



MEMORANDUM

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GOE

Agenda Item N^o. 6(A)

TO: Honorable Chairwoman Natacha Seijas
and Members of the Governmental
Operations and Environment Committee

DATE: February 12, 2008

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

SUBJECT: Approval of Commission
Committee Minutes

The following Clerk's Summary of Minutes are submitted for approval by the Governmental Operations and Environment Committee:

➤ January 18, 2008

KS:jt
Attachment



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

**CLERK'S SUMMARY OF
Meeting Minutes
Governmental Operations and Environment
Committee**

Natacha Seijas (13) Chair; Jose "Pepe" Diaz (12) Vice Chair; Commissioners Audrey M. Edmonson (3), Carlos A. Gimenez (7), Joe A. Martinez (11), and Dorrin D. Rolle (2)

Friday, January 18, 2008

2:00 PM

COMMISSION CHAMBERS

Members Present: Audrey M. Edmonson, Joe A. Martinez, Dorrin Rolle, Natacha Seijas.

Members Absent: Jose "Pepe" Diaz, Carlos A. Gimenez.

Members Late: None.

Members Excused: None.

Members Absent County Business: None.

1 MINUTES PREPARED BY:

Report: *Jill Thornton, Commission Reporter
(305) 375-2505*

2

1A **ROLL CALL**

Report: *The following staff members were present: Assistant County Manager Susanne Torriente; Assistant County Attorneys Joni Armstrong-Coffey, Geri Bonzon-Keenan, Henry Gillman and Dennis Kerbel; and Deputy Clerks Jovel Shaw and Jill Thornton.*

Assistant County Attorney Geri Bonzon-Keenan advised that in addition to the changes listed in the County Manager's Memorandum: Agenda Item 2J should be deferred to no date certain as requested by the County Manager; Agenda Item 3E should be deferred to no date certain as requested by Commissioner Rolle; and that Agenda Item 3B Substitute should be deferred to no date certain as requested by Commissioner Edmonson.

Concerning Commissioner Martinez' question regarding the County Manager's request to defer Agenda Item 2J, Chairwoman Seijas noted she requested the County Manager defer this item in order to clarify several issues.

It was moved by Commissioner Martinez that the requested changes in the County Manager's memorandum entitled "Requested Changes to the Governmental Operations and Environment Committee Agenda," dated January 18, 2007 be approved, along with the additional changes noted by Assistant County Attorney Bonzon-Keenan. This motion was seconded by Commissioner Rolle, and upon being put to a vote, passed 4-0. (Commissioners Gimenez and Diaz were absent)

1B **CHAIRPERSON**

1B1

073801 Report

REMARKS FROM CHAIRPERSON SEIJAS

Presented

Report: *Chairwoman Seijas called the meeting to order and invited everyone to join her in a moment of silence in memory of Dr. Jose Marcus. She noted, last year, this Committee was successful in obtaining approval from the South Florida Water Management District (SFWMD) for a 20-year Consumption Use Permit and this year, would address all requirements to satisfy the terms in that agreement. Chairwoman Seijas noted Item 3A, on today's agenda, was a proposed ordinance relating to water use efficiency standards, and one of many policies that this Committee would consider. She emphasized the need for everyone to become more aware of the need to conserve water, and noted this ordinance should help in those efforts.*

Chairwoman Seijas noted she traveled to Tallahassee, Florida last week and testified before Senator Burt Saunders, Chair of the Environmental Preservation and Conservation Committee, about the County's ocean outfall issue, which she felt provided the Senator and his committee with a better understanding of this situation. Chairwoman Seijas noted the importance of everyone understanding that the outfall pipes were more than three (3) miles offshore, and were approved by the Environmental Protection Agency (EPA) as the best alternative for returning treated wastewater back to the natural system. She also noted it was not a simple matter of corking the pipe, but figuring out where the treated water would go. She stated that for the future, the County had a good destination in mind and should consider the idea to reclaim water for use in the County.

Chairwoman Seijas noted that in the coming year, this Committee would concentrate its efforts on implementing the policy recommendations made by the Climate Change Advisory Task Force (CCATF). She also noted she expected the preliminary recommendations of the Task Force to be presented before this Committee in March at which time, the County Commission must be prepared to adopt policy and make capital investments to protect this community from the impact of climate changes. Chairwoman Seijas pointed out that Federal dollars were available to

assist in this effort, and that Mr. Eric Olafsson, the County's Intergovernmental Affairs Officer in Washington, was tracking all implementation measures of the Energy Bill signed by President Bush last month. She asked that every Department Director work with Mr. Olafsson to ensure the County's grant requests lined up with this Energy Bill to ensure good use of those federal dollars. She also noted she would be providing staff with copies of the fact sheets pertaining to Block Grants developed by the U.S. Conference of Mayors.

