



Miami-Dade County Board of County Commissioners

Office of the Commission Auditor

Board of County Commissioners Meeting

September 3, 2014
9:30 A.M.
Commission Chamber

Research Division

Charles Anderson, CPA
Commission Auditor
111 NW First Street, Suite 1030
Miami, Florida 33128
305-375-4354

**Board of County Commissioners
September 3, 2014 Meeting
Research Notes**

Item No.	Research Notes																														
4A 141549 <i>Withdrawn</i>	ORDINANCE RELATING TO ROAD IMPACT FEE; PROVIDING FOR REIMBURSEMENT TO FEEPAYER FOR ROAD IMPACT FEE STUDY ("STUDY") UNDER CERTAIN CIRCUMSTANCES; PROVIDING FOR REVIEW OF REJECTION OF STUDY OR AMOUNT OF REIMBURSEMENT; AMENDING SECTION 33E-9 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE																														
Notes	<p>The proposed ordinance amends Section 33E-9 of the Code of Miami-Dade County (Code), providing for reimbursement to feepayer for Road Impact Fee study (Study) under certain circumstances, and for review of rejection of Study or amount of reimbursement.</p> <p><i>Currently, Section 33E-9 of the Code authorizes a feepayer to utilize an independent fee computation study (study), which, if approved by the Public Works and Waste Management Director, determines the amount of the Road Impact Fee. In the annual review of the Road Impact Fee such study may be utilized to modify the impact fee schedule set forth in Section 33E-8 of the Code. If the County utilizes such a study to amend the impact fee schedule, the proposed ordinance provides for the reimbursement to the feepayer for reasonable and customary charges incurred in preparing the study.</i></p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr style="background-color: #d9ead3;"> <th colspan="4" style="text-align: center;">Comparison of Current Code and the Proposed Amendments*</th> </tr> <tr style="background-color: #d9ead3;"> <th colspan="4" style="text-align: center;">Section 33E-9 of the Code</th> </tr> <tr style="background-color: #d9ead3;"> <th colspan="4" style="text-align: center;">Fee Computation by Independent Study</th> </tr> <tr style="background-color: #d9ead3;"> <th style="text-align: center;">Section of Code</th> <th style="text-align: center;">Current Code</th> <th style="text-align: center;">Proposed Amendments <i>Bold refers to proposed amendments.</i></th> <th style="text-align: center;">Notes</th> </tr> </thead> <tbody> <tr> <td style="vertical-align: top;"> <i>Sec. 33E-9(b)</i> Fee Computation by Independent Study </td> <td style="vertical-align: top;"> The feepayer shall, at the time the independent fee computation study is submitted to the County Public Works Director, pay to the County Planning and Zoning Director a nonrefundable independent study administrative cost in the amount set forth in the impact fee manual to be used solely by the County for the processing and review of the independent fee calculation study. This amount shall not be credited against the road impact fee payment. </td> <td style="vertical-align: top;"> The feepayer shall, at the time the independent fee computation study is submitted to the Director of the County Department of Public Works and Waste Management or successor department, pay to the Director of the County Department of Regulatory and Economic Resources or successor department an independent study administrative cost in the amount set forth in the impact fee manual to be used solely by the County for the processing and review of the independent fee calculation study. This amount shall not be credited against the road impact fee payment and shall not be refunded, except in accordance with subsection (g) of this section. </td> <td style="vertical-align: top;"> <i>Provides for reimbursement to the feepayer for Road Impact Fee study under certain circumstances.</i> <i>Provides the correct name of the department.</i> </td> </tr> <tr> <td style="vertical-align: top;"> <i>Sec. 33E-9(f)</i> Fee Computation by Independent Study </td> <td style="vertical-align: top;"> Any appeals from a decision of the County Public Works Director to reject an independent fee study because of deficiencies shall be reviewed and decided by the County Developmental Impact Committee Executive Council, pursuant to the procedures set forth in the adopted impact fee manual. </td> <td style="vertical-align: top;"> Any appeals from a decision of the Director of the County Department of Public Works and Waste Management or successor department to reject an independent fee study because of deficiencies shall be filed with the Director of the Department of Regulatory and Economic Resources or successor department within 30 days of the decision and shall be reviewed and decided by the County Developmental Impact Committee Executive. </td> <td style="vertical-align: top;"> <i>Provides for the appeal to be filed within 30 days of the Director's decision.</i> </td> </tr> <tr> <td style="vertical-align: top;"> <i>Sec. 33E-9(g)</i> Fee Computation by Independent Study </td> <td style="vertical-align: top;"> In his annual review of the impact fee ordinance the County Manager may recommend to the Board of County Commissioners that the type of use and fee rates approved pursuant to an independent study prepared under this section be added to or substituted in the impact fee schedule contained in Section 33E-8. </td> <td style="vertical-align: top;"> In his annual review of the impact fee ordinance the County Mayor may recommend to the Board of County Commissioners that the type of use and fee rates approved pursuant to an independent study prepared under this section be added to or substituted in the impact fee schedule contained in Section 33E-8. 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			amount of the reimbursement, the feepayer may appeal such decision in the same manner as the rejection of an independent fee study as set forth in subsection (f) above.
	*In addition to the proposed amendments depicted by this chart, several subsections were only amended to provide the correct name of the Department of Public Works and Waste Management and the Director of the Department of Public Works and Waste Management. These amendments are <u>not</u> depicted in this chart.		
4B 141857	ORDINANCE AMENDING 29-6 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA RELATING TO TAX INCREMENT FINANCING FOR SOUTHEAST/OVERTOWN PARK WEST REDEVELOPMENT AREA; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE		
Notes	<p>The proposed ordinance amends Section 29-6 of the Code of Miami-Dade County (Code), relating to Tax Increment Financing for Southeast/Overtown Park West Redevelopment Area.</p> <p>Pursuant to Ordinance No. 82-115, which was subsequently codified into Section 29-6 of the Miami-Dade County Code, the County approved the annual appropriation of tax increment funds into a trust fund to be used for redevelopment purposes in the redevelopment area and set forth certain limits on the obligation to appropriate.</p> <p>The Southeast Overtown/Park West Community Redevelopment Area is the only community redevelopment area in the County subject to the appropriation restrictions sets forth in Section 29-6 of the Miami-Dade County Code.</p> <p>Pursuant to Resolution No. R-480-13, the County authorized the Southeast Overtown/Park West Community Redevelopment Agency (Agency) to issue up to \$60,000,000.00 of tax increment revenue bonds for certain specified projects located in the Redevelopment Area.</p> <p>The County Attorney's Office has opined that once the Agency issues indebtedness approved by the County which is secured by the tax increment, the County cannot impose the restrictions set forth in Section 29-6 of the Miami-Dade County Code as long as such debt is outstanding.</p>		
	Comparison of Current Code and the Proposed Amendments <i>Section 29-6 of the Code</i> Tax increment financing for Southeast Overtown/Park West Redevelopment Area.		
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	<i>Sec. 29-6(c)</i> Tax increment financing for Southeast Overtown/Park West Redevelopment Area.	<i>Obligation to appropriate; duration of obligation; limitations on obligation, bond sales and refundings; accounting requirements for County increment. The County shall annually appropriate to the fund the tax increment due the fund by January first of each year. The County's obligation to appropriate to the fund shall be rescindable, at the discretion of the County, if a period of four (4) years passes from the date of the initial bonding or indebtedness described below without the sale of bonds or other new commitment of County tax increment dollars to the payment of debt service for capital improvement or land acquisition bonds, except that the rights of existing bondholders shall be protected. The County's obligation to annually appropriate to the fund shall commence immediately upon the effective date of this section (ten (10) days after December 21, 1982) and continue until all loans, advances and indebtedness incurred as a result of the community redevelopment project have been paid or for four (4) years from the effective date of this section, if there has not been, at the end of that four-year period, a pledge of the tax increment funding granted by this section through the issuance, sale and delivery of an instrument of indebtedness such as bond or tax anticipation notes described in Section </i>	<i>Obligation to appropriate; duration of obligation; limitations on bond sales and refundings; accounting requirements for County increment. The County's obligation to appropriate to the fund shall be rescindable, at the discretion of the County, if a period of four (4) years passes from the date of the initial bonding or indebtedness described below without the sale of bonds or other new commitment of County tax increment dollars to the payment of debt service for capital improvement or land acquisition bonds, except that the rights of existing bondholders shall be protected.]]The County's obligation to annually appropriate to the fund shall commence immediately upon the effective date of this section (ten (10) days after December 21, 1982) and continue until all loans, advances and indebtedness incurred as a result of the community redevelopment project have been paid [[or for four (4) years from the effective date of this section, if there has not been, at the end of that four-year period, a pledge of the tax increment funding granted by this section through the issuance, sale and delivery of an instrument of indebtedness such as bond or tax anticipation notes described in Section 163.385, Florida Statutes]]. In no year shall the County's obligation to the fund exceed the amount of that year's tax increment as determined in subsection (b) of this section.</i>
	<i>Reference to the annual obligation to appropriate tax increment funds into a trust fund to be used for redevelopment purposes in the redevelopment area is removed from this section of the Code.</i>		

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		<p>163.385, Florida Statutes. In no year shall the County's obligation to the fund exceed the amount of that year's tax increment as determined in subsection (b) of this section. <i>Beginning with the twentieth year after the date of sale of the initial bonding or indebtedness and in every year thereafter, the County's annual appropriation to the fund shall not exceed the amount which is deposited in the nineteenth year.</i> Beginning with the twentieth year after the date of sale of the initial bonding or indebtedness, no new sale of bonds or indebtedness supported by the County's tax increment may occur nor may existing indebtedness so supported be refunded without approval of the Board of County Commissioners. The County's increment contributions are to be accounted for as a separate revenue within the fund but may be combined with other revenues for the purpose of paying debt services.</p>	<p>Beginning with the twentieth year after the date of sale of the initial bonding or indebtedness, no new sale of bonds or indebtedness supported by the County's tax increment may occur nor may existing indebtedness so supported be refunded without approval of the Board of County Commissioners. The County's increment contributions are to be accounted for as a separate revenue within the fund but may be combined with other revenues for the purpose of paying debt services.</p>																					
	<p><i>Sec. 29-6(d)</i></p> <p>Tax increment financing for Southeast Overtown/Park West Redevelopment Area.</p>	<p><i>Review and approval of master bond indenture or other financing instrument or ordinance or resolution authorizing financing instruments; review of subsequent financing instruments to assure compliance with master indenture.</i> The County Commission shall approve the initial master bond indenture and ordinance or resolution authorizing financing instruments and instruments of indebtedness such as bonds or tax anticipation notes as described in Section 163.385, Florida Statutes, as to its provisions relating to refunding, prepayment and redemption, other provisions relating to the governance of financing instruments and instruments of indebtedness, the application of funds necessary to pay costs of necessary residential property acquisition, moving expenses and relocation benefits as provided under the redevelopment plan. Subsequent financing instruments or instruments of indebtedness prepared pursuant to the master indenture shall be reviewed by the County Manager and shall be approved unless he determines that the instruments do not conform with the terms of the approved initial master indenture and ordinance or resolution authorizing financing instruments.</p>	<p><i>Review and approval of master bond indenture or other financing instrument or ordinance or resolution authorizing financing instruments; review of subsequent financing instruments to assure compliance with master indenture.</i> The County Commission shall approve the initial master bond indenture and ordinance or resolution authorizing financing instruments and instruments of indebtedness such as bonds or tax anticipation notes as described in Section 163.385, Florida Statutes, as to its provisions relating to refunding, prepayment and redemption, other provisions relating to the governance of financing instruments and instruments of indebtedness, the application of funds necessary to pay costs of necessary residential property acquisition, moving expenses and relocation benefits as provided under the redevelopment plan. Subsequent financing instruments or instruments of indebtedness prepared pursuant to the master indenture shall be reviewed by the County Mayor or Mayor's designee and shall be approved unless he or she determines that the instruments do not conform with the terms of the approved initial master indenture and ordinance or resolution authorizing financing instruments.</p>	<p><i>Changes reference to County Manager to County Mayor or his designee.</i></p>																				
<p>4C 141707</p>	<p>ORDINANCE AMENDING BY A TWO-THIRDS VOTE OF THE COMMISSION MEMBERSHIP SECTION 29-124 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA BY ELIMINATING FARE FREE TRANSPORTATION SERVICE ON METROMOVER; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE</p>																							
<p>Notes</p>	<p>The proposed ordinance amends Section 29-124 of the Code of Miami-Dade County (Code), by a two-thirds vote of the Commission membership, eliminating fare free transportation service on Metromover.</p> <table border="1" data-bbox="272 1749 1490 1904"> <thead> <tr> <th colspan="4" data-bbox="272 1749 1490 1780">Comparison of Current Code and the Proposed Amendments</th> </tr> <tr> <th colspan="4" data-bbox="272 1780 1490 1812"><i>Section 29-124 of the Code</i></th> </tr> <tr> <th colspan="4" data-bbox="272 1812 1490 1833">Special Fund Created; Uses of Surtax Proceeds; and Role of Citizens' Independent Transportation Trust</th> </tr> <tr> <th data-bbox="272 1833 451 1885"><u>Section of Code</u></th> <th data-bbox="451 1833 873 1885"><u>Current Code</u></th> <th data-bbox="873 1833 1295 1885"><u>Proposed Amendments</u></th> <th data-bbox="1295 1833 1490 1885"><u>Notes</u></th> </tr> </thead> <tbody> <tr> <td data-bbox="272 1885 451 1904"><i>Sec. 29-124</i></td> <td data-bbox="451 1885 873 1904">Surtax proceeds shall be applied to expand</td> <td data-bbox="873 1885 1295 1904"><i>Bold refers to proposed amendments.</i> Surtax proceeds shall be applied to expand</td> <td data-bbox="1295 1885 1490 1904"><i>Amends Code by</i></td> </tr> </tbody> </table>				Comparison of Current Code and the Proposed Amendments				<i>Section 29-124 of the Code</i>				Special Fund Created; Uses of Surtax Proceeds; and Role of Citizens' Independent Transportation Trust				<u>Section of Code</u>	<u>Current Code</u>	<u>Proposed Amendments</u>	<u>Notes</u>	<i>Sec. 29-124</i>	Surtax proceeds shall be applied to expand	<i>Bold refers to proposed amendments.</i> Surtax proceeds shall be applied to expand	<i>Amends Code by</i>
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	<p><i>Fee Computation by Independent Study</i></p>	<p>the Golden Passport Program to all persons (regardless of income level who are over the age of 65 or are drawing Social Security benefits, and to provide fare-free public transportation service on Metromover, including extensions.</p>	<p>the Golden Passport Program to all persons (regardless of income level who are over the age of 65 or are drawing Social Security benefits.</p> <p style="text-align: right;"><i>removing language referring to fare-free public transportation service on Metromover, including extensions.</i></p>																		
	<p><u>Additional Information</u> County Mayor's report dated February 3, 2014, titled, "Analysis Regarding the Impact of Reinstating Metromover Fees – Directive #131143 For the 12-month period ending June 2013, Miami-Dade Transit (MDT) had 98.3 million boardings on both Metrobus and Metrorail (not including Metromover). The combined operating and maintenance cost for these services was approximately \$480 million. Thus, an average cost of transporting each boarding passenger on Metrobus and Metrorail was approximately \$4.15. Currently, only an estimated 38% of all boarding passengers paid the then full \$2.00 base fare, so the subsidy was \$2.15. An estimated 23% of all passenger boardings on both Metrobus and Metrorail pay no fare, in those cases the subsidy was the full \$4.15.</p> <p>Overall, revenues from paid fares in FY 2012 (\$110 million) covered less than 23% of the operating and maintenance costs. The remaining cost was covered by subsidies from the General Fund, Federal and state grants, miscellaneous sources (e.g. advertising contracts) and the Transit Surtax (People's Transportation Plan – PTP).</p> <p>Metromover carries an estimated 0.1 million passengers per year. Reinstatement of a fare for Metromover would require a revision to the PTP ordinance, installation of new fare collection equipment and maintenance of that equipment. If a \$0.50 fare is implemented, it is estimated that nearly \$600,000 would be collected annually. The cost for the fare collection equipment for the 22 metromover stations and installation would range from a \$2.4 million honor like system to \$9 million for a system comparable to the one used on Metrorail. The annual cost for collecting, maintaining and servicing the fare collection system would be approximately \$475,000. Therefore, it would take MDT approximately 5 to 10 years to recover the start-up cost.</p>																				
4D 141667	<p>ORDINANCE AMENDING CHAPTER 11A, ARTICLES I, II, III, IV AND VI OF THE CODE OF MIAMI-DADE COUNTY TO PROHIBIT DISCRIMINATION BASED ON STATUS AS A VICTIM OF DOMESTIC VIOLENCE, DATING VIOLENCE; OR STALKING; CORRECTING SCRIVENER ERRORS IN SECTIONS 11A-12 AND 11A-13 OF THE CODE OF MIAMI-DADE COUNTY TO INCLUDE SOURCE OF INCOME AS A PROTECTED CLASSIFICATION IN HOUSING; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE</p>																				
Notes	<p>The proposed ordinance amends Chapter 11A, Articles I, II, III, IV and VI of the Code of Miami-Dade County (Code) to prohibit discrimination based on status as a victim of domestic violence, dating violence; or stalking; and corrects scrivener errors in Sections 11A-12 and 11A-13 of the Code to include source of income as a protected classification in housing.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="3" style="text-align: center;">Comparison of Current Code and the Proposed Amendments <i>Chapter 11A, Articles I, II, III, IV and VI of the Code</i></th> </tr> <tr> <th colspan="3" style="text-align: center;">Discrimination</th> </tr> <tr> <th style="text-align: center;"><u>Section of Code</u></th> <th style="text-align: center;"><u>Current Code</u></th> <th style="text-align: center;"><u>Proposed Amendments</u> <i>Bold refers to proposed amendments.</i></th> </tr> </thead> <tbody> <tr> <td style="vertical-align: top;"> <p><i>Article I, Sec. 11A-1(1)</i></p> <p>General Provisions – Declaration of policy and scope.</p> </td> <td style="vertical-align: top;"> <p><i>Policy.</i> It is hereby declared to be the policy of Miami-Dade County, in the exercise of its police power for the public safety, health and general welfare, to eliminate and prevent discrimination in employment, family leave, public accommodations, credit and financing practices, and housing accommodations because of race, color, religion, ancestry, national origin, sex, pregnancy, age, disability, marital status, familial status or sexual orientation. It is further hereby declared to be the policy of Miami-Dade County to eliminate and prevent discrimination in housing based on source of income.</p> </td> <td style="vertical-align: top;"> <p><i>Policy.</i> It is hereby declared to be the policy of Miami-Dade County, in the exercise of its police power for the public safety, health and general welfare, to eliminate and prevent discrimination in employment, family leave, public accommodations, credit and financing practices, and housing accommodations because of race, color, religion, ancestry, national origin, sex, pregnancy, age, disability, marital status, familial status, sexual orientation, or actual or perceived status as a victim of domestic violence, dating violence or stalking. 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	<p><i>General Provisions – Definitions</i></p>	<p>acts of self defense, committed by a current or former spouse of the victim, by a person with whom the victim shares a child in common, by a person who is cohabitating with or has cohabitated with the victim, by a person who is or has been in a continuing social relationship of a romantic or intimate nature with the victim, or a person who is or has continually or at regular intervals lived in the same household as the victim.</p> <p>23) Victim of dating violence shall mean a person who has or had a continuing and significant relationship of a romantic or intimate nature. The existence of such a relationship shall be determined based on the consideration of the following factors:</p> <ul style="list-style-type: none"> a) A dating relationship must have existed within the past six (6) months; b) The nature of the relationship must have been characterized by the expectation of affection or sexual involvement between the parties; and c) The frequency and type of interaction between the persons involved in the relationship must have included that the persons have been involved over time and on a continuous basis during the course of the relationship. <p>The term does not include violence in a casual acquaintanceship or violence between individuals who only have engaged in ordinary fraternization in a business or social context.</p> <p>24) Victim of stalking shall mean a victim of acts which constitute are deemed under Florida Law to be willful, malicious, and repeated following, harassing, or cyber stalking of another person, and/or the making of a credible threat with the intent to place that person in reasonable fear of death or bodily injury of the person, or the person's child, sibling, spouse, parent, or dependent.</p>
	<p><i>Article II, Sec. 11A-12(1)</i></p> <p>Housing – Unlawful housing practices.</p>	<p><i>Discrimination in sale or rental of housing and other prohibited practices.</i> It shall be unlawful for any person, owner, financial institution, real estate broker, real estate agent or any representative of the above to engage in any of the following acts because of race, color, religion, ancestry, national origin, age, sex, pregnancy, disability, marital status, familial status or sexual orientation of a prospective buyer, renter, lessee or any person associated with a prospective buyer, renter or lessee:</p> <p><i>Discrimination in sale or rental of housing and other prohibited practices.</i> It shall be unlawful for any person, owner, financial institution, real estate broker, real estate agent or any representative of the above to engage in any of the following acts because of race, color, religion, ancestry, national origin, age, sex, pregnancy, disability, marital status, familial status, sexual orientation, source of income, or actual or perceived status as a victim of domestic violence, dating violence or stalking of a prospective buyer, renter, lessee.</p>
	<p><i>Article II, Sec. 11A-12(1)(j)</i></p> <p>Housing – Unlawful housing practices.</p>	<p>To directly or indirectly induce or attempt to induce for profit, the sale, purchase, rental, lease or the listing for any of the above, of any dwelling by representing that the presence or anticipated presence of a person of a particular race, color, religion, national origin, age, sex, disability, familial status, marital status, sexual orientation, source of income, or actual or perceived status as a victim of domestic violence, dating violence or stalking will or may result in blockbusting, such as but not limited to:</p> <ul style="list-style-type: none"> i. The lowering of property values in the area; ii. An increase in criminal or anti-social behavior in the area; or iii. A decline in the quality of the schools or other services or facilities in the area; or <p>To directly or indirectly induce or attempt to induce for profit, the sale, purchase, rental, lease or the listing for any of the above, of any dwelling by representing that the presence or anticipated presence of a person of a particular race, color, religion, national origin, age, sex, disability, familial status, marital status, sexual orientation, source of income, or actual or perceived status as a victim of domestic violence, dating violence or stalking will or may result in blockbusting, such as but not limited to:</p> <ul style="list-style-type: none"> i. The lowering of property values in the area; ii. An increase in criminal or anti-social behavior in the area; or iii. A decline in the quality of the schools or other services or facilities in the area; or
	<p><i>Article II, Sec. 11A-13(6)</i></p> <p>Housing – Exceptions to unlawful housing</p>	<p><i>Furnishing appraisals.</i> Nothing in this article prohibits a person engaged in the business of furnishing appraisals of real property from taking into consideration factors other than race, color, religion, sex, disability, familial status, marital status, national origin, sexual orientation, source of income, or actual or perceived status as a victim of domestic violence, dating</p> <p><i>Furnishing appraisals.</i> Nothing in this article prohibits a person engaged in the business of furnishing appraisals of real property from taking into consideration factors other than race, color, religion, sex, disability, familial status, marital status, national origin, sexual orientation, source of income, or actual or perceived status as a victim of domestic violence, dating</p>

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	<p>practices.</p> <p><i>Article III, Sec. 11A-19.</i></p> <p>Public Accommodations - Unlawful public accommodations practices.</p>	<p>orientation.</p> <p>It shall be an unlawful practice for any person to engage in any of the following acts because of the race, color, religion, ancestry, national origin, age, sex, pregnancy, disability, marital status, familial status or sexual orientation of any individual or of any person associated with that individual:</p>	<p>violence or stalking.</p> <p>It shall be an unlawful practice for any person to engage in any of the following acts because of the race, color, religion, ancestry, national origin, age, sex, pregnancy, disability, marital status, familial status, sexual orientation, or actual or perceived status as a victim of domestic violence, dating violence or stalking.<< of any individual or of any person associated with that individual:</p>
	<p><i>Article III, Sec. 11A-22(5)</i></p> <p>Public Accommodations – Exceptions to unlawful public accommodations practices.</p>	<p>Nothing in this article shall apply with respect to a religious organization, association, society or any non-profit institution or organization operated, supervised or controlled by or in conjunction with any such group, from limiting its goods, facilities, services, privileges or advantages to persons of the same religion or from giving preference to any such person, however, that religious organization, association or society shall not restrict membership based on race, color, national origin, ancestry, sex, pregnancy, age, marital status, familial status or disability. Furthermore, nothing in this article relating to unlawful public accommodation practices based on sexual orientation shall pertain to any religious organization, association, society or any non-profit institution or organization operated, supervised or controlled by or in conjunction with a religious organization, association or society.</p>	<p>Nothing in this article shall apply with respect to a religious organization, association, society or any non-profit institution or organization operated, supervised or controlled by or in conjunction with any such group, from limiting its goods, facilities, services, privileges or advantages to persons of the same religion or from giving preference to any such person, however, that religious organization, association or society shall not restrict membership based on race, color, national origin, ancestry, sex, pregnancy, age, marital status, familial status, disability, or actual or perceived status as a victim of domestic violence, dating violence or stalking. Furthermore, nothing in this article relating to unlawful public accommodation practices based on sexual orientation shall pertain to any religious organization, association, society or any non-profit institution or organization operated, supervised or controlled by or in conjunction with a religious organization, association or society.</p>
	<p><i>Article IV Sec. 11A-26(1)</i></p> <p>Employment – Unlawful employment practices.</p>	<p>It shall be unlawful for any employer to engage in any practices described below on account of the race, color, religion, ancestry, sex, pregnancy, national origin, age, disability, marital status, familial status or sexual orientation of any individual or any person associated with such individual:</p>	<p>It shall be unlawful for any employer to engage in any practices described below on account of the race, color, religion, ancestry, sex, pregnancy, national origin, age, disability, marital status, familial status, sexual orientation, or actual or perceived status as a victim of domestic violence, dating violence or stalking of any individual or any person associated with such individual:</p>
	<p><i>Article IV Sec. 11A-26(2)</i></p> <p>Employment – Unlawful employment practices.</p>	<p>It shall be unlawful for any employment agency or company providing employees to engage in any of the practices described below on account of any individual's race, color, religion, ancestry, national origin, age, sex, pregnancy, disability, marital status, familial status or sexual orientation:</p>	<p>It shall be unlawful for any employment agency or company providing employees to engage in any of the practices described below on account of any individual's race, color, religion, ancestry, national origin, age, sex, pregnancy, disability, marital status, familial status, sexual orientation, or actual or perceived status as a victim of domestic violence, dating violence or stalking:</p>
	<p><i>Article IV Sec. 11A-26(3)</i></p> <p>Employment – Unlawful employment practices.</p>	<p>It shall be an unlawful employment practice for a labor organization to engage in any of the practices described below on account of any individual's race, color, religion, ancestry, national origin, age, sex, pregnancy, disability, marital status, familial status or sexual orientation:</p>	<p>It shall be an unlawful employment practice for a labor organization to engage in any of the practices described below on account of any individual's race, color, religion, ancestry, national origin, age, sex, pregnancy, disability, marital status, familial status, sexual orientation, or actual or perceived status as a victim of domestic violence, dating violence or stalking:</p>
	<p><i>Article IV Sec. 11A-26(5)(a)(ii)</i></p> <p>Employment – Exceptions to unlawful employment practices.</p>	<p>Additionally, nothing in this article shall apply with respect to a religious organization, association, society or any not for profit institution or organization operated, supervised or controlled by or in conjunction with any religious organization from limiting its employment to persons of the same religion or from giving preference to any such person; however, that religious organization, association or society shall not restrict membership based on race, color, national origin, ancestry or disability. Furthermore, nothing in this article relating to unlawful</p>	<p>Additionally, nothing in this article shall apply with respect to a religious organization, association, society or any not for profit institution or organization operated, supervised or controlled by or in conjunction with any religious organization from limiting its employment to persons of the same religion or from giving preference to any such person; however, that religious organization, association or society shall not restrict membership based on race, color, national origin, ancestry, disability, or actual or perceived status as a victim of domestic violence, dating violence or stalking. Furthermore, nothing in this article relating to unlawful employment practices based on sexual orientation shall pertain to any religious organization, association, society, or any non-profit institution or organization operated, supervised or</p>

