

# MEMORANDUM

Agenda Item No. 7(B)

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

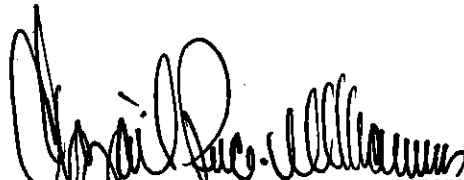
**DATE:** (Second Reading 3-8-16)  
January 20, 2016

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Ordinance pertaining to Small  
Business Enterprise Programs;  
amending sections 2-8.1.1.1.2 of  
the Code to allow participants in  
the Small Business Enterprise  
Goods Program to use the  
existing Bonding and Financial  
Assistance Program available to  
Small Business Enterprises for  
construction services

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The accompanying ordinance was prepared and placed on the agenda at the request of Co-Prime Sponsors Commissioner Audrey M. Edmonson and Commissioner Barbara J. Jordan, and Co-Sponsors Commissioner Daniella Levine Cava and Chairman Jean Monestime.



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Abigail Price-Williams  
County Attorney

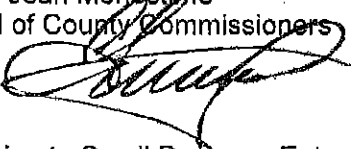
APW/smm

# Memorandum



**Date:** March 8, 2016

**To:** Honorable Chairman Jean Monastine  
and Members, Board of County Commissioners

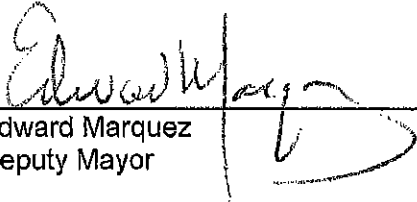
**From:** Carlos A. Gimenez   
Mayor

**Subject:** Fiscal Impact Pertaining to Small Business Enterprise Programs

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The proposed Ordinance pertaining to the Small Business Enterprise Programs amends Section 2-8.1.1.1.2 of the Code of Miami-Dade County to allow participants in the Small Business Enterprise Goods Program to use the existing bonding and financial assistance program available to Small Business Enterprises for Construction Services.

The current funding for the program will be managed by existing staff within the Business Outreach and Education unit of Small Business Development. Therefore, it is anticipated that the implementation of this ordinance will have no fiscal impact to Miami-Dade County.

  
Edward Marquez  
Deputy Mayor

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# Memorandum



**Date:** March 8, 2016

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

**From:** Carlos A. Gimenez  
Mayor

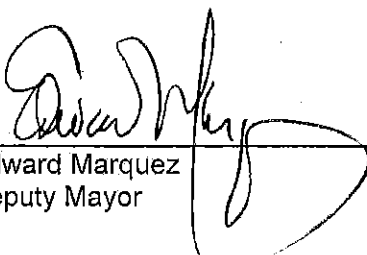
A handwritten signature in black ink, appearing to read "Carlos A. Gimenez", written over a horizontal line.

**Subject:** Social Equity Statement for Ordinance pertaining to Small Business Enterprise Programs; amending sections 2-8.1.1.1.2 of the Code to allow participants in the Small Business Enterprise Goods Program to use the existing Bonding and Financial Assistance Program available to Small Business Enterprises for Construction Services firms

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The proposed Ordinance amends Section 2-8.1.1.1.2 of the Code of Miami-Dade County, Florida to allow participants in the Small Business Enterprise Goods Program to use the existing Bonding and Financial Assistance Program available that is currently available to Small Business Enterprises for Construction Services firms.

Allowing all certified Small Business Enterprise Goods firms to utilize the existing bonding and financial assistance program may benefit them by providing the financial assistance that can bolster their efforts to access County contracts. This may allow certified firms to have an opportunity to contribute to the County's economic tax base by virtue of being financially stable companies in our community and creating jobs.

  
Edward Marquez  
Deputy Mayor



# MEMORANDUM

(Revised)

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

**DATE:** March 8, 2016

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Agenda Item No. 7(B)

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
- \_\_\_\_\_ Statement of social equity 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(B)  
3-8-16

ORDINANCE NO. \_\_\_\_\_

ORDINANCE PERTAINING TO SMALL BUSINESS ENTERPRISE PROGRAMS; AMENDING SECTIONS 2-8.1.1.1.2 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA TO ALLOW PARTICIPANTS IN THE SMALL BUSINESS ENTERPRISE GOODS PROGRAM TO USE THE EXISTING BONDING AND FINANCIAL ASSISTANCE PROGRAM AVAILABLE TO SMALL BUSINESS ENTERPRISES FOR CONSTRUCTION SERVICES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

**WHEREAS**, Miami-Dade County (the “County”) is a multi-ethnic community; and

**WHEREAS**, the County is committed to ensuring that all members of the community have an equal opportunity in being awarded County contracts; and

**WHEREAS**, the Board previously passed and adopted Ordinance No. 97-52, codified at Section 10-33.02 of the Code of Miami-Dade County, Florida, creating a Small Business Enterprise Construction Services Program (“CSBE”), which included a Bonding and Financial Assistance Program; and

**WHEREAS**, the Board also passed and adopted Ordinance No. 15-141, which extended the Bonding and Financial Assistance Program to the County’s Small Business Enterprise Services Program (“SBE”) and Small Business Enterprise Architecture and Engineering Program (“CBE”); and

**WHEREAS**, the existing Bonding and Financial Assistance Program was established to provide assistance to CSBEs, SBEs, and CBEs in (i) preparing and completing bond packages, (ii) providing funding to be used for bonding purposes, and (iii) providing financial assistance such as mobilization capital, line of credit and/or working capital loans through partnering relationships with financial institutions; and

WHEREAS, such bonding and financial assistance would also benefit small businesses and minority or women business enterprises participating in the County's Small Business Enterprise Goods Program,

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

**Section 1.** Section 2-8.1.1.1.2 of the Code of Miami-Dade County, is hereby amended as follows:<sup>1</sup>

**Sec. 2-8.1.1.1.2. Small Business Enterprise Goods Program.**

\* \* \*

(3) *Program.*

\* \* \*

(f) SBE >>Bonding and<< Financial Assistance. ~~[[SBD will develop a program to identify methods of financial assistance to SBE vendors on Miami Dade County contracts]]>>This program will provide SBEs with assistance in obtaining bonding and/or financial assistance for goods and services contracts. Bonding assistance will include providing assistance in preparing and completing bond packages as well as providing funding to be used for bonding purposes. Financial assistance will include providing financial assistance such as mobilization capital, line of credit and/or working capital loans through partnering relationships with financial institutions<<.~~

\* \* \*

**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.

<sup>1</sup> 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 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 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:

Approved by County Attorney as  
to form and legal sufficiency:

APW  
dsh

Prepared by:

David Stephen Hope

Co-Prime Sponsors: Commissioner Audrey M. Edmonson  
Commissioner Barbara J. Jordan

Co-Sponsors: Commissioner Daniella Levine Cava  
Chairman Jean Monestime