



Delivering Excellence Every Day

Charter Review Task Force Meeting

Wednesday, October 17, 2007

10:00 am

Stephen P. Clark Government Center

111 NW 1st Street

18th Floor – Conference Rooms 18-3 & 18-4

FINAL AGENDA

1. Call to Order
2. Roll Call
3. Minutes and Reports of Statements
 - A. Approval of September 19, 2007 meeting minutes
 - B. Approval of October 3, 2007 meeting minutes
4. Old Business
 - A. Election of Property Appraiser
5. New Business
 - A. Review of Preliminary Recommendations & Draft Charter Review Interim Report (attached)
6. Adjournment – Next meeting on October 31, 2007, 10:00 am
Historical Museum of Southern Florida
101 West Flagler Street
Miami, FL 33130
(Located at the Miami-Dade Cultural Plaza)

**Charter Review Task Force
October 17, 2007**

**ADDENDUM
AGENDA PACKAGE**

Please be reminded that discussions among or between members regarding matters which might be considered by the Task Force must be held in accordance with the requirements of the Sunshine Law. Therefore, please reserve any discussion with Task Force members regarding information in your agenda packet and other Task Force topics, until the Task Force meets.

5-A

Charter Review Task Force

**Initial Recommendations to the
Board of County Commissioners**

October 31, 2007



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Executive Summary

Final Recommendations to Date

At the October 17, 2007 meeting the Charter Review Task Force adopted the following final recommendations to date:

1. ---
2. ---
3. ---
4. ---
5. ---

Introduction & Background

The Miami-Dade County Home Rule Charter was adopted in 1957, essentially becoming the "constitution" for Miami-Dade County. This year we celebrate the Fiftieth (50th) anniversary of the Charter's adoption. This grant of state constitutional authority to the electors of Miami-Dade County is perhaps the greatest legislative achievement of the last half-century for this County's resident. The Home Rule Charter grants the voters of Miami-Dade County very broad powers to determine for themselves the form of self-government and regulations to provide for responsive, representative and efficient local government. The responsible and zealous defense and exercise of this unprecedented grant of Home Rule authority is a primary responsibility of this County's residents and elected officials.

In order to ensure that our Home Rule Charter is responsive to the changing needs of our community and is constantly reviewed in the light of past-performance, the Charter requires that the Board of County Commissioners (Board) review the Charter at least once every five years to determine whether or not it requires revision.

On April 24, 2007, per County Board Resolution No. R-462-07, Miami-Dade County's Charter Review Task Force (CRTF) was created in order to review the County's Home Rule Charter and submit recommendations to the Board setting forth any proposed amendments to the Charter. This CRTF consists of 21 members (Appendix A); 13 members are the Board or their designees, one member is the Mayor or his designee, four members are selected by the four largest cities in Miami-Dade County and three are selected by the League of Cities to represent the smaller cities in the County.

In conducting its review, the Board directed the Task Force to:

- Study the Final Report of the Charter Review Task Force dated July 10, 2001;
- Invite knowledgeable members of the community to appear make recommendations and conduct public hearings at various stages in the review process; and
- Provide a final report to the Board was due by October 31, 2007.

The Board also directed the Task Force per R-504-07 to review and make recommendations as to whether the Home Rule Charter should be amended to change the positions of Property Appraiser, Tax Collector, Sheriff and Supervisor of Elections to elected positions.

The Task Force convened its first meeting on July 9, 2007, and has met at least every two weeks thereafter. At its July 23, 2007 meeting, the Task Force voted to request, and the Board subsequently approved at its October 2, 2007 meeting, a 90-day extension to the reporting deadline established by R-462-07 in order to accommodate a complete review and suggested amendments or revisions of the Home Rule Charter. County Resolution No. R-462-07 was amended so that the Task Force present an initial report by October 31, 2007, and its final written recommendations on or before January 29, 2008.

In this Preliminary Report we make Final Recommendations regarding several of the 15 issues we have identified for critical study and deliberation. The Task Force believes that these proposals should be placed before the voters of Miami-Dade County for their consideration. We believe that these proposals if adopted, would promote better government for the residents of Miami-Dade County. Like all solutions to complex issues, no proposal is immune from criticism or perfect in every way. These proposals are the product of careful study, vigorous debate and – most importantly – the balancing of many competing considerations. The Task Force believes

that by placing these initiatives before the voters of Miami-Dade County, the Board of County Commissioners will provide an opportunity to enhance the efficiency and responsiveness of County government and allow the people of Miami-Dade County – to whom the grant of Home Rule authority was given – the opportunity to have the final say on what, if any, changes they would like to see in the manner in which these aspects of County government are currently organized.

Public Input in Charter Review Process

As directed by the Board, this Charter Review process has provided for a high degree of public participation. Without question, the degree of public participation in this Charter Review process has been significantly greater than at any time in the recent past. The Task Force members and County staff have been committed to identifying new and creative means of providing meaningful public information and education, as well as access to the Charter Review process. Internet technology and the use of televised public hearings, supplemented with inter-active technology – allowing viewers to email or call in questions or comments – opened access to this process to many more people than ever before and helped test a new option for future County public outreach efforts. The success of these new initiatives in public awareness and participation allowed the Task Force to receive much more extensive public input than expected based on historical precedents.

Charter Website

The Charter Review Task Force website (www.miamidade.gov/charterreview) was launched on July 12, 2007. The comprehensive website includes valuable information such as historical charter information, previous task force reports, research performed by staff and benchmarking information. Also posted on the website are all meeting agendas and minutes, as well as the record of statements from the four public hearings held, and information on the Task Force membership. Most importantly, the website provides for a vehicle to encourage public input and comment on all matters under consideration as well as the preliminary recommendations of the Task Force. At any point in this process, the public has and will continue to be able to send comments to the Task Force through this website or via e-mail at charter@miamidade.gov. All comments received have, and will continue to be, provided to Task Force members. To date,

- 104 e-mails have been received.
- We have had ? visitors (? visited once and ? are repeat visitors) at the Charter Review website.

Please visit our website for a complete review of our work to date.

Input from Knowledgeable Members of the Community

The Charter Review Task Force invited input from many knowledgeable members of the community, as well as from outside Miami-Dade County. Specifically, the Task Force solicited input from the Miami-Dade County Mayor, Board members and Manager; all municipal Mayors, Board/Council members, Managers, Attorneys and Clerks; the father of the Miami-Dade Home Rule Charter, Dan Paul; other notable current or former public servants including the Miami-Dade State Attorney, former County Mayor Alex Penelas, Merritt Stierheim, Inspector General Chris Mazzella, Commission on Ethic Director Robert Meyers, Gene Sterns, Parker Thompson, Osvaldo Soto; organizations including the Miami-Dade League of Cities, Greater Miami Chamber of Commerce, Miami Business Forum, National Association of Counties and International City/County Management Association; government scholars including Professor Tony Alfieri from the University of Miami, and Professor Christopher Warren and Professor Dario Moreno from Florida International University; and finally elected officials from Broward, Duval and Hillsborough counties.

To date, input has been received from Miami-Dade Mayor Carlos Alvarez, Broward Property Appraiser Lori Perish, Broward Supervisor of Elections Brenda Snipes, City of Miami Commissioner Thomas Regalado, the Miami-Dade Inspector General and Commission on Ethics. Input is expected from former County Mayor Alex Penelas, Greater Miami Chamber of Commerce, Miami-Dade League of Cities, and Tony Alfieri.

Workshops & Public Hearings

The first public hearing and workshop was held on August 14, 2007 in the Miami-Dade County Commission Chambers. In light of the overwhelmingly positive, public feedback and high degree of participation at that interactive and televised public hearing, the Task Force approved a change in format for future regional public hearings. The intended objective of this change in format was to take advantage of technological advances, while still providing regional access to the Task Force workshops and public hearings.

In order to expand the opportunity for public comment and participation, the workshops and public hearings on August 28 and 30, 2007 were held at the Commission Chambers, while allowing participation from remote regional locations, at the Joseph Caleb Center and West Dade Regional Library on August 28 and Cities of Hialeah and Miami Beach on August 30. This combined approach allowed residents to participate in person in Commission Chambers or from the remote locations, view live on Cable TV or on the internet, and provide comment via e-mail or phone.

Due to the unavailability of the Commission Chambers, the August 22, 2007 Charter Review Workshop and Public Hearing was successfully held in the South Dade Government Center as a traditional town hall meeting.

To date, the Task Force has held four workshops and public hearings for public comment. Totaling participation from:

- 277 persons, which included
 - 78 speakers,
 - 13 e-mails and
 - 18 phone calls.

The Task Force continues to receive e-mail comments through the website at www.miamidade.gov/charterreview. To date, we have received well over 100 comments and suggestions.

Media Outreach

The Charter Review Task Force implemented a comprehensive media plan to ensure media coverage and public participation in this process. This plan included (pending). We have received the following media coverage (pending). In addition, per the direction of the Task Force, staff created an e-mail group and distributed all information to County Boards for their dissemination, using them as a vehicle for getting the word out about Task Force efforts.

Issues Adopted by Charter Review Task Force

One of the first assignments tackled by the Task Force was to try to identify a preliminary list of issues for study and deliberation which could serve to organize the work of the Task Force. In order to compile this list of priorities, the Task Force requested input from each member of the Board of County Commissioners, the Mayor, the County Manager, the Office of the County Attorney and a long list of knowledgeable persons and organizations identified by members of the Charter Review Task Force. In addition, each member of the Task Force was requested to provide their own list of issues for consideration and further study.

The result of this canvassing process was a wide array of issues, many of which could be easily grouped into related categories. After grouping related suggestions and recommendations, the Task Force devoted several meetings to prioritizing these issues. First priority was given to those issues referred to the Task Force for specific consideration by the Board of County Commissioners. The remaining issues were ranked in order of priority based on the number of individuals who identified each issue as matter for Task Force consideration.

Following the completion of the public hearings, the Task Force list of issues was reviewed and re-prioritized in order to reflect public input and comment. On August 1, 2007, the Task Force voted to adopt 12 issues of study during this Charter Review Process. The list was modified by the Task Force at its September 5, 2007 meeting to include three additional issues. The 15 issues of study that have been identified by the Task Force in their current order of priority are as follows:

1. Study of the Sheriff, Tax Collector, Property Appraiser and Supervisor of Elections being elected
2. Study of Mayor and Board of County Commissioners (Board) compensation
3. Study of Term Limits - Board or other elected officials
4. Study of Board Composition
5. Study of Municipalities and Unincorporated Municipal Service Area (UMSA) Services (Creating and Abolishing Municipalities, Separation of Powers or Responsibilities between the County and Municipalities, and Annexation or Incorporation in Effort to Eliminate UMSA)
6. Study of Initiative, Referendum, Petition and Recalls
7. Study of the Balance of Power between the Mayor and Board (functions of Mayor vs. County Manager and Powers of Commission Auditor)
8. Study of Procurement Reform
9. Study of Lobbying Reform
10. Study of Ethics Regulations
11. Study of Public Records

12. Study of Zoning and Urban Development Boundary (UDB) reform
13. Study of the Delineation of Powers and Checks and Balances of the Ethics Commission and the Office of the Inspector General for Inclusion in the Charter
14. Study of Any Changes to the Form of County Government be Required to be Placed on the Ballot during a General Election
15. Study of Placement in the Charter Language regarding County employees Convicted of Any Crime Involving a Breach of the Public's Trust be Subject to Forfeiture of his/her Public Salary, Pension Rights and Privileges

Preliminary Recommendations

At the onset of this Charter Review process, the Task Force agreed to making preliminary recommendations for public input and comment, and voting on final recommendations prior to its October 31 deadline. The following provides the Task Force's preliminary recommendations for Issues 1 through 5. Official Clerk of the Board minutes from the Charter Review Task Force meetings referred to below are provided in Appendix B.

Issue 1 - Sheriff, Tax Collector, Property Appraiser and Supervisor of Elections being elected

In order to gather information for this discussion the Task Force invited comment from:

- The current Miami-Dade County office holders, through a presentation from the County Manager
- The elected Broward County counterparts for the Supervisor of Elections and Property Appraiser

Additionally, staff provided the following benchmarking and best practices data from:

- Random sample of Florida Counties
- Selected national comparable counties (Appendix C))
- Information grid on pro's and con's (Appendix C)
- Relevant articles of interest

On August 29 (and as subsequently amended on September 5 to make the recommendation consistent with the Supervisor of Elections and Tax Collector) the Charter Review Task Force voted to recommend:

- That the **Public Safety Director** (i.e. Sheriff, Police Chief) shall be appointed by the Mayor for a period of four (4) years, subject to reevaluation; that the appointment can be vetoed by a super majority (two-thirds) vote of the County Commission; that the Public Safety Director could be removed by the Mayor, subject to the consent of a super majority (two-thirds) vote of the County Commission; that once appointed, interference by the Mayor or the County Commission would be cause for termination.

On September 5, the Task Force voted to recommend that:

- That the **Supervisor of Elections** remain an appointed position for a period of four (4) years, subject to reevaluation; that the appointment can be vetoed by a super majority (two-thirds vote) of the County Commission; that the Supervisor of Elections could be removed by the Mayor, subject to a super majority (two-thirds vote) of the County Commission; that once appointed, interference by the Mayor or the County Commission would be cause for termination.
- That the **Tax Collector** position remain an appointed position and that not until after all, if any, positions are recommended for election, shall it be determined what conditions, if any, should be placed on those positions.
- The motion that the **Property Appraiser** be an elected position and that the terms of office be limited to two, four-year terms failed as a tie vote on September 5. Since there were only 12 members present, the Task Force agreed to take this issue up again with more members present.

- The discussion on the election of the Property Appraiser continued on October 17 and the Task Force voted to recommend that _____

Issue 2 – Mayor and Board of County Commissioners (Board) Compensation &

Issue 3 - Study of Term Limits - Board or other elected officials

These two issues were deliberated together by the Task Force. The discussion centered around the following issues and deliberations of the pro's and con's:

- A strong sentiment that the current structure under compensates the members of the Board for what is essentially a full time job
- A desire to eliminate the perception of conflicts of interest created by the need for outside employment
- An awareness that previous attempts at the ballot to raise BCC salaries have failed
- A belief that public support for a salary increase may require linkages to other issues, i.e. term limits and ethics regulations
- The advantages and disadvantages of term limits
- Favorable public reaction at public hearings to the Task Force's preliminary recommendation

Therefore, on August 15, it voted to recommend that:

- Commissioners would receive a population based salary provided by Florida's Statutory formula (approx. \$89,000);
- Commissioner's terms in office shall be limited to two, four-year terms;
- Commissioners would be prohibited from having outside employment; and
- Any Commissioner who is convicted of any crime involving a breach of public trust shall be subject to forfeiture of his/her public earned salary, pension rights and privileges.

Issue 4 - Board of County Commissioners Composition

The CRTF studied material related to alternative voting systems, the costs of running countywide campaigns versus district campaigns, and County population statistics. The following relevant issues were deliberated and factors weighed in:

- The complexity of alternative voting systems and the ability of the electorate to understand the change
- The viability of implementing alternative voting systems in a diverse community
- The lack of any strong precedent for the use of alternative voting systems in a community this large or this diverse
- The implications of any change in relation to the Voting Rights Act
- The success of the current system in ensuring a diverse Board
- The size and composition of at-large districts that would possibly create a two-tier class of commissioner and dilute minority representation.

At its September 19 Charter Review Task Force meeting, the CRTF recommended:

- that the Composition of the Board of County Commissioners be kept as it is currently, with 13 single-member Commission Districts.
- Following discussion, the Task Force decided to move up the discussion of Municipal Incorporations and Annexations to the next meeting in order to continue the general discussion of how to address more regional role of the Board of County Commissioners and redirect the delivery of some municipal services to local government.

