



# MEMORANDUM

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Agenda Item No. 4 (A)

TO: Honorable Chairperson,  
Javier Souto  
and Members of the  
Recreation and Cultural  
Affairs Committee

DATE: September 17, 2003

FROM: Kay M. Sullivan, Director  
Clerk of the Board

SUBJECT: Approval of Committee Minutes

Attached is the Clerk's Summary of Minutes for the following Recreation and Cultural Affairs Committee meeting for placement on an upcoming committee agenda for approval:

**May 14, 2003**

KS/cds

Attachment(s)

c: Diane Del Carpio, Assistant Director  
Doris Dickens, Senior Commission Reporter  
Kevin Myles, Agenda Clerk 2



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

## CLERK'S SUMMARY OF Meeting Minutes

### Recreation & Cultural Affairs Committee

Javier D. Souto (10), Chairperson; Sally A. Heyman (4), Vice Chairperson;  
Commissioners Bruno A. Barreiro (5), Betty T. Ferguson (1), Dennis C. Moss (9), and  
Katy Sorenson (8)

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Wednesday, May 14, 2003

2:00 PM

COMMISSION CHAMBERS

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**Members Present:** Bruno A. Barreiro, Betty T. Ferguson, Sally A. Heyman, Dennis C. Moss, Katy Sorenson.

**Members Absent:** Javier D. Souto.

**Members Late:** None.

**Members Excused:** None.

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#### 1A ROLL CALL

**Report:** *The following staff persons were present:  
Alina Hudak, Assistant County Manager  
Monica Maldonado, Assistant County Attorney  
Doris Dickens, Sr. Commission Reporter  
Cheryl Shamsid-Deen, Commission Reporter*

#### 1B PUBLIC HEARING(S)

##### 1B1 031125 Ordinance

ORDINANCE RELATING TO THE SAFE NEIGHBORHOOD PARKS ORDINANCE, ARTICLE III OF CHAPTER 25B OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AMENDING SECTION 25B-22 PERTAINING TO BONDS; AMENDING ORDINANCE 96-115 TO ALLOCATE UNEXPENDED ACQUISITION FUNDS FROM PLANT ADDITIONS TO CAPITAL IMPROVEMENTS AT CHARLES DEERING ESTATE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [ SEE AGENDA ITEM NO. 3D] (Office of Safe Neighborhood Parks)

*Forwarded to BCC with a favorable recommendation*

*Mover: Sorenson*

*Secunder: Moss*

*Vote: 4-0*

*Absent: Souto, Barreiro*

**Report:** *Vice Chairperson Heyman opened the public hearing on the foregoing proposed ordinance. There being no one to appear in connection with this item, the public hearing was closed.*

*Commissioner Sorenson stated the foregoing proposed ordinance would provide citizens with more access to the bay in south Miami-Dade.*

## 1B2 031123 Ordinance

ORDINANCE RELATING TO THE SAFE NEIGHBORHOOD PARKS ORDINANCE, ARTICLE III OF CHAPTER 25B OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AMENDING SECTION 25B-22 PERTAINING TO BONDS; AMENDING ORDINANCE 96-115 TO ALLOCATE \$2 MILLION DOLLARS INTENDED FOR THE DEVELOPMENT OF ACTIVE RECREATION IN NORTHEAST MIAMI-DADE COUNTY TO MIAMI-DADE COUNTY FOR CAPITAL DEVELOPMENT AT IVES ESTATE DISTRICT PARK AND TO THE CITY OF NORTH MIAMI FOR CAPITAL IMPROVEMENTS TO BEN FRANKLIN PARK; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE AGENDA ITEM NO. 3C] (Office of Safe Neighborhood Parks)

*Forwarded to BCC with a favorable recommendation*

*Mover: Sorenson*

*Seconder: Moss*

*Vote: 4-0*

*Absent: Barreiro, Souto*

**Report:** *Vice Chairperson Heyman opened the public hearing on the foregoing proposed ordinance.*

*Mr. Jesus Camps, 694 N.E. 88 Street, appeared before the committee in connection with the foregoing item. He referred to a proposed ordinance which was previously withdrawn by the Board of County Commissioners and requested a member of the committee consider sponsoring the creation of a special taxing district for park acquisition known as Asbury Park. In the alternative, Mr. Camps requested that funding being provided to the City of North Miami in the foregoing proposed ordinance, be reallocated for Asbury Park, which was located in an unincorporated area.*

