effective the first pay period in October 2016 to a total of four (4) percent. <ul style="list-style-type: none"> ○ <i>“Percent Change of Preliminary Taxable Value” will mean the percent change from the prior year preliminary taxable value to the current year’s taxable value after new construction as set forth in the Miami-Dade County Property Appraiser’s July 1, 2016 certification.</i> <p><u>Fiscal Impact/Funding Source:</u> This Article makes provisions for a one (1) percent cost of living adjustment (COLA) effective the first pay period in October 2016. The estimated fiscal impact associated with the one (1) percent COLA is estimated at \$2.844 million (of which the General Fund represents \$569,000). The Five-Year Financial Forecast included in both the FY 2015-16 Proposed Budget and FY 2015-16 Adopted Budget include this increase for all funds and the FY 2016-17 Proposed Budget will include funding to support the adjustment. Additionally, should the established target for ad valorem revenue growth be met, the COLA will be increased to four (4) percent. The four (4) percent COLA has an estimated impact of \$11.376 million, which the General Fund portion (\$2.276 million) would be funded by the increased ad valorem revenue generated at that growth target.</p> <p><u>Additional Information –BCC Special Meeting:</u> During the BCC Special Meeting on September 26, 2014, the BCC, through Resolution No. R- 833-14, approved and ratified the 2014-2017 Collective Bargaining Agreement (Agreement) between Miami-Dade County and the Government Supervisors Association of Florida, OPEIU, Local 100 Professional Employees Unit (Union). This is a three year contract for the period of October 1, 2014 through September 30, 2017.</p>

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3E 160649	RESOLUTION APPROVING AND RATIFYING ARTICLE 41 WAGES OF THE 2014-2017 COLLECTIVE BARGAINING AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, SOLID WASTE EMPLOYEES, LOCAL 3292; AUTHORIZING THE COUNTY MAYOR TO EXECUTE THE AGREEMENT; WAIVING RESOLUTION NO. R-130-06
Notes	<p>The proposed resolution approves and ratifies Article 41 Wages (Article) of the 2014-2017 Collective Bargaining Agreement (Agreement) between Miami-Dade County and the American Federation of State, County and Municipals Employees, AFSCME, Solid Waste Employees, Local 3292 (Union).</p> <p>The County Mayor is further authorized to effectuate this Resolution by approving and filing this Resolution with the Clerk of the Board. This authorization is necessary to allow this Article to be in effect prior to the preparation of the FY 2016-17 proposed budgets.</p> <p><i>This Article was ratified by the Union membership on December 3, 2015.</i></p> <p>Proposed Article for Ratification - Article 41 Wages</p> <ul style="list-style-type: none"> • During the 2014-15 Fiscal Year, bargaining unit employees will not receive a cost of living adjustment. • During the 2015-16 Fiscal Year, bargaining unit employees will not receive a cost of living adjustment. • Year Three (Fiscal Year 2016-17) <ul style="list-style-type: none"> ○ Effective the first pay period in October 2016, bargaining unit employees will receive a Cost of Living Adjustment of one (1) percent. • If the sum of the Percent Change of Preliminary Taxable Value for County-wide and UMSA for July 1, 2016 equals or exceeds 13 percent growth, the COLA will be increased by an additional three (3) percent for members of the bargaining unit effective the first pay period in October 2016 to a total of four (4) percent. <ul style="list-style-type: none"> ○ <i>"Percent Change of Preliminary Taxable Value" will mean the percent change from the prior year preliminary taxable value to the current year's taxable value after new construction as set forth in the Miami-Dade County Property Appraiser's July 1, 2016 certification.</i> <p><u>Fiscal Impact/Funding Source:</u></p> <p>This Article makes provisions for a one (1) percent cost of living adjustment (COLA) effective the first pay period in October 2016. The estimated fiscal impact associated with the one (1) percent COLA is estimated at \$367,000. The Five-Year Financial Forecast included in both the FY 2015-16 Proposed Budget and FY 2015-16 Adopted Budget include this increase for all funds and the FY 2016-17 Proposed Budget will include funding to support the adjustment. Additionally, should the established target for ad valorem revenue growth be met, the COLA will be increased to four (4) percent. The four (4) percent COLA has an estimated impact of \$1.466 million which would be funded by proprietary fees and charges in the Solid Waste Management Department.</p> <p><u>Additional Information – BCC Special Meeting:</u></p> <p>During the BCC Special Meeting on September 26, 2014, the BCC, through Resolution No. R-831-14, approved and ratified the 2014-2017 Collective Bargaining Agreement (Agreement) between Miami-Dade County and the American Federation of State, County and Municipal Employees, Solid Waste Employees, Local 3292 (Union). This is a three year contract for the period of October 1, 2014 through September 30, 2017.</p>
