



MIAMI-DADE COUNTY
FINAL OFFICIAL
Meeting Minutes

Board of County Commissioners

Stephen P. Clark Government Center
111 N.W. 1st Street
Miami, FL 33128

Thursday, September 6, 2007
5:01 PM, Commission Chambers

Harvey Ruvlin, Clerk
Board of County Commissioners

Kay Sullivan, Director
Clerk of the Board Division

Scott Rappleye, Commission Reporter, (305) 375-5108



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Members Present: Bruno Barreiro; Jose "Pepe" Diaz; Audrey M. Edmonson; Carlos A. Gimenez; Barbara J. Jordan; Joe A. Martinez; Dennis C. Moss; Dorrin Rolle; Natacha Seijas; Katy Sorenson; Rebeca Sosa; Javier D. Souto

Members Absent: None.

Members Late: None.

Members Excused: Sally A. Heyman

Members Absent County Business: None.

1 MINUTES PREPARED BY

Report: *Scott Rappleye, Commission Reporter, (305) 375-5108*

1A MOMENT OF SILENCE

1B PLEDGE OF ALLEGIANCE

1C ROLL CALL

Report: *In addition to those members of the County Commission present, Honorable Mayor Carlos Alvarez, Honorable Clerk of the Courts Harvey Ruvin, and the following staff members were present: County Manager George Burgess; County Attorney Robert Cuevas; and Deputy Clerks Diane Collins and Scott Rappleye.*

072607

Report

INFORMATION FOR FIRST BUDGET HEARING - FY 2007-08
PROPOSED BUDGET (County Manager)

Presented

ITEM A

072600 Ordinance

ORDINANCE APPROVING, ADOPTING AND RATIFYING THE COUNTYWIDE GENERAL FUND MILLAGE FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2007, AND ENDING SEPTEMBER 30, 2008; LEVYING ALL TAXES SO PROVIDED; PROVIDING SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE (County Manager)

*Adopted on first reading
Public Hearing: September 20,
2007*

*Mover: Katy Sorenson
Seconder: Jose "Pepe" Diaz*

Vote: 12- 0

Absent: Heyman

Report: County Attorney Robert Cuevas read Agenda Items A-F into the record.

County Manager George Burgess read the following proposed millage rates into the record, and noted their comparison to the State defined rollback rates as well as fiscal year 2006-07:

- Countywide Operating: 4.5796 mills, 6.6 percent below State defined rollback rate, 18.4 percent reduction from 2006-07;
- Fire Rescue Service District Operating: 2.2067 mills, 3.4 percent below, 15.4 percent reduction;
- Library System Operating: 0.3842 mills, 9 percent below, 20.9 percent reduction;
- Unincorporated Municipal Service Area Operating: 2.0416 mills, 5 percent below, 16.6 percent reduction;
- Countywide Debt Service: 0.285 mills, no change from 2006-07;
- Fire Rescue District Debt Service: 0.042 mills, no change; and
- Total: 9.5391 mills; 1.9449 mills lower than 2006-07.

County Manager Burgess noted that all four of the operating millage rates complied with the statutory portion of State Legislation adopted during the June 2007 Special Session.

Hearing no objections, the public hearing was opened, simultaneously, for Agenda Items A-F.

The following persons appeared before the County Commission in support of the Corrections Department Boot Camp program:

1. Honorable Chief Stanford Blake expressed concern regarding the language in the proposed budget to "reconfigure" the Boot Camp. He noted that the Public Defender's Office and State Attorney's Office were united in supporting Boot Camp.
2. Former Judge Alex Ferrer.
3. Retired Chief Gary Meece, Boot Camp founder, noted the presence of representatives for Congressman Kendrick Meek and State House District 107, and Retired Chief Jerry Meece. He asked that the County allow the functions and the structure of the existing Boot Camp program to remain in place.
4. Honorable Judge Diane Ward, Circuit Courts, noted she was before the County Commission on behalf of the Circuit Court Judges, all of whom supported the existing boot camp and its continued operation. Judge Ward pointed out that the Honorable Katherine Fernandez-Rundel, State Attorney, also supported the existing Boot Camp Program.
5. Ms. Gail Lewis, Assistant Public Defender, 1320 NW 14 Street.

Honorable Judge Maria Korvick, 73 W. Flagler Street, appeared before the Board and spoke in support of the County Commission funding the Guardianship Program of Dade County.

