

# MEMORANDUM

Agenda Item No. 10(A)(23)

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**TO:** Honorable Chairman Joe A. Martinez  
and Members, Board of County Commissioners

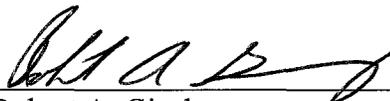
**DATE:** January 20, 2005

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

**SUBJECT:** Resolution calling a special  
election relating to slot  
machines

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The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Bruno A. Barreiro, Commissioner Carlos A. Gimenez, Commissioner Sally A. Heyman and Commissioner Dennis C. Moss.

  
\_\_\_\_\_  
Robert A. Ginsburg  
County Attorney

RAG/bw



# MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez and Members, Board of County Commissioners DATE: January 20, 2005

FROM: Robert A. Ginsburg  
County Attorney

SUBJECT: Agenda Item No. 10(A) (23)

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  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 10(A)(23)  
1-20-05

RESOLUTION NO.

RESOLUTION CALLING SPECIAL ELECTION IN MIAMI-DADE COUNTY, FLORIDA, TO BE HELD ON TUESDAY, MARCH 8, 2005 FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF MIAMI-DADE COUNTY THE QUESTION OF WHETHER TO AUTHORIZE SLOT MACHINES IN MIAMI-DADE COUNTY AS PROVIDED IN ARTICLE X, SECTION 23 OF THE FLORIDA CONSTITUTION

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

Section 1. A Countywide special election is hereby called and shall be held in Miami-Dade County, Florida on Tuesday, March 8, 2005 for the purpose of submitting to the qualified electors of Miami-Dade County the question of whether to authorize slot machines in existing pari-mutuel facilities as provided in Article X, Section 23 of the Florida Constitution.

Section 2. The question shall appear on the ballot in substantially the following form:

SLOT MACHINES IN PARI-MUTUEL FACILITIES

PURSUANT TO ARTICLE X, SECTION 23 OF THE FLORIDA CONSTITUTION, WHICH WAS RECENTLY ENACTED BY THE VOTERS OF THE STATE, SHALL SLOT MACHINES BE AUTHORIZED IN CERTAIN PARI-MUTUEL FACILITIES IN MIAMI-DADE COUNTY, WITH ANY TAXES THAT THE FLORIDA LEGISLATURE MAY IMPOSE ON SLOT MACHINE REVENUES BEING SPENT TO SUPPLEMENT PUBLIC EDUCATION FUNDING STATEWIDE AS REQUIRED BY LAW?

YES

NO

Section 3. Such question shall appear on the ballot as a separate question or proposal. Those qualified electors desiring to adopt or approve such proposal shall be instructed to vote "YES." Those qualified electors desiring to reject or disapprove the proposal shall be instructed to vote "NO."

Section 4. This special election shall be held and conducted in accordance with applicable provisions of the general laws of the State of Florida and the provisions of the Miami-Dade County Home Rule Charter and Code.

The foregoing resolution was sponsored by Commissioner Bruno A. Barreiro, Commissioner Carlos A. Gimenez, Commissioner Sally A. Heyman and Commissioner Dennis C. Moss and offered by Commissioner \_\_\_\_\_, who moved its adoption. The motion was seconded by Commissioner \_\_\_\_\_ and upon being put to a vote, the vote was as follows:

- |                               |                          |
|-------------------------------|--------------------------|
| Joe A. Martinez, Chairman     |                          |
| Dennis C. Moss, Vice-Chairman |                          |
| Bruno A. Barreiro             | Dr. Barbara Carey-Shuler |
| Jose "Pepe" Diaz              | Carlos A. Gimenez        |
| Sally A. Heyman               | Barbara J. Jordan        |
| Dorrin D. Rolle               | Natacha Seijas           |
| Katy Sorenson                 | Rebeca Sosa              |
| Sen. Javier D. Souto          |                          |

The Chairperson thereupon declared the resolution duly passed and adopted this 20<sup>th</sup> day of January, 2005. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA  
BY ITS BOARD OF  
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: \_\_\_\_\_  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.



Murray A. Greenberg