3F 160653	RESOLUTION APPROVING AND RATIFYING ARTICLE 43 WAGES OF THE 2014-2017 COLLECTIVE BARGAINING AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, GENERAL EMPLOYEES, LOCAL 199; AUTHORIZING THE COUNTY MAYOR TO EXECUTE THE AGREEMENT; WAIVING RESOLUTION NO. R-130-06
Notes	<p>The proposed resolution approves and ratifies Article 43 Wages (Article) of the 2014-2017 Collective Bargaining Agreement (Agreement) between Miami-Dade County and the American Federation of State, County and Municipal Employees, General Employees, AFSCME, Local 199 (Union).</p> <p>The County Mayor is further authorized to effectuate this Resolution by approving and filing this Resolution with the Clerk of the Board. This authorization is necessary to allow this Article to be in effect prior to the preparation of the FY 2016-17 proposed budgets.</p> <p><i>This Article was ratified by the Union membership on December 15, 2015.</i></p> <p>Proposed Article for Ratification - Article 43 Wages</p> <ul style="list-style-type: none"> • During the 2014-15 Fiscal Year, bargaining unit employees will not receive a cost of living adjustment. • During the 2015-16 Fiscal Year, bargaining unit employees will not receive a cost of living adjustment. • Year Three (Fiscal Year 2016-17) <ul style="list-style-type: none"> ○ Effective the first pay period in October 2016, bargaining unit employees will receive a Cost of Living Adjustment of one (1) percent. • If the sum of the Percent Change of Preliminary Taxable Value for County-wide and UMSA for July 1, 2016 equals or exceeds 13 percent growth, the COLA will be increased by an additional three (3) percent for members of the bargaining unit effective the first pay period in October 2016 to a total of four (4) percent. <ul style="list-style-type: none"> ○ <i>"Percent Change of Preliminary Taxable Value" will mean the percent change from the prior year preliminary taxable value to the current year's taxable value after new construction as set forth in the Miami-Dade County Property Appraiser's July 1, 2016 certification.</i> <p><u>Fiscal Impact/Funding Source:</u></p>

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	<p>This Article makes provisions for a one (1) percent cost of living adjustment (COLA) effective the first pay period in October 2016. The estimated fiscal impact associated with the one (1) percent COLA is estimated at \$4.082 million (of which the General Fund represents \$1.388 million). The Five-Year Financial Forecast included in both the FY 2015-16 Proposed Budget and FY 2015-16 Adopted Budget include this increase for all funds and the FY 2016-17 Proposed Budget will include funding to support the adjustment. Additionally, should the established target for ad valorem revenue growth be met, the COLA will be increased to four (4) percent. The four (4) percent COLA has an estimated impact of \$16.330 million, which the General Fund portion (\$5.552 million) would be funded by the increased ad valorem revenue generated at that growth target.</p> <p><u>Additional Information – BCC Special Meeting:</u> During the BCC Special Meeting on September 26, 2014, the BCC, through Resolution No. R-829-14, approved and ratified the 2014-2017 Collective Bargaining Agreement (Agreement) between Miami-Dade County and the American Federation of State, County and Municipal Employees, General Employees, Local 199 (Union). This is a three year contract for the period of October 1, 2014 through September 30, 2017.</p> <p><u>Additional Information – BCC Special Meeting Discussion:</u> During the BCC Special Meeting on September 26, 2014, the following was discussed:</p> <ul style="list-style-type: none"> • <i>In response to an inquiry as to what changes had been made to the collective bargaining agreements, including changes to the management rights and supplemental pays, the Labor Relations Division Director from the Human Resources Department provided a detailed explanation of the proposed changes to the labor agreements. He stated that the changes included how the work week was calculated; requiring 14-day notice before moving/transferring an employee; removing the advance pay provision; and modifying the pay-step increase for the Property Appraiser Certification.