



Miami-Dade County Board of County Commissioners

Office of the Commission Auditor

**Board of County Commissioners Meeting**

May 21, 2013

9:30 A.M.

South Miami Dade Cultural Arts Center

10950 S.W. 211<sup>th</sup> Street

Cutler Bay, FL 33189

**Research Division**

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Commission Auditor

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Item No.	Research Notes
3B1 130888	RESOLUTION RATIFYING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE ACTION TO APPLY FOR, RECEIVE AND EXPEND NATIONAL PREA RESOURCE CENTER FUNDS AWARDED; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SUCH CONTRACTS, AGREEMENTS, AND MEMORANDA OF UNDERSTANDING, AND AMENDMENTS AFTER APPROVAL BY THE COUNTY ATTORNEY; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO APPLY FOR, RECEIVE AND EXPEND ADDITIONAL FUNDS THAT MAY BECOME AVAILABLE(Corrections & Rehabilitation Department)
<b>Notes</b>	<p>This resolution ratifies the County Mayor or County Mayor's Designee action to apply for, receive, and expend National PREA Resource Center grant funds awarded in the amount of \$19,000.00.</p> <p>Miami-Dade Corrections and Rehabilitation Department has applied for a grant in the amount of \$19,000.00, available through the National PREA Resource Center, to improve the Department's management information system known as the "Administrative Investigations Management System" (AIM), currently used by the Department's Security and Internal Affairs Bureau. System improvements will enhance the Department's ability to document, track and route, analyze, and report various incidents, including use of force, inmate assaults, employee discipline, and Prison Rape Elimination Act (PREA)-related events.</p> <p>In addition to incident monitoring and reporting, the system will interface with Inmate Profile Systems to populate inmate information in order to produce timely and accurate reports as may be needed or requested for management, law enforcement agencies, and the Department of Justice.</p> <p>The system will enhance the Department's ability to comply with the PREA tenets of the detection, prevention, and reduction of prison rape, and the collection and dissemination of information on sexual assault incidents.</p> <p><b>Additional Information</b> The Prison Rape Elimination Act was passed in 2003 with unanimous support from both parties in Congress. The purpose of the act was to "provide for the analysis of the incidence and effects of prison rape in Federal, State, and local institutions and to provide information, resources, recommendations and funding to protect individuals from prison rape." (Prison Rape Elimination Act, 2003).</p> <p>The act also created the National Prison Rape Elimination Commission and charged it with developing draft standards for the elimination of prison rape. Those standards were published in June 2009, and were turned over to the Department of Justice for review and passage as a final rule. That final rule became effective August 20, 2012.</p> <p>In 2010, the Bureau of Justice Assistance funded the National PREA Resource Center to continue to provide federally funded training and technical assistance to states and localities, as well as to serve as a single-stop resource for leading research and tools for all those in the field working to come into compliance with the federal standards.</p>
3B2 130864	RESOLUTION AUTHORIZING EXECUTION OF A SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION TO PROVIDE ADDITIONAL STATE FUNDING IN THE AMOUNT OF \$850,000.00 FROM ITS COMMUTER ASSISTANCE PROGRAM FOR THE CONTINUED OPERATION OF THE DADE-MONROE EXPRESS SERVICE; AUTHORIZING THE RECEIPT AND EXPENDITURE OF FUNDS AS SPECIFIED IN THE SJPA; AUTHORIZING RECEIPT AND EXPENDITURE OF ANY ADDITIONAL FUNDS SHOULD THEY BECOME AVAILABLE AS SPECIFIED IN THE SJPA; AND AUTHORIZING USE OF CHARTER COUNTY TRANSPORTATION SYSTEM SURTAX FUNDS(Miami-Dade Transit)
<b>Notes</b>	<p>The proposed resolution authorizes the execution of a Supplemental Joint Participation Agreement (Agreement) between Miami-Dade County and the Florida Department of Transportation (FDOT), to provide \$850,000.00 in State funds from its Commuter Assistance Program (CAP) for the continued operation of the Dade-Monroe Express Transit Service.</p> <p><b><i>An equal match of \$850,000 will be provided through Miami-Dade Transit's (MDT) Operating funds in the adopted FY 2012-13 Budget, for a total Agreement amount of \$1,700,000.</i></b></p> <p><u>Fiscal Impact</u> The current annual operating cost for this route is approximately \$2.1 million. The difference between the operating cost for this route and the amount received from the State will be funded through the Department's annual operating budget. This is in addition to the \$850,000 match. Therefore, there is an additional \$400,000 in MDT operating funds for total annual MDT operating funds of \$1,250,000 (local match plus \$400,000).</p> <p>As of 2011, the State's total contribution is \$1,950,000.</p> <p><b>Additional Information</b> <u>Commuter Assistance Program (CAP) Evaluation Final Report, Oct. 2011</u> Florida faces growing challenges for meeting the mobility needs of travelers and businesses. The 2060 Florida Transportation Plan forecasts a near doubling of both population and employment over 2010. At the same time, FDOT acknowledges that available funding will not be sufficient to pay for necessary improvements to the transportation system with the funding gap expected to widen. Such a formidable challenge means that Florida's CAPs, like other transportation programs, will need to make continual improvements. To that end, FDOT has committed to review and update processes and guidelines to make sure Florida is achieving the desired results.</p> <p>The USF Center for Urban Transportation Research conducted the Commuter Assistance Program Evaluation Final Report at the request of FDOT. Two types of surveys were conducted for six of seven CAPs in Florida (South Florida included) to assess the impacts of ride-matching services on behavior and estimate the outcomes such as reduction of vehicle miles of travel (VMT). The general population survey measures</p>