Chairwoman Seijas noted her office worked with the Office of Strategic Business Management (OSBM) Director, Jennifer Glazer-Moon, to prepare an informational package for this Committee to consider. She advised that a report would be provided at the February 12th meeting, showing a table of organization (TO) by division, and related strategic planning priorities, work plan highlights, budgeted dollars and performance information. She noted that by arranging the existing data according to a departmental TO, she believed funds could be linked to services and would provide this Committee with better insight into budget decisions. She asked Ms. Glazer-Moon to provide a copy of this report to each Committee member before the February 12th meeting.

Chairwoman Seijas asked the Department of Solid Waste Management Director to provide a report on the Departments' commercial accounts dating back to January 2007. She asked that this report include the billing and collecting information of private waste haulers as well as the names of those who were paid and how much.

Chairwoman Seijas noted she observed the Charter Review Task Force (CRTF) meeting yesterday (1/17), and that she was disappointed with their accomplishments. She noted the CRTF was established to evaluate changes that had occurred as a result of the strong mayor's citizen petition, and to recommend adjustments to improve the County's governmental operations. She further noted the CRTF had not discussed the issue of the County's current governmental structure, but had discussed bid protest procedures and land use decisions, which could be accomplished through ordinances or resolutions to the Master Plan and bid protest procedures. Chairwoman Seijas said she was

disappointed that an opportunity to make a real difference had been squandered, and that she was hopeful the Task Force would spend more time discussing issues relevant to new governmental structure.

1C SPECIAL PRESENTATION

2 DEPARTMENTS

2A

073796 Resolution

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 2.82 ACRES OF SOUTH DADE WETLANDS PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH THE NATURE CONSERVANCY AS ASSIGNOR, MIAMI-DADE COUNTY AS ASSIGNEE, AND DOROTHY ZUCCARO AS SELLER; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE PROVISIONS CONTAINED THEREIN [SEE AGENDA ITEM NO. 8D1CSUPPLEMENT] (Department of Environmental Resources Management)

*Forwarded to BCC with a favorable recommendation
Mover: Martinez
Seconder: Edmonson
Vote: 4-0
Absent: Gimenez, Diaz*

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Hearing no questions or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.

2B

073797 Resolution

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 5 ACRES OF SOUTH DADE WETLANDS PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH THE NATURE CONSERVANCY AS ASSIGNOR, MIAMI-DADE COUNTY AS ASSIGNEE, AND BRANFORD AND ICY THOMPSON AS SELLER; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

Forwarded to BCC with a favorable recommendation
Mover: Martinez
Seconder: Edmonson
Vote: 4-0
Absent: Gimenez, Diaz

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Hearing no questions or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.

2B SUPP.

073795 Supplement

SUPPLEMENTAL INFORMATION FOR TWO (2) SOUTH DADE WETLANDS PURCHASES [SEE AGENDA ITEM NOS. 8D1B AND 8D1C]

Forwarded to BCC with a favorable recommendation
Mover: Martinez
Seconder: Edmonson
Vote: 4-0
Absent: Gimenez, Diaz

2C

073627 Resolution

RESOLUTION AUTHORIZING EXECUTION OF THE AMENDED AND RESTATED INTERLOCAL AGREEMENT BETWEEN MIAMI-DADE COUNTY, CITIES OF MIAMI-DADE COUNTY AND THE SCHOOL BOARD OF MIAMI-DADE COUNTY FOR PUBLIC SCHOOL FACILITY PLANNING [SEE ORIGINAL ITEM UNDER FILE NO. 073274] (Department of Planning & Zoning)

Forwarded to BCC with a favorable recommendation
Mover: Martinez
Seconder: Edmonson
Vote: 4-0
Absent: Gimenez, Diaz

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Chairwoman Seijas noted this Committee received the School Boards' proposed Interlocal Agreement before the December 11th meeting, and in the interest of the County and the cities, the County Attorney prepared a Substitute Item, which the Committee members accepted and deferred to today's (01/18) meeting. She explained that Mayor Alvarez sent a letter to Secretary Telham, Department of Community Affairs, dated December 21st explaining the intent of the Substitute Item, followed by a phone call. The School Board Chairperson also sent a letter dated January 11th explaining that the Substitute Item had detrimental impact to the students, parents and community and warranted additional discussions, Chairwoman Seijas noted. She said the Mayor attempted to contact the Secretary again to explain the intent of the Substitute Item, but was advised that the Secretary would be out of the office for a few days.

Chairwoman Seijas noted a matrix was provided to the School Superintendent explaining the Substitute Item and substantive changes, which did not address the inclusion of Charter Schools or procedural amendments. She stated that until the issues were resolved between the County, the cities and the School Board Administration, it was reasonable to phase in the program on a district wide basis and later shift to concurrency service areas. This was a significant intergovernmental program that required cooperation, but apparently, the School System was not interested in cooperating. Commissioner Seijas stated she believed the County should make decisions concerning student impact and student station costs, as opposed to a consultant hired by the School Board; and that she felt the changes in

Substitute Item were imminently reasonable. She asked her colleagues to support this item today, and the Mayor to follow-up appropriately.