Issue 5 – Study of Municipalities and Unincorporated Municipal Service Area (UMSA)

At its October 3 meeting the Task Force discussed

- Creating/Abolishing Municipalities
- Separation of Powers or Responsibilities between the County and municipalities
- Annexation/Incorporation in effort to eliminate UMSA

Staff provided the following material for this discussion, per the Task Force's request

- General presentation and overview provided by Office of Strategic Business Management Director Jennifer Glazer-Moon
- Population statistics for cities and for UMSA
- Proposed 2007-08 mileage rates for all cities and UMSA
- Miami-Dade County maps depicting cities and UMSA
- Broward County maps and reference material
- Previous related ballot questions

After much discussion primarily about County policy, ordinances and resolutions surrounding the incorporation/annexation issue, the Charter Review Task Force deferred this item for further consideration at its next substantive meeting.

Final Recommendations to Date

At its October 17 meeting the Charter Review Task Force adopted the following final recommendations on Issues 1-5 for inclusion in this October 31 initial report to the Board as required via resolution.

- 1.
- 2.
- 3.
- 4.
- 5.

As directed by the Board, final recommendations on the remaining issues of study will be provided on or before the January 29, 2008 deadline.

Conclusion

While much has been accomplished, there still remains a great deal of work for the Charter Review Task Force. The Task Force is grateful for the opportunity to serve on this very important committee, as well as for the extension of time granted by the Board of County Commissioners to continue our work. Our initial recommendations are respectfully submitted here for Board consideration.

This work could not have been performed without the professional support of staff from County Manager's Office, County Attorney's Office and Clerk of the Board. Specifically, we must mention and thank Assistant County Manager Susanne M. Torriente, Assistant to the County Manager Maggie Fernandez, Vivian Duyos from the Office of Strategic Business Management, Assistant County Attorney's Joni Armstrong-Coffee and Cynthia Johnson-Stacks, and Clerk of the Board Kay Sullivan and Senior Commission Clerk Doris Dickens. In addition, we must thank staff from the Mayor's Office, County Attorney's Office, Office of Strategic Business Management, Planning Department and Elections Department for their detailed, timely and comprehensive research provided to the Task Force as we deliberated issues that will affect our community for years to come.

Appendix A

Charter Review Task Force Appointments

Member

Mayor Carlos Alvarez
District 5 – Chairman Bruno A. Barreiro
District 1 – Vice Chair Barbara J. Jordan
District 2 - Dorrin D. Rolle
District 3 - Audrey Edmonson
District 4 - Sally A. Heyman
District 6 - Rebeca Sosa
District 7 - Carlos A. Gimenez
District 8 - Katy Sorenson
District 9 - Dennis C. Moss
District 10 - Javier D. Souto
District 11 - Joe A. Martinez
District 12 - José "Pepe" Diaz
District 13 - Natacha Seijas
City of Miami
City of Hialeah
City of Miami Gardens
City of Miami Beach
Miami-Dade League of Cities
Miami-Dade League of Cities
Miami-Dade League of Cities

Appointment

Maurice Ferre
Victor M. Diaz, Jr., Task Force Chairman
Robert W. Holland, Esq.
Larry R. Handfield, Esq.
H.T. Smith
John M. Hogan
Carlos A. Diaz-Padron, Esq.
Commissioner Carlos A. Gimenez
Lynn M. Dannheiser
Murray A. Greenberg
Jorge Luis Lopez, Esq.
Ignacio Jesus Vazquez
Robert A. Ginsburg
Miguel A. De Grandy
François Illas
Raul L. Martinez
Mayor Shirley Gibson
Mayor David Dermer
Yvonne Soler-McKinley
Elizabeth Hernandez
Richard Kuper, Esq.

Charter Review Task Force Staff

County Attorney's Office: Cynthia Johnson-Stacks, Assistant County Attorney
Joni Armstrong-Coffey, Assistant County Attorney

County Manager's Office: Susanne M. Torriente, Assistant County Manager
Maggie Fernandez, Assistant to the County Manager
Vivian Duyos, Office of Strategic Business Management

Clerk of the Board: Kay Sullivan, Clerk of the Board
Doris Dickens, Senior Commission Clerk

Appendix B

Relevant Charter Review Meeting Minutes

Attached for your information are the minutes for the Charter Review Task Force meetings held on:

- August 15, 2007
- August 29, 2007
- September 5, 2007
- September 19, 2007
- October 3, 2007
- October 17, 2007



MIAMI-DADE COUNTY FINAL OFFICIAL MINUTES CHARTER REVIEW TASK FORCE

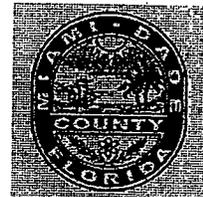
**Board of County Commissioners
Stephen P. Clark Government Center
18th Floor – Room 18-3 & 18-4
101 West Flagler Street
Miami, Florida**

**August 15, 2007
As Advertised**

**Harvey Ruvin, Clerk
Board of County Commissioners**

**Kay Madry Sullivan, Director
Clerk of the Board Division**

**Jill Thornton, Commission Reporter
(305) 375-2505**



**CLERKS SUMMARY AND OFFICIAL MINUTES
CHARTER REVIEW TASK FORCE MEETING
AUGUST 15, 2007**

The Charter Review Task Force convened in a meeting on August 15, 2007, at 10:00 a.m. on the 18th Floor, Conference Rooms 18-3 and 18-4 of the Stephen P. Clark Center, 111 N.W. 1st Street, Miami, Florida. The following members were present: Chairman Victor M. Diaz, Jr. and members Mr. Carlos Diaz-Padron, former Mayor of the City of West Miami, Commissioner Carlos Gimenez, Mr. Robert A. Ginsburg, Mr. Murray Greenberg, Mr. John Hogan, Mr. Robert Holland, Mr. Francois Illas, Mr. Richard Kuper, Mr. Raul L. Martinez, former Mayor of the City of Hialeah, Mr. H.T. Smith, Commissioner Javier Souto, Mr. Ignacio Vazquez; (Mr. Miguel De Grandy, Mayor David Dermer, Mr. Maurice Ferre, former Mayor of the City of Miami; Mayor Shirley Gibson and Ms. Yvonne Soler-McKinley were late); (Ms. Lynn Dannheiser, Mr. Larry Handfield and Ms. Elizabeth Hernandez were absent).

1. Call to Order

Chairman Diaz called the meeting to order at 10:09 a.m.

2. Roll Call

The following staff members were present: Assistant County Manager Susanne M. Torriente; Assistant County Attorneys Monica Rizo and Wilfredo Ferrer; Assistant to the County Manager Maggie Fernandez; and Deputy Clerks Kay Sullivan and Jill Thornton.

Chairman Diaz welcomed Senator Alex Villalobos, whom he noted was observing today's proceedings.

3. Approval of August 1, 2007 Meeting Minutes

It was moved by Mr. Martinez that the August 1, 2007 Charter Review Task Force meeting minutes be approved. This motion was seconded by Commissioner Gimenez, and upon being put to a vote, passed unanimously by those members present.

Chairman Diaz noted he received a comment at last night's (8/14) public hearing requesting the Charter Review Task Force meeting minutes be posted before being approved. He asked the Task Force members to voice their opinions as to whether the meeting minutes should be posted in draft form before being approved by the Task Force.

Mr. Martinez noted he felt the minutes should be posted after they had been approved to allow for needed changes.

Hearing no further comments, Commissioner Diaz stated he would continue to post the minutes after they were approved.

4. Reports

Report by County Manager's Office

- Report on Public Hearings

Chairman Diaz expressed appreciation to members of the County Manager's Office, the Communications Department, and the Office of Public Information for making yesterday's public forum possible. He also commended Assistant County Manager Susan Torriente and her staff for spearheading that effort.

Chairman Diaz noted in less than 180 minutes, 50 public comments were fielded by staff at yesterday's forum, which he thought was a very efficient use of the time. He also noted members from the Miami Herald, Channel 4 and Diario Las Americas were present to report on that hearing.

Chairman Diaz stated he would like an open discussion regarding the three remaining public hearings and the interactive communication used at yesterday's (8/14) forum. He asked Assistant County Manager Torriente to provide an update on the County's remote capability for televising the remaining hearings at the regional locations.

Assistant County Manager Susanne Torriente advised that the Chamber was the only location that could facilitate remote access and allow public hearings to be broadcast live on Miami-Dade TV and via web casting. She noted an outside location capable of televising would be the City of Miami Beach but only within the Beach; that the City of Miami Beach had access to television and would work with County staff to televise its regional meeting within the Beach. She further advised that the remaining outside public hearings could be filmed and then replayed later.

Chairman Diaz opened the floor for Task Force members to voice their comments/concerns regarding future public forums.

Commissioner Gimenez stated he felt that yesterday's (8/14) forum was a success and suggested this type of forum be used with County Commission meetings as well. He also stated he felt more public input would be received with the interactive communication, and that anybody in the County could participate in these hearings from the convenience of their home.

Mr. Kuper noted it was incumbent on the Task Force members to correct inaccurate statements and to prevent people from using the forum to promote their own agenda, without engaging in a debate.

Chairman Diaz called for input from Task Force members regarding Mr. Kuper's proposal that speakers be excused while Task Force members rebut the speaker's comments.

Mr. H.T. Smith noted he supported the 80/20 rule, meaning that 80% of the comments represented significant interest while 20% represented extreme views, which always get exposed when using live television. He stated he appreciated the democracy of last night's (8/14) forum and that all of Miami-Dade County could be present at these forums by e-mail or telephone, without the Task Force needing to travel anywhere. Mr. H.T. Smith stated he felt that Mr. Kuper's proposal to correct inaccurate statements made by speakers should be used cautiously, and only when the misstatement was significant in terms of the Task Force's deliberations on an issue. He also encouraged the Chair of the Task Force to use discretion to discourage individuals from making personal attacks against public servants.

Chairman Diaz apologized to Mr. De Grandy for not instantly responding to the personal comments made against him at last night's meeting, and that he should have made it clear to the public that personal attacks directed against any Task Force member would not be tolerated. He noted he would not correct the subject matter of an individual's opinion, but he would correct personal attacks against members of the Task Force.

Mr. Martinez noted he also felt that last night's (8/14) forum was a success; that it provided much opportunity for public input and allowed people to participate in this process from their homes. He suggested staff be instructed to compile a list of the names, phone numbers and e-mail addresses of callers providing input since the meetings were recorded and maintained as an official public record; and that staff use this list to call speakers back and let them know when the Task Force was ready to address a specific topic. He noted the forum needed to be transparent and identify who was speaking and the nature of their concerns. He stated he had no issues with personal comments; that he was open-minded and felt the people should have the liberty to express themselves, however, he felt certain positions stated to this Task Force should be clarified, especially from individuals on the County's payroll.

Chairman Diaz expressed appreciation to Commissioner Gimenez and staff for their efforts in extending yesterday's meeting and ensuring it was televised. With respect to phone calls, he explained the procedure followed by staff at last night's meeting to register and screen the callers. He noted staff identified the issues of callers and instructed them that they would be called back to make their comments at the appropriate time, and staff tried to address those speakers who had legitimate concerns regarding a specific topic. Chairman Diaz noted the process was not perfect and could be improved, but staff did a commendable job. He said he would personally thank staff/phone operators who registered those callers and took much criticism from callers.

Regarding e-mails, Chairman Diaz noted last night's procedures were adjusted to inform the people that they needed to register their names and email addresses. He noted however, that after callers were informed that their names and e-mail addresses would be announced, the number of e-mail responses dropped. Chairman Diaz noted it would be inappropriate, however, to give out e-mail addresses, and they were not read after implementing that rule. He called for more comments from Task Force members regarding whether or not remote access should be provided for the remaining public hearings. He noted the public hearing dates could be changed at the discretion of Task Force members.

Commissioner Gimenez stated he felt it was important that individuals be allowed to express their comments on the record; that it was a public record and an informational process. He concurred with Mr. Kuper's proposal, noting the Task force members could rebut, accept or reject that information without a debate. He also stated he thought the technical interactive forum process was good, convenient and would invite more public participation and input; and that it was his preference to continue this process for the balance of the public hearings.

Mr. De Grandy echoed Commissioner Gimenez' comments and asked that the Task Force members consider the process used at last night's forum for the remaining public hearings. He also expressed appreciation to Chairman Diaz and Mr. H.T. Smith for their comments in his defense.

Mr. Ferre noted public perception was important and public servants should go out into the community as much as possible. He suggested continuing the public hearings as advertised in the regional locations, and if the public participation was low in the first two hearings, than they could consider changing the forum. He also noted this would not preclude the Task Force from convening in another forum as the last one at the end of this process.

Mr. H.T. Smith noted he liked the idea that everybody had an opportunity to participate in every forum by telephone, e-mail or in person, rather than the perception that public servants needed to be seen in the community. He suggested the Task Force members consider allotting a designated time for e-mail responses and delay addressing them until after those who appeared in person were addressed.

Chairman Diaz clarified the proposal as follows: to advertise the e-mail and phone capability to begin one hour after the public hearing started.

Commissioner Souto concurred that e-mail and phone access was great but expressed concern that Task Force members should meet at the various locations.

Mayor Gibson noted she initially supported going out into the community but subsequently changed her position based on the high level of participation at last night's

forum and feels that the remaining public hearings should be held in the Chambers. She stated she believed the public would expect the interactive technology to be available at future public hearings.

Chairman Diaz emphasized the need for Task Force members to think creatively, outside-the-box, about how to increase the public participation in future hearings. He noted it was necessary at one time to travel around County due to the lack of technology; and this Task Force had an opportunity to provide a model for future forums that would allow greater inclusion from any geographical location. He noted he concurred with Mr. Ferre's comments that public perception was important on some issues, but he would encourage Task Force members to establish a different, yet better process.

Mr. Greenberg noted he was pleasantly surprised with the success of last night's public hearing and commended Chairman Diaz for an amazing job. He noted the only way they would have any impact with the County Commission was to assure the Board that the citizens supported the Task Force's recommendations. He recommended that future Task Force meetings be held in the Chambers so that they could be televised; and that public transportation be provided to the Stephen P. Clark Center from the various locations.

Ms. Soler-McKinley noted she received a fax from the Community Relations Board (CRB) regarding their public hearings being conducted at the same locations. She suggested the Task Force's public hearings be held at a central location to avoid confusing the public.

Chairman Diaz noted he prepared a letter in response to the CRB's request that their meetings be held jointly with the Task Force meetings; that this request was declined at the last Task Force meeting; and that a copy of his letter was included in today's agenda package.

Mr. John Hogan and Mr. Holland concurred that the meetings should be held in the Chamber with remote technology to various locations, particularly because of the level of participation in last night's public hearing process. Mr. Hogan noted this process may prove to be more efficient considering the time constraints this Task Force was working under. Mr. Holland suggested, however, that remote location(s) should be identified for some pockets of the community that may not have the technology capabilities or transportation, such as the elderly population, who appeared to be more politically involved.

Mayor Dermer commended Chairman Diaz on the way he handled last night's meeting. He noted the Task Force members could reach a consensus very quickly on certain issues based on the public input received, however, he suggested the public be encouraged to offer some solutions as oppose to identifying the problems.

Chairman Diaz noted he tried to guide the speakers in that direction, but the nature of speakers' comments was that solutions would largely need to come from the Task Force. He noted his primary concern was to ensure integrity in the process and that the final recommendations of the Task Force were valuable. He also noted he felt the County Commission would be more inclined to accept the recommendations of this Task Force if they received the public support.

Mayor Diaz-Padron concurred that if the public supported the Task Force recommendations than the County Commission would listen.

It was moved by Mr. Ferre that the Task Force continue with the public hearing process as scheduled at the regional locations at the South Dade Government Center, the City of Miami Beach and the Caleb Center; that a subcommittee of this Task Force be created to attend forums in various regions; and that an additional televised interactive technology meeting be added to this process. This motion was seconded by Mr. Holland and upon being put to a vote, the motion failed to carry.

It was moved by Mr. H.T. Smith that the three remaining public forums, already scheduled and advertised for the remote locations in South Dade Government Center, the Caleb Center and the City of Miami Beach, be conducted in the Commission Chambers at the Stephen P. Clark Center. This motion was second by Mr. Illas for discussion.

Mr. Kuper offered a friendly amendment to provide public transportation from the regional locations to the Stephen P. Clark Center.

Chairman Diaz pointed out that the chambers may not be available on those dates; however, the dates could be changed.

Mr. H.T. Smith accepted the friendly amendment to the motion extended by Mr. Kuper and Mr. Illas seconded the amendment.