Mr. Jerry Santeiro, 8300 NW 53 Street #402, appeared before the Board and requested that the County Commission allocate adequate funding to the Guardianship Program for operations.

Commissioner Moss pointed out, for the record, that this budget situation was a result of budget cuts mandated by the Legislature.

Ms. Carla Ascencio-Savola, Chairwoman, Kendall Community Council, 7410

SW 82 Court, appeared before the Board and requested that the County Commission allocate the necessary funds to the Kendall Police Station to adequately patrol downtown Dadeland.

Mr. Jerry Libbin, City of Miami Beach Commissioner, appeared before the Board and urged the County Commission not to support the proposed cut to beach clean up service.

Mr. Joseph Guilietti, 800 NW 33 Street, South Florida Regional Transportation Authority (SFRTA), appeared before the Board and noted the devastating impact the proposed budget cuts to SFRTA would have on ridership and SFRTA matching funds.

Mr. William Alexander, 14117 W Flagler Street, CAMACOL, appeared before the Board and requested the County Commission not to place the burden of the budget cuts on Community Based Organizations (CBO). He pointed out that CBOs were a large part of the County's foreign trade with Latin America.

Ms. Helena Del Monte, Executive Director, Association for the Development of the Exceptional (ADE), 2801 N Miami Avenue, appeared before the Board and requested that the County Commission restore funding to ADE to the fiscal year 2006-07 level.

The following individuals appeared in opposition to the proposed merger of the Community Action Agency (CAA) and Department of Human Services to form the Community Services Department:

- 1. Mr. Adrian Ellis, 6521 SW 58 Avenue, Head Start Policy Council President, asked that the County Commission allocate \$716,000 from General Revenue Funds for the Head Start program.*
- 2. Ms. Audry Tinsley, 10210 SW 5 Street, asked the County Commission to allocate \$716,000 to the Head Start program.*
- 3. Ms. Tamara Garcia, 11510 SW 4 Street, urged the County Commission to adopt a budget that would not place the lives touched by the Head Start program in trouble.*
- 4. Mr. William Zubkoff, 395 NW 1 Street, noted he opposed the CAA and Department of Human Services merger unless the grassroots structure of the CAA was preserved.*
- 5. Mr. James Faison, CAA Governing Board, urged the County Commission to make CAA and Head Start Countywide programs.*
- 6. Ms. Lillie Williams, 1180 NW 50 Street.*
- 7. Mr. Richard Morella, 395 NW 1 Street, requested the County reconsider the proposed merger.*

Commissioner Martinez clarified that the County Commission had not made any budget recommendations and that the public was discussing what the County Administration had recommended.

Ms. Angela Vazquez, 25 Tamiami Boulevard, Southwest Social Services Program, Inc., appeared before the Board and spoke in support of the County Commission allocating funds for CBOs. She invited the County Commission to visit her facility.

Mr. Jorge Perez, 315 S Biscayne Boulevard, appeared before the Board and requested that funding for the Cultural Affairs Council be restored to the fiscal year 2006-07 level.

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Mr. Ramon Perez, 700 SW 8 Street, Little Havana Activities Centers, appeared before the Board and requested that the County Commission make no budget cuts to social services that would impact the Little Havana Activities Center.

Ms. Piedad Palacios, 13823 SW 23 Terrace, appeared before the Board and urged the County Commission to support the Office of Film and Entertainment; to reconsider the proposed cuts to the Office of Film and Entertainment's budget; and to consider a \$100 permit application fee.

Mr. Al Crespo, 689 NE 92 Street, appeared before the Board and spoke in opposition to the proposed \$100 permit application fee. He requested the Office of Film and Entertainment remain a stand alone office. He requested that Chairman Barreiro ensure that his public records request was properly honored regarding the number of letters written in support of the permit application fee.

