

MEMORANDUM

OFFICIAL FILE UNIT
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
DADE COUNTY, FLORIDA

Amended
Agenda Item No. 6(B)

TO: Hon. Chairperson Barbara Carey-Shuler, Ed.D.
and Members, Board of County Commissioners

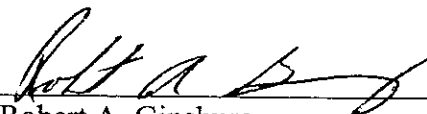
(Second Reading 7-27-04)
DATE: April 27, 2004

FROM: Robert A. Ginsburg
County Attorney

SUBJECT: Ordinance relating to the
Goulds Area Municipal
Advisory Committee

O#04-148

The accompanying ordinance was prepared and placed on the agenda at the request of Commissioner Dennis C. Moss.


Robert A. Ginsburg
County Attorney

RAG/jls

**MEMORANDUM**

TO: Honorable Chairperson Barbara Carey-Shuler Ed.D. and Members Board of County Commissioners **DATE:** July 27, 2004

FROM: George M. Burgess, County Manager  **SUBJECT:** Ordinance creating and establishing the Goulds Municipal Advisory Committee

The accompanying ordinance will not have an additional fiscal impact on Miami-Dade County.

The municipal advisory committee has been meeting as established through Resolution No. 519-03 adopted on May 6, 2003. Staff will continue to provide the support it has been providing until the committee's work is completed.

Fiscal/03504



MEMORANDUM

(Revised)

04 148

TO: Hon. Chairperson Barbara Carey-Shuler, Ed.D.
and Members, Board of County Commissioners

DATE: July 27, 2004

FROM: Robert A. Ginsburg
County Attorney

SUBJECT: Amended
Agenda Item No. 6(B)

Please note any items checked.

- "4-Day Rule" ("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
- Bid waiver requiring County Manager's written recommendation
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- Housekeeping item (no policy decision required)
- No committee review

Approved _____ Mayor
Veto _____
Override _____

Amended
Agenda Item No. 6(B)
4-27-04

ORDINANCE NO. 04-148

ORDINANCE CREATING AND ESTABLISHING THE GOULDS AREA MUNICIPAL ADVISORY COMMITTEE; DIRECTING STAFF TO PREPARE A STUDY OF THE POSSIBLE CREATION OF A NEW MUNICIPALITY IN THE AREA OF GOULDS; PROVIDING WAIVER OF SECTION 2-11.37(c) OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE, AND AN EFFECTIVE DATE

WHEREAS, pursuant to Resolution No. 519-03 (Attachment I) a Goulds Area Municipal Advisory Committee was created; and

WHEREAS, it is anticipated that the Committee's advisory report will not be completed within one year from the date that the Committee was created pursuant to resolution; and

WHEREAS, pursuant to the Code of Miami-Dade County, Section 2-11.31.1, committees that will exist for a year or more shall be created by ordinance,

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

Section 1. Creating of the Goulds Area Municipal Advisory Committee; composition:

There is hereby created a Goulds Area Municipal Advisory Committee consisting of a minimum of no less than seven (7) members and no more than eleven (11) members. The initial members as well as any vacancies on the Goulds Area Municipal Advisory Committee shall be those members appointed pursuant to memorandum to be issued by the County Commissioner for the District. The members of the committee shall select officers from the membership as desirable or necessary.

Section 2. **Purposes.**

- 1) To review the possible incorporation of the generally described area set forth in the map attached as Attachment II and outermost boundaries, as set forth in Attachment III.
- 2) To prepare an advisory report that shall address the results of the study prepared by County staff as well as incorporation concerns of members of the Board of County Commissioners and the manner in which those concerns may be alleviated in the event the Goulds area is incorporated as a new municipality.

Section 3. **Duties and Responsibilities.**

- 1) The committee shall conduct no less than two duly advertised public hearings at which the residents of the area shall have the opportunity to express their views and concerns regarding the proposed incorporation of the Goulds area.
- 2) Prior to the first public hearing, the committee shall have reviewed the tape of the County Commission workshop on incorporation held on January 14, 1999, and shall be familiar with written materials concerning incorporation presented to the Board of County Commissioners at that time and at any subsequent meeting or workshop.
- 3) The committee's responsibilities shall terminate upon submission of its report to the Board of County Commissioners.