Following Mr. Holland's suggestion that at least one televised meeting be scheduled on the weekend, Chairman Diaz pointed out that Saturday meetings could interfere with religious holidays and some people may feel excluded.

Commissioner Gimenez offered a friendly amendment to have staff provide the interactive technology at the remote locations, on the same date and time the public hearing of that region was scheduled to be televised in Chambers.

Mr. H.T. Smith, the mover of the motion and Mr. Illas, the second of the motion, noted the amendment was acceptable.

Following further discussion, the Task Force members proceeded to vote on the pending motion as amended, that the three remaining public forums already scheduled and

advertised for the remote locations in South Dade, the Caleb Center and Miami Beach, be held in the County Commission Chambers at the Stephen P. Clark Center, subject to the availability of the Chambers; that public transportation be provided from the regional locations to the Stephen P. Clark Center; and that Interactive Technology (e-mail and telephone capability) be provided by staff at the regional locations on the same date and time the public hearing of that region was scheduled to be held in Chambers. Upon being put to vote, the foregoing motion passed unanimously by those members present.

- **Report on Media/Outreach & Charter Review Website**

Chairman Diaz expressed appreciation to Mr. Vasquez and Mayor Gibson for representing him in a media opportunity. He also expressed appreciation to Mayor Gibson for contacting him in advance regarding her participation in a media opportunity. Chairman Diaz requested more volunteers, specifically to appear on the Creole radio station, WRHB, for three days during the week. He noted that the Task Force could decide the dates and that he preferred some representation from the African American community, considering the sensitive nature of comments expressed at yesterday's forum.

In response to Chairman Diaz' request for volunteers, Mayor Gibson, Mr. Smith and Mr. Holland agreed to volunteer. Mr. Ferre noted he would volunteer as well, but that he needed to have the scheduled dates and times in advance.

Chairman Diaz said he would coordinate the times and schedules and that the Task Force members who volunteered would be contacted. He noted there would be other media opportunities. He asked members to respond to staff's e-mails soliciting volunteers, if they wish to be designated.

Mr. Vasquez suggested a media opportunity be scheduled with the Hispanic Radio Station "La Poderosa" (WWFE 670 AM) for a Task Force member to participate in.

Chairman Diaz asked that any Task Force member wishing to participate in future media opportunities to contact him in advance as Mayor Gibson did, so that he could remind Task Force members not to take a position when representing the Task Force.

Mr. H.T. Smith noted his recent involvement with a public service announcement on a local radio station, WMBM, and that he did not communicate that with the Chair of the Task Force because he believed it to be a violation of the Sunshine Law, however, he did communicate it with staff.

Chairman Diaz explained that as a procedural matter, the Task Force members could communicate with him regarding their participation in media opportunities provided that they did not discuss the substance of the Task Force deliberations. He asked that they communicate with his office or staff in advance before appearing before the media.

Chairman Diaz stated he maintained his position that any Task Force member was free to exercise their first amendment rights to state their personal position on any issue; that Task Force members should exercise their discretion when appearing before the media and consider whether doing so would improve the process.

Mr. De Grandy advised that Ms. Rosa Ortega contacted his office regarding some media opportunities, but he respectfully declined the invitation. He said he felt that he should not participate in any media opportunity on behalf of the Task Force, but he would continue to share his own personal views and opinions with this Task Force and the public, if asked.

Chairman Diaz asked that out of respect for this Task Force and the process, that he be given the benefit of hearing, first, the opinion of Task Force members on issues that had not been deliberated on. Otherwise, the rule remains that Task Force members were free to exercise their first amendment rights provided they used personal judgment.

- **Report on Letters to Knowledgeable Members of the Community**

Chairman Diaz noted he received many comments regarding the status of the Charter Review Task Force process. He encouraged Task Force members to communicate with the body that appointed them to this Task Force; lobby, if appropriate, on issues; and report back to the appropriate parties. He stated he did not want to field all of the questions regarding the status of this process, and it would be helpful if Task Force members communicated with the County Commissioners.

Report by Chairman Diaz

- **Request for Extension of Time**

Chairman Diaz referred to a resolution prepared and sponsored by Commission Chairman Barreiro indicating this Task Force would not submit its recommendations on October 31, 2007; that they would submit them on January 29, 2008 instead. Chairman Diaz noted he amended this resolution to reflect the intent of the Task Force's discussion, which was that the Task Force needed additional time to complete its deliberations but intended to submit a preliminary report and recommendations to the County Commission by October 31. He noted the Task Force would continue its deliberations within the 90-day extension and would submit its final report and recommendations by January 29, 2008.

Chairman Diaz questioned whether any Task Force member objected to his proposed amendment.

Hearing no comments or objection, Chairman Diaz noted the amended resolution would be presented at the Government Operations and Economic (GOE) Committee in September 2007. He noted he would not be available to attend that meeting and questioned whether anyone on the Task Force would volunteer to represent the Task Force's position at that hearing.

Commissioner Gimenez volunteered to represent the Task Force at that Committee meeting.

In response to Mr. Holland's request for clarification on whether it would be appropriate for Commissioner Gimenez to represent this position since he originally opposed the extension, Commissioner Gimenez assured Mr. Holland that he would represent the position of the Task Force at that Committee meeting.

5. Discussion of Approved Charter Review Issues (in priority order)

- **Study of Compensation – Mayor and Board of County Commissioners (BCC)**

Chairman Diaz asked if any Task Force members had questions concerning the materials prepared and distributed by staff. He stated he would like to adopt a different system for today's discussion by having each member voice their opinion regarding compensation of the County Commission. He noted his opinion was that commissioners were under-compensated and should be compensated consistent with the State Statutes. He recommended the ballot question be worded to state that a commissioner shall be compensated in a manner set forth by State Statutes provided they accept a prohibition on outside employment; that any salary increase would be tied to some restriction with respect to outside employment; and that commissioners would be given an option to become employed full-time, if compensated pursuant to State Statutes.

Mayor Dermer stated he would put that in a form of a motion. Mayor Gibson seconded the motion for discussion.

Chairman Diaz proposed that the commissioners' terms of office be limited to three 4-year terms.

Mayor Dermer suggested the terms of office be limited to two 4-year terms as opposed to three.

Commissioner Gimenez noted he offered a similar motion before the commission but that his motion did not include an option regarding outside employment. He stated he felt that Miami-Dade County should be the commissioners' sole employer.

Chairman Diaz noted he had concerns with the two subject rule and whether linking the term limits to the salary increase would be a valid ballot question. He suggested Task Force members vote on these issues separately and seek legal advice on the rule.

Mr. Ginsberg advised that the Supreme Court decided there was no one-subject rule for Charter amendments.

Discussion ensued among the Task Force members on the pending motion and how to frame the ballot questions.

Mr. Ferre noted the question on increasing the commissioners' salaries had been presented to the electors several times and was rejected. He noted he felt that voters would not approve a salary increase unless it was linked to term limits.

Chairman Diaz restated the motion as follows: that the County Commission position would be a mandatory full-time position with a prohibition on outside employment; and that commissioners receive a salary increase pursuant to the State Statutes (approximately \$89,000).

Mr. Greenberg noted all Task Force members agreed there needed to be an increase in commissioner salary, but the issue was the option of full time employment. He noted unless term limits were included, it may be difficult to get voters to approve a salary increase. He noted the Task Force could recommend both issues now and decide at a future meeting whether to link them in one ballot question.

Discussion ensued further regarding whether or not to link term limits with a salary increase for Commissioners on the ballot question.

Following comments regarding whether the Task Force should proceed to vote on the commissioner's compensation and terms of office, as a preliminary recommendation and then place it before the public for input, Chairman Diaz emphasized that all recommendations made by this Task Force would be preliminary, as previously decided and would be put out for public input before the Task Force submits their final recommendations to the County Commission.

Mr. Ginsburg stated he prepared a written proposal that was placed on the agenda two meetings ago, but was not in the current materials and these issues were important to him for many reasons. He stated the foregoing motion seemed to be following the same path as previous charter revisions, which were rejected by the voters.

In response to Chairman Diaz' request that Mr. Ginsburg state his proposal for the record, Mr. Ginsburg noted his proposal was that a committee be established, consisting of five distinguish citizens to set the commissioner's salary; that the membership include the Chief Judge of the Eleventh Judicial Circuit Court; the Miami-Dade State Attorney; the

President of Miami Dade College; the immediate past Chair of the Public Health Trust and the immediate past Chair of the Community Relations Board; that in the event any one of these individuals could not serve, the governor would appoint a substitute; and that the committee would meet under the auspices of the Clerk of the Courts only, who would provide the secretarial and technical support. Mr. Ginsburg also highlighted a number of provisions outlined in his proposal. He noted he believed his proposal would set a system with provisions that the voters would have faith in and that he believed the voters would approve.

Mr. Illas concurred with Mr. Ginsburg that the voters had repeatedly rejected the ballot question to increase the commissioners' salaries, and that it should be taken out of the Charter context. He noted he was opposed to term limits, philosophically, but agreed they were important. He suggested Task Force members consider Mr. Ginsburg's proposal.

In response to Mayor Dermer's question regarding how the ballot question would be worded to accomplish the intent of this proposal, Mr. Ginsburg noted he had not framed the ballot question, but essentially the wording would include the Charter establish a committee to consider the commissioners' salaries with a number of provisions in the ballot question that highlighted the intent of his proposal.

Discussion ensued among Task Force members regarding Mr. Ginsburg's proposal.

Referring to Resolution R-05-6106, Chairman Diaz asked whether any legal opinion had been rendered that required an amount of the salary increase be specified in the ballot question.

Mr. Ginsburg noted he had advised the Commission several times that an amount needed to be included, which was usually reflected in parenthesis as an approximate amount. He also noted the Appellant Court had consistently said that the amount needed to be included in the ballot question.

Commissioner Gimenez stated he felt Mr. Ginsburg's proposal was too complicated and the citizens would not understand it. He suggested the language on the ballot question be simple. He stated he believed the amount of the commissions' salary should be consistent with the State Statute formula; and that the position be full-time with a prohibition against any outside employment. He noted he did not object to term limits, and that he believed the intent of the Charter was never to limit the commissioner's salaries, but that an escalator clause was never added.

As a matter of procedural observation, Chairman Diaz stated he felt it was incumbent on the Task Force members to read all of the materials included in the agenda packages; and encouraged members to inform him or staff if they wanted to submit supplemental

materials for inclusion in the agenda packages, which he noted, could be added up to the date of the meeting.

Chairman Diaz stated he found the merits of Mr. Ginsburg's proposal to be intelligent and thoughtful, but that he felt it was elitist and non-democratic. He stated he did not feel this proposal set the right tone for a public process; that he did not want to forfeit his right to have input and that the people should decide. He also stated he felt there was no guarantee that the composition of the proposed committee would represent the diverse sections of this community.

Regarding the subject of term limits, Chairman Diaz noted term limits had never been linked in prior ballots. He concurred with Mr. De Grandy's comments regarding citizens not feeling they were getting something in return, regardless of the merits of the proposal; and that he agreed with Mayor Gibson's comments that public input should be provided before debating this issue before the Task Force.

Mr. Martinez noted he read Mr. Ginsburg's proposal, but disagreed with some of it. He stated he felt that any number placed on the ballot would be rejected; that the amount of commissioners' salary should not be placed on the ballot; and that a committee should not be established to determine commissioners' salaries, as proposed by Mr. Ginsburg.

Mr. Ferre stated he felt the voters needed to be given something significant. He noted he did not agree with Mr. Ginsburg's proposal for practical reasons and that an elitist approach would not pass. He did agree, however, that an option for outside employment should be included and that the Commission budget should be frozen for five years in lieu of the three years proposed by Mr. Ginsburg.

Mr. Holland commended Mr. Ginsburg on his proposal, for thinking outside the box, and for bringing a lot of issues to the table. He noted academically, he did not agree with the term limits, but understood that if a commissioner was to receive a decent salary, it may need to be tied to term limits. Mr. Holland noted; however, that he would not support two 4-year terms. He also noted he believed the true concern with voters was their poor perception of politicians.

Regarding the incremental value of term limits, Chairman Diaz pointed out that when a salary increase was presented without limits in the 2006 referendum, it failed by 58.12 % of the voters.

Mr. Vazquez noted he opposed term limits and that he felt the voters would not approve a salary increase for commissioners.

Mr. De Grandy stated he felt a consensus was emerging on whether the ballot question on term limits should be linked to salary increase for commissioners. He suggested some provisions in Mr. Ginsburg's proposal would be useful. He also suggested, since this

would be a preliminary vote, that the maker of the motion offer a more generic motion to create a consensus.

Mr. Dermer stated he would like to encompass some of Mr. Ginsburg's proposed provisions in his motion; and that he would accept Mr. De Grandy's suggestion to help frame the motion. He restated his motion as follows: to have the State mandated formula for the salary increase; that the County Commission position be full-time; and that the terms of office be limited to two 4-year terms. He stated he would entertain amendments but would let the public decide whether full-time employment should be an option.

Mr. Kuper stated he was opposed to term limits, philosophically, but he supported them in practicality. He also stated he felt it would be unfair to preclude people with outside employment from serving on the County Commission.

It was moved by Mr. H.T. Smith that the Chair call for a vote on the pending motion on the table. This motion was seconded Ms. Yvonne Soler-McKinley, and upon being put to a vote, the motion failed to carry.

Further discussion continued on the pending motion.

Mr. Holland offered a friendly amendment to include a penalty provision that any Commission found guilty of a criminal violation of the public trust, shall forfeit any and all of his/her public earned retirement and pension benefits, in addition to the criminal penalty.

Mr. Dermer and Mr. Illas accepted the friendly amendment.

Mr. Ferre offered a friendly amendment that the motion include a budgetary control provision for a set period of time.

Mr. Dermer rejected that amendment, stating it would be too complex.

Upon conclusion of the discussion, Chairman Diaz requested a roll call vote. Following a roll call vote, the motion carried 11-3. (Mr. Kuper, Mr. Vasquez and Mayor Diaz Padron voted No), (Mr. Ginsburg, Mayor Martinez, Commissioner Souto, Mr. De Grandy, Ms. Lynn Dannheiser, Mr. Larry Handfield and Ms. Elizabeth Hernandez were absent).

The Charter Review Task Force, by preliminary vote, presented for public comment and input, the following proposal:

- 1) Commissioners would receive a population based salary provided by Florida's Statutory formula (approx. \$89,000);
- 2) Commissioners' terms of office shall be limited to two 4-year terms;
- 3) Commissioners' would be prohibited from outside employment; and

- 4) Any Commissioner who is convicted of any crime involving a breach of public trust shall be subject to forfeiture of his/her public earned salary and pension rights and privileges.

- **Study of Term Limits – BCC or other elected officials**

(See report under -Study of Compensation-Mayor and Board of County Commission)

6. **Old Business**

Study of the Sheriff, Tax Collector, Property Appraiser and Supervisor of Elections being elected

Not presented

7. **New Business**

Chairman Diaz noted at the next Task Force meeting, the study of the four constitutional positions (Sheriff, Tax Collector, Property Appraiser and Supervisor of Elections) would be discussed first, followed by a discussion on the Composition of the Mayor and Board of County Commissioners. Chairman Diaz noted he would defer all committee reports in order to begin the substantive discussions.

Chairman Diaz also noted that additional staff and resources were made available to this Task Force. He commended staff for an amazing job at gathering and distributing materials requested by this Task Force on issues they would discuss.

Chairman Diaz highlighted materials staff had gathered for inclusion in the next meeting's agenda and asked if Task Force members would like any additional items.

Mr. Illas asked that when the analysis was done of the County's demographics, that the registered voters information be included.

Chairman Diaz requested that any Task Force member wishing to submit additional materials for the next agenda, inform him by tomorrow, or submit any supplemental item to staff before the next agenda package was prepared. He also asked members to review agenda packages for any items excluded and contact him or staff in advance to ensure the item was included. Chairman Diaz noted it would require some discipline on the Task Force member's part so that they could get to more substantive matters.

Mr. Ferre indicated he submitted a memorandum of additional issues to be included in today's agenda package, but it was excluded and he requested some consideration be given to discuss this item in the near future.

