

Memorandum



Date: (Second Reading 05-09-06)
March 7, 2006

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

Agenda Item No. 7(L)

From: George M. Burgess
County Manager

Subject: Ordinance to Amend Safe Neighborhood Parks Ordinance 96-115

RECOMMENDATION

It is recommended that the Board of County Commissioners (BCC) approve the attached Ordinance to amend the Safe Neighborhood Parks (SNP) Ordinance 96-115 to sunset the SNP Nominating Committee.

BACKGROUND

On July 16, 1996, the BCC approved Ordinance No. 96-115 which authorizes issuance, subject to approval by special election, \$200 million in general obligation bonds for park projects; establishes a Citizens' Oversight Committee and empowers it to administer the bond program; and designates entities and projects eligible for bond funding. At the November 5, 1996 Special Election, 67% of those voting approved the bond program. On May 6, 1997, the BCC appointed the Citizens' Oversight Committee.


The SNP Nominating Committee was also established by the Ordinance to submit a slate of candidates to the BCC for appointment to the SNP Citizens' Oversight Committee. In July 1998, the Nominating Committee established an on-going application process for candidates to be submitted to the BCC to fill Oversight Committee vacancies. The Nominating Committee has not met since that time. In the 2005 Sunset Review Report, it was recommended that the SNP Nominating Committee be sunset and the application process be facilitated by staff.

A handwritten signature in black ink, appearing to be "Alex Munoz", written over a horizontal line.

Alex Munoz, Assistant County Manager

Memorandum



Date: May 9, 2006
To: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners
From: George M. Burgess
County Manager 
Subject: Ordinance Relating to the Safe Neighborhood Parks Ordinance

The proposed ordinance relating to the Safe Neighborhood Parks Ordinance, Article III of Chapter 25B of the Code of Miami-Dade County will have no fiscal impact to Miami-Dade County.


Assistant County Manager

Fiscal00106



MEMORANDUM

(Revised)

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

DATE: May 9, 2006

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Agenda Item No. 7(L)

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. 7 (L)

Veto _____

05-09-06

Override _____

ORDINANCE NO. _____

ORDINANCE RELATING TO THE SAFE NEIGHBORHOOD PARKS ORDINANCE, ARTICLE III OF CHAPTER 25B OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AMENDING SECTION 25B-23 PERTAINING TO BONDS; AMENDING ORDINANCE 96-115 TO REVISE THE SAFE NEIGHBORHOOD PARK CITIZENS' OVERSIGHT COMMITTEE APPOINTMENT PROCESS PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

WHEREAS, Ordinance 96-115 established the Safe Neighborhood Parks Nominating Committee to provide candidates for selection by the Board of County Commissioners; and

WHEREAS, the Nominating Committee at its July, 17, 1998 meeting established an ongoing application process to fill vacancies as they occur on the Oversight Committee; and

WHEREAS, the Nominating Committee is not currently serving the purpose for which it was created,

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

Section 1. Section 25B of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:¹

Sec 25B-23. Administration.

¹Words 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.

(a) *The Citizens' Oversight Committee.* A Citizens' Oversight Committee ("Committee") will be formed to oversee the disbursement of the proceeds from the sale of the bonds. The Committee will have thirteen (13) members; one (1) residing in each of Miami-Dade County's thirteen (13) commission districts. Members of the Committee shall be residents of Miami-Dade County who possess outstanding reputations for civic pride, integrity, responsibility and business or professional ability and experience or interest in the fields of recreation, conservation of natural resources or land use planning. The Committee ~~[[and the Nominating Committee,]]~~ as defined below, will be comprised of members who are representative of the geographic, ethnic, racial and gender make-up of the County.

