

# MEMORANDUM

Agenda Item No. 11(A)(5)

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**TO:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners

**DATE:** March 8, 2016

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Resolution directing the County Mayor to study the issue of accepting payments through mobile payment and digital wallet systems and to provide a report to the board on the cost and feasibility of accepting such payment methods and whether the Mayor recommends the implementation of such a policy

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The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Jose "Pepe" Diaz.

  
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Abigail Price-Williams  
County Attorney 

APW/Imp



# MEMORANDUM

(Revised)

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and Members, Board of County Commissioners

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**SUBJECT:** Agenda Item No. 11(A)(5)

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
- Statement of social equity 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

Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 11(A)(5)  
3-8-16

RESOLUTION NO. \_\_\_\_\_

RESOLUTION DIRECTING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO STUDY THE ISSUE OF ACCEPTING PAYMENTS THROUGH MOBILE PAYMENT AND DIGITAL WALLET SYSTEMS AND TO PROVIDE A REPORT TO THE BOARD ON THE COST AND FEASIBILITY OF ACCEPTING SUCH PAYMENT METHODS AND WHETHER THE MAYOR RECOMMENDS THE IMPLEMENTATION OF SUCH A POLICY

**WHEREAS**, mobile devices, such as smartphones, wearable devices, and tablets, are increasingly being relied upon for a growing number of everyday tasks; and

**WHEREAS**, in response to the public's growing use and dependence on mobile devices, companies like Apple, Samsung, and Google have unveiled technology that allows their mobile devices to make secure transactions and thereby replace the magnetic stripe or chip technology on credit or debit cards; and

**WHEREAS**, software developers, such as PayPal, Venmo, and Square, and financial institutions, such as Bank of America, JP Morgan Chase, and Well Fargo, have also developed apps that allow users to transfer funds via mobile devices; and

**WHEREAS**, these innovations are frequently referred to as "mobile payment" or "digital wallet" systems; and

**WHEREAS**, a growing number of retail establishments have begun accepting payments from mobile devices through "mobile payment" or "digital wallet" systems; and

**WHEREAS**, enabling Miami-Dade County to accept payments from "mobile payment" or "digital wallet" systems has the potential to enhance convenience for members of the public in

areas with high volumes of transactions, such as mass transit stations and County-operated tourist destinations; and

**WHEREAS**, given that this technology is still relatively nascent, however, additional study on the cost, feasibility, and security of these systems is merited prior to the adoption of any of these new payment methods,

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

**Section 1.** The County Mayor or Mayor's designee is directed to study the issue of Miami-Dade County accepting payments through "mobile payment" and "digital wallet" systems, and submit a report to the Board. The report shall, at a minimum, (1) determine the County departments or County-operated facilities that would most benefit from being able to accept payments through "mobile payment" and "digital wallet" systems; (2) assess the cost and feasibility of enabling Miami-Dade County to accept these payment methods at those locations; (3) evaluate the potential impact that acceptance of these payment methods will have on security, primarily whether they increase, decrease, or have no effect on the risk for identity theft; (4) provide information about other jurisdictions or current departments that have begun to accept these payment methods; and (5) advise whether, based on the foregoing, the County Mayor recommends accepting payments through "mobile payment" and "digital wallet" systems.

**Section 2.** The County Mayor or Mayor's designee is further directed to submit this report to the Board within 90 days of the effective date of this resolution and to place the completed report on an agenda of the Board pursuant to Ordinance No. 14-65.

The Prime Sponsor of the foregoing resolution is Commissioner Jose "Pepe" Diaz. 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:

- |                                     |                      |
|-------------------------------------|----------------------|
| Jean Monestime, Chairman            |                      |
| Esteban L. Bovo, Jr., Vice Chairman |                      |
| Bruno A. Barreiro                   | Daniella Levine Cava |
| Jose "Pepe" Diaz                    | Audrey M. Edmonson   |
| Sally A. Heyman                     | Barbara J. Jordan    |
| Dennis C. Moss                      | Rebeca Sosa          |
| Sen. Javier D. Souto                | Xavier L. Suarez     |
| Juan C. Zapata                      |                      |

The Chairperson thereupon declared the resolution duly passed and adopted this 8<sup>th</sup> day of March, 2016. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the 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.

MBV

Michael B. Valdes