## **MEMORANDUM**

SPAGO

Agenda Item No. 1G3

TO:

Honorable Chairman Jean Monestime

and Members, Board of County Commissioners

DATE:

February 10, 2015

FROM:

R. A. Cuevas, Jr.

County Attorney

**SUBJECT:** 

Ordinance pertaining to Small

Business Enterprise program; amending Section 2-8.1.1.1 of the Code to require payment to prime vendors of undisputed amounts within fourteen calendar

days of receipt

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Barbara J. Jordan.

County Attorney

RAC/smm



Date:

To:

Honorable Chairman Jean Monestime

and Members, Board of County Commissioners

From:

Carlos A. Gimenez

Mayor

Subject:

Ordinance Requiring Payment To Prime Vendors Of Undisputed Amounts Within

Fourteen Calendar Days Of Receipt

The proposed ordinance amends section 2-8.1.1.1.1 of the Code to require payment to prime vendors of undisputed amounts within 14 calendar days of receipt of billings. This ordinance may have a fiscal impact to some County departments. While some departments already meet the requirement, depending on volumes, additional staff may be required to ensure compliance countywide. Ongoing efforts to implement efficiencies in the payment process will ultimately reduce processing time. Immediate establishment of this guideline may result in the need for additional technological enhancements and/or staff. At this time it is difficult to assess the ultimate fiscal impact.

Edward Marquez Deputy Mayor

fls02915

Honorable Chairman Jean Monestime

TO:

DATE: January 21, 2015 and Members, Board of County Commissioners FROM: SUBJECT: Agenda Item No. 4(C) County Attorney Please note any items checked. "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 Ordinance creating a new board requires detailed County Mayor's report for public hearing No committee review Applicable legislation requires more than a majority vote (i.e., 2/3's 3/5's \_\_\_\_\_, unanimous \_\_\_\_\_) to approve Current information regarding funding source, index code and available

balance, and available capacity (if debt is contemplated) required

		Mayor	Agenda Item No. 4(C)
Veto · _			1-21-15
Override _	<del></del>		
	ODDI	NANCENO	
	<u>URDI</u>	NANCE NO.	<del>-</del>
	ENTERPRISE POR THE CODE REQUIRE PAUNDISPUTED ADAYS OF RECO	ROGRAM; AMEND OF MIAMI-DADE YMENT TO PI AMOUNTS WITHIN	O SMALL BUSINESS ING SECTION 2-8.1.1.1.1 COUNTY, FLORIDA TO RIME VENDORS OF FOURTEEN CALENDAR VIDING SEVERABILITY, TIVE DATE
WHEREAS, the Small Business Enterprise Goods & Services Program provides			
opportunities for small business participation on Miami-Dade County contracts for procurement			
of goods and services; and			
WHEREAS, the Board wishes to align the requirements of its three small business			
programs; and			
WHEREAS, the Board wishes to amend the prompt payment provisions, to require such			
payment of undisputed amounts within fourteen (14) calendar days of receipt of such billings,			
BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF			
MIAMI-DADE COUNTY, FLORIDA:			
Section	n 1. Section 2	-8.1.1.1.1, Code of M	liami-Dade County, is hereby amended as
follows <sup>1</sup> :			
Sec. 2-8.1.1.1. Small Business Enterprise Goods & Services Program.			
		* *	*

(3)

Program.

Words stricken through and/or [[double bracketed]] shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

(i) Prompt Payment.

2. The County or Public Health Trust shall establish administrative procedures requiring that billings from SBE/Micro Enterprise prime vendors on contracts shall be promptly reviewed and payment made by the County or Trust on those amounts not in dispute within [[thirty (30)]]> fourteen (14) << calendar days of receipt of such billing by the County or Trust.

Section 2. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 3. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall become and be made part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 4. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

## PASSED AND ADOPTED:

Approved by County Attorney as to form and legal sufficiency:

Prepared by:

David Stephen Hope

Prime Sponsor:

Commissioner Barbara J. Jordan