



MEMORANDUM  
Harvey Ruvin  
Clerk of the Circuit and County Courts  
Clerk of the Board of County Commissioners  
Miami-Dade County, Florida  
(305) 375-5126  
(305) 375-2484 FAX  
www.miami-dadeclerk.com

**IRCA**  
**Agenda Item No. 4 (A)**

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TO: Honorable Commissioner Heyman  
and Members of the  
Intergov., Recreation and Cultural Affairs Committee

DATE: **December 14, 2005**

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

SUBJECT: Approval of Commission  
Committee Minutes

*Kay Sullivan*

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The following Clerk's Summary of Minutes is submitted by the Clerk of the Board for approval by the Intergovernmental, Recreation and Cultural Affairs Committee.

➤ November 9, 2005

Attachment  
KMS/msy



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

## CLERK'S SUMMARY OF Meeting Minutes

### Intergov., Recreation & Cultural Affairs Cmte.

Sally A. Heyman (4) Chair; Dennis C. Moss (9) Vice Chair; Commissioners Carlos A. Gimenez (7), Barbara J. Jordan (1), Natacha Seijas (13), and Javier D. Souto (10)

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**Wednesday, November 9, 2005**

**9:30 AM**

**Commission Chambers**

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**Members Present:** Carlos A. Gimenez, Sally A. Heyman, Barbara J. Jordan, Dennis C. Moss, Natacha Seijas.

**Members Absent:** None.

**Members Late:** Sen. Javier D. Souto.

**Members Excused:** None.

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#### **1A**      **INVOCATION**

**Report:** *The Committee convened in a moment of silent prayer to be followed by the Pledge of Allegiance.*

#### **1B**      **PLEDGE OF ALLEGIANCE**

**1C**      **ROLL CALL**

**Report:**    *The following staff members were present:  
Assistant County Managers Alex Munoz and Bill  
Johnson; Assistant County Attorney Monica  
Maldonado; Deputy Clerks Doris Dickens and  
Mary Smith-York.*

*Assistant County Attorney Maldonado noted in  
addition to the changes listed in the County  
Manager's memorandum entitled Requested  
Changes to the Intergovernmental, Recreation and  
Cultural Affairs Committee Agenda," the  
following changes should be noted to today's  
agenda: that Agenda items 3E and 5H and  
Substitute Agenda items 2F, 2N, 3A, and 4A be  
added.*

*It was moved by Commissioner Moss that the  
Committee approve the foregoing changes to the  
November 9, 2005 IRCAC meeting agenda. This  
motion was seconded by Commissioner Jordan,  
and upon being put to a vote passed by a vote of 5-  
0 (Commissioner Souto was absent.)*

*Hearing no objection, the Committee proceed to  
consider 1D3 out of order as requested by  
Chairwoman Heyman.*

**1D**      **INTERGOVERNMENTAL REPORT(S)**

1D1

**053090 Report**

DISCUSSION RE: STATE LEGISLATIVE PRIORITIES  
AND OTHER ISSUES (Office of Intergovernmental Affairs)

*Report Received*

**Report:** *Assistant County Attorney Monica Maldonado read the title of the foregoing discussion item into the record.*

*Office of Intergovernmental Affairs Director Joe Rasco provided an overview of the critical 2006 State Legislative Priorities and Appropriations Requests included in today's (11/9) agenda package. He noted a correction should be made to change the amount reflected under the Natural & Environmental Resource Management Appropriations Requests for the Miami River Dredging Non-Federal Channel to \$2,200,00, in lieu of \$900,000.*

*Commissioner Seijas asked the Mr. Rasco to amend the 2006 State Legislative Priorities to include a \$5 million appropriations request to replace the canopy destroyed by Wilma and other hurricanes during the 2005 hurricane season.*

*Chairwoman Heyman asked that this request be submitted on behalf of this Committee under "Hurricane Relief Costs. She also asked the director to include a code on each appropriations request to indicate whether it was a recurring or a nonrecurring request, as recommended by Commissioner Seijas.*

*Commissioner Gimenez asked Mr. Rasco to provide him with copies of any bills already filed involving property tax relief and any of the appropriations requests included in the County's 2006 Legislative Priorities.*

*Chairwoman Heyman asked Mr. Rasco to provide each Committee member with a copy of the memorandum identifying the names and areas of responsibility of individuals lobbying on behalf of the County.*

*In response to Commissioner Seijas' request for an update on the progress of the lobbyist RFA, Deputy County Manager Pete Hernandez stated the names of the Selection Committee panel members charged with screening responses to the lobbyist RFA would be finalized and submitted for the County Manager's approval today, in*

accordance with the expedited timeline.

The Department of Procurement Management Director expounded upon Mr. Hernandez' comments adding that a request would be presented for Committee approval at its December 14, 2005, meeting to extend the County's State Lobbying Contract on a month-to-month extension, pending the award of the new contract.

Commissioner Seijas asked to be provided with a copy of the memorandum approving the Selection Committee members by this afternoon.

Commissioner Moss expressed concern regarding responsibilities related to hurricane recovery efforts being shifted from the Federal Emergency Management Agency (FEMA) to the County and emphasized the need for FEMA to be held accountable for its responsibilities.

Mr. Rasco noted The FEMA's temporary housing policy listed the County's responsibility as 25%, and the County Manager was currently reviewing this policy. He further acknowledged the Dade Delegation's efforts to ensure 100 percent reimbursement of all expenditures related to Hurricane Wilma made by the County.

Commissioner Seijas concurred with Commissioner Moss and noted she was unaware that the FEMA provided emergency housing assistance.

Mr. Rasco informed the Committee members that Board Chairman Martinez would appear before the Congressional Panel on November 16, 2005 and that he would convey the concerns expressed by Committee members today.