The following individuals appeared before the Board and spoke in opposition to the County Administration's proposed cuts to the "Mom and Pop" grant program:

- 1. Ms. KC Holmes, 542 NE 82 Street, Kwon Taekwon-Do,*
- 2. Mr. Candido Figueroa, 7920 NW 67 Street, Auto A/C World, Inc.,*
- 3. Ms. Angela Roberts, 10918 SW 184 Street, Chicks and Wings,*
- 4. Ms. Carrie Rozier, 10750 SW 175 Street, Carrie Fresh Bake Cookies,*
- 5. Ms. Judith Glassman, 20855 NE 16 Avenue #C,*
- 6. Ms. Sharon Frazier-Stephens, 145 NE 193 Street,*
- 7. Mr. Adrian Ellis, 6521 SW 58 Avenue,*
- 8. Mr. Eric Robinson, 12515 NW 23 Avenue,*
- 9. Mr. Modesto Perez, 830 E 1 Avenue, Hialeah,*
- 10. Ms. Iris Fletcher, Library Cat Bay, North Dade Regional Library,*
- 11. Mr. N. J. Gilbert, PO Box 540881, Opa-Locka,*
- 12. Mr. Leroy Jones, 180 NW 62 Street,*
- 13. Ms. Rose Giamavol (phonetic), 51 Hunting Lodge Court, Miami Springs.*

Ms. Ana Maria Pozo, 155 S Miami Avenue #601, Foster Care Review Panel, appeared before the Board and requested that the County Commission continue allocating funds for the Foster Care Review Panel.

Mr. John Riley, 2963 NW 135 Street, Equal Opportunity Board (EOB), appeared before the Board and spoke in opposition to the County Administration's proposal to reduce the EOB's staff by 90 percent.

Ms. Heddy Pena, 5541 SW 64 Place, appeared before the Board and spoke in opposition to the County Administration's proposal to reduce the EOB's staff by 90 percent.

Mr. Rehfield McGhee, 19 W Flagler Street #207, appeared before the Board and requested that the County Commission allocate \$250,000 to the County Law Library.

Ms. Ameli Padron-Fragetta, 7950 NW 155 Street #206, appeared before the Board and requested that the County Commission allocate \$250,000 to the County Law Library.

Ms. Rochelle Hampton, 3000 Biscayne Boulevard Suite 500, appeared before the Board and requested that the County Commission continue to allocate

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funds for Legal Services of Greater Miami.

Ms. Val Screen, 780 NE 69 Street #1808, appeared before the Board and requested the County Commission allocate funds to assist efforts to reopen Virginia Key Beach in February 2008.

Ms. Patricia Robbins, 300 N Krome Avenue, Building 12, Florida City, appeared before the Board and requested the County Commission restore funding for Farm Share to the fiscal year 2006-07 level.

Mr. Darrell Jones, 15820 SW 98 Court, appeared before the Board and requested that the County continue to allocate funds to Farm Share, Inc.

Mr. Camille Merilus, 14815 NW 11 Avenue, appeared before the Board and requested that the County allocate \$312,000 to the Camille and Sulette Merilus Foundation, Inc.

Ms. Anjenys Eilert, 7925 NW 12 Street Suite 414, Columbian American Services Association (CASA), appeared before the Board and requested the County Commission consider the services provided by CASA and allocate funds for CASA.

Reverend Guellant Dorcinvil, 3901 NW 2 Avenue, appeared before the Board and requested the County allocate \$800,000 to the Haitian Association of Pastor's for Social Services for a faith based center.

Mr. Wilfred St. Jean, 8365 NE 2 Avenue, appeared before the Board and urged the County to allocate \$800,000 to the Haitian Association of Pastor's for Social Services.

Ms. Doris Hall, 9001 SW 77 Avenue, Wayside Baptist Church, appeared before the Board and invited the County Commission to visit the Wayside Baptist Church facilities and requested that the County allocate \$375,000 to the church for vans to transport disabled individuals to the church.

Ms. Rosa Cozad, 9500 S Dadeland Boulevard Suite 400, Alliance for Aging, Inc., appeared before the Board and requested the County continue to allocate funds to Alliance for Aging, Southwest Social Services, Little Havana Activity Nutrition Center, and Legal Services of Greater Miami.

Mr. Max Rothman, 9500 S Dadeland Boulevard Suite 400, Alliance for Aging, Inc., appeared before the Board and requested that the County continue to restore funding for the Alliance for Aging and all CBOs that serve the elderly to the fiscal year 2006-07 level.

Mr. Mariano Cruz, 1227 NW 26 Street, appeared before the Board and expressed concern regarding his right to be heard, and the County's customer service and transit service.

Mr. Bruno Frontino, 8264 NE 3 Court, appeared before the Board and expressed concern regarding the high tax increase for his property.

