



# MEMORANDUM

GOE

AGENDA ITEM NO. 2 (CC)

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

**DATE:** April 20, 2004

**FROM:** George W. Burgess  
County Manager

**SUBJECT:** Community Councils Redistricting

## RECOMMENDATION

It is recommended that the Board of County Commissioners adopt the attached ordinance relating to Community Councils; modifying number of Councils, Council boundaries and maximum number of subareas; reassigning Council areas and their representatives where, due to annexation or incorporation, former Community Councils can no longer act; modifying the maximum number of members where reassignments occur; and permitting boundary modifications and reassignment of Council members by resolution of the Board of County Commissioners after a public hearing.

## BACKGROUND

Community Councils started as local zoning hearing boards in unincorporated Miami-Dade County. Incorporations and annexations reduced unincorporated areas within some of these councils and in some cases, the reductions have been so deep that there are not enough precincts from which to elect new council members necessary to comprise a board of seven members or to maintain a quorum. It's become apparent that some of these remnants of unincorporated area need to be added to adjacent community council areas.

Chapter 20 of the Miami-Dade County Code requires the Boundaries Commission to make recommendations to the Planning Advisory Board (PAB) and the Board of County Commissioners on modifications to the Community Council boundaries. The Boundaries Commission heard staff's recommendation on October 20, 2003; but requested its deferral in order for staff to provide additional information, to include how similar incorporation issues were handled in the past, as well as to receive input from the affected community through a public hearing the day of the meeting. The item was rescheduled for the Boundaries Commission on two occasions thereafter, November 12, 2003 and December 10, 2003, but no quorum was reached. The Boundaries Commission finally considered the item on January 7, 2004, and unanimously approved staff's recommendation.

The proposed ordinance amendment allows continued representation of the remaining areas by reassigning them to nearby councils. The ordinance also resolves the short-term matter of how existing elected council members will serve out their terms. To resolve this matter, the amendment provides flexibility to incorporate the added areas into either: a) a vacant subarea, b) an "at-large" subarea, or c) a neighboring subarea whose term expires in the next state primary election.

This ordinance also addresses housekeeping matters concerning realignments of renumbered/deleted/added precincts resulting from reprecincting changes approved by this Board in September 2003, as well as a database cleanup by the Elections Department. It is also recommended that the Board approve future realignments to be accomplished by resolution in order to address these issues more efficiently.

Attachments – Ordinance  
Attachment I



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Alex Muñoz  
Assistant County Manager



# MEMORANDUM

(Revised)

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

**DATE:** March 16, 2004

**FROM:**   
Robert A. Ginsburg  
County Attorney

**SUBJECT:** Agenda Item No. 13(Q)

Please note any items checked.

- "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Bid waiver requiring County Manager's written recommendation
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- Housekeeping item (no policy decision required)
- No committee review

Approved \_\_\_\_\_ Mayor

Agenda Item No. 13(Q)

Veto \_\_\_\_\_

3-16-04

Override \_\_\_\_\_

ORDINANCE NO. \_\_\_\_\_

ORDINANCE MODIFYING COMMUNITY COUNCIL CONFIGURATION, NUMBERS AND MEMBER ASSIGNMENTS AFTER ANNEXATION OR INCORPORATION; PERMITTING FUTURE MODIFICATIONS BY RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS AFTER PUBLIC HEARING; AMENDING SECTIONS 20-42 AND 20-43 OF THE CODE OF MIAMI-DADE COUNTY; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

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

Section 1. Section 20-42 and Section 20-43 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:<sup>1</sup>

Sec. 20-42. Community Councils; configuration.

- (A) There shall be ~~[[fourteen (14)]]~~ >>no more than ten (10)<< Community Councils each of which shall have jurisdiction within ~~[[the]]~~ >>its<< boundary ~~[[of one (1) of the fourteen (14) council areas]]~~ within the unincorporated area. Council areas should be large enough to reasonably accommodate local zoning issues without unduly increasing staffing requirements. The boundaries of Community Councils' jurisdiction, to the extent feasible, shall coincide with those of groupings of Census Designated Places.
- (B) Each Community Council area shall contain ~~[[a total of six (6)]]~~ >>no more than six (6)<< subareas. The boundaries of these subareas, to the extent feasible, shall coincide with

<sup>1</sup> Words stricken through and/or ~~[[double bracketed]]~~ shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

those of existing election precincts. Enclave areas that are fully surrounded by municipal boundaries and are not large enough to be subareas shall be part of the nearest subarea.