Commissioner Seijas suggested Mr. Rasco meet with each of the Committee members following today's meeting to clarify their concerns and prepare a report for Chairman Martinez' review.

SUPP. 1D1

**053146 Report**

SUPPLEMEMNT TO DISCUSSION ITEM RE:  
LEGISLATIVE PRIORITIES AND OTHER ISSUES (Office  
of Intergovernmental Affairs)

*Amended*

**Report:** See Agenda Item SUPP. 1D1 Amended;  
Legislative File No. 053178.

SUPP. 1D1 Amended

**053178 Report**

SUPPLEMENT TO DISCUSSION ITEM RE:  
LEGISLATIVE PRIORITIES AND OTHER ISSUES [SEE  
ORIGINAL AGENDA ITEM UNDER FILE NO. 053146]  
(Office of Intergovernmental Affairs)

*Report received as amended*

**Report:** *The Intergovernmental, Recreation & Cultural Affairs Committee amended the foregoing report to include an additional \$5 million request to fund the replanting of the canopy of Miami-Dade County and to include a code indicating whether appropriations requests were recurring.*

1D2

**053092 Discussion Item****Sally A. Heyman**

DISCUSSION RE: MIAMI MARATHON, HALF  
MARATHON & 5K RUN BY MR. ROBERT POZO

*Presented*

**Report:** *Assistant County Attorney Maldonado read the foregoing proposed discussion item into the record.*

*Chairwoman Heyman provided a brief overview of the foregoing proposed report as she displayed a t-shirt which she noted would be given to commissioners promoting the Miami Marathon.*

*Mr. Robert Pozo, ING Miami Marathon and Half Marathon Race Director, 16935 S.W. 184th Court, appeared before the Committee and provided a brief overview of the marathon, which he noted would take place from January 27, 2006 to Sunday, January 29, 2006. He expressed sincere appreciation to each Committee member for their continued support. He urged the commissioners and everyone in the audience to participate in this "Run for Something Better" Program before distributing brochures promoting the event.*

*Commissioner Seijas recommended that Mr. Pozo consider including programs highlighting domestic violence awareness and the elderly in next year's marathon event.*

1D3

053093 Discussion Item

Sally A. Heyman

DISCUSSION RE: COUNTY DOG PARK

*Presented*

**Report:** *Councilman Templer, City of North Miami, appeared before the Committee and provided a brief overview of the proposal to expand dog parks within the County's parks. He noted, however, that the City of North Miami appeared to be interested in entering into a joint agreement with the County to develop a dog park in the Greynolds Park.*

*Chairwoman Heyman commented on Councilman Templer's advocacy for dog parks extending beyond the City of North Miami Beach into the unincorporated areas as well.*

*Miami-Dade Park and Recreation (P&R) Director Vivian Donnell Rodriguez provided a brief update on the department's dog park expansion project. She noted the dog park at Amelia Earhart Park had proven successful. Ms. Rodriguez concurred with Councilman Templer that the County was considering a proposal to develop a dog park at Greynolds Park East and noted funding was available for this project.*

*In response to Chairwoman Heyman's inquiry of what the timeline was for this project, P&R Chief of Planning & Research, Ms. Barbara Falsey, explained that a specific timeline had not yet been developed for the dog park at Greynolds East, but that a meeting with representatives of the City of North Miami Beach was scheduled for November 18, 2005. She agreed to provide Committee members with a follow-up report and the timeline(s) for the completion of this project. Ms. Falsey noted the department was exploring the possibility of developing dog park sites within the West Kendall district, the Homestead Air Reserve Park, and other parks on 100 acres of land or more.*

*Commissioner Gimenez asked Ms. Rodriguez to explore the possibility of developing a dog park at Tropical Park or another location within District 7.*

*Commissioner Moss commented on the great community interest in dog parks and asked Assistant County Manager Alex Munoz to develop and forward for Committee review, a master plan governing the development of dog parks*

*Countywide.*

*Commissioner Seijas asked Ms. Rodriguez to ensure that damage to facilities and the canopy at Amelia Earhart Dog Park was restored before initiating efforts to develop any new dog parks.*

*Chairwoman Heyman thanked Councilman Templer and Ms. Rodriguez for their presentations and reiterated her concern regarding the shortage of facilities for domestic pets throughout the County. She suggested dog park facilities be added to parks when fences surrounding or within parks that were destroyed during Hurricane Wilma were replaced.*

**1E      SPECIAL PRESENTATION(S)**

1E1

**052998 Special Presentation**OVERVIEW OF THE FILM & ENTERTAINMENT  
DEPARTMENT ACTIVITIES BY JEFF PEEL**Presented**

**Report:** *Assistant County Attorney Maldonado read the foregoing proposed presentation into the record.*

*Commissioner Jordan initiated the discussion regarding this report by requesting an update on the Mayor's recommendation to sunset the Film & Entertainment Advisory (FEA) Board.*

*Mayor's Office of Film & Entertainment Advisory (FEA) Director, Jeff Peel, responded to Commissioner Jordan's concern regarding the lack of activity within the Board. He noted the FEA Board's had experienced difficulty meeting the quorum requirement since 1996, and the attendance problem worsened after the 911 terrorist attacks in Washington, D.C. and New York. Only a few members attended the next meeting in 2002, and at that meeting the members discussed a proposal to dissolve the Board due to lack of interest, Mr. Peel noted. He explained that the County's recommendation to sunset the board was consistent with the FEA Board's recommendation. However, the Mayor had considered the concerns raised by County Commission members, and consequently had the County Manager to withdraw his recommendation to sunset the board, Mr. Peel stated.*

*Commissioner Moss asked the FEA Director Peel to revisit the Department's mission statement, with emphasis on enhancing the mission statement, and the roles and responsibilities of the FEA Board members.*

