MEMORANDUM
Harvey Ruvin
Clerk of the Circuit and County Courts
Clerk of the Board of County Commissioners
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HPSC
Agenda Item No. 6(A)

TO: Honorable Chairman Moss and Members of the Health and Public Safety Committee

DATE: **January 17, 2008**

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

SUBJECT: Approval of Commission Committee Minutes

The following Clerk's Summary of Minutes is submitted by the Clerk of the Board for approval by the Health and Public Safety Committee.

- November 28, 2007

Attachment
KMS/msy

MIAMI-DADE COUNTY
CLERK'S SUMMARY OF MINUTES
HEALTH & PUBLIC SAFETY COMMITTEE

Board of County Commissioners
Commission Chambers - Stephen P. Clark Center
111 NW 1st Street, 2nd Floor
Miami, Florida 33128

Wednesday, November 28, 2007
2:00 p.m.

Harvey Ruvin, Clerk
Board of County Commissioners

Kay Madry Sullivan, Director
Clerk of the Board Division

Mary Smith-York, Commission Reporter
(305) 375-1598

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

CLERK'S SUMMARY OF
Meeting Minutes
Health and Public Safety Committee

Dennis C. Moss (9) Chair; Rebeca Sosa (6) Vice Chair; Commissioners Jose "Pepe" Diaz (12), Carlos A. Gimenez (7), Sally A. Heyman (4), and Javier D. Souto (10)

Wednesday, November 28, 2007 **2:00 PM** **COMMISSION CHAMBER**

Members Present: Carlos A. Gimenez, Dennis C. Moss, Rebeca Sosa, Javier D. Souto.

Members Absent: Jose "Pepe" Diaz, Sally A. Heyman.

Members Late: None.

Members Excused: None.

Members Absent County Business: None.

1 MINUTES PREPARTED BY:

Report: *Mary Smith-York, Commission Reporter*
(305) 375-1598

1A INVOCATION

1B PLEDGE OF ALLEGIANCE

1C ROLL CALL

Report: *The following staff members were present: Assistant County Manager Alina Hudak, Assistant County Attorney Valda Clark Christian, and Deputy Clerk Mary Smith-York.*

Chairman Moss called the meeting to order at 9:21 a.m. He noted as a quorum was not yet present, informational reports would be heard first.

Upon arrival of a quorum, Assistant County Attorney Christian requested that Item 2C Substitute be added to today's agenda as a replacement of Agenda Item 2C, as requested by the County Manager.

It was moved by Commissioner Souto that today's agenda be approved with the requested changes noted by Assistant County Attorney Christian. This motion was seconded by Chairman Moss, and upon being put to a vote, passed unanimously by those members present.

2 COUNTY COMMISSION

2A

073163 **Resolution** **Sally A. Heyman**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE POLICE DEPARTMENT FOR THE OCTOBER 13-14, 2007 DRAGON BOAT FESTIVAL SPONSORED BY UNITED CHINESE ASSOCIATION OF FLORIDA, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $7,978.53 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

Forwarded with a favorable recommendation
Mover: Gimenez
Seconder: Sosa
Vote: 4-0
Absent: Heyman, Diaz

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

There being no discussion regarding the foregoing proposed resolution, the committee proceeded to vote.

2B

073130 **Resolution** **Barbara J. Jordan**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE POLICE DEPARTMENT AND THE MIAMI-DADE FIRE RESCUE DEPARTMENT FOR THE OCTOBER 31, 2007 FAMILY FALL FESTIVAL SPONSORED BY ANTIOCH MISSIONARY BAPTIST CHURCH OF CAROL CITY, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $9,413.00 TO BE FUNDED IN PART FROM THE COUNTYWIDE IN-KIND RESERVE FUND AND IN PART FROM THE NON-AD VALOREM PORTION OF THE FIRE RESCUE DISTRICT BUDGET

Forwarded with a favorable recommendation
Mover: Gimenez
Seconder: Sosa
Vote: 4-0
Absent: Heyman, Diaz

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

There being no discussion regarding the foregoing proposed resolution, the committee proceeded to vote.