*There being no other persons to appear in connection with this matter, the public hearing was closed.*

*Vice Chairperson Heyman recommended Mr. Camps follow the procedures provided for in the Safe Neighborhood Parks ordinance in order for his request to be considered.*

*Ms. Vivian Donnell Rodriguez, Parks and Recreation Director, spoke in support of the foregoing proposed ordinance which would allow the development of a regional park facility that would serve the citizens of Northeast and Northwest Miami-Dade county. She noted the county was currently developing several small parks in the subject area referred to by Mr. Camps.*

1B3 031134 Ordinance

ORDINANCE AMENDING SECTION 2-11.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA RELATING TO THE CONE OF SILENCE; AMENDING EXCEPTION TO CONE OF SILENCE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (Park & Recreation Department)

*Withdrawn*

**Report:** *(See Agenda Item 1B3 Amended, Legislative File No. 031662.)*

1B3 AM 031662 Ordinance

ORDINANCE AMENDING SECTION 2-11.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO THE CONE OF SILENCE; AMENDING EXCEPTION TO CONE OF SILENCE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 031134] (Park & Recreation Department)

*Forwarded to BCC with a favorable recommendation with committee amendment(s)*  
**Mover:** *Sorenson*  
**Secunder:** *Moss*  
**Vote:** *4-0*  
**Absent:** *Barreiro, Souto*

**Report:** *Vice Chairperson Heyman opened the public hearing on the foregoing proposed ordinance. There being no one to appear in connection with this item, the public hearing was closed.*

*Commissioner Sorenson moved that the foregoing proposed ordinance be amended, to exempt the Cultural Affairs Council and the Tourist Development Council from the Cone of Silence.*

*Commissioner Moss stated that all non-profit organizations that go through the Community Based Organization (CBO) process should be exempt from the Cone of Silence. He requested staff develop a more global or comprehensive ordinance that took into consideration other CBO's, and that it be presented for the committee's review.*

*Upon conclusion of their discussion the committee forwarded the foregoing item to the Board of County Commissioners with a favorable recommendation as amended by Commissioner Sorenson.*

**2 COUNTY COMMISSION**

Recreation & Cultural Affairs Committee

CLERK'S SUMMARY OF

Meeting Minutes

Wednesday, May 14, 2003

2A     **031130   Resolution**                                     **Jimmy L. Morales**  
RESOLUTION AUTHORIZING RETROACTIVE WAIVER OF FEES FOR THE PINECREST BUSINESS ASSOCIATION IN AN AMOUNT NOT TO EXCEED SIX-HUNDRED AND SIXTY-SIX DOLLARS FOR THE USE OF THE PARK AND RECREATION DEPARTMENT SHOWMOBILE AT THE "TASTE OF PINECREST" EVENT ON FEBRUARY 9, 2003  
*Forwarded to BCC with a favorable recommendation*  
*Mover: Moss*  
*Seconder: Heyman*  
*Vote: 3-1*  
*No: Sorenson*  
*Absent: Barreiro, Souto*

2B     **031163   Resolution**                                     **Rebeca Sosa**  
RESOLUTION AUTHORIZING A RETROACTIVE WAIVER OF FEES FOR NUEVO CAMINAR MINISTERIO CATOLICO FOR THE USE OF CAMP OWAISSA BAUER DURING MAY 2003 IN AN AMOUNT NOT TO EXCEED \$1,538  
*Forwarded to BCC with a favorable recommendation*  
*Mover: Moss*  
*Seconder: Heyman*  
*Vote: 4-1*  
*No: Sorenson*  
*Absent: Souto*

