

MEMORANDUM

Agenda Item No. 11(A)(7)

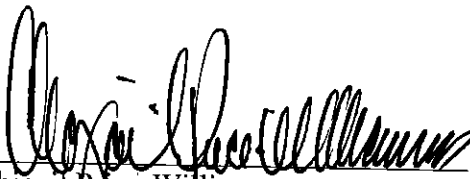
TO: Honorable Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners

DATE: July 23, 2019

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Resolution authorizing the
County Mayor to enter into
agreements with other
government entities
for cybersecurity protections
for the County provided such
agreements are at no cost to
the County

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



Abigail Price-Williams
County Attorney

APW/lmp



MEMORANDUM
(Revised)

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and Members, Board of County Commissioners

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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 present ____, 2/3 membership ____, 3/5's ____, unanimous ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ____, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ____) 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)(7)
7-23-19

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO ENTER INTO AGREEMENTS WITH OTHER GOVERNMENT ENTITIES FOR CYBERSECURITY PROTECTIONS FOR THE COUNTY PROVIDED SUCH AGREEMENTS ARE AT NO COST TO THE COUNTY

WHEREAS, Miami Dade County government's public safety, transportation systems, communications, and financial services are dependent on information technology systems and electronic data to carry out operations; and

WHEREAS, the security of these systems and data generated on these systems are vital to Miami-Dade County's national security, prosperity, and well-being; and

WHEREAS, the risks to the County's information technology systems supporting the critical infrastructure are increasing with the emergence of new and more destructive attacks; and

WHEREAS, Miami-Dade County is a community of significant importance to the United States which hosts multiple public political events of national significance such as presidential candidate debates and major sporting events such as Super Bowl LIV and the Miami Open; and

WHEREAS, cooperation between federal, state, and local governments is essential to effectively promoting cybersecurity for these events; and

WHEREAS, such cooperation and coordination in the field of cybersecurity requires joint agreements between multiple government agencies which are subject to various federal and state provisions to ensure their confidentiality and exclusion from public records; and

WHEREAS, Sections 2-9 and 2-10 of the Code of Miami-Dade County provides for the County Mayor to enter into contracts on behalf of this County with other governmental units for

joint performance with the County of any government function such as cybersecurity subject to ratification by Board and a provision that no such contract shall extend for a period longer than one (1) year without the express authorization of this Board; and

WHEREAS, contracts entered into under Sections 2-9 and 2-10 of the Code of Miami-Dade County must also be filed with the Clerk of the Commission and shall be open to public inspection; and

WHEREAS, this Board believes that the security and time sensitive nature of joint cybersecurity agreements requires that the County Mayor be authorized to enter into such agreements without further action of this Board and on a confidential basis when applicable exemptions to any federal, state or local public record law exist requires further authorization from this Board beyond what is already authorized by Sections 2-9 and 2-10 of the Code of Miami-Dade County; and

WHEREAS, this Board desires to authorize the County Mayor to enter into cybersecurity agreements with other governmental units at no cost to the County on a confidential basis when authorized by law without the need for further action by this Board,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that the County Mayor or County Mayor's designee is hereby authorized to enter into cybersecurity agreements with other government unites at no cost to the County, upon approval of such agreements as to form and legal sufficiency by the County Attorney's Office, without the need for further approval of this Board. The County Mayor or County Mayor's designee is authorized and directed to keep such agreements confidential to the extent permitted by any federal, state or other exemption to public records laws or other disclosure requirements.

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:

Audrey M. Edmonson, Chairwoman	
Rebeca Sosa, Vice Chairwoman	
Esteban L. Bovo, Jr.	Daniella Levine Cava
Jose "Pepe" Diaz	Sally A. Heyman
Eileen Higgins	Barbara J. Jordan
Joe A. Martinez	Jean Monestime
Dennis C. Moss	Sen. Javier D. Souto
Xavier L. Suarez	

The Chairperson thereupon declared this resolution duly passed and adopted this 23rd day of July, 2019. 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.



Oren Rosenthal