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

MEMORANDUM

Agenda Item No. 11(A)(12)

TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

DATE: June 30, 2009

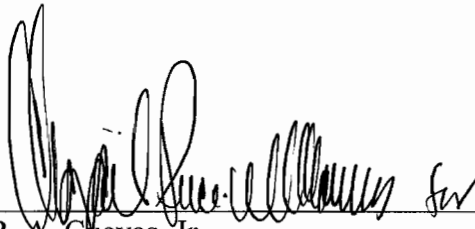
FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT Resolution directing Mayor
to collect data on the race and
gender of County contractors and
their employees and report the
findings to the Board

Resolution No. R-869-09

The resolution was amended by the Housing and Community Development Committee to add that the data be collected through the Department of Procurement Management and the Tax Collector's Office.

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



R. A. Cuevas, Jr.
County Attorney

RAC/jls



MEMORANDUM
(Revised)

TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

DATE: June 30, 2009

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

SUBJECT: Agenda Item No. 11(A)(12)

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 Mayor'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

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(12)
6-30-09

RESOLUTION NO. R-869-09

RESOLUTION DIRECTING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO COLLECT DATA ON THE RACE AND GENDER OF COUNTY CONTRACTORS AND THEIR EMPLOYEES AND REPORT THE FINDINGS TO THE BOARD

WHEREAS, the Miami-Dade County is a multi-ethnic community; and

WHEREAS, the County is an important economic engine in the growth and development of Miami-Dade County; and

WHEREAS, the County wishes to continue to ensure equal opportunity to be awarded County contracts for all members of the community; and

WHEREAS, the Board of Count Commissioners desires to obtain information to evaluate the continued equality of opportunity in County contracting and to ensure that no improper disparity exists in the award of County contracts; and

WHEREAS, the collection of race and gender data regarding County contractors will provide the Board of County Commissioners with information on whether corrective legislation is necessary to address any improper disparity in County contracting and how best to target that legislation; and

WHEREAS, federal courts reviewing legislation addressing improper disparity in government contracting look at data collected to assess the Constitutionality of such legislation; and

WHEREAS, the County’s failure to collect this information at the time of contracting presented a significant obstacle and an extraordinary cost in the County’s prior defense of its race and gender based contracting programs,

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 directed to collect race and gender data regarding County contractors including the ownership and employees of those contractors >>through the Department of Procurement Management and the Tax Collector’s Office<<¹ and provide to the Board of County Commissioners, on a biannual basis, detailed reports on the race and gender of entities contracting with the County and their employees.

The Prime Sponsor of the foregoing resolution is Commissioner Barbara J. Jordan. It was offered by Commissioner **Jose “Pepe” Diaz**, who moved its adoption. The motion was seconded by Commissioner **Rebeca Sosa** and upon being put to a vote, the vote was as follows:

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

¹ Committee amendments are indicated as follows: words stricken through and/or [[double bracketed]] shall be deleted, words underscored and/or >>double arrowed<< constitute the amendment proposed.

The Chairperson thereupon declared the resolution duly passed and adopted this 30th day of June, 2009. 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: **DIANE COLLINS**
Deputy Clerk



Approved by County Attorney as
to form and legal sufficiency.

A handwritten signature in cursive script, appearing to read "OR", is written over a horizontal line.

Oren Rosenthal