Mr. Bill Diggs, President, Miami-Dade Chamber of Commerce, 11380 NW 27 Avenue, appeared before the Board and urged the County Commission to examine the Miami-Dade Chamber of Commerce's accomplishments and to restore funding for the Chamber of Commerce to the fiscal year 2006-07 level.

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Ms. Linda Raybin, 5801 Biscayne Boulevard, appeared before the Board and requested the County Commission restore funding for the Bertha Abess Children's Program to the fiscal year 2006-07 level.

Mr. Lanny Smith, 12010 NW 15 Street, Pembroke Pines, appeared before the Board and requested the County Commission consider allocating \$30,000 to the Earthman Project for an in-school Climate Change program.

Ms. Rosa Maria Plasencia, Executive Director, Amigos for Kids, 8525 SW 68 Street, appeared before the Board and requested that the County allocate \$100,000 to Amigos for Kids.

Commissioner Seijas asked Ms. Plasencia to contact the District 13 office regarding the County Administration's proposed funding for Amigos for Kids.

Ms. Mary Hill, 146 NW 67 Street, appeared before the Board and expressed concern regarding Block Grant funds that she was awarded, but never received.

In response to concerns expressed by Mr. N. J. Gilbert, PO Box 540881, Opa-Locka, regarding the Patriot Passport, Commissioner Diaz noted the County Commission was already addressing that issue.

Ms. Jeanne Tamargo, Institute for Child and Family Health, 9380 Sunset Drive Suite B-180, appeared before the Board and requested the County restore funding to the Institute for Child and Family Health to the fiscal year 2006-07 level.

Ms. Isa Piloto (phonetic), Institute for Child and Family Health, 9380 Sunset Drive Suite B-180, appeared before the Board and requested the County allocate funds for the Institute for Child and Family Health.

Mr. Neil Shiver, President, Martin Luther King Economic Development Corporation, 6114 NW 7 Avenue, appeared before the Board and requested that the County Commission ensure that the County Administration's proposed cut to CBOs was reassessed.

Ms. Maria Rodriguez, 3525 NW 7 Street, appeared before the Board and expressed concern regarding the County cutting funding to Youth Co-op Inc. She pointed out that every County dollar was matched by at least \$10 dollars of Federal funds.

Mr. N. J. Gilbert, PO Box 540881, Opa-Locka, appeared before the Board and requested that the County not cut funding to Youth Co-op Inc.

Mr. Kenneth Whiting, 742 NE 68 Street, appeared before the Board and expressed concern regarding the impact of tax increases on his efforts to rehabilitate homes.

Mr. Richard Ellis, 2701 Ponce De Leon Suite 200, Coral Gables, appeared before the Board and noted the Government Supervisor Association of Florida had a cost effective retirement plan that would pay for itself. He suggested the County assemble an Oversight Committee similar to the Efficiency and Competition Commission. He spoke in support of Boot Camp.

Mr. Alan Rigerman, 17910 NW 84 Avenue, appeared before the Board and expressed concern regarding the lack of oversight in County government; the

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incredible cost overruns; the Port of Miami Tunnel Project; and the County's use of consultants. He requested that the County not target Boot Camp and other community services for cuts.

Ms. Maribel Zayas, 8325 NW 12 Street, appeared before the Board and requested that the County restore funding to the Health Department to the fiscal year 2006-07 level.

Mr. Gene Beck, 10761 SW 38 Street, appeared before the Board and requested that the County Commission restore \$375,000 to the Greater Miami Service Corps. He noted the Greater Miami Service Corps could provide assistance to the Commission and staff.

Ms. Sophie Brion, 2650 SW 27 Avenue, appeared before the Board and requested that the County restore funding for CBOs that provided Domestic Violence and Sexual Assault Services to the fiscal year 2006-07 level.

Ms. Sharon Denaro, 1110 Venetian Way #2F, appeared before the Board and spoke in opposition to the County Administration's proposed funding cuts to CBOs that provided Domestic Violence and Sexual Assault Services. She pointed out that each County dollar allocated to those CBOs brought six additional dollars into the County.

Ms. Shekina Donaldson, 2100 NW 192 Terrace, appeared before the Board and requested the County allocate \$75,000 to the Kinad, Inc. Mobile Museum and African American Exhibit.

Mr. Jose Cela, 5600 NW 36 Street, appeared before the Board and expressed concern regarding the County Administration's proposal regarding the Alliance for Human Services.

