

Memorandum



Date: January 22, 2014

To: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor 

Subject: Resolution Relating to Polling Place Rental Agreements

Agenda Item No. 9(A)(1)

Resolution No. R-59-14

Recommendation

It is recommended that the Board approve the attached resolution authorizing the Supervisor of Elections to execute, on behalf of Miami-Dade County, rental agreements for Early Voting and Election Day voting locations as well as training facilities, provided that each rental agreement shall not exceed the sum of \$600.00.

Scope

The scope is countywide in nature.

Fiscal Impact/Funding Source

The proposed amendment for increased spending authority will be used at the sole discretion of the Supervisor of Elections to negotiate voting location rental fees on an as-needed basis. The prospective fiscal impact cannot be determined at this time.

Track Record/Monitor

The Election Department will manage this process.

Background

The Board adopted Resolution No. R-527-02 on May 21, 2002, authorizing the Supervisor of Elections to execute, on behalf of Miami-Dade County, rental and hold harmless agreements necessary for and incident to the conduct of elections, provided that each rental agreement shall not exceed the sum of \$400.00. The proposed resolution keeps all language in the rental and hold harmless agreements consistent, but amends the rental agreement amount up to \$600.00.

Numerous public and private facilities are required for Early Voting and Election Day voting locations as well as poll worker training sites. These facilities must be conveniently located, provide appropriate accommodations, offer sufficient parking, and be in compliance with Americans with Disabilities Act (ADA) standards. Many of these facilities require a rental fee to cover the cost of staffing, overtime, utilities, custodial services, and security services. These costs to the facility owners have increased over time. The \$400.00 that the Supervisor of Elections is currently authorized to pay is no longer sufficient to cover all costs at some facilities, and in some instance, business owners and operators are declining availability.

Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners
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In addition, the number of voting locations will increase as a result of the equitable distribution of voters through reprecincting. Therefore, there will be an increased need for more convenient and accessible voting locations in preferred areas that are often difficult to obtain. Upon approval, the proposed resolution will enhance the Department's ability to acquire more suitable facilities countywide; and mitigate the loss of valuable voting locations due to increased costs on their end.



Alina T. Hudak
Deputy Mayor



MEMORANDUM
(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: January 22, 2014

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

SUBJECT: Agenda Item No. 9(A)(1)

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 Mayor'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. 9(A)(1)
1-22-14

RESOLUTION NO. R-59-14

RESOLUTION AUTHORIZING THE SUPERVISOR OF ELECTIONS TO EXECUTE RENTAL AGREEMENTS FOR POLLING PLACES, TRAINING SITES, AND EARLY VOTING SITES, PROVIDED THAT EACH RENTAL AGREEMENT SHALL NOT EXCEED THE SUM OF \$600.00

WHEREAS, the Board of County Commissioners adopted Resolution No. R-1608-79 on December 18, 1979, that authorized the Supervisor of Elections to execute, on behalf of Miami-Dade County, rental and hold harmless agreements necessary for and incident to the conduct of elections, provided that each rental agreement shall not exceed the sum of \$200.00; and

WHEREAS, the Board of County Commissioners adopted Resolution No. R-527-02, on May 21, 2002, that increased the maximum authorized cost of the rental agreements to \$400.00; and

WHEREAS, costs incurred by polling place owners and operators for staffing, overtime, utilities, custodial services, and security services have increased since 2002; and

WHEREAS, the Elections Department wants to retain preferred facilities and secure additional suitable sites that are conveniently located, provide appropriate accommodations, offer sufficient parking, and meet ADA standards,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board hereby amends the authorization provided by Resolutions No. R-1608-79 and R-527-02 and permits the Supervisor of Elections to execute, on behalf of Miami-Dade County, rental agreements for Early Voting and Election Day voting locations as well as training sites consistent with the terms

and provisions of Resolutions No. R-1608-79 and R-527-02 except that the maximum cost of each rental agreement shall be increased to \$600.00.

The foregoing resolution was offered by Commissioner **José "Pepe" Diaz**, who moved its adoption. The motion was seconded by Commissioner **Barbara J. Jordan** and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 22nd day of January, 2014. 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.

MBV

Micheal B. Valdes