*Chairwoman Heyman asked the Department Director to submit a follow-up report in January 2006, on the status of efforts to revamp the Board and reenergize its membership.*

*Commissioner Souto asked the Assistant County Manager or the County Attorney to prepare for Committee review an appropriate resolution providing for a cattle fair to be hosted at the Equestrian Center.*

1E2

**053064 Special Presentation**

POWER POINT PRESENTATION RE: COMPREHENSIVE  
REPORT ON THE GREENWAY TRAIL PROGRAM (Park  
& Recreation Department)

*Deferred to no date certain*

**2 COUNTY COMMISSION**

2A

**052999 Resolution**

**Bruno A. Barreiro,**

**Dr. Barbara Carey-Shuler, Dorrin D. Rolle, Rebeca Sosa,  
Jose "Pepe" Diaz, Dennis C. Moss, Barbara J. Jordan,**

**Carlos A. Gimenez**

RESOLUTION URGING THE FLORIDA LEGISLATURE  
TO ENACT LEGISLATION, INCLUDING A JOINT  
RESOLUTION PROPOSING A CONSTITUTIONAL  
AMENDMENT IF NECESSARY, TO PROVIDE  
PROPERTY APPRAISERS STATEWIDE AN  
ALTERNATIVE ASSESSMENT APPROACH FOR  
MULTIFAMILY AFFORDABLE HOUSING PROPERTIES

*Forwarded with a favorable  
recommendation*

*Mover: Gimenez*

*Seconder: Moss*

*Vote: 6-0*

2B

052978 Resolution

Dr. Barbara Carey-Shuler

RESOLUTION DIRECTING THE COUNTY MANAGER  
TO APPOINT AN ADVISORY COMMITTEE TO CREATE  
A MIAMI-DADE COUNTY ORAL AND WRITTEN  
HISTORY PROJECT

*Withdrawn*  
*Mover: Moss*  
*Seconder: Gimenez*  
*Vote: 6-0*

**Report:** *Assistant County Attorney Maldonado read the foregoing proposed resolution into the record and advised that this Committee could vote to defer this item if desired.*

*Chairwoman Heyman requested this item be heard at the end of this meeting pending input from its sponsor Commissioner Carey-Shuler.*

*It was moved by Commissioner Seijas that the foregoing proposed resolution be forwarded to the full BCC without a recommendation. This motion was seconded by Commissioner Moss, and upon being put to a vote, passed by a vote of 6-0.*

*Later in the meeting, having received Commissioner Carey-Shuler's request that the foregoing proposed resolution be withdrawn from today's agenda, it was moved by Commissioner Moss that the Committee reconsider its action on this item. This motion was seconded by Commissioner Gimenez and upon being put to a vote, passed by a vote of 6-0.*

*It was moved by Commissioner Moss that the foregoing proposed resolution be withdrawn. This motion was seconded by Commissioner Gimenez, and upon being put to a vote, passed unanimously.*

2C

052927 Resolution

Barbara J. Jordan,

Katy Sorenson

RESOLUTION URGING THE PRESIDENT, THE UNITED STATES CONGRESS AND THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT ("HUD") TO RECONSIDER THE APPLICATION OF THE "ONE STRIKE" POLICY.

*Withdrawn*

**Report:** *Assistant County Attorney Maldonado read the foregoing proposed resolution into the record and advised that this Committee could vote to defer this item if desired.*

*Commissioner Jordan expressed concern with the "One Strike" policy and read an excerpt from a U.S. Housing and Urban Development Agency's Brief, which she noted was contained within a Supreme Court Case involving the Oakland Housing Authority. She asked that the foregoing proposed resolution be referred back to the Community Empowerment and Economic Revitalization Committee for further review. For the record, Commissioner Jordan noted this resolution had been reviewed by the CEERC, but it needed to be reviewed by that Committee again because new information had been submitted.*

*It was moved by Commissioner Jordan that the Committee forward the foregoing proposed resolution to the County Commission with a favorable recommendation. This motion was seconded by Commissioner Gimenez for discussion.*

*Concerning questions raised by Commissioner Gimenez regarding specific language contained in the policy, Miami-Dade Housing Agency Director Alphonso "Al" Brewster explained the requirements of the "One Strike Policy" as implemented by the U.S. HUD agency.*

*Chairman Heyman asked Mr. Brewster to provide Committee members with hard copies of the federal "One Strike Policy" outlining the types of crimes included by the end of this meeting.*

*There being no objection, the Committee withdrew the foregoing proposed resolution and referred it back to the Community Empowerment and Economic Revitalization Committee for review.*

2D

- 053006 Resolution** **Dennis C. Moss**  
 RESOLUTION AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR ASPIRA SOUTH'S NOVEMBER 19, 2005 THIRD ANNUAL PUERTO RICAN FESTIVAL IN AN AMOUNT NOT TO EXCEED \$1146.00 TO BE FUNDED FROM THE DISTRICT 9 IN-KIND RESERVE FUND
- Forwarded with a favorable recommendation*  
*Mover: Gimenez*  
*Seconder: Moss*  
*Vote: 6-0*

2E

- 053009 Resolution** **Dennis C. Moss,**  
**Dr. Barbara Carey-Shuler, Barbara J. Jordan, Joe A. Martinez, Dorrin D. Rolle, Natacha Seijas**  
 RESOLUTION URGING THE U.S. CONGRESS AND THE FLORIDA LEGISLATURE TO REINSTATE AND FUND THE SUMMER YOUTH EMPLOYMENT PROGRAM
- Forwarded with a favorable recommendation*  
*Mover: Moss*  
*Seconder: Jordan*  
*Vote: 6-0*

**Report:** *Assistant County Attorney Maldonado read the foregoing proposed resolution into the record.*

*Commissioner Moss provided a brief overview of the foregoing proposed resolution and commented on how it would provide a positive outlet for the youth of Miami-Dade County. He urged his colleagues to support this program as well.*