Chairman Diaz noted Mr. Kuper requested the Task Force re-evaluate the list of priorities using the public input received at yesterday's forum. He congratulated everyone for accomplishing an open and inclusive process in a timely matter.

It was moved by Commissioner Gimenez that the next Task Force meeting be televised. This motion was seconded by Mr. Diaz-Padron.

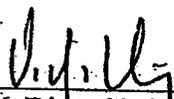
Chairman Diaz commented that he consulted on this issue and was advised that televising the meetings might promote lengthy discussion; however, it would do much for public education and confidence on the issues. He stated, however, that he wanted to avoid an extended debate.

Chairman Diaz called for a vote on the pending motion that future Charter Review Task Force meetings be held in the Commission's Chamber and televised, subject to the availability of the Chamber. Upon being put to a vote, the motion passed unanimously by those members present.

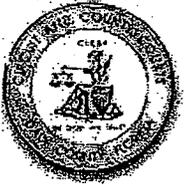
Chairman Diaz asked that "Thank you" letters be prepared for his signature on behalf of the Charter Review Task Force and sent to each county employee who volunteered their services at yesterday's forum.

8. Adjournment

There being no further business to come before the Task Force, the meeting was adjourned at 1:03 p.m.



Victor M. Diaz, Chairman
Charter Review Task force



MIAMI-DADE COUNTY FINAL OFFICIAL MINUTES CHARTER REVIEW TASK FORCE

Board of County Commissioners
Miami-Dade Library
Main Auditorium, First Floor
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Miami, Florida

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August 29, 2007
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CLERK'S SUMMARY AND OFFICIAL MINUTES
CHARTER REVIEW TASK FORCE MEETING
August 29, 2007

The Charter Review Task Force convened in a meeting on August 29, 2007, at 10:00 a.m. in the 1st Floor Auditorium of the Miami-Dade County Main Library, 101 W. Flagler Street, Miami, Florida. The following members were present: Chairman Victor M. Diaz, Jr. and members Ms. Lynn Dannheiser, Mr. Carlos Diaz-Padron, Mayor Shirley Gibson, Mr. Robert A. Ginsburg, Mr. Murray Greenberg, Mr. Larry Handfield, Mr. John Hogan, Mr. Robert Holland, Mr. Francois Illas, Mr. Richard Kuper, Mr. Raul L. Martinez, Mr. H. T. Smith, and Mr. Ignacio Vasquez (Mr. Miguel De Grandy, Mayor David Dermer, Mr. Maurice A. Ferre, Commissioner Carlos A. Gimenez, Ms. Elizabeth Hernandez, Ms. Yvonne Soler-McKinley, and Commissioner Javier D. Souto were late).

1. Call to Order

Chairman Diaz called the August 29, 2007 meeting of the Charter Review Task Force to order at 10:11 a.m.

2. Roll Call

The following staff members were present: Assistant County Manager Susanne M. Torriente and Assistant to the County Manager Maggie Fernandez; Assistant County Attorneys Robert Duvall and Wifredo Ferrer; and Deputy Clerks Doris Dickens and Scott Rappleye.

Chairman Diaz expressed appreciation to County staff for their efforts in supporting the Task Force and providing requested materials.

3. Approval of August 15, 2007 Meeting Minutes (revised)

August 14, 2007 Workshop & Public Hearing Report of Statements

In response to Mr. H. T. Smith's inquiry regarding the notation on the Agenda that the August 15, 2007 Meeting Minutes were revised, Chairman Diaz pointed out that the aforementioned minutes were revised to correct some typographical errors and to indicate that the meeting was adjourned at 1:03 p.m., rather than at 2:43 p.m.

It was moved by Mr. Smith that the August 15, 2007 Meeting Minutes be approved as revised. This motion was seconded by Chairman Diaz, and upon being put to a vote passed unanimously.

Chairman Diaz noted that pursuant to the Task Force's practice, the August 14th workshop and public hearing report was not official meeting minutes; that the public comments from these meetings would be maintained by the Clerk as a part of the official record, unless Task Force members wished to start officially approving them. Consequently, the meeting minutes for workshops and public hearings of the Task Force would not be completed and submitted for approval as expeditiously as the monthly Task Force meetings.

Members of the Task Force unanimously agreed that minutes for Charter Review Task Force workshops and public hearings should not be submitted for official approval.

4. Old Business

- **Discussion of Issue 1 – Study of the Sheriff, Tax Collector, Property Appraiser and Supervisor of Elections being elected**

Pursuant to Chairman Diaz's request for a preliminary recommendation with respect to the Tax Collector, it was moved by Mr. Ignacio Vasquez that the Task Force recommend to the County Commission that a question be placed on the ballot to allow the voters to determine whether the Tax Collector should be an elected position. This motion was seconded by Ms. Elizabeth Hernandez.

Mr. Robert Holland spoke in opposition to the motion. He contended the Tax Collector, Property Appraiser, and the Sheriff should be regulated positions, appointed by the Executive Branch, and with some professional criteria attached. Mr. Holland noted he felt the Supervisor of Elections should be appointed, but not by the Executor Body; that this individual should be appointed by the County Commission from a slate of candidates submitted by the Executive Branch that met certain criteria. Using the Clerk of the County's Circuit and County Courts and State Attorney as bases for his argument that even in an elected office, the incumbent could remain in office for almost a lifetime.

Mr. Holland suggested this body develop a creative, effective hybrid model that imposed conditions to ensure that individuals in those positions were effective. Mr. Holland suggested that if it was the will of this body and the County Commission to allow the voters to determine whether the Tax Collector, the Property Appraiser, and the Sheriff should be elected positions, term limits should be imposed.

Chairman Diaz responded to Mayor Martinez' questions as to whether the foregoing motion was a preliminary recommendation. He clarified that the procedure agreed upon by Task Force members at the last meeting would be followed; that this body would vote on motions in the form of preliminary recommendations, solicit public comment and feedback, and revisit the preliminary recommendations after the public hearing process.

Following further clarification, Mr. Ferre concurred with Mr. Holland. Mr. Ferre spoke in opposition to making technical positions elected offices.

Mr. Vasquez suggested the Task Force members would disrespect the wishes of the County Commission and the public if they did not recommend these positions be placed on the ballot.

Ms. Dannheiser pointed out that the Tax Collector, the Property Appraiser, nor the Sheriff set public policy; that these were technical positions that required the ability to operate large agencies and administer the law. She spoke in support of appointed positions, and suggested a consideration for the Task Force was who would make the appointment.

Mr. Hogan noted that the individuals in these positions needed to be insulated from the media and from personal relationships that may potentially influence them, which he noted could be accomplished through an appointed process.

Commissioner Gimenez noted he would support a motion to recommend to the County Commission that the voters be allowed to determine whether the Tax Collector should be an elected position. He stated that he thought the existing appointment process was political. He spoke against the argument that the technical nature of these positions favored appointment.

Regarding the existing appointment process, Commissioner Gimenez said he wanted to separate these positions from being obliged to an elected official. He pointed out that neither the Mayor nor the County Commission was allowed to unduly influence the County Manager, in any way, under the old form of County Government.

Mr. Handfield spoke in opposition to the motion. He pointed out that the Task Force was charged with the responsibility to deliberate on these issues and present a recommendation.

Ms. Elizabeth Hernandez noted she felt a responsibility to recommend that this question be placed on the ballot to provide the opportunity for an intellectual campaign to deliberate the pros and cons.

Pursuant to Mr. Richard Kuper's request, Mr. Vasquez amended his motion to include a limit of two four-year terms.

Chairman Diaz noted the strong arguments against electing the tax collector persuaded him to think electing the tax collector was not advisable. He expressed concern regarding the impact electing these positions would have on diversity.

Chairman Diaz pointed out the pending discussion regarding the appointment process could conflict with the new form of government, and he suggested the Task Force could consider whether or not the new form of government should be revisited. He noted he thought the issue of political influence in the appointment process could be resolved by setting minimum qualifications for the position.

Mayor Gibson expressed concern regarding the negative message that establishing minimum qualifications could send concerning the public's ability to make intelligent decisions. She pointed out that elected officials did not need special qualifications except to find individuals who were proficient in the necessary skill areas.

Mr. Martinez noted he thought the real issue and concern was how to provide accountability. He stated that block voting existed in the County and the public needed to reach out to each other.

Chairman Diaz pointed out that the existing minimum qualifications in the pay plan for the tax collector were as follows: "Bachelors degree in Business Administration, Public Administration or related field. A minimum of seven to nine years of administrative and supervisory experience in the management of complex revenue collection and disbursement activities is required." Chairman Diaz noted that the Mayor was not bound by these qualifications and they could be changed.

Mr. Illas expressed concern regarding the lack of recognition of the need for County positions and officials to be accountable to municipalities. He noted that local government impacted residents everyday and that municipal and County government needed to work together.

Mayor Dermer suggested that the Task Force consider an appointment process that would include an advise and consent provision that would ensure the Mayor interacted with the County Commission to nominate an individual based on the desired qualifications and that a majority of the Commission must approve the Mayor's nominee.

Mr. Greenberg pointed out that the Tax Collector was not a department head and was part of the Finance Department. He noted that a director had to have the confidence of his or her subordinates. He questioned the consequences of making these positions elected officials and the limits of the elected officials' powers.

Mr. Vasquez noted he thought some of Mayor Carlos Alvarez's decisions when the Mayor was Police Chief regarding the length and width of sideburns and when and where police could use deadly force were policy decisions.

Following further comments by Mr. Vasquez regarding the hidden politics in the Police Department, Mr. Smith spoke in opposition to the motion. He noted that the County was diverse in appearance but was segregated in voting and housing patterns.

Following further discussion, it was moved by Ms. Dannheiser that Chairman Diaz call the question on the motion that was on the floor. This motion was seconded by Ms. Hernandez, and upon being put to a vote, passed.

It was moved by Mr. Vasquez that the Task Force recommend to the County Commission that a question be placed on the ballot to allow the voters to determine whether the Tax Collector should be an elected position, with two four-year terms. This motion was seconded by Ms. Hernandez, and upon being put to a vote, failed to carry by a vote of 4-17 (Chairman Diaz, Ms. Dannheiser, Mr. De Grandy, Mayor Dermer, Mr. Diaz-Padron, Mr. Ferre, Commissioner Gimenez, Mr. Ginsburg, Mr. Greenberg, Mr. Handfield, Ms. Hernandez, Mr. Hogan, Mr. Holland, Mr. Illas, Mr. Kuper, Mr. Smith, and Ms. Soler-McKinley voted "no").

Pursuant to Chairman Diaz's question whether or not the Task Force had another motion regarding the Tax Collector, it was moved by Mr. Martinez that the Task Force make no recommendation to the County Commission regarding the Tax Collector position. This motion was seconded by Mr. Vasquez.

Following further discussion, Mr. Martinez amended the foregoing motion to recommend that the Tax Collector position remain unchanged.

Mr. Miguel De Grandy expressed concern regarding the Chairman interrupting discussion and calling the question on Mr. Vasquez's motion before all Task Force members were provided an opportunity to comment. He noted that such an interruption defeated the purpose of the Task Force to deliberate.

Commissioner Souto concurred with Mr. De Grandy.

Following discussion regarding the vote cast on Mr. Vasquez's motion, Mr. Martinez withdrew his motion that the Task Force recommend to the County Commission that the Tax Collector position remain unchanged.

It was moved by Mr. Murray Greenberg that the Task Force Recommend to the County Commission that a question be placed on the ballot to allow the voters to determine whether the selection process for the Tax Collector would remain an appointed position, and not until after all, if any, positions are recommended for election, shall it be determined what conditions, if any, should be placed on those positions. This motion was seconded by Mr. John Hogan, and

upon being put to a vote, passed 17-4 (Mayor Gibson, Mr. Illas, Commissioner Souto, and Mr. Vasquez voted "no").

(Note: The following language reflects the foregoing motion as clarified by Mr. Greenberg at the meeting of September 19, 2007:

It was moved by Mr. Murray Greenberg that not until after all, if any, positions were recommended for election, should it be determined what conditions, if any, should be placed on those positions. This motion was seconded by Mr. John Hogan, and upon being put to a vote, passed 17-4 (Mayor Gibson, Mr. Illas, Commissioner Souto, and Mr. Vasquez voted "no".)

It was moved by Mr. Ferre that the Task Force recommend to the County Commission that the position of Sheriff remain unchanged. This motion was seconded by Mr. Hogan.

Mr. De Grandy noted the positions of Tax Collector and Sheriff were qualitatively different. He pointed out that the Sheriff exercised discretion to make many decisions. He said that the existing appointment process for the Sheriff did not provide enough safeguards to ensure that the Sheriff would not be influenced by the Mayor.

Mr. Hogan pointed out that the professionalism of the Miami-Dade Police Department was under appreciated. He noted that when he was a Prosecutor people all across Florida routinely told him the County was fortunate to have an appointed Sheriff. Mr. Hogan noted he thought the Sheriff's reporting process needed to be changed; however, accomplishing this through election of the Sheriff was not the right change.

Ms. Soler-McKinley noted she thought the majority of citizens would be better served if City Manager's had better access to the Sheriff. She spoke in support of a change in the appointment process to ensure the Sheriff was more accessible to municipalities and more accountable to citizens.

In response to Commissioner Gimenez's question regarding who was the County Sheriff, Mr. Greenberg clarified the Mayor was the Sheriff.

Commissioner Gimenez pointed out that the County Sheriff was elected and noted the issue to consider was how to separate the Police Director from the Mayor/Sheriff. He asked the Task Force to consider what would be the proper checks and balances to ensure the Police Director was insulated from the political process.

Following discussion, Chairman Diaz noted the County Attorney's Office had provided a legal opinion concerning the Sheriff position; and that the legal opinion concluded that the Mayor

possessed the power of the Sheriff, under Section 9.01.C of the Charter, and that the Mayor had delegated those powers upon the head of the Police Department.

Following discussion regarding the intent of Mr. Ferre's motion, Mr. Ferre amended his motion to clarify that the intent of his motion was for the Sheriff not to be an elected position. He noted that he did not oppose including a section for checks and balances that provided for the Mayor's appointee to be subject to approval by the County Commission.

Following Mr. Greenberg's remarks urging the Task Force to cease using the word "Sheriff" and replace it with "Police Director," Mr. Holland provided criteria that the Task Force could recommend be included with the position of Sheriff or Police Chief as part of the Charter.

Following further comments by Mr. Vasquez regarding the political nature of the Police Director position, Mr. Ginsburg pointed out that the Sheriff was an elected position when the Home Rule Charter was originally adopted; that the Police Department had numerous scandals; and that the public voted in 1966 to eliminate the office of Sheriff. He explained the McNair v. Kelly lawsuit and noted that it was the consequences of independent elected officials. Mr. Ginsburg expressed concern regarding the budget issues presented by an elected sheriff. He noted several entities that could investigate the Mayor. Mr. Ginsburg expressed concern regarding the campaign process of the Sheriff's subordinates raising revenue and resigning to campaign against their boss.

Mr. Illas expressed concern regarding the reliability and timeliness of the entities mentioned by Mr. Ginsburg to investigate the Mayor. He noted the impact the Police Director had on municipalities for supplementary services. He expressed concern regarding the nonexistence of a relationship between the Police Director and the municipalities. Mr. Illas pointed out that the solution to this position could help create equality between the municipalities and the County.

Mayor Dermer expressed concern regarding showmanship in campaigns by the candidates for Sheriff, if the position was elected. He recommended to Mr. Ferre that he amend his motion to include a term or reappointment provision.

In response to Mayor Dermer's recommendation, Mr. Ferre amended his motion to set the appointment period for the police director at four years.

Mr. Hogan, as the seconder of Mr. Ferre's motion, accepted the amendment.

Mr. Hogan noted he thought that a super majority vote of the County Commission should be required to veto the Mayor's appointee for Police Director.

Chairman Diaz spoke in support of Mr. Ferre's motion. He noted he thought the professionalism of the Public Safety Director position was the most important issue. He expressed concern regarding the impact an elected Public Safety Director would have on preserving diversity and the professionalism of the Public Safety Director.