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	<p>advertising and promotion efforts of the CAPs overall and commute habits. The customer survey estimates the effects that the CAPs have had on commuting behavior. <b>CAPs reduced over 28,000,000 in vehicle miles of travel and 847,000 vehicle trips while providing over 35,000,000 person miles of travel and 1,145,000 person trips in carpools and vanpools.</b> Recommendations were made to improve the evaluation process and the performance of the CAPs.</p> <p>Recommendations to CAPs:</p> <ol style="list-style-type: none"> <li>1. CAPs should collect email addresses for customers.</li> <li>2. If they are not already doing so, CAPs should examine how to use social media such as Facebook and Twitter to foster more two-way communication with customers to build rapport and handle customer problems/questions.</li> <li>3. CAPs should begin asking new customers about their current mode use and frequency of mode use by day of week. This "mode use at time of registration" data should be collected at the time they register and date stamped. This baseline mode information should not be modified in the dataset. Separate "current mode" fields should be included in the CAP database. This information would greatly simplify the survey instrument and burden on the respondent.</li> <li>4. CAPs also should ask customers at the time of registration whether they use multiple commute modes on a given day, not just how many days they used each mode.</li> <li>5. CAPs should capture work schedule at the time the customer contacts the CAP, and not leave open the possibility of reporting an alternative schedule that had changed by the time of contact.</li> <li>6. CAPs may be missing an opportunity to make significant, long lasting reductions by not facilitating the adoption of compressed workweek and telework programs at worksites. These options reduce the total number of trips, decrease commute miles driven per week, and potentially shift some demand to off-peak periods.</li> <li>7. CAPs should create a database/spreadsheet for tracking employer-provided commute benefits at the employer level.</li> </ol> <ul style="list-style-type: none"> <li>• <b>Question: Were any of these recommendations implemented?</b></li> </ul> <p><b>Additional Questions (Responses provided by MDT)</b> Has the County completed the analysis on the performance of this current route and its cost effectiveness? If yes, what are the findings?</p> <ul style="list-style-type: none"> <li>• <i>The County made a comparison between running the service with MDT equipment and staff and, based on the information obtained, it was determined that providing the service with the contractor was cost effective. Currently, the County is conducting a comprehensive review of effectiveness for all routes.</i></li> </ul> <p>Has the County made any recent attempts for Monroe County to share in the cost to provide this service? Please explain.</p> <ul style="list-style-type: none"> <li>• <i>Miami-Dade Transit reached out to Monroe County on Nov. 30, 2010 requesting assistance of 50% with the funding of the Dade Monroe Express service. Monroe County responded on March 7, 2011 expressing that they would not assist with sharing the cost.</i></li> </ul>
4A 130911	ORDINANCE AMENDING SECTION 10-38 OF THE CODE OF MIAMI-DADE COUNTY RELATING TO DEBARMENT OF CONTRACTORS FROM COUNTY WORK PROVIDING INCREASING THE PERMITTED PERIOD OF DEBARMENT; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE
<b>Notes</b>	<p>The proposed ordinance amends Section 10-38 of the Code of Miami-Dade County (Code), Debarment of Contractors from County Work, increasing the permitted period of debarment.</p> <p>The proposed amendments to the Code:</p> <p><b>Sec. 10-38. Debarment of contractors from County work.</b></p> <ul style="list-style-type: none"> <li>• Under subsection (j)(1), the timeframe for which a debarment period cannot exceed is increased from <b>5 to 10 years, adding the following language:</b> No event shall exceed <i>ten (10) years for a Contractor which is not an individual. Officers, directors, shareholders, partners, agents, employees, or other individual associated with a Contractor or Contractor who is an individual may be permanently debarred as set forth below.</i></li> <li>• Under subsection (j)(2), the guidelines for specific offenses are all increased to 10 years. For the following offenses which are described specifically <b>in subsection (h)(1) – Causes for Debarment: The Debarment Committee may debar a contractor for a conviction or civil judgment:</b> <ul style="list-style-type: none"> <li>○ For commission of a fraud or a criminal offense in connection with obtaining, attempting to obtain, performing, or making a claim upon a public contract or subcontract, or a contract or subcontract funded in whole or in part with public funds, the debarment timeframe is increased <b>from five (5) years to ten (10) years.</b></li> <li>○ For violation of federal or State antitrust statutes relating to the submission of offers, the debarment timeframe is increased <b>from five (5) years to ten (10) years.</b></li> <li>○ For commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property, the debarment timeframe is increased <b>from five (5) years to ten (10) years.</b></li> <li>○ Which makes the County the prevailing party in a legal proceeding, and a court determines that the lawsuit between the contractor and the County was frivolous or filed in bad faith, the timeframe for which a debarment period cannot exceed is increased <b>from five (5) years to ten (10) years.</b></li> </ul> </li> <li>• Under subsection (j)(2), the guidelines for specific offenses are all increased to 10 years. For the following offenses which are described specifically <b>in subsection (h)(2) – Causes for Debarment: The committee may debar a contractor, based upon a preponderance of the evidence:</b> <ul style="list-style-type: none"> <li>○ Violation of the terms of a County contract or subcontract, or a contract or subcontract funded in whole or in part by County funds, such as willful failure to perform in accordance with the terms of one (1) or more contracts; or the failure to perform,</li> </ul> </li> </ul>