*Commissioner Jordan asked to be added as a co-sponsor of the foregoing proposed resolution.*

2F

- 052996 Resolution** **Katy Sorenson**  
 RESOLUTION URGING WAIVER OF DEDUCTIBLE UNDER FEDERAL CROP INSURANCE PROGRAM FOR THOSE GROWERS IN MIAMI-DADE COUNTY WHO HAVE PAID THEIR DEDUCTIBLE FOR CLAIMS ARISING OUT OF HURRICANE KATRINA IN AUGUST 2005, AND NOW MUST PAY AN ADDITIONAL DEDUCTIBLE FOR CLAIMS ARISING OUT OF HURRICANE WILMA IN OCTOBER 2005 AND DIRECTING THE CLERK OF THE BOARD TO PROVIDE COPIES HEREOF TO FLORIDA'S TWO U. S. SENATORS AND TO THOSE U.S. REPRESENTATIVES ANY PORTION OF MIAMI-DADE COUNTY
- Withdrawn*

**Report:** *(See Agenda Item 2F Substitute; Legislative File No. 053151.)*

2F Substitute

**053151 Resolution** **Katy Sorenson**

RESOLUTION URGING WAIVER OF DEDUCTIBLE UNDER FEDERAL CROP INSURANCE PROGRAM FOR THOSE GROWERS IN MIAMI-DADE COUNTY WHO HAVE PAID THEIR DEDUCTIBLE FOR CLAIMS ARISING OUT OF HURRICANE KATRINA IN AUGUST 2005, AND NOW MUST PAY AN ADDITIONAL DEDUCTIBLE FOR CLAIMS ARISING OUT OF HURRICANE WILMA IN OCTOBER 2005 AND DIRECTING THE CLERK OF THE BOARD TO PROVIDE COPIES HEREOF TO FLORIDA'S TWO U. S. SENATORS AND TO THOSE U.S. REPRESENTATIVES ANY PORTION OF MIAMI-DADE COUNTY [SEE ORIGINAL ITEM UNDER FILE NO. 052996]

*Forwarded with a favorable recommendation*

*Mover: Moss*

*Seconder: Heyman*

*Vote: 6-0*

**Report:** *Assistant County Attorney Maldonado read the foregoing proposed resolution into the record.*

*In response to Commissioner Seijas' inquiry, Commissioner Moss explained that the foregoing proposed resolution would prevent those farmers who paid insurance deductibles on claims for damages caused by other hurricanes this season from having to pay deductibles on claims for damages from Hurricane Wilma. He noted as proposed, homeowners would be required to pay deductibles only once during a given hurricane season.*

2G

**053007 Resolution** **Katy Sorenson,**  
**Dr. Barbara Carey-Shuler, Joe A. Martinez, Dorrin D. Rolle**

RESOLUTION URGING CONGRESS NOT TO DECREASE THE NUMBER OF SECTION 8 VOUCHERS AND FULLY FUND THE SECTION 8 HOUSING VOUCHER PROGRAM

*Forwarded with a favorable recommendation*

*Mover: Moss*

*Seconder: Gimenez*

*Vote: 5-0*

*Absent: Souto*

2H

053016 Resolution

Katy Sorenson,

**Dr. Barbara Carey-Shuler, Sally A. Heyman**  
 RESOLUTION URGING THE FLORIDA LEGISLATURE  
 TO PASS LEGISLATION REMOVING THE TIME LIMITS  
 FOR FILING POST-SENTENCING DNA TESTING,  
 EXTENDING TIME PERIODS FOR THE PRESERVATION  
 OF PHYSICAL EVIDENCE, AND PROVIDING FOR  
 RETROACTIVE APPLICATION OF POST-SENTENCING  
 DNA TESTING

*Forwarded with a favorable  
 recommendation*

*Mover: Moss*

*Seconder: Heyman*

*Vote: 5-0*

*Absent: Souto*

**Report:** *Assistant County Attorney Maldonado read the  
 foregoing proposed resolution into the record.*

*Chairwoman Heyman asked to be listed as co-  
 sponsor of this resolution.*

2I

053024 Resolution

Katy Sorenson,

**Dr. Barbara Carey-Shuler, Sally A. Heyman, Barbara J.  
 Jordan, Dennis C. Moss, Dorrin D. Rolle**  
 RESOLUTION URGING CONGRESS TO DEFEAT  
 LEGISLATION ALLOWING RELIGIOUS  
 ORGANIZATIONS AND CHURCHES TO DISCRIMINATE  
 ON THE BASIS OF RELIGION WHEN HIRING OR  
 FIRING STAFF FOR POSITIONS WITHIN THE FEDERAL  
 HEAD START PROGRAM

*Forwarded with a favorable  
 recommendation*

*Mover: Moss*

*Seconder: Heyman*

*Vote: 6-0*

**Report:** *Assistant County Attorney Maldonado read the  
 foregoing proposed resolution into the record.*

*Chairwoman Heyman and Commissioners Jordan  
 and Moss asked to be added as co-sponsors of the  
 foregoing proposed resolution.*

*In response to Commissioner Seijas' inquiry  
 regarding current legislation governing this  
 program, Assistant County Attorney Jess McCarty  
 advised that Congress was now considering  
 amendments to the legislation governing hiring  
 within the Headstart Program that would allow  
 religious organizations to discriminate on the  
 basis of religion. He explained that the foregoing  
 proposed resolution was intended to prevent such  
 discrimination.*

2J

053033 Resolution

Katy Sorenson,

**Dr. Barbara Carey-Shuler, Sally A. Heyman**  
 RESOLUTION URGING CONGRESS TO PASS THE  
 VIOLENCE AGAINST WOMEN ACT OF 2005 AND  
 FULLY FUND ALL ITS PROVISIONS