Section 4. The requirement of Section 2-11.37(c) of the Code of Miami-Dade County is hereby waived.

Section 5. 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 6. 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 be excluded from the Code of Miami-Dade County, Florida.

Section 7. 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.

Section 8. This ordinance shall stand repealed one year from its effective date.

PASSED AND ADOPTED: JUL 27 2004

Approved by County Attorney as
to form and legal sufficiency:

RAK

Prepared by:

CJS

Craig H. Collier

Sponsored by Commissioner Dennis C. Moss

Approved _____ Mayor

Veto _____

Override _____

Agenda Item No. 10(A)(6)

5-6-03

**OFFICIAL FILE COPY
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
DADE COUNTY, FLORIDA**

RESOLUTION NO. R-519-03

**RESOLUTION CREATING AND ESTABLISHING THE
GOULDS AREA MUNICIPAL ADVISORY COMMITTEE
AND SETTING FORTH ITS DUTIES; DIRECTING
COUNTY STAFF TO PREPARE A STUDY OF THE
POSSIBLE CREATION OF A NEW MUNICIPALITY IN
THE GOULDS AREA OF MIAMI-DADE COUNTY**

WHEREAS, a group of residents in the Goulds area of Miami-Dade County has expressed an interest in creating a new municipality in the Goulds area; and

WHEREAS, such residents recognize the serious implications of creating a new municipality both for the residents of the proposed municipality and for the remaining residents of the unincorporated area and therefore, desire to work with County staff to address these implications; and

WHEREAS, this Board desires to determine whether to proceed with the incorporation process of this municipality,

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

Section 1. The proposed incorporation area in Goulds includes the area as shown on the map in Exhibit A, which is attached hereto and incorporated herein by reference.

Section 2. The Goulds Area Municipal Advisory Committee is hereby created and established consisting of a minimum of seven (7) and a maximum of eleven (11) electors who reside within the boundaries of the study area. The initial members, as well as any members appointed to fill vacancies in the Goulds Area Municipal Advisory Committee, shall be those

ATTACHMENT 1

persons appointed pursuant to memorandum issued by the County Commissioner from District 9. Appointments shall become effective immediately upon each member filing with the Clerk of the County Commission his or her acceptance of such appointment and the oath of office. The members of the committee shall elect officers from the membership as may be deemed necessary or desirable.

Section 3. The committee shall conduct no fewer than two (2) duly advertised public hearings at which citizens shall have the opportunity to express their views and concerns regarding the proposed incorporation of the Goulds area.

Section 4. Prior to the first public hearing the committee shall have met with county staff to review and address concerns that have been raised by both members of the Board of County Commissioners and county staff, shall have reviewed the tape of the County Commission Workshop on Incorporation of January 14, 1999, and shall have become familiar with written materials concerning incorporation presented to the Board of County Commissioners at that time and at any subsequent meeting or workshop.

Section 5. Prior to the first public hearing, county staff from the Office of Management and Budget shall prepare a report concerning the proposed incorporation according to the procedures and guidelines contained in Section 20-22(A) and (B), Section 20-23(B), and Section 20-26 of the Code of Miami-Dade County and shall prepare a study to be reviewed by the committee and presented at the public hearings.

Section 6. Prior to one year from the adoption of this resolution, the committee shall prepare and submit an advisory report that shall address the results of the report prepared by county staff and the incorporation or annexation concerns of both members of the Board of County Commissioners and of county staff, and the manner in which those concerns may be

alleviated in the event the Goulds area is incorporated into a new municipality. The committee's responsibilities shall terminate upon submission of its report.