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	<p>or unsatisfactory performance of one (1) or more contracts; or violation of a County ordinance or administrative order which lists debarment as a potential penalty, the timeframe for which a debarment period cannot exceed is increased from <b>five (5) years to ten (10) years.</b></p> <ul style="list-style-type: none"> <li>Subsection (j)(2)(viii) is added: <i>Notwithstanding the foregoing, in the event that the Debarment Committee finds that an individual (i.e., officers, directors, shareholders, partners, agents, employees, or other persons associated with a Contractor or a Contractor who is a person) has knowingly and willfully committed an offence described in subsection (h) such individual may be permanently debarred upon a unanimous vote of the Debarment Committee.</i></li> </ul> <p><b>Additional Information</b></p> <table border="1" style="width: 100%;"> <thead> <tr> <th colspan="2" style="background-color: #d9ead3;">Legislative Background</th> </tr> <tr> <th colspan="2" style="background-color: #d9ead3;">Previous Amendments to Section 10-38 of the Code</th> </tr> <tr> <th style="background-color: #d9ead3;">Date &amp; Reso/Ord. No.</th> <th style="background-color: #d9ead3;">Legislation</th> </tr> </thead> <tbody> <tr> <td>Oct. 18, 2005 <i>R-1206-05</i></td> <td>AO 3-42 EVAL AND SUSPENSION OF CONTRACTORS &amp; CONSULTANTS</td> </tr> <tr> <td>Feb. 8, 2000 <i>Ord. 00-18</i></td> <td>ORDINANCE AMENDING SECTION 10-38 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, PERTAINING TO DEBARMENT OF CONTRACTORS; CLARIFYING THAT DEBARMENT IS INTENDED AS A SUPPLEMENTAL REMEDY; PROVIDING FOR APPLICABILITY TO OTHER VENDORS AND ENTITIES DEALING WITH MIAMI-DADE COUNTY INCLUDING BUT NOT LIMITED TO PROVIDERS OF GOODS AND SERVICES; CHANGING THE ADMINISTERING DEPARTMENT FROM THE CONTRACT COORDINATION OFFICE TO THE DEPARTMENT OF BUSINESS DEVELOPMENT; PROVIDING THAT THE COUNTY MANAGER AND THE INSPECTOR GENERAL CAN INVESTIGATE AND REQUEST DEBARMENTS; CLARIFYING THE ISSUE OF DISCOVERY; ALLOWING FOR CREATION OF A STANDING POOL OF DEBARMENT COMMITTEE MEMBERS; DELETING THE SECTION REGARDING POSSIBLE DECERTIFICATION AS A BLACK BUSINESS ENTERPRISE; DELETING THE REQUIREMENT THAT UNSATISFACTORY PERFORMANCE OF A CONTRACTOR MUST BE CERTIFIED BY AN INDEPENDENT AUDITOR, ARCHITECT, ENGINEER OR GENERAL CONTRACTOR; CREATING PRESUMPTION FOR FAILURE TO APPEAR OR TESTIFY; PROVIDING THAT THE COUNTY MANAGER MAY OVERRIDE THE DEBARMENT COMMITTEE'S DECISION; PROVIDING STANDARD OF REVIEW ON APPEAL AND CLARIFYING THAT THE DECISION OF THE DEBARMENT COMMITTEE IS BASED ON A MAJORITY OF THE MEMBERS OF THE COMMITTEE; PROVIDING SEVERABILITY, INCLUSION IN CODE AND EFFECTIVE DATE</td> </tr> </tbody> </table>	Legislative Background		Previous Amendments to Section 10-38 of the Code		Date & Reso/Ord. No.	Legislation	Oct. 18, 2005 <i>R-1206-05</i>	AO 3-42 EVAL AND SUSPENSION OF CONTRACTORS & CONSULTANTS	Feb. 8, 2000 <i>Ord. 00-18</i>	ORDINANCE AMENDING SECTION 10-38 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, PERTAINING TO DEBARMENT OF CONTRACTORS; CLARIFYING THAT DEBARMENT IS INTENDED AS A SUPPLEMENTAL REMEDY; PROVIDING FOR APPLICABILITY TO OTHER VENDORS AND ENTITIES DEALING WITH MIAMI-DADE COUNTY INCLUDING BUT NOT LIMITED TO PROVIDERS OF GOODS AND SERVICES; CHANGING THE ADMINISTERING DEPARTMENT FROM THE CONTRACT COORDINATION OFFICE TO THE DEPARTMENT OF BUSINESS DEVELOPMENT; PROVIDING THAT THE COUNTY MANAGER AND THE INSPECTOR GENERAL CAN INVESTIGATE AND REQUEST DEBARMENTS; CLARIFYING THE ISSUE OF DISCOVERY; ALLOWING FOR CREATION OF A STANDING POOL OF DEBARMENT COMMITTEE MEMBERS; DELETING THE SECTION REGARDING POSSIBLE DECERTIFICATION AS A BLACK BUSINESS ENTERPRISE; DELETING THE REQUIREMENT THAT UNSATISFACTORY PERFORMANCE OF A CONTRACTOR MUST BE CERTIFIED BY AN INDEPENDENT AUDITOR, ARCHITECT, ENGINEER OR GENERAL CONTRACTOR; CREATING PRESUMPTION FOR FAILURE TO APPEAR OR TESTIFY; PROVIDING THAT THE COUNTY MANAGER MAY OVERRIDE THE DEBARMENT COMMITTEE'S DECISION; PROVIDING STANDARD OF REVIEW ON APPEAL AND CLARIFYING THAT THE DECISION OF THE DEBARMENT COMMITTEE IS BASED ON A MAJORITY OF THE MEMBERS OF THE COMMITTEE; PROVIDING SEVERABILITY, INCLUSION IN CODE AND EFFECTIVE DATE
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4B 130915	ORDINANCE AMENDING CHAPTER 11A OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO DISCRIMINATION IN HOUSING, PUBLIC ACCOMMODATIONS, AND EMPLOYMENT BASED ON GENDER IDENTITY OR EXPRESSION; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE										
<b>Notes</b>	<p>The proposed ordinance amends Chapter 11A of Miami-Dade County Code relating to discrimination in housing, public accommodations and employment extending protections based on gender identity or expression.</p> <p><b>Additional Information</b></p> <p>The following states have banned discrimination based on <b>sexual orientation and gender identity/expression</b>:</p> <ul style="list-style-type: none"> <li>Minnesota, New Mexico, Illinois, Maine, Washington, Iowa, Oregon, Colorado; and</li> <li>California, Connecticut, District of Columbia, New Jersey, Massachusetts, Nevada, Rhode Island and Vermont first passed sexual orientation non-discrimination laws and later passed gender identity/expression laws.</li> <li>Hawaii enacted a law prohibiting sexual orientation discrimination in employment in 1991; then in 2005 enacted a law prohibiting sexual orientation and gender identity/ expression discrimination in housing. In 2006, public accommodations protections were added for sexual orientation and gender identity/expression and in 2011 gender identity was added to the employment discrimination law.</li> </ul> <p>The following states have banned discrimination based on sexual orientation:</p> <ul style="list-style-type: none"> <li>Wisconsin, New Hampshire, Maryland, New York and Delaware.</li> </ul>										
4C 130920	ORDINANCE AMENDING SECTION 2--1311 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, TO ADD A SUNSET PROVISION; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE										
<b>Notes</b>	<p>The proposed ordinance amends Section 2-1311 of the Code of Miami-Dade County, Dial-A-Life Program, to add a sunset provision.</p> <p>The amendment provides a sunset date of June 15, 2013.</p> <p><b>Dial-A-Life Program</b></p> <p>The Dial-A-Life Program is a Miami-Dade County initiative, created in 2001 by Ordinance No. 01-115, that is dedicated to collecting used, disconnected digital cellular telephones and reprogramming them so that eligible, at-risk Miami-Dade County residents, such as elderly, disabled, low-income, domestic violence victims and families with at-risk or disabled children, can call 9-1-1 for emergency assistance.</p> <p><b>Additional Information</b></p> <p>On March 1, 2011, the Dial-A-Life Advisory and Oversight Board presented the Semi-Annual Status Report and Dial-A-Life Program Surplus Cellular Telephones Report (File Status No. 110197) to the Board of County Commissioners (BCC) as required by Ordinance No. 01-115,</p>										

