

MEMORANDUM

Agenda Item No. 11(A)(10)

TO: Honorable Chairman Oliver G. Gilbert, III
and Members, Board of County Commissioners

DATE: October 3, 2023

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution directing the County Mayor to examine the feasibility of installing cash-to-card kiosks, or other devices designed to convert cash into prepaid cards, at all County facilities where cash is not accepted as a form of payment for goods or services, and requiring a report

Resolution No. R-894-23

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Senator René García.



Geri Bonzon-Keenan
County Attorney


GBK/gh



MEMORANDUM
(Revised)

TO: Honorable Chairman Oliver G. Gilbert, III
and Members, Board of County Commissioners

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Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 11(A)(10)

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)(10)
10-3-23

RESOLUTION NO. _____ R-894-23

RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO EXAMINE THE FEASIBILITY OF INSTALLING CASH-TO-CARD KIOSKS, OR OTHER DEVICES DESIGNED TO CONVERT CASH INTO PREPAID CARDS, AT ALL COUNTY FACILITIES WHERE CASH IS NOT ACCEPTED AS A FORM OF PAYMENT FOR GOODS OR SERVICES, AND REQUIRING A REPORT

WHEREAS, on May 17, 2022, this Board passed and adopted Ordinance No. 22-53 (“Ordinance”), finding that it is in the best interests of the residents of Miami-Dade County to ensure its economy is inclusionary and accessible to everyone; and

WHEREAS, the Ordinance created section 21-60 of the Code, the “Cashless Retail Prohibition,” which prohibits retail businesses from refusing to accept cash payments for goods or services; and

WHEREAS, the Ordinance also amended section 8CC-10 of the Code, providing for a warning on first instance of non-compliance, followed by subsequent civil penalties; and

WHEREAS, venues that host events are in compliance with the Cashless Retail Prohibition if they have at least one location on the premises where customers are able to purchase payment cards with cash; and

WHEREAS, the purpose of the Cashless Retail Prohibition is to ensure that all County residents—including those who lack access to other forms of payment, such as elderly, low-income, and disabled persons—are able to participate in the County’s economic life by paying cash for goods and services; and

WHEREAS, cashless policies discriminate against millions of customers who do not have the resources to participate in cashless transactions; and

WHEREAS, this Board wishes to allow all customers the freedom to choose a payment option that works for them; and

WHEREAS, consequently, this Board desires that the County Mayor or County Mayor's designee examine the feasibility of installing cash-to-card kiosks, or other devices designed to convert cash into prepaid debit, credit, or gift cards, at any and all County facilities where cash is not accepted as a form of payment for goods or services,

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

Section 1. Directs the County Mayor or County Mayor's designee to examine the feasibility of installing cash-to-card kiosks, or other devices designed to convert cash into prepaid cards, at all County facilities where cash is not accepted as a form of payment for goods or services.

Section 2. Directs the County Mayor or County Mayor's designee to provide a report or recommendation regarding the directive in section 1, to this Board within 30 days of the effective date of this resolution and to place the completed report on an agenda of the full Board without committee review pursuant to rule 5.06(j) of the Board's Rules of Procedure.

The Prime Sponsor of the foregoing resolution is Senator René García. It was offered by Commissioner **Juan Carlos Bermudez** , who moved its adoption. The motion was seconded by Commissioner **Raquel A. Regalado** and upon being put to a vote, the vote was as follows:

Oliver G. Gilbert, III, Chairman	aye		
Anthony Rodríguez, Vice Chairman	aye		
Marleine Bastien	aye	Juan Carlos Bermudez	aye
Kevin Marino Cabrera	aye	Sen. René García	absent
Roberto J. Gonzalez	aye	Keon Hardemon	aye
Danielle Cohen Higgins	aye	Eileen Higgins	aye
Kionne L. McGhee	aye	Raquel A. Regalado	aye
Micky Steinberg	aye		

The Chairperson thereupon declared this resolution duly passed and adopted this 3rd day of October, 2023. 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

JUAN FERNANDEZ-BARQUIN, CLERK

By: Basia Pruna
 Deputy Clerk

Approved by County Attorney as
 to form and legal sufficiency. RC

Ryan Carlin