

MEMORANDUM

Agenda Item No. 5(C)

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

DATE: (Public Hearing: 9-17-24)
September 4, 2024

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Ordinance relating to the Miami-Dade County 30x30 Vision Council; amending sections 2-2422 and 2-477 of the Code to include staff and support services to the 30x30 Vision Council among the duties of the Office of Policy and Budgetary Affairs and the Commission Auditor; directing the Office of Policy and Budgetary Affairs and the Commission Auditor to include such responsibilities in any future annual work plans and amending current work plans to include such responsibilities

Ordinance No. 24-93

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Chairman Oliver G. Gilbert, III.



Geri Bonzon-Keenan
County Attorney

GBK/uw



MEMORANDUM

(Revised)

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

DATE: September 17, 2024

FROM: 
Glen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 5(C)

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 ____, majority plus one ____, 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) ____, 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. 5(C)
9-17-24

ORDINANCE NO. 24-93

ORDINANCE RELATING TO THE MIAMI-DADE COUNTY 30X30 VISION COUNCIL; AMENDING SECTIONS 2-2422 AND 2-477 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA TO INCLUDE STAFF AND SUPPORT SERVICES TO THE 30X30 VISION COUNCIL AMONG THE DUTIES OF THE OFFICE OF POLICY AND BUDGETARY AFFAIRS AND THE COMMISSION AUDITOR; DIRECTING THE OFFICE OF POLICY AND BUDGETARY AFFAIRS AND THE COMMISSION AUDITOR TO INCLUDE SUCH RESPONSIBILITIES IN ANY FUTURE ANNUAL WORK PLANS AND AMENDING CURRENT WORK PLANS TO INCLUDE SUCH RESPONSIBILITIES; AND PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

WHEREAS, the 30X30 Vision Council, as codified in Sections 2-2470 through 2-2475 of the Code of Miami-Dade County, is designed to convene 30 community leaders from all aspects of Miami-Dade County using a deliberate, facilitated, and data-driven planning process to determine the direction of the County in the next 30 years; and

WHEREAS, robust efforts like the 30X30 Vision Council will provide residents and community leaders from diverse backgrounds with a seat at the table in promoting and sustaining a resilient Miami-Dade County; and

WHEREAS, Section 2-2472 of the Code provides that the Chairperson of the Board of County Commissioners shall provide adequate staff and support services to the 30X30 Vision Council; and

WHEREAS, this Board desires to include providing such staff and support services within the official duties of the Office of Policy and Budgetary Affairs and the Commission Auditor,

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

Section 1. Section 2-2422 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:¹

CHAPTER 2

ARTICLE CLXIV.

OFFICE OF POLICY AND BUDGETARY AFFAIRS

* * *

Sec. 2-2422. - Functions.

The Office of Policy and Budgetary Affairs shall perform the following functions:

1. Provide budget, management, and policy support to the Board.
2. Liaise with the Office of the Mayor, the County Attorney, and the Commission Auditor.
3. Provide objective and critical analysis of the budgetary impact of proposed legislation.
4. Conduct research and policy analysis to facilitate development of legislation.
5. Report to the Board on a timely basis relating to policy and budgetary matters.
6. Upon request of the Chair, provide fiscal review and oversight of any of the offices that are under the direction of the Board, which shall not include the district offices of individual Board members, and, upon request of a Board member, provide fiscal review of that Board member's district office.
- >>7. Provide staff and support services to the 30X30 Vision Council.<<

¹ 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 2. Section 2-477 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:

CHAPTER 2

ARTICLE XLVII. - COMMISSION AUDITOR

* * *

Sec. 2-477. - Scope of Authority.