*Forwarded with a favorable  
 recommendation  
 Mover: Heyman  
 Seconder: Souto  
 Vote: 6-0*

2K

053034 Resolution

Katy Sorenson,

**Dr. Barbara Carey-Shuler, Barbara J. Jordan**  
 RESOLUTION URGING THE U.S. GOVERNMENT TO  
 ASSERT NECESSARY LEADERSHIP AND CONVINCING  
 MEMBERS OF THE U.N. SECURITY COUNCIL THAT  
 GENOCIDE IN DARFUR REQUIRES THEIR URGENT  
 ATTENTION AND IMMEDIATE INTERNATIONAL  
 ACTION

*Forwarded with a favorable  
 recommendation  
 Mover: Moss  
 Seconder: Jordan  
 Vote: 6-0*

**Report:** *Assistant County Attorney Maldonado read the  
 foregoing proposed resolution into the record.*

*Assistant County Attorney Monica Maldonado  
 responded to Commissioner Seijas question  
 regarding the intent of the foregoing proposed  
 resolution. She noted this resolution was intended  
 to urge the U.S. government to intervene in  
 genocide in Darfur region of the Sudan of Africa  
 where over 400,000 lives had been lost as a result  
 of genocide.*

*Chairwoman Heyman asked Assistant County  
 Manager Munoz to ensure that sufficient support  
 documentation was included in agenda item  
 packages.*

*Commissioner Souto suggested the Commission  
 develop a movie depicting the brutal conditions  
 occurring in the Sudan, in Cuba and other parts of  
 the counties to use as an educational tool in  
 response to Commissioner Seijas' remarks  
 regarding the plight of the Cuban people.*

*Commissioner Jordan asked to be added as a co-  
 sponsor of the foregoing proposed resolution.*

2L

053035 Resolution

Katy Sorenson,

Sally A. Heyman

RESOLUTION URGING THE FLORIDA LEGISLATURE  
TO DEFEAT LEGISLATION THAT WOULD BAN  
EMPLOYERS FROM PROHIBITING EMPLOYEES FROM  
HAVING GUNS IN THEIR LOCKED CARS AT WORK

*Forwarded with a favorable  
recommendation*

*Mover: Gimenez*

*Seconder: Heyman*

*Vote: 6-0*

2M

053005 Resolution

Sen. Javier D. Souto,

Dorrin D. Rolle, Rebeca Sosa, Jose "Pepe" Diaz, Dennis C.

Moss, Barbara J. Jordan, Carlos A. Gimenez

RESOLUTION URGING THE FLORIDA LEGISLATURE,  
THE FLORIDA DEPARTMENT OF TRANSPORTATION,  
FLORIDA'S TURNPIKE ENTERPRISE, THE SOUTH  
FLORIDA WATER MANAGEMENT DISTRICT AND  
OTHER PERTINENT STATE DEPARTMENTS TO FUND  
AND INSTALL GUARDRAILS ON HIGHWAYS  
ADJOINING CANALS IN HEAVILY-TRAVELED AREAS

*Forwarded with a favorable  
recommendation*

*Mover: Souto*

*Seconder: Seijas*

*Vote: 6-0*

2N

053031 Resolution

Sen. Javier D. Souto

RESOLUTION URGING THE FLORIDA LEGISLATURE  
TO INCLUDE FUNDING FOR THE PURCHASE OF  
GENERATORS FOR EMERGENCY FUEL SUPPLIES IN  
ITS 2006 BUDGET; URGING THE GOVERNOR NOT TO  
VETO SUCH FUNDING

*Withdrawn*

**Report:** *(See Agenda Item 2N Substitute; Legislative File  
No. 053125.)*

SUB 2N

**053125 Resolution** **Sen. Javier D. Souto**

RESOLUTION URGING THE FLORIDA LEGISLATURE TO INCLUDE FUNDING FOR THE PURCHASE OF GENERATORS FOR EMERGENCY FUEL SUPPLIES IN ITS 2006 BUDGET; URGING THE GOVERNOR NOT TO VETO SUCH FUNDING; URGING THE LEGISLATURE TO PASS LEGISLATION REQUIRING GASOLINE STATIONS TO BE EQUIPPED WITH ALTERNATIVE MEANS OF POWER GENERATION [SEE ORIGINAL ITEM UNDER FILE NO. 053031]

*Forwarded with a favorable recommendation*

*Mover: Souto*

*Seconder: Gimenez*

*Vote: 6-0*

**Report:** *Assistant County Attorney Maldonado read the foregoing proposed resolution into the record.*

*Chairwoman Heyman asked the Assistant County Manager Alex Munoz to prepare an appropriate memorandum to County Commission Chairman Martinez requesting a waiver of the Board's rules and procedures to allow this proposed resolution to be placed on the County Commission's November 15, 2005, agenda.*

### 3 DEPARTMENT

3A

**053046 Resolution**

RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT FOR SALE AND PURCHASE, BETWEEN MENRUSTI, S.A., AS SELLER AND MIAMI-DADE COUNTY AS BUYER, OF 10-ACRES OF VACANT LAND LOCATED ON THE WEST SIDE OF SW 157TH AVENUE, SOUTH OF THEORETICAL SW 20TH STREET, FOR FUTURE PARK DEVELOPMENT; AND AUTHORIZING THE COUNTY MANAGER TO EXECUTE THE CONTRACT FOR AND ON BEHALF OF MIAMI-DADE COUNTY; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE ANY AND ALL RIGHTS CONFERRED THEREIN (General Services Administration Department)