Following Mr. Vasquez's comments regarding the existence of politics in the law enforcement sector, Chairman Diaz clarified that the motion on the floor was that the Task Force recommend to the County Commission that the office of Public Safety Director be appointed by the Mayor, subject to one four-year term, and may be reappointed, subject to veto by a simple majority of the County Commission.

Mr. Kuper spoke in support of the Task Force recommending that the issue of an elected Sheriff versus an appointed Sheriff be placed on the ballot. He pointed out that appointed individuals were equally susceptible to scandals as were elected officials. Mr. Kuper noted the municipalities could not be neglected.

Mr. De Grandy recommended that Mr. Ferre amend his motion to include a provision that the Mayor and County Commission could not order the Police Chief regarding investigations after he or she was appointed.

Mr. Ferre and Mr. Hogan accepted Mr. De Grandy's recommendation.

Commissioner Gimenez noted that he thought the Task Force should discuss the issues of separation and insulation first, and then discuss the issue of elected versus appointed.

Chairman Diaz clarified that the last amendment to Mr. Ferre's motion was that once the Public Safety Director was appointed the Charter would provide that any interference with the duties of the office of Public Safety Director was cause for termination.

Mr. Ferre clarified that the intent of his motion was for the Task Force to recommend that it did not want an elected Sheriff; that the County Commission be provided input regarding the Mayor's appointee; that the Public Safety Director be appointed for a four year term without interference from the Mayor and the County Commission; and that the Public Safety Director be reappointed after four years to provide a review process of the Director's work.

Following Mr. Holland's recommended amendments to Mr. Ferre's motion, and Mr. Ferre and Mr. Hogan accepting Mr. Holland's recommendation concerning removal from office, Chairman Diaz clarified that the motion on the floor was as follows:

It was moved by Mr. Ferre that the Public Safety Director (i.e. Sheriff, Police Chief, Police Director) shall be appointed by the Mayor for a period of four (4) years, subject to reevaluation; that the appointment can be vetoed by a simple majority vote of the County Commission; that the Public Safety Director could be removed by the Mayor, subject to the consent of a simple majority vote of the County Commission; that once appointed, interference by the Mayor or the County Commission would be cause for termination. This motion was seconded by Mr. Hogan.

Following further discussion, the Task Force proceeded to vote on the foregoing motion, and upon being put to a vote, passed by a vote of 13-6 (Mr. Diaz-Padron, Mr. Illas, Mr. Kuper, Ms. Soler-McKinley, Commissioner Souto, and Mr. Vasquez voted "no") (Mr. Handfield and Mr. Martinez were absent).

(Note: At the September 5, 2007 Charter Review Task Force Meeting, the Task Force by motion duly made, seconded and carried, amended the foregoing motion made by Mr. Ferre to require that the Mayor's appointment be vetoed by a super majority (two-thirds) vote of the County Commission as follows:

It was moved by Mr. Hogan that the Public Safety Director (i.e. Sheriff, Police Chief) shall be appointed by the Mayor for a period of four (4) years, subject to reevaluation; that the appointment could be vetoed by a super majority (two-thirds) vote of the County Commission; that the Public Safety Director could be removed by the Mayor; subject to the consent of a super majority (two-thirds) vote of the County Commission; that once appointed, interference by the Mayor or the County Commission would be cause for termination. This motion was seconded by Mr. Holland and upon being put to a vote, passed by a vote of 12-2, (Mr. Kuper and Mr. Vasquez voted "no") (Mayor Dermer, Mr. Greenberg, Mr. Handfield, Mr. Illas, Mayor Martinez, Commissioner Souto and Chairman Diaz were absent).)

Mr. Smith, Mr. De Grandy, and Commissioner Gimenez noted they voted "yes" in an effort to compromise.

Ms. Soler-McKinley noted she voted "no" because the motion failed to address the concerns of municipalities.

Chairman Diaz noted that legislation had been prepared, Legislative File No. 071656, for the County Commission to place the question regarding the Property Appraiser on the ballot and that the Task Force may not need to discuss that position. He noted he would not be present for the August 30, 2007 Public Hearing and the September 5, 2007 Task Force Meeting and he asked Mr. Ferre to serve as Chairman at those meetings.

Chairman Diaz noted that the Task Force would consider the Supervisor of Elections at the September 5, 2007 meeting.

Mr. Greenberg noted Mr. Lester Sola, Supervisor of Elections, Elections Department, had expressed concern regarding very technical issues in qualifying periods as the County transitioned to electronic voting. He said the Task Force needed to consider this issue.

5. New Business

- **Discussion of Issue 4 – Study of Board of County Commissioners Composition**

Chairman Diaz noted, pursuant to his request, staff had prepared, for illustrative purposes only, maps of four at-large districts based on demographic data. He emphasized that he was not proposing or advocating the districts on the maps. He noted that Task Force members could request staff to prepare different case studies regarding at-large districts.

Mr. Ferre asked that staff prepare maps of five and six at-large districts and provide demographic data concerning the districts.

- **Discussion on Public Feedback and Prioritization of Issues**

Not presented.

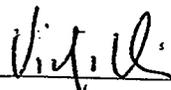
6. Reports by Chairman Diaz

- **Report on Public Hearings**
- **Report on Media & Charter Review Website/E-mails**
- **Report on Input from the Office of Community Relations**

Not presented.

7. Adjournment

The Charter Review Task Force adjourned at 1:19 p.m.



Victor M. Diaz, Chairman
Charter Review Task Force



MIAMI-DADE COUNTY FINAL OFFICIAL MINUTES CHARTER REVIEW TASK FORCE

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**CLERKS SUMMARY AND OFFICIAL MINUTES
CHARTER REVIEW TASK FORCE MEETING
SEPTEMBER 5, 2007**

The Charter Review Task Force convened in a meeting on September 5, 2007, at 10:00 a.m. in the Main Auditorium, First Floor of the Miami-Dade Library, 101 West Flagler Street, Miami, Florida. The following members were present: Acting Chairman Maurice Ferre and members Ms. Lynn Dannheiser, Mr. Miguel De Grandy, Carlos Diaz-Padron, former Mayor of the City of West Miami; Commissioner Gimenez; Mr. Robert A. Ginsburg, Ms. Elizabeth Hernandez; Mr. John Hogan, Mr. Richard Kuper, Mr. H. T. Smith, Ms. Yvonne Soler-McKinley and Mr. Ignacio Vazquez; (Commissioner Souto, Mayor Shirley Gibson and Mr. Robert Holland were late) (Mayor Dermer; Mr. Greenberg; Mr. Larry Handfield; Mr. Francois Illas; Raul L. Martinez, former Mayor of the City of Hialeah; and Chairman Victor Diaz were absent).

1. Call to Order

In the absence of Chairman Diaz, Mr. Ferre served as Acting Chairman.

Acting Chairman Ferre called the meeting to order at 10:08 a.m., followed by the Pledge of Allegiance.

2. Roll Call

The following staff members were present: Assistant County Manager Susanne M. Torriente; Assistant County Attorney Cynthia Johnson-Stacks; Assistant to the County Manager Maggie Fernandez; and Deputy Clerks Doris Dickens and Judy Marsh.

Acting Chairman Ferre advised the Task Force would be considering the appointment of both the Supervisor of Elections and the Property Appraiser. He noted as a quorum was not yet present, Agenda Item 5: Reports by Task Force Chairman would be considered out of order.

5. Reports by Task Force Chairman

- **Report on Public Hearings**

Acting Chairman Ferre presented the following report regarding the Task Force public hearings:

August 22, 2007 (South Dade Public Hearing)

Approximately 60 people in attendance; 25 members of the audience addressed the Task Force and 12 Task Force members were present.

August 28, 2007 (Stephen P. Clark Center - County Commission Chamber); (Via Remote Technology at the West Dade Regional Library and Joseph Caleb Center)

One Hundred and One (101) people attended the meeting in the Stephen P. Clark Center and 20 Task Force members were present; no-one was in attendance at the West Dade Regional Library and no bus rider(s); nine people were in attendance at the Joseph Caleb Center and two bus riders from the Caleb Center; 16 people signed up to speak at the Chamber; 30 people viewed the proceedings on Webcast; one email was received and eight telephone calls were received; five telephone calls were received from the Caleb Center; and three from residents at home.

August 30, 2007 (Stephen P. Clark Center - County Commission Chamber); (Via Remote Technology at the Miami Beach Commission Chambers and City of Hialeah, City Hall)

Twenty-One (21) people attended the meeting in the Stephen P. Clark Center and 9 Task Force members were present; no-one was in attendance at the Miami Beach Commission Chambers nor the City of Hialeah, City Hall; one bus rider from Miami Beach and no riders from Hialeah; 19 people viewed the proceedings on Webcast; one email and one telephone call was received from resident(s) at home.

- **Report on Media & Charter Review Website/E-mails**

Acting Chairman Ferre noted the Task Force was moving forward with its media plan and he encouraged the Task Force members to provide potential media opportunities. Referring to the Task Force's Website and emails, Acting Chairman Ferre noted from July 12, 2007 to September 4, 2007, 3,798 people visited the Charter Review Website. He noted the public comment emails from the public hearings were included in today's addendum to the agenda package.

- **Report on Input from the Office of Community Relations**

Not presented

3. Old Business

B. Discussion of Issue 4 – Study of Board of County Commissioners Composition (Power Point Presentation)

Assistant County Manager Susanne M. Torriente noted Ms. Amy Horton-Tavera, Office of Strategic Business Management (OSBM), would provide a Power Point presentation on the foregoing issue.

Ms. Amy Horton-Tavera, Office of Strategic Business Management (OSBM), provided a Power Point presentation on various models of Commission structure which included variations of majority rule system and proportional representation elections. She discussed the majority rule system (winner take all model) which comprised single-member district, at-large districts and a blend of single and at-large districts; and proportional representation. Ms. Horton-Tavera noted proportional representation elections comprised choice, cumulative and limited voting systems. She summarized the pros and cons for the majority rule system and proportional representation and noted some of the arguments against majority rule were that certain forms may lead to under-representation of women, racial and ethnic minorities and other minority constituencies.

Ms. Horton-Tavera provided a brief history on proportional representation. She noted the City of Cambridge and some smaller cities and counties in Texas, North Carolina and Alabama utilized proportional representation. Ms. Horton-Tavera said proportional representation was designed to facilitate representation of women, minorities and other communities of interest, such as constituencies that were not usually addressed by the districting system; was responsive to demographic and political changes in the electorate and may result in more competitive races and reduced campaign costs. However, Ms. Horton-Tavera noted this system could be confusing to voters in this country and potentially result in legislative instability and poses technical challenges to election officials and may require changes to State law. She then proceeded to discuss the three main variations of proportional voting (choice, cumulative and limited voting).

In response to Mr. Smith, Ms. Horton-Tavera said Texas, Alabama, North Carolina, Philadelphia and Washington, D.C. utilized proportional voting; however, these systems were a little different because they were partisan city councils.

Responding to Mr. Smith, Assistant County Attorney Randy Duvall advised that in *Shaw vs. Reno*, the Court determined it was unconstitutional to use race or ethnicity to draw the lines for single-member districts.

Mr. De Grandy noted the district election system was not found unconstitutional in *Shaw vs. Reno*, but the plan as drawn was found unconstitutional and the remedy was to draw a compliant district plan.

Assistant County Attorney Duvall advised the same applied for at-large systems. He noted the Voting Rights Act looks at operation of a particular election system including voting patterns, demographics and geography. Mr. Duvall said the Court objected to the lines being drawn primarily toward race.

Acting Chairman Ferre announced a quorum was present.

Later in the meeting, it was moved by Mr. De Grandy that the Task Force defer the foregoing Agenda Item (Study of Board of County Commissioners Composition) for consideration as the first item on its September 19, 2007 agenda. This motion was seconded by Mr. Smith and upon being put to a vote, passed unanimously by those members present.

3. A. Discussion of Issue 1 – Study of Supervisor of Elections being elected

It was moved by Mr. De Grandy that the Task Force recommend to the County Commission that the Supervisor of Elections remain an appointed position. This motion was seconded by Ms. Hernandez.

Commissioner Souto and Mr. Vazquez spoke in opposition to the foregoing motion. Commissioner Souto emphasized the importance of the Supervisor of Elections being elected by the people.

Following discussion and amendments proffered by the Task Force members on the foregoing motion, the Task Force voted to recommend to the County Commission that the Supervisor of Elections remain an appointed position for a period of four (4) years, subject to reevaluation; that the appointment can be vetoed by a super majority (two-thirds vote) of the County Commission; that the Supervisor of Elections could be removed by the Mayor, subject to a super majority (two-thirds vote) of the County Commission; that once appointed, interference by the Mayor or the County Commission would be cause for termination. This motion was seconded by Ms. Hernandez and upon being put to a vote, passed by a vote of 12-3, (Mr. Kuper, Mr. Vazquez and Commissioner Souto voted "no") (Mayor Dermer, Mr. Greenberg, Mr. Handfield, Mr. Illas, Mayor Martinez and Chairman Diaz were absent).

It was moved by Ms. Hernandez that the County Attorney's Office provide the Task Force with a position paper regarding legal guidance on issues. This motion was seconded by Mr. Smith.

Mr. De Grandy and Mr. Ginsburg expressed concern regarding the foregoing motion.

Assistant County Attorney Cynthia Johnson-Stacks noted she would prefer the Task Force members clarify the legislative intent of the issues and legal staff would prepare the appropriate legal language for a ballot vote.

Ms. Hernandez withdrew the foregoing motion and Mr. Smith withdrew his second to the motion.

The Task Force by motion duly made, seconded and carried, amended the motion made and approved at its August 29, 2007 meeting to require that the Mayor's appointment be vetoed by a super majority (two-thirds) vote of the County Commission as follows:

It was moved by Mr. Hogan that the Public Safety Director (i.e. Sheriff, Police Chief) shall be appointed by the Mayor for a period of four (4) years, subject to reevaluation; that the appointment can be vetoed by a super majority (two-thirds) vote of the County Commission; that the Public Safety Director could be removed by the Mayor; subject to the consent of a super majority (two-thirds) vote of the County Commission; that once appointed, interference by the Mayor or the County Commission would be cause for termination. This motion was seconded by Mr. Holland and upon being put to a vote, passed by a vote of 12-2, (Mr. Kuper and Mr. Vazquez voted "no") (Mayor Dermer, Mr. Greenberg, Mr. Handfield, Mr. Illas, Mayor Martinez, Commissioner Souto and Chairman Diaz were absent).

It was moved by Mr. Kuper that the Task Force recommend to the County Commission that the Property Appraiser be an elected position. This motion was seconded by Mr. Vazquez.

Discussion ensued among the Task Force members on the foregoing motion.

Mr. Kuper and Mr. Vazquez accepted Mr. Holland's amendment that the terms of office be limited to two, four-year terms.

Following further discussion and upon being put to a vote, the motion that the Property Appraiser be an elected position with terms of office limited to two, four-year terms, failed by a vote of 6-6, (Commissioner Gimenez, Mr. Kuper, Mr. Smith, Ms. Soler-McKinely, Mr. Vazquez, Mr. De Grandy voted "yes") (Mr. Diaz-Padron, Mr. Ferre, Mayor Gibson, Mr. Ginsburg, Mr. Hogan, Mr. Holland voted "no") (Ms. Dannheiser, Mayor Dermer, Mr. Greenberg, Mr. Handfield, Ms. Hernandez, Mr. Illas, Mayor Martinez, Commissioner Souto and Chairman Diaz were absent).

C. Discussion on Public Feedback and Prioritization of Issues

It was moved by Mr. De Grandy that the Ethics Commission/Office of Inspector General be added to the Task Force's list of issues for study, with a view toward clearly delineating and providing checks and balances on the powers invested in those offices. This motion was seconded by Mr. Holland and upon being put to a vote, passed by a vote of 10-1, (Mr. Diaz-Padron voted "no").

It was moved by Mr. Holland that the Task Force add to its list of issues to be studied, a recommendation that any changes in the form of County government be placed on the ballot for

a general election. This motion was seconded by Mr. De Grandy and upon being put to a vote, passed unanimously by those members present.

