

MEMORANDUM

Agenda Item No. 11(A) (16)

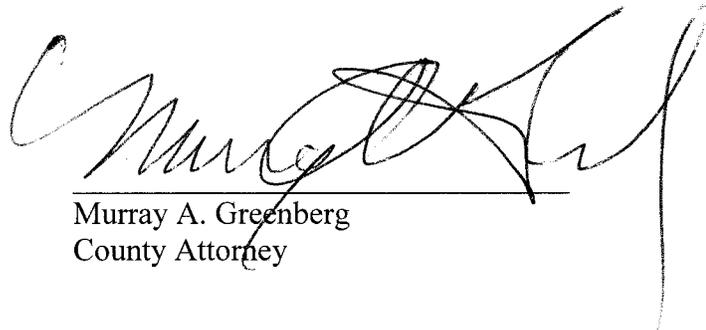
TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: February 20, 2007

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Resolution urging the
legislature to impose a
letter-grading system for
restaurant inspection reports

The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Dorrin D. Rolle and Commissioner Carlos A. Gimenez.



Murray A. Greenberg
County Attorney

MAG/bw



MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: February 20, 2007

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Agenda Item No. 11(A)(16)

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. 11(A)(16)
2-20-07

RESOLUTION NO. _____

RESOLUTION URGING THE FLORIDA LEGISLATURE TO IMPOSE A LETTER-GRADING SYSTEM FOR RESTAURANT INSPECTION REPORTS AND TO REQUIRE RESTAURANTS TO POST SUCH LETTER GRADE ON A SIGN NEAR THE ENTRANCE INDICATING THAT THE INSPECTION REPORTS ARE AVAILABLE FOR PUBLIC REVIEW

WHEREAS, the State of Florida currently has exclusive jurisdiction to inspect restaurants for health and cleanliness standards and Section 509.101, Florida Statutes, provides that inspection reports must be made available upon request for public review; and

WHEREAS, a recent local television news report found that a number of restaurants in Miami-Dade County do not comply with the law requiring them to provide such inspection reports to the public upon request; and

WHEREAS, Florida law currently does not require restaurants to post signs indicating to the public that inspection reports are available for public review, and Florida law preempts local governments from imposing such a requirement; and

WHEREAS, the State of California requires that restaurants post signs indicating that health inspection reports are available for public review; and

WHEREAS, the States of North Carolina and Tennessee not only require restaurants to post such signs, but also impose a letter grade on restaurants that must be shown on the sign indicating how well the restaurant has scored on the health inspection,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Urges the Florida Legislature to impose a letter-grading system for restaurant inspection reports and to require restaurants to post such letter grade on a sign near the entrance indicating that the inspection reports are available for public review.

Section 2. Directs the Clerk of the Board to transmit certified copies of the resolution to the Governor, Senate President, House Speaker, and Chair and members of the Miami-Dade State Legislative Delegation.

Section 3. Directs the County's state lobbyists to advocate for the issue identified in section 1 above, and directs the Office of Intergovernmental Affairs to include this item in the 2007 state legislative package.

The foregoing resolution was sponsored by Commissioner Dorrin D. Rolle and Commissioner Carlos A. Gimenez 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:

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

The Chairman thereupon declared the resolution duly passed and adopted this 20th day of February, 2007. 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.

JMM

Jess M. McCarty

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