*Withdrawn*

**Report:** *(See Agenda Item 3A Substitute; Legislative File No. 053155.)*

## 3A Substitute

**053155 Resolution**

RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT FOR SALE AND PURCHASE, BETWEEN MENRUSTI, S.A., AS SELLER AND MIAMI-DADE COUNTY AS BUYER, OF 10-ACRES OF VACANT LAND LOCATED ON THE WEST SIDE OF SW 157TH AVENUE, SOUTH OF THEORETICAL SW 20TH STREET, FOR FUTURE PARK DEVELOPMENT; AND AUTHORIZING THE COUNTY MANAGER TO EXECUTE THE CONTRACT FOR AND ON BEHALF OF MIAMI-DADE COUNTY; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE ANY AND ALL RIGHTS CONFERRED THEREIN [SEE ORIGINAL ITEM UNDER FILE NO. 053046] (General Services Administration Department)

*Forwarded with a favorable recommendation*

*Mover: Moss*

*Seconder: Heyman*

*Vote: 6-0*

**Report:** *Assistant County Attorney Maldonado read the foregoing proposed resolution into the record.*

*In response to Commissioner Gimenez' inquiry on why the higher fee was paid for the appraisal, General Services Administration Assistant Director Wendi Norris explained that the appraisal price of \$50,000 per acre was paid rather than the lower \$30,000 per acre under advisement of the County's Property Appraiser.*

## 3B

**053076 Resolution**

RESOLUTION AUTHORIZING APPROVAL OF TEN (10) GRANTS FROM THE FY 2005-2006 CULTURAL ACCESS NETWORK GRANTS PROGRAM TO: CITY THEATRE, INC.; CORAL GABLES CONGREGATIONAL CHURCH, INC.; FANTASY THEATRE FACTORY, INC.; GABLESTAGE, INC.; HISPANIC-AMERICAN LYRIC THEATRE, INC.; MAXIMUM DANCE COMPANY; MIAMI CHORAL SOCIETY, INC. DBA MIAMI CHILDREN'S CHORUS; MIAMI CONTEMPORARY DANCE COMPANY; MOMENTUM DANCE COMPANY, INC.; THE RHYTHM FOUNDATION, INC. AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE CANCELLATION PROVISIONS CONTAINED THEREIN (Cultural Affairs Council)

*Forwarded with a favorable recommendation*

*Mover: Moss*

*Seconder: Heyman*

*Vote: 6-0*

3C

**053078 Resolution**

RESOLUTION AUTHORIZING FUNDING OF THREE  
FELLOWSHIP AWARDS TO SOUTH FLORIDA ARTISTS  
FROM THE FY 2005-2006 DANCE MIAMI  
CHOREOGRAPHERS FELLOWSHIP PROGRAM; AND  
AUTHORIZING THE COUNTY MANAGER TO EXERCISE  
CANCELLATION PROVISIONS CONTAINED THEREIN  
(Cultural Affairs Council)

*Forwarded with a favorable  
recommendation*

*Mover: Moss*

*Seconder: Heyman*

*Vote: 6-0*

3D

**053079 Resolution**

RESOLUTION AUTHORIZING APPROVAL OF FORTY-SIX GRANTS FROM THE DEPARTMENT OF CULTURAL AFFAIRS' 2005-2006 DEVELOPING ARTS IN NEIGHBORHOODS GRANTS PROGRAM TO ACADEMIA DE LAS LUMINARES DE LAS BELLAS ARTES, INC.; AFRICAN AMERICAN PERFORMING ARTS COMMUNITY THEATRE; ALHAMBRA MUSIC, INC. D/B/A ALHAMBRA ORCHESTRA; ANCHOR ARTS MANAGEMENT, INC.; ARCA IMAGES, INC.; ARTS AT ST. JOHNS, INC.; BALLET CONCERTO COMPANY OF MIAMI, INC.; BALLET ROSARIO SUAREZ CORPORATION; BEHIND THE CURTAIN ENTERTAINMENT, INC.; BET BREIRA, INC. - BET BREIRA GALLERY; CACEC, INC. (CENTER FOR ARTISTIC AND CULTURAL EVENTS IN THE COMMUNITY, INC.); CENTER FOR EMERGING ART, INC.; CIBONEY TRIBE, INC.; CIRCULO LIRICO DE LA OPERA, INC.; CIVIC CHORALE OF GREATER MIAMI, INC.; CLARITA FILGUEIRAS - FLAMENCO PURO, INC.; COMMUNITY ARTS AND CULTURE, INC.; COMMUNITY CONCERT ASSOCIATION F/A FOR THE EDGE THEATER; COMMUNITY PERFORMING ARTS ASSOCIATION, INC.; COMMUNITY THEATRE OF MIAMI LAKES, INC.; COVE/RINCÓN INTERNATIONAL, INC.; DANCE NOW! ENSEMBLE, INC.; DECO ECHO ARTISTS' DELEGATION D/B/A CENTER FOR FOLK AND COMMUNITY ART (CFCA); DIASPORA VIBE CULTURAL ARTS INCUBATOR, INC.; DIEN B., INC. D/B/A DAMIEN B. CONTEMPORARY ART CENTER; DIEN B., INC. F/A FOR ARTE DEL BARRIO CORPORATION; EDGE ZONES, INC.; FOOD CULTURE MUSEUM; FREDDICK BRATCHER AND COMPANY, INC.; HISPANIC-AMERICAN LYRIC THEATRE, INC. F/A FOR ART AND DECORATION, INC.; HOMESTEAD COMMUNITY CONCERT ASSOCIATION, INC.; KAREN PETERSON AND DANCERS, INC.; MARTI ARTISTIC REPERTORY THEATER, INC.; MIAMI BEACH FILM SOCIETY, INC.; MIAMI CIVIC MUSIC ASSOCIATION; MIAMI CLASSICAL GUITAR SOCIETY INC.; MIAMI WATERCOLOR SOCIETY, INC.; MIAMINTELLIGENCE, INC.; MZ. GOOSE, INC.; NORTH MIAMI COMMUNITY CONCERT BAND; SERAPHIC FIRE, INC.; SOCIEDAD CULTURAL DE SANTA CECILIA, INC.; SOUTH BEACH CHAMBER ENSEMBLE, INC.; SOUTH FLORIDA BLUEGRASS ASSOCIATION, INC.; SOUTH FLORIDA COMPOSER'S ALLIANCE F/A FOR ARTEMIS PERFORMANCE NETWORK; THE UNCONSERVATORY, INC.; AND AUTHORIZING EXECUTION OF THE GRANT AGREEMENTS AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN (Cultural Affairs Council)