It was moved by Mr. Holland that the Task Force add to its list of issues to be studied, a recommendation that any County employee who is convicted of any crime involving a breach of public trust shall be subject to forfeiture of his/her public earned salary, pension rights and privileges. This motion was seconded by Ms. Soler-Mckinley and upon being put to a vote, passed unanimously by those members present.

It was moved by Mr. De Grandy that the County Attorney's Office provide the Task Force members with a report on existing State law and its applicability to County employees convicted of a crime involving a breach of public trust. This motion was seconded by Mr. Hogan and upon being put to a vote, passed unanimously by those members present.

4. New Business

**A. Discussion of Issue 5 – Study of Initiative, Referendum, Petition & Recall
(Staff research related to this issue will be provided in the September 5,
2007 Addendum Package)**

Not considered

6. Adjournment

There being no further business to come before the Task Force, the meeting was adjourned at 12:22 p.m.

Maurice Ferre, Acting Chairman
Charter Review Task Force

**CLERK'S SUMMARY AND OFFICIAL MINUTES
CHARTER REVIEW TASK FORCE MEETING
SEPTEMBER 19, 2007**

The Charter Review Task Force convened in a meeting on September 19, 2007, at 10:00 a.m. in the Vizcaya Village "Garage", 3250 South Miami Avenue (Museum of Science Parking Lot), Miami, Florida. The following members were present: Chairman Victor M. Diaz and members Mr. Miguel De Grandy; Commissioner Carlos A. Gimenez; Mr. Robert A. Ginsburg; Mr. Murray A. Greenberg; Mr. Larry Handfield; Ms. Elizabeth Hernandez; Mr. John Hogan; Mr. Robert Holland; Mr. Richard Kuper; Mr. H. T. Smith; and Mr. Ignacio Vazquez (Ms. Lynn Dannheiser, City of Miami Beach Mayor David Dermer, City of Miami Gardens Mayor Shirley Gibson, Mr. Francois Illas, Raul L. Martinez, former Mayor of the City of Hialeah, and Ms. Yvonne Soler-McKinley, were late) (Carlos Diaz-Padron, former Mayor of the City of West Miami; and Maurice Ferre, former Mayor of the City of Miami, were absent).

1. Call to Order

The meeting was called to order by Chairman Diaz at 10:05 a.m. which was followed by the roll call.

Chairman Diaz noted Senator Souto had resigned and Jorge Luis Lopez had been appointed in his stead.

2. Roll Call

The following staff members were present: Assistant County Attorneys Joni Armstrong-Coffey, Robert Duval, and Oren Rosenthal; Assistant County Manager Susanne M. Torriente; Assistant to the County Manager Maggie Fernandez; and Ms. Vivian Duyos, Office of Strategic Business Management.

3. Minutes and Reports of Statements

A. Approval of August 29, 2007 meeting minutes

Mr. Greenberg clarified the motion he made at the meeting of August 29, 2007 and asked that the minutes be corrected to reflect the motion as: "It was moved by Mr. Murray Greenberg that not until after all, if any, positions are recommended for election, shall it be determined what conditions, if any, should be placed on those positions." There being no objection, it was moved by Mr. Vasquez that the August 29, 2007 minutes be approved as corrected. This motion was seconded by Mr. Kuper and, upon being put to a vote, passed by a vote of 13-0 (Ms. Dannheiser, Mayor Dermer, Mayor Gibson, Mr. Illas, Mayor Martinez, Ms. Soler-McKinley, Mayor Diaz-Padron, and Mayor Ferre were absent).

B. Approval of September 5, 2007 meeting minutes

It was moved by Ms. Hernandez that the September 5, 2007 minutes be approved. This motion was seconded by Mr. Smith and upon being put to a vote, passed by a vote of 13-0 (Ms. Dannheiser, Mayor Dermer, Mayor Gibson, Mr. Illas, Mayor Martinez, Ms. Soler-McKinley, Mayor Diaz-Padron, and Mayor Ferre were absent).

C. August 22, 2007 Workshop & Public Hearing Report of Statements
No one responded to Chairman Diaz's invitation for comments.

D. August 28, 2007 Workshop & Public Hearing Report of Statements
No one responded to Chairman Diaz's invitation for comments.

E. August 30, 2007 Workshop & Public Hearing Report of Statements
No one responded to Chairman Diaz's invitation for comments.

4. Old Business

Chairman Diaz noted Mayor Ferre had submitted a request to attend the next two Task Force meetings via telephone, and that the County Attorney's Office had advised against this procedure.

It was moved by Mr. Smith that, upon the advice of the County Attorney's Office, Mayor Ferre's request respectfully be denied. This motion was seconded by Mr. Handfield and upon being put to a vote, passed by a vote of 13-0 (Ms. Dannheiser, Mayor Dermer, Mayor Gibson, Mr. Illas, Mayor Martinez, Ms. Soler-McKinley, Mayor Diaz-Padron, and Mayor Ferre were absent).

A. Discussion of Issue 4 – Study of Board of County Commissioners Composition (additional attachments and revised 2005 Tables for Case Study Nos. 2 & 3)

Chairman Diaz noted that included in today's (9/19) meeting packages were case studies of at-large districts. He opened the floor for discussion.

Mr. De Grandy spoke in opposition to changing the current composition of the County Commission and addressed the issues of judging whether parochialism was good or bad, the law of unintended consequences, and violation of the voting rights act. He noted that the tension on the Board of County Commissioners (BCC) between advocates of parochial and regional issues was a healthy balance. Mr. De Grandy also noted that the unintended consequences of changing to a countywide format, whether hybrid or total, was to exclude many qualified candidates from running. Lastly, he noted that in this community, with the polarized voting patterns that existed, district elections were the appropriate election mechanism. A hybrid system, Mr. De Grandy said, he believed would have the effect of diluting existing minority strength and violate the Voting Rights Act in this community.

Mr. Greenberg noted that this Task Force would not make the decision on the subject, but would make a recommendation to the BCC.

Mr. Ginsburg noted he had placed a proposal in today's packages which combined the district election system and the merit-retention type of system that preceded the district election system. He expressed support for the pending motion, but noted if the motion failed, he would like for his proposal to be discussed and he would be prepared to make a motion accordingly.

Discussion ensued regarding Mr. De Grandy's comments; Mr. Ginsburg's proposal; minority representation; diversity along ethnic and racial lines; merit-retention; at-large, district, and hybrid systems; problems involving deference to a district commissioner on the BCC; review of Article VI of the County's charter; proportional representation; incorporating the Unincorporated Municipal Services Area (UMSA); annexation and incorporation as a solution to current problems; and redistricting and creating access districts as solutions to problems with minority representation.

Following this discussion, Chairman Diaz noted he did not think this Task Force had reached a consensus that the at-large district system should be adopted, but that the group consensus was to retain the current system and move toward incorporation. He suggested that a separate vote be taken on Mr. Ginsburg's proposal.

It was moved by Mr. De Grandy that the Task Force recommend to the County Commission that the current system of electing commissioners by districts be retained. This motion was seconded by Mr. Vasquez.

Mr. Greenberg offered friendly amendments to the pending motion regarding countywide incorporation, addressing the powers of the BCC by revisiting the Charter, and creating an independent body to redraw the districts.

Mr. De Grandy noted he could not accept the amendments at this time.

The Task Force proceeded to vote upon the pending motion, which passed by a vote of 17 to 1 (Mr. Greenberg voted "No") (Mayor Diaz-Padron, Mayor Ferre, and Mayor Martinez were absent).

Following discussion on Mr. Ginsburg's proposal, whether a model for incorporating UMSA existed, and whether or not this Task Force should recommend countywide incorporation, Chairman Diaz asked the county attorneys to submit a report on models from other communities illustrating independent bodies that guided the redistricting process and a potential independent body in this community. He invited any Task Force member who wished to submit a proposal illustrating a potential independent redistricting body to do so, noting the report and proposals had to be submitted before Thursday September 27, 2007.

B. Discussion of Issue 5- Study of Initiative, Referendum, Petition & Recall

Chairman Diaz noted that this agenda item was deferred.

5. New Business

A. List of Issues for Study-Updated

It was moved by Mr. Greenberg that the Task Force add to its List of Issues for Study, whether or not an independent body should be in charge of the redistricting process. This motion was seconded by Mayor Gibson and upon being put to a vote, passed by a vote of 18-0 (Mayor Diaz-Padron, Mayor Ferre and Mayor Martinez were absent).

It was moved by Ms. Dannheiser that the Task Force add to its List of Issues for Study, Annexation/Incorporation in an effort to eliminate the Unincorporated Municipal Service Area (UMSA). Commissioner Gimenez seconded this motion and upon being put to a vote passed by a vote of 18-0 (Mayor Diaz-Padron, Mayor Ferre and Mayor Martinez were absent).

6. Reports

A. Extension of Time-Board and League Resolutions

Chairman Diaz noted the Task Force requested an extension until January 29, 2008 in order to complete its final report. He noted this request, in the form of a proposed resolution, would be submitted to the BCC for consideration. He noted the resolution called for an interim report by the original due date of October 31, 2007.

Chairman Diaz noted that today's package contained a resolution adopted by the League of Cities encouraging the BCC to grant the extension and emphasized that it was important for Task Force members to communicate with their appointing commissioners regarding any other resolutions or opinions related to the request for extension of time. He then opened the floor for discussion.

Chairman Diaz noted that based on discussions and a vote at the September 5, 2007 meeting, this Task Force was divided on the issue of whether the Property Appraiser position should be an elected or appointed position. The Task Force's preliminary recommendation could be that the Task Force was split on the issue, he noted. However, he added, if any Task Force member desired further discussion, he would place this issue on the next Task Force meeting agenda. Chairman Diaz added that Task Force members should communicate to the BCC their views on this issue, possibly in their final recommendations.

Following discussion on procedures regarding preliminary votes and interim recommendations, Chairman Diaz noted these procedures should be discussed at the next meeting or the first meeting in October.

B. Public Input/E-mails & Media

Not presented

7. Adjournment

There being no further business to come before the Task Force, the meeting was adjourned at 12:39 p.m.

Victor M. Diaz, Chairman
Charter Review Task Force



MIAMI-DADE COUNTY FINAL OFFICIAL MINUTES CHARTER REVIEW TASK FORCE

Board of County Commissioners
Stephen P. Clark Government Center
111 N.W. 1st Street
18th Floor – Conference Rooms 18-3 & 18-4

October 3, 2007
As Advertised

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(305) 375-1967



**CLERKS SUMMARY AND OFFICIAL MINUTES
CHARTER REVIEW TASK FORCE MEETING
OCTOBER 3, 2007**

The Charter Review Task Force convened in a meeting on October 3, 2007, at 10:00 a.m. on the 18th Floor, Conference Rooms 18-3 & 18-4, of the Stephen P. Clark Government Center, 111 N.W. 1st Street, Miami, Florida. The following members were present: Chairman Victor M. Diaz and members Ms. Lynn Dannheiser; Mr. Miguel De Grandy; Mayor David Dermer; Carlos Diaz-Padron, former Mayor of the City of West Miami; Mayor Shirley Gibson; Commissioner Carlos A. Gimenez; Mr. Robert A. Ginsburg; Mr. Murray Greenberg; Mr. Larry Handfield; Mr. John Hogan; Mr. Robert Holland; Mr. Francois Illas; Mr. Jorge Luis Lopez; Raul L. Martinez, former Mayor of the City of Hialeah; Mr. H. T. Smith; Ms. Yvonne Soler-McKinley and Mr. Ignacio Vazquez (Maurice Ferre, former Mayor of the City of Miami; Ms. Elizabeth Hernandez; and Mr. Richard Kuper were absent).

1. Call to Order

Chairman Diaz called the meeting to order at 10:19 a.m.

2. Roll Call

The following staff members were present: Assistant County Manager Susanne M. Torriente; Assistant County Attorneys Cynthia Johnson-Stacks, Monica Rizo and Craig Coller; Assistant to the County Manager Maggie Fernandez; and Deputy Clerks Doris Dickens and Judy Marsh.

3. Minutes and Reports of Statements

A. Approval of September 19, 2007 meeting minutes

Chairman Diaz noted approval of the foregoing meeting minutes would be considered later in today's meeting.

4. Reports

A. Updated List of Issues

Chairman Diaz noted based on motions made at the September 19, 2007 Task Force meeting, an updated list of issues was included in today's agenda package.

B. Status of Extension of Time & Other Board Resolutions

Chairman Diaz advised that yesterday (10/2) the County Commission approved a resolution extending the Task Force to January 29, 2008 and requiring the Task Force to submit an initial report by October 31, 2007. He noted staff would email the County Commission's discussion on this item to the Task Force members. Chairman Diaz asked each Task Force member to reflect on the comments made by commissioners regarding the seeming independence of the Task Force and issues the County Commission felt the Task Force should not be addressing. He expressed appreciation to County Commission Chairman Bruno A. Barreiro for sponsoring the resolution extending the Task Force. He also expressed appreciation to Assistant County Attorney Cynthia Johnson-Stacks and Commissioner Gimenez for responding to concerns raised by commissioners.

Chairman Diaz referred to two pending resolutions, one of which he noted would add a representative from the Haitian-American Community to the Task Force and was scheduled for consideration by the Governmental Operations and Environment Committee on October 12, 2007. If approved, Chairman Diaz noted this resolution would increase the membership of the Task Force to 22 members.

C. Initial Report to Board – Due on October 31, 2007

Chairman Diaz noted the Task Force needed to discuss the initial report to the County Commission, which was due on October 31, 2007. He said the Commission expressed a desire to see final recommendations on whether the four appointed constitutional positions should be elected positions, and he felt it was incumbent upon the Task Force to provide the Commission with a final recommendation regarding these positions. Chairman Diaz noted the Task Force adopted motions regarding three of the positions; however, there was a tie vote on whether the Property Appraiser should be an elected position. He said he felt it was important that the Task Force make a definitive recommendation that reflected a consensus. Consequently, Chairman Diaz noted the Property Appraiser position would either be considered later today or as the first order of business on October 17, 2007.

Chairman Diaz opened the floor for suggestions regarding the format of the final report.

Mr. Lopez reminded the Task Force of the audience who would be reading the report. He noted the County Commission would be receiving the final report and it should be balanced with different views expressed by the Task Force members. Mr. Lopez noted the format of the report should be sensitive to the audience and built on the platform already established by this Task Force.

Mr. Ginsburg suggested the report be prepared in a bullet point format reflecting the issues discussed and the action taken by Task Force members, rather than an advocacy type brief.

Chairman Diaz said the report could indicate how the Task Force reached specific conclusions and recommendations and the various issues that were explored. He asked staff to prepare a draft of the report for the October 17th meeting. Chairman Diaz noted the Task Force decided to develop preliminary recommendations, which he recommended also be discussed on October 17th.

D. Public Input/E-mails & Media

Chairman Diaz said 5,204 people visited the Task Force's Website and additional email comments received were included in today's agenda package. He noted the Website would be updated to include all recommendations made to date.

5. New Business

Discussion of Issue 5 – Study of Municipalities and Unincorporated Municipal Service Area (UMSA)

- Creating/Abolishing Municipalities
- Separation of Powers or Responsibilities between the County and Municipalities
- Annexation/Incorporation in effort to eliminate UMSA

1. Incorporation/Annexation Presentation – Office of Strategic Business Management

Ms. Jennifer Glazer Moon, Director, Office of Strategic Business Management, provided an overview of incorporations and annexations in Miami-Dade County. She noted the Charter has broad powers and incorporations and annexations could be adopted by Code and adjusted by the County Commission without Charter revisions. Ms. Glazer-Moon discussed the history of incorporations and annexations with emphasis on the following topics: Charter requirements, Code requirements, Incorporated area versus the Unincorporated Municipal Service Area (UMSA), Incorporation in the 1990s, Board of County Commissioners (BCC)-adopted policies, Incorporation 2000 to Present, Recent BCC Actions, Current Annexation Applications, and Non-Revenue Neutral Municipalities.