Commissioner Martinez noted his primary concerns were the Charter School mitigations, the composition/powers of the School Board's Planning Committee, and the fact that the staff working group would be making policy recommendations, when its membership did not include any policymakers.

Chairwoman Seijas clarified for the record that Committee members had not communicated with the developers involved in this Interlocal Agreement; however, she had received a letter stating that the developers met with the school board representatives. She noted she wanted to make very clear this Committee's desire to ensure government was handled in the appropriate way for the community it represented, and not to favor the developers.

Later in the meeting, Chairwoman Seijas referenced a letter she received from Mr. Jaime G. Torrens, Chief Facility Officer for the School Board. She expressed concern with a statement in this letter that inferred the County was floating its legal obligations to adopt a school element, and expressed concern that this letter was not sent to the County Manager or the County Attorney by the elected officials of the School Board. She noted she would follow-up by sending a letter to School Board officials expressing her concerns. Chairwoman Seijas pointed out that with exception of a few, the cities by consensus, had adopted the Interlocal Agreement.

Hearing no further comments or discussion, the Committee proceeded to vote on the foregoing proposed resolution as presented.

2C SUPP.

080185 Supplement

SUPPLEMENTAL INFORMATION RE: TIMELINE FOR SCHOOL INTERLOCAL AGREEMENT

Forwarded to BCC with a favorable recommendation

Mover: Martinez

Seconder: Edmonson

Vote: 4-0

Absent: Gimenez, Diaz

2D

080007 Change Orders

CHANGE ORDER NO. 1 AND FINAL BETWEEN SOUTHEASTERN ENGINEERING CONTRACTORS, INC. AND MIAMI-DADE COUNTY FOR ARCH CREEK ESTATES CAPITAL IMPROVEMENT DRAINAGE PROJECT PHASES 1, 2, AND 3 - PROJECT NO. 693127Q (DERM); CONTRACT NO. 693127Q (DERM), PROJECT LOCATION: NE 149TH STREET TO THE NORTH, NE 18TH AVENUE TO THE EAST, NE 143RD STREET TO THE SOUTH, NE 12TH AVENUE TO THE WEST (Public Works Department)

Forwarded to BCC with a favorable recommendation

Mover: Martinez

Seconder: Edmonson

Vote: 4-0

Absent: Gimenez, Diaz

Report: *The foregoing proposed change order was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Concerning Commissioner Rolle's inquiry regarding rationale for the request for extension of time, Mr. Antonio Cotarelo, Assistant Director, Public Works Department, noted the extension would allow the construction of a roadway (NW 147 Street) to be added to the project. An extension would also allow additional time to correct several unforeseen issues found during construction, specifically the replacement of a portion of an existing pipe that had corroded, Mr. Cotarelo noted.

In response to Commissioner Rolle's question regarding whether this project caused flooding on private property that he previously asked staff to look into, Mr. Cotarelo noted Commissioner Rolle's office requested that NW 147 Street between 12th and 14th Avenues be added to this project, which was an area identified as flooded but the flooding was not as a result of this project.

Hearing no further comments or discussion, the Committee proceeded to vote on the foregoing proposed change order as presented.

2E

073674 Resolution

RESOLUTION ACCEPTING CONVEYANCES OF VARIOUS PROPERTY INTERESTS FOR ROAD PURPOSES TO MIAMI-DADE COUNTY, FLORIDA (Public Works Department)

Forwarded to BCC with a favorable recommendation
Mover: Martinez
Seconder: Edmonson
Vote: 4-0
Absent: Gimenez, Diaz

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Hearing no questions or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.

2F

080008 Resolution

RESOLUTION RATIFYING THE COUNTY MAYOR'S ACTIONS IN THE CERTIFICATION OF A VALID PUBLIC EMERGENCY PURSUANT TO FLORIDA STATUTES AND IN AUTHORIZING THE SELECTION OF AN ENGINEERING CONSULTANT FOR NW 17 AVENUE BASCULE BRIDGE OVER THE MIAMI RIVER [SEE AGENDA ITEM NOS. 8P3A AND 8P3B] (Public Works Department)

Forwarded to BCC with a favorable recommendation
Mover: Edmonson
Seconder: Rolle
Vote: 4-0
Absent: Gimenez, Diaz

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Hearing no comments or discussion, the Committee proceeded to vote on the foregoing proposed resolution as presented.

Commissioner Rolle asked staff to meet with him on Items 2F, 2G and 2H before the items were presented before the Board of County Commissioners.