</i> • <i>Discussion ensued between BCC members and staff concerning the proposed changes in foregoing proposed resolution and what impact those changes would have with regard to employees.</i> • <i>The Mayor noted the following changes: management rights were restored to the level that allowed the Mayor to take action when employees failed to perform their assigned jobs properly.</i> • <i>BCC members expressed opposition to restoring the \$50 Flex Pay concession to employees for simply reporting to work and addressed the issue of the Cost of Living Allowance (COLA) being returned to employees contingent upon a growth in property taxes of 13 percent or more.</i>
3G 160342	<p>RESOLUTION AUTHORIZING ESTABLISHMENT OF PREQUALIFICATION POOL RTQ-00256 IN A TOTAL AMOUNT UP TO \$2,285,000.00 FOR GAS AND ELECTRIC APPLIANCE REPAIR SERVICES AND REPLACEMENT PARTS FOR VARIOUS COUNTY DEPARTMENTS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO SOLICIT PRICING, AWARD CONTRACTS, EXERCISE ALL PROVISIONS OF THE SOLICITATION DOCUMENTS AND ANY RESULTING CONTRACTS PURSUANT TO SECTION 2-8.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA AND IMPLEMENTING ORDER 3-38, AND ADD VENDORS TO THE POOL AT ANY TIME, SUBJECT TO RATIFICATION BY THE BOARD ON A BI-ANNUAL BASIS</p>
Notes	<p>The proposed resolution approves the establishment of a pre-qualification pool, RTQ-00256, for the purchase of gas and electric appliance repair services and replacement parts for multiple County departments.</p> <p>The pool includes four (4) groups:</p> <ol style="list-style-type: none"> 1) Repair of Commercial Electrical Appliances; 2) Repair of Commercial and Residential Gas Appliances; 3) Repair of Residential Electrical Appliances; and 4) Replacement Parts. <p>The Miami-Dade Corrections and Rehabilitation Department has the largest allocation under the pool and will use the pool to maintain kitchen equipment (e.g., refrigerators, freezers, ranges, ovens, fryers, cook tanks and utility distribution systems) at its correctional facilities.</p> <p><u>Fiscal Impact/Funding Source:</u> The fiscal impact for the pool's eight-year term is \$2,285,000. The current contract, 9081-4/14, is valued at \$3,075,000 for five (5) years and six (6) months. The method of award has been revised from a fixed price schedule to a prequalification pool, allowing the County to maximize competitive pricing while ensuring resource availability. The allocation has been reduced by approximately \$273,000 per year based on projected usage by County departments over the term of the pool.</p> <p><u>Delegated Authority</u> Upon approval of this item, a pool of prequalified vendors will be established to participate in spot market competitions. The County Mayor or the County Mayor's designee will have the authority to solicit pricing and award contracts up to an aggregate amount of the allocation authorized by the Board. The County Mayor or the County Mayor's designee will also have the authority to (a) exercise all provisions of the solicitation documents and any resulting contracts pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38, and (b) add vendors to the pool at any time, subject to ratification by the Board on a bi-annual basis.</p> <p><u>Vendors Pre-Qualified for Pool</u> A Request to Qualify (RTQ) was issued on June 25, 2015 under full and open competition. The method of award was to prequalify all responsive and responsible vendors that met the minimum requirements as specified in the RTQ for participation in future spot market competitions. Eight (8) vendors responded to the solicitation, of which five (5) vendors satisfied the pre-qualification criteria. Additional qualified vendors may be added to the pool during the term of the RTQ.</p>

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	<p>Vendors</p> <ul style="list-style-type: none"> • Advance Case Parts, Inc. – 2, 3, 4 <ul style="list-style-type: none"> ○ 12489 NW 44 Street Coral Springs, FL - 2, 3, 4 • Fat Free, Inc. - 4 <ul style="list-style-type: none"> ○ 968 Pondella Road, Suite 1 North Fort Myers, FL ○ 2722 NW 30 Avenue Lauderdale Lakes, FL • Heritage Food Service Group, Inc. - 4 <ul style="list-style-type: none"> ○ 5130 Executive Boulevard Fort Wayne, IN ○ 3200 NW 23 Avenue Suite 400 Pompano Beach, FL • TWC Services, Inc. - 2, 3, 4 <ul style="list-style-type: none"> ○ 2601 Bell Avenue Des Moines, IA ○ 14042 NW 82 Avenue Miami Lakes, FL • Whaley Foodservice Repairs, Inc. - 4 <ul style="list-style-type: none"> ○ 137 Cedar Road Lexington, SC <p>Vendors Not Pre-Qualified for Pool</p> <ul style="list-style-type: none"> • Cool Moon AC Refrigeration & Appliances, Inc. Vendor did not submit the required documents to satisfy the prequalification criteria. Upon submission of required documents, the vendor will be added to the pool. • Dade Restaurant Repair Shop, Inc. Vendor merged with TWC Services, Inc., a business recommended for inclusion in the pool. • Saniflow Corporation No Bid* <p>Applicable Ordinances and Contract Measures</p> <ul style="list-style-type: none"> • The two (2) percent User Access Program provision applies and will be collected on all purchases, where permitted by the funding source. • The Small Business Enterprise (SBE) Bid Preference and Local Preference ordinances will be applied at the time of spot market competition. An SBE set-aside applies for spot market competition up to \$100,000 when there are three (3) or more SBE-certified firms available. • The Living Wage Ordinance does not apply. <p>Additional Information – Related Legislation: On July 8, 2010, the BCC, through Resolution No. R-733-10, approved the award of Contract No. 9081-4/14 Appliances, Kitchen Equipment (Gas and Electric) Repairs/Parts, to Dade Restaurant Repair Shop, Inc. and Flagship Logistics, LLC, in the amount of \$615,000. If the County chose to exercise the four, one-year OTR periods, the cumulative value would be \$3,075,000.</p> <table border="1" data-bbox="495 1159 1263 1640"> <thead> <tr> <th>Term</th> <th>Amount</th> </tr> </thead> <tbody> <tr> <td> Contract No. 9081-4/14 R-733-10 7/8/10 8/1/10-7/21/11 </td> <td>\$615,000</td> </tr> <tr> <td> First OTR 9081-4/14-1 8/1/11-7/31/12 </td> <td>\$615,000</td> </tr> <tr> <td> Second OTR 9081-4/14-2 8/1/12-7/31/13 </td> <td>\$615,000</td> </tr> <tr> <td> Third OTR 9081-4/14-3 8/1/13-7/31/14 </td> <td>\$615,000</td> </tr> <tr> <td> Fourth OTR 9081-4/14-4 8/1/14-7/31/15 </td> <td>\$615,000</td> </tr> </tbody> </table> <p><i>According to the Bid Tracking System, the expiration date is 1/31/16</i></p>	Term	Amount	Contract No. 9081-4/14 R-733-10 7/8/10 8/1/10-7/21/11	\$615,000	First OTR 9081-4/14-1 8/1/11-7/31/12	\$615,000	Second OTR 9081-4/14-2 8/1/12-7/31/13	\$615,000	Third OTR 9081-4/14-3 8/1/13-7/31/14	\$615,000	Fourth OTR 9081-4/14-4 8/1/14-7/31/15	\$615,000
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Fourth OTR 9081-4/14-4 8/1/14-7/31/15	\$615,000												
<p>3H 160423</p>	<p>RESOLUTION AUTHORIZING ADDITIONAL TIME OF FIVE YEARS AND EXPENDITURE AUTHORITY IN A TOTAL AMOUNT UP TO \$113,044,000 FOR PREQUALIFICATION POOL NO. 9418-0/16 FOR PURCHASE OF EQUIPMENT, COMPONENTS, PARTS AND SERVICES FOR METRORAIL AND METROMOVER AND OTHER RAIL VEHICLES AND RAIL SYSTEMS FOR COUNTY DEPARTMENTS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO SOLICIT PRICING, AWARD CONTRACTS, EXERCISE ALL PROVISIONS OF THE SOLICITATION DOCUMENTS AND ANY RESULTING CONTRACTS PURSUANT TO SECTION 2-8.1 OF THE COUNTY CODE AND IMPLEMENTING ORDER 3-38, AND ADD VENDORS TO THE POOL AT ANY TIME, SUBJECT TO RATIFICATION BY THE BOARD ON A BI-ANNUAL BASIS</p>												
<p>Notes</p>	<p>The proposed resolution authorizes the extension of Prequalification Pool No. 9418-0/16, Equipment, Components, Parts and Services for Metrorail and Metromover, and Other Rail Vehicles and Rail Systems, for an additional five (5) years and increase expenditure authority by \$113,044,000.</p>												

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	<p>This pool was established in August 2011 for a five (5) year term and provides the County with an open pool of pre-qualified vendors for the spot market purchase of equipment, parts, and maintenance and repair services, as needed, for transit infrastructure (e.g. Metrorail, Metromover, tracks, rail cars, work trains, way equipment, and similar supporting vehicles).</p> <p>The Department of Transportation and Public Works (TPW) is the largest user of this pool and will rely on the pool to purchase covered equipment, parts, and services, as the department's rail system infrastructure exceeds 30 years of age and requires ongoing improvements, upgrades and rehabilitation to ensure continued operations and passenger safety. In addition, the TPW will use this pool to procure services to support multiple rehabilitation/renovation projects, such as the Metrorail Wheel Truing Machine Overhaul, Metrorail Floor and Component Replacement, Metromover Inspections, Track and Guideway Pier Coating and Cover Board Replacement. PortMiami will use the pool to purchase equipment and maintenance services for its Gantry Crane railing and to procure services for a future waterside rail project.