

MEMORANDUM

Amended
Agenda Item No. 11(A)(16)

TO: Honorable Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners

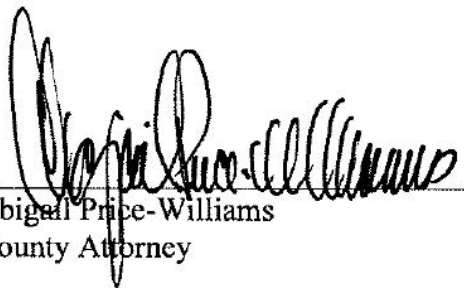
DATE: April 7, 2020

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Resolution supporting division
A of H.R. 748, the Coronavirus
Aid, Relief and Economic
Security Act ("CARES Act")
or similar legislation that would
ensure small businesses affected
by coronavirus 2019 ("COVID-
19") receive disaster funding
assistance to maintain jobs
and provide payroll during the
coronavirus pandemic; urging
the United States Congress to
enact such legislation

Resolution No. R-320-20

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Esteban L. Bovo, Jr., and Co-Sponsors Commissioner Daniella Levine Cava, Commissioner Jose "Pepe" Diaz, Chairwoman Audrey M. Edmonson, Commissioner Barbara J. Jordan, Commissioner Joe A. Martinez, Commissioner Dennis C. Moss, Vice Chairwoman Rebeca Sosa, Senator Javier D. Souto.


Abigail Price-Williams
County Attorney

APW/smm

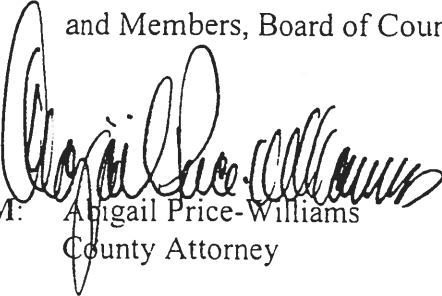


MEMORANDUM

(Revised)

TO: Honorable Chairwoman Audrey M. Edmonson
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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
- ☐ 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 _____

Amended
Agenda Item No. 11(A)(16)
4-7-20

RESOLUTION NO. **R-320-20**

RESOLUTION SUPPORTING DIVISION A OF H.R. 748, THE CORONAVIRUS AID, RELIEF AND ECONOMIC SECURITY ACT (“CARES ACT”) OR SIMILAR LEGISLATION THAT WOULD ENSURE SMALL BUSINESSES AFFECTED BY CORONAVIRUS 2019 (“COVID-19”) RECEIVE DISASTER FUNDING ASSISTANCE TO MAINTAIN JOBS AND PROVIDE PAYROLL DURING THE CORONAVIRUS PANDEMIC; URGING THE UNITED STATES CONGRESS TO ENACT SUCH LEGISLATION

WHEREAS, House of Representative Bill (“H.R.”) 748, the Coronavirus Aid, Relief and Economic Security (“CARES”) Act is a \$2 trillion emergency relief package that provides emergency assistance and healthcare response for individuals, families and businesses affected by the coronavirus 2019 (“COVID-19”) pandemic; and

WHEREAS, division A of H.R. 748, the CARES Act, mirrors Senator Marco Rubio’s bipartisan proposal entitled “Keep American Workers Paid and Employed Act”, a bipartisan small business emergency economic relief plan that provides more than \$377 billion for small businesses to meet their payroll and expenses and receive education and assistance throughout the coronavirus pandemic; and

WHEREAS, division A of the CARES Act, authorizes \$349 billion in loans made available to small business under section 7(a) of the Small Business Act for businesses impacted by COVID-19; and

WHEREAS, under division A of the CARES Act, the United States Small Business Administration’s (“SBA”) 7(a) loan program, offered by banks nationwide, would provide immediate relief to America’s small businesses that face payroll and operational challenges due to economic effects from the COVID-19 pandemic; and