(C) The boundaries and numerical designations of the Community Councils and of the subareas within them are depicted and described in Attachment ~~[[A]]~~ >>I attached hereto and incorporated herein by reference<< (which can be found in the County Clerk's Office ~~[[attached to Ordinance Number 97-163]]~~). These boundaries may be amended from time to time by resolution of the ~~[[Community]]~~ >>County<< Commission ~~[[initiation and]]~~ after public hearing. The names of the Community Councils shall be designated by the respective Community Council.

>>(D) Notwithstanding anything in this Code to the contrary, when, as a result of municipal incorporation or annexation, a Community Council does not have enough members in office to act, the Board of County Commission may by resolution after public hearing, reassign the remaining areas of the affected Community Council to a different Community Council and modify the total number of Councils accordingly.<<

**Sec. 20-43. Community Councils; membership.**

>>Except as provided in subsection (E), ~~[[C]]~~  
>>c<<ommunity Councils shall have seven (7) members, six (6) of whom shall be elected at large within the council area and one (1) of whom shall be appointed by the Board of County Commissioners as follows:

\* \* \*

>>(E) *Reassignment of Community Council Members.* When, as a result of incorporation or annexation, subareas or portions thereof are reassigned to a different Community, elected or appointed Council Members who continue to reside in the unincorporated area, whether at-large or subarea representatives representing the reassigned areas, shall serve as additional members to the reassigned Community Council. The reassigned Council Members shall serve until the next first state primary election.<<

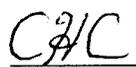
Section 2. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 3. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 4. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED:

Approved by County Attorney as  
to form and legal sufficiency:

Prepared by:

Craig H. Collier

**ATTACHMENT "I"**  
**Community Councils/Subareas**  
**By Voter Precincts**

\*

| <b>Council Area 2</b> |            | <b>Subarea 51 (continued)</b> |     |
|-----------------------|------------|-------------------------------|-----|
| Subarea 21            | Precinct # | 51                            | 350 |
| 21                    | 101        | 51                            | 355 |
| 21                    | 105        | 51                            | 358 |
| Subarea 22            |            | 51                            | 371 |
| 22                    | 5          | Subarea 52                    |     |
| 22                    | 104        | 52                            | 303 |
| Subarea 23            |            | 52                            | 370 |
| 23                    | 106        | Subarea 53                    |     |
| 23                    | 107        | 53                            | 231 |
| 23                    | 108        | 53                            | 232 |
| Subarea 24            |            | 53                            | 275 |
| 24                    | 119        | 53                            | 351 |
| 24                    | 120        | Subarea 54                    |     |
| 24                    | 166        | 54                            | 234 |
| Subarea 26            |            | 54                            | 304 |
| 26                    | 207        | 54                            | 334 |
| 26                    | 208        | 54                            | 354 |
| 26                    | 209        | 54                            | 372 |
| 26                    | 210        | Subarea 55                    |     |
| 26                    | 212        | 55                            | 301 |
| 26                    | 293        | 55                            | 302 |
| Subarea At-Large      |            | 55                            | 356 |
| At-Large              | 5          | 55                            | 364 |
| At-Large              | 101        | 55                            | 365 |
| At-Large              | 104        | 55                            | 369 |
| At-Large              | 105        | 55                            | 373 |
| At-Large              | 106        | 55                            | 453 |
| At-Large              | 107        | Subarea At-Large              |     |
| At-Large              | 108        | At-Large                      | 201 |
| At-Large              | 119        | At-Large                      | 230 |
| At-Large              | 120        | At-Large                      | 272 |
| At-Large              | 166        | At-Large                      | 350 |
| At-Large              | 207        | At-Large                      | 355 |
| At-Large              | 208        | At-Large                      | 358 |
| At-Large              | 209        | At-Large                      | 371 |
| At-Large              | 210        | At-Large                      | 303 |
| At-Large              | 212        | At-Large                      | 370 |
| At-Large              | 293        | At-Large                      | 231 |
|                       |            | At-Large                      | 232 |
|                       |            | At-Large                      | 275 |
| <b>Council Area 5</b> |            | At-Large                      | 351 |
| Subarea 51            | Precinct # | At-Large                      | 234 |
| 51                    | 201        | At-Large                      | 304 |
| 51                    | 230*       | At-Large                      | 334 |
| 51                    | 272        |                               |     |

\* Formerly part of Community Council 4 but transferred as a result of incorporation.