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	employment practices based on sexual orientation shall pertain to any religious organization, association, society, or any non-profit institution or organization operated, supervised or controlled by or in conjunction with a religious organization, association or society.	controlled by or in conjunction with a religious organization, association or society.
Article IV Sec. 11A-26(5)(a)(iii) Employment – Exceptions to unlawful employment practices.	For any employer to apply different standards of compensation, or different terms, conditions, benefits, privileges of employment pursuant to a bona fide, written seniority or merit system or piece-work system or a system which measures earnings by quantity provided that such difference does not discriminate because of race, color, religion, ancestry, national origin, age, sex, pregnancy, disability, marital status, familial status or sexual orientation.	For any employer to apply different standards of compensation, or different terms, conditions, benefits, privileges of employment pursuant to a bona fide, written seniority or merit system or piece-work system or a system which measures earnings by quantity provided that such difference does not discriminate because of race, color, religion, ancestry, national origin, age, sex, pregnancy, disability, marital status, familial status, sexual orientation, or actual or perceived status as a victim of domestic violence, dating violence or stalking.
Article IV Sec. 11A-26(5)(a)(iv) Employment – Exceptions to unlawful employment practices.	For an employer or employment agency or representative of either to give or to act upon the results of any professionally validated ability test provided that such test, its administration or action upon the result is not designed, intended or used to discriminate because of race, color, religion, ancestry, national origin, age, sex, pregnancy, disability, marital status or sexual orientation.	iv) For an employer or employment agency or representative of either to give or to act upon the results of any professionally validated ability test provided that such test, its administration or action upon the result is not designed, intended or used to discriminate because of race, color, religion, ancestry, national origin, age, sex, pregnancy, disability, marital status, familial status, sexual orientation, or actual or perceived status as a victim of domestic violence, dating violence or stalking.
Article IV Sec. 11A-26(5)(c) Employment – Exceptions to unlawful employment practices.	Nothing contained in this article shall be interpreted to require any employer, employment agency, labor organization, or joint labor-management committee subject to this chapter to grant preferential treatment to any individual or to any group because of the race, color, religion, sex, pregnancy, national origin, ancestry, age, disability, marital status, familial status or sexual orientation of such individual or group on account of an imbalance which may exist with respect to the total number or percentage of persons of any race, color, religion, sex, pregnancy, national origin, ancestry, age, disability, marital status, familial status or sexual orientation in any community, section or other area of the county or in the available work force in any community, section or other area of the county.	Nothing contained in this article shall be interpreted to require any employer, employment agency, labor organization, or joint labor-management committee subject to this chapter to grant preferential treatment to any individual or to any group because of the race, color, religion, sex, pregnancy, national origin, ancestry, age, disability, marital status, familial status, sexual orientation, or actual or perceived status as a victim of domestic violence, dating violence or stalking of such individual or group on account of an imbalance which may exist with respect to the total number or percentage of persons of any race, color, religion, sex, pregnancy, national origin, ancestry, age, disability, marital status, familial status, sexual orientation, or actual or perceived status as a victim of domestic violence, dating violence or stalking in any community, section or other area of the county or in the available work force in any community, section or other area of the county.
Article VI Sec. 11A-34(1) Office of Fair Employment Practices – Declaration of policy.	It has been and is the policy of Miami-Dade County to provide equal employment opportunity for all without regard to race, sex, color, national origin, religion, age, disability, ancestry, marital status, pregnancy, sexual orientation or veteran's status and to prohibit unlawful discrimination on such basis.	It has been and is the policy of Miami-Dade County to provide equal employment opportunity for all without regard to race, sex, color, national origin, religion, age, disability, ancestry, marital status, pregnancy, sexual orientation, veteran's status, or actual or perceived status as a victim of domestic violence, dating violence or stalking and to prohibit unlawful discrimination on such basis.
Article VI Sec. 11A-35(a) Office of Fair Employment Practices – Definitions: Affirmative Action.	Affirmative action shall mean a program to ensure equal employment opportunity and treatment for all qualified individuals without regard to race, color, religion, national origin, age, disability, sex, marital status, pregnancy, veteran's status or sexual orientation, and to every extent possible, eliminate areas of underutilization in employment of minorities, women and persons with disabilities. However, nothing in this section shall be	Affirmative action shall mean a program to ensure equal employment opportunity and treatment for all qualified individuals without regard to race, color, religion, national origin, age, disability, sex, marital status, pregnancy, veteran's status, or actual or perceived status as a victim of domestic violence, dating violence or stalking , and to every extent possible, eliminate areas of underutilization in employment of minorities, women and persons with disabilities. However, nothing in this section shall be interpreted to require the County to grant preferential treatment to any individual because of sexual

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		interpreted to require the County to grant preferential treatment to any individual because of sexual orientation.	orientation.
	<p><i>Article VI Sec. 11A-35(b)</i></p> <p>Office of Fair Employment Practices – Definitions: Office.</p>	<p>Office shall mean the Miami-Dade County Office of Fair Employment Practices, a division of the Office of the County Manager.</p>	<p>Office shall mean the Miami-Dade County Office of Fair Employment Practices.</p>
4E 141703	<p>ORDINANCE AMENDING CHAPTER 31, ARTICLE VI OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, REGULATING FOR HIRE LIMOUSINES; AMENDING DEFINITIONS OF DIRECTOR, CSD, PRE-ARRANGED, LIMOUSINE AND LUXURY LIMOUSINE SEDAN; DEFINING FOR-HIRE LIMOUSINE REFERRAL SERVICE PROVIDER; AMENDING PROVISIONS REGARDING THE ADVERTISEMENT OF LIMOUSINE SERVICES; REQUIRING THE BOARD TO ADOPT A RESOLUTION ESTABLISHING AND AMENDING FEES RELATED TO FOR-HIRE LIMOUSINE SERVICES; IMPLEMENTING RULES AND REGULATIONS REGARDING FOR-HIRE LIMOUSINE REFERRAL SERVICE PROVIDER LICENSE HOLDERS; AMENDING REQUIREMENTS REGARDING LIMOUSINE RATES; PROVIDING THAT MINIMUM RATES SHALL BE NO LESS THAT ONE AND ONE HALF THE HOURLY WAITING TIME RATE FOR TAXICABS; AMENDING VEHICLE STANDARDS AND REQUIRING THE REGULATORY AND ECONOMIC RESOURCES DEPARTMENT TO SUBMIT A LIMOUSINE VEHICLE LIST FOR BOARD APPROVAL; AMENDING RULES OF OPERATION OF FOR-HIRE LIMOUSINES; AUTHORIZING A LOTTERY IN THE YEAR 2014 FOR THE ISSUANCE OF A NUMBER OF FOR-HIRE LUXURY LIMOUSINE SEDAN LICENSES NOT TO EXCEED THREE HUNDRED FOR-HIRE LICENSES; REQUIRING A STUDY TO DETERMINE WHETHER TO ISSUE ADDITIONAL FOR-HIRE LUXURY LIMOUSINE SEDAN LICENSES IN THE YEAR 2015 OR ANY YEAR THEREAFTER; EMPOWERING THE COMMISSION TO AUTHORIZE BY RESOLUTION THE ISSUANCE BY LOTTERY OF A NUMBER OF FOR-HIRE LUXURY LIMOUSINE SEDAN LICENSES NOT TO EXCEED THREE HUNDRED FOR-HIRE LICENSES IN THE YEAR 2015 OR ANY YEAR THEREAFTER; AMENDING PROVISIONS RELATING TO TRANSFER OF FOR-HIRE LIMOUSINE LICENSES ISSUED PURSUANT TO LOTTERIES AND PERMISSIBLE PARTICIPANTS IN LOTTERIES; ESTABLISHING PROVISIONS FOR SUSPENSION OR REVOCATION OF A FOR-HIRE LIMOUSINE REFERRAL SERVICE PROVIDER LICENSE; AMENDING CHAPTER 8CC OF THE CODE TO PROVIDE FOR PENALTIES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:</p>		
Notes	<p>The proposed ordinance amends Chapter 31, Article VI of the Code of Miami-Dade County (Code), Regulating for Hire Limousines, to provide the following:</p> <ul style="list-style-type: none"> • Amends definitions of director, CSD, pre-arranged, limousine and luxury limousine sedan; • Defines for-hire limousine referral service provider; • Amends provisions regarding the advertisement of limousine services; • Requires the Board to adopt a resolution establishing and amending fees related to for-hire limousine services; • Implements rules and regulations regarding for-hire limousine referral service provider license holders; • Amends requirements regarding limousine rates; • Provides that minimum rates shall be no less that one and one half the hourly waiting time rate for taxicabs; • Amends vehicle standards and requiring the regulatory and economic resources department to submit a limousine vehicle list for board approval; • Amends rules of operation of for-hire limousines; • Authorizes a lottery in the year 2014 for the issuance of a number of for-hire luxury limousine sedan licenses not to exceed three hundred for-hire licenses; • Requires a study to determine whether to issue additional for-hire luxury limousine sedan licenses in the year 2015 or any year thereafter; • Empowers the Commission to authorize by resolution the issuance by lottery of a number of for-hire luxury limousine sedan licenses not to exceed three hundred for-hire licenses in the year 2015 or any year thereafter; • Amends provisions relating to transfer of for-hire limousine licenses issued pursuant to lotteries and permissible participants in lotteries; • Establishes provisions for suspension or revocation of a for-hire limousine referral service provider license; and • Amends Chapter 8CC of the Code to provide for penalties. 		
	<p>Comparison of Current Code and the Proposed Amendments <i>Chapter 31, Article VI of the Code</i> Licensing and Regulation of For-Hire Limousines</p>		
	Section of Code	Current Code	Proposed Amendments <i>Bold refers to proposed amendments.</i>
	<i>Sec. 31-601(k)</i>	CSD means the Miami-Dade County Consumer Services Department.	CSD means the Miami-Dade County Consumer Services Department, the Regulatory and Economic Resources Department (“RER”) or successor department.
	Definitions – CSD		
	<i>Sec. 31-601(l)</i>	<i>Director</i> means the CSD director or the director's designee.	<i>Director</i> means the CSD, the Regulatory and Economic Resources Department, or successor department director or

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	Definitions – Director	designee.
	Sec. 31-601(u) Definitions – Limousine	<i>Limousine</i> means a "luxury limousine sedan," a "stretch limousine," a "super-stretch limousine," an "ancient limousine," an "antique limousine," or a "collectible limousine" and which provides service on a pre-arranged basis only, which is dispatched by its central business location.
	Sec. 31-601(v) Definitions – Luxury Limousine Sedan or Luxury Sedan	<i>Luxury limousine sedan or luxury sedan</i> means a luxury, non-metered vehicle of a wheelbase size smaller than a stretch limousine, as defined by CSD .
	Sec. 31-601(bb) Definitions – Pre-arranged or Pre-arrange	<i>Pre-arranged or pre-arrange</i> means a written, electronic or telephone reservation made at least fifteen minutes in advance by the person requesting service through the place of business of the for-hire license holder for the provision of limousine service for a specified period of time .
	Sec. 31-601(mm) Definitions – For-Hire Limousine Referral Service Provider	N/A For-hire limousine referral service provider means a duly licensed person or entity that dispatches, books, refers clients to, collects money for or advertises duly licensed for hire limousine services that connects a passenger to a duly licensed for-hire limousine, including a chauffeur with a Miami-Dade County chauffeur's registration, via advanced reservation through a computer, mobile phone application, text, e-mail, web-based reservation or other similar software-based technologies that may be developed in the future.
	Sec. 31-602(a) For-Hire Limousine Licenses – Prohibition against unauthorized operations	Prohibition against unauthorized operations. It shall be unlawful for any person to use, drive, or operate or to advertise in any newspaper, airwaves transmission, telephone directory, or other medium accessible to the public that it offers for-hire limousine services or to cause or permit any other person to use, drive, or operate any for-hire limousine vehicle upon the streets of Miami-Dade County without first obtaining a Miami-Dade County for-hire license and maintaining it current and valid pursuant to the provisions of this article.
	Sec. 31-602(b) For-Hire Limousine Licenses – Out-of County origin exception.	Out-of County origin exception. Nothing in this article shall be construed to prohibit discharge within Miami-Dade County of any passenger lawfully picked up in another County and lawfully transported into Miami-Dade County. Notwithstanding any provision to the contrary, (1) Any passenger lawfully picked up in another county, transported to, and discharged at any location within Miami-Dade County, may be picked up at the discharge location and returned to the county of origin as long as the transportation is part of a pre-arranged, round-trip fare pursuant to a written contract, the limousine has complied with all of the regulatory requirements of the other county and the county where the passenger is picked up has adopted a similar provision; and (2) A limousine from another county may pick up a passenger at either the Miami International Airport (MIA) or the Miami-Dade Seaport (Seaport) and transport said passenger directly to the limousine's county of origin as long as the
		Out-of County origin exception. Nothing in this article shall be construed to prohibit discharge within Miami-Dade County of any passenger lawfully picked up in another County and lawfully transported into Miami-Dade County. Notwithstanding any provision to the contrary, (1) Any passenger lawfully picked up in another county, transported to, and discharged at any location within Miami-Dade County, may be picked up at the discharge location and returned to the county of origin as long as the transportation is part of a pre-arranged, round-trip fare pursuant to a written contract, the limousine has complied with all of the regulatory requirements of the other county and the county where the passenger is picked up has adopted a similar provision; and (2) A limousine from another county may pick up a passenger at either the Miami International Airport (MIA) or the Port of Miami (Seaport) and transport said passenger directly to the limousine's county of origin as long as the transportation is part of a pre-arranged one-way continuous fare pursuant to a written contract, the passenger arrived at either the MIA or the Seaport, the limousine has complied with all of the regulatory requirements of the other county and the county where the passenger is picked up has adopted a similar

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	<p>transportation is part of a pre-arranged one-way continuous fare pursuant to a written contract, the passenger arrived at either the MIA or the Seaport, the limousine has complied with all of the regulatory requirements of the other county and the county where the passenger is picked up has adopted a similar provision. Pre-arranged means a written, electronic or telephone reservation made at least fifteen minutes in advance by the person requesting service through the place of business of the for-hire license holder for the provision of limousine service for a specified period of time. Any limousine that picks up or discharges passengers at either the MIA or the Seaport shall meet the MIA and the Seaport limousine requirements. A copy of the contract shall be in the possession of the chauffeur at all times and shall be made available to enforcement personnel upon request.</p>	<p>provision. Pre-arranged means a written, electronic or telephone reservation made at least fifteen minutes in advance by the person requesting service through the place of business of the for-hire license holder or the for-hire limousine referral service provider for the provision of limousine service. Any limousine that picks up or discharges passengers at either the MIA or the Seaport shall meet the MIA and the Seaport limousine requirements. A copy of the contract shall be in the possession of the chauffeur at all times and shall be made available to enforcement personnel upon request.</p>	
	<p><i>Sec. 31-602(f)</i> For-Hire Limousine Licenses</p>	<p><i>Vehicles authorized to operate under a for-hire license.</i> <i>Vehicles authorized to operate under a for-hire limousine license.</i></p>	
	<p><i>Sec. 31-602(n)</i> For-Hire Limousine Licenses</p>	<p>No for-hire limousine luxury sedan license shall be assigned, sold, (either outright or under a conditional sales contract) or transferred without prior County approval. Any change in the ownership structure of a corporation or partnership where at least five (5) percent of the shares of said corporation or at least five (5) percent of the partnership interest is assigned, sold or transferred to another shall be deemed a sale for the purposes of this section. The Director is authorized to approve assignments, sales, or transfers when requested by submission of an application (which discloses the information specified in and is signed and sworn to in accordance with the requirements of subsections (c) and (d) of this section) and payment of a transfer investigative and processing fee and after an investigation and determination, based on the criteria set forth in this section. An assignee, buyer, or transferee shall not begin operating the limousine luxury sedan license during the pendency of the application approval process. If the County approves an application to assign, sell, or transfer a limousine luxury sedan license, the assignor's, seller's, or transferor's limousine luxury sedan license shall be suspended until the County reissues the limousine luxury sedan licenses to the assignee, buyer, or transferee. Provided, however, that the County shall reissue the limousine luxury sedan licenses to the assignee, buyer, or transferee at a cost not to exceed the annual, limousine luxury sedan license renewal fee. Any limousine luxury sedan license issued pursuant to Section 31-603(c)(ii)–(v) shall not be assigned, sold or transferred for a period of five (5) years from the date of issuance, except upon: (1) the sale of the luxury sedan license holder's business within the five-year period; (2) the sale of shares or the corporation</p>	<p>No for-hire limousine luxury sedan license shall be assigned, sold, (either outright or under a conditional sales contract) or transferred without prior County approval. Any change in the ownership structure of a corporation or partnership where at least five (5) percent of the shares of said corporation or at least five (5) percent of the partnership interest is assigned, sold or transferred to another shall be deemed a sale for the purposes of this section. The Director is authorized to approve assignments, sales, or transfers when requested by submission of an application (which discloses the information specified in and is signed and sworn to in accordance with the requirements of subsections (c) and (d) of this section) and payment of a transfer investigative and processing fee and after an investigation and determination, based on the criteria set forth in this section. An assignee, buyer, or transferee shall not begin operating the limousine luxury sedan license during the pendency of the application approval process. If the County approves an application to assign, sell, or transfer a limousine luxury sedan license, the assignor's, seller's, or transferor's limousine luxury sedan license shall be suspended until the County reissues the limousine luxury sedan licenses to the assignee, buyer, or transferee. Provided, however, that the County shall reissue the limousine luxury sedan licenses to the assignee, buyer, or transferee at a cost not to exceed the annual, limousine luxury sedan license renewal fee. Any limousine luxury sedan license issued pursuant to Section 31-603 shall not be assigned, sold or transferred for a period of five (5) years from the date of issuance, except upon: (1) the sale of the luxury sedan license holder's business within the five-year period; (2) the sale of shares or the corporation or partnership as provided in this subsection; or (3) the transfer of all for-hire luxury sedan licenses by an individual to a person as defined in Section 31-601. No transfer shall be approved that results in a license holder holding or controlling more than thirty (30) percent of the total number of luxury limousine sedan licenses issued by the County. Appeals of the Director's decision shall be made pursuant to the requirements of this Chapter. Notwithstanding the foregoing, any luxury limousine sedan license issued by lottery in 2014 or any time thereafter shall not be assigned, sold or</p>

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		or partnership as provided in this subsection; or (3) the transfer of all for-hire luxury sedan licenses by an individual to a person as defined in Section 31-601. No transfer shall be approved that results in a license holder holding or controlling more than thirty (30) percent of the total number of luxury limousine sedan licenses issued by the County. Appeals of the Director's decision shall be made pursuant to the requirements of this Chapter.	transferred.
	<i>Sec. 31-602(r)</i> For-Hire Limousine Licenses	N/A	The Board shall adopt a resolution establishing fees relating to for-hire limousine referral service provider licenses and amending fees regarding for-hire limousine licenses to provide necessary revenue for RER to provide appropriate enforcement.
	<i>Sec. 31-603(a)(i)</i> Luxury Limousine Sedan For-Hire Limousine Licenses – Rules governing the distribution of luxury limousine sedan for-hire licenses.	Upon the effective date of this article , the director shall be authorized to issue the number of luxury limousine sedan for-hire licenses pursuant to subsections (c)(i), (ii), (iii) and (iv) . In 2006, 2007 and 2008, the director shall be authorized to issue forty-two (42) luxury limousine sedan licenses each calendar year. The CSD director shall administratively issue such licenses pursuant to the provisions of this section .	Upon the effective date of this ordinance , the director shall be authorized to issue the number of luxury limousine sedan for-hire licenses pursuant to this subsection. In 2006, 2007 and 2008, the director shall be authorized to issue forty-two (42) luxury limousine sedan licenses each calendar year. In 2014, the director shall issue three hundred (300) luxury limousine sedan licenses. Thereafter, the Mayor shall conduct a study regarding the need to issue additional luxury limousine sedan licenses in 2015 or any year thereafter. After receiving the Mayor's report, the Commission may by resolution authorize the director to issue a number not to exceed three hundred (300) additional luxury limousine sedan licenses based upon demand as determined by the Mayor's study. The CSD director shall administratively issue such licenses pursuant to the provisions of subsection (b) .
	<i>Sec. 31-603(b)(v)</i> Luxury Limousine Sedan For-Hire Limousine Licenses – Method for distribution of new limousine sedan for-hire licenses.	N/A	The additional three hundred (300) luxury limousine sedan for-hire licenses required to be issued in the year 2014 shall be issued to applicants who meet the requirements of Section 31-602 and Section 603, and shall be distributed as follows: <ol style="list-style-type: none"> 1) One hundred (100) to holders of a current and valid Miami-Dade County limousine chauffeur's registration for at least two (2) consecutive years prior to the deadline to submit an application to participate in the lottery; 2) One hundred (100) to holders of a current and valid Miami-Dade County taxicab chauffeur's registration for at least two (2) consecutive years prior to the deadline to submit an application to participate in the lottery; 3) One hundred to holders of a current and valid Miami-Dade County for-hire limousine license who meet the application requirements. In the event the Commission, after receipt of the Mayor's report, authorizes the director to issue additional luxury limousine sedan licenses as provided in sections 31-603(a)(i), said luxury limousine sedan for-hire licenses shall be issued as provided in a resolution adopted by the Board based upon the Mayor's study.

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	<p><i>Sec. 31-603(b)(vi)</i></p> <p>Luxury Limousine Sedan For-Hire Limousine Licenses – Method for distribution of new limousine sedan for-hire licenses.</p>	N/A	<p>An applicant may only qualify and submit an application for one category. Only one application for any applicant for the lottery provided for in subsections (v)(1) and (2) shall be accepted. No lottery applicant for the lottery provided for in subsections (v)(1) and (2) may apply for more than one (1) luxury limousine sedan license. Notwithstanding the foregoing, an applicant for the lottery provided for in subsection (v)(3) may apply for a maximum of ten (10) luxury limousine sedan licenses.</p>
	<p><i>Sec. 31-603(c)(v)</i></p> <p>Luxury Limousine Sedan For-Hire Limousine Licenses – Conditions for initial issuance of luxury limousine sedan licenses:</p>	<p><i>If, in the future, additional luxury limousine sedan for-hire licenses are to be issued, all applicants must meet the requirements of Section 31-602 and Section 603 and, shall be distributed as follows:</i></p> <ol style="list-style-type: none"> 1) <i>Two-thirds (2/3) to holders of a current and valid limousine for-hire license; and</i> 2) <i>One-third (1/3) to applicants who are not holders of current and valid limousine for-hire license.</i> 	N/A
	<p><i>Sec. 31-603(c)(vi)</i></p> <p>Luxury Limousine Sedan For-Hire Limousine Licenses – Conditions for initial issuance of luxury limousine sedan licenses:</p>	<p><i>No lottery applicant may apply for more than ten (10) luxury limousine sedan licenses.</i></p>	N/A
	<p><i>Sec. 31-604</i></p> <p>Establishing Limousine Rates.</p>	<p><i>Except as otherwise provided herein, the Commission shall establish minimum rates for luxury limousine sedan, stretch limousine, super-stretch limousines, antique limousines, ancient limousines and collectible limousines operating in Miami-Dade County. Such rates shall be established, altered, amended, revised, increased, or decreased in accordance with the following procedures:</i></p> <ol style="list-style-type: none"> 1) <i>The CSD, at two-year intervals or upon request of the Commission or the County Manager, shall investigate and prepare a report concerning the existing rates for luxury sedans, ancient limousines, antique limousines, collectible limousines, stretch, and super stretch limousines. Said investigation shall specify the relative changes in the consumer price index over the preceding two-year period and shall quantify what the rates would be if the currently approved minimum limousine rates were adjusted for such change. Such investigation may also consider the financial records of the industry to determine revenues or expenses when requested by the Commission or County Manager.</i> 2) <i>The CSD's report shall be forwarded to the County Manager who shall prepare a</i> 	<ol style="list-style-type: none"> a) Rates for limousines operating in Miami-Dade County shall be established by the for-hire limousine license holder and/or duly licensed for-hire limousine referral service provider. There shall be no minimum time requirements for limousines. Notwithstanding the foregoing, a for-hire limousine license holder or duly licensed for-hire limousine referral service provider may charge no less than one and one-half (1 1/2) the hourly waiting time rate for taxicabs. b) Prior to booking a vehicle, the fare calculation method, the applicable rates being charged, and the option for an estimated fare must be available to the customer. Upon completion of a trip, the customer shall receive a paper or electronic receipt that lists the origination and destination of the trip, the total distance and time of the trip, and a breakdown of the total fare paid, including fees and gratuity, if any.

