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

MEMORANDUM

Agenda Item No. 11(A)(21)

TO: Honorable Chairman Jean Monestime and Members, Board of County Commissioners

DATE: February 3, 2015

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

SUBJECT: Resolution setting policy for Miami-Dade County related to purchases of American flags; providing that future American flag purchases by Miami-Dade County only be made from 100 percent American-manufactured materials

Resolution No. R-141-15

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Dennis C. Moss, and Co-Sponsors Vice Chairman Esteban L. Bovo, Jr., Commissioner Jose "Pepe" Diaz, Commissioner Barbara J. Jordan and Commissioner Juan C. Zapata..

R. A. Cuevas, Jr.
County Attorney

RAC/smm

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MEMORANDUM
(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: February 3, 2015

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

SUBJECT: Agenda Item No. 11(A)(21)

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. 11(A)(21)
2-3-15

RESOLUTION NO. R-141-15

RESOLUTION SETTING POLICY FOR MIAMI-DADE COUNTY RELATED TO PURCHASES OF AMERICAN FLAGS; PROVIDING THAT FUTURE AMERICAN FLAG PURCHASES BY MIAMI-DADE COUNTY ONLY BE MADE FROM 100 PERCENT AMERICAN-MANUFACTURED MATERIALS; FURTHER URGING CONGRESS TO PASS LEGISLATION REQUIRING THE FEDERAL GOVERNMENT TO PURCHASE ONLY AMERICAN FLAGS MADE FROM 100 PERCENT AMERICAN-MANUFACTURED MATERIALS

WHEREAS, in 2014, the United States Census Bureau estimated the value of United States imports of American flags in 2012 was $4.0 million and the value of U.S. exports of American flags was $781,222; and

WHEREAS, United States flag purchases are currently subject to the Buy American Act, 41 U.S.C. sections 8301-8305, which requires only that 50 percent of the cost of flag materials be manufactured in the United States; and

WHEREAS, during the 113th Congress, Senator Sherrod Brown (D – Ohio) filed S. 1214, and Representative Bruce Braley (D – Iowa) filed H.R. 2355, both entitled the All-American Flag Act; and

WHEREAS, the All-American Flag Act provided that the United States government may only purchase flags that are 100 percent manufactured in the United States, from articles, materials, or supplies 100 percent of which are grown, produced, or manufactured in the United States; and

WHEREAS, Miami-Dade County spends thousands of dollars per year on American flags, many of which must be replaced multiple times throughout the year due to wear and tear and on average cost approximately $50 per flag; and

WHEREAS, this Board wishes to express its support of our nation's symbol, and the values undergirding it, and to encourage the production of that symbol from goods grown, produced or manufactured within the United States,

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

Section 1. Sets as policy for Miami-Dade County that all American flags purchased by the County be 100 percent manufactured in the United States, from articles, materials, or supplies 100 percent of which are grown, produced or manufactured in the United States.

Section 2. Urges Congress to enact legislation requiring the federal government to only purchase American flags made from 100 percent American-manufactured materials.

Section 3. Directs the Clerk of the Board to transmit a certified copy of this resolution to the members of the Florida Congressional Delegation, Senator Sherrod Brown and Representative Bruce Braley.

Section 4. Directs the County's federal lobbyists to advocate for the passage of the legislation set forth in Section 2 above, and authorizes and directs the Office of Intergovernmental Affairs to include this item in the 2015 Federal Legislative Package when it is presented to the Board.

The Prime Sponsor of the foregoing resolution is Commissioner Dennis C. Moss, and the Co-Sponsors are Vice Chairman Esteban L. Bovo, Jr., Commissioner Jose "Pepe" Diaz, Commissioner Barbara J. Jordan and Commissioner Juan C. Zapata. It was offered by Commissioner **Sally A. Heyman**, who moved its adoption. The motion was seconded by Commissioner **Esteban L. Bovo, Jr.** and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 3rd day of February, 2015. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the 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.

Lauren E. Morse