Mr. Ben McFerren, 335 Ocean Drive, Miami Beach, appeared before the Board and expressed concern regarding the County Administration's proposed service cut to beach clean up. He presented a petition of over 1000 names in opposition to this proposed cut.

Mr. Raul Perez, 2794 W 73 Place, Hialeah, appeared before the Board and expressed concern regarding the increase in his property taxes.

Chairman Barreiro asked the Property Appraiser to meet with Mr. Perez to discuss his concerns regarding the increase in his property taxes.

Commissioner Sorenson pointed out that the public comments had focused on concerns regarding services and noted that this focus showed the Legislature did not address the inequalities in the tax system.

Mr. Al Cruz, 8000 NW 21 Street, appeared before the Board and spoke in opposition to the County Administration's proposed budget cuts to the Fire Rescue Department. He commended the County Commission and County Administration for avoiding lay offs of Fire Rescue personnel.

Mr. Stan Hills, 8000 NW 21 Street, appeared before the Board and urged the County Commission to evaluate the Fire Rescue capital improvement projects and to continue working on them.

Mr. Lovey Clayton, 1450 N Krome Avenue Suite 104, Florida City, appeared before the Board and requested that the County provide two additional Mobile

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Irrigation Labs to save an additional 500 million gallons of water.

Ms. Marie Johnson-Lovely, 99 NW 183 Street Suite 220, AFSCME Council 79, appeared before the Board and concurred with Commissioner Sorenson's comments regarding the Legislature not addressing the inequalities in the tax system.

Mr. George Baldwin, 10370 SW 149 Terrace, appeared before the Board and noted the Richmond Heights Crime Watch could provide crime prevention services to the County. He suggested that three percent of unspent County funds should go to Richmond Heights.

Mr. David Castrillon, 13205 SW 137 Avenue, appeared before the Board and requested the County allocate funds to the Read 2 Succeed organization.

Ms. Daniela Levine, 860 Jeronimo Drive, Coral Gables, appeared before the Board and encouraged the County not to reduce funding for critical infrastructure programs.

Ms. Thelma Campbell, 6015 NW 7 Avenue, appeared before the Board and requested the County allocate funds to Girl Power and the Mom and House project.

Mr. Louis Falcon, 3235 SW 58 Court, appeared before the Board and expressed concern regarding the need to provide rental assistance to individuals in the County.

Mr. Randy Rosenthal, 8264 NE 9 Avenue, appeared before the Board and urged the County Commission to provide property tax relief.

Ms. Nancy Rohming, 2251 NW 191 Terrace, appeared before the Board and expressed concern regarding high property taxes and noted that her taxes would increase if the referendum passed in January 2008.

Mr. Stan Jacobs, 7801 SW 138 Court, appeared before the Board and expressed concern regarding property taxes.

Mr. Martin Lampkin, 10235 SW 172 Street, appeared before the Board and spoke in opposition to a Charrette in Perrine.

Mr. John Talamas, 522 San Esteban Avenue, appeared before the Board and expressed concern regarding property taxes.

Ms. Barbara Gonzalez, 658 NW 100 Terrace, appeared before the Board and expressed concern regarding property taxes.

Upon the conclusion of all citizens' presentations, Chairman Barreiro closed the public hearing.

County Manager Burgess explained the Legislature mandated the County subtract nine percent from the millage rate for fiscal year 2006-07.

Commissioner Diaz pointed out that the State reduced its budget only 1.6 percent and put over \$7 billion in reserves.

Commissioner Sorenson emphasized her concern regarding the inequity of the system.

Commissioner Rolle expressed concern regarding the County Administration's proposal regarding the Boot Camp program, the Alliance for Aging, and the CAA and Department of Human Services merger. He noted his top priority was HOPE VI and questioned the Request For Proposal (RFP) for sectors two, three, and four of HOPE VI.

Commissioner Sosa suggested that the County Commission approach CBOs objectively and apply the same budget cut to all CBOs. She asked County Attorney Cuevas to provide a report regarding the legal ramifications of the Legislature mandating additional cuts to County funding in the September 18, 2007 Special Session, subsequent to the County adopting a balanced budget that complied with the mandates established in the previous Legislative Session.

Responding to Commissioner Martinez's concern regarding inconsistencies in the appraised value and trim notice value of his neighbor's townhouse, County Manager Burgess noted he would provide Commissioner Martinez a full explanation of inconsistencies in trim notice values and market values of property when they met to discuss the budget.