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	<p><i>recommendation to the Board of County Commissioners.</i></p> <p>3) <i>A public hearing concerning rates shall be scheduled at which time all interested parties shall have an opportunity to be heard. The Commission shall consider the CSD's report, the County Manager's recommendation, and all evidence produced at the hearing and, by resolution, shall determine and set the appropriate rates as may be in the public interest; provided, however, limousine minimum rates shall be no less than three and one-third (31/3) times the hourly rate of taxicabs.</i></p>		
	<p><i>Sec. 31-609(b)(4)</i></p> <p>Vehicle Standards.</p>	<p><i>The limousine vehicle age requirements will be effective one year after adoption of this article. Notwithstanding the vehicle age limits required by Section 31-609(b)(1), (2) and (3) of the Code, no luxury limousine sedan, stretch limousine or super-stretch limousine initially placed into service during 2011 or 2012 shall be older than three (3) model years of age.</i></p>	<p>For-hire license holders shall only operate vehicles for limousine service that are listed on the RER's approved list of acceptable luxury limousine vehicles. Beginning in 2014, the RER shall, annually, prepare a list of acceptable luxury limousine vehicles and submit such list, no later than December 1st of each year, to the Board for approval by resolution within thirty (30) days. If such list is approved by the Board, it shall go into effect on January 1st of the next year. If the Board declines and/or fails to approve such list, then the acceptable luxury limousine vehicle list previously approved shall remain in effect until the Board approves another list.</p>
	<p><i>Sec. 31-615(a)</i></p> <p>Advertisement of for-hire services.</p>	<p>No person may knowingly place or publish an advertisement in any publication which is primarily circulated, displayed, distributed, or marketed within Miami-Dade County, Florida, which advertisement identifies for-hire transportation regulated by this article, unless the advertisement includes the for-hire license number <i>of the limousine company.</i></p>	<p>No person may knowingly place or publish an advertisement in any publication which is primarily circulated, displayed, distributed, or marketed within Miami-Dade County, Florida, which advertisement identifies for-hire transportation regulated by this article, unless the advertisement includes the for-hire limousine license number or the for-hire limousine referral service provider license number.</p>
	<p><i>Sec. 31-615(c)</i></p> <p>Advertisement of for-hire services.</p>	<p>No person shall advertise a rate or fare other than the rate or fare approved pursuant to Section 31-604.</p>	<p>No person shall advertise a rate or fare lower than the minimum rate or fare approved pursuant to Section 31-604.</p>
	<p><i>Sec. 31-616</i></p> <p>For-hire limousine referral service provider licenses.</p>	<p>(a) Prohibition against unauthorized operations. No person or entity shall provide for-hire limousine referral services without first obtaining a Miami-Dade County for-hire limousine referral service provider license and maintaining it current and valid pursuant to the provisions of this article.</p> <p>(b) Any for-hire limousine referral service provider license holder shall only dispatch, book, refer clients to, collect money for or advertises duly licensed and permitted limousine vehicles utilizing chauffeurs issued a Miami-Dade County chauffeur's registration in compliance with Chapter 31 of the Code.</p> <p>(c) For-hire limousine referral service provider license holders shall maintain a website which shall contain information on the method of fare calculation, the rates and fees charged and provide a customer service telephone number or e-mail address.</p> <p>(d) For-hire limousine referral service provider license holders shall abide by all rules and regulations applicable to for-hire license holders and shall be subject to the enforcement provisions contained in this chapter and chapter 8CC of the Miami-Dade County Code unless specifically excluded in this section.</p> <p>(e) For-hire limousine referral service provider license holders may contract to provide electronic dispatch services for an unlimited number of vehicles after each such vehicle has obtained a valid and current operating permit.</p> <p>(f) Application procedures. Every initial application for a for-hire limousine referral service provider license, renewal application, transfer, or amendment to a for-hire limousine referral service provider license shall be in writing, signed and sworn to by the applicant, and shall be filed with the RER together with an investigative and processing fee which shall be nonrefundable. If the applicant is a corporation, the form shall be signed and sworn</p>	

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	<p>to by the president or vice-president, and the corporate secretary shall attest such signature and affix the corporate seal. If the applicant is a partnership, the form shall be signed and sworn to by a general partner. The application shall be on a form provided by the RER and shall contain all information required thereon and meet all requirements of Section 31-602(c)(1), (4), (5), (6), (7), (8), (9), (10) (b) and (d), (11) and (12) and 31-602(d), and shall be renewed annually in accordance with Section 31-602(h). Each applicant shall be required to pay all applicable fees.</p> <p>(g) <i>Method for distribution of new for-hire limousine referral service provider licenses.</i> Issuance of for-hire limousine referral service provider licenses shall be issued by the RER director in accordance with the provisions of subsection 31-616(f).</p> <p>(h) Failure to use a for-hire limousine referral service provider license during any nine (9) month period shall be deemed abandonment and shall result in automatic revocation of the license. RER may require a for-hire limousine referral service provider license holder to provide proof of business activity.</p> <p>(i) For-hire limousine referral service provider license holders shall submit to RER, on a monthly basis, a list of all contracted for-hire license holders and chauffeurs.</p> <p>(j) <i>Grounds for suspension or revocation.</i> In addition to the grounds for suspension or revocation provided elsewhere in this chapter, for-hire limousine referral service provider licenses shall be subject to suspension or revocation by the Director as follows:</p> <p>(1) In addition to other penalties set forth, three (3) violations of subsection 31-616 during any twelve-month period by a for-hire limousine referral service provider license holder shall subject the license holder to suspension of the license for a period of up to six months or revocation of the license.</p> <p>(2) In addition to other penalties set forth, two or more violations of subsection 31-616(a) by a for-hire limousine referral service provider license holder shall subject the license holder to a suspension of the license for a period of up to six months or revocation of the license.</p>			
	<p><i>Sec. 8CC-10.</i></p> <p>Schedule of civil penalties.</p>	<p><u>Code</u></p> <p>31-616</p>	<p><u>Description of Violation</u></p> <p>Violation of Section 31-616</p>	<p><u>Civil Penalty</u></p> <p>\$1000.00</p>
	<p>Additional Information <i>In a memo dated August 18, 2014, a request was made for the Chair to convene a Committee of the Whole to address the pending for-hire transportation items.</i></p>			
7A 141160	<p>ORDINANCE RELATING TO ANIMALS; CREATING "MIAMI-DADE PUPPY MILL CRUELTY PREVENTION ORDINANCE"; AMENDING REGULATIONS GOVERNING BREEDING AND SALE OF DOGS AND CATS AND LICENSING OF KENNELS, BREEDERS, PET DEALERS, PET CARE CENTERS, AND HOBBY BREEDERS; AMENDING DEFINITIONS; AMENDING SECTIONS 5-1, 5-9, 5-10, 5-13, AND 8CC-10 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING FOR ENFORCEMENT BY CIVIL PENALTY; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 140728]</p>			
Notes	<p>The proposed ordinance creates the Miami-Dade Puppy Mill Cruelty Prevention Ordinance and amends Sections 5-1, 5-9, 5-10, 5-13, and 8CC-10 of the Miami-Dade County Code amending regulations governing breeding and sale of dogs and cats and licensing of kennels, breeders, pet dealers, pet care centers, and hobby breeders.</p> <p>After December 31, 2014, pet dealers and pet shops will not display, sell, trade, deliver, barter, lease, rent, auction, transfer, offer for sale or transfer, or otherwise dispose of dogs or cats in Miami-Dade County, unless the pet dealer or pet shop certifies that the dog or cat comes from one of the following sources:</p> <ul style="list-style-type: none"> • A breeder that is registered or an out-of-County breeder that complies with the standards of care; or • A public animal shelter; or • An animal rescue organization; or • A registered hobby breeder. <p>A pet dealer or pet shop will post and maintain a certificate of source of each dog or cat offered for sale or transfer and will provide a copy of such certificate to the purchaser or transferee of any dog or cat. The certificate of source will be posted on or within three (3) feet of the primary enclosure of the identified dog or cat.</p> <p>The Miami-Dade Puppy Mill Cruelty Prevention Ordinance will require that all breeders annually register with Miami-Dade County and will limit the number of times a female dog or cat be used for breeding purposes. It will also eliminate "puppy mills" or "kitten factories" as possible sources for pet shops or pet dealers to obtain dogs or cats for sale in Miami-Dade County. Additionally, the ordinance will encourage the adoption of abandoned pets by allowing pet stores to collaborate with animal shelters and animal rescue organizations to sell dogs and cats acquired from those sources.</p>			

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	<p><u>Additional Information</u> Discussion at the July 9, 2014, PSASC meeting: <i>Assistant County Attorney (ACA) advised that various municipalities throughout the country had adopted a number of ordinances with a different approach to this issue and explained that the intent of those ordinances was to ban pet stores from offering for sale any dog not obtained from a rescue/public shelter or pets that were bred by the pet store's owner. ACA pointed out that this gave preference to local animal breeders and prevented out-of-state breeders from selling their dogs in Miami-Dade County and stated that since the United States Constitution's Commerce Clause provided that interstate commerce could only be regulated by Congress, prioritizing local vendors, at the expense of out-of-state vendors, was unlawful regulation of interstate commerce. ACA noted there were not many reported decisions available due to the novelty of this issue. However, he explained that an ordinance, which was adopted in the State of Arizona and gave preference to local animal breeders, was challenged in court; and in the early stages of the litigation the City of Phoenix was enjoined by the Federal District Court of Arizona from enforcing its puppy mill ordinance while the litigation was pending. ACA noted this litigation provided the guiding legal principles for the foregoing ordinance.</i></p> <p><i>The Animal Services Department Director, stated that no policy currently existed to enforce regulations for underground/roadside breeders and that this legislation was a step in the right direction. He stated that the language would be changed to reflect that hobby breeders were a concern and noted the County would continue working with hobby breeders to resolve this issue.</i></p>
7B 141522	<p>ORDINANCE CREATING SECTION 2-8.2.12 OF THE CODE OF MIAMI-DADE COUNTY; DELEGATING TO THE COUNTY MAYOR OR MAYOR'S DESIGNEE THE AUTHORITY TO ADVERTISE, AWARD, AMEND AND NEGOTIATE CONTRACTS FOR GOODS AND SERVICES, CONSTRUCTION AND PROFESSIONAL SERVICES FOR THE MIAMI-DADE WATER AND SEWER DEPARTMENT, TO EXTEND CONTRACT DURATION, TO EXECUTE CHANGE ORDERS AND TO SETTLE CLAIMS WITHOUT NEED FOR PRIOR BOARD APPROVAL; PROVIDING FOR RATIFICATION OF ALL ACTIONS ON A QUARTERLY BASIS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (SEE ORIGINAL ITEM UNDER FILE NO. 141081)</p>
Notes	<p>The proposed ordinance creates Section 2-8.2.12 of the Code of Miami-Dade County (Code), delegating to the County Mayor or his designee the authority to advertise, award, amend and negotiate contracts for goods and services, construction and professional services for the Miami-Dade Water and Sewer Department (MDWSD), to extend contract duration, to execute change orders and to settle claims without need for prior Board of County Commissioners (BCC) approval. In addition, the proposed ordinance provides for ratification of all actions on a quarterly basis.</p> <p>The implementation of this proposed ordinance will accelerate the procurement process of all approved MDWSD capital construction projects.</p> <p>Section 2-8.2.12 of the Code will be referred to as the, Miami-Dade Water and Sewer Department Consent Decree and Capital Improvement Programs Acceleration Ordinance.</p> <ul style="list-style-type: none"> • The MDWSD Consent Decree Work consists of all projects needed to comply with the Consent Decree approved on April 9, 2014 by the United States District Court for the Southern District of Florida. • The MDWSD Capital Improvement Program consists of only those projects approved by the BCC as part of the Multi-Year Capital Plan. • All actions taken under this Ordinance will be subject to review by the Office of Management and Budget to ensure adequate funding for each project. <p>The proposed ordinance, with respect to any Consent Decree Work or other required Capital Improvement Contrat, authorizes the County Mayor or his designee to do among other things, the following:</p> <ul style="list-style-type: none"> • Award and reject bids, proposals, or other offers received in connection with any competitive procurement. However, in the event that any proposed award of a contract is protested, the BCC will award such contract as provided for in Section 2-8.4 of the Code of Miami-Dade County and Implementing Order 3-21 governing the bid protest process. Unless previously authorized and delegated, the County Mayor or his designee may not waive competitive bids in the award of a contract without the approval of the BCC. • Re-allocate unspent monies among projects within the approved Multi-Year Capital Plan. • Provide a report on the status of Consent Decree Work and other required Capital Improvement projects to the BCC at least every thirty (30) days. The report will include the anticipated qualifications and contract measures, including Small Business Enterprise (SBE) goals and Community Business Enterprise (CBE) goals as applicable for upcoming projects, issue and evaluate Requests for Qualifications for Professional Services, if the RFQ and evaluation process is otherwise consistent with Section 2-10.4 of the Code of Miami-Dade County. • All procurement activities advertised or placed for public notice under the authority of this Ordinance will be reported to the Infrastructure and Capital Improvements Committee or the applicable committee to which the MDWSD matters are assigned at the next available meeting for Committee review and approval. • After being reported to the applicable Committee, all procurement activities advertised or placed for public notice under the authority of this Ordinance will be reported to the BCC at the next BCC meeting following the report to the Committee. • In addition to the reporting requirement, the MDWSD will also request that, at the Chair of the Board's discretion, a discussion item pertaining to the overall procurement activities of the MDWSD be placed on the agenda of the full Board on a quarterly basis. • This Ordinance will apply to all contracts advertised after the date of enactment and will sunset one (1) year from the effective date, unless extended by the BCC. <p><u>Additional Information</u> Discussion at the July 8, 2014, ICIC meeting:</p>

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	<p>Commissioners raised concerns with leaving all authority and discretion under the purview of the Mayor or his designee and suggested that the administrative process and the follow-up award recommendation process of the Selection Review Committee under the auspices of the County Administration be expedited to have the award recommendation presented before the Board for a timely vote, and that would eliminate having to implement a policy change.</p> <p>MDWSD Director pointed out that the substitute item changed the item to sunset it in one year, reduced the threshold dollar amount from twenty percent (20%) to ten percent (10%), required that all items be reviewed by the Committee to determine whether an item should be expedited, and required that all items acted upon by the Committee would be placed for approval on the next Board's agenda in order to maintain the Board apprised and the Department was fully committed and it ensured maximum participation of small firms and CSBEs, mirroring the success achieved with Operation 305 for the Port Tunnel.</p>
	<p>Legislative Background</p> <p>Miami-Dade County Code Section 2-8.2.11- Water and Sewer Department Contracting Authority</p>
<p>Ordinance 07-108 July 24, 2007</p>	<p>This Ordinance created section 2-8.2.11, Water and Sewer Department Contracting Authority, of the Miami-Dade County Code authorizing the Mayor or his designee to advertise and recommend for award design and construction contracts, approve extensions of contract time, waive liquidated damages, negotiate and settle claims related to the County's 20-Year Water Use Permit and High Level Disinfection Facility.</p> <p>The ordinance also authorized the Mayor or his designee to approve change orders on such contracts without the need for prior committee or Board approval as long as the change order did not exceed \$500,000 in cumulative dollar amount and 15% of the contract price in cumulative percentage amount. However, these actions are subject to ratification by committee and the Board.</p> <p>All actions executed by the Mayor or his designee pursuant to subsections 2-8.2.11(a) and (b) will be submitted to the next meeting of the Governmental Operations and Environmental Committee and will be waived to the agenda of the next scheduled Board of County Commissioners meeting for ratification.</p> <p>The intent of this ordinance was to grant the Mayor or his designee authority to accelerate the processing and procurement of contracts and agreements related to design and construction of the improvements This Ordinance shall be subject to sunset review annually commencing one year from the date of adoption.</p>
<p>Ordinance 08-132 December 2, 2008</p>	<p>This Ordinance amended Section 2-8.2.11, Water and Sewer Department Contracting Authority, of the Miami-Dade County Code providing for the following exception to the ratification requirement for certain actions by the Mayor or his designee:</p> <ul style="list-style-type: none"> • <i>No ratification is required of an action executed by the Mayor or his designee which involves waiving liquidated damages as a result of rescheduling contract activities or internal milestones provided neither the total contract time inclusive of time allowances nor the total contract amount inclusive of contingency allowances is exceeded. Any such action will be included in a report submitted to the BCC on a quarterly basis.</i> <p>The existing MDWASD Contracting Authority language under Section 2-8.2.11 of the County Code allows for the Mayor or his designee to accelerate the processing and procurement of contracts and agreements related to the design and construction of improvements for the above mentioned projects. For example, the Mayor or his designee may settle contractor claims, waive liquidated damages, extend contract time, and issue change orders for additional work requiring ratification by the BCC. However, in order to further expedite contracts and agreements, the proposed ordinance establishes the continuation of waving liquidated damages by the Mayor or his designee without the ratification of the BCC. This would be contingent upon the contract amount and contract time not increasing. The Mayor or his designee will report any such actions to the BCC on a quarterly basis.</p>
<p>File No. 122357 March 21, 2013 Withdrawn</p>	<p>The proposed ordinance amends Section 2-8.2.11, Water and Sewer Department Contracting Authority, of the Miami-Dade County Code to authorize the Mayor or his designee to bring certain contract-related actions for ratification to the BCC without the need for committee review. Additionally, the amendment increases the Mayor's authority to execute change orders or amendments related to these contracts from \$500,000 to \$1,000,000, and not to exceed 15 percent of the contract price in cumulative percentage amount which will be approved by the BCC through ratification.</p> <p>Furthermore, the amendment expands the list of WASD's projects to be accelerated and will also allow additions or deletions from the list of projects approved for acceleration to be made through subsequent resolutions sent directly to the Board without the need for prior committee approval.</p> <p>All actions executed by the Mayor or his designee pursuant to Sections 2-8.2.11 (b) of the Miami-Dade County Code will be submitted to the next available BCC meeting for ratification.</p> <p>Background</p>

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	<p>On July 24, 2007, the Board adopted Ordinance 07-108, which authorizes the Mayor or Mayor's designee to advertise and recommend for award without committee review, design and construction contracts related to the County's 20-Year Water Use Permit and High Level Disinfection Facility. These contracts are currently exempt from the customary committee review requirement. In addition, the Mayor or his designee is currently authorized to execute change orders or amendments related to these contracts that do not exceed \$500,000 or 15 percent of the contract price in cumulative percentage amount.</p> <p>Discussion at the January 16, 2013, ICIC meeting: <i>Commissioners raised concerns with circumventing the Committee review process from the oversight process especially with the significant amount of money involved; and expanding the Mayor's authority relating to change orders.</i></p> <p><i>MDWSD stated that since the adoption of the accelerated ordinance, which is still in force, some things had changed; for example, previously the Administration required BCC authority to advertise, but now the Mayor had that authority; MDWSD supported the present item because it was modeled on the accelerated ordinance, and would reduce the length of the process by six weeks; Additionally, it would include projects that were part of the new Consent Orders with the EPA and the Department of Justice regarding all of the waste water treatment plants and a pump station and it would also include all of the projects that were in the infrastructure needs report and indicated that all of these projects were previously approved by the BCC in the Department's Comprehensive Capital Improvement Program. MDWSD pointed out that the proposed ordinance simply by-passed the Committee, noting the BCC would maintain full oversight over the process.</i></p>
	<p>Ordinance 13-30 April 2, 2013</p> <p>The proposed ordinance amends Sec 2-8.2.11, relating to contract authority for certain water and sewer projects, requiring committee review of contract awards and provides for waiver of 4-day rule in certain instances.</p> <p>Currently, any contract recommended for award under Section 2-8.2.11 will be heard by the BCC without the need for prior committee approval.</p> <p>The proposed amendment allows for the item to go through the committee process or be waived out of committee at the discretion of the committee chairperson. Additionally, if the item is waived, it will be placed on the agenda of the next regular BCC meeting and will not be subject to the 4-day rule. The intent was to expedite the process while allowing the BCC to maintain oversight.</p> <p>Discussion at the April 2, 2013, BCC meeting: <i>Commissioners raised the following concerns: that projects in this substantial Retrofit Plan would bypass review by committee(s) who had jurisdiction in the area of minority participation and that certain segments of the community were not benefiting from the Ordinance; concerns with the Mayor's Small Business Development's (SBD) staff reduction from 107 employees to less than 30, and the impact this had on their ability to provide the same level of service; with the current contracting and award process and requested this process be revisited; that the competitive bidding process needed to be revisited to ensure that equal opportunities existed for everyone.</i></p>
7C 140952	ORDINANCE RELATING TO SOLICITATION OR COLLECTION BY MINORS IN THE PUBLIC RIGHT-OF-WAY; CREATING SECTION 21-36.2 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, PROHIBITING SOLICITATION OR COLLECTION IN THE PUBLIC RIGHT-OF-WAY BY MINORS WITHOUT ACCOMPANIMENT BY AN ADULT; LIMITING HOURS OF SOLICITATION OR COLLECTION; ENACTING PROHIBITIONS ON SOLICITATION OR COLLECTION AT HIGH TRAFFIC OR HIGH ACCIDENT INTERSECTIONS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AN EFFECTIVE DATE
Notes	<p>The proposed ordinance relating to solicitation or collection by minors in the public right-of-way, creates Section 21-36.2 of the Code of Miami-Dade County (Code), providing the following:</p> <ul style="list-style-type: none"> • Prohibiting solicitation or collection in the public right-of-way by minors without accompaniment by an adult; • Limiting hours of solicitation or collection; and <ul style="list-style-type: none"> ○ <i>It will be unlawful for a minor solicitor or collector to operate between the hours of 9:00pm and 9:00am, regardless of whether an adult is present.</i> • Enacting prohibitions on solicitation or collection at high traffic or high accident intersections. <ul style="list-style-type: none"> ○ <i>The proposed ordinance lists the top 10 most frequent locations for vehicular crashes within unincorporated Miami-Dade County in 2013, as determined by the Miami-Dade Police Department. Those intersections must be updated at least every 10 years.</i> <p><u>Prohibited Roadways</u> The proposed ordinance provides that no accompanying adult, minor solicitor, or minor collector may stand or walk within any public right-of-way, including sidewalks, bike paths, and medians within 250 feet of the following intersections for any of the purposes listed in § 21-36.2(a) of the proposed ordinance:</p> <ul style="list-style-type: none"> • SW 137th Avenue & SW 152nd Street (District 9); • SW 107th Avenue & SW 16th Street (District 11);