2C

073306 **Resolution** **Barbara J. Jordan**

RESOLUTION AUTHORIZING AN INCENTIVE PACKAGE DESIGNED TO ATTRACT QUALIFIED APPLICANTS FOR POSITIONS AS MIAMI-DADE POLICE OFFICERS AND PROVIDING FUNDS FOR IMPLEMENTATION

Withdrawn

Report: *(SEE AGENDA ITEM 2C SUBSTITUTE; LEGISLATIVE FILE NO. 073492.)*

2C SUBSTITUTE

073492 **Resolution** **Barbara J. Jordan**

RESOLUTION AUTHORIZING AN INCENTIVE PACKAGE DESIGNED TO ATTRACT QUALIFIED APPLICANTS FOR POSITIONS AS MIAMI-DADE POLICE OFFICERS AND PROVIDING FUNDS FOR IMPLEMENTATION [SEE ORIGINAL ITEM UNDER FILE NO. 073306]

Deferred to no date certain
Mover: Sosa
Seconder: Souto
Vote: 4-0
Absent: Diaz, Heyman

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

Commissioner Jordan, visiting Commissioner and sponsor of the foregoing resolution, provided a brief overview of the foregoing proposed resolution. She noted the police department had experienced challenges with recruitment and retention of qualified officers. Commissioner Jordan advised she requested the Miami-Dade Police Department (MDPD) to research the reason for these challenges and prepare a report of the findings, which resulted in the foregoing proposed resolution.

Mr. J.D. Patterson, Assistant Director, MDPD, stated the intent of the foregoing proposed resolution was to offer incentives that attracted qualified officers and encouraged referrals by current police officers in an effort to address the department's recruitment/retention issues. He described research methods used by MDPD for determining the best approach to this problem. Mr. Patterson requested Section 3 of this resolution be deleted since the recruitment tools were of a higher priority at this time.

Commissioner Jordan asked that the foregoing proposed resolution be amended to include language in Section 3, directing the County Manager to identify additional resources, including the use of current mobile units for neighborhood recruitment.

*Commissioner Sosa expressed concern with this request being presented after the budget had been finalized and questioned how a hiring bonus would affect employees who had served the department for years. She suggested increasing the salaries of current employees to make MDPD competitive with other municipalities, rather than offering hiring bonuses. 3:27 **Commissioner Sosa asked Assistant County Manager Hudak to provide her with a report listing each County*

b

*department that awarded bonuses to employees, identifying the recipients' levels of employment, reasons for the bonus, amounts awarded per year, and whether the bonus was in addition to the cost of living increase.***

In response to Commissioner Gimenez' inquiry as to whether the Administration recommended approval of this resolution, Ms. Hudak advised she had received a copy of this item yesterday (11/27) and would review it and prepare a recommendation before it was presented before the full Commission for approval.

Responding to Commissioner Gimenez' question regarding the funding source for the hiring bonuses, Mr. Patterson stated he did not think these funds were not a part of the normal budget.

Ms. Hudak noted funds were not currently budgeted for this purpose; however, if the foregoing resolution directing the County Manager to identify the funding source was approved, the Administration would accommodate this request.

Commissioner Jordan indicated she received an email from MDPD identifying $130,000 as the cost for retrofitting the bus, and the information related to the bonuses was included in that report prepared by MDPD. She pointed out that other local police departments were offering significant bonuses and higher salaries, which enticed trained officers to leave the County. Commissioner Jordan emphasized the importance of retaining the officers once the County had invested in training them.

Commissioner Gimenez noted hiring bonuses would attract officers, but would not necessarily retain them. He explained that officers could still seek employment with other departments after serving a year and obtaining the bonuses. He noted the way to retain officers was to pay as much as the other police departments. Commissioner Gimenez recommended a proposal providing that newly hired police officers, with experience, begin at a higher pay step, be presented to the union representatives.

Commissioner Jordan asked that the foregoing proposed item be deferred.

Commissioner Souto asked Assistant County Attorney Christian to place a discussion item

regarding the Miami-Dade Police Department, on the December 4, 2007 County Commission meeting agenda.

There being no further questions or comments, the committee proceeded to vote on the motion to defer.

2D

073260 **Resolution** **Dennis C. Moss**

RESOLUTION RELATING TO SUNPASS TRANSPONDERS; AND REQUESTING STATE AND LOCAL AGENCIES USING SUNPASS TO CONSIDER COMMENCING A STOLEN VEHICLE RECOGNITION PROGRAM

Amended

Report: *(SEE AGENDA ITEM 2D AMENDED; LEGISLATIVE FILE NO. 073610.)*

2D AMENDED

073610 **Resolution** **Dennis C. Moss**

RESOLUTION RELATING TO SUNPASS TRANSPONDERS; AND REQUESTING STATE AND LOCAL AGENCIES USING SUNPASS TO CONSIDER COMMENCING A STOLEN VEHICLE RECOGNITION PROGRAM [SEE ORIGINAL ITEM UNDER FILE NO. 073260]

Forwarded to BCC with a favorable recommendation with committee amendment(s)
Mover: Moss
Seconder: Gimenez
Vote: 4-0
Absent: Diaz, Heyman

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

Commissioner Moss asked that the foregoing proposed resolution be amended to include language requesting various state and local agencies that utilize the SunPass system to consider commencing a stolen vehicle recognition program to be activated on all lanes of state toll booths and most bridges.

