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

MEMORANDUM

Agenda Item No. 7(D)

(Second Reading 4-2-13)

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

DATE: February 5, 2013

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

SUBJECT: Ordinance amending Sec. 2-8.2.11 of the Code relating to contract authority for certain water and sewer projects; requiring committee review of contract awards; providing for waiver of 4-day rule in certain instances

Ordinance No. 13-30

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Juan C. Zapata.

R. A. Cuevas, Jr.
County Attorney

RAC/smm

Memorandum

MIAMI-DADE COUNTY

Date: April 2, 2013

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

From: Carlos A. Gimenez
Mayor

Subject: Ordinance Amending Section 2-8.2.11 of the Code Relating to Contract Authority for Certain Water and Sewer Projects

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The proposed ordinance amends Section 2-8.2.11 of the Code relating to contract authority for certain water and sewer projects, requires committee review of contract awards, and provides for waiver of 4-day rule in certain instances. Implementation of this ordinance will not have a fiscal impact to the County.

Alina T. Hudak
Deputy Mayor

Fls4213

MEMORANDUM
(Revised)

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

DATE: April 2, 2013

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

SUBJECT: Agenda Item No. 7(D)

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. 7(D)
4-2-13

ORDINANCE NO. 13-30

ORDINANCE AMENDING SECTION 2-8.2.11 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA RELATING TO CONTRACT AUTHORITY FOR CERTAIN WATER AND SEWER PROJECTS; REQUIRING COMMITTEE REVIEW OF CONTRACT AWARDS; PROVIDING FOR WAIVER OF 4-DAY RULE IN CERTAIN INSTANCES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:

Section 1. Section 2-8.2.11 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows[1]

Sec. 2-8.2.11. Water and Sewer Department Contracting Authority.

(3) *Authority to Award.* The Mayor or Mayor's designee shall not have the authority to award contracts pursuant to this section, and all awards of such contracts shall be made by the Board of County Commissioners. Any contract recommended for award under this Chapter shall be heard by [[~~the Board of County Commissioners without need for prior approval of any committee.~~]] >>the committee to which it is assigned by the Chairperson of the Board of County Commissioners. If the contract recommended for award is recommended favorably by the committee, recommended favorably with committee amendment or forwarded without recommendation or if the chair of the committee to which the item has been assigned requests waiver of the item to the Board of County Commissioners before the item has been considered by committee, it shall be placed on the agenda of the next regular meeting of the Board of County Commissioners and shall not be subject to Rule 5.05(c) (the "4-Day Rule"). <<

[1] Words stricken through and/or [[double bracketed]] shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

* * *

Section 2. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 3. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any Sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention and the word "ordinance" may be changed to "section", "article" or other appropriate word.

Section 4. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED: April 2, 2013

Approved by County Attorney as
to form and legal sufficiency.

Prepared by:

Sarah E. Davis

Prime Sponsor: Commissioner Juan C. Zapata