2C     **031164   Resolution**                                     **Rebeca Sosa**  
RESOLUTION AUTHORIZING RENTAL FEE WAIVER FOR MIAMI CHILDREN'S HOSPITAL'S 13TH ANNUAL SLEEP-AWAY CAMP FOR ONCOLOGY PATIENTS AT A.D. BARNES PARK TO BE HELD BETWEEN AUGUST 3, 2003 THROUGH AUGUST 9, 2003 IN AN AMOUNT NOT TO EXCEED \$1,350  
*Forwarded to BCC with a favorable recommendation*  
*Mover: Moss*  
*Seconder: Heyman*  
*Vote: 4-1*  
*No: Sorenson*  
*Absent: Souto*

2D     **031458   Resolution**                                     **Katy Sorenson**  
RESOLUTION AUTHORIZING THE COUNTY MANAGER TO APPLY FOR UP TO \$5,300,000 IN GRANT FUNDS FROM THE FLORIDA COMMUNITIES TRUST AND FURTHER AUTHORIZING THE COUNTY MANAGER OR HIS DESIGNEE TO RECEIVE AND EXPEND FUNDS, AND EXECUTE AMENDMENTS AS REQUIRED  
*Forwarded to BCC with a favorable recommendation*  
*Mover: Sorenson*  
*Seconder: Moss*  
*Vote: 5-0*  
*Absent: Souto*

**Report:**    Commissioner Sorenson stated the foregoing proposed resolution had a grant application deadline and requested it be considered at the next BCC meeting scheduled for Tuesday, May 20, 2003.

**3       DEPARTMENT**

## 3A 031150 Resolution

RESOLUTION AUTHORIZING THE FUNDING OF TWENTY-NINE (29) GRANTS FROM THE FY2002-2003 THIRD QUARTER TOURIST DEVELOPMENT ROOM TAX PLAN AND SURTAX CATEGORY TO PROMOTE MIAMI-DADE COUNTY TOURISM WITH: BALLET ETUDES COMPANY OF SOUTH FLORIDA; BALLET FLAMENCO LA ROSA; BLACK DOOR DANCE ENSEMBLE, INC.; CITY OF FLORIDA CITY; COCONUT GROVE CHAMBER OF COMMERCE; CONSEJO COORDINADOR DE LAS AMERICAS, INC.; CORAL GABLES CONGREGATIONAL CHURCH, INC.; EK EVENTS; FESTIVAL PRODUCTIONS, INC.; FLORIDA DANCE ASSOCIATION, INC.; FLORIDA INTERNATIONAL UNIVERSITY, THE WOLFSONIAN; FRIENDS OF THE MIAMI-DADE PUBLIC LIBRARY; GREATER MIAMI BILLFISH TOURNAMENT; HOMESTEAD RODEO ASSOCIATION; INFINITO ART & CULTURAL FOUNDATION, INC.; MAXIMUM DANCE COMPANY; MIAMI BOOK FAIR INTERNATIONAL, INC.; MIAMI GAY & LESBIAN FILM FESTIVAL, INC.; MIAMI HISPANIC BALLET CORPORATION F/A INTERNATIONAL TANGO FANTASY, INC.; MIAMI LATIN FILM FESTIVAL (FESTIVAL DE CINE HISPANO, INC.); MIAMI LIGHT PROJECT, INC.; MIAMI/BAHAMAS GOOMBAY FESTIVAL IN COCONUT GROVE, INC.; MIAMI-DADE COMMUNITY COLLEGE, INTER-AMERICAN CAMPUS, NEW WORLD FESTIVAL, INC.; NORTH DADE REGIONAL CHAMBER F/A JOHN I. SMITH FOUNDATION,; THE PERFORMING ARTS NETWORK (PAN); RHYTHM FOUNDATION, INC.; SPORTSMEN'S ADVENTURES, INC.; SUNRISE COMMUNITY PROMOTIONS, INC. AND AUTHORIZING THE COUNTY MANAGER TO EXECUTE GRANT AGREEMENTS FOLLOWING COUNTY ATTORNEY APPROVAL OF FORM AND LEGAL SUFFICIENCY AND TO EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN (Cultural Affairs Council)