2G

080009 Change Orders

CHANGE ORDER NO. 1 BETWEEN PCL CIVIL CONSTRUCTORS INC. AND MIAMI-DADE COUNTY, TO REFURBISH THE NW 17 AVENUE BASCULE BRIDGE OVER THE MIAMI RIVER, LOCATED WITHIN COMMISSION DISTRICTS 3 AND 5 -PROJECT NO. 20070495; CONTRACT NO. 20070495 [SEE AGENDA ITEM NOS. 8P1A AND 8P3B] (Public Works Department)

Forwarded to BCC with a favorable recommendation
Mover: Edmonson
Seconder: Rolle
Vote: 4-0
Absent: Gimenez, Diaz

Report: *The foregoing proposed change order was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Hearing no comments or discussion, the Committee proceeded to vote on the foregoing proposed change order as presented.

2H

080010 Change Orders

CHANGE ORDER NO. 2 BETWEEN PCL CIVIL CONSTRUCTORS, INC. AND MIAMI-DADE COUNTY, TO REFURBISH THE NW 17 AVENUE BASCULE BRIDGE OVER THE MIAMI RIVER, LOCATED WITHIN COMMISSION DISTRICTS 3 AND 5 - PROJECT NO. 20070495; CONTRACT NO. 20070495 [SEE AGENDA ITEM NOS. 8P1A AND 8P3A] (Public Works Department)

Forwarded to BCC with a favorable recommendation
Mover: Edmonson
Seconder: Rolle
Vote: 4-0
Absent: Gimenez, Diaz

Report: *The foregoing proposed change order was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Hearing no comments or discussion, the Committee proceeded to vote on the foregoing proposed change order as presented.

2I

073460 Bid Awards

CONTRACT AWARD RECOMMENDATION BETWEEN WESTHOP & ASSOCIATES INC., AND MIAMI-DADE COUNTY FOR DESIGN SERVICES FOR CELL 3 AND CELL 5 - PROJECT NO: E06-SWM-01 GOB 14-70116, CONTRACT NO: E06-SWM-01, PROJECT LOCATION: #70116- 24000 SW 97TH AVE (Solid Waste Management Department)

Forwarded to BCC with a favorable recommendation
Mover: Edmonson
Seconder: Rolle
Vote: 4-0
Absent: Gimenez, Diaz

Report: *The foregoing proposed bid award was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Hearing no comments or discussion, the Committee proceeded to vote on the foregoing proposed bid award as presented.

2J

073751 Resolution

RESOLUTION RESCINDING ADMINISTRATIVE ORDER 10-8, RULES AND REGULATIONS OF THE MIAMI-DADE WATER AND SEWER DEPARTMENT AND APPROVING IMPLEMENTING ORDER TO GOVERN POLICIES AND PROCEDURES FOR THE PROVISION OF WATER AND SEWER SERVICES BY THE MIAMI-DADE COUNTY WATER AND SEWER DEPARTMENT (Water & Sewer Department)

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

2K

080032 Resolution

RESOLUTION APPROVING A JOINT FUNDING AGREEMENT BETWEEN MIAMI-DADE COUNTY AND UNITED STATES GEOLOGICAL SURVEY IN THE TOTAL AMOUNT OF \$3,209,774, OF WHICH, \$2,769,512 WILL BE FUNDED BY MIAMI-DADE COUNTY TO DEVELOP AN INTEGRATED MODEL OF SURFACE AND GROUNDWATER FLOW FOR EVALUATING THE EFFECTS OF COMPETING WATER DEMANDS IN MIAMI-DADE COUNTY, FLORIDA (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation
Mover: Edmonson
Seconder: Rolle
Vote: 4-0
Absent: Gimenez, Diaz

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Hearing no comments or discussion, the Committee proceeded to vote on the foregoing proposed resolution as presented.

2L

073748 Resolution

RESOLUTION AUTHORIZING THE AMENDMENT OF AN INTERLOCAL AGREEMENT (IA) BETWEEN MUNICIPALITIES IN MIAMI-DADE COUNTY (MUNICIPALITIES) AND MIAMI-DADE COUNTY TO DISTRIBUTE PARKING FINES COLLECTED UNDER SECTION 316.008 FLORIDA STATUTES AND SECTION 30-447, CODE OF MIAMI-DADE COUNTY, TO BE USED FOR PROGRAMS FOR PERSONS WITH DISABILITIES AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE THE AGREEMENTS ON BEHALF OF THE COUNTY [SEE AGENDA ITEM NO. 7F] (Americans with Disabilities Act Coordination Ofc.)

Forwarded to BCC with a favorable recommendation
Mover: Martinez
Seconder: Edmonson
Vote: 4-0
Absent: Gimenez, Diaz

Report: *(See Agenda Item 2M; Legislative File No. 073352 for the report)*

2M

073352 Ordinance

ORDINANCE RELATING TO FINES IMPOSED FOR MISUSE OF SPECIALLY MARKED PARKING SPACES; AMENDING SECTION 30-447 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA RELATING TO PROCESS FOR DISTRIBUTING FINES TO PARTICIPATING CITIES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE AGENDA ITEM NO. 9A1A] (Americans with Disabilities Act Coordination Ofc.)