\*\* Formerly part of Community County 3 but transferred as a result of incorporation.

**Council Area 5 (Continued)**

|          |     |
|----------|-----|
| At-Large | 354 |
| At-Large | 372 |
| At-Large | 301 |
| At-Large | 302 |
| At-Large | 356 |
| At-Large | 364 |
| At-Large | 365 |
| At-Large | 369 |
| At-Large | 373 |
| At-Large | 453 |

**Council Area 7**

|               |            |
|---------------|------------|
| Subarea 71(a) | Precinct # |
| 71(a)         | 150        |
| 71(a)         | 164        |
| Subarea 71(b) |            |
| 71(b)         | 150        |
| 71(b)         | 164        |
| Subarea 72(a) |            |
| 72(a)         | 149        |
| Subarea 72(b) |            |
| 72(b)         | 149        |
| Subarea 73(a) |            |
| 73(a)         | 157        |
| 73(a)         | 158        |
| 73(a)         | 181        |
| Subarea 73(b) |            |
| 73(b)         | 157        |
| 73(b)         | 158        |
| 73(b)         | 181        |

**Council Area 8**

|            |            |
|------------|------------|
| Subarea 81 | Precinct # |
| 81         | 172        |
| 81         | 173        |
| 81         | 238        |
| 81         | 240        |
| 81         | 241        |
| 81         | 245        |
| 81         | 268        |
| Subarea 82 |            |
| 82         | 128        |
| 82         | 129        |
| 82         | 130**      |

**Subarea 82 (continued)**

|            |       |
|------------|-------|
| 82         | 131   |
| 82         | 132   |
| 82         | 141   |
| 82         | 152   |
| 82         | 153   |
| 82         | 161   |
| 82         | 174   |
| 82         | 175   |
| 82         | 183   |
| 82         | 239** |
| 82         | 242   |
| 82         | 243   |
| 82         | 244   |
| 82         | 253   |
| Subarea 83 |       |
| 83         | 162   |
| 83         | 246   |
| 83         | 247   |
| 83         | 248   |
| 83         | 249   |
| 83         | 250   |
| 83         | 251   |
| 83         | 252   |
| 83         | 277   |
| Subarea 84 |       |
| 84         | 254   |
| 84         | 255   |
| 84         | 257   |
| 84         | 258   |
| 84         | 259   |
| 84         | 279   |
| Subarea 85 |       |
| 85         | 260   |
| 85         | 261   |
| 85         | 262   |
| 85         | 263   |
| 85         | 264   |
| 85         | 266   |
| 85         | 278   |
| 85         | 281   |
| 85         | 282   |
| 85         | 286   |

**Council Area 8 (Continued)**

|            |                    |
|------------|--------------------|
| Subarea 86 |                    |
| 86         | 284                |
| 86         | 285                |
| 86         | 289                |
| 86         | 341                |
| 86         | 347                |
| 86         | 446-split precinct |

**Council Area 10**

|            |                    |
|------------|--------------------|
| Subarea 10 | Precinct #         |
| 101        | 403                |
| 101        | 404                |
| 101        | 405                |
| 101        | 406                |
| 101        | 407                |
| 101        | 408                |
| 101        | 411                |
| 101        | 442                |
| 101        | 443                |
| 101        | 445                |
| 101        | 446-split precinct |
| 101        | 447                |
| 101        | 448                |
| 101        | 455                |

**Subarea 102**

|     |     |
|-----|-----|
| 102 | 424 |
| 102 | 425 |
| 102 | 428 |
| 102 | 429 |
| 102 | 430 |
| 102 | 431 |
| 102 | 432 |
| 102 | 603 |

**Subarea 103**

|     |     |
|-----|-----|
| 103 | 421 |
| 103 | 422 |
| 103 | 423 |
| 103 | 433 |
| 103 | 434 |
| 103 | 435 |
| 103 | 715 |
| 103 | 716 |
| 103 | 780 |