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	<p>establishing the Dial-A-Life Program. The semi-annual status report provided an overview of the Dial-A-Life program's planning and implementation activities from June 2010 to December 2010.</p> <p>The Dial-A-Life Program Telephones Donations by Donor Report was provided to identify all of the Miami-Dade County departments cellular and/or mobile telephones that have become surplus during the period of June 2010 through December 2010.</p> <p>Accomplishments:</p> <ul style="list-style-type: none"> <li>• 425 telephones collected, 53 carryover (surplus), resulting in a distribution of 478 telephones.</li> <li>• 118 telephones were distributed during telephone distribution events held at the following venues: Jack Orr Senior Center, South Dade CAC, Point East Apartments, South Shore Community Center, Kendall CAC, Bird CAC, Federation Towers, Russell JCC, Federation Gardens and District 11 Health Fair.</li> <li>• 134 telephones were distributed through the following distribution centers: CAC (Homestead, South Dade, Kendall, Bird Road, Westchester, Little Havana, East Hialeah, West Hialeah, Westland, and North Miami Beach), DHS Coordinated Victims Assistance, Charles Hadley Park, CAA Liberty City, and Little Havana Activities and Nutrition Center.</li> <li>• 6 telephones were delivered to the homes of elderly residents.</li> <li>• A telephone collection drive was held at Miami-Dade Fire Rescue Headquarters from November 22, 2010 through January 3, 2010.</li> <li>• 13 Dial-A-Life Program presentations were conducted at CACs (Homestead, South Dade, Kendall, Bird Road, Westchester, Little Havana, East Hialeah, West Hialeah, Westland, and North Miami Beach), Alper JCC, Edison Senior Center, and JCS; all 13 organizations partnered with the program.</li> <li>• On distribution center has been removed from the program: VA.</li> <li>• 11 collection centers were added to the program: CACs (Homestead, South Dade, Kendall, Bird Road, Westchester, Little Havana, East Hialeah, West Hialeah, Westland, and North Miami Beach), and PB America, Inc.</li> </ul> <table border="1" style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th colspan="2" style="text-align: center;">Dial-A-Life Telephone Donations by Donor June 1, 2010 through December 1, 2010</th> </tr> <tr> <th style="text-align: center;">Donor Name</th> <th style="text-align: center;">Phone Quantity</th> </tr> </thead> <tbody> <tr> <td>Aviation</td> <td style="text-align: center;">15</td> </tr> <tr> <td>Bellsouth</td> <td style="text-align: center;">33</td> </tr> <tr> <td>Enterprise Technology Service Department</td> <td style="text-align: center;">377</td> </tr> <tr> <td>Carryover</td> <td style="text-align: center;">53</td> </tr> <tr> <td><b>Total</b></td> <td style="text-align: center;"><b>478</b></td> </tr> </tbody> </table>	Dial-A-Life Telephone Donations by Donor June 1, 2010 through December 1, 2010		Donor Name	Phone Quantity	Aviation	15	Bellsouth	33	Enterprise Technology Service Department	377	Carryover	53	<b>Total</b>	<b>478</b>
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4E 130936	<p>ORDINANCE RELATING TO COMMUNITY WORKFORCE PROGRAM AMENDING SECTION 2-1701 OF THE CODE OF MIAMI-DADE COUNTY TO REQUIRE CONTRACTORS, EXCEPT THOSE WORKING ON AIRPORT AND SEAPORT CAPITAL CONSTRUCTION CONTRACTS, TO HIRE FROM THE DESIGNATED TARGET AREA WHERE THE PUBLIC IMPROVEMENT PROJECT IS LOCATED, AND TO MAKE THE SUBMISSION AND ACCEPTANCE OF A WORKFORCE PLAN A PREREQUISITE TO THE ISSUANCE OF A NOTICE TO PROCEED, DELETING REFERENCES TO "THE COUNTY MANAGER" AND REPLACING WITH "THE MAYOR OR THE MAYOR'S DESIGNEE," OR "THE BOARD" WHERE APPROPRIATE, AND DELETING REFERENCE TO "ADMINISTRATIVE ORDER" AND REPLACING WITH "IMPLEMENTING ORDER," PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND EFFECTIVE DATE</p>														
<b>Notes</b>	<p>The proposed ordinance, relating to Community Workforce Program, amends Section 2-1701 of the Miami-Dade County Code (Code) to do the following:</p> <ul style="list-style-type: none"> <li>• Require contractors, except those working on Airport and Seaport capital construction contracts, to hire from the Designated Target Area (DTA) where the public improvement project is located;</li> <li>• To make the submission and acceptance of a Workforce Plan a prerequisite to the issuance of a Notice to Proceed;</li> <li>• Deletes references to the County Manager, replacing it with either the Mayor or the Mayor's designee, or the Board where appropriate; and</li> <li>• Deletes reference to administrative order, replacing it with implementing order.</li> </ul> <p><b>Additional Information</b> <u>Community Workforce Program (CWP)</u></p> <p>On January 23, 2003, under Ordinance No. 03-1, the Board of County Commissioners (BCC) established the CWP. Subsequently, on May 5, 2003, the Department of Business Development (DBD) implemented the CWP, which was designed to provide job opportunities to local residents of traditionally underserved and underdeveloped neighborhoods.</p> <p>On November 4, 2003, under Ordinance No. 03-237, the BCC amended Ordinance No. 03-1, adding definitions for construction trade, labor force, and job; clarifying definitions of new hire, residency, workforce recruitment organization; and clarifying Sections B, C, and D. The November 2003 amendments provided even more job opportunities to Miami-Dade County residents of DTAs.</p> <p>To achieve the objective of the program, all capital construction projects and work orders advertised on or after May 5, 2003 are subject to the inclusion of a workforce goal. This goal is established by Small Business Development (SBD) and is a percentage of labor force that a County awarded contractor/subcontractor must hire from within the DTA in which the construction project/work order is located in accordance with the governing Ordinance No. 03-237. Not less than 10% of the labor force must come from the DTA in which the public improvement is located.</p>														

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	<p>Contractors may utilize persons from nearby DTAs to meet the workforce goal only after they have proven to SBD with supporting documentation that the person(s) was not available from the respective DTA and did not have the required skills needed to meet the job requirements. Upon SBD approval, the contractor may recruit from other nearby DTAs. Contractors may be given relief or release from a workforce goal in whole or in part, contingent upon the submittal of adequate justification in accordance with the governing legislation. The workforce goal may be applied to capital construction projects entered into and issued by Miami Dade County, its departments and agencies, Public Health Trust, or funded in whole or in part by County funds or with private funds on County property for projects and work orders equal to or greater than two hundred fifty thousand dollars (\$250,000) and located in a DTA.</p> <p>Contractors/subcontractors may recruit labor force needed to meet an established workforce goal by contacting a Workforce Development Organization (WDO) or Workforce Recruitment Organization (WRO). The organization must be registered as a WDO or WRO with SBD. The Miami-Dade County's Clearinghouse resources are also available for use by the contractors/subcontractors if they desire to self-recruit.</p> <p>In order to obtain registration as a WDO or WRO the organization must be regularly engaged in business for a minimum of one (1) year in the area of providing construction trades or skills training and/or recruitment/referral and placement of skilled and unskilled laborers for construction work. The WDO or WRO must also be a business enterprise located in Dade or Broward County.</p>
4F 130921	<p>ORDINANCE AMENDING ORDINANCE NO. 08-115 CREATING MIAMI INTERNATIONAL AIRPORT NEIGHBORHOOD RELATIONS COMMITTEE; PROVIDING PURPOSE, MEMBERSHIP, PROCEDURES, POWERS AND DUTIES, STAFF; TO PROVIDE SUNSET PROVISION UNTIL OCTOBER 7, 2018</p>
<b>Notes</b>	<p>The proposed ordinance extends the sunset provision, provided in Ordinance No. 08-115, to October 7, 2018 instead of October 7, 2013, for the Miami International Airport Neighborhood Relations Committee.</p> <p><b>Additional Information</b></p> <p>On October 7, 2008, the Board of County Commissioners (BCC) adopted Ordinance No. 08-115, creating the Miami International Airport (MIA) Neighborhood Relations Committee (NRC) to serve in an advisory capacity to discuss, evaluate and recommend to County Commissioners of Districts 6 and 12, ways to reduce or mitigate adverse impacts from various airport related activities, to the residential areas immediately adjacent to MIA. The NRC consists of nine (9) members representing the areas with the greatest potential for adverse impacts from MIA. The NRC was tasked to hold quarterly public meetings and maintain written minutes. Additionally, the NRC was to present an annual report of its recommendations to the County Commissioners of District 6 and 12.</p> <p>In 2012, the NRC held five (5) meetings, four (4) of which had a quorum.</p> <p>Currently, the NRC has one (1) vacancy.</p> <p><b>All boards created by the BCC through ordinance are subject to a sunset review process, as provided in Section 2-11.40 of the Miami-Dade County Code. Although the NRC was created in 2008, there haven't been any sunset review reports presented to the BCC.</b></p> <ul style="list-style-type: none"> <li>• <b>According to Office of Management and Budget, a report was not submitted in 2012 and according to Ordinance No. 08-115 they were to automatically sunset by 10/13.</b></li> </ul>
4G 130922	<p>ORDINANCE AMENDING ORDINANCE NO. 08-116 CREATING AIRCRAFT NOISE ABATEMENT ADVISORY BOARD FOR MIAMI INTERNATIONAL AIRPORT; PROVIDING MEMBERSHIP, PURPOSE, PROCEDURES, POWERS AND DUTIES; TO PROVIDE SUNSET PROVISION UNTIL OCTOBER 7, 2018</p>
<b>Notes</b>	<p>The proposed ordinance extends the sunset provision, provided in Ordinance No. 08-116, to October 7, 2018, for the Aircraft Noise Abatement Advisory Board for Miami International Airport.</p> <p><b>Additional Information</b></p> <p>On October 7, 2008, the Board of County Commissioners (BCC) adopted Ordinance No. 08-116, creating the Aircraft Noise Abatement Advisory Board (NAAB) for Miami International Airport (MIA) to serve in an advisory capacity to discuss, evaluate and make recommendations to the BCC on measures to reduce aircraft noise on the surrounding areas of MIA. The NAAB consists of twenty (20) members. The NAAB was tasked to hold quarterly public meetings and maintain written minutes. Additionally, the NRC was to submit an annual written report of its recommendations to the BCC.</p> <p>From January 1, 2010 through December 31, 2011 the NAAB had five (5) meetings of which four (4) had a quorum. In 2012, the NAAB held four (4) meetings and three (3) meetings have been held in 2013 all of which had a quorum. <b>Currently, the NAAB has eleven (11) vacancies.</b></p> <p>All boards created by the BCC through ordinance are subject to a sunset review process, as provided in Section 2-11.40 of the Miami-Dade County Code. The Sunset Review report was presented to the BCC on March 6, 2012.</p> <p>The NAAB recommended the continuation of the Board and increasing the meetings from quarterly to bi-monthly. Additionally, the NAAB recommended the immediate closure of the two (2) gaps on the NW 36<sup>th</sup> Street Noise Wall. These two gaps are located immediately south of the Village of Virginia Gardens and the City of Miami Springs. Performance measures were not yet established at the time the Sunset Review Report was submitted.</p> <p>The operating cost of the NAAB, both direct and indirect for FY 2010 and FY 2011 was \$7,400. The source of funding is the Miami-Dade Aviation Department operating budget.</p>