Forwarded to BCC with a favorable recommendation
Mover: Martinez
Seconder: Edmonson
Vote: 4-0
Absent: Gimenez, Diaz

Report: *The foregoing proposed ordinance was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

There being no objection, Agenda Items 2L and 2M were heard simultaneously.

Chairwoman Seijas opened the public hearing and there being no one to appear, the public hearing was closed.

Ms. Heidi Johnson-Wright, Director, Office of Americans with Disabilities Act (ADA) Coordination, noted the intent of the foregoing ordinance was to revise the ordinance to simplify the program and make it easier for municipalities to receive monies back that had been collected through parking violation fines. She noted this would provide incentive to put monies back into the communities to fund ADA projects, and to encourage municipalities to enforce parking.

Hearing no further comments or discussion, the Committee proceeded to vote on the foregoing proposed ordinance as presented.

2N

073427 Ordinance

ORDINANCE AMENDING ARTICLE IV, SECTION 20-43(4) OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, REGARDING THE QUALIFYING PERIOD FOR COMMUNITY COUNCIL CANDIDATES, PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (Elections Department)

Forwarded to BCC with a favorable recommendation
Mover: Martinez
Seconder: Edmonson
Vote: 4-0
Absent: Gimenez, Diaz

Report: *The foregoing proposed ordinance was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Chairwoman Seijas opened the public hearing and there being no one to appear, the public hearing was closed.

Hearing no comments or discussion, the Committee proceeded to vote on the foregoing proposed ordinance as presented.

20

073120 Ordinance

ORDINANCE AMENDING THE MIAMI-DADE COUNTY MAP OF DESIGNATED BROWNFIELD AREAS WITHIN CERTAIN UNINCORPORATED AREAS OF MIAMI-DADE COUNTY; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE, AND AN EFFECTIVE DATE [SEE AGENDA ITEM NOS. 8D1A AND 8K1C] (Department of Environmental Resources Management)

Forwarded to BCC with a favorable recommendation
Mover: Rolle
Seconder: Edmonson
Vote: 4-0
Absent: Gimenez, Diaz

Report: *The foregoing proposed ordinance was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

There being no objection, Agenda Items 20 and 2P were heard simultaneously.

Chairwoman Seijas opened the public hearing and there being no one to appear, the public hearing was closed.

Commissioner Martinez noted he could support forwarding this item to the County Commissioners, but with some reservation.

Chairwoman Seijas noted Assistant County Attorney Peter Tell provided her with a good explanation of this ordinance, and suggested he meet with Commissioner Martinez to brief him on this item.

Hearing no further comments or discussion, the Committee proceeded to vote on the foregoing proposed ordinance as presented.

2P

073389 Resolution

RESOLUTION AMENDING THE MIAMI-DADE COUNTY MAP OF DESIGNATED BROWNFIELD AREAS WITHIN CERTAIN UNINCORPORATED AREAS OF MIAMI-DADE COUNTY [SEE AGENDA ITEM NOS. 7G AND 8K1C] (Department of Environmental Resources Management)

Forwarded to BCC with a favorable recommendation
Mover: Rolle
Seconder: Edmonson
Vote: 4-0
Absent: Gimenez, Diaz

Report: *(See Agenda Item 20; Legislative File No. 073120 for the report)*

2Q

073418 Ordinance

ORDINANCE AMENDING CHAPTER 32 OF THE CODE OF MIAMI-DADE COUNTY RELATING TO THE MIAMI-DADE WATER AND SEWER DEPARTMENT; CHANGING IMPOSITION OF INTEREST CHARGES ON SERVICE BILLS FROM SIXTY DAYS AFTER PAST DUE DATE TO SIXTY DAYS AFTER FINAL BILL; CHANGING IMPOSITION OF AUTOMATIC LIEN FROM SIXTY DAYS AFTER PAST DUE DATE TO SIXTY DAYS AFTER FINAL BILL; DELETING TIME PERIOD FOR FILING NOTICE OF LIEN; RAISING THE MINIMUM LIEN AMOUNT FOR WHICH THE COUNTY MUST FILE A NOTICE OF LIEN FROM \$50 TO \$100, PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation

Mover: Edmonson

Seconder: Martinez

Vote: 4-0

Absent: Gimenez, Diaz

Report: *The foregoing proposed ordinance was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Chairwoman Seijas opened the public hearing and there being no one to appear, the public hearing was closed.

Commissioner Martinez noted his confidence in the Water and Sewer Department (WASD) and that he understood this ordinance would streamline the process, but expressed concern that this would allow liens to be assessed quicker to customers, which he could not support given the current status of the County's economy.

Mr. Renfrow, WASD Director, explained the foregoing proposed ordinance would allow the County's Code to read what WASD was doing in practice.

Mr. Peter Velar, Budget and Finance Advisor to the Director, WASD, noted this ordinance would actually extend the time before issuing a final bill, disconnecting and placing a lien. He noted that prior to this ordinance, the County's Code allowed WASD to place a lien earlier; but would now allow WASD to issue a final bill 45 days after disconnecting, before placing a lien, which was already WASD's procedure.