*Forwarded to BCC with a favorable recommendation*

*Mover: Moss*

*Seconder: Sorenson*

*Vote: 5-0*

*Absent: Souto*

**Report:** *In response to Commissioner Moss' inquiry, Mr. Michael Spring, Cultural Affairs Director, provided a status report regarding the availability of funding for cultural arts at the state level. He noted budget reductions and the potential elimination of the Corporation Trust Fund and grant categories, would have an adverse impact on funding for cultural activities. Mr. Spring urged the members of the committee to contact State Legislators directly and bring these matters to their attention this week.*

*Assistant County Manager Alina Hudak acknowledged Mr. Spring, for being presented*

*with the "Heart of the Arts" award by the New World School of the Arts.*

- 3B 031151 Resolution**  
RESOLUTION RATIFYING THE COUNTY MANAGER'S ACTION IN APPLYING FOR UP TO \$2,600 IN GRANT FUNDS FROM VISIT FLORIDA, CULTURAL HERITAGE AND NATURE TOURISM GRANT PROGRAM AND AUTHORIZING THE COUNTY MANAGER OR HIS DESIGNEE TO RECEIVE AND EXPEND FUNDS, AND EXECUTE AMENDMENTS AS REQUIRED (Park & Recreation Department)
- Forwarded to BCC with a favorable recommendation*  
*Mover: Sorenson*  
*Seconder: Heyman*  
*Vote: 5-0*  
*Absent: Souto*
- 3C 031152 Resolution**  
RESOLUTION AMENDING RESOLUTIONS R-528-99 AND R-795-99 TO ALLOW THE PARK AND RECREATION DEPARTMENT TO ALLOCATE UNEXPENDED FUNDING FROM FIU BAY VISTA TO IVES ESTATE DISTRICT PARK AND AUTHORIZING THE COUNTY MANAGER TO EXECUTE AMENDED AGREEMENTS [SEE AGENDA ITEM NO. 1B2] (Park & Recreation Department)
- Forwarded to BCC with a favorable recommendation*  
*Mover: Moss*  
*Seconder: Sorenson*  
*Vote: 4-0*  
*Absent: Barreiro, Souto*
- 3D 031154 Resolution**  
RESOLUTION AMENDING RESOLUTIONS R-528-99 AND R-795-99 TO ALLOW THE PARK AND RECREATION DEPARTMENT TO UTILIZE UNEXPENDED FUNDING ALLOCATED TO PLANT ADDITIONS FOR IMPROVEMENTS TO THE CHARLES DEERING ESTATE AND AUTHORIZING THE COUNTY MANAGER TO EXECUTE AMENDED AGREEMENTS [SEE AGENDA ITEM NO. 1B1] (Park & Recreation Department)
- Forwarded to BCC with a favorable recommendation*  
*Mover: Moss*  
*Seconder: Sorenson*  
*Vote: 4-0*  
*Absent: Souto, Barreiro*
- 3E 031389 Resolution**  
RESOLUTION APPROVING REVISIONS TO ADMINISTRATIVE ORDER 4-119 RELATING TO THE PARK AND RECREATION DEPARTMENT FEE SCHEDULE (Park & Recreation Department)
- Withdrawn*
- Report:** *(See Agenda Item 3E Substitute, Legislative File No. 031464.)*

SUB 3E 031464 **Resolution**

RESOLUTION APPROVING REVISIONS TO ADMINISTRATIVE ORDER 4-119 RELATING TO THE PARK AND RECREATION DEPARTMENT FEE SCHEDULE (Park & Recreation Department)

*Forwarded to BCC with a favorable recommendation*  
*Mover: Sorenson*  
*Seconder: Moss*  
*Vote: 5-0*  
*Absent: Souto*

3F 030831 **Resolution**

RESOLUTION AUTHORIZING THE COUNTY MANAGER TO ADVERTISE A REQUEST FOR PROPOSALS FOR AND ON BEHALF OF MIAMI-DADE COUNTY TO OBTAIN LIBRARY COFFEE CART SERVICE, TO EXERCISE ANY CANCELLATION AND RE-ADVERTISEMENT PROVISIONS AND TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN RFP NO. 379 (Procurement Management Department)

