

# MEMORANDUM

Agenda Item No. 11(A)(19)

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**TO:** Honorable Chairman Jose "Pepe" Diaz  
and Members, Board of County Commissioners

**DATE:** October 5, 2021

**FROM:** Geri Bonzon-Keenan  
County Attorney

**SUBJECT:** Resolution directing the County Mayor to enter into negotiations with PayPal, Inc. and other online payment systems, examine the feasibility of allowing individuals to pay for County fees and services using PayPal and other online payment systems, and provide a report

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**This item was amended at the 9-16-21 County Infrastructure, Operations and Innovations Committee to extend the deadlines for providing a report to the Board from 80 days to 180 days. The resolution was also amended to direct the County Mayor to negotiate with and examine the feasibility of other online payment systems in addition to PayPal and makes conforming changes to the title.**

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Raquel A. Regalado.



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Geri Bonzon-Keenan  
County Attorney

GBK/uw



**MEMORANDUM**  
(Revised)

**TO:** Honorable Chairman Jose "Pepe" Diaz  
and Members, Board of County Commissioners

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**FROM:**   
Gen Bonzon-Keenan  
County Attorney

**SUBJECT:** Agenda Item No. 11(A)(19)

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 present \_\_\_\_, 2/3 membership \_\_\_\_, 3/5's \_\_\_\_, unanimous \_\_\_\_, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) \_\_\_\_, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) \_\_\_\_, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) \_\_\_\_ ) 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)(19)  
10-5-21

RESOLUTION NO. \_\_\_\_\_

RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO ENTER INTO NEGOTIATIONS WITH PAYPAL, INC. AND OTHER ONLINE PAYMENT SYSTEMS, EXAMINE THE FEASIBILITY OF ALLOWING INDIVIDUALS TO PAY FOR COUNTY FEES AND SERVICES USING PAYPAL AND OTHER ONLINE PAYMENT SYSTEMS, AND PROVIDE A REPORT

**WHEREAS**, mobile and electronic payments are increasingly becoming the preferred payment option for consumers; and

**WHEREAS**, according to a 2019 Federal Reserve Payments Study, there were a total of 174.2 billion noncash payments in 2018 with the value of these payments totaling \$97.04 trillion; and

**WHEREAS**, in addition to more traditional noncash payment options like credit and debit cards, consumers are also using online payment systems, such as PayPal, with increasing frequency; and

**WHEREAS**, PayPal, for example, completed over 20 billion transactions in 2020 with the value of these payments totaling \$936 billion; and

**WHEREAS**, various governments at the federal, state, and local level ranging from over 200 federal agencies to the City of Miami Lakes have begun to accept PayPal for the payment of fees and services; and

**WHEREAS**, individuals paying for County fees or services would benefit from having multiple payment options made available to them,

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

**Section 1.** This Board finds that it would be in the best interests of the County to expand the available options to pay for County fees and services to include PayPal >>and other online payment systems<<.<sup>1</sup>

**Section 2.** The County Mayor or County Mayor's designee is hereby directed to enter into negotiations with PayPal, Inc. >>and other online payment systems<< and examine the feasibility of allowing individuals to pay for County fees and services using ~~[[PayPal's digital and online payment system]]~~ >>PayPal and other online payment systems<<, excluding the ability to pay using cryptocurrency. Following negotiations with PayPal >>and other online payment systems<<, the County Mayor shall provide a feasibility report to this Board that shall include, at a minimum, the following: (1) the benefits to the County for including PayPal >>and other online payment systems<< as a payment option for County fees and services; (2) whether the County's existing contracts for payment processing allow for the potential to integrate with PayPal's services >>and other online payment systems<< and if doing so would be the most cost effective and expeditious manner to include PayPal >>and other online payment systems<< as a payment option; and (3) if additional contracting is required, whether inclusion of PayPal >>and other online payment systems<< as a payment option can be accomplished with formal competitive bidding and, if not, whether it would be in the County's best interest to waive such competitive procedures including any necessary justifications required under applicable law. Such report shall be provided to the Board within ~~[[80]]~~ >>180<< days after the effective date of this resolution and be placed

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<sup>1</sup> Committee amendments are indicated as follows: Words stricken through and/or ~~[[double bracketed]]~~ are deleted, words underscored and/or >>double arrowed<< are added.

on an agenda of this Board pursuant to Ordinance No. 14-65. And, to the extent further action is required to include PayPal >>and other online payment systems<< as a payment option for County fees and services, the County Mayor or County Mayor's designee shall also present necessary amendments to existing contracts and recommendations for any new contract awards to this Board for approval as soon as practicable.

**Section 2.** If the County Mayor or County Mayor's designee has not concluded negotiations with PayPal >>and other online payment systems<< within ~~[[80]]~~ >>180<< days after the effective date of this resolution, then the County Mayor or County Mayor's designee shall provide the Board with a status report describing efforts thus far undertaken to accomplish the directives in Section 1. The completed report shall be placed on an agenda of this Board pursuant to Ordinance No. 14-65.

The Prime Sponsor of the foregoing resolution is Commissioner Raquel A. Regalado. It was offered by Commissioner \_\_\_\_\_, who moved its adoption. The motion was seconded by Commissioner \_\_\_\_\_ and upon being put to a vote, the vote was as follows:

Jose "Pepe" Diaz, Chairman	
Oliver G. Gilbert, III, Vice-Chairman	
Sen. René García	Keon Hardemon
Sally A. Heyman	Danielle Cohen Higgins
Eileen Higgins	Joe A. Martinez
Kionne L. McGhee	Jean Monestime
Raquel A. Regalado	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared this resolution duly passed and adopted this 5<sup>th</sup> day of October, 2021. 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: \_\_\_\_\_  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

Handwritten signature "MBV" in black ink, written over a horizontal line.

Michael B. Valdes