

MEMORANDUM

Agenda Item No. 11 (A) (14)

TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

DATE: March 3, 2009

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Resolution directing the
Mayor to expedite payments
to vendors and community
based organizations in light
of current economic conditions

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Chairman Dennis C. Moss, and Co-Sponsor Commissioner Audrey M. Edmonson.



R. A. Cuevas, Jr.
County Attorney

RAC/up



MEMORANDUM

(Revised)

TO: Honorable Chairman Dennis C. Moss **DATE:** March 3, 2009
and Members, Board of County Commissioners

FROM: 
R. A. Cuevas, Jr.
County Attorney

SUBJECT: Agenda Item No. 11(A) (14)

Please note any items checked.

- _____ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- _____ 6 weeks required between first reading and public hearing
- _____ 4 weeks notification to municipal officials required prior to public hearing
- _____ Decreases revenues or increases expenditures without balancing budget
- _____ Budget required
- _____ Statement of fiscal impact required
- _____ Bid waiver requiring County Mayor's written recommendation
- _____ Ordinance creating a new board requires detailed County Manager's report for public hearing
- _____ Housekeeping item (no policy decision required)
- _____ No committee review

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(14)
3-3-09

RESOLUTION NO. _____

RESOLUTION DIRECTING THE MAYOR OR DESIGNEE TO
EXPEDITE PAYMENTS TO VENDORS AND COMMUNITY
BASED ORGANIZATIONS IN LIGHT OF CURRENT
ECONOMIC CONDITIONS

WHEREAS, Miami-Dade County's Prompt Payment Ordinance, Ordinance No. 94-40 as amended, directs the County to pay its vendors in a prompt and timely manner, and provides for expedited payments to small businesses; and

WHEREAS, the Prompt Payment Ordinance provides that payments are due to vendors meeting contractual obligations within 30 days of receipt of a completed invoice substantiated with proper documentation from small businesses, and within 45 days for all other businesses; and

WHEREAS, under the Ordinance, vendors may under certain circumstances recover interest from the County for late payments at the rate of one percent (1%) per month which shall accrue for a maximum of twelve (12) months; and

WHEREAS, our community is facing one of its most serious economic challenges in the last several decades; and

WHEREAS, in such a time, the role of Community Based Organizations becomes all the more vital as jobs are lost, private-sector donations are harder to come by, and demands on social services increases; and

WHEREAS, on July 1, 2008, this Board passed Resolution No. 774-08, which directed the Mayor or Designee to study the nature of and cause for any problems affecting the County's

timely and efficient compensation of community based organizations for goods and/or services provided to the County by such organizations; and

WHEREAS, current economic conditions call for an infusion of funds into the community to help stabilize the economy; and

WHEREAS, the County can do its part by accelerating payments to vendors and contractors who in turn can accelerate payments to subcontractors and employees alike; and

WHEREAS, the County also can assist the local economy accelerating payments to community based organizations,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Directs the Mayor or Designee to develop and implement a plan to expedite payments to vendors and contractors so that they can expedite payments to their subcontractors and employees, and to expedite payments to Community Based Organizations.

Section 2. Directs the Mayor or Designee to provide an implementation strategy and progress report to the Board within thirty (30) days of the date of this resolution.

The Prime Sponsor of the foregoing resolution is Chairman Dennis C. Moss, and the Co-Sponsor is Commissioner Audrey M. Edmonson. It was offered by Commissioner who moved its adoption. The motion was seconded by Commissioner and upon being put to a vote, the vote was as follows:

Dennis C. Moss, Chairman	
Jose "Pepe" Diaz, Vice-Chairman	
Bruno A. Barreiro	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Barbara J. Jordan	Joe A. Martinez
Dorrian D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairman thereupon declared the resolution duly passed and adopted this 3rd day of March, 2009. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

JMM

Jess M. McCarty