

MEMORANDUM

Amended  
Agenda Item No.11(A)(5)

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

**DATE:** October 4, 2011

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

**SUBJECT:** Resolution directing County  
Mayor to increase contractor  
monitoring and compliance  
programs, for construction  
projects on Miami-Dade County  
property for using County funds;  
and identify funding sources to  
pay for associated costs

Resolution No. R-874-11

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The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Vice Chairwoman Audrey M. Edmonson and Co-Sponsor Commissioner Jean Monestime.

  
\_\_\_\_\_  
R. A. Cuevas, Jr.  
County Attorney

RAC/jls



# 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 \_\_\_\_\_

Amended  
Agenda Item No. 11(A)(5)  
10-4-11

RESOLUTION NO. R-874-11

RESOLUTION DIRECTING COUNTY MAYOR OR  
DESIGNEE TO INCREASE CONTRACTOR MONITORING  
AND COMPLIANCE PROGRAMS, FOR CONSTRUCTION  
PROJECTS ON MIAMI-DADE COUNTY PROPERTY OR  
USING COUNTY FUNDS; AND IDENTIFY FUNDING  
SOURCES TO PAY FOR ASSOCIATED COSTS

**WHEREAS**, the Miami-Dade County (the “County”) Department of Small Business Development (“SBD”) monitors contracts awarded with small business measures, to ensure approved goals are met; and

**WHEREAS**, the SBD contract monitoring and compliance budget has decreased from \$1,372,000 in fiscal year (“FY”) 2008-2009, to \$732,000 in FY 2010-2011; and

**WHEREAS**, the County will benefit from an increase in contractor monitoring and compliance programs, for construction projects either (i) on County-owned property, or (ii) using County funds,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that the Mayor or Mayor’s designee is directed to: (i) create a written plan to increase monitoring and compliance programs for construction projects subject to the small business enterprise program ordinances occurring on County property or using County funds, with quarterly status reports to the Board, and which programs shall include but not be limited to a) minimum number of site visits, b) scheduled reports of contractor job hires, c) audits of contractor payroll records, employee hours worked, and employee residency, d) on-site contractor, subcontractor, and employee interviews, e) complaint investigations; and (ii) identify the funding source to pay for the associated costs and

budget increases related to said plan. The recommended plan shall be presented to this Board of County Commissioners within one hundred twenty (120) days of the date of this resolution for approval.

The Prime Sponsor of the foregoing resolution is Vice Chairwoman Audrey M. Edmonson and the Co-Sponsor is Commissioner Jean Monestime. It was offered by Commissioner **Barbara J. Jordan**, who moved its adoption. The motion was seconded by Commissioner **Audrey Edmonson** and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 4th day of October, 2011. 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.

dsh

David Stephen Hope