Hearing no further comments or discussion, the Committee proceeded to vote on the foregoing proposed ordinance as presented.

3 COUNTY COMMISSION

3A

073213 Ordinance**Natacha Seijas***Amended*

ORDINANCE RELATING TO WATER USE EFFICIENCY STANDARDS; CREATING SECTION 8-31 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; ADOPTING LOCAL TECHNICAL AMENDMENTS TO FLORIDA BUILDING CODE FOR NEW RESIDENTIAL AND COMMERCIAL DEVELOPMENTS; REVISING AND PROVIDING FOR MAXIMUM FLOW RATES AND CONSUMPTION FOR PLUMBING FIXTURES, FIXTURE FITTINGS AND APPLIANCES; CREATING SECTIONS 32-84, 32-85 AND 32-86 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING FOR PUBLICATION OF WATER USE EFFICIENCY STANDARDS MANUAL FOR NEW RESIDENTIAL AND COMMERCIAL DEVELOPMENTS; PROVIDING FOR EVALUATION OF ALTERNATIVE WATER SUPPLY PROJECTS FOR NEW DEVELOPMENTS OF REGIONAL IMPACT; PROVIDING FOR WATER USE EFFICIENCY AND CONSERVATION EDUCATION AND OUTREACH; AMENDING SECTION 8A-381 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA TO REQUIRE SUBMETERS IN MULTI-FAMILY RESIDENTIAL DEVELOPMENTS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE

Report: *(See Agenda Item 3A Amended; Legislative File No. 080212 for the amended version.)*

3A AMENDED

080212 Ordinance

Natacha Seijas,

Katy Sorenson

ORDINANCE RELATING TO WATER USE EFFICIENCY STANDARDS; CREATING SECTION 8-31 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; ADOPTING LOCAL TECHNICAL AMENDMENTS TO FLORIDA BUILDING CODE FOR NEW RESIDENTIAL AND COMMERCIAL DEVELOPMENTS; REVISING AND PROVIDING FOR MAXIMUM FLOW RATES AND CONSUMPTION FOR PLUMBING FIXTURES, FIXTURE FITTINGS AND APPLIANCES; CREATING SECTIONS 32-84, 32-85 AND 32-86 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING FOR PUBLICATION OF WATER USE EFFICIENCY STANDARDS MANUAL FOR NEW RESIDENTIAL AND COMMERCIAL DEVELOPMENTS; PROVIDING FOR EVALUATION OF ALTERNATIVE WATER SUPPLY PROJECTS FOR NEW DEVELOPMENTS OF REGIONAL IMPACT; PROVIDING FOR WATER USE EFFICIENCY AND CONSERVATION EDUCATION AND OUTREACH; AMENDING SECTION 8A-381 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA TO REQUIRE SUBMETERS IN MULTI-FAMILY RESIDENTIAL DEVELOPMENTS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 073213]

Forwarded to BCC with a favorable recommendation with committee amendment(s)

Mover: Martinez

Seconder: Edmonson

Vote: 4-0

Absent: Gimenez, Diaz

Report: *Assistant County Attorney Henry Gillman read the foregoing proposed ordinance into the record, and noted scrivener's errors existing in the ordinance that needed to be corrected as follows:*

The language in the second sentence under Section 8-31 should read as follows: "effective July 1, 2008, permit applications for new residential and commercial structures shall include high-efficiency plumbing fixtures, fixture fittings and appliances as provided in Table 604.4."

The footnote FOR SI: below Table 604.4 under Section 8-31(A) that was over stricken, should remain in the ordinance.

The language in the first sentence under Section 8-31 (B) should read as follows: "the County hereby adopts the following local technical amendments to Chapter 29 (Residential) of the Florida Building Code."

The language in the second sentence of the paragraph under the heading P2903.2 Maximum

flow and water consumption should read as follows: "effective July 1, 2008, permit applications for new residential structures shall include high-efficiency plumbing fixtures, fixture fittings and appliances as provided in Table P2903.2a."

The following language: "1 gallon = 3.785 L," should be inserted into the footnote below Table P2903.2a

The language in the fourth sentence under section 32-84 should read: "The County or applicable municipality shall review...." in lieu of "MDWASD shall review...;" and the last sentence should read: "The developer's agreement for water services shall include the water use efficiency standards approved by the County" in lieu of "...approved by MDWASD."

The language in Section 32-85 should read: "...reverse..." in lieu of "...reveres..." and;

The language under section 8A-38(C) should read: "effective July 1, 2008, all permit applications for new multi-family residential developments shall be required to include a submeter for each individual dwelling unit."

Chairwoman Seijas opened the public hearing and there being no one to appear, the public hearing was closed.

Hearing no further comments or discussion, the Committee forwarded the foregoing proposed ordinance to the County Commission, with a favorable recommendation, with Committee amendment(s) to correct scrivener's errors as stated by Assistant County Attorney Henry Gilman.

