

Approved _____ Mayor

Agenda Item No. 11(A)(11)

Veto _____

7-10-07

Override _____

**OFFICIAL FILE COPY
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA**

RESOLUTION NO. R-835-07

RESOLUTION DIRECTING COUNTY MANAGER TO PROVIDE THE COUNTY COMMISSION WITH A "RED-FLAG REPORT" EVERY SIXTY DAYS REGARDING CONTRACTS, PROJECTS, PROGRAMS AND INITIATIVES FUNDED IN WHOLE OR IN PART BY THE COUNTY WHICH ARE AT RISK

WHEREAS, Section 1.01 (A) of the Home Rule Charter provides that the Board of County Commissioners is the legislative and governing board of the County; and

WHEREAS, Section 2.02 of the Home Rule Charter provides that the Mayor shall serve as the head of County government and shall be responsible for, among other things, the management of all administrative departments of the County and for carrying out policies adopted by the Commission; and

WHEREAS, Section 4.01 of the Charter provides that the County Manager shall assist the Mayor in the administration of County government and shall serve under the direction of the Mayor; and

WHEREAS, the Mayor and the County Manager are responsible for the day-to-day operation of County government including, but not limited to, administering contracts, projects, programs and initiatives; and

WHEREAS, the Commission believes that the County Manager should periodically provide the County Commission with a report advising the County Commission whenever any contract, project, program or initiative appears to be at risk due to, among other potential problems, the failure to reach major milestones, inadequate funding, personnel problems or any

other matter which may have a significant negative impact upon the success of a given contract, project, program or initiative (hereinafter "Red-Flag Report"),

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that the County Manager is directed to provide the County Commission with a "Red-Flag Report" every sixty (60) days. The "Red-Flag Report" shall include a timely and detailed discussion of every contract, project, program and initiative funded in whole or in part by the County which appears to be at risk. As used herein, an "at risk" contract, project, program or initiative includes, but is not limited to, those situations where: (1) major milestones have not been reached or are in jeopardy of not being reached; (2) the contract, project, program or initiative is not sufficiently funded; (3) the contract, project, program or initiative does not have adequate personnel; and (4) the Mayor, the County Manager, County staff or employees of entities that are funded in whole or in part by the County learn of information regarding any contract, project, program or initiative, or any person associated with any contract, project, program or initiative which may have a significant negative impact upon the success of a given contract, project, program or initiative. Each Red-Flag Report shall state in detail why a given contract, project, program or initiative is at risk, and propose a course of action to address the identified problem(s).

The foregoing resolution was sponsored by Commissioner Rebeca Sosa and offered by Commissioner Jose "Pepe" Diaz , who moved its adoption. The motion was seconded by Commissioner Carlos A. Gimenez and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 10th day of July, 2007. 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: **KAY SULLIVAN**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

GKS

Gerald K. Sanchez

MEMORANDUM

Agenda Item No. 11(A)(11)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: July 10, 2007

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

SUBJECT: Resolution directing County
Manager to provide county
commission with a "Red-Flag
Report" every 60 days

The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Rebeca Sosa.



R.A. Cuevas, Jr.
Acting County Attorney

RAC/bw



MEMORANDUM
(Revised)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: July 10, 2007

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

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

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 Manager'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