The foregoing resolution was sponsored by Commissioner Dennis C. Moss and offered by Commissioner **Dorrrin D. Rolle**, who moved its adoption. The motion was seconded by Commissioner **Katy Sorenson** and upon being put to a vote, the vote was as follows:

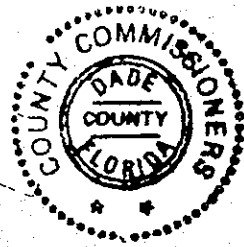
Bruno A. Barreiro	aye	Dr. Barbara Carey-Shuler	aye
Jose "Pepe" Diaz	absent	Betty T. Ferguson	absent
Sally A. Heyman	aye	Joe A. Martinez	aye
Jimmy L. Morales	aye	Dennis C. Moss	absent
Dorrrin D. Rolle	aye	Natacha Seijas	aye
Katy Sorenson	aye	Rebeca Sosa	absent
		Sen. Javier D. Souto	absent

The Chairperson thereupon declared the resolution duly passed and adopted this 6th day of May, 2003. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

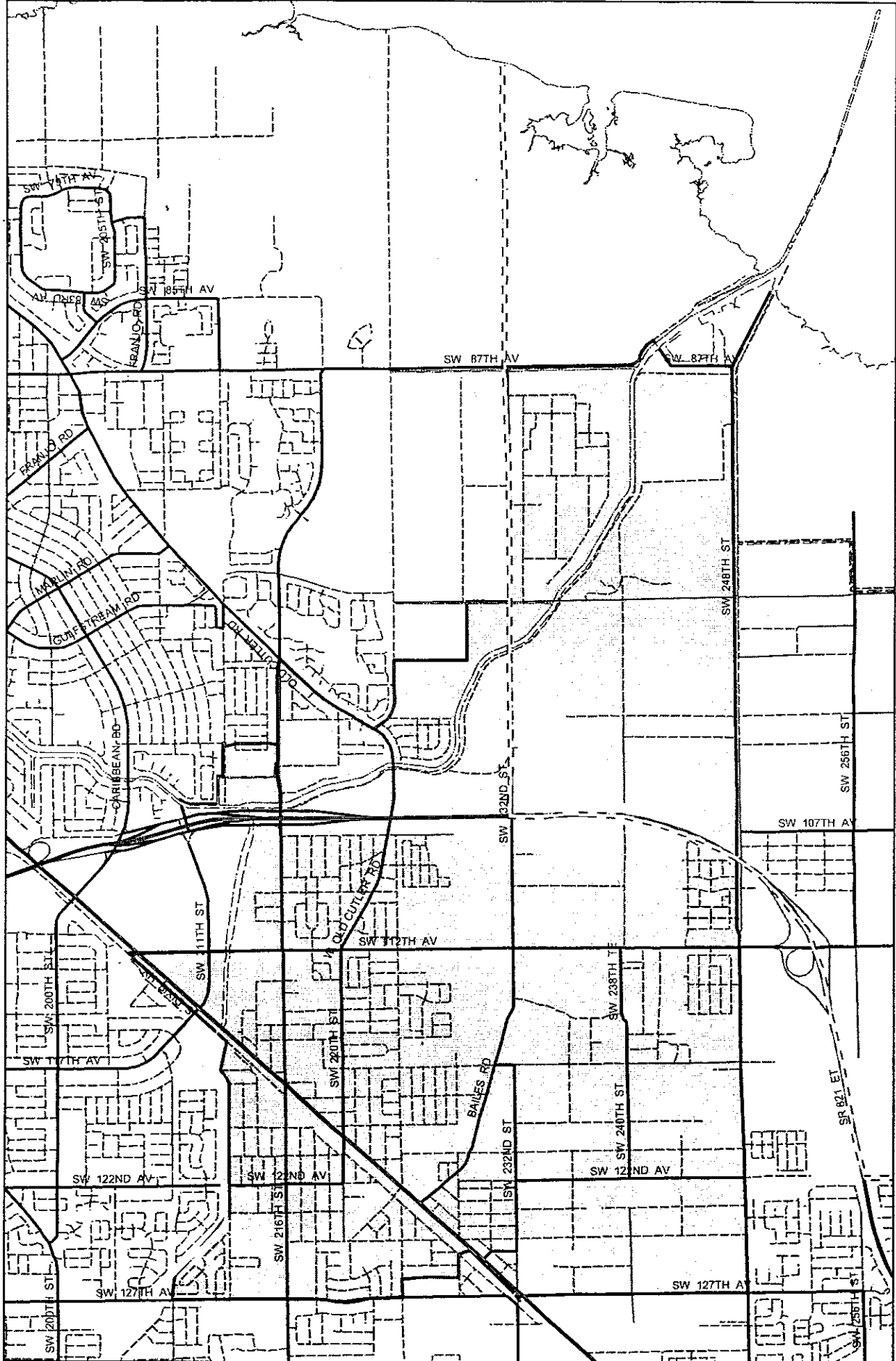
By: **KAY SULLIVAN**
Deputy Clerk



Approved by County Attorney as
to form and legal sufficiency.

Craig H. Coller

Miami-Dade County
Attachment "D" Negotiations



GIS

Information is provided as a service to the public. It is not intended to be used for legal purposes. The user assumes all liability for any use of the information. The information is provided as is without any warranty, express or implied. The information is not to be used for any purpose other than that for which it was provided.

infamindade.gov

Legend
[Symbol] 2000 Precinct Lines
[Symbol] 2000 Precinct Boundaries
[Symbol] 2000 Precinct Centers
[Symbol] 2000 Precinct Perimeters
[Symbol] 2000 Precinct Shapes
[Symbol] 2000 Precinct Colors
[Symbol] 2000 Precinct Names
[Symbol] 2000 Precinct Numbers
[Symbol] 2000 Precinct Symbols
[Symbol] 2000 Precinct Text
[Symbol] 2000 Precinct Lines
[Symbol] 2000 Precinct Boundaries
[Symbol] 2000 Precinct Centers
[Symbol] 2000 Precinct Perimeters
[Symbol] 2000 Precinct Shapes
[Symbol] 2000 Precinct Colors
[Symbol] 2000 Precinct Names
[Symbol] 2000 Precinct Numbers
[Symbol] 2000 Precinct Symbols
[Symbol] 2000 Precinct Text