</p> <p>The requirements and terms and conditions of the pool would not change if a replacement solicitation were issued. It is anticipated that the same vendors would prequalify for a replacement solicitation. Additional qualified vendors may be added to the pool at any time during the term of the pool, subject to bi-annual ratification by the Board. This prequalification pool will remain advertised on the County's Procurement Management Services website to encourage additional participation. Outreach to registered firms was conducted to increase the number of prequalified firms. It is in the County's best interest to modify the existing pool for an additional five-year period so departments are able to continue purchasing services to support rail systems.</p> <p>Fiscal Impact/Funding Source: This pool, which expires on July 31, 2016, has an existing allocation of \$71,975,000. The requested additional allocation of \$113,044,000 is based on an anticipated usage with an increase in usage for TPW during the five-year extension period and results in a modified allocation of \$185,019,000 over a 10-year period.</p> <p>There are currently 61 pre-qualified vendors in the pool, of which 12 have a local office.</p> <p>Delegated Authority The County Mayor or County Mayor's designee will have the authority to exercise all provisions of the contract pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38. The County Mayor or the County Mayor's designee may add qualified vendors to the pool at any time during the term of the pool, subject to bi-annual ratification by the Board. The County Mayor or County Mayor's designee will also have the authority to solicit pricing and award contracts up to an aggregate contract amount of the allocation authorized by the Board.</p> <p>Applicable Ordinances and Contract Measures</p> <ul style="list-style-type: none"> • The two (2) percent User Access Program provision applies where permitted by the funding source. • The Small Business Enterprise Bid Preference and Local Preference ordinances will be applied at the time of spot market competition where permitted by the funding source. • The Living Wage Ordinance applies. <table border="1" data-bbox="284 1203 1471 1908"> <thead> <tr> <th colspan="3" data-bbox="284 1203 1471 1255">Additional Information on Prequalification Pool No. 9418-0/16, Equipment, Components, Parts and Services for Metrorail and Metromover, and Other Rail Vehicles and Rail Systems</th> </tr> <tr> <th data-bbox="284 1255 493 1283">Legislation/Term</th> <th data-bbox="493 1255 675 1283">Amount</th> <th data-bbox="675 1255 1471 1283">Summary</th> </tr> </thead> <tbody> <tr> <td data-bbox="284 1283 493 1623">R-616-11 7/19/2011</td> <td data-bbox="493 1283 675 1623">\$30,000,000</td> <td data-bbox="675 1283 1471 1623"> Established a pre-qualification pool of vendors for subsequent spot market competitions to purchase equipment, components, parts and services for Metrorail, Metromover, tracks, rail and guideway systems, and rail related maintenance equipment for the Miami-Dade Transit Department. During the BCC meeting on July 19, 2011, the following was discussed: <ul style="list-style-type: none"> • The Commission noted that only two out of the 11 proposed vendors were local companies. • The Commission asked the Mayor to analyze the existing method used by the County for the acquisition and stockpiling of parts in the County's warehouse; and to explore the possibility of contracting with an outside provider to purchase and store parts, which would be available to the County on an as needed basis. </td> </tr> <tr> <td data-bbox="284 1623 493 1675">Modification 1 5/21/2013</td> <td data-bbox="493 1623 675 1675">\$100,000</td> <td data-bbox="675 1623 1471 1675"></td> </tr> <tr> <td data-bbox="284 1675 493 1728">Modification 2 7/9/2013</td> <td data-bbox="493 1675 675 1728">\$245,000</td> <td data-bbox="675 1675 1471 1728"></td> </tr> <tr> <td data-bbox="284 1728 493 1780">Modification 3 8/27/2013</td> <td data-bbox="493 1728 675 1780">\$155,000</td> <td data-bbox="675 1728 1471 1780"></td> </tr> <tr> <td data-bbox="284 1780 493 1908">R-753-14 9/3/2014</td> <td data-bbox="493 1780 675 1908">\$26,000,000</td> <td data-bbox="675 1780 1471 1908"> Authorized additional expenditure authority of up to \$26,000,000 for the purchase of equipment, parts, and components, as well as repair and maintenance services for the Metrorail and Metromover systems. There is no extension of time under this modification. </td> </tr> </tbody> </table>	Additional Information on Prequalification Pool No. 9418-0/16, Equipment, Components, Parts and Services for Metrorail and Metromover, and Other Rail Vehicles and Rail Systems			Legislation/Term	Amount	Summary	R-616-11 7/19/2011	\$30,000,000	Established a pre-qualification pool of vendors for subsequent spot market competitions to purchase equipment, components, parts and services for Metrorail, Metromover, tracks, rail and guideway systems, and rail related maintenance equipment for the Miami-Dade Transit Department. 