In response to Commissioner Gimenez' inquiry as to the logistics of this process, Commissioner Moss advised that this resolution urged those entities responsible for toll roads to look into the viable technology available and provide recommendations for possible implementation.

There being no further questions or comments, the committee proceeded to vote on the foregoing proposed resolution as amended.

The foregoing proposed resolution was amended to include language requesting various state and local agencies that utilize the SunPass system to consider commencing a stolen vehicle recognition program, and also explore the use of such technology for non-Sunpass traffic lanes, as requested by Chairman Moss.

2E

073392 **Resolution** **Bruno A. Barreiro**

RESOLUTION APPROVING EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA, AND MIAMI-DADE COUNTY, FLORIDA, FOR THE PROVISION OF INSPECTOR GENERAL SERVICES THROUGH THE OFFICE OF THE MIAMI-DADE COUNTY INSPECTOR GENERAL

Amended

Report: *See Agenda Item 2E Amended, Legislative File No. 073660 for the amended version.*

2E AMENDED

073660 **Resolution** **Bruno A. Barreiro, Sally A. Heyman**

RESOLUTION APPROVING EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA, AND MIAMI-DADE COUNTY, FLORIDA, FOR THE PROVISION OF INSPECTOR GENERAL SERVICES THROUGH THE OFFICE OF THE MIAMI-DADE COUNTY INSPECTOR GENERAL [SEE ORIGINAL ITEM UNDER FILE NO. 073392]

Forwarded to BCC with a favorable recommendation with committee amendment(s)
Mover: Sosa
Seconder: Gimenez
Vote: 4-0
Absent: Heyman, Diaz

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

Mr. Chris Mazzella, Miami-Dade Inspector General, appeared and provided a summary of the proposed interlocal agreement between the County and the School Board of Miami-Dade County for the provision of inspector general services through the Office of the Miami-Dade County Inspector General (IG).

Chairman Agustin Barrera, School Board of Miami-Dade County, appeared before the committee and provided a brief overview of the School Board's Inspector General's Office. He noted this project was initiated approximately three (3) years ago.

Chairman Barrera highlighted points in the discussion process that led to the proposed interlocal agreement and explained the proposed organizational structure. He stated there would be no cost to the County, pointing out that the School Board would gain the benefit of the County's Inspector General's experience.

Mr. Mazzella advised that his first priority would be to ensure the jurisdiction, responsibilities, functions, and authority of the School Board's IG office would not differ from that of the County. He noted he anticipated some County resources would be directed to the School Board initially, for the supervision and management of the School Board's IG office. He further noted the cost of the investigators would be absorbed by the School Board and pointed out that the IG staff would consist of School Board employees. Mr. Mazzella advised the cost for the IG's services would be reimbursed to the County, with an additional fee, currently being negotiated, for overhead expenses. Mr. Mazzella commented on the

indemnification and legal representation clause and noted any fees incurred for this purpose would be covered by the School Board. He explained that the agreement was flexible and could be easily amended, to address budget, operations, and facility location issues within a 90-day period. He expressed confidence that this initiative would be successful.

Mr. Mazzella confirmed Commissioner Sosa's point of clarification that the County's OIG staff would remain with the County and the School Board's OIG staff would work only for the School Board.

In response to concerns expressed by Commissioners Sosa and Souto, that the added responsibility would impact the IG's ability to fulfill his obligation to the County, Mr. Mazzella expressed confidence in being able to handle the added responsibilities successfully.

In response to Commissioner Gimenez' inquiry regarding the budget, Mr. Mazzella explained that the School Board's budget for the OIG would be a separate account that the County would draw down on. Regarding separation of County and School Board staff, Mr. Mazzella noted the probability that some County OIG staff would initially work at the School Board's OIG.

Commissioner Gimenez asked that the foregoing proposed resolution be amended to include the language "Miami-Dade County" under Section 10- "INDEMNIFICATION AND LEGAL REPRESENTATION of the OIG and OIG STAFF" with respect to the School Board's hold harmless clause.

Chairman Moss recognized Vice Chairwoman Perla Tabares Hantman and member Ana Rivas Logan of the School Board of Miami-Dade County, and invited them to express their comments.

Ms. Perla Tabares Hantman, Vice Chairwoman, School Board of Miami-Dade County spoke in support of this resolution and expressed hope for a successful outcome.