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8F1 130713	<p>RESOLUTION AUTHORIZING THE ACCESS OF THE CITY OF TALLAHASSEE CONTRACT NO. 2518/MIKE DAVIDSON FORD IN THE AMOUNT OF \$1,254,961.00 TO PURCHASE MODEL YEAR 2013 TRUCKS AND VANS FOR THE MIAMI-DADE WATER AND SEWER DEPARTMENT, AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO ACCESS THE AGREEMENT FOR AND ON BEHALF OF MIAMI-DADE COUNTY, AND TO EXERCISE ANY CANCELLATION AND RENEWAL PROVISIONS, AND TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN(Internal Services)</p>																								
<b>Notes</b>	<p>The proposed resolution authorizes the access of The City Of Tallahassee Contract No. 2518/Mike Davidson Ford in the amount of \$1,254,961.00 to purchase model year 2013 trucks and vans for the Miami-Dade Water and Sewer Department (WASD), and authorizes the County Mayor or his designee to access the agreement for and on behalf of Miami-Dade County.</p> <p><u>Fiscal Impact</u> The fiscal impact for the total one-time purchase is \$1,254,961.00. These funds are budgeted from the WASD's proprietary funds.</p> <p><i>There was no previous contract.</i></p> <p><u>Vendor Information</u> Ford LTD d/b/a Mike Davidson Ford Mike Davidson - Principal 9650 Atlantic Boulevard Jacksonville, Florida</p> <p><i>* The vendor is non-local; therefore, the Small Business Enterprise (SBE) Bid Preference and Local Preference do not apply.</i></p> <p>The vendor will provide a <b>total of 25 vehicles - 22 trucks and 3 vans</b>, for a one-time purchase with the following price breakdown:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="background-color: #d9ead3;">Make/Model</th> <th style="background-color: #d9ead3;">Quantity</th> <th style="background-color: #d9ead3;">Price per Unit</th> <th style="background-color: #d9ead3;">Total Price</th> </tr> </thead> <tbody> <tr> <td>2013 Ford F-450 Truck <i>To be outfitted with cranes to service over 1,000 pump stations.</i></td> <td style="text-align: center;">18</td> <td style="text-align: right;">\$61,308.53</td> <td style="text-align: right;">\$1,103,553.54</td> </tr> <tr> <td>2013 Ford F-150 Truck 4x2 Crew Cab <i>To be used to investigate sewer line problems and accidents.</i></td> <td style="text-align: center;">2</td> <td style="text-align: right;">\$24,304.34</td> <td style="text-align: right;">\$ 48,608.68</td> </tr> <tr> <td>2013 Ford F-150 Truck 4x2 XL Crew Cab <i>To be assigned to the lab division for countywide water and sewage sample collection.</i></td> <td style="text-align: center;">2</td> <td style="text-align: right;">\$22,543.00</td> <td style="text-align: right;">\$ 45,086.00</td> </tr> <tr> <td>2013 Ford E-250 Cargo Van <i>To be used by air conditioning and refrigeration mechanics throughout WASD locations.</i></td> <td style="text-align: center;">3</td> <td style="text-align: right;">\$19,237.27</td> <td style="text-align: right;">\$ 19,237.27</td> </tr> <tr> <td colspan="3" style="text-align: right;"><b>Grand Total</b></td> <td style="text-align: right;"><b>\$1,254,960.03</b></td> </tr> </tbody> </table> <p><u>Market Research</u> <i>Market Research was conducted to compare pricing under the competitive contracts established by the City of Tallahassee, the National Joint Powers Alliance (NJPA), Florida Sheriffs Association (FSA) and the State of Florida, Department of Management Services. Based on vehicle specifications provided by the user department, quotes were requested from the awarded vendors under each of the aforementioned contracts and analyzed within a price comparison spreadsheet, from which it was determined the awarded vendor under the City of Tallahassee contract offered the best prices. The City of Tallahassee contract was awarded under full and open competition for purchase of various types of cars and trucks. Additionally, while there were local vendors under the FSA contract, the comparative pricing for this group of vehicles would be approximately \$68,000 higher if the FSA contract was used.</i></p>	Make/Model	Quantity	Price per Unit	Total Price	2013 Ford F-450 Truck <i>To be outfitted with cranes to service over 1,000 pump stations.</i>	18	\$61,308.53	\$1,103,553.54	2013 Ford F-150 Truck 4x2 Crew Cab <i>To be used to investigate sewer line problems and accidents.</i>	2	\$24,304.34	\$ 48,608.68	2013 Ford F-150 Truck 4x2 XL Crew Cab <i>To be assigned to the lab division for countywide water and sewage sample collection.</i>	2	\$22,543.00	\$ 45,086.00	2013 Ford E-250 Cargo Van <i>To be used by air conditioning and refrigeration mechanics throughout WASD locations.</i>	3	\$19,237.27	\$ 19,237.27	<b>Grand Total</b>			<b>\$1,254,960.03</b>
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8K1 130904	<p>RESOLUTION AUTHORIZING EXECUTION OF GROUND LEASE AGREEMENTS WITH RUDG LLC OR THEIR ASSIGNEE, FOR MARTIN FINE VILLAS/HALEY SOFGE AND CLAUDE PEPPER TOWERS SITES; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE GROUND LEASE AGREEMENTS FOR AND ON BEHALF OF MIAMI-DADE COUNTY, AND TO MAKE ANY NECESSARY AMENDMENTS AND TO EXERCISE ANY TERMINATION, CANCELLATION AND RENEWAL PROVISIONS; CONSENTING TO SUBLEASING OF THE SITES BY RUDG LLC; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO SUBMIT DISPOSITION APPLICATIONS TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR THE SITES APPROVING THE DISPOSITION OF THESE SITES, SUBJECT TO APPROVAL BY THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE AMENDMENTS TO ANNUAL CONTRIBUTION CONTRACTS, AGREEMENTS, RELEASES, AND ANY OTHER DOCUMENTS THAT MAY BE REQUIRED BY THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT(Public Housing and Community Development)</p>																								
<b>Notes</b>	<p>This resolution approves the execution of ground leases (Leases) with RUDG, LLC or their assignees (Developer), in order to provide site control for the future development of the Martin Fine Villas/Haley Sofge and Claude Pepper Towers sites.</p> <p>This resolution also authorizes the County Mayor or County Mayor's designee to submit disposition applications to the U.S. Department of Housing and Urban Development (HUD) and execute amendments for other documents as may be required by HUD for the Martin Fine Villas/Haley Sofge Towers site and the Claude Pepper Towers site, which were previously approved by the Board as a result of Request for Proposals (RFP) No. 794.</p>																								