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	<ul style="list-style-type: none"> • NW 27th Avenue & NW 79th Street (District 2); • SW 117th Avenue & SW 104th Street (District 7); • SW 117th Avenue & SW 72nd Street (District 10); • SW 137th Avenue & SW 56th Street (District 10); • NW 7th Avenue & NW 103rd Street (District 2); • SW 117th Avenue & SW 152nd Street (District 9); • NW 67th Avenue & NW 169th Street (District 1); and • NW 72nd Avenue & NW 12th Street (District 6). <p><u>Pedestrians; Traffic Regulations</u> Currently, §316.130(3) – (5) of the Florida Statutes enforces solicitation or collection in public right-of-ways. Section 316.130(3) – (5) of the Florida Statutes states the following:</p> <p>(3) <i>Where sidewalks are provided, no pedestrian shall, unless required by other circumstances, walk along and upon the portion of a roadway paved for vehicular traffic.</i></p> <p>(4) <i>Where sidewalks are not provided, any pedestrian walking along and upon a highway shall, when practicable, walk only on the shoulder on the left side of the roadway in relation to the pedestrian’s direction of travel, facing traffic which may approach from the opposite direction.</i></p> <p>(5) <i>No person shall stand in the portion of a roadway paved for vehicular traffic for the purpose of soliciting a ride, employment, or business from the occupant of any vehicle.</i></p> <p><u>Additional Information</u> <u>Sun-Sentinel Article, “Ban on soliciting money on roadways upheld”, October 19, 2013.</u> <i>A federal judge recently ruled that Pembroke Pines legally can ban people from asking for donations on six major roads in the city. Hollywood, Miramar, Cooper City and Boca Raton have similar bans, but Pines was the only city to be sued. Other cities, such as Fort Lauderdale, said they were wary of tightening restrictions because of the legal ramifications. But that could change now that Pines’ law has been upheld in federal court.</i> <i>The Homeless Voice organization, which hires homeless people to stand on medians and distribute a newspaper about homelessness and poverty in exchange for donations, said that the law was unconstitutional and violated the organization’s First Amendment rights. But the federal judge ruled that the law protects the safety and welfare of the community and was a reasonable restriction on speech since the newspaper could be distributed on lesser-traveled roads or through mail, email or the Internet.</i> <i>The Pines law says it is illegal for people to solicit on Pines Boulevard, Pembroke Road, University Drive, Sheridan Street, Dykes Road and Flamingo Road or within 200 feet of any intersection along those roadways. Violators can receive a warning or a citation, or they can be fined up to \$500 for disobeying the law.</i> <i>Pines completed traffic and police studies that showed the most dangerous roads for soliciting, said the City Attorney, who added that other cities could follow the same methodology to enforce a similar ban.</i> <i>Boca Raton already enacted a city-wide ban on soliciting.</i></p> <p>According to the County Attorney’s Office (CAO), there is no direct County ordinance regulating solicitation by minors.</p>																
<p>7D 141211</p>	<p>ORDINANCE RELATING TO THE RULES OF PROCEDURE OF THE BOARD OF COUNTY COMMISSIONERS AMENDING SECTION 2-1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, TO REQUIRE THAT IN ALL AGENDA ITEMS RELATED TO PLANNING, DESIGN AND CONSTRUCTION OF COUNTY INFRASTRUCTURE A STATEMENT BE INCLUDED THAT THE IMPACT OF SEA LEVEL RISE HAS BEEN CONSIDERED; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE</p>																
<p>Notes</p>	<p>The proposed ordinance relating to the Rules of Procedure of the Board of County Commissioners, amends Section 2-1 of the Code of Miami-Dade County (Code), to require that in all agenda items related to planning, design and construction of county infrastructure a statement be included that the impact of sea level rise has been considered.</p> <p><u>Background</u></p> <ul style="list-style-type: none"> • On July 2, 2013, under Resolution No. 599-13, the Board of County Commissioners (BCC) created the Miami-Dade Sea Level Rise Task Force. • On May 6, 2014, under Resolution No. 451-14, the BCC adopted a policy that all County infrastructure projects, including but not limited to County building elevation projects, County installation of mechanical and electrical systems, County infrastructure modifications and County infrastructure renovations will consider sea level rise projections and potential impacts as best estimated at the time of the project, using the regionally consistent unified sea level rise projections, during all project phases including but not limited to planning, design, and construction, in order to ensure that infrastructure projects will function properly for fifty (50) years or the design life of the project, whichever is greater. <table border="1" data-bbox="272 1732 1490 1911"> <thead> <tr> <th colspan="4" data-bbox="272 1732 1490 1764">Comparison of Current Code and the Proposed Amendments</th> </tr> <tr> <th colspan="4" data-bbox="272 1764 1490 1785"><i>Section 2-1 of the Code, Rules of Procedure of the County Commission.</i></th> </tr> <tr> <th data-bbox="272 1785 430 1837">Section of Code</th> <th data-bbox="430 1785 641 1837">Current Code</th> <th data-bbox="641 1785 1315 1837">Proposed Amendments</th> <th data-bbox="1315 1785 1490 1837">Notes</th> </tr> </thead> <tbody> <tr> <td data-bbox="272 1837 430 1911">Rule 5.09 Statement of</td> <td data-bbox="430 1837 641 1911">N/A</td> <td data-bbox="641 1837 1315 1911">For all agenda items brought to the Board that relate to the planning, design and/or construction of County infrastructure projects, including but not limited to, County building elevation projects, County</td> <td data-bbox="1315 1837 1490 1911"><i>Amended to provide for Rule 5.09.</i></td> </tr> </tbody> </table>	Comparison of Current Code and the Proposed Amendments				<i>Section 2-1 of the Code, Rules of Procedure of the County Commission.</i>				Section of Code	Current Code	Proposed Amendments	Notes	Rule 5.09 Statement of	N/A	For all agenda items brought to the Board that relate to the planning, design and/or construction of County infrastructure projects, including but not limited to, County building elevation projects, County	<i>Amended to provide for Rule 5.09.</i>
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	<i>Consideration of Impact of Sea Level Rise</i>		installation of mechanical and electrical systems, County infrastructure modifications and County infrastructure renovations, the Mayor or Mayor's designee shall include a statement in the item that the impact of sea level rise has been considered in the project.
	<p><u>Additional Information: Miami-Dade Sea Level Rise Task Force Report and Recommendations, July 1, 2014</u></p> <p>The Sea Level Rise Task Force (Task Force), created by the BCC through Resolution No. 599-13 (adopted July 2, 2013), was charged with:</p> <ol style="list-style-type: none"> 1. Reviewing relevant data and prior studies and reports regarding the potential impact of sea level rise on public services and facilities, real estate, water and other ecological resources, and property and infrastructure; and 2. Providing a comprehensive and realistic assessment of the likely and potential impacts of sea level rise and storm surge over time. <p>The following are the six recommendations provided in the July 1, 2014 Task Force report:</p> <p>Recommendation 1: <i>The Task Force recommends accelerating the adaptation planning process by seeking and formally selecting the engineering and other relevant expertise needed to develop the robust capital plan, vetting the elements (i.e., flood protection, salinity structures, pump stations, road and bridge designs, etc., just to name a few possibilities) as well as what measurable indicators will trigger timely sequencing.</i></p> <p>Recommendation 2: <i>The Task Force recommends that the BCC direct County administration to establish formal oversight, and dedicate sufficient resources and staffing to ensure implementation and update of the specific Climate Change Advisory Task Force (CCATF) recommendations.</i></p> <p>Recommendation 3: <i>The Task Force recommends that Miami-Dade County implement the Adaptation Action Areas (AAA's) called for in the Comprehensive Development Master Plan (CDMP) and to incorporate sea level rise and storm surge risks utilizing best available data.</i></p> <p>Recommendation 4: <i>While recognizing the recent efforts to address flood protection and saltwater intrusion by the South Florida Water Management District and the Miami-Dade County, the Task Force recommends that Miami Dade County work jointly with the District and the SE Climate Compact partners to conduct a comprehensive study and develop adaptation strategies to address potential flood damage reduction and saltwater intrusion associated with sea level rise. This strategy should expeditiously address rising sea levels, a time frame for implementation, and a potential funding mechanism.</i></p> <p>Recommendation 5: <i>The Task Force recommends that Miami-Dade County's resiliency efforts must incorporate support for Everglades restoration, including making restoration a top priority for County lobbying efforts, and must strategically utilize and fully fund both acquisition and management needs for the County's Environmentally Endangered Lands Program (EEL).</i></p> <p>Recommendation 6: <i>Recognizing the need to develop insurance mechanisms that will provide real help to the victims of climate change impacts, the Task Force recommends that Miami-Dade County consider initiating discussions with private insurance and reinsurance professional organizations, member local governments in the Southeast Florida Climate Change Compact and the Florida Office of Insurance Regulation in the Department of Financial Services to develop long-term risk management solutions.</i></p> <p><u>Additional Information</u> A cursory review of other costal jurisdictions who are reviewing and/or preparing legislation to address the impacts of sea level rise include: Charlotte Harbor National Estuary Program Area, FL; City of Punta Gorda, FL; City of Satellite Beach, FL; Lee County, FL; Delaware Coasts; Hawaiian Islands Coasts; New Jersey Coasts; Rhode Island Coasts; San Diego Bay Area, CA; San Francisco Bay Area, CA; Somerset County, MD; Worchester County, MD; City of Olympia, WA; and State of New York. <i>(Source: www.academia.edu/5365821/Sea_Level_Rise_Adaptation_Emerging_Lessons_for_Local_Policy_Development)</i></p>		
7E 141127	ORDINANCE AMENDING SECTION 2-1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO THE RULES OF PROCEDURE OF THE COUNTY COMMISSION TO WAIVE THE REQUIREMENT FOR COMMITTEE CONSIDERATION OF LEGISLATION RELATED TO DEBT OBLIGATIONS AND THE 4-DAY RULE WITH RESPECT TO CERTAIN RESOLUTIONS RELATED TO DEBT OBLIGATIONS; APPROVING PLACEMENT OF PUBLIC HEARING OF ORDINANCES RELATED TO DEBT ON THE NEXT COMMISSION AGENDA AFTER FIRST READING SUBJECT TO NOTICE REQUIREMENTS; AND PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE(Finance Department)		
Notes	<p>The proposed ordinance amends Section 2-1 of the Code of Miami-Dade County (Code), relating to the Rules of Procedure of the County Commission to waive the requirement for committee consideration of legislation related to debt obligations and the 4-day rule with respect to certain resolutions related to debt obligations. In addition, the proposed ordinance approves placement of public hearing of ordinances related to debt on the next Commission agenda after first reading subject to notice requirements.</p> <p>The proposed Code amendments:</p> <ul style="list-style-type: none"> • Exempt both debt ordinances and debt resolutions from committee review and the resolutions from the four-day rule; and • Require the Board to conduct a public hearing on a debt ordinance at the next Commission meeting following the meeting at which such ordinance is approved on first reading, subject to applicable notice requirements. <p><i>In order to keep the Board apprised of any debt obligations that will be brought to the Board, an oral report updating all financings in process will be presented at each Finance Committee meeting.</i></p>		

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	<p><u>Current Process</u></p> <p>The current approval process for debt obligations takes between two to three months:</p> <ul style="list-style-type: none"> • A typical bond transaction starts with meeting the agenda deadlines for administrative review, which is approximately three weeks before the ordinance is heard by the Board for first reading and approximately four weeks before the authorizing resolution and ordinance are considered by the committee of jurisdiction. • Once the ordinance and related series resolution are approved by the committee of jurisdiction, both are placed on the agenda for the first meeting of the Board in the following month. • Without a waiver, the time between committee review and consideration by the Board is another three weeks with an additional ten day veto period to follow after approval by the Board. <p>Recently, both new money and refunding opportunities were adversely affected by rising interest rates during the current approval process.</p> <ul style="list-style-type: none"> • In April of 2013, the proposed refunding of certain Aviation bonds had savings of approximately \$65.97 million and in July, at the proposed time of the pricing, the savings had dropped to a negative \$18.91 million, a difference of \$83.98 million. As a result, the refunding was put on hold pending a positive change in interest rates. • In March 2014, the County was only able to refund \$344 million of the original \$885.3 million and realized \$17.4 million of savings. Although the County did generate interest savings from the portion that was refunded, savings were less than the amount anticipated in April 2013. Interest rates will have to further reduce in order to refund the remaining portion and generate additional savings. • In addition, the County's interest cost savings on several other recent refunding involving Water and Sewer Bonds, Seaport Bonds and Capital Asset Bonds were significantly less and the interest cost on new money bonds for Water and Sewer and Seaport was higher due to an increase in interest rates during the approval process. If these transactions had been priced sooner through the proposed expedited approval process, the County would have benefitted significantly from a more favorable interest rate environment.
7F 141292	ORDINANCE RELATING TO ZONING; REVISING ARTICLE XXXIIA (BIRD ROAD DESIGN AND INDUSTRIAL DISTRICT) OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; CREATING OVERLAY ZONING DISTRICT AND AMENDING PERMITTED USES; AMENDING SECTIONS 33-278.5 THROUGH 33-278.7 AND SECTION 33-278.9 OF THE CODE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE
Notes	<p>The proposed ordinance relating to zoning, revises Article XXXIIA, Bird Road Design and Industrial District, of the Zoning Code in order to re-establish the Bird Road Design and Industrial District as an overlay district.</p> <p>The Bird Road Design and Industrial area is located in Commission District 7. This zoning district was designed to address the existing conditions of the area generally located between Bird Road (SW 40 Street) and SW 48th Street and between SW 70th and 74th Avenues. Although the area has been primarily designated and zoned for industrial purposes, over time, the area has transitioned to a commercial and industrial mixed-use district now commonly known as the Bird Road Design District.</p> <p><u>Background</u></p> <p>On September 1, 2009, the Board of County Commissioners (BCC) adopted Ordinance No. 09-71 establishing the Bird Road Design and Industrial Zoning District (BRDI), allowing area property owners to utilize the new district by filing individual applications to rezone their property as BRDI.</p> <p>Subsequently, the Department of Regulatory and Economic Resources (RER) staff conducted an assessment of the subject area and of the 2009 regulations and concluded the following:</p> <ul style="list-style-type: none"> • As adopted, the BRDI ordinance has not effectively addressed its purpose. The ordinance currently requires property owners to file individual applications and obtain a rezoning to BRDI in order to benefit from the district. • Since 2009, there have only been two properties within the area rezoned to the new district even though the uses that generated the need for the new regulations are found throughout the entire area. • Upon further consultation with area stakeholders, it has become obvious that some of them have been under the impression that the 2009 Board action automatically granted them the non-industrial uses. <p>Additionally, staff's assessment of the regulations as adopted has also evidenced the need for the proposed amendment in order to:</p> <ul style="list-style-type: none"> • Establish BRDI as an "overlay" zoning district. Overlay zoning districts lay on top of the underlying zoning districts providing additional regulatory criteria for properties under them. For the majority of the properties within the subject area, the underlying zoning would continue to be industrial (primarily IU-1) and they would be eligible for the additional commercial uses and parking bonuses in BRDI. • Correct the 2009 regulations by acknowledging the underlying zoning districts and the Comprehensive Development Master Plan's industrial land use designation. As adopted, BRDI did not authorize industrial uses. • Subsequent to adoption of the proposed ordinance, RER would file a rezoning application on behalf of all property owners within the area in order to apply the overlay zoning district. <ul style="list-style-type: none"> ○ According to RER, Staff is ready to file once the proposed ordinance is approved.
8B1 141568	RESOLUTION AUTHORIZING A DETENTION SERVICES INTERGOVERNMENTAL AGREEMENT BETWEEN THE U.S. DEPARTMENT OF JUSTICE, UNITED STATES MARSHALS SERVICE AND MIAMI-DADE COUNTY, THROUGH THE MIAMI-DADE CORRECTIONS AND REHABILITATION DEPARTMENT, FOR THE PURPOSE OF ESTABLISHING UPDATED PER DIEM REIMBURSEMENT RATE FOR THE TEMPORARY HOUSING OF FEDERAL DETAINEES AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE AND EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN
Notes	The proposed resolution authorizes the County Mayor or his designee to enter into the Detention Services Intergovernmental Agreement between the United States Department of Justice, United States Marshals Service and Miami-Dade County, through the Miami-Dade

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	<p>Corrections and Rehabilitation Department, for the purpose of establishing the reimbursement for the temporary housing of federal inmates within Miami-Dade Corrections and Rehabilitation Department facilities.</p> <p>The funding source for this resolution will come from the United States Marshals Service for the reimbursement of the housing of federal inmates, when necessary.</p> <p>Background The United States Marshals Services is the nation's oldest and most versatile federal law enforcement agency and in existence since 1789. It is the enforcement arm of the federal courts responsible for the apprehension of federal fugitives, housing of federal prisoners awaiting federal trial and the transportation of federal prisoners between judicial districts and correctional institutions in the United States. As a best practice, correctional institutions establish agreements to ensure the availability of inmate housing with other jurisdictions in the event of overcrowding, unforeseen circumstances or emergent situations arise. As such, the United States Marshals Service may require temporary or auxiliary housing for its detainees in local detention centers. The United States Marshals Services has had such an agreement, including an established per diem reimbursement rate, with the Miami-Dade Corrections and Rehabilitation Department since 2000.</p> <p>A new reimbursement rate has been negotiated in the amount of \$113.00 per inmate, per day for the housing of federal detainees in Miami-Dade County detention facilities. This is based on existing per diem rates with comparable jurisdictions such as Broward and Palm Beach Counties. Therefore, a new Detention Services Intergovernmental Agreement must be executed between Miami-Dade Corrections and Rehabilitation Department and the United States Marshals Service to ensure the applicability of the updated per diem rate.</p>
8B2 141188	<p>RESOLUTION AUTHORIZING EXECUTION OF AN INTERLOCAL AGREEMENT FOR SCHOOL YEARS 2014-2015 AND 2015-2016 WITH THE MIAMI-DADE COUNTY PUBLIC SCHOOLS/LINDSEY HOPKINS TECHNICAL EDUCATIONAL CENTER FOR THE PROVISION OF ACADEMIC AND CAREER/TECHNICAL EDUCATION FOR INMATES; IN THE AMOUNT NOT TO EXCEED \$400,000.00 TO BE PAID FROM THE INMATE WELFARE ACCOUNT; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE RENEWAL AND CANCELLATION PROVISIONS CONTAINED THEREIN</p>
Notes	<p>The proposed resolution authorizes the County Mayor or his designee to execute the Interlocal Agreement (Agreement) with the Miami-Dade County Public Schools/Lindsey Hopkins Technical Educational Center and Miami-Dade County. The agreement includes provisions for career/technical and academic education to inmates incarcerated in the detention facilities operated by the Miami-Dade Corrections and Rehabilitation Department at a cost not to exceed \$400,000.00 for each school year 2014-2015 and 2015-2016.</p> <p>Fiscal Impact/Funding Source The Miami-Dade County Public Schools/Lindsey Hopkins Technical Educational Center offers a comprehensive academic/vocational service at a competitive rate. Effective July 1, 2011, at the rate prescribed by Florida Statutes 1009.22, the academic education courses will be provided at \$30.00 per student, per trimester for Florida residents and \$120.00 for non-Florida residents. The costs associated with the career/technical courses will provide for up to 405 contact hours per course, per student, per trimester. The amount of tuition payment, based on the Miami-Dade County Public School Board's rate, will not exceed \$400,000.00 per school year and will be funded through the Inmate Welfare Fund, which receives revenues from the inmate commissary program. For school years 2014-2015 and 2015-2016, \$400,000.00 will be set aside for each year in the Inmate Welfare Fund budget for this purpose.</p> <p>Background The Miami-Dade Corrections and Rehabilitation Department and Miami-Dade County Public Schools/Lindsey Hopkins Technical Educational Center are committed to providing career/technical and academic education course work in an effort to rehabilitate inmates, giving them the necessary skills to provide a smooth transition into society and consequently reduce recidivism. Since 1987, the Miami-Dade Corrections and Rehabilitation Department has benefited from a longstanding, cooperative relationship with Miami-Dade County Public Schools for programs in the area of industrial education. Through these programs, inmates throughout the Miami-Dade Corrections and Rehabilitation Department facilities receive specific training in career/technical education courses, adult basic education, or general educational development in accordance with the criteria set by the State of Florida and provided by the Miami-Dade County Public Schools system.</p> <p>This Agreement has been renewed annually since the 1987-1988 school year. Therefore, this Agreement covers the school years 2014-2015 and 2015-2016, and includes substantially the same provisions as the previous agreement covering the 2012-2013 and 2013-2014 school years which was authorized by R-540-12.</p>
8B3 141189	<p>RESOLUTION AUTHORIZING AN AFFILIATING AGREEMENT WITH THE MIAMI-DADE COUNTY PUBLIC SCHOOLS FOR THE PROVISION OF EDUCATIONAL SERVICES FOR JUVENILES IN THE CUSTODY OF THE MIAMI-DADE CORRECTIONS AND REHABILITATION DEPARTMENT; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE THE RENEWAL AND CANCELLATION PROVISIONS CONTAINED THEREIN</p>
Notes	<p>The proposed resolution authorizes an Affiliating Agreement with the Miami-Dade County Public Schools for the provision of educational services for juveniles in the custody of the Miami-Dade Corrections and Rehabilitation department to provide educational services for juvenile inmates (under the age of 18) and special education student between the ages of 18-22 detained at jail facilities.</p> <p>The term of the Affiliating Agreement shall be for the 2014-2015 school year. This Affiliating Agreement may be renewed upon the School Board approval and mutual consent by the County Mayor or County Mayor's designee and the Miami-Dade County Public Schools Superintendent.</p> <p><u>Fiscal Impact</u></p>

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	<p>There is no cost to Miami-Dade County for the educational program provided through this Agreement. Miami-Dade Public Schools is reimbursed by the State of Florida in accordance with the full-time equivalency count.</p> <p><u>Background</u> The Miami-Dade County Public Schools has provided educational courses annually for juvenile and young adult inmates with special needs incarcerated in Miami-Dade County jail facilities since 1983. Pursuant to Florida Statutes, the Miami-Dade School Board offers educational services to juveniles who have not graduated from high school and eligible students with disabilities who have not graduated with a standard diploma or its equivalent. The educational services are based upon the estimated length of time the student will be in the facility and the student's current level of functioning. Under the terms of the Affiliating Agreement, Miami-Dade County Public Schools provides certified instructors, as well as the required materials and equipment to conduct secondary school education.</p>
8C1 141461	<p>RESOLUTION AUTHORIZING FUNDING OF THIRTEEN (13) FELLOWSHIP AWARDS FOR A TOTAL AMOUNT OF \$165,000.00 TO SOUTH FLORIDA ARTISTS FROM THE DEPARTMENT OF CULTURAL AFFAIRS AS FISCAL AGENT FOR THE FY 2013-2014 SOUTH FLORIDA CULTURAL CONSORTIUM VISUAL & MEDIA ARTISTS FELLOWSHIP PROGRAM, WAIVING RESOLUTION R-130-06, AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE GRANT AGREEMENTS AND TO EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN</p>
Notes	<p>The proposed resolution waives the requirements of Resolution No. 130-06 in order to expedite the allocation of funding support, and approves funding of thirteen (13) fellowship awards in the total amount of \$165,000 to South Florida Artists from the Department of Cultural Affairs as fiscal agent for the FY 2013-14 South Florida Cultural Consortium Visual and Media Artists Fellowship Program.</p> <p><i>Resolution No. 130-06 requires that contracts with non-governmental entities be signed by the other parties before being submitted to the Board of County Commissioners (BCC).</i></p> <p>The South Florida Cultural Consortium (an alliance of the local arts agencies of Martin, Palm Beach, Broward, Monroe and Miami-Dade counties) conducted the 2014 Visual & Media Artists Fellowship Program, recommending the award of thirteen (13) fellowships to outstanding South Florida artists.</p> <p>Each member county of the South Florida Cultural Consortium receives benefits at least equivalent to its respective cash contribution. Grant funds secured by the South Florida Cultural Consortium provide additional financial and programmatic benefits to each of the participating counties.</p> <p><u>Fiscal Impact</u> The funding for each of the thirteen (13) Visual & Media Artists Fellowship Awards is from the adopted FY 2013-2014 budget for the Department of Cultural Affairs. The Miami-Dade County Department of Cultural Affairs administers the Fellowship Program and serves as fiscal agent for the South Florida Cultural Consortium's contributed funds from member counties and from state grants secured for Consortium programs benefiting the South Florida region. Funds contributed from each county are allocated to cover its respective fellowship awards.</p> <p>The following provides an account of the total amount in fellowships recommended in FY 2012-2013 to artists in each county:</p> <ul style="list-style-type: none"> • Miami-Dade County - \$90,000.00 • Broward County - \$45,000.00 • Palm Beach County - \$15,000.00 • Martin County - \$0 • Monroe County - \$15,000 .00 <p>The thirteen (13) artists were chosen through a competitive process involving over 320 applications received from all five member counties and reviewed by two panels. One panel, consisting of regional arts experts, met on May 9, 2014 to review all of the submissions and to select a pool of finalists. This regional panel's recommendations were forwarded to a national panel of three out-of-state arts experts that met on June 5, 2014. The national panel's recommendations were approved by the Consortium's Board of Directors on June 6, 2014.</p>
8C2 141462	<p>RESOLUTION APPROVING FUNDING OF A \$25,000 GRANT FROM THE DEPARTMENT OF CULTURAL AFFAIRS AS FISCAL AGENT FOR THE SOUTH FLORIDA CULTURAL CONSORTIUM TO FRIENDS OF THE BASS MUSEUM, INC. FOR THE REGIONAL EXHIBITION OF THE SOUTH FLORIDA CULTURAL CONSORTIUM'S FY 2013-2014 VISUAL & MEDIA ARTISTS FELLOWSHIP PROGRAM, WAIVING RESOLUTION R-130-06, AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE GRANT AGREEMENT AND TO EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN</p>
Notes	<p>The proposed resolution waives the requirements of Resolution No. 130-06 in order to expedite the allocation of funding support, and approves funding of a \$25,000 grant to Friends of the Bass Museum, Inc. from the Department of Cultural Affairs as fiscal agent for the South Florida Cultural Consortium's FY 2013-2014 general operating funds.</p> <p><i>Resolution No. 130-06 requires that contracts with non-governmental entities be signed by the other parties before being submitted to the Board of County Commissioners (BCC).</i></p> <p><u>Fiscal Impact</u> The source of funding for this grant is from the adopted FY 2013-2014 budget for the Miami-Dade County Department of Cultural Affairs. The Miami-Dade County Department of Cultural Affairs administers the fellowship program and serves as fiscal agent for the program's</p>