The Commission Auditor shall, to the extent provided for in the annual work program, perform the following functions and be charged with the following responsibilities on behalf of the Commission:

1. To determine the extent to which legislative policies are being faithfully, efficiently and effectively implemented by the Mayor and County personnel;
2. To determine whether County programs are achieving their desired objectives;
3. To review both the administrative control and executive control systems as established by the Mayor or the Mayor's designee and departmental personnel, and to determine whether such control systems are adequate and effective in accomplishing their objectives;
4. To perform audits provided for in Section 2-476;
5. To give information to the Commission whenever required regarding any subject relating to the affairs of the County;
6. To offer input throughout the budgetary process;
7. To review the reasonableness of all revenue estimates included in the Mayor's proposed budgets;
8. To review all departmental budgets and perform an analysis of the Mayor's proposed budgets and make recommendations to the Commission regarding adjustments to the proposed budgets;
9. To prepare a budget for the County if requested by the Commission;
10. To make periodic reports to the Commission which shall include, but not be limited to, the following:
 - a. To determine whether departments, agencies and entities of the County have complied with the fiscal and legislative policies of the Commission;
 - b. To provide information on proposals that could adversely affect the County including, but not limited to, the County's credit rating;

- c. To report matters and make recommendations concerning the effectiveness and efficiency of programs and the operation of the County;
 - d. To be empowered to take exception to improper specific expenditures incurred by any County department, agency or entity; and
11. In furtherance of the Commission's policy set forth in Section 2-271 of the Code of Miami-Dade County, the Office of the Commission Auditor shall gather and provide Gender Equity Data, as such term is defined in Section 2-271 of the Code of Miami-Dade County, annually to the Miami-Dade County Commission for Women in the categories enumerated below:
- a. Economic Development: As compared to men both within Miami-Dade County government and throughout Miami-Dade County, the numbers of women employed by industry, serving in high-level or executive positions, serving in low-wage positions, serving as heads-of-household, living in poverty; how salaries compare for men and women employed in the same or similar positions; gender balance on County advisory boards; and any other metrics or information deemed relevant and reasonably accessible by the Office of the Commission Auditor.
 - b. Health and Safety: Infant mortality and birth rates in Miami-Dade County; as compared to men, the number of women and girls with health insurance, with health conditions such as hypertension, with life-threatening conditions such as heart disease; the number of women and girls falling victim to sexual exploitation and human trafficking; the number of reported instances of rape and sexual assault; the amount of money and the types of funding sources spent assisting domestic violence victims and trying to prevent instances of domestic violence; Miami-Dade County government resources directed specifically at women and girls; and any other metrics or information deemed relevant and reasonably accessible by the Office of the Commission Auditor.
 - c. Education: As compared to men, the number of women dropping out of high school each year; the number of women with less than a high school education; with some college, with college degrees, with masters-level, doctorate and professional degrees; and any other metrics or information deemed relevant and reasonably accessible by the Office of the Commission Auditor.

12. The Commission Auditor shall serve as a voting member of any competitive selection committee convened for the purpose of recommending an external auditor to the Mayor or the Mayor's designee. The Commission Auditor shall also be apprised by the Mayor or the Mayor's designee of the activities of the external auditor and may monitor the conduct of, and responses to, external financial statement audits, and the resolution of audit findings. The Commission Auditor shall also work toward the elimination of duplicative audit work through cooperation with state, federal and external auditors, and the Clerk of the Circuit and County Courts when the Clerk is performing as auditor under Article V, Section 16 of the Florida Constitution and general laws of the State of Florida.

>>13. The Commission Auditor shall provide staff and support services to the 30X30 Vision Council.<<

Section 3. The Commission Auditor and Office of Policy and Budgetary Affairs are hereby directed to include providing staff and support services to the 30X30 Vision Council in any of their respective annual work plans that are submitted to this Board for approval. In addition, the current work plans for the Commission Auditor and Office of Policy and Budgetary Affairs are hereby amended to include providing staff and support services to the 30X30 Vision Council in accordance with Sections 2-2422 and 2-477 of the Code, as amended.

Section 4. 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.

Section 5. 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 a 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 6. 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:

September 17, 2024

Approved by County Attorney as
to form and legal sufficiency:

JMM AL
MBV

Prepared by:

Michael B. Valdes

Prime Sponsor: Chairman Oliver G. Gilbert, III