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	<p>Additionally, it is recommended that the County Mayor waive his veto authority to allow the Developer to meet the Finance Corporation deadline subsequent to BCC approval.</p> <p><b>Property Information</b> According to the Miami-Dade County Property Appraiser, the Martin Fine Villas/Haley Sofge Towers site: Folio 01-3135-047-0010 is assessed at \$39,068,540 for 2012; and The Claude Pepper Towers site: Folio 01-3135-018-0310 is assessed at \$10,057,054.</p> <p><b>Background</b> RFP No. 794 was issued on July 14, 2011, to solicit offers from developers to maximize and expedite the development potential of over 100 existing public housing sites and vacant land sites administered by the Department. The solicitation sought to establish partnerships with qualified entities to rehabilitate/upgrade existing public housing units, remove and replace obsolete public housing units, increase the number of units on underutilized sites, develop vacant land owned by the County, and also incorporate commercial and other special purpose uses, where appropriate, at particular public housing sites or vacant land sites.</p> <p>On November 23, 2011, the BCC, through R-1026-11, awarded site control through ground leases to six (6) developers for a total of twenty eight (28) project sites. Resolution No. 1026-11 approved the Developer for the Martin Fine Villas/Haley Sofge site and the Claude Pepper Towers site and approved the execution of ground leases for those sites.</p> <p>The ground leases were subsequently executed for the Martin Fine Villas/Haley Sofge and Claude Pepper Towers sites, and the Developer applied for nine percent (9%) Housing Tax Credits from the Finance Corporation in the 2011 Universal Cycle. However, the Developer was not awarded Housing Tax Credits for these sites in the 2011 Universal Cycle. The leases were for a term of 11 months and were also dependent upon receiving funding and therefore have expired.</p> <p>The Developer now seeks to apply for nine percent (9%) Housing Tax Credits for the 2013 Universal Cycle for the Martin Fine Villas/Haley Sofge and Claude Pepper Towers sites. However, BCC approval of a ground lease is a prerequisite to apply for Housing Tax Credits as this establishes site control. The Leases are contingent on obtaining funding award from the Finance Corporation.</p> <p>Pursuant to Resolution No. 1026-11, the scope of these projects will not be finalized until the Master Development Agreements are executed. Negotiations will commence in the event the Developer is awarded nine percent (9%) Housing Tax Credits from the Finance Corporation. It is anticipated that successful negotiations will result in improvements to the Martin Fine Villas/Haley Sofge and Claude Pepper Towers sites and/or revenue sharing agreements between the Developer and the County.</p> <p>For the last several months, the Finance Corporation has been evaluating its rule-making process to determine the requirements for 2013 applications for Housing Tax Credits. The Finance Corporation has changed its approach and will issue several Requests for Proposals (Finance Corporation Solicitation). The initial Finance Corporation Solicitation is open to applicants proposing developments of affordable rental Permanent Supportive Housing for Persons with Special Needs, with a goal to fund one application for Veterans with Special Needs.</p> <p>The Developer will submit two (2) applications in this new cycle, one for the Martin Fine Villas/Haley Sofge site for Special Needs housing, and the other for the Claude Pepper Towers site (with additional units at this existing site) for Veterans with Special Needs housing. The Finance Corporation Solicitation was issued on April 15, 2013 and the due date is May 24, 2013.</p>
801 130946	<p>RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF CONSENT DECREE BETWEEN MIAMI-DADE COUNTY, THE UNITED STATES OF AMERICA, STATE OF FLORIDA AND FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION; PROVIDING FOR SETTLEMENT OF ALLEGED VIOLATIONS OF FEDERAL AND STATE ENVIRONMENTAL LAWS RELATING TO THE COUNTY SEWAGE SYSTEM WITH AN ESTIMATED COST OF \$1.6 BILLION IN CAPITAL IMPROVEMENTS OVER A 15-YEAR PERIOD, \$15 MILLION FOR IMPLEMENTING MAINTENANCE AND MANAGEMENT PROGRAMS, \$2 MILLION FOR A SUPPLEMENTAL ENVIRONMENTAL PROJECT TO BE FUNDED IN WHOLE OR IN PART USING BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND FUNDS, \$825,000.00 FOR MONITORING BY FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION AND \$978,100.00 FOR CIVIL PENALTY(Water &amp; Sewer Department)</p>
<b>Notes</b>	<p>This resolution authorizes the execution of the Consent Decree between Miami-Dade County, the United States of America, the State of Florida and Florida Department of Environmental Protection, requiring the County to undertake and complete the Compliance Requirements specified in the new Consent Decree in order to comply with the Federal Clean Water Act and federal and state laws, regulations, and permits, with the goal of eliminating sanitary sewer overflows and prohibited bypasses.</p> <p>Approval of the Consent Decree by the Board will enable the parties to file the Consent Decree with the Court as the proposed resolution of all issues in the lawsuit.</p> <p><b>Fiscal Impact</b> The fiscal impact to the County consists of the following estimated amounts over a 15-year period: (1) approximately \$1.6 billion in capital improvement expenditures to the sewer system that includes project management, design, permitting, procurement and construction of the capital improvements; (2) \$15 million for upgrading the Water and Sewer Department's (WASD) operations maintenance, management and reporting programs funded from WASD's operating revenues; (3) \$825,000.00 for outside monitoring of the new Consent Decree by the Florida Department of Environmental Protection paid from WASD's operating revenues; 4) a one-time civil penalty payment of \$978,100.00 paid from WASD's operating revenues and 5) approximately \$2 million over a five-year period for the cost of a supplemental environmental project paid from General Obligation Bonds (GOB).</p>