WHEREAS, under division A of H.R. 748, small businesses with 500 or fewer employees can maintain payroll during the coronavirus pandemic by receiving a 100 percent federally guaranteed loan, that is eligible for forgiveness; and

WHEREAS, division A of the CARES Act would prevent workers from losing their jobs and small businesses from going under due to economic losses caused by coronavirus pandemic; and

WHEREAS, division A of the CARES Act would permit the loans to be fully forgiven for employers that, among other things, maintain their payroll during the coronavirus pandemic; and

WHEREAS, under division A of the CARES Act small businesses could have access to much-needed capital to make payroll and provide sick leave for employees who miss work as a result of COVID-19; and

WHEREAS, division A of the CARES Act would waive all fees for 7(a) loans for one year for both lenders and borrowers and provide an automatic deferral of loan repayments for one year; and

WHEREAS, the proposal would allow the SBA to determine repayment ability for Economic Injury Disaster Loans based solely on an applicant's credit score without requiring that the applicant is unable to obtain credit elsewhere; and

WHEREAS, this Board supports division A of H.R. 748 to assist small businesses impacted by COVID-19,

WHEREAS, on April 6, 2020, Governor Ron DeSantis issued Executive Order 20-95, COVID-19 Emergency Order - Documentary Stamps for SBA Loans, to ensure that money received by SBA's under the CARES Act will not be subject to taxation from the Florida Department of Revenue; and

WHEREAS, under Executive Order 20-95, the assessment and collection of taxation imposed under Chapter 201, Florida Statutes, is suspended for all notes and other written obligations made pursuant to Title I of the CARES Act; and

WHEREAS, Executive Order 20-95 issued by Governor DeSantis complements the efforts under H.R. 748 to assist small businesses impacted by COVID-19,

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

Section 1. Supports division A of H.R. 748 or similar legislation that would ensure small businesses affected by COVID-19 receive disaster funding assistance to maintain jobs and provide payroll during the coronavirus pandemic, and urges the United States Congress to enact such legislation.

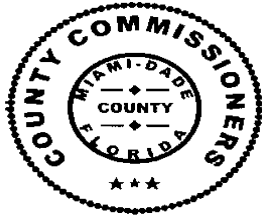
Section 2. Directs the Clerk of the Board to transmit a certified copy of this resolution to the Members of the Miami-Dade County Congressional Delegation.

Section 3. Directs the County's federal lobbyist to advocate for the legislative action set forth in section 1 above and authorizes and directs the Office of Intergovernmental Affairs to amend the 2020 Federal Legislative Package to include this item.

The Prime Sponsor of the foregoing resolution is Commissioner Esteban L. Bovo, Jr. and the Co-Sponsors are Commissioner Daniella Levine Cava, Commissioner Jose "Pepe" Diaz, Chairwoman Audrey M. Edmonson, Commissioner Barbara J. Jordan, Commissioner Joe A. Martinez, Commissioner Dennis C. Moss, Vice Chairwoman Rebeca Sosa and Senator Javier D. Souto. It was offered by Commissioner **Esteban L. Bovo, Jr.** , who moved its adoption. The motion was seconded by Commissioner **Rebeca Sosa** and upon being put to a vote, the vote was as follows:

Audrey M. Edmonson, Chairwoman	aye		
Rebeca Sosa, Vice Chairwoman	aye		
Esteban L. Bovo, Jr.	aye	Daniella Levine Cava	aye
Jose "Pepe" Diaz	aye	Sally A. Heyman	aye
Eileen Higgins	aye	Barbara J. Jordan	aye
Joe A. Martinez	aye	Jean Monestime	aye
Dennis C. Moss	aye	Sen. Javier D. Souto	aye
Xavier L. Suarez	aye		

The Chairperson thereupon declared this resolution duly passed and adopted this 7th day of April, 2020. 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: Melissa Adames
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

A handwritten signature in black ink, appearing to be "Suzanne", written over a horizontal line.

Suzanne Villano-Charif