There being no further questions or comments, the committee proceeded to vote on the foregoing proposed resolution as amended to include the language "Miami-Dade County" under Section 10- "INDEMNIFICATION AND LEGAL

REPRESENTATION of the OIG and OIG STAFF" with respect to the School Board's hold harmless clause.

2F

073228 **Resolution** **Sen. Javier D. Souto**

RESOLUTION DIRECTING CLERK OF THE BOARD TO PROVIDE A QUESTIONNAIRE TO EACH CANDIDATE FOR MEMBERSHIP ON COUNTY BOARDS REQUESTING CERTAIN INFORMATION REGARDING ANY CONFLICT OF INTEREST OR POTENTIAL CONFLICT OF INTEREST WHICH MAY ARISE FROM SERVICE ON THE COUNTY BOARD TO WHICH SHE OR HE MAY BE APPOINTED AND TO PROVIDE CANDIDATE'S RESPONSE TO THE BOARD PRIOR TO ANY APPOINTMENT

Deferred to no date certain
Mover: Souto
Seconder: Gimenez
Vote: 4-0
Absent: Heyman, Diaz

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

Commissioner Souto asked that the foregoing proposed resolution be deferred.

There being no further questions or comments, the committee proceeded to vote on the motion to defer.

3 DEPARTMENT

3A

072809 **Ordinance**

ORDINANCE PERTAINING TO ANIMALS; DELETING AND REPLACING SECTIONS 5-1 THROUGH 5-16 AND 5-18 THROUGH 5-25 IN THEIR ENTIRETY; AMENDING SECTIONS 8CC-8 AND 8CC-10 OF THE CODE; PROVIDING AUTHORITY FOR ENFORCEMENT BY CIVIL PENALTY; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 072490] [SEE ITEM NO. 3B] (Animal Services)

Withdrawn

Report: *(SEE AGENDA ITEM 3A SUBSTITUTE; LEGISLATIVE FILE NO. 073384.)*

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3A SUBSTITUTE

073384 **Ordinance**

ORDINANCE PERTAINING TO ANIMALS; DELETING AND REPLACING SECTIONS 5-1 THROUGH 5-16 AND 5-18 THROUGH 5-25 IN THEIR ENTIRETY; AMENDING SECTIONS 8CC-8 AND 8CC-10 OF THE CODE; PROVIDING AUTHORITY FOR ENFORCEMENT BY CIVIL PENALTY; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 072809] [SEE AGENDA ITEM NO. 3B] (Animal Services)

Forwarded without recommendation
Mover: Sosa
Seconder: Gimenez
Vote: 4-0
Absent: Heyman, Diaz

Report: *Hearing no objection, Agenda Item 3A Substitute was heard simultaneously with Agenda Item 3B.*

Assistant County Attorney Christian read the foregoing proposed ordinances into the record.

Dr. Sara Pizana, Director, Animal Services Department, advised the purpose of the rewrite of Chapter 5 of the Code of Miami-Dade County, was to resolve discrepancies within the code to be consistent with Chapter 33 of the Code, which pertained to zoning, and to coincide with several State Statutes. She noted a major addition was the Anti-Tethering Law. Dr. Pizano acknowledged all parties participating in the rewrite process and provided a PowerPoint presentation detailing the proposed changes and highlighting important issues.

Assistant County Attorney Dennis Kerbel clarified for the record that the hold time pertaining to the confiscation clause, was changed from ten (10) days to five (5) business days. In response to Commissioner Sosa's question regarding changes to the Pit Bull regulation, he advised the sections pertaining to Pit Bulls were not included in the titles and no action could be taken regarding Pit Bulls through these items.

Chairman Moss opened the public hearing and the following individuals appeared:

Mr. Robert Reeves, 2620 N.W. 55th Court, Ft. Lauderdale, spoke in opposition to the ban on Pit Bulls;
Ms. Dahlia Canes, 7370 Big Cypress Court, Miami Lakes, spoke in opposition to the ban on Pit Bulls;

Chairman Moss reminded speakers that no changes to the Breed Specific Legislation (BSL)

were proposed in the foregoing proposed ordinance, therefore no action would be taken regarding that issue.