*Forwarded with a favorable recommendation*

*Mover: Moss*

*Seconder: Jordan*

*Vote: 6-0*

**Report:** *Assistant County Attorney Maldonado read the foregoing proposed resolution into the record.*

*Miami-Dade Cultural Affairs Director, Michael Spring, responded to Commissioner Gimenez' inquiry regarding the funding criteria, and explained that staff counseled each applicant and referred those with quality and eligibility issues the alternate programs before the grants were presented at a public town meeting for deliberation.*

3E

**053154 Resolution**

RESOLUTION RETROACTIVELY AUTHORIZING THE COUNTY MANAGER'S ACTION IN APPLYING FOR FUNDS FROM THE FLORIDA DEPARTMENT OF STATE, DIVISION OF LIBRARY AND INFORMATION SERVICES, FOR STATE AID TO LIBRARIES AND AUTHORIZING THE COUNTY MANAGER TO RECEIVE AND EXPEND SAID FUNDS, TO EXECUTE AND NECESSARY CONTRACTS AND AMENDMENTS, AND TO EXERCISE EXTENSION AND CANCELLATION PROVISIONS CONTAINED THEREIN (Library Department)

*Forwarded with a favorable recommendation  
Mover: Moss  
Seconder: Heyman  
Vote: 6-0*

**4 CLERK OF THE BOARD**

4A

**053062 Report**

CLERK'S SUMMARY OF MEETING MINUTES FOR OCTOBER 12, 2005 (Clerk of the Board)

*Withdrawn*

**Report:** *(See Agenda Item 4A Substitute; Legislative File No. 053124.)*

SUB 4A

**053124 Report**

CLERK'S SUMMARY OF MEETING MINUTES FOR OCTOBER 12, 2005 (Clerk of the Board)

*Approved  
Mover: Moss  
Seconder: Gimenez  
Vote: 6-0*

**5 REPORTS**

5A

**053000 Report**

ORAL REPORT RE: PARK DEDICATIONS,  
GROUNDBREAKING CEREMONIES AND SPECIAL  
EVENTS (Park & Recreation Department)

*Report Received*

**Report:** *Assistant County Attorney Maldonado read the foregoing proposed report into the record.*

*Commissioner Jordan asked the Park and Recreation Director to provide her with a follow-up report on the outcome of the discussion with Miami-Dade County School Board representatives regarding efforts to increase to size of the swimming pool at Ives Dairy Park through cost sharing.*

*Chairwoman Heyman asked the Director to provide her with a copy of this report as well.*

*Park and Recreation Director Vivian Rodriguez stated she would provide the requested information and keep Chairwoman Heyman and Commissioner Jordan updated as the project progressed.*

5B

**053087 Report**ORAL REPORT RE: GROUNDBREAKING CEREMONIES  
AND SPECIAL EVENTS (Library Department)**Report Received**

**Report:** *Assistant County Attorney Maldonado read the foregoing proposed report into the record.*

*Chairwoman Heyman commended the Library System Director on the prompt response to the community when the Northeast Dade Branch received extensive devastation from Hurricane Wilma by opening another library within that community.*

*The Miami-Dade Library System Director, Raymond Santiago, provided a brief overview of the groundbreaking ceremonies and special events planned by the Library Department. He pointed out that although three branches remained closed due to damage from Hurricane Wilma, the Hispanic Branch would reopen within the next two weeks, and the North Dade Regional Branch would reopen later today. He commended the Library staff for their ability to rebound so quickly after Hurricane Wilma.*

*Commissioner Jordan commended Mr. Santiago for the wonderful groundbreaking celebration conducted at the California Club Branch and for expediting the opening of the North Dade Regional Branch.*

5C

**053086 Report**ORAL REPORT RE: SOUTH MIAMI DADE CULTURAL  
ARTS CENTER UPDATE (County Manager)**Report Received**

**Report:** *Assistant County Attorney Maldonado read the foregoing proposed report into the record.*

*Miami-Dade Cultural Affairs Director Michael Spring provided a brief overview of the status of construction of the Cultural Arts Center. He highlighted the following points of interest:*

- Contractor and construction trailers were on site;*
- Construction schedule was being developed;*
- Groundbreaking ceremony was rescheduled due to Hurricane Wilma;*
- Selection committee for supplemental architectural services was being scheduled; and*
- Cultural Affairs Department was to represent a half million dollar grant request from the State of Florida in West Palm Beach the following week.*

*Commissioner Seijas asked the Cultural Affairs Department Director to ensure the brochures prepared by the Department were amended to include the reprinted page featuring the Mayor, the County Commissioners, and the County Manager as previously requested by Commissioner Moss, before they were distributed.*

*Commissioner Moss commented that regular meetings were held with Mr. Spring and the Cultural Affairs staff regarding the Cultural Arts Center and noted efforts to correct any errors were underway.*

5D

**053081 Report**REPORT RE: UPCOMING MIAMI DADE SPORTS  
COMMISSION SPECIAL EVENTS (County Manager)**Report Received**

**Report:** *Assistant County Attorney Maldonado read the foregoing proposed report into the record.*

*Mr. Mike Sophia, Executive Director, Miami-Dade Sports Commission (MDSC) presented the foregoing report entitled, "Upcoming Miami-Dade Sports Commission Events." He noted the State high school football championship games would be held in Miami-Dade County for the first time in December 2005.*

