

MEMORANDUM

Amended
Agenda Item No. 11(A)(8)

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

DATE: March 1, 2022

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution directing the County Mayor to prepare and provide written reports to the Board identifying any contracts that have been awarded by the Board but have not been executed by the County Mayor or for which a work or purchase order have not been issued and any two-step procurements where the proposers have been shortlisted but not evaluated during the second step

Resolution No. R-224-22

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Danielle Cohen Higgins and Co-Sponsor Senator René García.



Geri Bonzon-Keenan
County Attorney

GBK/uw



MEMORANDUM
(Revised)

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

DATE: March 1, 2022

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Amended
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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 Amended
Veto _____ Agenda Item No. 11(A)(8)
Override _____ 3-1-22

RESOLUTION NO. **R-224-22**

RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO PREPARE AND PROVIDE WRITTEN REPORTS TO THE BOARD IDENTIFYING ANY CONTRACTS THAT HAVE BEEN AWARDED BY THE BOARD BUT HAVE NOT BEEN EXECUTED BY THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE OR FOR WHICH A WORK OR PURCHASE ORDER HAVE NOT BEEN ISSUED AND ANY TWO-STEP PROCUREMENTS WHERE THE PROPOSERS HAVE BEEN SHORTLISTED BUT NOT EVALUATED DURING THE SECOND STEP

WHEREAS, Miami-Dade County is one of the largest purchasers of goods and services in South Florida; and

WHEREAS, the Miami-Dade County Home Rule Charter requires that contracts for the purchase of public improvements and purchases of supplies, materials, and services over a dollar amount designated by the Board of County Commissioners be reduced to a written contract submitted to the Board of County Commissioners for approval and award; and

WHEREAS, the Miami-Dade County Home Rule Charter also provides that once awarded, the County Mayor or County Mayor’s designee shall execute all County contracts; and

WHEREAS, upon approval of certain contracts, the County Mayor or County Mayor’s designee is also authorized and directed to issue work or purchase orders to awarded vendors to initiate the contract or obtain supplies, materials, or services; and

WHEREAS, delays in the execution of agreements or the issuance of work or purchase orders approved by this Board may create difficulties for County vendors and negatively impact the operations of the County; and

WHEREAS, delays in the execution of agreements or the issuance of work or purchase orders approved by this Board may also negatively impact the residents of Miami-Dade County and the local economy by delaying needed infrastructure or services; and

WHEREAS, to properly ensure that contracts approved by the Board are implemented in a timely manner, the Board desires reports identifying any such contracts that have not been executed by the County Mayor or County Mayor's designee or for which a work or purchase orders have not been issued,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board directs the County Mayor or County Mayor's designee to provide a report to this Board within 60 days of the effective date of this resolution identifying any and all contracts, within the last three years of the date of such report, approved by this Board which have not yet been executed by the County Mayor or County Mayor's designee or for which a work or purchase order have not been issued and any two-step procurements where the proposers have been shortlisted but not evaluated during the second step for the Internal Services Department, Water and Sewer Department, Aviation Department and Transportation and Public Works Department. Within 60 days after the issuance of the initial report, and every 60 days thereafter, the County Mayor shall provide a report to the Board identifying such contracts and procurements for all departments in the County. For any such contracts, the reports shall, at a minimum, identify the awarded vendor or shortlisted proposers, the date of award or anticipated date of award, the dollar value or expected dollar value of the contract, the reason for any delay in the execution of the contract, second step evaluation, or issuance of a work or purchase order, and any recommended action necessary to resolve any delays. Each completed report shall be placed on an agenda of the full Board without committee review pursuant to Ordinance No. 14-65.

The Prime Sponsor of the foregoing resolution is Commissioner Danielle Cohen Higgins and the Co-Sponsor is Senator René García. It was offered by Commissioner **Danielle Cohen Higgins** , who moved its adoption. The motion was seconded by Commissioner **Sally A. Heyman** and upon being put to a vote, the vote was as follows:

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

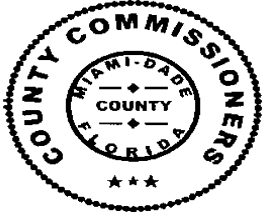
The Chairperson thereupon declared this resolution duly passed and adopted this 1st day of March, 2022. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override 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

Basia Pruna

By: _____
Deputy Clerk



Approved by County Attorney as to form and legal sufficiency.

Oren Rosenthal