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	<p>contributed funds from member counties, and from state grants secured for Consortium programs benefiting the South Florida region.</p> <p>Background The South Florida Cultural Consortium (an alliance of the local arts agencies of Martin, Palm Beach, Broward, Monroe and Miami-Dade counties) conducted the 2014 Visual & Media Artists Fellowship program, recommending the award of 13 fellowships to outstanding South Florida artists through a competitive process involving over 320 applications received from individual artists across all five member counties and reviewed by panels of regional and national arts experts. The Consortium’s members select a major museum located in one of the participating counties, on a rotating basis, to present an annual exhibition of the Fellowship recipients’ works.</p> <p>The Consortium conducted the 2014 Visual & Media Artists Fellowship Program, recommending the award of 13 fellowships to South Florida artists (Agenda Item No. 8C1). The Consortium’s Board of Directors selects a major museum located in one of the participating counties, on a rotating basis, to present an annual exhibition of the recipients’ works. The 2014 exhibition will be held at the Bass Museum of Art, located at 2100 Collins Avenue, Miami Beach, FL 33139.</p> <p>This grant will be used by Friends of the Bass Museum, Inc. for all aspects of presenting the exhibition and producing an accompanying catalogue. Funding for this grant was approved by the Consortium’s members at its June 6, 2014 meeting.</p>						
8F1 141475	RESOLUTION REPLENISHING THE OVERALL PROGRAM EXPENDITURE LIMIT (OPEL) IN THE AMOUNT OF \$450 MILLION FOR THE MISCELLANEOUS CONSTRUCTION CONTRACTS PROGRAMS (MCC)						
Notes	<p>The proposed resolution authorizes replenishing the Overall Program Expenditure Limit (OPEL) for the Miscellaneous Construction Contracts (MCC) Program. The Ordinance that originally created the MCC Program (Ord. No. 09-101) included the OPEL provision, which requires approval by the Board to replenish the MCC Program expenditure authority, as necessary. The amount being recommended for replenishment is \$450 million, which was equal to the last Board-approved replenishment request in 2011 (R-352-11).</p> <p><i>An Ordinance on Second Reading at the June 3, 2014 Board meeting, requesting to remove the OPEL provision, failed to receive a motion and was not approved by the BCC. As a result, given the lack of remaining OPEL in the program, it is of the utmost importance to receive partial replenishment of the MCC Program.</i></p> <p>Fiscal Impact/Funding Source Funding for projects that utilize the MCC Program are budgeted by each department as part of the annual budget process, and Office of Management and Budget approval for funding availability is required prior to proceeding with an MCC project.</p> <p>Background To date, the Board has authorized two prior OPEL Resolutions (R-597-08 and R-352-11), totaling \$650 million (\$200 million and \$450 million, respectively). Of this amount, only approximately \$10 million remains available for future MCC projects, and it is expected that this amount will be exhausted in the next three months. As a result, it is necessary to replenish the OPEL for the MCC Program at this time.</p> <p>The MCC Program process is a consistent and effective means of awarding construction work for small and large projects, including new construction, renovations, repairs and maintenance. The Program is administered using two separate Plans. The 7040 Plan is set-aside for firms certified as Community Small Business Enterprises (CSBEs), where contractors are selected on a rotational basis (depending on threshold values). The 7360 Plan is open to all vendors and is only used only when federal funding is involved or when 100 percent CSBE goal is not attainable.</p> <p>Additional Information</p> <table border="1" style="width: 100%;"> <thead> <tr> <th colspan="2" style="text-align: center;">MCC Program Legislative Background</th> </tr> </thead> <tbody> <tr> <td style="width: 25%;">R-597-08 May 20, 2008</td> <td>This resolution approved a one-year extension of the MCC Program providing for a one year combined allocation of \$200 million. The single expenditure limit is \$1 million.</td> </tr> <tr> <td>Ordinance 09-101 November 3, 2009</td> <td> <p>This Ordinance revised and codified the existing MCC Program. The modified program increased oversight responsibilities, updated contract language in accordance with current legislation, facilitated the vendor registration process, clarified the contractual relationship between the County and the contractor and modified the procurement methodology.</p> <p>The Ordinance included a provision that required Board approval, via Resolution, of an Overall Program Expenditure Limit (OPEL). Staff has reviewed and evaluated the relevance of the OPEL, as well as the controls in place to ensure continued proper management and oversight of the program.</p> <p>The delegated authority in Ord. 09-101 authorized the County Manager to award and reject bids or proposals for contracts for public improvements (construction) costing \$2.5 million or less without the need for action by the BCC.</p> <p>The new (modified) MCC Program is subject to an OPEL which is established by the BCC. Having a codified, ongoing program allows for standards and guidelines to be set for managing the program countywide. Modifications to the overall program would be implemented by BCC approval of changes to the IO.</p> </td> </tr> </tbody> </table>	MCC Program Legislative Background		R-597-08 May 20, 2008	This resolution approved a one-year extension of the MCC Program providing for a one year combined allocation of \$200 million. The single expenditure limit is \$1 million.	Ordinance 09-101 November 3, 2009	<p>This Ordinance revised and codified the existing MCC Program. 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		<i>Key attributes of the modified program included in Ordinance 09-101, (which are more accurately described in the IO) are as follows: Inclusion of Community Workforce legislation; establishes prerequisites for contractors and departments using emergency RPQ procedures; specifies thresholds for application of Liquidated Damages; grants authority to administratively make revisions to the MCC's Program Contract documents to address ambiguities and to make other clarifications as needed; and clarifies change order process establishing levels for authorization.</i>
R-352-11 May 3, 2011		This Resolution approved the new OPEL of \$450 million for the MCC Program. The single expenditure limit is \$2.5 million. The first OPEL was the unexpended balance of the amount which was previously authorized by the BCC through R-597-08 (\$200 million). This Resolution, R-352-11, authorized the program to seamlessly continue with a new expenditure limit when the previous allocation was depleted.
File No. 140774 June 3, 2014 No Motion- Removed from Agenda		This ordinance proposed to amend Section 2-8.2.7.01 of the County Code relating to the County's MCC Program. Specifically, this amendment removed the requirement that the MCC Program be subject to an OPEL. The OPEL provision was included in the original ordinance establishing the MCC Program that would require approval from the BCC to exceed or replenish.
Additional Information- Upcoming Legislation Pertaining to the MCC 8-10 Program relating to all Miami-Dade Aviation Department (MDAD) Facilities		
File No. 141780 August 25, 2014 Finance Committee- Forwarded to the October 7, 2014 BCC		The proposed resolution authorizes Change Order No. 1 to the MCC-8-10, with Munilla Construction Management (MCM), LLC, increasing the contract by \$30 million relating to all Miami-Dade Aviation Department (MDAD) facilities. The increase of approximately 60% reflected on Change Order No. 1 will provide an additional \$30,000,000.00 to the initial contract allocation for a total amount of \$80,125,000.00. The projects performed under this contract will be funded primarily from MDAD proprietary funds, although some projects may qualify for bond funding.
<p>The following information is provided on the County's website: The New Miscellaneous Construction Contracts Program became effective April 16, 2010. Awards after that date are made under the Miscellaneous Construction Contracts Program 7360 Plan, which replaces the old CICC 7360-0/08 contract, and the Miscellaneous Construction Contracts Program 7040 Plan, which replaces the old CICC 7040-0/07 contract. The key changes applicable to vendors included in the new MCC Program are:</p> <ul style="list-style-type: none"> • Inclusion of the Community Workforce legislation - Except where federal or state laws or regulations mandate to the contrary, the Community Workforce Program (CWP), as established in relevant legislation, will apply to all RPQs meeting the CWP eligibility criteria. The CWP, § 2-1701 of the Code of Miami-Dade County, will apply to all Request Price Quotation (RPQs) in which the estimated value is equal or greater than \$250,000, with a project duration greater than 30 days and if the project is located in a Designated Target Area (DTA). The CWP goal will be set every quarter by the Review Committee with a minimum of 10% goal for these RPQs. • Specifies thresholds for application of Liquidated Damages - For RPQs with estimated values less than \$10,000, user departments are encouraged to specify a liquidated damages rate in the RPQ. If no liquidated damages rate is specified on the RPQ, the user department must inform the contractor that the County reserves the right to assess actual damages in lieu of liquidated damages. For RPQs with an estimated value of \$10,000 or greater, a liquidated damages rate will be required. User departments must calculate the liquidated damages rate based on a good-faith estimate of potential damages that may be incurred by the department and the department must maintain records of supporting documents used to establish the liquidated damages rates for each RPQ prior to receiving bids. • The Notice-To-Proceed (NTP) will constitute a contract for the work described in the RPQ and must be executed by the contractor and returned to the issuing department. No contractual relationship will exist until the contractor submits an executed NTP, once an RPQ is awarded. • Emergency RPQ procedure - When a vendor fails to respond two consecutive times within two hours of being contacted for an emergency, user departments will notify OCI of the vendor's lack of compliance. Vendors who do not comply may be removed from the emergency vendors' response team list. 		
8F2 141249 SUPP. 141610	RESOLUTION AUTHORIZING AMENDMENT NO. 2 IN THE AMOUNT OF \$450,000.00 AND 1,095 DAYS TO A PROFESSIONAL SERVICES AGREEMENT BETWEEN MIAMI-DADE COUNTY AND BERMELO, AJAMIL & PARTNERS, INC. FOR THE JOSEPH CALEB CENTER NEW COURTHOUSE ANNEX/ADDITIONS AND NEW PARKING GARAGE, ISD PROJECT NO. A07-GSA-02 ESP GOB, ISD CONTRACT NO. W70308/Z00051; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO MODIFY AMENDMENT NO. 2 AS NEEDED AND TO EXERCISE ANY AND ALL RIGHTS CONFERRED THEREIN	
Notes	<p>The proposed resolution authorizes Amendment No. 2 in the amount of \$450,000.00 and 1,095 days to a Professional Services Agreement between Miami-Dade County and Bermello, Ajamil & Partners, Inc. (B&A) for the Joseph Caleb Center New Courthouse Annex/Additions and New Parking Garage, ISD Project No. A07-GSA-02 ESP GOB, ISD Contract No. W70308/Z00051.</p> <p>In addition, the proposed resolution authorizes the County Mayor his designee to modify Amendment No. 2 as needed.</p>	

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	<p>The additional amount of time and funding under Amendment No. 2 is required to address the reutilization of a portion of the design from the original Courthouse program to improve four floors of the Caleb Center's Tower Building courthouse component.</p> <p><u>Fiscal Impact</u> This amendment increases the amount of the current professional services agreement by \$450,000, which brings the total contract value to \$2,951,472. The additional allocation will be funded from Capital Outlay Reserve and Building Better Communities General Obligation Bond (BBC-GOB) allocations.</p> <p><u>Supplement</u> Provides a breakdown of the \$20.4 million or the total construction budget, including the parking garage and tower renovations and surface lot.</p> <p><u>Background</u> On April 29, 2009, B&A was awarded a contract for design services for the renovation of the Joseph Caleb Center, New Courthouse Annex/Additions, and New Parking Garage. The scope of the original contract included a new, freestanding courthouse annex building and a new parking garage.</p> <p><u>Amendment No. 1</u> Amendment No. 1, approved under Resolution No. 1078-10, revised the scope of work to include enclosure of the first floor atrium lobby in order to provide air conditioning, lighting, fire alarm and sprinkler systems, as well as an additional 10,000 square feet of space on two floors which was requested by the Administrative Office of the Courts.</p> <p>The project was bid out for general contractor. However, the bids received for this work were, at a minimum, 45 percent over the authorized project budget. As a result, all bids were recommended for rejection, Resolution No. 1048-13.</p> <p>Due to budgetary constraints, the project's programmatic needs were reassessed. The County determined that separate solicitations were necessary for: (1) the Caleb Center Tower Building Courthouse component, and (2) a new parking garage. As such, a revised solicitation was advertised for the new parking garage on October 11, 2013, and proposals were received on November 22, 2013. Three construction companies bid on the project. ABC Construction, Inc. (ABC) had the lowest bid; therefore, on March 11, 2014, the County issued its Notice of Recommendation For Award reflecting that the County intended to award the project to ABC.</p> <p><u>Amendment No. 2</u> Amendment No. 2 is the re-design of the Tower Building courts component. The re-design will utilize the original design and programming approved by the Courts, as well as improvements to the atrium space that were authorized through Amendment No. 1. The scope of Amendment No. 2 includes, but is not limited to, the following:</p> <ul style="list-style-type: none"> • Development and construction of two courtrooms on the second floor of the Caleb tower, with related judges' chambers and bailiff spaces; • Renovations to the third floor office areas, which will house supporting agencies to the Court functions; • Renovation of the tower's seventh floor, which now houses District 3 offices, and the Historic Hampton House offices; • Safety enhancements to the existing surface parking area alongside the southwest façade of the Caleb Center to include re-grading, new drainage, new lighting, and re-striping of the parking spaces; increased parking capacity and safety will be necessary in order to accommodate the increase in visitors due to the two new courtrooms on the second floor. <p>Once the re-design is finalized, and the permitted plans are bid out for construction, the project is estimated to be substantially completed in December 2015.</p> <p><u>Additional Information – Bid Protest</u> On March 14, 2014, a bid protest was timely filed by Perez-Gurri Corporation, d/b/a N&J Construction, a Florida Corp. (N&J) on the grounds that the County arbitrarily and capriciously ignored its own requirements in making the award to ABC. N&J argued, in part, that each bidder was required to demonstrate experience as a prime contractor responsible for the construction of one parking garage of comparable size and complexity to the facility in the solicitation.</p> <p>The County argued that ABC did in fact meet the responsibility requirements of the solicitation. The County further argues, as does ABC, the Intervenor, that N&J failed to provide any evidence that the County acted arbitrarily, dishonestly or capriciously in awarding the bid to ABC.</p> <p>In the Report and Recommendation of the Hearing Officer (date stamped August 26, 2014), the Hearing Officer finds that the County did not act in an arbitrary or capricious manner in rejecting the Protester's bid, and in awarding the contract to the recommended bidder, ABC. Therefore, the Hearing Officer recommended that the award for the project be upheld, and that the protest be denied.</p>
8F3 141368	RESOLUTION AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO REJECT SOLE PROPOSAL RECEIVED FOR THE REQUEST FOR PROPOSALS TO OBTAIN A DEVELOPER AND OPERATOR OF A RESTAURANT, PIER AND BEACH CONCESSION AT HAULOVER BEACH RFP NO. 844
Notes	The proposed resolution authorizes the County Mayor or his designee to reject sole proposal received for the Request for Proposals (RFP)

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	<p>No. 844, to obtain a developer and operator of a restaurant, pier and beach concession at Haulover Beach.</p> <p>On August 7, 2013, under RFP No. 844, the County issued a solicitation on behalf of Parks, Recreation, and Open Spaces (PROS) to obtain proposals from qualified firms to seek a developer and operator for a restaurant, pier and beach concession on Haulover Park beachfront property. The selected proposer would provide food service, ancillary retail, recreational fishing, pier events and beach operations to increase public use and establish a high-level of customer service and quality at a proposed development.</p> <p>The County received one proposal in response to the RFP from Wave House Miami, LLC. An Evaluation/Selection Committee reviewed the sole proposal and held an oral presentation following the guidelines published in the solicitation. After the oral presentation, based on guidance from PROS, the Evaluation/Selection Committee elected to reject the proposal. The Evaluation/Selection Committee recommends rejection of the sole proposer for the following reasons:</p> <ul style="list-style-type: none"> • The sole Proposer relied on a site plan that far exceeded the prescribed boundaries for the project, causing significant impact to other infrastructure. • The proposed restaurant was overshadowed by the aquatic features such that the principal restaurant was only a secondary part of the development. • The size of the proposed pool necessitated significant modifications to beach parking that were not acceptable. • The Proposer did not accept that they would have to bear the costs associated with Phase 3 of the Pier development. <p>A replacement solicitation is being prepared with modifications to advise potential proposers that the development will be confined basically to the described area and that the development sought is principally a restaurant with pier-related activities and a beach concession.</p> <p>This is a revenue-generating contract to the County.</p>
8F4 141395	<p>RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT IN THE AGGREGATE AMOUNT OF \$2,400,000 WITH DE LEON & DE LEON, P.A. TO OBTAIN PRIVATE ATTORNEY SERVICES FOR PUBLIC HOUSING AND COMMUNITY DEVELOPMENT, AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE AN 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 CONTRACT NO. RFP00042</p>
Notes	<p>The proposed resolution approves award of RFP-00042 Private Attorney Services for Public Housing and Community Development to De Leon & De Leon, P.A. to pursue evictions against residents for violations of their lease. Upon approval of this item, the County Mayor or his designee will have the authority to exercise, at their discretion, contract modifications and extensions in accordance with the terms and conditions of the contract.</p> <p>Public Housing and Community Development owns and operates approximately 9,200 federally-subsidized public housing units in Miami-Dade County. The County pursues approximately 1,000 evictions per year, in accordance with Chapter 83 of the Florida Statutes (Landlord/Tenant Act), and the Screening and Eviction for Drug Abuse and Other Criminal Activity policy based on the federal "One Strike Law." Evictions are typically pursued against residents for criminal or drug activity, violent or destructive behavior, non-payment of rent, and/or any other violations of their lease.</p> <p>Fiscal Impact The fiscal impact for the initial three-year term is \$1,200,000. If the County chooses to exercise the three, one-year options to renew, the cumulative value is anticipated to be \$2,400,000.</p> <p>The current contract EPP-RFP661 is valued at \$1,460,000 for the four and a half year contract term. Under the current contract, the contractor is paid for attorney services only. All other related costs under the current contract are borne by Public Housing and Community Development and paid directly to the Clerk of the Courts.</p> <p>The recommended contract is now based on a flat fee inclusive of all other related costs that will now be borne by the contractor, rather than Public Housing and Community Development, and paid to the Clerk of the Courts.</p> <p>A Request for Qualification (RFQ) was issued under full and open competition on March 27, 2014. One firm, the incumbent, responded to the solicitation. The Evaluation/Selection Committee recommended the sole proposer for award, based on the criteria established in the RFQ, De Leon & De Leon, P.A.</p> <p>Additional Information On February 18, 2010, the BCC, through R-175-10, authorized the execution of agreements with De Leon & De Leon, P.A. and Clyne and Associates, P.A. (Clyne) to obtain private attorney services, in the amount not to exceed \$200,000.00 for the initial contract term and \$600,000.00 for the option to renew periods in the aggregate for Miami-Dade Public Housing Agency to assist the County in housing eviction actions.</p> <p>A supplement was presented to the BCC to report that during the bid protest period, Clyne, one of two incumbents performing services on the existing contract, and the lowest ranking proposer for filed a bid protest on July 1, 2009 regarding the subject contract award. Pursuant to I.O. 3-21, the Department Director or designee was required to provide the protestor an opportunity to settle the protest. The Director of Procurement Management (Director) held an informal protest hearing on July 27, 2009. During the protest, the recommendation to award to the highest ranked proposers, all supporting documentation, as well as the details included in the protest and County contract files were</p>

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	<p>carefully reviewed. As a result of this detailed review, a recommendation was made that the results of the previous evaluation process be rejected, and a new evaluation team be impaneled to evaluate the eight proposals. The recommendation to establish a new evaluation team was approved. There were no protests received in regard to the new.</p> <p>Comments at the February 18, 2010 BCC meeting: <i>Commissioners expressed concern with the current procurement process and the impact of the vote taken by members of the Selection Committee in the final result and recommendation of the RFP noting that the vote of a single member could negatively impact the Selection Committee's recommendation. Commissioners expressed disapproval for the resolution and noted that this could be accomplished in-house.</i></p>						
8F5 141398	<p>RESOLUTION AUTHORIZING AWARD OF LEGACY CONTRACT L9382-1/19, PROLIANCE SYSTEMS SOFTWARE TO MERIDIAN PROJECT SYSTEMS, INC. TO PROVIDE REQUIRED SOFTWARE LICENSES, SOFTWARE MAINTENANCE, AND TECHNICAL SUPPORT SERVICES IN THE AGGREGATE AMOUNT OF \$994,000.00, AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE AN 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</p>						
Notes	<p>The proposed resolution does the following:</p> <ul style="list-style-type: none"> • Authorizes Legacy Purchases pursuant to Section 2-8.1(b)(2) of the County Code by a majority vote of the members present; • Authorizes execution of an agreement in the aggregate amount of \$994,000.00 with Proliance System Software, Inc., for required software licenses, software maintenance and technical support services for the Miami-Dade Water and Sewer Department(WASD); and • Authorizes the County Mayor or his designee to execute contract for the item approved and exercise contract modifications, options-to-renew, any cancellation provisions, and any other rights contained therein in accordance with the terms and conditions of such contracts. <p>WASD uses Proliance System Software (Proliance) to track over 1,000 active capital projects and is part of a multi-enterprise level software solution that is used to meet many of WASD's operational business needs on a daily basis. More specifically, this software is the system of record for departmental projects, and meets the criteria and interfaces established with the Oracle PeopleSoft Enterprise Resource Planning System Financials and the Graphical Information System modules. Due to the recent Consent Decree, WASD anticipates an increase in capital projects and utilization of the Proliance software will provide the needed support to manage each project efficiently.</p> <p>Previously, Meridian Project Systems Inc. authorized resellers to sell and maintain its products. Since 2013, resellers are no longer authorized to sell, distribute, or maintain the software products. Meridian Project Systems, Inc. is the proprietary owner and developer of the Proliance Systems and the sole provider of required software license, maintenance, and technical support services.</p> <p>WASD procured the Proliance Systems competitively in 2007 to obtain the functionality required to track and manage all capital projects within the department.</p> <p><u>Fiscal Impact</u> The fiscal impact for this contract for the initial three-year term is \$625,000. If the County exercises the single, two-year option to renew, the cumulative value will be \$994,000 for a total of five years. The previous contract was solicited and competitively awarded to Carahsoft Technology Corp, a Meridian authorized reseller, for 42 months and valued at \$977,000. Aside from the recommended contract costing over 25 percent less than the current contract, the long term replacement contract has been negotiated to provide WASD with a fixed fee schedule for all required licenses, software maintenance, and technical support fees throughout the initial contract term, as well as all available options to renew. Negotiations yielded saving of \$67,064 off the vendor's price offer to the County.</p>						
8F6 141476	<p>RESOLUTION AUTHORIZING ADDITIONAL EXPENDITURE AUTHORITY IN A TOTAL AMOUNT UP TO \$35,004,000.00 FOR PURCHASE OF EQUIPMENT, COMPONENTS, PARTS AND SERVICES FOR METRORAIL AND METROMOVER, VEHICLES FOR VARIOUS DEPARTMENTS, AND OFF ROAD UTILITY, MEDIUM AND HEAVY TRUCKS AND OTHER FLEET EQUIPMENT</p>						
Notes	<p>The proposed resolution authorizes additional expenditure authority in a total amount up to \$35,004,000.00 for purchase of equipment, components, parts and services for metrorail and metromover, vehicles for various departments, and off road utility, medium and heavy trucks and other fleet equipment.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="background-color: #d9ead3;">Item No.</th> <th style="background-color: #d9ead3;">Time and Expenditure Authority Increases</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">1</td> <td> <p>Equipment, Components, Parts and Services for Metrorail and Metromover, and Other Rail Vehicles and Rail Systems: Miami-Dade Transit is requesting additional expenditure authority of up to \$26,000,000 for the purchase of equipment, parts, and components, as well as repair and maintenance services for the Metrorail and Metromover systems. There is no extension of time under this modification. The current expiration date is July 31, 2016.</p> <p>This is an open pool of sixty pre-qualified vendors. The current trains which are in the process of being replaced, continue to age and are subject to increased breakdowns requiring additional maintenance and/or repairs beyond their normal scheduled maintenance. This modification will ensure MDT has the appropriate allocation through the end of the contract term to ensure uninterrupted supply of equipment and parts, as well as repair and maintenance services.</p> <p>The additional allocation brings the cumulative value of this contract to \$56,500,000.</p> </td> </tr> <tr> <td style="text-align: center;">2</td> <td> <p>Vehicles (Aviation, ISD, WASD):</p> </td> </tr> </tbody> </table>	Item No.	Time and Expenditure Authority Increases	1	<p>Equipment, Components, Parts and Services for Metrorail and Metromover, and Other Rail Vehicles and Rail Systems: Miami-Dade Transit is requesting additional expenditure authority of up to \$26,000,000 for the purchase of equipment, parts, and components, as well as repair and maintenance services for the Metrorail and Metromover systems. There is no extension of time under this modification. The current expiration date is July 31, 2016.</p> <p>This is an open pool of sixty pre-qualified vendors. The current trains which are in the process of being replaced, continue to age and are subject to increased breakdowns requiring additional maintenance and/or repairs beyond their normal scheduled maintenance. This modification will ensure MDT has the appropriate allocation through the end of the contract term to ensure uninterrupted supply of equipment and parts, as well as repair and maintenance services.</p> <p>The additional allocation brings the cumulative value of this contract to \$56,500,000.</p>	2	<p>Vehicles (Aviation, ISD, WASD):</p>
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	<p>The Miami-Dade Aviation, Water and Sewer, and Internal Services departments are requesting additional expenditure authority of up to \$5,807,000 for the purchase of various operationally-required vehicles to replace vehicles that have exceeded their useful life. There is no extension of time under this modification. The current expiration date is November 6, 2016.</p> <p>The additional allocation brings the cumulative value of this contract to \$6,783,000.</p>																
3	<p>Off Road Utilities, Medium & Heavy Trucks and Other Fleet Equipment:</p> <p>The Miami-Dade Aviation, Water and Sewer, and Public Works and Waste Management departments are requesting additional expenditure authority of up to \$3,197,000 for the purchase of various types of vehicles to support the departments' operations. There is no extension of time under this modification. The current expiration date is September 30, 2014.</p> <p>The additional allocation brings the cumulative value of this contract to \$4,158,000.</p>																
8F7 141478	<p>RESOLUTION RATIFYING EXECUTION OF AN AGREEMENT IN THE AMOUNT OF \$3,965,162 WITH US DIGITAL DESIGN, INC. TO OBTAIN AN INTERNET PROTOCOL (IP) ALERTING SYSTEM FOR MIAMI-DADE FIRE RESCUE, AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY CANCELLATION AND RENEWAL PROVISIONS, AND TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN CONTRACT NO. 889</p>																
Notes	<p>The proposed resolution ratifies the execution of an agreement in the amount of \$3,965,162 with US Digital Designs, Inc., Contract No. RFP899, for the provision of a Fire Station Internet Protocol Alerting System (IP Alerting System) for Miami-Dade Fire Rescue (MDFR).</p> <p>In December 2013, the County Mayor advised the Board that it would be necessary, upon completion of an RFP process and selection of the highest-ranked, lowest-priced responsive and responsible proposer, to negotiate and award this contract prior to formal Board approval due to the potential loss of over one million dollars in grant funding received from the Federal Emergency Management Agency (FEMA).</p> <p>The grant originally required full implementation and expenditure of the funding by May 2014. However, an extension to September 30, 2014, for use of the funding and implementation of the project, was granted by FEMA, and no additional extension time is expected to be granted. Despite the extension, the revised grant timelines did not provide sufficient time to present the Board with an award recommendation as well as install and fully implement the IP Alerting System by September 30, 2014. As such, an award to US Digital Designs, Inc. was made, subject to Board ratification, to not jeopardize federal spending timelines.</p> <p><u>Benefits of an IP Alerting System</u></p> <p>The new IP Alerting System will provide MDFR numerous operational, regulatory, and public safety-related benefits, such as:</p> <ul style="list-style-type: none"> • Assist MDFR in adhering to various National Fire Protection Association (NFPA) standards for response time and communications centers, and will support MDFR with its Insurance Service Office rating. • Includes functions such as an alerting component and simultaneous dispatch that will provide the capability to dispatch multiple fire units at different stations across the County; therefore, improving response times, reducing call back-up during high call volume periods, and potentially saving lives. • Improve call volume management by allowing dispatchers to automatically route and dispatch over the network to each individual station within seconds. • Provide an overall improvement to the public safety of our residents through improved response time, which has a direct correlation to better outcomes in medical and fire-related emergencies, which, in turn, decreases the likelihood of loss of life and/or extensive property damage. <p><u>Fiscal Impact</u></p> <p>The total fiscal impact for the IP Alerting System, maintenance and support, retrofit work, spare and back-up units, additional future fire stations, and contingency, is \$3,965,162, as detailed below:</p> <table border="1" style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th style="text-align: center;">Item</th> <th style="text-align: center;">Cost</th> </tr> </thead> <tbody> <tr> <td>IP Alerting System</td> <td style="text-align: right;">\$2,150,021</td> </tr> <tr> <td>Five Years Maintenance and Support</td> <td style="text-align: right;">\$939,672</td> </tr> <tr> <td>Cost of additional work to retrofit Miami-Dade Aviation stations, spare component and portable unit, and secondary (back-up) dispatch center</td> <td style="text-align: right;">\$265,000</td> </tr> <tr> <td>Allocation for installation at future fire stations</td> <td style="text-align: right;">\$250,000</td> </tr> <tr> <td>Subtotal Cost of System and Maintenance</td> <td style="text-align: right;">\$3,604,693</td> </tr> <tr> <td>10% Contingency</td> <td style="text-align: right;">\$360,469</td> </tr> <tr> <td>TOTAL</td> <td style="text-align: right;">\$3,965,162</td> </tr> </tbody> </table> <p>The initial IP Alerting System base cost was projected at \$1.8 million. The original base price of the IP Alerting System was based on 65 fire stations, which did not include two additional stations that are currently under construction and several core components that are necessary (\$133,000). Additionally, the cost of the primary dispatch center for all fire stations was approximately \$217,000 more than originally anticipated.</p>	Item	Cost	IP Alerting System	\$2,150,021	Five Years Maintenance and Support	\$939,672	Cost of additional work to retrofit Miami-Dade Aviation stations, spare component and portable unit, and secondary (back-up) dispatch center	\$265,000	Allocation for installation at future fire stations	\$250,000	Subtotal Cost of System and Maintenance	\$3,604,693	10% Contingency	\$360,469	TOTAL	\$3,965,162
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	<p>There are also several items that are necessary to fully implement the system, that were not included in the December 2013 memorandum:</p> <ul style="list-style-type: none"> • Five years of maintenance and support costs equaling \$939,672 (expected to begin in FY 2015-16 at \$187,934 per year); • Project contingency (\$360,469); • Work required to retrofit Miami-Dade Aviation Department, as well as a portable unit, spare components and back-up dispatch center (\$265,000); and • An allocation for future fire stations (\$250,000). <p>The funding sources are as follows:</p> <ul style="list-style-type: none"> • \$1,015,974 FEMA Grant • \$1,759,516 Fire Impact Fees and Proprietary funds • \$939,672 General Fund • \$250,000 Capital Outlay Reserve <p>Total \$3,965,162</p> <p>MDFR anticipates completion of the grant-funded portion of the project by September 30, 2014 and full IP Alerting System completion by January 30, 2015. This is the County's first IP Alerting System contract.</p>
8F8 141760 SUPP. 141890	<p>RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT IN THE AMOUNT OF \$107,512,926 WITH 50 STATE SECURITY SERVICES, INC. TO OBTAIN SECURITY GUARD SERVICES FOR MIAMI-DADE TRANSIT, AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE AN AGREEMENT FOR AND ON BEHALF OF MIAMI-DADE COUNTY AND TO EXERCISE ANY CANCELLATION PROVISIONS, AND TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN CONTRACT NO. BW9808-0/22</p>
Notes	<p>The proposed resolution authorizes execution of an agreement in the amount of \$107,512,926 with 50 State Security Services, Inc. to obtain Security Guard Services for Miami-Dade Transit, Contract No. BW9808-0/22.</p> <p><u>Fiscal Impact</u> The fiscal impact of the recommended contract award is \$107,512,926 for the eight year term. The funding source is MDT Operating Funds, and the allocation is based on prior usage and anticipated needs over the term of the contract. MDT has confirmed that no federal funds will be used in this contract.</p> <p><u>Background</u> On March 18, 2014, an item was presented for approval to the Board to award Contract No. RFP864, Security Guard Services for Miami-Dade Transit (MDT) to AlliedBarton Security Services, LLC (AlliedBarton), to provide armed security guard services at MDT's maintenance facilities, Metrorail and Metromover stations, bus yards, passenger park and ride lots/facilities, and major bus depots.</p> <p>The Board rejected the recommendation to award to AlliedBarton, rejected all proposals, and directed that, in light of the rejection, a waiver of the competitive process should be considered and an alternate process be presented to the Board by April 8, 2014, to be followed by an award recommendation for Board consideration at its May 6, 2014 meeting.</p> <p>Staff from Miami-Dade Transit, the Internal Services Department, and the County Attorney's Office developed a selection process for Board consideration. That process will authorize the submittal of final offers, first, by considering the firm(s) meeting the qualitative criteria of the greatest importance to MDT, and, second, by price, not to exceed the lowest price negotiated via the RFP864 process.</p> <p>At the April 8, 2014 BCC meeting, the Board deferred the item and directed that an alternate process be presented in more detail. As a result of comments by Board members at the April 8, 2014 meeting regarding the use of a checklist of requirements, this alternate process recommends issuance of an Invitation to Bid (ITB) with minimum requirements, which is a commonly used procurement process, to result in an award to a responsive and responsible bidder based on the lowest price.</p> <p>On May 6, 2014, the Board approved the Mayor's bid waiver process recommending issuing an ITB to the three highest-ranked proposers from RFP 864 using the final negotiated price obtained by that RFP process as the ceiling for the new ITB process. As authorized by Resolution R-410-14, Solicitation BW9808-0/22 was issued on May 13, 2014 to the three top-ranked firms from RFP 864: AlliedBarton, G4S Secure Solutions (USA) Inc. (G4S), and 50 State. The firms were required to submit a price offer that did not exceed the previously lowest-negotiated price of \$112,395,049 from RFP 864, which included all costs for the eight-year term. Bid offers pursuant to the ITB were received from the firms on June 3, 2014, which were compliant with the minimum requirements.</p> <p>This award recommendation is subject to the Code of Miami-Dade County, Chapter 2, Article I, Section 2-8.5, which allows for preference to local businesses and locally-headquartered businesses in County contracts. 50 State qualifies both as a local business and a locally-headquartered business. AlliedBarton is a local business, but does not meet the criteria as a locally-headquartered business. In such a situation, the Code provides that any locally-headquartered firm submitting a price within five percent of the low bidder would be provided the opportunity, along with the low bidder, to submit a Best and Final Offer (BAFO). Consequently, both firms were requested to submit their BAFOs. 50 State's price offer was lower than AlliedBarton's:</p> <ul style="list-style-type: none"> • AlliedBarton Security Service LLC \$109,102,884 • 50 State Security Service, Inc. \$107,512,926

