

## MEMORANDUM

Agenda Item No. 14(A)(1)

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

**DATE:** December 3, 2013

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

**SUBJECT:** Resolution amending Resolution  
No. R-700-13 to postpone until  
October 1, 2014 the  
implementation of the twenty-  
five percent Cap on the amount  
that any single Community-  
Based Organization may receive  
from the County's General Fund  
for its administrative budget

Resolution No. R-1019-13

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Chairwoman Rebeca Sosa and Co-Sponsor Commissioner Esteban L. Bovo, Jr.



R. A. Cuevas, Jr.  
County Attorney

RAC/jls



# MEMORANDUM

(Revised)

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and Members, Board of County Commissioners

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R. A. Cuevas, Jr.  
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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 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

Agenda Item No. 14(A)(1)

Veto \_\_\_\_\_

12-3-13

Override \_\_\_\_\_

RESOLUTION NO. R-1019-13

RESOLUTION AMENDING RESOLUTION NO. R-700-13 TO POSTPONE UNTIL OCTOBER 1, 2014 THE IMPLEMENTATION OF THE TWENTY-FIVE PERCENT CAP ON THE AMOUNT THAT ANY SINGLE COMMUNITY-BASED ORGANIZATION MAY RECEIVE FROM THE COUNTY'S GENERAL FUND FOR ITS ADMINISTRATIVE BUDGET

**WHEREAS**, the Board of Miami-Dade County Commissioners ("the Board") adopted Resolution No. R-700-13 on September 4, 2013; and

**WHEREAS**, Resolution No. R-700-13 imposes a twenty-five (25) percent cap ("Cap") on the amount that any single Community-Based Organization ("CBO") may receive from the County's General Fund for its administrative budget, including but not limited to salaries, benefits and fringes of the Community-Based Organization's management personnel (i.e. executive directors, agency heads); overhead costs; and clerical or other administrative personnel who do not directly provide the services required pursuant to the Community-Based Organization's contract with the County; and

**WHEREAS**, Resolution No. R-700-13 provides that the Cap may be waived by a majority vote of the Board; and

**WHEREAS**, for years, Community-Based Organizations have received funds from the County in order to provide crucial social services throughout Miami-Dade County; and

**WHEREAS**, postponement of the implementation of Resolution No. R-700-13 is necessary in order to provide Community-Based Organizations the opportunity to identify alternative funding sources; and

**WHEREAS**, County-funded Community-Based Organizations need additional time to identify alternative funding sources in order to avoid immediate and severe cutbacks to services for those in need; and

**WHEREAS**, in order to prevent unintended hardship to the residents of Miami-Dade County, the Board wishes to delay enforcement and implementation of the Cap until the beginning of Fiscal Year 2014-15 on October 1, 2014,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that:

Section 1: The foregoing recitals are incorporated in this resolution and are approved.

Section 2: The Board amends Resolution No. R-700-13 to delay enforcement and implementation of the Cap until the beginning of the next County fiscal year. The Cap shall be imposed on Community-Based Organizations with contracts beginning on or after October 1, 2014. Any waiver of the Cap following October 1, 2014 pursuant to Resolution No. R-700-13 will require further action by this Board.

Section 3: The Board directs the County Mayor or Mayor's designee to advise affected Community-Based Organizations that enforcement and implementation of the Cap has been delayed, and that the Cap will not be effective until October 1, 2014.

The Prime Sponsor of the foregoing resolution is Chairwoman Rebeca Sosa and the Co-Sponsor is Commissioner Esteban L. Bovo, Jr. It was offered by Commissioner **Rebeca Sosa** who moved its adoption. The motion was seconded by Commissioner **Audrey Edmonson** and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 3<sup>rd</sup> day of December, 2013. 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.

Estephanie S. Resnik