3B

080093 Resolution Audrey M. Edmonson

RESOLUTION APPROVING DELETION OF BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NUMBER 318 - "MARTIN LUTHER KING - BUSINESS CENTER" IDENTIFIED IN APPENDIX A TO RESOLUTION R. 914-04; APPROVING ADDITION OF A NEW PROJECT (PROJECT 335- "MARTIN LUTHER KING BUSINESS CENTER – NEW FACILITY") TO APPENDIX A TO RESOLUTION NO. R-917-04; AND APPROVING ALLOCATION OF \$5 MILLION TO NEW PROJECT NO. 335 TO BE FUNDED FROM INTEREST EARNINGS GENERATED FROM GENERAL OBLIGATION BOND (BUILDING BETTER COMMUNITIES BOND PROGRAM), SERIES 2005

Withdrawn

Report: *(See Agenda Item 3B Substitute; Legislative File No. 080133)*

3B SUB.

080133 Resolution Audrey M. Edmonson

RESOLUTION APPROVING DELETION OF BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NUMBER 318 - "MARTIN LUTHER KING - BUSINESS CENTER" IDENTIFIED IN APPENDIX A TO RESOLUTION R. 914-04; APPROVING ADDITION OF A NEW PROJECT (PROJECT 318A- "MARTIN LUTHER KING BUSINESS CENTER - NEW FACILITY") TO APPENDIX A TO RESOLUTION NO. R-917-04; AND APPROVING ALLOCATION OF \$5 MILLION TO NEW PROJECT NO. 318A TO BE FUNDED FROM INTEREST EARNINGS GENERATED FROM GENERAL OBLIGATION BOND (BUILDING BETTER COMMUNITIES BOND PROGRAM), SERIES 2005 [SEE ORIGINAL ITEM UNDER FILE NO. 080093]

*Deferred to no date certain**Mover: Martinez**Seconder: Rolle**Vote: 4-0**Absent: Gimenez, Diaz*

3C

073621 Resolution**Dennis C. Moss**

RESOLUTION DIRECTING THE COUNTY MAYOR OR HIS DESIGNEE TO CREATE A VOICEMAIL SYSTEM AT THE 311 CALL CENTER TO ALLOW CITIZENS TO LEAVE MESSAGES WHEN THEY ARE PUT ON HOLD OR WHEN THE CALL CENTER IS CLOSED

Forwarded to BCC with a favorable recommendation

Mover: Edmonson

Seconder: Rolle

Vote: 4-0

Absent: Gimenez, Diaz

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Commissioner Martinez noted his concerns regarding the fiscal impact.

Ms. Becky Jo Glover, Assistant Director, Governmental Information Center, 311 Answer Center, noted the 311 Answer Center currently had an after-hours voicemail system, but was seeking a more efficient way to operate the callback system as other cities around the country were doing. She noted this resolution would provide callers with the option of leaving a message requesting a call back rather than being placed on hold. She also noted her office was working with the Office of Strategic Business Management (OSBM) to provide a fiscal impact report.

Concerning Commissioner Martinez' question regarding calls needing to be forwarded to other County departments for answers, Ms. Glover noted the 311 Answer Center was able to respond to about 60% of the calls and resolve those issues.

In response to Commissioner Martinez' questions regarding whether the Department would be redundant in calling back those remaining calls that needed assistance from other departments, and regarding the timeframe for returning calls left after hours, Ms. Glover explained certain issues unresolved by the 311 Answer Center were forwarded to other departments as standard procedure. She also noted voicemails left after hours were returned within 24 hours.

In response to Commissioner Martinez question regarding how this was different from the voicemail system currently in place, Ms. Jennifer-Glazer Moon, OSBM Director, noted this would allow callers the option to leave a message requesting an agent call them back during normal

working hours, rather than be placed on hold.

Ms. Glover indicated they were trying to seek ways to be as efficient as possible in returning calls.

Hearing no further comments or discussion, the Committee proceeded to vote on the foregoing resolution.

3D

073792 Resolution

Sally A. Heyman

RESOLUTION DIRECTING COUNTY MAYOR TO INCORPORATE DATA ON STUDENT ENROLLMENT IN PRIVATE SCHOOLS, CHARTER SCHOOLS, AND MAGNET SCHOOLS IN CALCULATION OF STUDENT GENERATION RATES FOR RESIDENTIAL DEVELOPMENT

Forwarded to BCC without a recommendation

Mover: Edmonson

Seconder: Martinez

Vote: 4-0

Absent: Gimenez, Diaz

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Commissioner Martinez questioned whether this item was in conflict with Agenda Item 2C that this Committee previously forwarded with a favorable recommendation to the County Commission.

Assistant County Attorney Dennis Kerbel noted Commissioner Heyman sponsored this item as a result of the discussions held on school concurrency areas. He noted this resolution would make it possible to gather more data that might be relevant to the Board's decisions concerning the provisions in the interlocal agreement pertaining to the student generation multiplier. He advised this item was not a conflict to Agenda Item 2C.