Commissioner Edmonson noted, for the record, that the Boot Camp program was one of her budget priorities.

Commissioner Seijas asked the County Manager to meet with her before September 20, 2007, and provide a report regarding Head Start and the proposal made to the City of Hialeah, and a report regarding his recommendations for bringing together the Juvenile Courts' services.

Commissioner Gimenez noted the citizens needed a tax break. He said he thought the County's budget had enough funds to provide for all of the desired programs and to provide the citizens a tax break.

Commissioner Moss noted Chairman Barreiro had appointed him as the Chair of the Budget Conference Committee. He emphasized the need for an approved list of priorities set by each Commission Committee. He recommended the Budget Conference Committee and the County Administration meet to resolve budget differences on the following dates:

- Friday, September 14, 2007, at 2:00 p.m.;
- Monday, September 17, 2007, at 2:00 p.m.; and
- Wednesday, September 19, 2007, at 10:00 a.m.

Chairman Barreiro pointed out that he had received memorandums with Committee priorities from some of the Commission Committees. He noted that commissioners would meet with the County Manager individually to address individual priorities.

Following further discussion regarding Commissioner Moss' recommendation concerning Committee priorities, Chairman Barreiro requested that the Budget Conference Committee and commissioners send memorandums following their meetings with the County Administration to apprise the Commission of changes.

Discussion ensued concerning whether or not the Commission would adopt these proposed ordinances with the County Manager's Changes Memorandum.

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In response to Commissioner Moss' concern regarding the County Administration making organizational and personnel changes before final adoption of the budget if the County Commission adopted these proposed ordinances with the County Manager's Changes Memorandum, Mayor Alvarez noted, for the record, the County Administration would not make those changes.

County Attorney Cuevas advised that the Commission did not have to adopt the County Manager's Changes Memorandum; however, it did have to adopt the proposed millage rates.

Chairman Barreiro noted the County Commission would adopt Agenda Items A-F without the Changes Memorandum; and that the Budget Conference Committee would discuss the Changes Memorandum when it met with the County Administration.

Hearing no other questions or comments, the Commission proceeded to vote on Agenda Item A.

ITEM B

072601 Ordinance

ORDINANCE APPROVING, ADOPTING AND RATIFYING THE COUNTYWIDE GENERAL FUND BUDGET FOR MIAMI-DADE COUNTY, FLORIDA, FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2007, AND ENDING SEPTEMBER 30, 2008; PROVIDING A SHORT TITLE; INCORPORATING THE 2007-08 PROPOSED BUDGET AS AMENDED; APPROPRIATING ALL BUDGETED EXPENDITURES; AUTHORIZING THE INVESTMENT OF COUNTY FUNDS IN THE TIME WARRANTS OF MIAMI-DADE COUNTY; AUTHORIZING THE TRANSFER OF FUNDS AS CASH ADVANCES PENDING RECEIPT OF TAXES; AUTHORIZING DEPOSIT OF INTEREST EARNED TO THE GENERAL FUND; RATIFYING AND APPROVING IMPLEMENTING ORDERS AND OTHER ACTIONS OF THE BOARD WHICH SET CHARGES, AUTHORIZING FEES CONSISTENT WITH APPROPRIATIONS AND PROVIDING FOR THEIR AMENDMENT; AUTHORIZING THE COUNTY MANAGER TO EXECUTE CERTAIN FUNDING AGREEMENTS; AMENDING THE TRANSPORTATION IMPROVEMENT PLAN; REPEALING PRIOR ORDINANCES AND RESOLUTIONS IN CONFLICT; PROVIDING SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE (County Manager)

*Adopted on first reading
Public Hearing: September 20,
2007
Mover: Jose "Pepe" Diaz
Seconder: Barbara J. Jordan
Vote: 9- 3
No: Gimenez, Souto, Seijas
Absent: Heyman*

Report: See Report Under Agenda Item A, Legislative File No. 072600.

Commissioner Seijas questioned if the County Administration's recommendation to merge the Community Action Agency and Department of Human Services to form the Community Services Department would occur by the Commission adopting this proposed ordinance.

Commissioner Edmonson questioned the impact of this proposed ordinance on the Metropolitan Miami Action Plan (MMAP).