Mr. Hugh Reed, 1142 N.E. 91st Street, Miami, requested this item be tabled to allow further review;
Ms. Odalys Hayes, 18505 S.W. 197th Avenue, Miami, requested the rewrite of Chapter five be tables;
Ms. Chris Septer, 15601 S.W. 170th Avenue, M8iami, requested this item be tabled;
Ms. Pamela Gray, 19100 S.W. 304th Street, Miami, requested this item be tabled;
Ms. Grace Acosta, 2950 S.W. 103rd Avenue, Miami, requested this item be tabled;
Ms. Diana Garcia, 15959 S.W. 172nd Avenue, Miami, spoke in opposition to limiting the number of dogs owned;
Mr. Franklin DeSousa, 3122 N.E. 2nd Drive, Homestead, addressed the issue of Pit Bulls;
Mr. Joe Morweizer, 309 S.W. 2nd Avenue, Boynton Beach, member of South Florida Bull Terrier Rescue League, requested this item be tabled;
Mr. Joel Szust, 12520 S.W. 114th Avenue, Miami, requested this item be tabled;
Mr. Sam Dworkis, 12591 Shoreside Lane, Wellington, spoke in opposition to the ban on Pit Bulls;
Mr. Danny Kresky, 454 S.E. 11th Terrace, Dania Beach, requested this item be tabled;
Mr. Edel Miedes (phonetic), 10101 E. Bay Harbor Drive, Bay Harbor Island, requested this item be tabled;
Ms. Patricia Fisher, 23250 S.W. 152nd Avenue, Homestead, requested this item be tabled for further review;
Ms. Maria Cristina Kisielewski, 980 N.W. N. River Drive, Miami;
Ms. Nanci Little, 32800 S.W. 188th Way, Homestead, requested this item be tabled;
Ms. Jennifer Resnizt, 6850 S.W. 119th Street, Pinecrest, spoke in opposition to the ban on Pit Bulls;
Mr. Eddie Manning, 7801 Panama Street, spoke in support of the ban on Pit Bulls;
Ms. Margery Glickman, 13740 S.W. 78th Court, Miami, spoke in support of the proposed Chapter 5 rewrite;
Ms. Cindy Hewitt, 11630 S.W. 80th Avenue, Miami, requested the foregoing ordiances be bifurcated to separate out that portion dealing with Hobby Breeders and property owners; and
Mr. Russ Mead, General Consul, Best Friends

Animal Society, 259 N. 100 E, Kanab, UT, spoke in support of the Anti-tethering law; in opposition to the definition of responsibility party and the BSL; he asked that this item be tabled.

There being no other individual(s) to appear in connection with these ordinances, Chairman Moss closed the public hearing and requested staff to respond to the major concerns presented by today's speakers. He emphasized that the BSL issue was not being considered today, and asked staff to focus their response on the other issues expressed.

Assistant County Attorney Kerbel provided the following response:

- "responsible party" definition already existed in the code; tweaked slightly for comprehension;
- citing property owners rather than animal owners already existed as enforcement method in Sec. 1-5;
- the Ohio Supreme Court reversed the Court of Appeals ruling and upheld the Pit Bull Ordinance; and
- the BSL was not applicable to service dogs.

Dr. Pizano concurred that most of the proposed revisions in these ordinances were merely a tweaking of provisions already provided in the code. She questioned the opposition to the proposed revision for "hobby breeders" since it increased the number of litters permitted.

Commissioner Sosa stated she had several concerns regarding this matter, and suggested these ordinances be forwarded to the BCC without recommendation, for further review and discussion by the full Board.

There being no further questions or comments, the committee forwarded the foregoing proposed ordinances to the BCC without a recommendation.

3B

072484 **Ordinance**

ORDINANCE PERTAINING TO ZONING; AMENDING SECTIONS 33-1, 33-13, 33-255, AND 33-259 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AMENDING DEFINITION OF DOG KENNEL; PERMITTING DOG KENNELS IN BU-3 AND IU-1 DISTRICTS SUBJECT TO CONDITIONS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE AGENDA ITEM NOS. 3A AND 3A SUB.] (Department of Planning & Zoning)

Forwarded without recommendation
Mover: Gimenez
Seconder: Sosa
Vote: 4-0
Absent: Diaz, Heyman

Report: *(SEE REPORT UNDER AGENDA ITEM 3A SUBSTITUTE; LEGISLATIVE FILE NO. 073384.)*

3C

073362 **Resolution** **Sally A. Heyman, Rebeca Sosa, Katy Sorenson**

RESOLUTION APPROVING EXECUTION OF SUB-LEASE WITH HUMANE SOCIETY OF GREATER MIAMI/ADOPT-A-PET TO OPERATE VETERINARY CLINIC AT SOUTH DADE GOVERNMENT CENTER AND AUTHORIZING THE COUNTY MAYOR TO EXERCISE CANCELLATION PROVISIONS CONTAINED THEREIN (Animal Services)

Forwarded with a favorable recommendation
Mover: Gimenez
Seconder: Sosa
Vote: 4-0
Absent: Diaz, Heyman

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

Commissioner Heyman asked that she be added as co-sponsor of this item.