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Additional Information on Prequalification Pool No. 9418-0/16, Equipment, Components, Parts and Services for Metrorail and Metromover, and Other Rail Vehicles and Rail Systems																						
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			<p>During the Transportation & Aviation Committee meeting on Jul 9, 2014, R-753-14 was discussed as follows:</p> <ul style="list-style-type: none"> • Pursuant to a question regarding the funding sources, the Deputy Mayor explained that the funding source was different for each case and invited the Deputy Director for Operations for Miami-Dade Transit (MDT, to explain MDT's funding source. • The Deputy Director for Operations for Miami-Dade Transit informed the Committee members that MDT's funding was sourced from the department's operating funds. • The Committee asked if the monies allocated for the foregoing proposed resolution could have been used elsewhere to help balance the County's overall budget to which the Deputy Mayor explained that all of the funding sources discussed today (7/9) were comprised of allocations associated with contracts. She pointed out that the foregoing proposed resolution was not a part of the budget policy decision-making process but was merely the document needed to implement budget policy already authorized by the BCC. • The Committee inquired if any of the equipment had been purchased in advance or was pending purchase. • The Deputy Director told the Committee members that the equipment needed by MDT included on-going maintenance parts for the Metro-Rail, Metro-Mover and fare collection systems. He noted MDT had a contract in place for the equipment but needed the allocation for funding. • The Deputy Director clarified that the funds would be used to purchase additional equipment.
	Modification 4 2/20/215	\$25,000	
	Modification 5 11/9/2015	\$450,000	
	R-105-16 2/2/2016	\$15,000,000	<p>Authorized an increased expenditure authority of \$15,000,000 to Prequalification No. 9418-0/16, Equipment, Components, Parts and Services for Metrorail and Metromover, and Other Rail Vehicles and Rail Systems for the Miami-Dade Transit Department.</p> <p><i>During the BCC meeting on February 2, 2016, the Commission expressed concerned because of 61 firms on the vendor table, only 8 firms were local.</i></p>
	Current Contract Total	\$71,975,000	
3I 160414	<p>RESOLUTION AUTHORIZING ADDITIONAL TIME OF FIVE YEARS IN AN AMOUNT NOT TO EXCEED \$600,000.00 FOR PREQUALIFICATION POOL NO. 1001-5/15-5 FOR PURCHASE OF HAULING OF BULK MATERIALS SERVICES FOR COUNTY DEPARTMENTS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO SOLICIT PRICING, AWARD CONTRACTS, EXERCISE ALL PROVISIONS OF THE SOLICITATION DOCUMENTS AND ANY RESULTING CONTRACTS PURSUANT TO SECTION 2-8.1 OF THE COUNTY CODE AND IMPLEMENTING ORDER 3-38, AND ADD VENDORS TO THE POOL AT ANY TIME, SUBJECT TO RATIFICATION BY THE BOARD ON A BI-ANNUAL BASIS</p>		
Notes	<p>The proposed resolution approves a request to extend Prequalification Pool No. 1001-5/15-5, Hauling of Bulk Materials, for five (5) additional years. No additional allocation is being requested for the extension period as the user departments have sufficient existing allocations for these services.</p> <p>This pool was established on November 1, 2009 for a one-year term, with five (5) one-year options to renew for the removal and hauling of coarse aggregates (e.g., stone, rock, sand, and asphalt) and bulky debris (bushes) from various pickup sites to a dumpsite. The pool allows County departments to source each project to meet operational needs at any given time while enhancing competition.</p> <ul style="list-style-type: none"> • According to the Internal Services Department (ISD), the pool was approved internally for an initial term value of \$160,000 and under the Mayor's delegated authority. The First and Second OTR's were similarly approved for \$160,000, respectively. <p>The requirements and terms and conditions of the pool would not change if a replacement solicitation were to be issued. This prequalification pool will remain advertised on the County's Procurement Management Services website to encourage additional participation. Outreach to registered firms was conducted to increase the number of prequalified firms. Five (5) firms have been added to the pool since its inception. The pool term was extended administratively for three (3) months to April 30, 2016, enabling sufficient time to acquire approval to extend the pool for an additional five (5) years.