Commissioner Sosa questioned the proposed funding sources for the Miami Art Museum and the Museum of Science and the consequences of the Commission adopting this proposed ordinance and later deciding to change the level of funding for these museums.

Responding to Commissioners Seijas, Edmonson, and Sosa, County Manager Burgess noted that the County Commission was not bound by its vote today (9/6) and could make any changes to the budget that it desired to make.

Commissioner Gimenez pointed out that the County's Home Rule Charter gave the County Commission purview over the budget and that the Charter gave the Mayor purview over the organization of the County Administration. He questioned how the County Commission could fund its priorities through the budget without interfering with the Mayor's right to organize the County Administration.

County Attorney Cuevas advised that the Mayor could not reorganize County government inconsistent with the budget.

Commissioner Gimenez clarified that the County Commission needed clear direction regarding how to prepare the budget to ensure funding for the departments it wanted without violating the Charter.

Hearing no other questions or comments, the Commission proceeded to vote.

ITEM C

072602 Ordinance

ORDINANCE APPROVING, ADOPTING AND RATIFYING THE UNINCORPORATED MUNICIPAL SERVICE AREA MILLAGE FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2007 AND ENDING SEPTEMBER 30, 2008; LEVYING ALL TAXES SO PROVIDED; PROVIDING SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE (County Manager)

Adopted on first reading
Public Hearing: September 20, 2007
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 12- 0
Absent: Heyman

Report: See Report Under Agenda Item A, Legislative File No. 072600.

ITEM D

072603 Ordinance

ORDINANCE APPROVING, ADOPTING AND RATIFYING THE UNINCORPORATED MUNICIPAL SERVICE AREA BUDGET FOR MIAMI-DADE COUNTY, FLORIDA, FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2007, AND ENDING SEPTEMBER 30, 2008; PROVIDING A SHORT TITLE; INCORPORATING THE 2007-08 PROPOSED BUDGET AS AMENDED; APPROPRIATING ALL BUDGETED EXPENDITURES; AUTHORIZING THE INVESTMENT OF COUNTY FUNDS IN TIME WARRANTS OF MIAMI-DADE COUNTY; AUTHORIZING TRANSFER OF FUNDS AS CASH ADVANCES PENDING RECEIPT OF TAXES; AUTHORIZING DEPOSIT OF INTEREST EARNED TO THE GENERAL FUND RATIFYING AND APPROVING IMPLEMENTING ORDERS AND OTHER ACTIONS OF THE BOARD WHICH SET CHARGES; AUTHORIZING FEES CONSISTENT WITH APPROPRIATIONS AND PROVIDING FOR THEIR AMENDMENT; RECOGNIZING AND CONTINUING THE UNINCORPORATED MUNICIPAL SERVICE AREA; AUTHORIZING THE COUNTY MANAGER TO EXECUTE CERTAIN FUNDING AGREEMENTS; AMENDING THE TRANSPORTATION IMPROVEMENT PLAN; REPEALING PRIOR ORDINANCES AND RESOLUTIONS IN CONFLICT; PROVIDING SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE (County Manager)

*Adopted on first reading
Public Hearing: September 20,
2007*

Mover: Jose "Pepe" Diaz

Seconder: Bruno A. Barreiro

Vote: 10- 2

No: Gimenez, Souto

Absent: Heyman

Report: See Report Under Agenda Item A, Legislative File No. 072600.

ITEM E

072605 Ordinance

ORDINANCE APPROVING, ADOPTING AND RATIFYING MILLAGES FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2007 ENDING SEPTEMBER 30, 2008; DIRECTING THE ASSESSMENT OF MILLAGES ESTABLISHED FOR COUNTY BONDED DEBT SERVICE PURPOSES, THE MIAMI-DADE LIBRARY SYSTEM, AND THE MIAMI-DADE FIRE AND RESCUE SERVICE DISTRICT; LEVYING ALL TAXES SO PROVIDED; RECOGNIZING AND CONTINUING THE MIAMI-DADE LIBRARY SYSTEM; PROVIDING SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE (County Manager)

*Adopted on first reading
Public Hearing: September 20,
2007*

Mover: Jose "Pepe" Diaz

Seconder: Bruno A. Barreiro

Vote: 12- 0

Absent: Heyman

Report: See Report Under Agenda Item A, Legislative File No. 072600.