In response to Commissioner Gimenez' inquiry regarding the status of the relocation project, Dr. Sara Pizano, Director, Animal Services Department, advised that the facility design had been completed, but since the cost to build this facility was estimated at cost $28 million, other options were being considered, including a retrofitting of a warehouse identified in the City of Doral.

Responding to Commissioner Gimenez' question as to whether other funding sources were available for this project, Assistant County Manager Hudak advised that the Administration was considering several alternatives to accommodate this project. She highlighted an issue concerning the funding relative to the architect's design.

*Commissioner Gimenez asked Assistant County Manager Hudak to prepare a progress report pertaining to Animal Services' relocation into a new facility and to provide it at the next committee meeting scheduled for December 13, 2007. He asked Ms. Hudak to also include in this report a plan of action rectifying this matter.***

There being no further questions or comments, the committee proceeded to vote.

3D

073363 **Resolution** **Sally A. Heyman**

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT WITH HUMANE SOCIETY OF GREATER MIAMI TO OPERATE MOBILE ANIMAL CLINIC TO PROVIDE FREE SPAY/NEUTER SERVICES AND AUTHORIZING THE COUNTY MAYOR TO EXERCISE CANCELLATION AND CONTRACT EXTENSION PROVISIONS CONTAINED THEREIN (Animal Services)

Forwarded with a favorable recommendation
Mover: Sosa
Seconder: Gimenez
Vote: 4-0
Absent: Heyman, Diaz

Report: *Assistant County Attorney Christian read the foregoing proposed resolution into the record and advised that Commissioner Heyman asked to be added as a co-sponsor to this item.*

There being no discussion regarding the foregoing proposed resolution, the committee proceeded to vote.

3E

073430 **Resolution**

RESOLUTION AUTHORIZING THE COUNTY MAYOR'S ACTION IN APPLYING FOR STATE FUNDS FROM STATE OF FLORIDA E911 BOARD E911 STATE GRANT PROGRAM TO SUPPORT THE MIAMI-DADE POLICE DEPARTMENT; AND FURTHER AUTHORIZING THE COUNTY MAYOR TO RECEIVE AND EXPEND FUNDS AND EXECUTE SUCH CONTRACTS AND AMENDMENTS AS REQUIRED IF AWARDED (Miami-Dade Police Department)

Amended

Report: *(SEE AGENDA ITEM 3E AMENDED; LEGISLATIVE FILE NO. 080029.)*

3E AMENDED

080029 **Resolution**

RESOLUTION AUTHORIZING THE COUNTY MAYOR'S ACTION IN APPLYING FOR STATE FUNDS FROM STATE OF FLORIDA E911 BOARD E911 STATE GRANT PROGRAM TO SUPPORT THE MIAMI-DADE POLICE DEPARTMENT; AND FURTHER AUTHORIZING THE COUNTY MAYOR TO RECEIVE AND EXPEND FUNDS AND EXECUTE SUCH CONTRACTS AND AMENDMENTS AS REQUIRED IF AWARDED [SEE ORIGINAL ITEM UNDER FILE NO. 073430] (Miami-Dade Police Department)

Forwarded to BCC with a favorable recommendation with committee amendment(s)
Mover: Gimenez
Seconder: Sosa
Vote: 4-0
Absent: Diaz, Heyman

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

Major Thomas Gross, Communications Unit, Miami-Dade Police Department (MDPD), responded to Commissioner Gimenez' inquiry, advising this resolution requested approval to apply for grant funds from the State to build out the 911 component of the Litespeed facility. He noted a component in the Florida State Statutes for rollover funding was identified in the grant and this request was for the difference between the rollover funding amount and the project cost. Major Gross explained the aspects of the proposed category five facility in comparison to the current 30-year old facility.

Commissioner Sosa asked the Police Department Director to attach a written report outlining the fiscal impact of this proposal on the budget, to the foregoing proposed agenda item package when it is presented before the full Commission. Commissioner Sosa asked that the foregoing proposed resolution be amended to include language requiring the County Administrative staff to continuously monitor the funding activity and operations at the proposed Public Safety Answering Point (PSAP) by County Administration.

The committee forwarded the foregoing proposed resolution to the BCC as amended to include language providing that this system be monitored by the Miami-Dade County Police Department.