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	<p><u>Referendum</u></p> <p>Miami-Dade County and The Fair are parties to a long-term lease agreement under which The Fair operates its annual fair and otherwise manages approximately 86 acres of Tamiami Park, located at 11201 SW 24 Street, next to FIU (Dade County Youth Fair site). The Dade County Youth Fair site is currently exempt from the public park purposes only use restrictions and construction limitations of Article 7 of the Home Rule Charter, but if The Fair relocates then the site would no longer be exempt. Accordingly, in order to convey the Property to FIU to use for non-public park purposes and to construct facilities not otherwise permitted by Article 7 of the Charter, it is necessary to undertake a countywide voter referendum to amend Article 7 of the Charter in order to extend the exemption to FIU's use and expansion onto the Property. Therefore, the conveyance of the Property by the County to FIU is contingent upon a favorable result of the voter referendum.</p> <p><u>Conveyance of the Property</u></p> <p>The MOU outlines options for the County's conveyance of the Property to FIU, subject to the referendum and the required conditions being met by FIU. One approach is for the County to provide the Property to FIU under a long-term lease, in exchange for a long-term lease between the County and the State for the approximately 320-acre Bird Basin property. Another is for the County to exchange ownership of the Property with the State for ownership of the Bird Basin property. In either of these cases, FIU and the State also would be required to address any land acquisition costs for property that may be necessary for the Fair's relocation. The County would ask the State and FIU that ownership of any such property purchased for The Fair's relocation be conveyed by the State to the County. The method of conveyance of the Property will be finalized in negotiations with FIU and the State and subject to review and approval by the Board.</p> <p><u>The Lease between the County and The Fair</u></p> <p>In order to convey the Property to FIU, the County, The Fair and FIU would need to reach an agreement on The Fair's relocation and FIU's expansion. If a tri-party agreement cannot be reached, then the Lease agreement between Miami-Dade County and The Fair would need to be terminated, and the County, pursuant to the cancellation provision in the agreement, is obligated to "secure an equal or better alternate site in Miami-Dade County, acceptable to the Fair." Under these circumstances, amendments to State statutes may be needed to thereafter convey the Property to FIU. As stated earlier, FIU has agreed to secure sufficient funds to cover all expenses for The Fair's relocation, pursuant to the requirements of the Lease between the County and the Fair. The MOU emphasizes that there will be no cost to the County for the relocation of The Fair. The Fair has indicated that, although it would prefer to stay at the current Dade County Youth Fair site, it is open to continuing discussions on relocation.</p> <p><u>Alternate Sites for The Fair</u></p> <p>In the fall of 2010, Miami-Dade County, The Fair, and FIU agreed to assess relocation possibilities that would allow FIU to expand onto the Property. As part of the relocation analysis, the parties examined 24 sites for the potential relocation of The Fair and agreed to complete an in-depth analysis of the three most viable sites. An independent analysis and report by Markin Consulting, which was funded by all three parties, was completed in July of 2013. The three possible relocation sites were as follows: the "Graham Site," 335 undeveloped acres privately owned west of Miami Lakes; the "Homestead Site," 344 acres owned by the County near the Air Reserve Base; and the "Sun Life Site," 85 acres owned by the Miami Dolphins near the Stadium in Miami Gardens. The Fair has since communicated that, pursuant to the requirement that the relocation site be equal or better to the current Fairgrounds, it did not consider the Homestead and Sun Life sites to meet this condition. While The Fair was receptive to further consideration of the Graham site, the anticipated high cost of acquiring the land and the necessary infrastructure improvements made that option unfeasible.</p> <p>Staff is continuing work to identify viable sites. In addition, the State will assess available property that it owns and that may satisfy site objectives for The Fair. Prior efforts to identify a site served the purpose of focusing on the site objectives of all parties, including realistic costs, transportation and access, space necessary for activities and parking requirements. The goal is to provide the Board with a substantive update on progress with identifying a site no later than March 2015.</p> <p><u>Item No. 11A13</u></p> <p>The proposed resolution under Item No. 11A13 calls a Countywide Special Election In Miami-Dade County, to be held in conjunction with a general election on Tuesday, November 4, 2014, for the purpose of submitting to the electors of Miami Dade County The question of whether to amend the Charter to extend the exemption from the public park use restrictions and construction limitations of article 7 afforded to the Dade County Youth Fair site to Florida International University (FIU) for FIU expansion onto up to 64 acres of such site upon the relocation of the Youth Fair and provide that no County funds be used for FIU's expansion and the required relocation of the Youth Fair.</p> <p>The question will appear on the ballot in substantially the following form:</p> <p style="padding-left: 40px;">CHARTER AMENDMENT EXEMPTING FROM ARTICLE 7 FLORIDA INTERNATIONAL UNIVERSITY'S EXPANSION ONTO YOUTH FAIR SITE</p> <p style="padding-left: 40px;">THE DADE COUNTY YOUTH FAIR SITE AT TAMIAMI PARK IS EXEMPT FROM THE PUBLIC PARK PURPOSES USE RESTRICTIONS AND CONSTRUCTION LIMITATIONS IN ARTICLE 7 OF THE CHARTER. SHALL THE CHARTER BE AMENDED TO:</p> <ul style="list-style-type: none"> • EXTEND THIS EXEMPTION TO FLORIDA INTERNATIONAL UNIVERSITY (FIU) FOR ITS EXPANSION ONTO UP TO 64 ACRES OF SUCH SITE UPON RELOCATION OF THE YOUTH FAIR; AND • PROVIDE THAT NO COUNTY FUNDS BE USED FOR FIU'S EXPANSION AND THE YOUTH FAIR'S REQUIRED RELOCATION? <p><u>Additional Information</u></p> <p><u>County Attorney Memo dated August 7, 2014, titled, "Authority to make Convention Development Tax Funds available to Miami-Dade County Fair & Exposition, Inc."</u></p> <p>Legally available CDT funds may be used by the Fair & Expo to extend, enlarge, remodel, repair, improve, operate, manage or maintain its</p>

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	<p>existing exhibition hall. Further, to the extent that the Fair & Expo relocates from Tamiami Park to a new location, then legally available CDT funds can be used by the Fair & Expo to construct a new exhibition hall, as well as any other facility authorized by Fl. Stat. §212.0305 and §29-63 of the County Code. In the event that the Fair & Expo is relocated to a site within the City of Miami, then Fl. Stat. §212.0305(4)(b)(2)(d) provides that CDT funds can also be used to construct other buildings and parking facilities that are related to an exhibition hall or authorized facility. In addition to being authorized by Fl. Stat. §212.0305, the Florida Legislature has found that the use of County funds (albeit not limited to CDT funds) and County land by a fair association such as the Fair & Expo serves a public purpose and is permissible. See Fl. Stat §616.11.</p> <p><u>Miami Herald, "Miami-Dade commissioners to consider FIU-expansion ballot question", Wed., August 27, 2014</u> <i>Miami-Dade County has already endorsed the expansion of Florida International University onto the Tamiami Park fairgrounds. Now it wants the political backing of a far more powerful group: county voters. Before continuing tricky discussions with the Miami-Dade County Fair & Exposition, which doesn't want to relocate and would not be required to pay for a potential move, the county plans to ask the electorate if it supports FIU's proposal in the first place. County commissioners are scheduled to decide Wednesday whether to put a question on the Nov. 4 general election ballot. The Miami-Dade elections department has said next week is the deadline for county charter amendments. Support at the polls to turn over 64 county-owned park acres to FIU could give Miami-Dade and FIU more leverage over fair organizers, who oppose holding a popular vote before new fairgrounds - or relocation funds - are identified. County administrators want to keep looking for a suitable alternative for at least another six months. Miami-Dade's charter requires park land to be used for park purposes unless they are granted an exception. The proposed amendment would extend the exception to FIU. The fair has been on the park grounds at Coral Way and Southwest 107th Avenue for 43 years. It is separate from ballfields and other amenities that make up Tamiami Park. A long-term lease between the county and the fair puts Miami-Dade on the hook to find another expo site and pay for the move if it wants to break the agreement, which runs through 2040 with extensions until 2085. A county consultant concluded last year that relocation costs could amount to up to \$80 million in construction and another \$150 million in road and service improvements. Miami-Dade says it doesn't have funds available, so the ballot question would also require that no county dollars be used for FIU's expansion or the youth fair 's relocation . The university says it needs local support to campaign for more state funding, after receiving \$10 million from the Florida Legislature this year. FIU wants to build \$900 million in new student housing, parking and research and academic facilities. The university initially talked about expanding onto the full 86 fairground acres on Tamiami Park, but has since revised its proposal down to 64 acres. That would leave existing fairgrounds buildings in place for summer camps, youth athletics and a hurricane shelter. As with most charter amendments, which are restricted in how many words they may have, the ballot question wouldn't lay out all of the details the county and the university discussed. The two sides have drafted a separate document, known as a memorandum of understanding and also on Wednesday's commission agenda, outlining that FIU would pay Miami-Dade \$20 million for Tamiami Park upgrades as part of the deal - and lease or convey a 320-acre property known as the Bird Drive Basin. That parcel, located east of Krome Avenue and north of Tamiami Trail, contains wetlands that environmentalists would like to leave untouched. It's also outside the Urban Development Boundary, which the County Mayor has said he is uninterested in expanding. Nothing in the agreement would require that the parcel remain undeveloped, though commissioners would have to vote to allow any construction, given its location outside the UDB. In June, supporters formed a political action committee, Friends of Higher Education, that has up to now raised \$283,500 - mostly from healthcare, real-estate and construction interests. The committee has also spent nearly \$185,000, much of it on polling and legal and political consulting with some well-known local operatives. A Miami Herald/el Nuevo Herald poll conducted in June found that respondents opposed FIU's expansion by 50-43 percent.</i></p> <p><u>Miami Herald, "Battle between FIU and Miami-Dade Youth Fair over location goes public with dueling letters ", Fri., July 25, 2014</u> <i>The leaders in the battle over whether to maintain or make changes at the Miami-Dade County Fair & Exposition stepped up their campaigns Friday by publicly releasing letters urging public support of their respective positions. In his letter, the Florida International University president asked supporters to "consider contacting your county commissioner with your appreciation for giving us a chance to show what FIU can do with this land." In his letter, the Miami-Dade County Fair & Exposition president and CEO asked the public to draft letters to several bodies, including Miami-Dade County commissioners, and Florida Department of Agriculture and Consumer Services' commissioner. Make it clear, he wrote, that "The Youth Fair has legal rights and that FIU's plans could turn public park land into private for-profit development." Miami-Dade County Fair & Exposition president and CEO 's letter talked about the benefits of the fair in the community, saying " the board of directors voted unanimously to extend the run time of The Youth Fair for the first time in more than three decades by adding a fourth weekend to the 2015 Youth Fair calendar." The fair uses the Tamiami site some three weeks out of a year. The expo also hosts about 70 events on the grounds during the year when the fair isn't running. "Our lease very clearly lays out a process and procedures that must occur for the county to terminate our lease before its conclusion," the Miami-Dade County Fair & Exposition president and CEO said. Among the lease's provisions: If Miami-Dade wants to end the lease early, it would have to give three-years' advance notice, secure another site and pay for the move - in the range of \$210 million to \$230 million for construction, road and service improvements, according to a county consultant's July 2013 report. On this point, the two men differ. "FIU is a state institution and every citizen in our county pays taxes to the state of Florida in some form or fashion," the Miami-Dade County Fair & Exposition president and CEO said. "Taxpayers will pay for this relocation and it will come from a state tax from Tallahassee, not a tax from the [Stephen P.] Clark Center in Downtown Miami."</i></p>
811 141263	<p>RESOLUTION RETROACTIVELY RATIFYING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE ACTION TO APPLY FOR, RECEIVE, AND EXPEND GRANT FUNDS IN THE AMOUNT OF \$503,265.00 FROM THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM FY2014 LOCAL SOLICITATION FROM THE UNITED STATES DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, BUREAU OF JUSTICE ASSISTANCE; AND FURTHER AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE AND EXECUTE SUCH CONTRACTS, AGREEMENTS, MEMORANDA OF UNDERSTANDING, MODIFY OR AMEND THE APPLICATION IN ORDER TO RECEIVE ADDITIONAL FUNDS OR TO EXTEND THE PERFORMANCE PERIOD AS REQUIRED IF AWARDED</p>

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Notes	<p>The proposed resolution retroactively authorizes the County Mayor or his designee action to apply for, receive, and expend grant funds in the amount of \$503,265.00 from the Edward Byrne Memorial Justice Assistance Grant Program from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance to support the Miami-Dade Police Department. The grant period will be effective October 1, 2013 through September 30, 2017 and does not require any matching local or in-kind funds.</p> <p>Background Retroactive ratification of this application is necessary because the proposal did not allow time to submit the Resolution to the BCC prior to submitting the application. The Edward Byrne Justice Assistance Grant Program has allocated funds to the Miami-Dade Police Department in the amount of \$503,265.00. The grant requires that a public hearing be conducted on the application for these funds.</p> <p>The priority for programming this year's allocation considers the continued fiscal challenges facing Miami-Dade County. Grant funds will enhance police operations considering data driven policing practices for effective and efficient operations. These enhancements will focus on technology, specialized equipment, and equipment for officer safety. This grant funded initiative, in conjunction with the Department's sworn personnel, will allow the Miami-Dade Police Department to continue its efforts against crime to protect the citizens and visitors of our community.</p>
8J1 141288	RESOLUTION APPROVING JOINT PARTICIPATION AGREEMENT BETWEEN MIAMI-DADE COUNTY AND FLORIDA DEPARTMENT OF TRANSPORTATION REGARDING PAYMENT OF STATE COMPREHENSIVE ENHANCED TRANSPORTATION SYSTEM TAX FUNDS TO COUNTY TO PAY DEBT SERVICE ON SEAPORT REVENUE BONDS ISSUED TO FUND PORTION OF COUNTY'S CONTRIBUTION TO PORTMIAMI TUNNEL PROJECT
Notes	<p>The proposed resolution approves the form and authorizes the execution of a Joint Participation Agreement (JPA) between Miami-Dade County (County) and the Florida Department of Transportation (FDOT) whereby FDOT agrees to reimburse the County for a portion of the County's cash contribution under the Master Agreement for the Port of Miami Tunnel and Access Improvement Project (Master Agreement) through an annual appropriation by the State of Florida (State) of its State Comprehensive Enhanced Transportation System Tax (SCETS).</p> <p>Fiscal Impact FDOT will pay the County, through an annual appropriation of SCETS, the amount of \$8 million in the State's fiscal year 2018 and \$17 million annually in each of the State's fiscal years 2019 through 2042.</p> <p>Background In July 2007, the Board of County Commissioners passed Resolution No. R-889-07 which committed the County to the terms and conditions of the Master Agreement. The primary purpose of the Master Agreement was to set forth the funding and right-of-way obligations of Miami-Dade County, the City of Miami, and FDOT. In exchange for the County's cash contributions for the Port Tunnel, FDOT agreed to dedicate a future stream of SCETS as a reimbursement to the County to offset a portion of the County's financial contribution.</p> <p>On May 9, 2014, the Port of Miami transmitted a payment to the FDOT of \$172.45 million on behalf of the County in accordance with the terms of the Master Agreement. In recognition of this payment, FDOT has presented the County with the JPA. Pursuant to the JPA, FDOT agrees to pay the County from annually appropriated SCETS the amount of \$8 million in the State's Fiscal Year 2018 and \$17 million annually in each of the State's fiscal years 2018 through 2042.</p> <p>In terms of overall cash contributions to the Tunnel project, the County transmitted \$100 million in General Obligation Bond money in December of 2009, while PortMiami transmitted \$29.5 million in January 2013 from a letter of credit the County posted for its share of the geotechnical contingency reserve and \$172.5 million in May of 2014 from the proceeds of the County's Seaport Revenue Bonds, Series 2014 (Bonds). This final amount was due by May 9 under the Master Agreement because the Tunnel had achieved substantial completion. Since the County elected not to pay its full contribution at the start of construction, the last payment of \$172.5 million includes accrued interest of \$15.1 million as well as hard project costs of \$157.4 million. It was determined that it would have less of an impact on the financial condition of the PortMiami to pay accrued interest to the State rather than paying interest on bonds issued to make such payment upfront.</p> <p>The County factored into its debt service when it issued the Bonds, the receipt of the SCETS commencing in 2018. The debt service is structured to increase in anticipation of the receipt of the SCETS. It should be noted that, although FDOT has programmed the SCETS funds in the amounts described above through 2042 for Miami-Dade County, this JPA does not guarantee funding. The payment of the SCETS is subject to an annual appropriation as demonstrated in the following language: "As long as the Miami-Dade Metropolitan Planning Organization continues to prioritize the POMT project and the SCETS funds to reimburse the COUNTY are appropriated by the Legislature each year, the DEPARTMENT agrees to reimburse the COUNTY...." If the SCETS are not paid to the County in any Fiscal Year, it is anticipated that port revenues will be sufficient to make the debt service payments on the Bonds.</p>
8J2 141514	RESOLUTION APPROVING AND AUTHORIZING THE MAYOR OR THE MAYOR'S DESIGNEE TO EXECUTE A LEASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THREE TEQUESTA POINT CONDOMINIUM ASSOCIATION, INC., IN THE AMOUNT OF \$1,200 PER MONTH, FOR FOUR YEARS WITH FOUR ONE YEAR OPTIONS TO RENEW, FOR A TOTAL AUTHORITY OF \$115,200.00 OVER EIGHT YEARS, PLUS POSSIBLY THE COST FOR ELECTRICITY, FOR THE PURPOSES OF INSTALLING AND MAINTAINING HOMELAND SECURITY SURVEILLANCE EQUIPMENT; AND AUTHORIZING THE MAYOR OR THE MAYOR'S DESIGNEE TO EXERCISE ANY CANCELLATION AND RENEWAL PROVISIONS AND ALL OTHER RIGHTS CONFERRED THEREIN
Notes	The proposed resolution approves and authorizes the Mayor to execute the lease agreement; exercise the additional four (4) one year options to renew; and to exercise the cancellation provision between Miami-Dade County and Three Tequesta Point Condominium Association, Inc., for the purpose of hosting Homeland Security Surveillance Equipment. The proposed new lease agreement with Three