*Commissioner Moss commended Mr. Sophia and members of the Sports Commission on their hard work in bringing the upcoming events to Miami-Dade County.*

*Commissioner Seijas asked the Park & Recreation Department Director to meet with the representatives of the Miami Dade Sports Commission to discuss including soccer games on the list of special events to be hosted by the Commission.*

5E

**053085 Report**PERFORMING ARTS CENTER UPDATE (County Manager) *Report Received*

**Report:** *Assistant County Manager Bill Johnson presented his report entitled "Performing Arts Center – Progress Report" in which he summarized the following issues:*

- \* Safety –site security increased;*
- \* Quality –project monitoring continued; and*
- \* Schedule – project on target for August 2006 occupancy certificate date.*

*Mr. Ron Austin, Director of Construction for the Performing Arts Center, appeared and provided additional information on the status of the PAC project which included status reports on the following construction sites:*

- \* Sanford and Delores Ziff Ballet/Opera House;*
- \* Carnival Concert Hall;*
- \* Canopy; and*
- \* Art Deco Tower.*

*Mr. Austin advised that Hurricane Wilma caused no damage to the PAC with the exception of ripping the fire protection curtain the inside of the Ballet/Opera House.*

*The Performing Arts Center Senior Project Manager, Olatunbosun Aluko, provided a status report for the construction and resurfacing aspects during which he noted the City of Miami had engaged in collaborative efforts with the Florida Department of Transportation to resurface adjacent streets. He noted Commissioner Rolle was working with the Office of Community and Economic Development staff to host a job fair to target employees in the construction industry. Mr. Aluko noted this job fair was tentatively scheduled for November 17, 2005,*

5F

**053084 Report**

ORAL REPORT RE: SUNSET REVIEW OF BOARDS  
(Office of Strategic Business Management)

*Report Received*

**Report:** *Hearing no objection, the Committee considered the foregoing report out of order, as requested by Chairwoman Heyman.*

*Assistant County Manager Alex Munoz presented this report. He noted the County Administration had reviewed the County Advisory Board to identify problems encountered in meeting quorum requirements and in finding qualified candidates interested in serving on these Boards. He also noted the Office of Strategic Business Management had developed a report listing the specific vacancies existing on each Board which would be distributed to commissioners later today. Mr. Munoz pointed out that of the 14 Boards, Art in Public Places and Kendall Lakes Landscape Maintenance Special Taxing District Advisory Boards had been restructured legislatively and only the Park and Recreation Citizen Advisory Committee was currently having difficulty meeting the quorum requirements, noting that only eight of its 26 positions were vacant.*

*Additionally, Mr. Munoz noted the comprehensive report previously requested by Commissioner Moss was being prepared under the jurisdiction of the Governmental Structure Task Force, which would provide further insight on these issues. He concluded by noting that the existing Board Directors had not raised any concerns regarding the need to change requirements.*

*Chairwoman Heyman noted that only the Safe Neighborhood Parks Nominating Committee was approaching sunset.*

*Commissioner Moss asked the County Manager to meet with Chairpersons of other County Boards to coordinate BCC committee reviews for needs assessments and recommendations.*

*Commissioner Seijas asked the County Manager to place this report of the December 13, 2005, agenda for review by the INLU Committee.*

*Chairwoman Heyman asked her colleagues to provide names of persons interested in serving on advisory boards in an effort to fill the vacant slots.*

*Regarding Commissioner Jordan's question regarding the sunset of the Film & Entertainment Advisory (FEA) Board, Mr. Munoz stated that the FEA was in the process of being disbanded but following a review by this committee, the resolution to sunset the FEA Board was withdrawn at the full BCC meeting. He noted the Commission expressed the desire to maintain the Board and revisit its purpose.*

*Commissioner Jordan called forth the Mayor's Office of Film & Entertainment Director Jeff Peel to speak on this issue. Please see Agenda Item 1E1, Legislative File Number 052998 for report.*

5G

**053098 Report**

ORAL REPORT RE: FUEL AT HAULOVER MARINA  
(Park & Recreation Department)

**Report Received**

**Report:** *Assistant County Attorney Maldonado read the foregoing proposed report into the record.*

*Chairwoman Heyman asked the Park and Recreation Director to reach out to Captain Lynch as the contact for the fishing fleet at the Haulover Marina on this fueling issue.*

5H

**053122 Special Presentation**

ORAL REPORT RE: ELECTRONIC SUBPOENA PROCESS *Report Received*  
(County Manager)

**Report:** *Assistant County Attorney Maldonado read the foregoing proposed report into the record.*

*Enterprise Services Technology Department (ESTD) Director, Mary Fuentes and Miami-Dade Police Department (MDPD) Assistant Director J.D. Patterson, presented a PowerPoint presentation on the Electronic Subpoena process as a follow-up to Honorable Judge Leifman's October 12, 2005 presentation. Major points highlighted were communication, connectivity, and security.*

*Chairwoman Heyman asked Ms. Fuentes to revisit the findings from the City of Aventura's research on this system, to review Judge Leifman's presentation, review the written report, and meet with the Miami-Dade Police Chiefs and Assistant County Manager Munoz to develop and move this project forward.*

*Commissioner Gimenez asked Mr. Patterson to bring back a report to the December 14, 2005 meeting outlining what was to happen to the 38 positions eliminated through the implementation of the Electronic Subpoena system.*

**6 ADJOURNMENT**

**Report:** *There being no further business to come before the Intergovernmental, Recreation and Cultural Affairs Committee, the meeting was adjourned at 12:24 p.m.*