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	<p><b>Background</b></p> <p>On January 13, 1994, a First Partial Consent Decree was entered by the United States District Court for the Southern District of Florida to resolve claims involving compliance with the Clean Water Act that were brought by the United States against the County. The First Partial Consent Decree required, among other things, construction of the 102-inch force main that conveys untreated sewage beneath Biscayne Bay from the mainland to the Central District Wastewater Treatment Plant. On September 12, 1995, a Second and Final Partial Consent Decree was entered into by the United States and the County to resolve all remaining issues in the case. The requirements of the First Partial Consent Decree and Second and Final Partial Consent Decree ("Existing Consent Decrees") focused on providing additional capacity in the sewer collection system to prevent capacity-related sewage overflows.</p> <p>From Fiscal Year 1995 to Fiscal Year 2011, WASD has spent approximately \$1.8 billion upgrading its wastewater infrastructure. As a result, the number and volume of capacity-related sewage overflows were reduced. Specifically, there were no capacity-related overflows between 2002 and October 2011.</p> <p>However, in the past five years, a number of failures of aging pipelines have resulted in numerous sanitary sewer overflows. Additionally, the treatment standards have not been met on several occasions at the wastewater treatment plants due to equipment failures. Moreover, the Environmental Protection Agency conducted compliance evaluation inspections of the Central District Wastewater Treatment Plant and found several violations of the Clean Water Act Permit. Each of these violations is either a violation of the Clean Water Act or of the respective permit.</p> <p><b>Proposed Federal and State Enforcement Action</b></p> <p>In order to address these more recent compliance issues, on February 29, 2012, the United States, through the Environmental Protection Agency and the Department of Justice, presented the County with a draft proposal for a new Consent Decree and advised the County that a complaint would be filed against it in federal court. On December 13, 2012, the United States, the State of Florida and the Florida Department of Environmental Protection filed a complaint against the County for violations of the Clean Water Act and other federal and state laws, regulations and permits.</p> <p><b><i>The new Consent Decree will entirely replace and supersede the terms and provisions of the Existing Consent Decrees, which will both be terminated at the same time the new Consent Decree is approved by the Court.</i></b></p> <p><b>The New Consent Decree</b></p> <p>The requirements of the new Consent Decree include a number of operational and maintenance improvements that update existing WASD programs, such as operations and maintenance procedures and staffing, overflow response plans, spare parts inventories, information management systems, and financial assurance. These requirements, known as deliverables, will involve submission of a series of plans and reports and the implementation of those plans.</p> <p>The new Consent Decree also requires the Board to approve three ordinances. The County will be responsible for enforcing each of these ordinances. The required ordinances are as follows:</p> <ul style="list-style-type: none"> <li>• The first ordinance is an amendment to Section 24-42.3 of the County Code to incorporate the criteria in Appendix A of the new Consent Decree relating to certification of sanitary sewer system collection, transmission and treatment capacity. This amendment will provide greater flexibility in managing capacity at pump stations and will support development. The required amendment will allow approval of development projects, whether new connections or increased usage of an existing connection, that would result in small additional flows to the basin above the current limit of 10 hours while necessary upgrades to the pump station facilities are being made. These provisions will reduce the potential adverse impacts to Cities and the unincorporated areas under the current consent decree.</li> <li>• The second ordinance will amend Section 24-42.2 of the County Code as outlined in Appendix B to the new Consent Decree and applies the Capacity, Management, Operations and Maintenance Program requirements to "Volume Sewer Customers," which are municipal utilities served by WASD. The Volume Sewer Customers will be required to submit a Plan of Compliance.</li> <li>• The third ordinance is an amendment to the County's grease trap ordinance, Sections 24-15.3 and 24-18 of the County Code. The amendment will implement the requirements in Paragraph 19(a) of the new Consent Decree relating to the discharge of grease into the sewer systems. The ordinance will require, among other things, a characterization study to identify sources of fats, oil and grease that cause problems in the wastewater collection and transmission system and establish various standards. The ordinance will also establish compliance inspection protocols and a fats, oil and grease disposal manifest system that prohibits commingling of fats, oil and grease with septic tank waste.</li> </ul> <p><b>System Upgrades</b></p> <p>The new Consent Decree includes a list of upgrades to the sewer collection system, pump stations, and treatment plants that are necessary to improve the reliability of the entire system as described in Appendix D of the new Consent Decree. These capital projects span a 15-year time frame, with initial emphasis on pipelines and pump stations. The total cost of these improvements is estimated to be about \$1.6 billion. <b><i>The removal of a project identified in bold in Appendix D, of the Consent Decree, will require court approval.</i></b></p> <p><b>Implementation</b></p> <p>The County will need to retain consultants to assist in program management, planning, design, construction, and construction management</p>

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	<p>of the capital improvement projects listed in Appendix D of the Consent Decree. These costs are typically 8 percent to 10 percent of construction costs and are included within the \$1.6 billion amount identified for capital improvements.</p> <p><b>Financing</b> The new Consent Decree includes required work that will have a clear financial impact on the system. The County agrees to fund each of the upgrades and programs required by the new Consent Decree. <b>This is expected to require rate increases at various intervals beginning with an eight (8) percent water and sewer retail rate increase.</b> Additionally, financing of the requirements of this Consent Decree will be achieved by a combination of WASD's Sewer Renewal and Replacement Fund, Building Better Communities General Obligation Bonds and WASD Revenue Bonds. The new Consent Decree requires a financial analysis program to effectively track the sufficiency of funds to implement the Compliance Requirements.</p> <ul style="list-style-type: none"> <li>• <b><i>The first rate increase will be eight (8) percent. How much will the next increase be and when is that expected to occur?</i></b></li> </ul> <p><b>Civil Penalties</b> The County will pay a cash civil penalty of \$978,100.00 to be shared between the Department of Justice and the Florida Department of Environmental Protection.</p> <p><b>Supplemental Environmental Project in lieu of Higher Civil Penalty</b> In lieu of a higher cash civil penalty, the County will perform a supplemental environmental project that involves the installation of sewers in an industrial and commercial area within the Green Technology Corridor east of N.W. 37 Avenue and north of the Miami River. The amount of the project is approximately \$2 million and will be funded with Building Better Communities General Obligation Bonds designated for sewer projects.</p> <p><b>Compliance Monitoring</b> Under the new Consent Decree, WASD will continue to support a position at the Florida Department of Environmental Protection to monitor compliance with the new Consent Decree at a maximum rate of \$55,000.00 per year for a total of \$825,000.00 over a 15-year period.</p> <p>Based upon the County's potential liability exposure, the cost of litigation, and settlements reached in similar consent decrees across the country, the terms and penalty amounts provide a reasonable basis for settlement.</p>
11A2 130635	RESOLUTION CREATING 2030 INFRASTRUCTURE TASK FORCE; AND SETTING FORTH PURPOSE, MEMBERSHIP AND SUNSET PROVISION
<b>Notes</b>	<p>The proposed resolution creates the 2030 Infrastructure Task Force (Task Force), setting a sunset provision that the Task Force will be dissolved on the three hundred and sixty-fourth (364) day from the effective date of this resolution.</p> <p><b><i>The Task Force will provide a preliminary report setting forth its progress to the Board of County Commissioners (BCC) within one hundred eighty (180) days from the effective date of this resolution, and will submit a final written report recommending an infrastructure plan and related financing plan within three hundred and sixty-four (364) days from the effective date of this resolution.</i></b></p> <p><u>Purpose</u></p> <ol style="list-style-type: none"> <li>1. To develop an infrastructure plan to be completed no later than 2030 that identifies individual public infrastructure projects that will have a significant County-wide benefit once completed; and</li> <li>2. To develop a funding plan that includes new state legislation that would provide the County the option to increase the sales tax in the County by one cent for a ten year period for the sole purpose of paying the cost of public infrastructure projects either through a pay as you go plan or through the issuance of bonds by the County with a maturity of no more than ten years.</li> </ol> <p><u>Membership</u> The Task Force will consist of nine (9) members who reside in the County, who are knowledgeable regarding the public infrastructure needs of the County. The Chairperson will be the member chosen by a majority of the members. The Task Force composition will consist of the following:</p> <ul style="list-style-type: none"> <li>• Two (2) members appointed by the Chairperson of the Miami-Dade County Legislative delegation in Tallahassee;</li> <li>• One (1) member appointed by the League of Cities;</li> <li>• The President of Florida International University or his or her designee;</li> <li>• The President of Miami-Dade College or his or her designee;</li> <li>• The CEO of Jackson Health Systems or his or her designee;</li> <li>• The chairperson of the County committee that considers infrastructure issues as designated by the Chairperson of the Board;</li> <li>• Two (2) members appointed by the Mayor - one member from the broadband/technology community and the second member from the business community.</li> </ul> <p><u>Regulations</u> All proceedings of the Task Force will be conducted in accordance with the Government in the Sunshine Law (Sec. 286.011, Fla. Stats.) and the Citizens Bill of Rights of the Miami-Dade County Home Rule Charter. The 2030 Infrastructure Task Force will be deemed an "agency" for purposes of the Public Records Law.</p> <p><u>Staff and Support Services</u> The County will provide the Task Force adequate staff and support services.</p>