ITEM F

072606 Ordinance

ORDINANCE APPROVING, ADOPTING AND RATIFYING PROPRIETARY BUDGETS, SPECIAL ASSESSMENT DISTRICT RATES AND BUDGETS, AND OTHER BUDGETS OF MIAMI-DADE COUNTY, FLORIDA, FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2007, AND ENDING SEPTEMBER 30, 2008; PROVIDING A SHORT TITLE; INCORPORATING THE FY 2007-08 PROPOSED BUDGET AS AMENDED; APPROPRIATING ALL BUDGETED EXPENDITURES; AUTHORIZING THE INVESTMENT OF COUNTY FUNDS IN TIME WARRANTS OF MIAMI-DADE COUNTY; AUTHORIZING THE TRANSFER OF FUNDS AS CASH ADVANCES PENDING RECEIPT OF TAXES; RATIFYING AND APPROVING IMPLEMENTING ORDERS AND OTHER ACTIONS OF THE BOARD WHICH SET CHARGES, AUTHORIZING FEES CONSISTENT WITH APPROPRIATIONS AND PROVIDING FOR THEIR AMENDMENT; APPROVING REVISED FEES, CHARGES, AND IMPLEMENTING ORDERS FOR VARIOUS DEPARTMENTS AND AGENCIES; ADOPTING THE FY 2007-08 PAY PLAN; AUTHORIZING ALLOCATIONS AND REALLOCATIONS OF BOND PROCEEDS AND INTEREST EARNINGS; AUTHORIZING THE COUNTY MANAGER TO PROVIDE BOND ISSUE RESERVES; ESTABLISHING SUCH FUNDS AS MAY BE APPROVED DURING THE YEAR AND PROVIDING FOR THEIR EXPENDITURE; AUTHORIZING PAYMENT OF OCCUPATIONAL LICENSE TAX SURCHARGE TO BEACON COUNCIL; APPROPRIATING GRANT, DONATION, AND CONTRIBUTION FUNDS; AUTHORIZING THE COUNTY MANAGER TO EXECUTE CERTAIN FUNDING AGREEMENTS; CONTINUING THE MUNICIPAL SERVICES TRUST FUND; AMENDING THE TRANSPORTATION IMPROVEMENT PLAN; REPEALING PRIOR ORDINANCES AND RESOLUTIONS IN CONFLICT; PROVIDING SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE (County Manager)

*Adopted on first reading
Public Hearing: September 20,
2007*

Mover: Jose "Pepe" Diaz

Seconder: Bruno A. Barreiro

Vote: 8- 4

*No: Edmonson, Gimenez,
Martinez, Seijas*

Absent: Heyman

Report: See Report Under Agenda Item A, Legislative File No. 072600.

It was moved by Commissioner Diaz that the foregoing proposed ordinance be adopted. This motion was seconded by Chairman Barreiro, and upon being put to a vote, passed by a majority vote.

Responding to Commissioner Seijas' inquiry regarding the inclusion of the Children's Trust, Chairman Barreiro noted this proposed ordinance did not include the Children's Trust.

It was moved by Commissioner Moss that this proposed ordinance be reconsidered. This motion was seconded by Commissioner Diaz, and upon being put to a vote, passed unanimously.

Commissioner Martinez noted that this proposed ordinance included the fiscal year 2007-08 pay plan and that the County Commission could not change that pay plan if this proposed ordinance was adopted.

County Attorney Cuevas advised that the County Commission would not be precluded from making changes to the pay plan if this proposed ordinance was adopted.

Discussion ensued regarding the issue of the County Commission changing the proposed pay plan.

County Attorney Cuevas clarified the County Commission could change the pay plan only for positions that did not have a pay plan set by a collective bargaining agreement.

Commissioner Edmonson noted that she was apprised that department directors prepared the budget for their departments. She questioned why the Budget Office needed 72 employees.

Hearing no other questions or comments, the Commission proceeded to vote.

072691 Report

NON AGENDA ITEMS

Presented

Report: Commissioner Seijas asked that \$6,500 be transferred from the District 13 Office Funds to the District 13 Discretionary Reserve Funds.

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ADJOURNMENT

Report: There being no other business to come before the Commission, the meeting was adjourned at 10:56 p.m.

FINAL OFFICIAL

Bruno A. Barreiro, Chairman

ATTEST: HARVEY RUVIN, CLERK

By: _____
Kay Sullivan, Deputy Clerk