(1) *Selection.*

~~[[Members of the Committee shall be nominated and appointed in the manner set forth in this subsection. The Board of County Commissioners of Miami-Dade County, Florida shall appoint a nominating committee (the "Nominating Committee") comprised of twenty-three (23) members as follows:~~

~~(i) Six (6) representatives of the State, County or municipal government, which shall include the following persons or their designees: the State Attorney for the Eleventh Judicial Circuit, the Superintendent of the Miami-Dade County School Board, the Miami-Dade County Manager, and the Executive Director of the Miami-Dade League of Cities;~~

~~(ii) Twelve (12) representatives of civic, not-for-profit organizations, which shall include the following persons or their designees: Chairman of the United Way, President of Tropical Audubon Society, President of Citizens for a Better South Florida, Director of the Urban League, Director of Alliance for Aging, President of the Jewish Federation, President of the Children's Services Council, President of the Cuban National Planning Council; President of CAMACOL,~~

~~President of the Miami Dade Branch NAACP; President of Baptist Ministers Council of Greater Miami and Vicinity; and the Executive Vice President of the Rabbinical Association of Greater Miami;~~

~~(iii) Five (5) representatives of civic, not for profit organizations dedicated to promoting and conserving the environmental or recreational resources of this community, which shall include the following persons or their designees: president of the Florida Recreation and Park Association, President of the Land Trust of Miami Dade County, and President of the Sierra Club.~~

~~The Nominating Committee shall submit a slate of four (4) candidates from each Commission District to the Board of Miami Dade County Commissioners for selection. The Board must select from the slate submitted by the Nominating Committee; however, the Board may request additional nominations.]]~~ >>Each member of the Board of County Commissioners shall appoint one representative to the Committee. Each representative shall reside in the appointing commissioner's district.<<

Section 2. Ordinance 96-115 adopted by this Board on July 16, 1996 is hereby amended to read as follows:

Section 4. Administration.

(a) *The Citizens' Oversight Committee.* A Citizens' Oversight Committee ("Committee") will be formed to oversee the disbursement of the proceeds from the sale of the bonds. The

Committee will have thirteen (13) members; one (1) residing in each of Miami-Dade County's thirteen (13) commission districts. Members of the Committee shall be residents of Miami-Dade County who possess outstanding reputations for civic pride, integrity, responsibility and business or professional ability and experience or interest in the fields of recreation, conservation of natural resources or land use planning. The Committee ~~[[and the Nominating Committee,]]~~ as defined below, will be comprised of members who are representative of the geographic, ethnic, racial and gender make-up of the County.

(1) *Selection.*

~~[[Members of the Committee shall be nominated and appointed in the manner set forth in this subsection. The Board of County Commissioners of Miami Dade County, Florida shall appoint a nominating committee (the "Nominating Committee") comprised of twenty three (23) members as follows:~~

~~(i) Six (6) representatives of the State, County or municipal government, which shall include the following persons or their designees: the State Attorney for the Eleventh Judicial Circuit, the Superintendent of the Miami-Dade County School Board, the Miami-Dade County Manager, and the Executive Director of the Miami-Dade League of Cities;~~

~~(ii) Twelve (12) representatives of civic, not for profit organizations, which shall include the following persons or their designees: Chairman of the United Way, President of Tropical Audubon Society, President of Citizens for a Better South Florida, Director of the Urban League, Director of Alliance for Aging, President of the Jewish Federation, President of the Children's Services Council, President of the Cuban National Planning Council; President of CAMACOL, President of the Miami-Dade Branch NAACP; President of Baptist Ministers Council of Greater~~

~~Miami and Vicinity; and the Executive Vice President of the Rabbinical Association of Greater Miami;~~

~~(iii) Five (5) representatives of civic, not for profit organizations dedicated to promoting and conserving the environmental or recreational resources of this community, which shall include the following persons or their designees: president of the Florida Recreation and Park Association, President of the Land Trust of Miami Dade County, and President of the Sierra Club.~~

~~The Nominating Committee shall submit a slate of four (4) candidates from each Commission District to the Board of Miami Dade County Commissioners for selection. The Board must select from the slate submitted by the Nominating Committee; however, the Board may request additional nominations.]]~~ >> Each member of the Board of County Commissioners shall appoint one representative to the Committee. Each representative shall reside in the appointing commissioner's district. <<

Section 3. 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 4. 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 5. 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:

C. M. P. S.

Prepared by:

DDC

Diamela Del Castillo