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	<p>Tequesta Point Condominium Association, which extends the term of the original agreement including agreed upon terms and conditions from said agreement, will allow Port Miami to use the Three Tequesta Point Building as a base for security equipment needed for Waterside Surveillance System. In addition to space in a storage and electrical room for the installation and maintenance of additional equipment, the lease agreement provides for access to the rooftop space for the installation and maintenance of the surveillance equipment.</p> <p>Fiscal Impact The rental cost will be \$1,200.00 per month which will be paid using Seaport Operating Revenue. There is no increase in cost from the current lease.</p> <p>Background In September of 2003, Port Miami received a Port Security Grant of \$657,000 from the Office for Domestic Preparedness for the first phase of a Waterside Surveillance System for Port Miami. The Waterside Surveillance System provides real-time situational awareness of the waterside enabling the detection of unauthorized watercraft and/or intruders accessing restricted areas of the Port's perimeter or approaching docked vessels. This system consists of five sites, one of which is hosted on the rooftop of the Three Tequesta Point Condominium located on Brickell Key Island for coverage of the southwestern portion of the island. The system was completed and accepted on May of 2008, and the first lease agreement with Three Tequesta Point Condominium was signed on July 1st of 2008 for two (2) years commencing on the effective date with four (4) additional one-year options to renew. The County exercised all its options to renew, and the current lease expired on July 1, 2014. The term of this lease agreement is four (4) years commencing on the effective date with four (4) additional one-year options to renew.</p>
8L2 141530	<p>RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF MIAMI GARDENS (CITY) AND THE MIAMI-DADE COUNTY STORMWATER UTILITY FOR PAYMENT BY THE CITY OF MIAMI GARDENS OF ITS PRO-RATA SHARE OF PRINCIPAL AND INTEREST PAYMENTS ON OUTSTANDING MIAMI-DADE COUNTY STORMWATER UTILITY REVENUE BONDS, SERIES 2004 MATURING APRIL 1, 2014 AND APRIL 1, 2015, AND OUTSTANDING MIAMI-DADE COUNTY STORMWATER UTILITY REVENUE REFUNDING BONDS, SERIES 2013(Public Works & Waste Management)</p>
Notes	<p>The proposed resolution authorizes the execution of an Interlocal Agreement between the City of Miami Gardens (City) and The Miami-Dade County Stormwater Utility for payment by the City of its pro-rata share of principal and interest payments on outstanding Miami-Dade County Stormwater Utility Revenue Bonds, Series 2004 maturing April 1, 2014 and April 1, 2015, and outstanding Miami-Dade County Stormwater Utility Revenue Refunding Bonds, Series 2013.</p> <p>The term of the Agreement is from October 1, 2014 to September 30, 2029.</p> <p><u>Fiscal Impact</u> There is a positive fiscal impact to the County. The City will make payments to the Utility in accordance with the Debt Service Schedule shown in Exhibit A of the Agreement. Over the life of the Agreement, the City will pay the Utility \$10,133,774.</p> <p><u>Background</u> Incorporated areas exempted from the Utility that were part of the Utility Service Area at the time the bonds were originally issued are required to pay a pro-rata share of the debt service on such bonds pursuant to inter-local agreements.</p> <p>On February 5, 2013, by Board Resolution R-92-13, Miami-Dade County and the City of Miami Gardens renewed their agreement providing for the billing of stormwater charges by the Water and Sewer Department (WASD) for the City. Through this agreement, WASD collected and forwarded to the Utility, the City's pro-rata share of the debt service on the Stormwater Utility Revenue Bonds Series 1999 and Series 2004. This agreement was later terminated on September 30, 2013.</p> <p>On May 7, 2013, by Board Resolution R-388-13, the City entered into an Intergovernmental Cooperation Agreement with Miami-Dade County Office of the Property Appraiser providing for the non-ad valorem assessment for stormwater user fees to properties within the incorporated area of the City, and for the collection of said fees by the Miami-Dade County Tax Collector beginning on October 1, 2013. All collected stormwater fees would then be forwarded by the Tax Collector to the City for its use.</p> <p>On April 23, 2014, by Resolution 2014-71-2049, the City Council of the City approved the proposed Agreement. The proposed Agreement provides a mechanism for the City to make routine payments to the Utility of the City's pro-rata share of the debt service on the outstanding Miami-Dade County Stormwater Utility Revenue Bonds.</p>
8L5 141309	<p>RESOLUTION APPROVING A CONTRACT AWARD RECOMMENDATION IN THE AMOUNT OF \$203,898.07 TO LEYRAM CONSTRUCTION, INC. FOR THE PEOPLE'S TRANSPORTATION PLAN PROJECT ENTITLED SIDEWALK IMPROVEMENTS (PROJECT MCC 7040 PLAN - CICC 7040-0/07, REQUEST FOR PRICE QUOTATION NO. 20130205) AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSPORTATION SURTAX FUNDS</p>
Notes	<p>The proposed resolution approves a Contract Award Recommendation for the People's Transportation Plan (PTP) project entitled Sidewalk Improvements (Project MCC 7040 Plan - CICC 7040-0/07 Request for Price Quotation No. 20130205) in the amount of \$203,898.07 to Leyram Construction, Inc.</p> <p>Fiscal Impact The fiscal impact will be approximately \$203,898.07 and will be funded from Charter County Transportation Surtax Bond Sale Proceeds, and Secondary Gas Tax. The base contract amount is \$175,090.06, with the total amount being inclusive of contingency and dedicated allowance amounts. There is no fiscal impact to operations or maintenance.</p>

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	<p>Background As part of the PTP Neighborhood Improvements initiative, PWWM continues to take advantage of various contracting mechanisms such as the Miscellaneous Construction Contracting process available under the MCC 7040 Program. Through this process, PWWM forwards a Request for Price Quotation (RPQ), by way of facsimile transmission, to a pool of pre-qualified Community Small Business Enterprise (CSBE) contractors for the respective trade. Additionally, all solicitations are available on-line through the Miami-Dade County portal under the "Procurement Solicitations" link. The project's award evaluation is based upon the bid submitted by the lowest responsive, responsible bidder for the project.</p> <p>PWWM staff determined that the scope of work for this project qualified for a CSBE set-aside. On August 15, 2013, PWWM forwarded an RPQ for the Sidewalk Improvements, utilizing the MCC 7040 Plan - CICC 7040-0/07 Contract, to a list of 45 pre-qualified firms. A total of four (4) firms purchased contract documents and three (3) firms proffered a bid. On September 18, 2013, Leyram Construction, Inc. proffered the lowest responsive and responsible base bid of \$175,090.06, 15 percent below the County's cost estimate. Based on the results of the solicitation, PWWM issued a recommendation for award on October 1, 2013 for RPQ No. 20130205 to Leyram Construction, Inc., with the stipulation that approval for this project must be obtained from the CITT and the BCC.</p>
8L6 141389	RESOLUTION APPROVING EXECUTION OF A JOINT PARTICIPATION AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE CITY OF MIAMI TO PROVIDE THE CITY OF MIAMI WITH FUNDING IN AN AMOUNT UP TO \$1,529,000.00 FOR THE CONSTRUCTION OF A SIDEWALK IMPROVEMENT PROJECT ALONG 1) GRAND AVENUE FROM MCDONALD STREET TO MARY STREET, 2) MAIN HIGHWAY FROM MCFARLANE ROAD TO FRANKLIN AVENUE, AND 3) MCFARLANE ROAD FROM SOUTH BAYSHORE DRIVE TO GRAND AVENUE; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE PROVISIONS CONTAINED THEREIN; AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSPORTATION SURTAX FUNDS
Notes	<p>The proposed resolution authorizes execution of a Joint Participation Agreement (JPA) between Miami-Dade County (County) and the City of Miami (City) to reimburse the City for the construction of a sidewalk improvement project along 1) Grand Avenue from McDonald Street to Mary Street, 2) Main Highway from McFarlane Road to Franklin Avenue, and 3) McFarlane Road from South Bayshore Drive to Grand Avenue (Project).</p> <p>Fiscal Impact The total cost of the Project is \$3,573,540.14. The County will provide up to \$529,000.00 from Secondary Gas Tax funds, and up to \$1,000,000.00 from proceeds collected through the Charter County Transportation Surtax (Surtax). The balance of Project costs, \$2,044,540.14, will be provided by the City.</p> <p>Background Working with City staff, the County agreed to prepare a JPA which would propose to provide up to \$529,000.00 from Secondary Gas Tax funds towards the Project. Subsequently, the Commission District 7 office approved up to \$1,000,000.00 from its PTP Neighborhood Improvement allocation towards the Project. The total funding will be disbursed for eligible costs as defined in the JPA.</p> <p>Construction plans are being prepared by the City and they have agreed to bid and construct the Project on a reimbursable basis. The Project will include the removal of existing pavers, installation of new pavers, and landscaping. The City will be solely responsible for the perpetual maintenance upon construction completion of the Project. On March 27, 2014, the Miami City Commission adopted Resolution No. R-14-0131 approving this JPA. The City will implement a Public Involvement Plan (PIP) to provide information to all affected property owners, tenants, and area residents for major work to be performed in the area. The Project is tentatively scheduled to begin construction in August 2014, and is anticipated to be completed by January 2015.</p>
8M1 141464	RESOLUTION AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE AGREEMENT NUMBER 4600003055 WITH THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT FOR ECOLOGICAL MONITORING FOR THE DEERING ESTATE AND L-31E CULVERT PROJECTS AS PART OF THE BISCAYNE BAY COASTAL WETLANDS PROJECT; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE AMENDMENTS TO THIS AGREEMENT FOR TIME EXTENSION AND ADDITIONAL FUNDS; AND AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXERCISE THE PROVISIONS CONTAINED THEREIN(Regulatory and Economic Resources)
Notes	<p>The proposed resolution authorizes the Mayor or his designee to execute Agreement Number 4600003055 with the South Florida Water Management District for Ecological Monitoring for the Deering Estate and L-31E Culvert Projects as part of the Biscayne Bay Coastal Wetlands Project.</p> <p>This Agreement provides Miami-Dade County with \$118,800 over a four (4) year period to perform water quality and vegetation monitoring activities at the Deering Estate and along the L-31E Canal as part of the Biscayne Bay Coastal Wetlands Project.</p> <p>Fiscal Impact This Agreement provides Miami-Dade County with a total of \$118,800 over a four (4) year period to perform monitoring activities. No matching funds are required by the County. This agreement will have no fiscal impact on current and future annual County budgets.</p>
8N1 141378	RESOLUTION APPROVING FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE CITY OF MIAMI BEACH FOR THE PROVISION OF A PUBLIC TRANSPORTATION SERVICES (CIRCULATOR ROUTE) FOR THE INSTALLATION OF MDT BUS TRACKER TECHNOLOGY ON THE SOUTH BEACH LOCAL; FURTHER AUTHORIZING THE COUNTY MAYOR, COUNTY MAYOR'S DESIGNEE, OR MIAMI-DADE TRANSIT DIRECTOR TO ENTER INTO AGREEMENTS WITH ANY OTHER MUNICIPALITY WITHIN MIAMI-DADE COUNTY WISHING TO INSTALL SAID BUS TRACKER TECHNOLOGY ALONG THE SAME TERMS AND CONDITIONS; AND AUTHORIZING THE COUNTY MAYOR, COUNTY MAYOR'S

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Notes	<p>DESIGNEE, OR MIAMI-DADE TRANSIT DIRECTOR TO EXERCISE THE PROVISIONS CONTAINED THEREIN</p> <p>The proposed resolution approves the First Amendment to the Interlocal Agreement between Miami-Dade County (County) and the City of Miami Beach (City), for the provision of a public transportation services (Circulator Route) for the installation of MDT bus tracker technology on the south beach local; and authorizes the County Mayor, his designee, or the Miami-Dade Transit Director to enter into other agreements with any other municipalities within Miami-Dade County wishing to install said Bus Tracker technology along the same terms and conditions.</p> <p><u>Fiscal Impact</u> There is no fiscal impact to the County for this Amendment. The City will be responsible for all costs associated with this Amendment, including all capital, operating and maintenance costs.</p> <p><u>Background</u> On February 21, 2012, the City and MDT entered into an Interlocal for the provision of circulator service for operation of the South Beach Local (Resolution No. 48-12). In an effort to address passenger concerns, and allow riders to have access to real-time route information, the City wishes to offer MDT's Bus Tracker system on the South Beach Local (Route 123). The mobile application will allow passengers to check "next bus" arrival times on web-enabled mobile devices; as currently offered on the Kendall Cruiser (Route 288).</p> <p>On December 11, 2013, the City passed a resolution approving this first Amendment to the Interlocal Agreement. The City agrees to purchase and donate to the County the required equipment, including, but not limited to: modems, additional hardware/software, external global positioning system antenna, internal wireless network antenna with grounding plate, and on-board mobility manager license.</p> <p>The estimated one-time cost per bus to be paid by the City would be approximately \$2,300.00. Additionally, Miami Beach will be given the same opportunity to install equipment on any additional Miami Beach routes operated by MDT.</p> <p>In addition, the City agrees to pay the recurring monthly communications cost of approximately \$42.00, per bus, and any other on-going expenses to the County. The actual recurring monthly communication costs will be included in the County's quarterly invoice to the City for operation of the South Beach Local service, along with any other costs such as installation (\$150.00 per bus) and/or removal (\$100.00 per bus). The anticipated one-time capital and ancillary equipment costs would be paid for by the City.</p> <p>Further, it is also recommended that other municipalities within the County be given a similar opportunity for installation of the same technology on an MDT route with the same terms and conditions. As in the case of the City of Miami Beach, any other municipalities will be fully responsible for all associated costs, including but not limited to, all equipment costs and monthly recurring charges.</p>
8N2 141552	<p>RESOLUTION RATIFYING REVISION NO. 1 OF THE FLORIDA POWER AND LIGHT WORK ORDER NO. FPL-TPSS-PY-2 FOR AN AMOUNT NOT TO EXCEED \$265,551.02 TO PROVIDE DEDICATED ELECTRICAL SERVICE FEEDERS TO THE PALMETTO METRORAIL STATION TRACTION POWER SUB-STATION PROJECT</p>
Notes	<p>The proposed resolution ratifies the issuance of Revision No. 1 to Work Order No. FPL-TPSS-PY-2 for an amount not to exceed \$265,551.02, to cover unforeseeable construction and engineering costs needed to complete the installation of the two dedicated 13.2 KV electrical service feeders to the Palmetto Metrorail Traction Power Sub-Station.</p> <p><u>FUNDING SOURCE</u> The project will be funded 100% from American Recovery and Reinvestment Act (ARRA) funds, Federal Transit Administration (FTA) Section 5307/5309 Formula Grant.</p> <p><u>BACKGROUND</u> Resolution R-217-13, approved on April 2, 2013, Ratified the Actions of the County Mayor or County Mayor's Designee in Authorizing Various Capital Improvements Contracts and American Recovery and Reinvestment Act Contract Awards Pursuant to Section 2-8.2.7 of the Code of Miami-Dade County Relating to the Economic Stimulus Plan and Authorizing Use of Charter County Transportation Surtax Funds. The Resolution included an amendment to the Florida Power and Light Metrorail Phase I Contribution Administration Agreement and Issuance of Work Order in the amount of up to \$2,621,085 that allowed FPL to proceed with completion of the electrical service requirements for the Palmetto Station Traction Power Sub-Station Project.</p> <p>This Work Order Revision # 1 is necessary to cover unforeseeable construction costs to complete the installation of the new two dedicated 13.2 KV electrical service feeder lines to the proposed Palmetto Station TPSS. The largest portion of the feeder lines installation work was completed by September 2013, thus allowing the Palmetto Station TSPS to go into operation without any FPL power related delays. All FPL work was completed by October, 2013.</p>
10A1 141465	<p>RESOLUTION APPROVING THE ISSUANCE OF MULTIFAMILY HOUSING REVENUE DEBT OBLIGATIONS BY THE HOUSING FINANCE AUTHORITY OF MIAMI-DADE COUNTY (FLORIDA), IN ONE OR MORE SERIES, TO FINANCE OR REFINANCE ALL OR PORTION OF THE COSTS OF THE ACQUISITION AND CONSTRUCTION OF A MULTIFAMILY HOUSING PROJECT TO BE KNOWN AS THE VILLAGES APARTMENTS, PHASE I FOR PURPOSES OF SECTION 147(F) OF INTERNAL REVENUE CODE OF 1986, AS AMENDED</p>
10A2 141466	<p>RESOLUTION APPROVING THE ISSUANCE OF MULTIFAMILY HOUSING REVENUE DEBT OBLIGATIONS BY THE HOUSING FINANCE AUTHORITY OF MIAMI-DADE COUNTY (FLORIDA), IN ONE OR MORE SERIES, TO FINANCE OR REFINANCE ALL OR PORTION OF THE COSTS OF THE ACQUISITION AND CONSTRUCTION OF A MULTIFAMILY HOUSING PROJECT TO BE KNOWN AS SUPERIOR MANOR APARTMENTS FOR PURPOSES OF SECTION 147(F) OF INTERNAL REVENUE CODE OF 1986, AS AMENDED</p>

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10A3 141467	RESOLUTION APPROVING THE ISSUANCE OF MULTIFAMILY HOUSING REVENUE DEBT OBLIGATIONS BY THE HOUSING FINANCE AUTHORITY OF MIAMI-DADE COUNTY (FLORIDA), IN ONE OR MORE SERIES, TO FINANCE OR REFINANCE ALL OR PORTION OF THE COSTS OF THE ACQUISITION AND CONSTRUCTION OF A MULTIFAMILY HOUSING PROJECT TO BE KNOWN AS VILLA CAPRI II FOR PURPOSES OF SECTION 147(F) OF INTERNAL REVENUE CODE OF 1986, AS AMENDED
10A4 141469	RESOLUTION APPROVING THE ISSUANCE OF MULTIFAMILY HOUSING REVENUE DEBT OBLIGATIONS BY THE HOUSING FINANCE AUTHORITY OF MIAMI-DADE COUNTY (FLORIDA), IN ONE OR MORE SERIES, TO FINANCE OR REFINANCE ALL OR PORTION OF THE COSTS OF THE ACQUISITION AND REHABILITATION OF A MULTIFAMILY HOUSING PROJECT TO BE KNOWN AS SPINNAKER COVE FOR PURPOSES OF SECTION 147(F) OF INTERNAL REVENUE CODE OF 1986, AS AMENDED
10A5 141470	RESOLUTION APPROVING THE ISSUANCE OF MULTIFAMILY HOUSING REVENUE DEBT OBLIGATIONS BY THE HOUSING FINANCE AUTHORITY OF MIAMI-DADE COUNTY (FLORIDA), IN ONE OR MORE SERIES, TO FINANCE OR REFINANCE ALL OR PORTION OF THE COSTS OF THE ACQUISITION AND REHABILITATION OF A MULTIFAMILY HOUSING PROJECT TO BE KNOWN AS GOLFSIDE VILLAS FOR PURPOSES OF SECTION 147(F) OF INTERNAL REVENUE CODE OF 1986, AS AMENDED
Notes	<p>The proposed resolutions authorize the Housing Finance Authority of Miami-Dade County (HFA) to issue Revenue Bonds (Bonds) in one or more series in the following manner:</p> <ul style="list-style-type: none"> • 10A1: In an aggregate principal amount not to exceed \$18,500,000 for the construction of The Villages Phase 1. The Bonds are expected to be issued by September 2014. • 10A2: In an aggregate principal amount not to exceed \$13,500,000 for the construction of the Superior Manor. The Bonds are expected to be issued by September 2014. • 10A3: In an aggregate principal amount not to exceed \$12,500,000 for the construction of Villa Capri II Apartments. The Bonds are expected to be issued by October 2014. • 10A4: In one or more series in an aggregate principal amount not to exceed \$17,050,000 for the construction of Spinnaker Cove Apartments. The Bonds are expected to be issued by October 2014. <ul style="list-style-type: none"> ○ <i>The BCC previously authorized the issuance by the HFA of \$14,250,000 in Multifamily Mortgage Revenue Bonds for the Project on July 2, 2013 through R-586-13. However, pursuant to the federal tax code, TEFRA approvals expire in one year if bonds are not issued within that year. The HFA will not have time to issue the bonds authorized under R-586-13 prior to the July 2014 expiration date; therefore, a new request is being sought to avoid having a TEFRA approval gap. In addition, the developer requested an increase in the bond amount.</i> • 10A5: In one or more series in an aggregate principal amount not to exceed \$14,000,000 for the acquisition and rehabilitation of the Golfside Villas. The Bonds are expected to be issued by October 2014. <p>The principal and interest on the Bonds will not constitute a debt, liability or a general obligation of the HFA, County, the State of Florida or any political subdivision of each, but will be the responsibility of the owner of the Project.</p> <p>As stipulated in Section 147(f) of the Internal Revenue Code of 1986, as amended (Code), the Board of County Commissioners, as the highest governing body, must approve the issuance of the Bonds by the HFA as required by the Code after a public hearing. The public hearing was held by the HFA and such public hearing disclosed no reason why the Bonds should not be issued.</p>
11A1 141414	RESOLUTION DIRECTING COUNTY MAYOR OR MAYOR'S DESIGNEE TO CONDUCT A STUDY OF THE TRAFFIC IMPACTS OF CERTAIN TYPES OF PEDESTRIAN ORIENTED MIXED-USE DEVELOPMENTS AND WHETHER THE ROAD IMPACT FEE SHOULD BE MODIFIED FOR FUTURE PEDESTRIAN ORIENTED MIXED-USE DEVELOPMENTS TO ACCOUNT FOR INTERNAL TRIPS AND INCLUDE RECOMMENDATIONS ON MODIFYING THE ROAD IMPACT FEE IN A REPORT TO THE BOARD
Notes	<p>The proposed resolution directs the County Mayor or his designee to study the traffic impacts associated with pedestrian oriented mixed-use developments, and whether the Road Impact Fee should be modified to separately considers this type of use.</p> <p>The County Mayor will submit and present the report to this Board within one-hundred eighty (180) days from the effective date of this resolution.</p> <p>A study is needed to determine whether it is appropriate to modify the Road Impact Fee to provide in the Road Impact Fee Schedule a separate calculation of the impact fee for certain types of pedestrian oriented mixed-use developments.</p>
11A2 141240	RESOLUTION DIRECTING THE COUNTY MAYOR OR DESIGNEE AND DEPARTMENT OF CORRECTIONS TO INCLUDE A FIELD ON ANY INMATE INTAKE FORMS TO REQUEST INFORMATION FROM INMATES REGARDING U.S. VETERAN STATUS; DIRECTING THE COUNTY MAYOR OR DESIGNEE TO DEVELOP LITERATURE REGARDING BENEFITS AND SERVICES AVAILABLE TO INCARCERATED VETERANS; AND FURTHER DIRECTING THE MAYOR OR DESIGNEE TO REPORT TO THE BOARD ON THE IMPLEMENTATION OF THESE POLICIES WITHIN NINETY (90) DAYS FOLLOWING THE EFFECTIVE DATE OF THIS RESOLUTION
Notes	The proposed resolution directs the County Mayor or his designee and the Corrections Department to create an inmate intake form that allows for the identification of inmate-veterans and to further develop procedures under which an inmate-veteran who did not self-identify as an inmate-veteran at the intake phase, can later identify as a veteran; and to develop informational literature, to be distributed to all inmates, to inform inmates of benefits available to incarcerated veterans under the applicable laws, and to dispel commonly held myths or misinformation (e.g., myths regarding the loss of benefits upon incarceration and misinformation regarding who constitutes a "veteran"

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	<p>under applicable law) that discourage inmates from identifying themselves as veterans.</p> <p>The County Mayor or his designee will report to the Board, within ninety (90) days of the effective date of this resolution, of the status of the County's implementation of the policies established in this resolution.</p>
11A3 141241	<p>RESOLUTION DIRECTING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO, UPON CONSULTATION WITH THE MILITARY AFFAIRS BOARD, REQUEST AN ENHANCEMENT/MODIFICATION TO THE A-FORMS PREPARED BY THINKSTREAM, INC. UNDER CONTRACT RFP NO. 748 TO REQUIRE LAW ENFORCEMENT PROFESSIONALS TO REPORT WHETHER AN ARRESTEE SERVED IN THE U.S. ARMED FORCES; TO GIVE THIS ENHANCEMENT/MODIFICATION THE HIGHEST PRIORITY IN ANY RANKING OF PROPOSED ENHANCEMENTS/MODIFICATIONS; AND FURTHER DIRECTING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO REPORT TO THE BOARD WITHIN NINETY (90) DAYS OF THE EFFECTIVE DATE OF THIS RESOLUTION ON THE COST OF THIS ENHANCEMENT/MODIFICATION AND THE TIMEFRAME FOR ITS IMPLEMENTATION</p>
Notes	<p>The proposed resolution directs the County Mayor or his designee to, upon consultation with the Military Affairs Board, request an enhancement or modification to the automated A-Forms prepared by the Vendor, which enhancement or modification would require an arresting law enforcement professional to report whether the arrestee served in the U.S. Armed Forces; and to the extent the County Mayor or his designee prioritize proposed enhancements or modifications to the automated A-Form product prepared by the Vendor pursuant to the Contract, the enhancement or modification proposed in this Resolution will be given the highest priority.</p> <p>The County Mayor or his designee will report to the Board, within ninety (90) days of the effective date of this resolution, the cost of the enhancement or modification proposed in this Resolution and the timeframe for its implementation.</p> <p><u>Additional Information</u> <i>This item was forwarded to the BCC without recommendation due to concerns raised during the July 9, 2014, PSASC meeting. The Committee had questions as to whether this would be considered as a change order to the contract, the Miami-Dade Corrections and Rehabilitation Department, confirmed that the vendor would come back with a change order. The Committee members noted this information was critical since the A-Forms would be fully implemented by October 1, 2014. The Information Technology Department, indicated that the vendor, Thinkstream, Inc., was expected to provide the quote by close of business day (7/9). The issue of additional costs was not addressed during the briefings and additional concern was expressed that, since the A-Forms were already being tested, a delay in the timeframe could occur. The Committee requested staff to prepare a response to all of the concerns presented, and present it at the next Commission meeting on September 3, 2014.</i></p> <p><u>Supplement Information Regarding the Fiscal Impact</u> The Office of the Commissioner Auditor requested responses to the questions posed at the PSASC meeting and the following was provided by the Information Technology Department:</p> <ul style="list-style-type: none"> <i>The following fiscal impact statement is provided at the request of members of the Public Safety and Animal Services Committee at their July 9, 2014 meeting. More specifically, members inquired if there is a fiscal impact to enhancing/modifying the A-Forms to report whether an arrestee served in the U.S. Armed Forces. The Information Technology Department contacted Thinkstream Inc., the vendor implementing the Automated Arrest Forms, and negotiated the cost to capture the veteran requirement enhancement at \$5,000. Should the item be approved by the Board of County Commissioners, the timeframe to complete this enhancement to include development, testing and final release would be four weeks.</i> <p><u>Background- A-Forms Prepared by Thinkstream, Inc.- RFP No. 748</u> On January 24, 2012, the BCC, through R-28-12, ratified the action of the Mayor on August 15, 2011 in approving the purchase and implementation of a Prisoner Processing Arrest Form Automation Solution (Solution) from Thinkstream, Inc., for the Information Technology Department (ITD) as authorized by Section 2-8.2.7 of the Code of Miami-Dade County (Code), Economic Stimulus Ordinance. The initial Contract term was for 24 months with five (5) options to renew having a term of 24 months each.</p> <p>The Solution will be used by all County law enforcement agencies, including those from municipalities, as well as other County and State agencies as the core electronic repository of arrest information. A phased implementation approach will be followed to allow groups of law enforcement agencies to be deployed throughout the grant period with full deployment to occur no later than February 28, 2013.</p> <p><u>Fiscal Impact/Funding Source</u> The initial purchase of the software, implementation, configuration, interface development, training services, and software escrow in the amount of \$1,600,000 is being funded through grant funding from the Florida Department of Law Enforcement (FDLE) Edward Byrne Memorial Justice Grant (JAG) program under ARRA. Following the initial term of the contract, County general funds will be required in the amount of \$400,000 annually to provide continued software maintenance support services and software escrow for future optional renewal periods. These funds will be appropriated as part of the annual budget approved by the Board.</p>
11A4 141415	<p>RESOLUTION DIRECTING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO INSPECT AND TAKE APPROPRIATE ENFORCEMENT ACTION FOR THE PURPOSE OF OPTIMIZING NEIGHBORHOOD AESTHETICS</p>
Notes	<p>The proposed resolution directs the County Mayor or his designee to inspect and take appropriate enforcement action to ensure that all businesses within the BU-2, BU-3, IU-1 and IU-2 areas of the County are storing materials and products completely within enclosed spaces or walls and to take appropriate enforcement actions, including penalties, where property owners fail to abide by relevant County ordinances related to storage of materials and products.</p> <p>The Code of Miami-Dade County requires businesses in the BU-2, Special Business District, to conduct all uses within completely enclosed</p>