Ms. Glazer-Moon said sometimes incorporations and annexations had unintended service consequences and voter turnout for incorporation elections was typically low. She noted only Key Biscayne had a voter turnout of greater than 50% and only 30% of the registered voters in Cutler Bay voted on incorporation. Ms. Glazer-Moon suggested these elections be tied to Countywide or presidential elections in order to increase voter turnout. She emphasized the

importance of maintaining regional type services including fire rescue service, local patrol services, specialized police services, solid waste services, water and sewer services, and libraries. Referring to specialized police services, Ms. Glazer-Moon noted the County was phasing out the charges for these services because it was a County obligation.

Ms. Glazer-Moon noted policy considerations that could potentially impact incorporations and annexations included the proposal to amend the Charter to grant the County Commission authority to force the annexation of enclaves surrounded by one or more municipalities; and the proposal to amend the Charter to require that future annexations and incorporations be approved by voters from the respective areas to be annexed and incorporated as well as the remaining unincorporated area.

2. Redistricting by Independent Bodies – County Attorney’s Office

Assistant County Attorney Monica Rizo provided an overview on redistricting by independent bodies. She advised that while no known counties in the State of Florida had independent redistricting bodies, Miami-Dade County’s Home Rule Charter provided the creation of an independent body to develop a redistricting plan. Ms. Rizo noted research indicated other jurisdictions throughout the nation had created independent bodies. She distributed an excerpt of a similar redistricting plan for King County, Washington in support of her comments.

Ms. Rizo pointed out that in 2004, the State of California and the State of Ohio proposed Constitutional amendments to allow the creation of independent redistricting via independent bodies, which was rejected by the voters. Ms. Rizo said the State of Arizona amended its Constitution to provide for an independent redistricting body and several of its counties adopted independent redistricting bodies for their local governments.

Chairman Diaz opened the floor for questions on the foregoing presentations.

In response to Chairman Diaz, Ms. Glazer-Moon noted the following reports would be made available for review by Task Force members:

The Citizen’s Advisory Committee on Countywide Incorporation (1992);

The Citizen’s Task Force on Incorporation (1994);

The Revenue Sharing Task Force (1997); and

The Executive Summary from a 2001 staff report.

Ms. Glazer-Moon noted the report requested by the County Commission detailing the impacts of incorporation and annexation since 2000 was submitted to the County Commission. Referring to

Broward County, Ms. Glazer-Moon noted she was unaware of the specific procedures adopted by Broward County to make annexation easier.

Responding to Chairman Diaz, Assistant County Attorney Cynthia Johnson-Stacks advised that the Code codifies the general powers for Community Councils.

Assistant County Attorney Craig Collier advised Community Councils made recommendations on budget items and worked with Team Metro on other issues.

In response to Chairman Diaz' inquiry whether Assistant County Attorney Rizo's research included independent bodies to draw district boundaries in non-partisan elections, Ms. Rizo noted the research ability was limited to information found on the Internet. She indicated that staff reached out to national organizations of counties and State organizations, but had not received a response.

Responding to Mr. Illas, Ms. Glazer-Moon noted she would provide him with a copy of parameters imposed by the State on Broward County.

In response to questions from Mr. Lopez, Ms. Glazer-Moon noted the unincorporated area had the third lowest millage rate. Concerning alternative voting methods, Ms. Glazer-Moon said staff had considered mail-in ballots for incorporation elections.

Responding further to Mr. Lopez regarding sustainability, she noted staff looked at sustainability in terms of revenues currently being generated for the particular area and the Municipal Advisory Committee's (MAC) recommendations for service levels. Ms. Glazer-Moon referred to a resolution sponsored by Commissioner Jordan which required an independent third party to look at information being provided by the County and information generated by the MAC regarding service levels.

Responding to Mayor Gibson's inquiries, Ms. Glazer-Moon said the revenue impact of Miami Gardens' incorporation on Miami-Dade County was a net gain to the County. She noted incredible roll growth on the Countywide side, which was partly attributable to incorporation; however, the impact to the unincorporated area could not be mitigated by the Countywide roll growth because it was generated from separate budgets. Concerning specialized police services, Ms. Glazer-Moon noted beginning in Fiscal Year (FY) 06-07 the County began phasing out these payments, the last payments would be made in FY 08-09 and specialized police services would be completely funded by the Countywide millage.

In response to Mr. Illas' inquiry regarding funding for support staff, Ms. Glazer-Moon noted different percentages were applicable to different departments.

Responding to Mr. Martinez, Ms. Glazer-Moon noted 70% of her salary was paid from Countywide and 30% from UMSA based on the calculations conducted each year, and applied proportionately to specific departments.

Chairman Diaz asked Ms. Glazer-Moon to provide the Task Force members with a report outlining the percentages of salary allocations by departments, and the allocation between UMSA and Countywide revenues.

Responding to Commissioner Gimenez' comments regarding the change in the percentages from year-to-year, Ms. Glazer-Moon noted the percentages changed on an annual basis based on population and the relative effort of the activities of the department.

In response to Mr. Illas' inquiry, Ms. Glazer-Moon said there were no codified policies or procedures that described the manner in which the percentage calculations were to be made.

Responding to Mr. Martinez' inquiry, Ms. Glazer-Moon noted she would provide the Task Force members with a report prepared by staff on the allocation of specialized police costs.

Ms. Dannheiser referred to the narrative in today's agenda package regarding planned mandatory incorporation and annexation efforts. She noted the Task Force heard testimony during the public hearings, which indicated that a large segment of the population still felt unrepresented and that the County Commission had become too parochial in its views. Ms. Dannheiser said changes in the structure and composition of the County Commission over the last decade had not created a solution, and that for Mayor Gibson and herself the solution was mandatory incorporation and annexation. She noted incorporation and annexation would refocus the County Commission on Countywide issues and allow local governments and their elected officials to more easily reflect the diversity of their neighborhoods, address local concerns, and be far less likely to be subject to court challenges.

Ms. Dannheiser noted over the last decade, there had been resistance and reactivity by the County government and Ms. Glazer-Moon accurately characterized all the various steps that occurred. She noted no one had been able to get a solid accounting of the amounts being taken from the UMSA budget and the Countywide budget. A huge bureaucracy had been created for the purpose of serving the UMSA area and many of the County Commissioners' favorite issues were municipal issues, not Countywide, Ms. Dannheiser contended. She noted municipal governments tend to have a positive impact on property values and the County generally benefited with respect to increased taxes and not having to provide the services it previously did.

Continuing, Ms. Dannheiser said Team Metro and Community Councils were reactions to an outcry from the larger UMSA population for more control. Ms. Dannheiser said mandating that cities stay within the County's structure would not be out of the question and there had been a

net overall benefit to everyone to stay with these services and still maintain local control over those issues with municipal government.

Mayor Dermer referred to the consensus reached by the Task Force on September 19, 2007 that district elections be retained with a view towards the County driving a municipal incorporation/annexation movement within a reasonable timeframe. He noted it was his understanding that these two issues were linked because the Task Force wanted to maintain district elections with a regional view of what the County should be doing for the future.

It was moved by Mayor Dermer that the Task Force recommend to the County Commission that the Charter be amended to require the County to develop a process to incorporate or annex all unincorporated areas within Miami-Dade County within five years and that this amendment be placed on the ballot. This motion was seconded by Ms. Dannheiser.

Discussion ensued on the foregoing motion.

Mr. De Grandy noted the Task Force needed to first consider whether the entire County should be incorporated and how this could be accomplished. He said the only way to incorporate the entire County was to delete Sections 6.04 and 6.05 from the Charter and grant the County Commission the power to incorporate and annex. Mr. De Grandy noted he felt the only alternative was to give the power to the County Commission to impose annexations and incorporations without the will of the people.

Concerning questions raised by Mr. Smith regarding the September 19, 2007 Task Force meeting minutes, Mayor Dermer noted prior to a vote being taken there was discussion on UMSA; and annexation and incorporation as it related to the regionalization issue with the districts.

Mr. Lopez said he felt the motion was premature. He noted he did not support the motion because he felt the issues should not be linked. Mr. Lopez said a number of unanswered questions still existed regarding incorporation, and he felt this body should have a fundamental discussion about incorporation on its merit. He emphasized the need for this Task Force to study the consequences of incorporation before committing on a preliminary basis to further analysis.

Commissioner Gimenez said he would not support the motion because it removed the power of the people to vote. He noted the County did everything in its power to stop incorporation. Referring to mitigation, Commissioner Gimenez said the County lost its moral high ground with the incorporation of Miami Gardens. He noted people should have the right to vote and every city should be treated the same. Commissioner Gimenez suggested the establishment of a Boundaries Commission, which would convene every ten years and make recommendations regarding areas to be incorporated or annexed to be approved by the County Commission.

Chairman Diaz noted the motion on the floor was for the County Commission to devise a system for Countywide incorporation by a certain date.

Mr. Greenberg noted every model for incorporation had been tried in the United States. He said if the County Commission could focus on regional issues, single-member districts would work, but if the Commission was not forced to incorporate the entire County within five years as stated by Mayor Dermer, it would not happen. Mr. Greenberg urged opponents of single-member districts to consider ways of linking the issues.

Chairman Diaz said he would vote against the motion because he felt it was precipitous. He noted he was hesitant to proceed into an area in which prior study and analysis were conducted without having the benefit of that study and analysis. Chairman Diaz indicated while he felt the spirit of the motion was correct, the only way to achieve Countywide incorporation was by eliminating the power of the affected people within the areas to be annexed or incorporated to vote. He expressed concern regarding the voter rights and diversity impacts of incorporation movements since 1991. Chairman Diaz noted he was not satisfied that the drive to incorporate was not motivated by a desire for better service delivery in municipal areas, but rather the desire of donor communities to keep the money in their areas and the desire of racially segregated communities to self determine, which was not in the County's best interest. Chairman Diaz noted he felt the Task Force had to be sensitive to the prior votes on this issue and the expressed will of the County Commission and County Administration on this issue.

Chairman Diaz said he did not believe regionalization should be achieved through forced incorporation or annexation; that these issues should be achieved through a democratic process. He suggested the Task Force consider Charter recommendations that addressed the threshold for petitions in order to incorporate a new city and the best policies to support annexations, with particular emphasis on the Broward County model. Chairman Diaz suggested Task Force members study these models in order to gain insight on the annexations of enclaves; study and submit recommendations that the County Commission consider revising the elections process to address concerns raised regarding the timing and low voter turnout in annexation and incorporation elections. He also suggested Task Force members address policies and procedures pertaining to revenue impacts and a Countywide focus on regional services.

Mayor Dermer noted the Task Force members must ask themselves whether they wanted to remain with the status quo or whether they wanted the County Commission to have a regional approach.

Mr. Martinez noted he raised this issue when the Task Force started its deliberations and he felt the voters should be allowed to decide whether they wanted to keep the current system and if so, to be given an opportunity to vote on the structure.

Ms. Soler-Mckinley said voter turnout in general nationwide was low and she suggested separating annexations from incorporations. She noted the voters had to decide whether the County would be out of the municipal business and in the regional business. She emphasized the importance of all issues being considered equally. Ms. Soler-McKinley indicated the millage rate for the City of South Miami was 4.881; however, one mill was allocated for garbage collection.

Mr. Holland said the challenges of incorporation included maintaining some of the existing communities, the fiscal viability of many of the areas once they incorporate versus UMSA, and quality of service delivery. He suggested three major cities (South, Western and North Central) be created out of UMSA and those areas considered "a hole in the donut" that wished to become part of these cities could annex onto an existing city if that city was willing to accept them and the voters were willing to support the annexation. Mr. Holland said he disagreed with some of the burdens placed on new cities; however, he expressed concern regarding some of the agreements that were made with donor municipalities who agreed to give back and once they became incorporated, reneged on their agreement. He concurred with Commissioner Gimenez that the City of Miami Gardens should have received some of the proceeds from donor communities that were given back to the County.

In response to Mr. Ginsburg's inquiry, Ms. Soler-McKinley said she was not aware of the League of Cities' position regarding the proposed bill sponsored by Representative Julio Robaina repealing the Home Rule Amendment; however, the City of South Miami Commission had not taken any position regarding the Home Rule Amendment.

Mr. Ginsburg expressed concern regarding Representative Robaina's proposed Bill noting if the Home Rule Amendment was repealed, the County Commission would be stripped of its power to provide regional services. He noted it may not be in the County's best interest to focus the County Commission on providing regional services, particularly considering the State Legislature was seriously considering eliminating the County's Home Rule Amendment, which would jeopardize the County's ability to continue to provide the services.

Mr. De Grandy noted the voter issue could be addressed by recommending that the County Commission had to develop a comprehensive plan for incorporation within a certain timeframe which would be voted on countywide; or that the UMSA be created with its own government.

Chairman Diaz urged the members to look at the potential demographics in the City of UMSA.

Mayor Dermer noted the purpose of his motion was to ensure an incorporation plan was developed by the Commission within the next five years.

Ms. Dannheiser noted the intent of the foregoing motion was to address concerns regarding unresponsiveness on the part of County government and to obtain better representation on the County Commission.

Commissioner Gimenez noted Representative Robaina probably filed the proposed Bill because of abuses of the Home Rule Charter. He suggested the Charter be amended to require that every five years a Boundaries Commission would be established to make recommendations which would then be placed on the ballot and voted upon by the people affected by the proposed change(s).

Following discussion, Mayor Dermer withdrew his motion in order to facilitate further discussion at another meeting.

Mr. Lopez encouraged the members to discuss the merits of any proposals and to come back with ideas on how to proceed with incorporation debate without linking it to any other issues.

Chairman Diaz noted approval of the September 19, 2007 minutes would be considered on October 17, 2007. He asked that any amendments to the minutes be communicated to staff. Chairman Diaz said a final recommendation would be made regarding the Property Appraiser's Office, particularly in light of the County Commission's request for a recommendation on whether this position should be appointed or elected. Additionally, he noted, the Task Force would review the prior preliminary recommendations before submitting a final report at which time modifications could be made to the preliminary recommendations. He noted the Task Force would then review a draft of the interim reports with adoption of the report on October 31st.

6. Old Business

A. Election of Property Appraiser

Not considered

**7. Adjournment – Next meeting on October 17, 2007, 10:00 a.m. SPCC
Conference Rooms 18-3 & 4**

There being no further business to come before the Task Force, the meeting was adjourned at 1:22 p.m.

Victor M. Diaz, Chairman
Charter Review Task Force

Appendix C

Miami-Dade County
Office of Strategic Business Management

**Selected Florida and National Counties:
Form of Government, Board Composition, and Constitutional Officers**

County Name	2005 Population	Form of Government	Composition of Board	Constitutional Officers Elected or Appointed?			
				Tax Collector	Property Appraiser	Supervisor of Elections	Sheriff**
Miami-Dade	2,376,014	Commission/ Executive (Mayor)	13 single member districts, 1 elected Mayor	Appointed	Appointed	Appointed	Appointed (Police Department Director)
Broward	1,777,638	Commission/ Administrator	9 single member districts	Appointed	Elected	Elected	Elected
Palm Beach	1,268,548	Commission / Administrator	7 single members districts.	Elected	Elected	Elected (Supervisor of Elections)	Elected
Hillsborough	1,132,152	Commission/ Administrator	4 single member districts, 3 at large	Elected	Elected	Elected	Elected
Orange	1,023,023	Commission / Executive (Mayor)	6 single member districts, 3 at large	Elected	Elected	Elected	Elected
Pinellas	928,032	Commission/ Administrator	4 single member districts, 3 at large.	Elected	Elected	Elected	Elected
Duval / City of Jacksonville	826,436	Council / Executive (Mayor)	14 single member districts, 5 at large. 1 elected Mayor	Elected	Elected	Elected (Supervisor of Elections)	Elected

Florida Jurisdictions

County Name	2005 Population	Form Of Government	Composition of Board	Constitutional Officers Elected or Appointed?			
				Tax Collector	Property Appraiser	Supervisor of Elections	Sheriff**
Los Angeles, CA	9,935,475	Council / Executive	5 single member districts 17 single member districts and 1 President elected at large	Elected	Elected	Elected (Registrar-Recorder/County Clerk)	Elected
Cook County, IL	5,303,683	Council / Executive (President)		Elected	Elected	Elected (Office of County Clerk)	Elected
Maricopa, AZ	3,635,528	Commission / Administrator	5 single member districts (partisan)	Combined Functions - Elected		Elected	Elected
Orange County, CA	2,988,072	Council	5 single member districts	Elected	Elected	Appointed (Registrar of Voters)	Elected
San Diego County, CA	2,933,462	Commission / Administrator	5 single member districts	Elected	Elected	Appointed (Registrar of Voters)	Elected
Dallas County, TX	2,305,454	Council	4 single member districts, 1 at large	Elected	Elected		Elected
Wayne, MI	1,998,217	Commission/ Executive	15 single member districts	Appointed	Appointed	Appointed	Elected
King, WA	1,793,583	Council/ Executive	9 single member districts (partisan)	Appointed	Elected (partisan)	Appointed	Elected (partisan)
Clark, NV	1,710,551	Commission / Administrator	7 single member districts	Elected	Elected	Appointed (Registrar of Voters)	Elected
Fairfax, VA	1,006,529	Commission	9 single member districts, 1 at large	Appointed		Appointed	Elected
Fulton County, GA	915,623	Commission/ Administrator	5 single member districts, 2 at large	Elected (Tax Commissioner)	Appointed	Appointed	Elected
Mecklenburg, NC	796,372	Commission/ Administrator	6 single member districts, 3 at large	Appointed	Appointed	Appointed (Board of Elections)	Elected
Baltimore, MD	786,113	Council / Executive	7 single member districts	Appointed	Appointed	Appointed	Elected

Selected National Comparables

Notes: *Elected officials not specifically noted as "partisan" may or may not be elected on a partisan basis
 **Sheriff duties and responsibilities vary by jurisdiction and may include, for example: processing of warrants, summonses and writs; municipal police services; specialized police services; operation of correctional facilities; bailiff and other court services, etc.