</p> <p>Fiscal Impact/Funding Source: The pool is currently in its final option to renew term, which expires on April 30, 2016, and has an existing allocation of \$600,000. The pool's total allocation for six (6) years, three (3) months is \$2,745,500.</p> <p>Delegated Authority The County Mayor or County Mayor's designee will have the authority to exercise all provisions of the contract pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38. The County Mayor or the County Mayor's designee may add qualified vendors to the pool at</p>		

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	<p>any time during the term of the pool, subject to bi-annual ratification by the BCC. The County Mayor or the County Mayor’s designee will also have the authority to solicit pricing and award contracts up to an aggregate contract amount of the allocation authorized by the BCC.</p> <p>Prequalified Vendors</p> <ul style="list-style-type: none"> • All Florida Land Cleaning, Inc. (SBE) 9090 NW South River Drive Suite #4, Door 2-C Medley, FL • Allied Trucking of Florida, Inc. 10741-10761 NW 89 Avenue Hialeah Gardens, FL • Austin Tupler Trucking, Inc. 6570 SW 47 Court Ft. Lauderdale, FL • Chin Diesel, Inc. (MICRO/SBE, CONS) 9861 NW 3 Street Pembroke Pines, FL • CNC Management Group, Inc. 12865 SW 216 Street Miami, FL • Medley Metal Recycling, LLC 9651 NW 89 Avenue Medley, FL • Tip-Top Enterprises, Inc. 18101 SW 98 Court Miami, FL <p>Applicable Ordinances and Contract Measures</p> <ul style="list-style-type: none"> • The two (2) percent User Access Program provision will apply where permitted by the funding source. • The Small Business Enterprise (SBE) Bid Preference and Local Preference Ordinances will be applied at the time of spot market competition where permitted by the funding source. A SBE set-aside also applies for spot market competition up to \$100,000 when there are three (3) or more SBE-certified firms available. • The Living Wage Ordinance applies. <table border="1" data-bbox="576 745 1177 1438"> <thead> <tr> <th colspan="2">Additional Information on Prequalification Pool No. 1001-5/15</th> </tr> </thead> <tbody> <tr> <td>Prequalification Pool No. 1001-5/15-5 <i>11/1/09-10/31/10</i></td> <td>\$160,000</td> </tr> <tr> <td>First OTR 1001-5/15-5-1 <i>11/1/10-10/31/11</i></td> <td>\$160,000</td> </tr> <tr> <td>Second OTR 1001-5/15-2 <i>11/1/11-10/31/12</i></td> <td>\$160,000</td> </tr> <tr> <td>Modification <i>1/13/12</i></td> <td>\$340,000</td> </tr> <tr> <td>Proration</td> <td>\$125,000</td> </tr> <tr> <td>Third OTR R-904-12 1001-5/15-3 <i>2/1/13-1/31/14</i></td> <td>\$500,00</td> </tr> <tr> <td>Modification <i>4/25/13</i></td> <td>\$100,000</td> </tr> <tr> <td>Fourth OTR R-904-12 1001-5/15-4 <i>2/1/14-1/31/15</i></td> <td>\$600,000</td> </tr> <tr> <td>Fifth OTR R-974-14 1001-5/15-4 <i>2/1/15-1/31/16</i></td> <td>\$600,000</td> </tr> </tbody> </table>	Additional Information on Prequalification Pool No. 1001-5/15		Prequalification Pool No. 1001-5/15-5 <i>11/1/09-10/31/10</i>	\$160,000	First OTR 1001-5/15-5-1 <i>11/1/10-10/31/11</i>	\$160,000	Second OTR 1001-5/15-2 <i>11/1/11-10/31/12</i>	\$160,000	Modification <i>1/13/12</i>	\$340,000	Proration	\$125,000	Third OTR R-904-12 1001-5/15-3 <i>2/1/13-1/31/14</i>	\$500,00	Modification <i>4/25/13</i>	\$100,000	Fourth OTR R-904-12 1001-5/15-4 <i>2/1/14-1/31/15</i>	\$600,000	Fifth OTR R-974-14 1001-5/15-4 <i>2/1/15-1/31/16</i>	\$600,000
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<p>3J 160418</p>	<p>RESOLUTION AUTHORIZING WAIVER OF FORMAL BID PROCEDURES PURSUANT TO SECTION 5.03(D) OF THE HOME RULE CHARTER AND SECTION 2-8.1 OF THE COUNTY CODE BY A TWO-THIRDS VOTE OF THE BOARD MEMBERS PRESENT; RATIFYING AN EMERGENCY CONTRACT IN AN AMOUNT OF \$872,088.00 FOR THE PURCHASE OF A RELIA-VOTE OUTBOUND MSE INSERTING SYSTEM; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO EXERCISE ALL PROVISIONS OF THE CONTRACT PURSUANT TO SECTION 2-8.1 OF THE COUNTY CODE AND IMPLEMENTING ORDER 3-38</p>																				