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	<p>buildings, to store all materials and products within the building or within an area completely enclosed with walls, and not to store materials or products above the height of the walls.</p> <p>The Code of Miami-Dade County requires businesses in the BU-3, Liberal Business District, to conduct all uses within completely enclosed buildings, to store all materials and products within the building or within an area completely enclosed with walls, and not to store materials or products above the height of the walls.</p> <p>The Code of Miami-Dade County requires businesses in the IU-1, Light Industrial District, to conduct all uses within enclosed buildings, to store all materials and products within the building or within an area completely enclosed with masonry walls at least six feet high. The Code of Miami-Dade County requires businesses in the IU-2, Heavy Manufacturing District, to conduct all uses within enclosed buildings, to store all materials and products within the building or within an area completely enclosed with masonry walls at least six feet high. Section 8CC-10 of the Code of Miami-Dade County provides enforcement penalties of \$500 for illegal storage of materials above the height of a wall or fence.</p>
11A5 141397	RESOLUTION DECLARING FIREFIGHTING EQUIPMENT SURPLUS, WAIVING THE REQUIREMENTS OF SECTION 2-11.2.1(B) OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, BY A TWO-THIRDS (2/3) VOTE OF MEMBERS PRESENT AND AUTHORIZING THE DONATION OF THE EQUIPMENT TO COLOMBIA'S CITY OF SILVANIA FIRE DEPARTMENT
Notes	The proposed resolution declares certain equipment, to be surplus pursuant to Chapter 274 of the Florida Statutes, and Section 2-11.2.1 of the Code of Miami-Dade County and authorizes the waiver of the procedure set forth in subsection 2-11.2.1(b) of the Code by a two-thirds (2/3) vote of members present and donates the equipment to the Donee, Colombia's City of Sylvania Fire Department. The Donee will take possession of the equipment within sixty (60) days of the effective date of this resolution and will be responsible for any and all costs of transferring the equipment. If, for any reason, the donee fails to take possession of the equipment within sixty (60) days of the effective date of this resolution, then this resolution will be null and void, and the ownership rights to the equipment will revert back to the County.
11A6 141481	RESOLUTION DIRECTING THE MAYOR OR MAYOR'S DESIGNEE TO PROVIDE, ON A QUARTERLY BASIS, A REPORT TO THE COUNTY COMMISSION AS WELL AS A CEREMONY RECOGNIZING THOSE COUNTY EMPLOYEES WHO HAVE HAD THEIR COST-SAVING OR EFFICIENCY-MAXIMIZING IDEAS IMPLEMENTED BY COUNTY DEPARTMENTS
Notes	<p>The proposed resolution directs the Mayor or his designee to provide, on a quarterly basis, a report to the Board of County Commissioners as well as a certificate of appreciation to each Miami-Dade County employee who has had his or her cost-saving or efficiency-maximizing idea implemented by County departments.</p> <p>The written mayoral report will include the name of the employee, the employee's department, a brief description of the idea, and the tangible amount of money the County has saved through implementation, if any. The first quarterly report to the Board of County Commissioners will be presented to the Commission within 60 days of the passage of this resolution.</p>
11A7 141479	RESOLUTION DIRECTING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO COORDINATE WITH THE ETHICS COMMISSION TO PROVIDE CUSTOMIZED ETHICS TRAINING TO THE YOUTH COMMISSION, TO PREPARE AN IMPLEMENTING ORDER WITH FUNDRAISING GUIDELINES FOR THE YOUTH COMMISSION, TO COORDINATE AN ANNUAL JOINT MEETING OF COUNTY COMMISSIONERS AND YOUTH COMMISSIONERS, AND TO ASSIST THE YOUTH COMMISSION IN PROVIDING ANNUAL REPORTS TO THE COUNTY COMMISSION, TO THE COUNTY'S STATE AND FEDERAL LEGISLATIVE DELEGATIONS AND TO MIAMI-DADE COUNTY PUBLIC SCHOOLS
Notes	<p>The proposed resolution directs the he County Mayor or his designee to do the following:</p> <ul style="list-style-type: none"> • To coordinate with the Miami-Dade Commission on Ethics and Public Trust to provide customized ethics training to the Youth Commission; • To prepare an implementing order establishing fundraising guidelines for the Youth Commission which will include a non-exhaustive list of allowable uses for funds raised; • To coordinate with the Office of the Chair of the County Commission and the Clerk of the Board to schedule a joint meeting with members of the Youth Commission and members of the Board of County Commissioners in April of each year; and • To assist the Youth Commission in providing annual reports in person in Miami-Dade County to the Board of County Commissioners, the Miami-Dade County Congressional Delegation, and the Miami-Dade County State Legislative Delegation, as well as to the School Board of Miami-Dade County Public Schools following approval of the School Board chair. <p>Pursuant to Ordinance No. 14-39, the Youth Commission may carry out fundraising activities in connection with or to support Youth Commission events, subject to approval of the County Mayor or his designee.</p>
11A8 141155	RESOLUTION DIRECTING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE, PUBLIC HOUSING AND COMMUNITY DEVELOPMENT AND MIAMI-DADE POLICE DEPARTMENT'S NUISANCE ABATEMENT UNIT TO DEVELOP A WRITTEN NOTICE TO BE PROVIDED TO SECTION 8 PROPERTY OWNERS WHOSE PROPERTIES MAY BE THE TARGET OF DRIVE-BY SHOOTINGS OR ARE USED FOR OTHER CRIMINAL ACTIVITY; DIRECTING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE AND MIAMI-DADE POLICE DEPARTMENT TO DEVELOP SIMILAR NOTICE TO BE PROVIDED TO OWNERS OF RESIDENTIAL AND COMMERCIAL PROPERTIES; DIRECTING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO DEVELOP A USEABLE DATABASE THAT CAN BE SHARED BETWEEN PUBLIC HOUSING AND COMMUNITY DEVELOPMENT, MIAMI-DADE POLICE DEPARTMENT, OTHER LAW ENFORCEMENT AGENCIES AND OTHER PUBLIC HOUSING AGENCIES; AND URGING MUNICIPALITIES AND PUBLIC HOUSING AGENCIES TO DEVELOP SIMILAR CRIME PREVENTION INITIATIVES
Notes	<p>The proposed resolution provides for the following:</p> <ul style="list-style-type: none"> • Directs the County Mayor or his designee, the Housing Department and Miami-Dade Police Department's Nuisance Abatement

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	<p>Unit to develop a notice(s) that can be mailed or otherwise delivered to Section 8 property owners and other private owners who receive federal housing subsidy from the Housing Department whenever the Housing Department or the Miami-Dade Police Department becomes aware that such properties have been involved in a drive-by shooting or other criminal activity.</p> <ul style="list-style-type: none"> • Directs the Housing Department to include this notice on the Housing Department's website and in all literature distributed to Section 8 property owners and other private owners who receive federal housing subsidy from the Housing Department. • Directs the County Mayor or his designee and the Miami-Dade Police Department's Nuisance Abatement Unit to develop a similar notice(s) as described in this proposed resolution that can be mailed or otherwise delivered to non-federally subsidized residential property owners and commercial property owners. • Directs the County Mayor or his designee, the Housing Department and the Miami-Dade Police Department's Nuisance Abatement Unit to work together to develop a useable database, which includes the names, addresses and telephone numbers of Section 8 property owners and other private owners who receive federal housing subsidy from the Housing Department. Such database should also include information related to any criminal activity that may have occurred on any property subsidized through one of the federal housing subsidy programs. • Directs the County Mayor or his designee and the Miami-Dade Police Department's Nuisance Abatement Unit to develop a similar useable database for private owners of non-federally subsidized residential property and commercial property owners. The information contained in this database(s) may be shared between the Housing Department, Miami-Dade Police Department, other law enforcement agencies and other public housing agencies. • Urges all municipal governments and public housing agencies in Miami-Dade County to adopt similar crime prevention measures as described in this proposed resolution. • Directs the Clerk of the Board to transmit certified copies of this resolution to the Mayor and/or City Manager of each municipality in Miami-Dade County, to the President of the Miami-Dade County League of Cities, and to the Executive Directors of the Housing Authority of the City of Miami Beach, the Hialeah Housing Authority, and the City of Homestead Housing Authority.
11A9 141504	RESOLUTION DIRECTING THE MAYOR OR MAYOR'S DESIGNEE TO EVALUATE THE MARKETING BENEFITS TO MIAMI-DADE COUNTY FOR HOSTING A SUPER BOWL AND TO PRESENT A REPORT OF THOSE FINDINGS TO THE BOARD WITHIN SIXTY (60) DAYS
Notes	<p>The proposed resolution directs the Mayor or his designee to prepare a report that will evaluate the marketing benefits to Miami-Dade County for hosting the Super Bowl.</p> <p>Specifically, the report should analyze the 2014 Super Bowl in New Jersey, the most-recent Super Bowl that was held in Miami-Dade County in 2010, and the amount of television coverage/airtime that was dedicated to footage or discussion of the respective host community (including, but not limited to, cutaways or tracking shots of the local skyline, major attractions, or other prominent locales) during the respective Super Bowl telecast.</p> <p>In addition, the report should assess what the estimated cost would have been to Miami-Dade County if it had attempted to purchase that same amount of airtime at the average advertising rates for each respective Super Bowl. The County Mayor will submit and present the report to this Board within sixty (60) days from the effective date of this resolution.</p>
11A10 141494	RESOLUTION DIRECTING MAYOR OR MAYOR'S DESIGNEE TO DEVELOP A PLAN TO ESTABLISH A CHINESE CONSULATE-GENERAL IN MIAMI
Notes	<p>The proposed resolution directs the Mayor or his designee to develop a plan to establish a Chinese Consulate-General in Miami.</p> <p>The Chinese Consulate-General in Houston covers a consular jurisdiction that includes the State of Florida. It places a significant burden and hardship on Miami-Dade County residents to obtain a visa from the Chinese Consulate-General in Houston, as visas are necessary to visit China's mainland and must be applied for and obtained in person, or entrusted to someone else.</p>
11A11 141847	RESOLUTION DIRECTING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO TAKE APPROPRIATE ENFORCEMENT ACTION PURSUANT TO THE JUNK DEALERS AND SCRAP METAL PROCESSORS ORDINANCE PREVIOUSLY APPROVED BY THIS BOARD; FURTHER DIRECTING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO PROVIDE REPORTS [SEE ORIGINAL ITEM UNDER FILE NO. 141500]
Notes	<p>The proposed resolution directs the County Mayor or his designee to take appropriate enforcement action pursuant to the Junk Dealers and Scrap Metal Processors Ordinance previously approved by the BCC. Additionally, the proposed resolution directs the County Mayor or his designee to provide a report to the Board within 60 days of the effective date of this resolution on enforcement actions that have been taken to date, and to provide annual reports as required by the Junk Dealers and Scrap Metal Processors Ordinance.</p> <p><u>Additional Information</u> <i>During discussion at the July 10, 2014 LUDC meeting it was stated that there were concerns expressed by the industry regarding training classes not yet being held and enforcement of record keeping by the dealers not yet being done and that the Administration's report, called for in the Scrap Metal ordinance, had not yet been received by the County Commission.</i></p>
11A12 141862	RESOLUTION CALLING COUNTYWIDE SPECIAL ELECTION IN MIAMI-DADE COUNTY, FLORIDA, TO BE HELD ON TUESDAY, NOVEMBER 4, 2014, IN CONJUNCTION WITH THE GENERAL ELECTION FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF MIAMI-DADE COUNTY THE BOND REFERENDUM QUESTION WHETHER TO APPROVE ISSUANCE OF GENERAL OBLIGATION BONDS FOR PURPOSE OF FUNDING CAPITAL IMPROVEMENT PROJECTS FOR MIAMI-DADE COUNTY COURTS [SEE AGENDA ITEM NO. 2B2]
Notes	The proposed resolution calls a Countywide Special Election In Miami-Dade County, to be held on Tuesday, November 4, 2014, in conjunction with the general election for the purpose of submitting to the electors of Miami-Dade County the bond referendum question

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	<p>whether to approve issuance of general obligation bonds for purpose of funding capital improvement projects for Miami-Dade County courts.</p> <p>The question will appear on the ballot in substantially the following form: FUNDING COURT PROJECTS THROUGH ISSUANCE OF GENERAL OBLIGATION BONDS</p> <p>SHALL THE COUNTY FUND EMERGENCY REPAIRS TO THE 1928 COURTHOUSE, ACQUISITION AND CONSTRUCTION OF NEW COURT FACILITIES, AND THE REFINANCING OF EXISTING COURT FACILITIES DEBT BY ISSUING, FROM TIME TO TIME, GENERAL OBLIGATION BONDS PAID OR SECURED BY TAXES DERIVED FROM THE ASSESSED VALUE OF PROPERTY IN THE COUNTY (AD VALOREM TAXES) IN A PRINCIPAL AMOUNT NOT EXCEEDING \$540,000,000.00, BEARING INTEREST NOT EXCEEDING MAXIMUM LEGAL RATE, AND MATURING WITHIN 30 YEARS FROM ISSUANCE?</p> <p>Additional Information Under Resolution No. 680-14, adopted on July 15, 2014, the Board directed the Mayor or his designee to work with Chief Judge regarding the capital construction needs of the Miami-Dade County Circuit and County Courts and to submit a report to the BCC for the September 3, 2014 BCC meeting detailing among other things, the Courts' overall needs, projected cost associated with those needs, and possible refinancing recommendations.</p> <p>The resolution directed several different areas for analysis and recommendation. For the purposes of the County Mayor's report dated August 21, 2014 titled, "Capital Construction Needs of the Miami-Dade County Circuit and County Courts", the Courts have placed their focus solely on making emergency repairs to and permanently replacing the 73 West Flagler facility, as follows:</p> <ul style="list-style-type: none"> • Funding Emergency Repairs to the Existing Court Facilities <ul style="list-style-type: none"> ○ Funding needs for the interim period are estimated at \$25 million, based on various engineering and related studies. • Land Acquisition for a New Main Civil Courthouse (or alternatives) <ul style="list-style-type: none"> ○ A county-owned parcel would be no cost for the land. ○ If it is necessary to acquire private land in the downtown area, it would likely cost approximately \$9 to \$11 million in today's real estate market. • Design and Construction of a New Main Civil Courthouse <ul style="list-style-type: none"> ○ Construction Cost is estimated at approximately \$368 million. • Construction of a Parking Facility for Personnel at Downtown Court Facilities. • Restructuring Existing Debt <ul style="list-style-type: none"> ○ The current debt originated from the past sale of bonds and other borrowing that was included in the 2013-14 Capital Budget for Judicial Administration is \$278 million. Of that total, the Children's Courthouse currently has a debt from existing bonds in the amount of \$113.5 million. ○ The overall funding strategy requires that the old courthouse emergency repair needs estimated at \$25 million and the construction of the new courthouse estimated up to \$368 million, be a part of a GOB financial package totaling approximately \$540 million. Included in the \$540 million is the refunding of \$132 million in existing court debt, comprised of \$113.5 million for the Children's Courthouse and the refinancing of \$18.2 million for Family Courthouse Center bonds. This strategy will allow the County to free up approximately \$13 million in traffic surcharge proceeds, which could be used to support the court's operating program needs. If implemented, it is estimated the countywide debt service millage would increase an average of 0.09 mill over the life of the bonds using current roll growth assumptions. For the average homesteaded property with a taxable value of \$200,000, the 0.09 mills equated to \$18 annually.
11A14 141789	RESOLUTION AUTHORIZING, BY A TWO-THIRDS VOTE OF THE BOARD, AN AMENDMENT TO CITY OF MIAMI GARDENS' CHARTER WHICH WOULD DELETE SECTION 9.6 OF THE CITY'S CHARTER, RESULTING IN THE TRANSFER FROM MIAMI-DADE COUNTY TO THE CITY OF MIAMI GARDENS OF ZONING, PERMITTING, AND OTHER LAND USE JURISDICTION OVER THE AREA KNOWN AS STADIUM PROPERTIES AND DOLPHIN CENTER SUBJECT TO A VOTE OF THE ELECTORS OF THE CITY OF MIAMI GARDENS
Notes	<p>The proposed resolution authorizes, by a two-thirds vote of the Board, an amendment to City Of Miami Gardens' Charter which would delete Section 9.6 of the City's Charter, resulting in the transfer from Miami-Dade County to the City Of Miami Gardens of zoning, permitting, and other land use jurisdiction over the area known as Stadium Properties And Dolphin Center subject to a vote of the electors of the City Of Miami Gardens.</p> <p>The City of Miami Gardens has adopted a resolution proposing to delete Section 9.6 of the City's Charter so that zoning, permitting, and other land use jurisdiction over the area known as Stadium Properties and Dolphin Center could be transferred from Miami-Dade County to the City of Miami Gardens.</p> <p>Additional Information <u>Miami Herald, "Miami Gardens sues county over authority in stadium area", Mon., July 7, 2014</u> Miami Gardens has filed a lawsuit against Miami-Dade County claiming that the county is preventing them from building and developing in the area around Sun Life Stadium. The city filed suit July 2 in Miami-Dade Circuit Court, asking for a section of the City Charter to be removed because Miami Gardens and the county never reached an agreement on the specifics of that section of the charter. An Assistant County Attorney (ACA) said he hadn't seen the complaint yet, and said at one point he thought the city was planning to resolve the issue on its own. Section 9.6 of the City Charter states that the stadium properties and the Dolphin Center Development of Regional Impact and all zoning and building approvals, street maintenance and other regulations would all fall under the county's jurisdiction.</p>

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	<p><i>"We're not seeking money damages, we're just asking for the authority to do building and zoning for that property," said the City Attorney. The charter also states that within the first six months of Miami Gardens ' incorporation, the city and the county were supposed to sign an agreement with reference to that section of the charter. Miami Gardens said that agreement was never reached and the charter provision is now keeping the city from doing any building or zoning work in the area.</i></p> <p><i>The City Attorney said the city and the county have attempted to resolve the issue in the past, but reached a standstill.</i></p> <p><i>"At one point the county told us to draft an interlocal agreement, but then they took the position that we can't do an agreement," the City Attorney said. The Dolphin Center DRI contains the area surrounding the stadium on Northwest 199th Street and Northwest 27th Avenue and farther east closer to the turnpike. The area around the DRI and the 27th Avenue corridor often have been discussed as a potential center for development in the city and as a part of a proposed community redevelopment area. Residents and city leaders often have lamented the lack of business that stays in Miami Gardens despite the stadium hosting major sporting events and concerts.</i></p>
11A15 141790	RESOLUTION DIRECTING THE MAYOR OR MAYOR'S DESIGNEE TO NEGOTIATE AN INTERLOCAL AGREEMENT WITH THE CITY OF MIAMI GARDENS REGARDING THE CITY OF MIAMI GARDENS PERFORMING PERMITTING OF DOLPHIN STADIUM AND SURROUNDING PROPERTIES WITHIN THE CITY; WHERE SUCH INTERLOCAL WOULD INCLUDE A GRANT TO CITY OF MIAMI GARDENS OF MONIES FROM THE GENERAL FUND IN AN AMOUNT EQUIVALENT TO A CERTAIN PERCENTAGE OF THE COUNTY'S BUILDING PERMIT FEES FROM SUN LIFE STADIUM MODERNIZATION PROJECT; AUTHORIZING DISTRICT COMMISSIONER AND COMMISSIONER'S STAFF TO PARTICIPATE IN NEGOTIATIONS
Notes	<p>The proposed resolution directs the Mayor or his designee to negotiate an Interlocal Agreement between Miami-Dade County and the City of Miami Gardens, regarding the City of Miami Gardens performing permitting of Dolphin Stadium and surrounding properties within the city; where such interlocal would include a grant to City of Miami Gardens of monies from the general fund in an amount equivalent to a certain percentage of the County's building permit fees from Sun Life Stadium Modernization Project; and authorizing district commissioner and commissioner's staff to participate in negotiations.</p> <p>The Mayor or his designee will prepare this Interlocal Agreement for placement on the agenda of the appropriate County Commission committee within sixty (60) days of the date of this resolution and/or of the next available BCC meeting.</p>
11A16 141867	RESOLUTION URGING CONGRESS TO AMEND THE ANIMAL WELFARE ACT TO IMPOSE HEIGHTENED STANDARDS FOR COMMERCIAL BREEDERS OF CATS AND DOGS AND TO INCREASE FUNDING FOR ENFORCEMENT OF THE ANIMAL WELFARE ACT
Notes	<p>The proposed resolution urges Congress to amend the Animal Welfare Act (AWA) to impose heightened standards of care for commercial breeders of cats and dogs, to ensure that breeding animals are treated humanely and urges the Secretary of Agriculture to impose stricter regulations under the AWA.</p> <p>Additionally, the proposed resolution directs the County's federal lobbyists to advocate for this and authorizes the Office of Intergovernmental Affairs to amend the 2014 Federal Legislative Package to include this item and to include this item in the 2015 Federal Legislative Package when it is presented to the Board.</p>
11A17 141860	RESOLUTION URGING CONGRESS AND FEMA TO CLARIFY FEMA'S PROCEDURES FOR DEOBLIGATION OF PREVIOUSLY-APPROVED DISASTER RELIEF FUNDS
Notes	<p>The proposed resolution urges Congress and FEMA to clarify FEMA's deobligation procedures to ensure that state local governments and other entities, such as the Public Health Trust, Miami-Dade Public Schools, colleges and universities, not-for-profit organizations and a number of cities within Miami-Dade County, are provided a reasonable timeframe to respond to FEMA information requests and to ensure that FEMA takes timely action on appeals by local governments of funding deobligation actions by FEMA.</p> <p>In addition, the proposed resolution authorizes and directs the Office of Intergovernmental Affairs to amend the 2014 Federal Legislative Package to include this item and to include this item in the 2015 Federal Legislative Package when it is presented to the Board.</p>
11A19 141885	RESOLUTION DIRECTING THE MAYOR TO DEVELOP AND IMPLEMENT A FUNDRAISING PROGRAM THROUGH WHICH COUNTY EMPLOYEES MAY CONTRIBUTE FUNDS TOWARD LOCAL PEDIATRIC CANCER CENTERS
Notes	<p>The proposed resolution directs the County Mayor or his designee to develop and implement a fundraising program through which County employees may donate money to support pediatric cancer research centers in Miami-Dade County. At a minimum, the funds raised must be used to benefit Miami Children's Hospital, Holtz Children's Hospital, and University of Miami Sylvester Comprehensive Cancer Center.</p> <p>Examples of possible fundraising programs are "Miracle Jeans Day," affiliated with Children's Miracle Network; a social media challenge modeled after the successful ALS Ice Bucket Challenge; wearing the color gold for pediatric cancer awareness; a food truck event for County employees; and organized participation in local sports races benefiting local pediatric cancer centers.</p> <p>The County Mayor or his designee is directed to present the fundraising program, which will include multiple forms of fundraising to be implemented throughout the coming year and beyond, to the Board within sixty (60) days of the effective date of this resolution.</p>
11A20 141856	RESOLUTION URGING CONGRESS TO ALLOCATE INCREASED FUNDING FOR PEDIATRIC CANCER RESEARCH
Notes	The proposed resolution urges Congress to allocate increased funding for pediatric cancer research. In addition, the proposed resolution authorizes and directs the Office of Intergovernmental Affairs to amend the 2014 Federal Legislative Package to include this item and to include this item in the 2015 Federal Legislative Package when it is presented to the Board.