3F

073360 **Resolution**

RESOLUTION AUTHORIZING ISSUANCE OF A REQUEST FOR QUALIFICATIONS PRIOR TO COMPETITIVE BIDDING TO CONSTRUCT THE MIAMI-DADE FIRE RESCUE TRAINING CENTER (Miami-Dade Fire and Rescue Department)

Forwarded with a favorable recommendation
Mover: Sosa
Seconder: Moss
Vote: 4-0
Absent: Diaz, Heyman

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

There being no discussion regarding the foregoing proposed resolution, the committee proceeded to vote.

4 COUNTY MANAGER

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

6A

073256 **Report**

CLERK'S SUMMARY OF MINUTES FOR AUGUST 23, 2007 HEALTH AND PUBLIC SAFETY COMMITTEE MEETING (Clerk of the Board)

Approved
Mover: Sosa
Seconder: Gimenez
Vote: 4-0
Absent: Heyman, Diaz

6B

073171 **Report**

CLERK'S SUMMARY OF MINUTES FOR OCTOBER 11, 2007 HEALTH AND PUBLIC SAFETY COMMITTEE MEETING (Clerk of the Board)

Approved
Mover: Sosa
Seconder: Gimenez
Vote: 4-0
Absent: Diaz, Heyman

7 REPORTS

7A

072617 **Report**

ORAL REPORT RE: INMATE MEDICAL CARE

Deferred to no date certain
Mover: Sosa
Seconder: Gimenez
Vote: 4-0
Absent: Diaz, Heyman

Report: *Upon Chairman Moss' request for deferral, the committee by motion duly made, seconded, and a unanimous vote of those members present, deferred the foregoing proposed report.*

7B

073449 **Report**

ORAL REPORT RE: INCIDENTS INVOLVING RECENT POLICE SHOOTINGS

Report Received
Mover: Sosa
Seconder: Moss
Vote: 4-0
Absent: Diaz, Heyman

Report: *Chairman Moss stated he requested the foregoing report be placed on today's agenda to begin examining the police-related shootings in the community. He noted this would allow the Miami-Dade Police Department (MDPD) the opportunity to share as much information, as possible, regarding these incidents, with the understanding that these were ongoing investigations.*

Mr. James "Jim" Loftus, Assistant Director Investigative Services, MDPD, provided a brief overview of police related shootings during the past last two years, highlighting the following:
- In 2005: there were nine cases involving the MDPD, during which ten citizens were shot (4 White; 6 Black), and no officers were shot during that year;
- In 2006: there were 17 cases involving the MDPD; during which 18 citizens were shot (10 White; 8 Black), and two officers were shot during that year;
- In 2007, to date there have been nine police shooting cases through MDPD, during which 14 citizens were shot (8 White; 6 Black), and six officers were shot—one fatally; and
- In June 2007, due to increased robberies, 36 people from the Robbery Intervention Detail (RID), was? augmented with 24 additional people and supervisors, were trained and RID certified to combat robberies in the community.

Mr. Loftus provided a detailed account of two recent police shooting incidents that occurred on October 25th and November 12th. Mr. Loftus explained the investigative process regarding police-related shootings, and advised that any contact or injury during a police shooting (i.e. civilian or police officer injured), would initiate an investigation by MDPD's Homicide Bureau. He advised that cases with no contact, were investigated by the Internal Affairs (IA), adding that the IA also monitored investigations done by the Homicide Bureau. Mr. Loftus stated the State Attorneys' Office was also involved from the onset, monitoring the investigations. He noted that

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following this process, the State Attorney's Office would review the case to determine any criminality and issue a comstat memorandum, followed by administrative adjustments, as needed, within the department.

Discussion ensued among committee members and Mr. Loftus regarding the Constat system, distribution of tasers to officers, and accountability of those in appointed positions.

There being no further questions and comments, the committee accepted the foregoing report.

7C

073385 **Report**

REPORT RELATING TO CITIZENS ON PATROL PROGRAM (County Manager)

Deferred to no date certain
Mover: Souto
Seconder: Moss
Vote: 4-0
Absent: Diaz, Heyman

Report: *Upon Commissioner Souto's request for deferral, the committee by motion duly made, seconded, and a unanimous vote of those members present, deferred the foregoing proposed report.*

7D

073357 **Report**

REPORT OF PROPOSED EXPENDITURES FOR THE LAW ENFORCEMENT TRUST FUND

(County Manager)

Report Received
Mover: Sosa
Seconder: Moss
Vote: 4-0
Absent: Diaz, Heyman

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

There being no discussion regarding the foregoing report, the committee proceeded to vote.