**Subarea 104**

|     |     |
|-----|-----|
| 104 | 418 |
|-----|-----|

**Subarea 104 (continued)**

|     |     |
|-----|-----|
| 104 | 419 |
| 104 | 420 |
| 104 | 436 |
| 104 | 437 |
| 104 | 713 |
| 104 | 714 |

**Subarea 105**

|     |     |
|-----|-----|
| 105 | 417 |
| 105 | 438 |
| 105 | 439 |
| 105 | 458 |
| 105 | 708 |
| 105 | 709 |
| 105 | 710 |
| 105 | 712 |

**Subarea 106**

|     |     |
|-----|-----|
| 106 | 353 |
| 106 | 367 |
| 106 | 384 |
| 106 | 402 |
| 106 | 412 |
| 106 | 413 |
| 106 | 414 |
| 106 | 415 |
| 106 | 416 |
| 106 | 440 |
| 106 | 441 |
| 106 | 444 |
| 106 | 449 |
| 106 | 451 |
| 106 | 456 |
| 106 | 457 |
| 106 | 459 |

**Council Area 11**

|             |            |
|-------------|------------|
| Subarea 111 | Precinct # |
| 111         | 703        |
| 111         | 706        |
| 111         | 707        |
| 111         | 732        |
| 111         | 763        |
| 111         | 772        |
| Subarea 112 |            |
| 112         | 701        |
| 112         | 702        |

Subarea 112 (continued)

112 704  
112 705  
112 764  
112 773  
112 796

Subarea 113

113 711  
113 733  
113 744  
113 770  
113 781

Subarea 114

114 734  
114 735  
114 736  
114 737  
114 738  
114 740  
114 762  
114 766  
114 767  
114 774  
114 775  
114 785  
114 793

Subarea 115

115 739  
115 741  
115 742  
115 743  
115 757  
115 768  
115 769  
115 788

Subarea 116

116 759  
116 789  
116 790  
116 791

**Council Area 12**

Subarea 121    Precinct #  
121            619  
121            641  
121            644

Subarea 122    Precinct #

122            606  
122            620  
122            621  
122            622  
122            623  
122            651  
122            652  
122            717  
122            719  
122            720  
122            779  
122            794  
122            795

Subarea 123

123            718  
123            722  
123            724  
123            725  
123            726  
123            731  
123            777  
123            778

Subarea 124

124            727  
124            728  
124            729  
124            730  
124            745  
124            746  
124            747  
124            748  
124            765  
124            783  
124            786

Subarea 125

125            642  
125            721  
125            723  
125            749  
125            750  
125            751  
125            752  
125            771  
125            787

**Council Area 12 (Continued)**

**Subarea 126**

|     |     |
|-----|-----|
| 126 | 753 |
| 126 | 754 |
| 126 | 755 |
| 126 | 756 |
| 126 | 760 |
| 126 | 761 |
| 126 | 804 |
| 126 | 840 |

**Council Area 14**

**Subarea 141      Precinct #**

|     |     |
|-----|-----|
| 141 | 801 |
| 141 | 802 |
| 141 | 803 |
| 141 | 812 |
| 141 | 817 |
| 141 | 837 |
| 141 | 842 |

**Subarea 142**

|     |     |
|-----|-----|
| 142 | 758 |
| 142 | 776 |
| 142 | 814 |
| 142 | 815 |
| 142 | 841 |

**Subarea 143**

|     |     |
|-----|-----|
| 143 | 813 |
| 143 | 816 |
| 143 | 818 |
| 143 | 826 |

**Subarea 144**

|     |     |
|-----|-----|
| 144 | 827 |
| 144 | 828 |
| 144 | 829 |
| 144 | 830 |
| 144 | 835 |
| 144 | 838 |
| 144 | 845 |
| 144 | 846 |
| 144 | 848 |
| 144 | 851 |
| 144 | 852 |

**Subarea 145      Precinct #**

|     |     |
|-----|-----|
| 145 | 912 |
| 145 | 913 |
| 145 | 924 |
| 145 | 933 |
| 145 | 943 |
| 145 | 945 |
| 145 | 950 |
| 145 | 953 |