<p>Notes</p>	<p>The proposed resolution ratifies an emergency contract award, E9857-EL, for the purchase of one (1) Relia-Vote Outbound Inserting System (a mail finishing solution) for the Elections Department. The department uses a Relia-Vote Mail Balloting System to provide printing, assembling, mailing, and tracking of the ballot mailing process for all elections held in Miami-Dade County. The System originally included a single inserter component for assembling ballot packages for mailing.</p> <p>Background: The Elections Department determined that the single inserter was not capable of meeting the capacity demands for the upcoming 2016 Presidential Election cycle. The first mailing of absentee overseas ballots was on January 29, 2016, followed by the first mailing of domestic ballots on February 16, 2016. In order to meet growing absentee ballot mailing demands and mitigate the risk of not having backup equipment in place, the Elections Department purchased an additional Relia-Vote Outbound Inserting System on November 23, 2015 from Pitney Bowes, Inc. via an emergency procurement in order to use it for the March Presidential Preference Primary. The inserter has been installed into the current Relia-Vote network infrastructure and will ensure that the Elections Department meets statutory deadlines for mailing absentee ballots.</p>																				

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	<p>Fiscal Impact/Funding Source: The fiscal impact for this emergency purchase is \$872,088.</p> <p>Delegated Authority If this item is approved, the County Mayor or County Mayor’s designee will have the authority to exercise all provisions of the contract pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38.</p> <p>Vendor Recommended for Award Pitney Bowes, Inc. – 27 Waterview Drive, Shelton, CT</p> <ul style="list-style-type: none"> • No branch offices or headquarters in Miami-Dade or Broward; • 1 employee in Miami-Dade County; and • 19 employees in Broward County. <p>*0.00198% of employee residents reside in Miami-Dade or Broward County as compared to the vendor’s total workforce.</p> <p>Applicable Ordinances and Contract Measures</p> <ul style="list-style-type: none"> • The two (2) percent User Access Program provision applies and will be collected on this purchase. • There are no contract measures as this was an emergency purchase. • The Local Preference Ordinance does not apply. • The Living Wage Ordinance does not apply. <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr style="background-color: #d9e1f2;"> <th colspan="2" style="text-align: center;">Additional Information on Relevant Legislation</th> </tr> <tr> <th style="text-align: center;">Legislation</th> <th style="text-align: center;">Summary</th> </tr> </thead> <tbody> <tr> <td style="vertical-align: top;"> R-442-16 4/25/2006 </td> <td>Approved the purchase of the Relia-Vote Mail Balloting System through a five-year lease-to-own contract in the amount of \$1,892,570 with Pitney Bowes</td> </tr> <tr> <td style="vertical-align: top;"> SS8541-0/12 R-1318-07 12/4/2007 Effective date: 1/1/2008- 12/31/2013 </td> <td>Waived formal bid procedures and approved award of a contract to Pitney Bowes, Inc. to furnish and install the Relia-Vote In-Line Printer Solution for the Elections Department in the amount of \$692,940. The contract term was five years, lease-to-own. The contract amount of \$692,940 included five equal lease payments of \$138,568 and a final payment of \$100 for the buyout portion at the end of the lease.</td> </tr> <tr> <td style="vertical-align: top;"> R-961-11 11/15/2011 SS8541-0/12-1 SS8541-0/12-2 SS8541-0/12-3 (First, Second and Third OTR) </td> <td>Modified the contract for additional spending authority in the amount of \$400,000 to allow the Miami-Dade Elections Department to purchase software license upgrades as well as maintenance and support services for the existing Relia-Vote Mail Balloting System. Authorization was also requested to exercise the three options-to-renew (OTR). <ul style="list-style-type: none"> • SS8541-0/12-1 (1/1/2014-12/31/2014) - \$750,000 • SS8541-0/12-2 (1/1/2015-12/31/2015) - \$250,000 • SS8541-0/12-3 (1/1/2016-12/31/2016) - \$250,000 – <i>current</i> <ul style="list-style-type: none"> ○ <i>According to ISD, the Sole Source contract, SS8541-0/12-3, is for maintenance and service only, not upgrades.</i> </td> </tr> <tr> <td style="vertical-align: top;"> Contract No. E9648-0/16 R-679-12 9/4/2012 Effective date: 6/1/2012- 12/31/2016 </td> <td>Waived formal bid procedures to ratify an emergency contract award in the amount of \$950,000 to Pitney Bowes, Inc. for a component upgrade to the existing Relia-Vote System (System). The contract term was for 55 months. The upgrade was required due to the existing System’s ballot limitation of five pages. 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