7E

073361 **Report**

REPORT : RELATING TO EMERGENCY WEATHER ALERT NOTIFICATION SYSTEMS (County Manager)

Report Received
Mover: Sosa
Seconder: Gimenez
Vote: 4-0
Absent: Diaz, Heyman

Report: *Assistant County Manager Alina Hudak read the foregoing proposed report into the record and recognized the Director of Office of Emergency Management as the presenter of the foregoing report.*

Mr. Douglas Bass, Director, Department of Emergency Management, appeared before the committee and provided a progress report regarding the County's wireless emergency notification system. He noted during the first six (6) months of the system's operations, approximately 18,000 subscribers had signed up to receive the notification. Mr. Bass explained that subscribers could sign up to receive emergency notification on any wireless communication device, at no cost, by visiting the department's website. He advised of efforts to target enrollment of university students, and noted the system had been expanded to St. Thomas and Florida Memorial Universities, as well as Miami-Dade College. Mr. Bass noted Florida International University was awaiting administrative approval to begin testing the system's implementation. He also provided information about the NOAA Weather Radio System in place through a partnership with the National Weather Service. Mr. Bass advised that this system had been upgraded to provide notification of all hazards, including amber alerts.

In response to Commissioner Sosa's question regarding the Reverse 911 Telecommunication system, Mr. Bass noted the 911 and 311 Call Centers had access to the Reverse 911 system. He explained that this system only utilized land lines and was designed for regional use, not countywide notification.

7F

073355 **Report**

REPORT RE: THE VIOLENCE INTERVENTION PROJECT (County Manager)

Report Received
Mover: Sosa
Seconder: Gimenez
Vote: 4-0
Absent: Diaz, Heyman

Report: *Commissioner Jordan, as visiting Commissioner, introduced the foregoing report concerning the Violence Intervention Project (VIP) and provided a brief historical overview of the large number of homicides within the Black community, particularly those involving young people. Commissioner Jordan advised that the Children's Trust provided $3 million annually to address the rise in violent crimes in six (6) targeted areas. She noted the County Commission approved $1 million for the Violence Intervention Project to address the remaining funding gap remained, and announced that a successful Kick Off for the VIP was launched in June 2007, at Bicentennial Park in Downtown Miami.*

Assistant County Manager Irene Taylor-Wooten asked Ms. Wanda Finnie, Juvenile Assistance Center (JAC), to present the foregoing report. She noted this report addressed the issue of violence in the community with the following major areas highlighted: awareness, activism, and access.

Ms. Wanda Finnie, Special Projects Administrator, Juvenile Services Department, advised that the foregoing report provided the VIP's action plan for Commission review and approval. She stated a strong public outreach campaign would be utilized and would reach massive amounts of children through radio and newspaper media. Ms. Taylor-Wooten noted she learned through conversations with the children, that they were interested in creating a movement which would allow them to become involved in initiatives addressing the violence that affected them. She spoke on different approaches being explored to ensure the success of this program, emphasizing the importance of listening to input from the children. Ms. Taylor-Wooten requested the $1 million approved by the Commission for the VIP program, be released and extended to a long-term basis.

Discussion ensued among Commission members and staff regarding the underlying causes for

increased violence in the community; the most effective method to address this issue; and the appropriate use of the approved funding.

Ms. Taylor-Wooten advised that the funding would be used to provide methods of communicating with the youth in an effort to identify the core problems. She stated once identified, the plethora of available providers would be utilized to provide the resources necessary to address those problems.

There being no further questions or comments, the committee accepted the foregoing report as presented.

7G

073251 **Report**

REPORT ON INCREASED USE OF MOTORCYCLES TO REDUCE INCIDENTS OF ROAD RAGE AND IMPROVE MOTOR VEHICLE SAFETY

Report Received
Mover: Sosa
Seconder: Moss
Vote: 4-0
Absent: Diaz, Heyman

(County Manager)

Report: *In response to Commissioner Gimenez' inquiry as to whether the Miami-Dade Police Department (MDPD) planned to increase its use of motorcycles, Assistant County Manager Hudak advised that the foregoing item was strictly a report, and any interest by the MDPD to increase the motorcycle unit would be considered during the upcoming budget process.*

In response to Commissioner Gimenez' question of whether police officers assigned a motorcycle were also provided a take-home police car, Mr. J.D. Patterson, Assistant Director, MDPD, advised that during inclement weather, motorcycle officers were provided take-home vehicles.

There being no further questions or comments, the committee accepted the foregoing report as presented.

8 ADJOURNMENT

Report: *There being no further business to come before the Health and Public Safety Committee, the meeting was adjourned at 5:58 p.m.*

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