**Subarea 146**

|     |     |
|-----|-----|
| 146 | 836 |
| 146 | 841 |
| 146 | 853 |
| 146 | 901 |
| 146 | 902 |
| 146 | 914 |
| 146 | 926 |
| 146 | 927 |
| 146 | 929 |
| 146 | 930 |
| 146 | 935 |
| 146 | 941 |
| 146 | 952 |

**Council Area 15**

**Subarea 151      Precinct #**

|     |     |
|-----|-----|
| 151 | 821 |
| 151 | 822 |
| 151 | 824 |

**Subarea 152**

|     |     |
|-----|-----|
| 152 | 809 |
| 152 | 823 |
| 152 | 832 |
| 152 | 847 |
| 152 | 932 |

**Subarea 154**

|     |     |
|-----|-----|
| 154 | 904 |
| 154 | 905 |
| 154 | 906 |
| 154 | 928 |

Subarea 156

|     |     |
|-----|-----|
| 156 | 938 |
| 156 | 951 |
| 156 | 903 |
| 156 | 907 |
| 156 | 908 |
| 156 | 909 |
| 156 | 910 |
| 156 | 911 |
| 156 | 931 |
| 156 | 940 |
| 156 | 942 |
| 156 | 944 |
| 156 | 946 |

Subarea At-Large #1

|           |     |
|-----------|-----|
| At-Large1 | 809 |
| At-Large1 | 821 |
| At-Large1 | 822 |
| At-Large1 | 823 |
| At-Large1 | 824 |
| At-Large1 | 825 |
| At-Large1 | 833 |
| At-Large1 | 831 |
| At-Large1 | 832 |
| At-Large1 | 834 |
| At-Large1 | 839 |
| At-Large1 | 847 |
| At-Large1 | 856 |
| At-Large1 | 903 |
| At-Large1 | 904 |
| At-Large1 | 905 |
| At-Large1 | 906 |
| At-Large1 | 907 |
| At-Large1 | 908 |
| At-Large1 | 909 |
| At-Large1 | 910 |
| At-Large1 | 911 |
| At-Large1 | 925 |
| At-Large1 | 928 |
| At-Large1 | 931 |
| At-Large1 | 932 |
| At-Large1 | 937 |
| At-Large1 | 938 |
| At-Large1 | 940 |
| At-Large1 | 942 |

Subarea At-Large#1 (continued)

|           |     |
|-----------|-----|
| At-Large1 | 944 |
| At-Large1 | 946 |
| At-Large1 | 947 |
| At-Large1 | 951 |

Subarea At-Large #2

|           |     |
|-----------|-----|
| At-Large2 | 809 |
| At-Large2 | 821 |
| At-Large2 | 822 |
| At-Large2 | 823 |
| At-Large2 | 824 |
| At-Large2 | 825 |
| At-Large2 | 833 |
| At-Large2 | 831 |
| At-Large2 | 832 |
| At-Large2 | 834 |
| At-Large2 | 839 |
| At-Large2 | 847 |
| At-Large2 | 856 |
| At-Large2 | 903 |
| At-Large2 | 904 |
| At-Large2 | 905 |
| At-Large2 | 906 |
| At-Large2 | 907 |
| At-Large2 | 908 |
| At-Large2 | 909 |
| At-Large2 | 910 |
| At-Large2 | 911 |
| At-Large2 | 925 |
| At-Large2 | 928 |
| At-Large2 | 931 |
| At-Large2 | 932 |
| At-Large2 | 937 |
| At-Large2 | 938 |
| At-Large2 | 940 |
| At-Large2 | 942 |
| At-Large2 | 944 |
| At-Large2 | 946 |
| At-Large2 | 947 |
| At-Large2 | 951 |

**Council Area 16**

|                |    |
|----------------|----|
| Subarea 161(a) |    |
| 161(a)         | 47 |
| 161(a)         | 52 |
| Subarea 161(b) |    |
| 161(b)         | 47 |
| 161(b)         | 52 |
| Subarea 161(c) |    |
| 161(c)         | 47 |
| 161(c)         | 52 |
| Subarea 161(d) |    |
| 161(d)         | 47 |
| 161(d)         | 52 |
| Subarea 161(e) |    |
| 161(e)         | 47 |
| 161(e)         | 52 |
| Subarea 161(f) |    |
| 161(f)         | 47 |
| 161(f)         | 52 |