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	<p><b>Question</b>  <b>How does this affect the current infrastructure items going forward?</b>  <i>According to the County Attorney's Office, it has no affect. The item sets up a task force to study the infrastructure needs for the County through 2035 and potential funding sources. Any infrastructure items that are approved by the Board would be part of the analysis.</i></p>
11A3 130943	<p>RESOLUTION URGING THE FLORIDA DEPARTMENT OF HEALTH, THE MIAMI-DADE COUNTY HEALTH DEPARTMENT, AND THE FLORIDA DEPARTMENT OF ELDER AFFAIRS TO TAKE ANY NECESSARY MEASURES TO ENSURE THAT ESTABLISHMENTS THROUGHOUT MIAMI-DADE COUNTY THAT COOK, PREPARE, AND/OR PACKAGE FOOD THAT IS SERVED TO THE ELDERLY THROUGH ADULT NUTRITION SERVICE PROGRAMS ARE SUBJECT TO FREQUENT UNANNOUNCED INSPECTIONS AND MONITORING</p>
<b>Notes</b>	<p>The proposed resolution does the following:</p> <ul style="list-style-type: none"> <li>• Urges the Florida Department of Health, the Miami-Dade County Health Department, and the Florida Department of Elder Affairs to take any necessary measures to ensure that establishments throughout Miami-Dade County that cook, prepare, and/or package food that is served to the elderly through adult nutrition service programs are subject to frequent unannounced inspections and monitoring to ensure that the food is cooked, prepared and/or packaged in accordance with Florida law, Miami-Dade County ordinance, and minimum standards of hygiene; and</li> <li>• Directs the Clerk of the Board to transmit a certified copy of this resolution to the Florida Surgeon General, the Administrator of the Miami-Dade County Health Department, and the Secretary of the Florida Department of Elder Affairs.</li> </ul> <p><b>Additional Information</b>  <u>Florida Department of Elder Affairs</u>            With approximately 4.45 million residents age 60 and older, Florida currently ranks first in the nation in the percentage of its citizens who are elders, and will continue to do so for the foreseeable future. Currently, elders make up 24% of the state's population, and this is expected to grow to 35% by 2030. There are more than 1.7 million Floridians age 75 and older, and the population group 100 and older is Florida's fastest growing age group by percentage. With more elders living within our borders than the populations of 17 other states and the District of Columbia combined, Florida's future is linked to the financial, health and physical security of its elder population.</p> <p>The Department provides most services through its Division of Statewide Community-Based Services, which works through the state's eleven Area Agencies on Aging and local service providers to deliver essential services to a vital segment of the population. <b><i>The Miami-Dade County Area Agency on Aging is located at the Alliance for Aging, Inc., 760 NW 107 Ave., Suite 214; Miami, Florida 33172.</i></b></p> <ul style="list-style-type: none"> <li>• <b>Congregate Meal Services:</b>            The Florida Department of Elder Affairs, through the Area Agencies on Aging, administers state and federally funded meal and nutrition education programs with outreach services.</li> </ul> <p>Approximately 500 congregate sites in Florida serve thousands of meals daily. The Congregate Meal Site Program provides nutritionally balanced meals, nutrition education and nutrition risk screening for Floridians aged 60 years and older and their spouses, and encourages socialization and better health through disease prevention and health promotion programs. In addition, nutrition counseling may be available in some areas. The served meals meet nutritional standards by incorporating the Dietary Guidelines for Americans and providing a minimum of one-third of the Dietary Reference Intakes.</p> <p>The program is funded by the federal OAA, the state General Revenue fund, participant donations and local funds. Services are provided through a network of eleven Area Agencies on Aging and their contracted service providers. Congregate dining facility sites include senior centers, churches, senior housing facilities and other community focal points.</p> <ul style="list-style-type: none"> <li>• <b>Home Delivered Meals:</b>            More commonly known as "Meals on Wheels," this service provides safe and nutritious meals delivered to the door of a homebound older Floridian. The program's goal is to reduce hunger and food insecurity while promoting the health and well-being of older individuals in an effort to delay adverse health conditions. Priority is given to frail, homebound, or isolated older adults. Volunteers or paid staff delivers meals to homebound clients. The volunteers or staff members delivering the meals have an important opportunity to provide some social contact for the homebound elder. The Meals on Wheels program offers a needed support for the homebound elder to remain safe in his or her own home.</li> </ul> <p>The served meals meet nutritional standards by incorporating the Dietary Guidelines for Americans and providing a minimum of one-third of the Dietary Reference Intakes. The program is funded by the federal OAA, the state General Revenue fund, participant donations and local funds. Services are provided through a network of eleven Area Agencies on Aging and their contracted service providers.</p> <ul style="list-style-type: none"> <li>• <b>Adult Care Food Programs (ACFP):</b>            This U.S. Department of Agriculture (USDA) funded program provides meal reimbursements to adult day care centers. The goal of this program is to support the provision of nutritious meals and/or snacks served to community-based adults attending adult day care centers. The nutritious meals will support and possibly improve their nutritional status, enabling them to prolong living in their own community.</li> </ul> <p>Centers eligible to participate in ACFP include private non-profit and certain for-profit centers, as well as some publicly funded centers.</p>

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Research Notes**

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	<p>To be eligible, for-profit centers ensure that at least 25 percent of their participants receive Title XIX funding. All centers must provide services to adults age 60 or older, or to adults age 18 or older with a functional disability. Centers must provide structured, comprehensive services for more than four hours per day but less than 24 hours per day. Adult day care and adult psychosocial centers, and some in-facility respite centers, are eligible to participate. The Department determines each center's eligibility for ACFP participation.</p> <p>ACFP will reimburse up to three meals per day, as long as one of those meals is a snack. Meals and snacks must follow USDA meal pattern. Participating Adult Care Food Program providers receive cash reimbursement for meals or snacks provided under the program. Reimbursement is based on the number of their enrolled participants who qualify for free or reduced-price meals, according to USDA income eligibility guidelines.</p> <p><b><u>Miami-Dade County - 2013 State of the County</u></b></p> <p>In FY 2011-12, to assist elderly residents in maintaining an independent lifestyle, the Miami-Dade Community Action and Human Services (CAHS) Department provided an array of services to the community's seniors including but not limited to the following:</p> <ul style="list-style-type: none"> <li>• 282,304 congregate meals were served to elderly clients at 22 meal sites; and</li> <li>• 344,130 meals were provided to high-risk elderly clients.</li> </ul>