Miami-Dade County
Office of Strategic Business Management
Appointment v. Election of the Sheriff, Property Appraiser, Supervisor of Elections & Tax Collector: Summary Findings

Position / Office	Duties & Responsibilities in Brief, in Florida	Research Findings	Arguments for Appointing the Position	Arguments for Electing the Position
Sheriff	<ul style="list-style-type: none"> ➤ Execute all process of the courts to be executed in their counties ➤ Execute all orders of the boards of county commissioners of their counties ➤ Be conservators of the peace in their counties ➤ Suppress tumults, riots, and unlawful assemblies in their counties and apprehend, without warrant, any person disturbing the peace 	<ul style="list-style-type: none"> ➤ Of the seven largest Florida counties and 13 national counties contacted, one (Miami-Dade) has appointed police and corrections department directors. ➤ In 46 states, popular election is the uniform method of selection of county sheriffs. ➤ Sheriff responsibilities vary widely between states and counties and may include, for example: processing of warrants, summonses and writs; municipal police services; specialized police services; operation of correctional facilities; bailiff and other court services, etc. ➤ Of the seven largest Florida counties, five provide corrections services through the sheriff while two (Miami-Dade and Orange) have separate corrections departments <ul style="list-style-type: none"> ○ A 2004 study by the County's Office of Strategic Business Management recommended maintaining separate police and corrections departments ➤ In Miami-Dade County, 68% of the Police Department's revenue comes from the UMSA General Fund or from contract services to municipalities. ➤ Nationally, most municipal police chiefs are appointed. ➤ In Denver, one of the few counties nationwide with an appointed sheriff, the office of the sheriff is primarily responsible for corrections and court security. ➤ We found no credible research regarding the impact of selection method on public safety outcomes 	<ul style="list-style-type: none"> ➤ Sheriffs enforce the law but do not set policy ➤ Appointed sheriffs are part of a professional administration; elected sheriffs may become beholden to their political supporters ➤ Elected sheriffs may not have adequate expertise or experience in law enforcement. Appointed sheriffs typically have "risen through the ranks" ➤ May be more cost efficient since appointed police and corrections directors typically utilize county support services (IT, HR, etc.) rather than creating a duplicative administration 	<ul style="list-style-type: none"> ➤ Elected sheriffs are directly accountable to the public ➤ Elected sheriffs do have some latitude to set law enforcement policy (e.g. enforcement priorities, use of force, etc.) ➤ Elected sheriffs are free from the political influence of other elected officials ➤ Elected sheriffs may have closer ties to the community ➤ In many counties, the sheriff is the most powerful local official; thus, selection of this person should be in the hands of the voters ➤ Elected sheriffs may be better able to "get things done" since they are not required to use county bureaucracy

Miami-Dade County
Office of Strategic Business Management

Appointment v. Election of the Sheriff, Property Appraiser, Supervisor of Elections & Tax Collector: Summary Findings

Position / Office	Duties & Responsibilities in Brief, in Florida	Research Findings	Arguments for Appointing the Position	Arguments for Electing the Position
Property Appraiser	<ul style="list-style-type: none"> ➤ Assess the value of all real and personal property in the county for ad valorem tax purposes in accordance with state requirements, no later than July 1 of each year ➤ Physically inspect each property at least once every 5 years ➤ Administer tax exemptions ➤ Maintain required records 	<ul style="list-style-type: none"> ➤ Of the seven largest Florida counties contacted, one (Miami-Dade) has an appointed property appraiser ➤ Tax rolls are reviewed by the Florida Department of Revenue (DOR); the Department has the authority to disapprove the roll ➤ The DOR also conducts inspections of a random sample of properties ➤ We found no scholarly research regarding the impact of selection method on tax roll equity. However, the DOR tracks an "assessment to sales price" ratio in all counties as an indicator of tax roll equity. Miami-Dade's 94, 1% ratio in 2006 is lower than the statewide average and lower than the other six largest Florida counties 	<ul style="list-style-type: none"> ➤ Property Appraisers administer a prescribed process but do not set policy ➤ Appointed property appraisers are part of a professional administration; elected property appraisers may become beholden to their political supporters ➤ There is no documented evidence that the Miami-Dade County roll is "inflated" and complex process requiring substantial professional expertise; an elected property appraiser may not be a seasoned professional in the field ➤ May be more cost efficient since appointed property appraisers typically utilize county support services (IT, HR, etc.) rather than creating a duplicative administration 	<ul style="list-style-type: none"> ➤ Elected property appraisers are directly accountable to the public ➤ An elected property appraiser has no taxing authority and thus, theoretically, no incentive to "inflate the roll" ➤ Elected property appraisers are free from the political influence of other elected officials ➤ Elected property appraisers may be better able to "get things done" since they are not required to use county bureaucracy

Miami-Dade County
Office of Strategic Business Management
Appointment v. Election of the Sheriff, Property Appraiser, Supervisor of Elections & Tax Collector: Summary Findings

Position / Office	Duties & Responsibilities in Brief, in Florida	Research Findings	Arguments for Appointing the Position	Arguments for Electing the Position
Supervisor of Elections	<ul style="list-style-type: none"> ➤ Oversee elections administration in accordance with state requirements ➤ Update voter registration information, enter new voter registrations into the statewide voter registration system, and act as the official custodian of documents 	<ul style="list-style-type: none"> ➤ Of the seven largest Florida counties, one (Miami-Dade) has an appointed elections supervisor ➤ In ten of 13 national counties contacted, the elections supervisor is appointed ➤ In two of the three national counties with elected elections supervisors, the supervisor of elections is the county clerk 	<ul style="list-style-type: none"> ➤ Supervisors of elections enforce the law but do not set policy ➤ Appointed supervisors are part of a professional administration; elected sheriffs may become beholden to their political supporters ➤ Due to the nature of the job, political neutrality is essential ➤ Elections administration is a highly technical and complex process requiring substantial professional expertise; an elected property appraiser may not be a seasoned professional in the field ➤ May be more cost efficient since appointed supervisors typically utilize county support services (IT, HR, etc.) rather than creating a duplicative administration 	<ul style="list-style-type: none"> ➤ Elected supervisors are directly accountable to the public ➤ Elected supervisors are free from the political influence of other elected officials ➤ Elected supervisors may have closer ties to the community ➤ Elected supervisors may be better able to "get things done" since they are not required to use county bureaucracy

Miami-Dade County
Office of Strategic Business Management

Appointment v. Election of the Sheriff, Property Appraiser, Supervisor of Elections & Tax Collector: Summary Findings

Position / Office	Duties & Responsibilities in Brief, in Florida	Research Findings	Arguments for Appointing the Position	Arguments for Electing the Position
Tax Collector	<ul style="list-style-type: none"> ➤ Collect Ad Valorem Taxes and other local taxes (in most counties) ➤ Renew and change address on Florida Driver Licenses and Identification Cards, for the state ➤ Issue license plates and renew vehicle, vessel and motor homes registrations, as well as issue Handicapped Parking Placards, for the state. ➤ Issue Hunting & Fishing Licenses for the state. ➤ In most counties, the Tax Collector is a "fee officer". This means that their office budget is reviewed and approved through the state Department of Revenue. ➤ The Tax Collector's salary is set forth by the Florida Statutes and is based primarily on the population of the county. 	<ul style="list-style-type: none"> ➤ Of the seven largest Florida counties, two (Miami-Dade and Broward) have an appointed tax collector while five have an elected tax collector ➤ Five of thirteen large national counties reviewed have an appointed tax collector ➤ In two national counties, the position of tax collector is combined with the position of property appraiser 	<ul style="list-style-type: none"> ➤ Tax collectors oversee administrative processes prescribed by the state but do not set policy ➤ Appointed tax collectors are part of a professional administration; elected tax collectors may become beholden to their political supporters ➤ Tax collection is a straightforward administrative process that calls for professional management ➤ May be more cost efficient since appointed tax collectors typically utilize county support services (IT, HR, etc.) rather than creating a duplicative administration 	<ul style="list-style-type: none"> ➤ Elected tax collectors are directly accountable to the public ➤ Elected tax collectors are free from the political influence of other elected officials ➤ Elected tax collectors may have closer ties to the community ➤ Elected tax collectors may be better able to "get things done" since they are not required to use county bureaucracy

Miami-Dade County
Office of Strategic Business Management
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Selected References Consulted:

- The Florida Statutes
- *Governing Magazine:*
 - "The Battered Badge," June 2000 (attached)
 - "Election Chiefs See Their Status Improve," October 1987 (attached)
- Florida Department of Revenue
 - "Property Tax Administration Program" (attached)
 - "The Local Government Property Tax Process" (attached)
 - 2006 Florida Property Valuations and Tax Data (excerpts attached)
- International Association of Chiefs of Police, "Police Leadership in the 21st Century," 1998 (attached)
- Remarks by the Miami-Dade County Manager, Broward County Property Appraiser, Broward County Supervisor of Elections at the July 23, 2007 Charter Review Task Force meeting
- Miami-Dade County FY2007-08 Proposed Budget
- Miami-Dade County Office of Strategic Business Management, "Analysis of Potential Merger of the Miami-Dade Police Department and the Department of Corrections and Rehabilitation," 2004

Web Sites:

- National Sheriffs' Association, www.sheriffs.org
- International Association of Chiefs of Police, <http://www.theiacp.org/>
- Denver Department of Safety, <http://www.denvergov.org/Safety>
- Florida Tax Collectors' Association, <http://floridatxcollectors.com>
- Florida Department of Revenue, <http://dor.myflorida.com/dor>
- Florida Association of Property Appraisers, <http://www.fapa.net/>
- The Property Appraisers' Association of Florida, <http://www.paaf.net/>
- The International Association of Assessing Officers, <http://www.iaao.org/> (Florida chapter: <http://www.fciaao.org/>)
- Florida State Association of Supervisors of Elections, <http://www.fsgse.org/>
- Florida Department of State, Division of Elections, <http://election.dos.state.fl.us/>

**Miami-Dade County
Office of Strategic Business Management**

Public Safety Agency Functions, Selected Florida Counties

Agency	County Population (2006)	Unincorporated Population (2006)	Percent Uninc.	Police services to municipalities?	Oversee Corrections?	Other special functions?	FY 2006-07 Operating Budget	Budget net of corrections & fire
Miami-Dade Police Department (Appointed)	2,402,208 (2006)	Approx. 1.2 million (2006)	50%	Yes, 3 cities	No	No	\$561 million	\$561 million
Broward County Sheriff (Elected)	1,787,636 (2006)	14,190 (2006)	.80 %	Yes, 14 cities	Yes	Regional & specialized fire rescue services	\$617 million	\$366 million
Palm Beach County Sheriff (Elected)	1,287,987 (2006)	561,330 (2006)	44%	Yes, 7 cities	Yes	No	\$372 million	\$259 million
Hillsborough County Sheriff (Elected)	1,177,060 (2006)	777,670 (2006)	66%	Unavailable	Yes	No	\$330 million	Unavailable
Orange County Sheriff (Elected)	1,019,276 (2005)	667,185 (2005)	65%	Unavailable	No	No	\$174 million	\$174 million
Pinellas County Sheriff (Elected)	944,772 (2005)	280,487 (2006)	30%	Yes, 10 cities	Yes	No	\$248 million	Unavailable
Duval County Sheriff (Jacksonville) (Elected)	834,789 (2006)	0 (2006)	0%	Yes, 1 city	Yes	No	\$303 million	\$234 million



Delivering Excellence Every Day

Miami-Dade County, Florida

Carlos Alvarez, *Mayor*

Board of County Commissioners

Bruno A. Barreiro, *Chairperson*

Barbara J. Jordan, *Vice-Chairperson*

Barbara J. Jordan	<i>District 1</i>
Dorin D. Rolle	<i>District 2</i>
Audrey Edmonson	<i>District 3</i>
Sally A. Heyman	<i>District 4</i>
Bruno A. Barreiro	<i>District 5</i>
Rebeca Sosa	<i>District 6</i>
Carlos A. Gimenez	<i>District 7</i>
Katy Sorenson	<i>District 8</i>
Dennis C. Moss	<i>District 9</i>
Sen. Javier D. Souto	<i>District 10</i>
Joe A. Martinez	<i>District 11</i>
José "Pepe" Diaz	<i>District 12</i>
Natacha Seijas	<i>District 13</i>

Harvey Ruvin, *Clerk of the Circuit and County Courts*

George M. Burgess, *County Manager*

Robert Cuevas, *County Attorney*

Additional

Materials

Charter Review Task Force Upcoming Meeting Dates

Wednesday, November 14, 2007 (pending)

10:00 am

Vizcaya Village "Garage"
3250 South Miami Avenue
(Museum of Science Parking Lot)
Miami, Florida

Wednesday November 28, 2007

10:00 am

Vizcaya Village "Garage"
3250 South Miami Avenue
(Museum of Science Parking Lot)
Miami, Florida

Wednesday, December 12, 2007

10:00 am

Main Library Auditorium, 1st Floor
101 West Flagler Street
Miami, Florida

Wednesday, January 9, 2008

10:00 am

Main Library Auditorium, 1st Floor
101 West Flagler Street
Miami, Florida

Wednesday, January 23, 2008

10:00 am

Main Library Auditorium, 1st Floor
101 West Flagler Street
Miami, Florida

Fernandez, Margarita (CEO)

From: Citizen_Email
Sent: Thursday, October 11, 2007 2:52 PM
To: Charter (CMO)
Subject: Charter Review Task Force

Charter Review Comment Form

Name: **H Eugene Wine**

Street Address: **7940 SW 124 St.**

City: **Pinecrest**

State: **FL**

Zip: **33156**

Comment: **1. Try \$79,000. If it's too high, it won't pass. 2. No term limitations. Do public campaign finance, as they have in Maine and Arizona. 3. OK. 4. Pensions should not be touched. They also usually represent some times of good work. Fines and jail time should be used instead.**

Fernandez, Margarita (CEO)

From: Citizen_Email
Sent: Saturday, October 13, 2007 4:06 PM
To: Charter (CMO)
Subject: Charter Review Task Force

Charter Review Comment Form

Name: **H Eugene Wine**

Street Address: **7940 SW 124 St**

City: **Pinecrest**

State: **Fl**

Zip: **33156**

Comment: **The proposal to elect the Property Appraiser will probably come up at the October 17 meeting. I am against election, which requires campaigning. Also, the public already has a hard time focusing on the elective offices we have, as is seen from the usual low voter turnout.**