*Withdrawn*

**Report:** *The foregoing item was withdrawn during consideration of changes to the day's agenda.*

**4 CLERK OF THE BOARD**

4A 031330 **Report**

CLERK'S SUMMARY OF MEETING MINUTES FOR FEBRUARY 12, 2003

*Report Received*  
*Mover: Moss*  
*Seconder: Heyman*  
*Vote: 5-0*  
*Absent: Souto*

**Report:** *Vice Chairperson Heyman thanked the Clerk's Office for having forwarded the minutes in a timely manner.*

4B 031331 **Report**

CLERK'S SUMMARY OF MEETING MINUTES FOR MARCH 5, 2003

*Report Received*  
*Mover: Moss*  
*Seconder: Heyman*  
*Vote: 5-0*  
*Absent: Souto*

4C 031375 Report

CLERK'S SUMMARY OF MEETING MINUTES FOR  
APRIL 16, 2003

*Report Received*  
*Mover: Moss*  
*Seconder: Heyman*  
*Vote: 5-0*  
*Absent: Souto*

5 REPORTS

5A 031499 Report

PAC - CONSTRUCTION PROGRESS REPORT (Performing Arts Center Trust) *Report Received*

**Report:** *Ms. Gail Thompson, Director, Performing Arts Center Management Office, presented a progress report on the status of the Performing Arts Center project addressing funding allocations for construction and pre-construction costs, cost savings resulting from the owner-controlled insurance program and the owner-purchase program, the status of CSBE goals on construction management services and construction services, and the employment of workers from the local community.*

*Ms. Thompson addressed the status of the contract amendments requested by PACB. She noted PACB was seeking to shift risk responsibility to the county and to request additional funds associated with the risk. She noted the county disputed responsibility for certain project costs; however, the county manager was receptive to certain amendments that would allow the project to move forward. She noted the key component of the amendment was a funding pool of \$13 million that would be used when a design item was disputed. She stated once finalized, the contract amendments would be presented to committee and the Board of County Commissioners for approval. Ms. Thompson responded to Commissioner Moss' inquiries regarding the \$13 million funding pool.*

*Assistant County Manager Hudak referred to an article in the Miami Herald on May 11, 2003, regarding this project. She stated the article was factual, however the headline, which referred to cost overruns, was deceiving. She referred to the contract amendments being proposed and noted the county was committed to resolving the problems relating to this construction project.*

*Ms. Thompson assured the committee that the department was working within its budget on this project. She stated the county felt it had sufficient contingencies to cover the county's responsibilities under the GNP contract.*

*Commissioner Moss requested he be provided with more information regarding the zones created for this project. He noted he would like to see more workers hired from zone one, which included Overtown and the Seaport area.*

*Commissioner Moss requested that the County Manager explore the feasibility of incorporating as a standard practice, the concept of deploying one employee whose full-time responsibility would be to oversee the purchase order process for major construction projects.*

**032200 Report**

NON AGENDA REPORTS - RECREATION AND CULTURAL AFFAIRS COMMITTEE - MEETING OF MAY 14, 2003

*Presented*

**Report:** *1. Commissionr Sorenson and the members of the committee expressed their wishes for a speedy recovery to Chairperson Javier Souto, who was recovering from surgery.*

*2. Vice Chairperson Heyman acknowledged Ms. Harriet Orr and Jeff Mishcon, Mayor of North Miami Beach, for support of the Safe Neighborhood Parks ordinance and the development of regional parks in unincorporated Miami-Dade.*

**031501 Report**

CHANGES TO TODAY'S AGENDA - RECREATION & CULTURAL AFFAIRS COMMITTEE - MEETING OF MAY 14, 2003

**Report:** *Assistant County Attorney Monica Maldondo noted changes to the day's agenda should include the addition of Agenda Items 2D, 3E Substitute, 5A, and the withdrawal of 3F.*

**6 ADJOURNMENT**

**Report:** *There being no further business to come before the Recreation and Cultural Affairs Committee, the meeting was adjourned at 3:11 p.m.*