Commissioner Martinez referred to handwritten page thirty-one (31) of Item 2C, pertaining to student generation rates, and noted the foregoing item (3D) would have a direct impact on agenda item 2C.

Chairwoman Seijas suggested this resolution be deferred to allow Commissioner Heyman to provide an explanation or that it be forwarded to the County Commission without a recommendation, and come back in March.

Responding to Assistant County Attorney Bonzon-Keenan request for clarification, Chairwoman Seijas requested the foregoing proposed resolution be forwarded without recommendation to a BCC meeting in March.

3E

080005 Resolution **Dorrin D. Rolle**

RESOLUTION ALLOCATING PREMIUM RECEIVED FROM SALE OF BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BONDS AND/OR INTEREST EARNED ON PROCEEDS OF SUCH BONDS AND/OR ANY SURPLUS BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND FUNDS TO FUND SHORTFALLS FOR ARCOLA SITES COMMUNITY ACTION AGENCY'S REGIONAL HEAD START CENTER, MIAMI-DADE POLICE DEPARTMENT'S NORTHSIDE POLICE STATION AND PARK IMPROVEMENTS; REQUESTING COUNTY MAYOR OR HIS DESIGNEE TO EXPEDITE SELECTION OF DESIGN PROFESSIONALS, DESIGN, BID AND AWARD CYCLE, DRY RUN PERMITTING, CONTRACTOR SELECTION AND CONSTRUCTION COMMENCEMENT DATE FOR SUCH PROJECTS AND ARCOLA LIBRARY; AND REQUESTING COUNTY MAYOR OR HIS DESIGNEE TO SUBMIT QUARTERLY REPORTS TO THE BOARD REGARDING STATUS OF SUCH PROJECTS

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

4 COUNTY MANAGER

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

6A

073802 Report
APPROVAL OF COMMISSION COMMITTEE MINUTES FOR THE DECEMBER 11, 2007 GOVERNMENTAL OPERATIONS AND ENVIRONMENT COMMITTEE MEETING (Clerk of the Board)

Approved
Mover: Martinez
Seconder: Edmonson
Vote: 4-0
Absent: Gimenez, Diaz

7 REPORTS

26

7A

073556 Report

CITY OF NORTH MIAMI ANNEXATION APPLICATION
(County Manager)

Report Received**Mover: Rolle****Seconded: Martinez****Vote: 4-0****Absent: Gimenez, Diaz**

Report: *The foregoing report was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Chairwoman Seijas opened the public hearing and the following person(s) appear in connection with the City of North Miami Annexation Application:

1) Mr. Stanley Price, Bilzen Sumberg Law Firm, 200 S. Biscayne Boulevard, attorney representing the applicant, appeared before the Committee and noted he visited with the District Commissioner over a year ago concerning a unique piece of property, which was the subject of this annexation. He noted this property was located in both the City of North Miami and Miami-Dade County jurisdictions, and that the County could not access its portion of the property except by a private road on the front portion of his client's property. He further noted that through the efforts of Commissioner Rolle, the County Commission approved a resolution in April 2007, giving jurisdiction to the City of North Miami as the permanent issuing authority over this property because a pending annexation matter was before this Commission. Mr. Price stated he felt this property was ideal for annexation, and noted the County's staff recommended approval of this application. He asked that this Committee act consistently with the April resolution in recognizing that one jurisdiction should exercise control over this property.

There being no other individuals to come before this Committee in connection with this matter, the public hearing was closed, and the Committee proceeded to vote.

7B

080033 Report

REPORT ON THE FEASIBILITY OF CONSOLIDATING MUNICIPAL ELECTIONS (County Manager)

*Report Received
Mover: Rolle
Second: Edmonson
Vote: 4-0
Absent: Gimenez, Diaz*

7C

080054 Report

ORAL REPORT RE: REPORT ON "WATER FOR THE PEOPLE" FUNDRAISING EVENTS (County Manager)

*Report Received
Mover: Martinez
Second: Edmonson
Vote: 4-0
Absent: Gimenez, Diaz*

Report: *Mr. John Renfrow, Director, Water and Sewer Department, noted this was a follow-up report to the County Manger's December 21st Memorandum directing all Department Directors to assist in the "Water for People" program's fund raising event in April 2008. Mr. Renfrow noted the goal was to raise \$100,000 to bring water to people in underprivileged countries within this hemisphere. He advised that he believed the Chair of the "Water for People" program would come before the County Commission on Tuesday, January 22, 2008 to address this event.*

Regarding Commissioner Rolle's question concerning which country this event targeted, Mr. Renfrow noted he believed this event would assist Honduras or Guatemala, but the "Water for People" program was a great, global organization that aimed to bring potable water to all underprivileged countries.

8 ADJOURNMENT

Report: *There being no further business to come before this Board, the Governmental Operations and Environment Committee meeting was adjourned at 2:59 p.m.*