Attachment III

General Boundaries of the Goulds Municipal Advisory Committee Study Area

Northernmost - intersection of SW 112 Avenue and Busway,

Easternmost - SW 87th Avenue

Southernmost - SW 248th Street

Westernmost - SW 127th Avenue

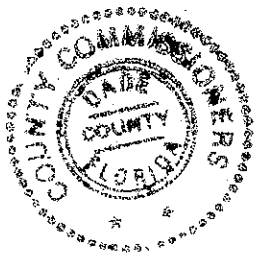
STATE OF FLORIDA)
)
COUNTY OF MIAMI-DADE)

SS:


I, **HARVEY RUVIN**, Clerk of the Circuit Court in and for Miami-Dade County, Florida and Ex-Officio Clerk of the Board of County Commissioners of Said County, Do Hereby Certify that the above and foregoing is a true and correct copy of Ordinance No. 04-148, adopted by said board of County Commissioners at its meeting held on July 27, 2004.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal on this 10th day of August A.D. 2004.

HARVEY RUVIN, Clerk
Board of County Commissioners
Dade County, Florida



SEAL

By 
Deputy Clerk

Board of County Commissioners
Miami-Dade County, Florida

1. The first part of the document is a list of names and addresses of the members of the committee. The names are listed in alphabetical order, and the addresses are given in full. The list includes names such as Mr. J. H. Smith, Mr. W. D. Jones, and Mrs. A. B. White.

2. The second part of the document is a list of the names of the members of the committee who have been elected to the office of Chairman and Secretary. The names are listed in alphabetical order, and the offices are given in full.

3. The third part of the document is a list of the names of the members of the committee who have been elected to the office of Treasurer and Recording Secretary. The names are listed in alphabetical order, and the offices are given in full.

4. The fourth part of the document is a list of the names of the members of the committee who have been elected to the office of Corresponding Secretary and Publicity Secretary. The names are listed in alphabetical order, and the offices are given in full.