

MEMORANDUM

Agenda Item No. 11(A)(41)

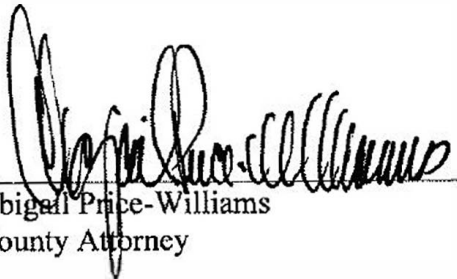
TO: Honorable Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners

DATE: May 5, 2020

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Resolution directing County Mayor to send, during declared public health states of emergency that affect elections, every household in Miami-Dade County with at least one voter who does not have a vote-by-mail ballot request on file directions on requesting a vote-by-mail ballot and updating their voter's signature using legally available funding sources

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Chairwoman Audrey M. Edmonson.


Abigail Price-Williams
County Attorney

APW/lmp



MEMORANDUM

(Revised)

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

DATE: May 5, 2020

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 11(A)(41)

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

Agenda Item No. 11(A)(41)

Veto _____

5-5-20

Override _____

RESOLUTION NO. _____

RESOLUTION DIRECTING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO SEND, DURING DECLARED PUBLIC HEALTH STATES OF EMERGENCY THAT AFFECT ELECTIONS, EVERY HOUSEHOLD IN MIAMI-DADE COUNTY WITH AT LEAST ONE VOTER WHO DOES NOT HAVE A VOTE-BY-MAIL BALLOT REQUEST ON FILE DIRECTIONS ON REQUESTING A VOTE-BY-MAIL BALLOT AND UPDATING THEIR VOTER'S SIGNATURE USING LEGALLY AVAILABLE FUNDING SOURCES

WHEREAS, voters in the State of Florida are eligible to vote by mail or in person either at an early voting location during the early voting period or at a polling place on election day; and

WHEREAS, voters using a vote-by-mail ballot may cast their votes from their own homes without the need to wait in line or travel to an early voting location or polling place during an election; and

WHEREAS, each vote-by-mail ballot cast is one less voter that will appear at an early voting location or polling place thus reducing the total volume of voters at those locations; and

WHEREAS, section 101.62, Florida Statutes, only authorizes Supervisors of Elections to send vote-by-mail ballots to voters upon their request; and

WHEREAS, during declared public health states of emergency that affect elections, it is safer for voters to remain at home and exercise their right to vote by using vote-by-mail-ballots; and

WHEREAS, encouraging voters to vote by mail by providing every household with at least one voter who does not have a vote-by-mail request on file directions on requesting a vote-by-mail ballot will encourage voters to vote by mail and provide much needed relief at early voting locations and polling places; and

WHEREAS, sending every household with at least one voter who does not have a vote-by-mail request on file detailed instructions on the importance and process for updating the voter's signature on file with elections will allow voters to update their current signature so that canvassing of their vote-by-mail ballot is easier and more efficient; and

WHEREAS, this Board believes that in times of declared public health states of emergency that affect elections, sending every household with at least one voter who does not have a vote-by-mail request on file detailed instructions on how to request a vote-by-mail ballot and the importance and process for updating the voter's signature on file with elections will allow Miami-Dade County voters to maximize citizen participation in the electoral process and provide a safe and orderly procedure for persons seeking to exercise their right to vote,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board directs the County Mayor or County Mayor's designee, during declared public health states of emergency that affect elections, to use legally available funding sources to send every household with at least one voter who does not have a vote-by-mail ballot request on file instructions on how to request a vote-by-mail ballot and the importance and process for updating the voters signature on file with elections to encourage the expanded use of vote-by-mail balloting in elections during such states of emergency.

The Prime Sponsor of the foregoing resolution is Chairwoman 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:

Audrey M. Edmonson, Chairwoman

Rebeca Sosa, Vice Chairwoman

Esteban L. Bovo, Jr.

Jose "Pepe" Diaz

Eileen Higgins

Joe A. Martinez

Dennis C. Moss

Xavier L. Suarez

Daniella Levine Cava

Sally A. Heyman

Barbara J. Jordan

Jean Monestime

Sen. Javier D. Souto

The Chairperson thereupon declared this resolution duly passed and adopted this 5th day of May, 2020. 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