



MEMORANDUM

Agenda Item No. 11(A) (4)

**TO:** Honorable Chairman Joe A. Martinez  
and Members, Board of County Commissioners

**DATE:** May 1, 2012

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

**SUBJECT:** Resolution amending prior delegations  
of authority to the County Mayor with  
respect to adding vendors to "open  
pool contracts"

Resolution No. R-395-12

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

A handwritten signature in black ink, appearing to read "RAC", written over a horizontal line.

R. A. Cuevas, Jr.  
County Attorney

RAC/up



# 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**
- Ordinance creating a new board requires detailed County Manager'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)(4)

5-1-12

RESOLUTION NO. R-395-12

RESOLUTION AMENDING PRIOR DELEGATIONS OF  
AUTHORITY TO THE COUNTY MAYOR OR COUNTY  
MAYOR'S DESIGNEE WITH RESPECT TO ADDING  
VENDORS TO "OPEN POOL CONTRACTS"

**WHEREAS**, this Board has approved "open pool contracts" by which vendors are admitted to pre-qualified pools in order to participate in spot market competitions for the purchase of goods or services up to an aggregate contract amount authorized by the Board; and

**WHEREAS**, this Board has delegated its authority to add vendors to these "open pool contracts" at any time during the contract term to the County Mayor or County Mayor's designee; and

**WHEREAS**, the Board desires to review any vendors added to these "open pool contracts" on a biannual basis to ensure that the County is contracting with responsive and responsible contractors, that the "open pool contracts" are being administered efficiently, and that these "open pool contracts" continue to meet County policies of inclusiveness and obtaining the highest quality services at the lowest price,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that this Board, commencing thirty (30) days from the adoption of this resolution, amends any prior delegation of authority to the County Mayor or County Mayor's designee with respect to adding vendors to "open pool contracts" and directs that such vendors be added subject to biannual approval by the Board of County Commissioners. This Board further directs the County Mayor or County Mayor's

designee to include this biannual ratification of vendors to all future “open pool contracts.” This Board additionally directs the County Mayor or County Mayor’s Designee to provide a report to the Board, concurrent with a recommendation to ratify vendors added to “open pool contracts,” which contains sufficient information for the Board to review whether the added vendors are responsive and responsible and the current status of the work assigned pursuant to the “open pool contract.” Any vendors who are not ratified for inclusion by the Board shall be removed from such “open pool contracts” and shall not be eligible to bid for or be awarded any additional work under the pool.

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

	Joe A. Martinez, Chairman	<b>aye</b>
	Audrey M. Edmonson, Vice Chairwoman	<b>aye</b>
Bruno A. Barreiro	<b>aye</b>	Lynda Bell
Esteban L. Bovo, Jr.	<b>aye</b>	Jose "Pepe" Diaz
Sally A. Heyman	<b>aye</b>	Barbara J. Jordan
Jean Monestime	<b>aye</b>	Dennis C. Moss
Rebeca Sosa	<b>aye</b>	Sen. Javier D. Souto
Xavier L. Suarez	<b>aye</b>	

The Chairperson thereupon declared the resolution duly passed and adopted this 1<sup>st</sup> day of May, 2012. 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: **Christopher Agrippa**  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

Oren Rosenthal