



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

B & F
Agenda Item No. 6 (A)

TO: Honorable Chairman Joe A. Martinez
and Members, Budget and Finance Committee

DATE: December 9, 2008

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

SUBJECT: Approval of Commission
Committee Minutes

The Clerk of the Board's office is submitting the following Clerk's Summary of Minutes for approval by the Budget and Finance Committee:

November 4, 2008

KMS/sr
Attachment



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

CLERK'S SUMMARY OF Meeting Minutes Budget and Finance Committee

Joe A. Martinez (11) Chair; Carlos A. Gimenez (7) Vice Chair; Commissioners Jose
"Pepe" Diaz (12), Katy Sorenson (8), Rebeca Sosa (6), and Javier D. Souto (10)

Tuesday, November 4, 2008

10:00 AM

Commission Chambers

Members Present: Jose "Pepe" Diaz, Carlos A. Gimenez, Joe A. Martinez, Rebeca Sosa.

Members Absent: Katy Sorenson, Javier D. Souto.

Members Late: None.

Members Excused: None.

Members Absent County Business: None.

1 MINUTES PREPARED BY

Report: *Scott Rappleye, Commission Reporter, (305) 375-5108*

1A INVOCATION

Report: *Chairman Martinez called the meeting to order at 10:11 a.m. The Committee convened in a moment of silence followed by the Pledge of Allegiance.*

1B PLEDGE OF ALLEGIANCE

1C **ROLL CALL**

Report: *The following staff members were present: Senior Advisor to the County Manager Cynthia Curry, Assistant County Manager Ysela Llort; Assistant County Attorneys Jess McCarty and Juliette Antoine; and Deputy Clerk Scott Rappleeye.*

CHANGES TO TODAY'S COMMITTEE AGENDA

Assistant County Attorney McCarty indicated that in addition to the November 4, 2008, County Manager's memorandum entitled, "Requested Changes to the Budget and Finance Committee Agenda," the following additional changes had been requested: that Agenda Items 2G and 3E be deferred to December 9, 2008, and that Agenda Item 3G be amended to delete Item 2.1: Micro Air Vehicle (MAV).

In response to Chairman Martinez's inquiry regarding the request to defer Agenda Item 3E, Mr. Amos Roundtree, Procurement Competition Advocate, Procurement Management Department, explained this proposed resolution was not properly advertised to allow the three day bid protest period.

Responding to Chairman Martinez's question regarding the requested amendment to Agenda Item 3G, Senior Advisor to the County Manager Cynthia Curry noted the County had not received a signed contract from Honeywell International, Inc.

It was moved by Commissioner Gimenez that the foregoing changes to the Agenda be accepted. This motion was seconded by Commissioner Diaz, and upon being put to a vote, passed by a vote of 4-0 (Commissioners Sorenson and Souto were absent).

1D **OFFICE OF INTERGOVERNMENTAL AFFAIRS**

1D1

083107 Report

PROPOSED DRAFT 2009 FEDERAL LEGISLATIVE
PACKAGE (Office of Intergovernmental Affairs)

Withdrawn

Report: *See Report Under Agenda Item 1D1
SUBSTITUTE, Legislative File No. 083192.*

1D1 SUBSTITUTE

083192 Report

PROPOSED DRAFT 2009 FEDERAL LEGISLATIVE
PACKAGE (Office of Intergovernmental Affairs)

Deferred to December 9, 2008

Mover: Gimenez

Seconder: Martinez

Vote: 4-0

Absent: Souto, Sorenson

Report: *Commissioner Gimenez questioned whether this report was time sensitive and whether it could be deferred for consideration after the upcoming Transit Summit, pending revisions to the Transit priorities relating to the Orange Line.*

Mr. Joe Rasco, Director, Office of Intergovernmental Affairs (OIA), noted this proposed report was not time sensitive and that the Board would have ample time to consider the 2009 legislative package if this item was deferred. He noted his staff met with the County Manager and County administrators and incorporated their requests into this package.

Commissioner Gimenez spoke in support of deferring this proposed report.

Chairman Martinez asked the Office of Intergovernmental Affairs Director to attach a cover memorandum to the legislative package and to track the revisions made following today's meeting by underlining and striking out inserted and deleted text pursuant to Ordinance 08-41. He also asked the director to provide Committee members with the revised document tracking the changes before the December 9, 2008, Budget and Finance Committee meeting.

It was moved by Commissioner Gimenez that this proposed report be deferred to December 9, 2008. This motion was seconded by Chairman Martinez.

Commissioner Sosa suggested the Commission narrow the federal legislative package to five specific priorities and designate the other priorities as secondary. She expressed concern that the efforts of the County's legislative team would be too scattered to be effective on any one priority.

Hearing no other questions or comments, the Committee proceeded to vote.

1D2

083108 Report

PROPOSED DRAFT 2009 STATE LEGISLATIVE PACKAGE (Office of Intergovernmental Affairs)

Withdrawn

Report: *See Report Under Agenda Item 1D2 SUBSTITUTE, Legislative File No. 083193.*

1D2 SUBSTITUTE

083193 Report

PROPOSED DRAFT 2009 STATE LEGISLATIVE PACKAGE (Office of Intergovernmental Affairs)

Forwarded to BCC with a favorable recommendation

Mover: Sosa

Seconder: Gimenez

Vote: 4-0

Absent: Souto, Sorenson

Report: *Commissioner Gimenez suggested the Commission incorporate appropriate language requiring audits of the revenues generated from the County's Affordable Housing Surtax on commercial deeds and mortgages in the report under "Critical Priorities".*

Mr. Joe Rasco, Director, Office of Intergovernmental Affairs (OIA), explained that this priority would include a study by the Office of Program Policy Analysis and Government Accountability (OPPAGA).

Hearing no other questions or comments, the Committee proceeded to vote.

Commissioner Sosa asked the OIA Director to ensure the State Legislative priorities adopted by the Commission regarding long-term mobile home park tenants (Resolution No. R-442-08), regarding equalized funding to all regions of Florida (Resolution No. R-787-08), and regarding the Miami-Dade Elder Abuse Task Force (Resolution No. R-1072-08) were listed on the front page of this proposed state legislative package.

2 COUNTY COMMISSION

2A

083035 Resolution Bruno A. Barreiro

RESOLUTION SUPPORTING THE GREATER MIAMI CONVENTION AND VISITORS BUREAU IN URGING THE FLORIDA LEGISLATURE TO PASS LEGISLATION ALLOWING FOR LOCAL LICENSING OF TOUR GUIDES

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Martinez

Vote: 4-0

Absent: Sorenson, Souto

2B

083039 Resolution Carlos A. Gimenez, Rebeca Sosa

RESOLUTION URGING THE CENTERS FOR MEDICARE AND MEDICAID SERVICES WITHIN THE U.S. DEPARTMENT OF HEALTH & HUMAN SERVICES TO RESCIND THE SIGNATURE REQUIREMENT FOR PATIENTS TRANSPORTED BY PUBLIC EMERGENCY MEDICAL SERVICE TRANSPORT

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Martinez

Vote: 4-0

Absent: Souto, Sorenson

2C

083048 Resolution Carlos A. Gimenez

RESOLUTION DIRECTING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO DISCLOSE ALL POTENTIAL RISKS TO COUNTY IN PLAIN LANGUAGE IN LEGISLATION REQUESTING APPROVAL FOR ISSUANCE OF BONDS AND/ OR NOTES; REQUIRING CERTAIN INFORMATION IN FINAL PRICING MEMORANDUM FOR BONDS AND/OR NOTES AND ITS DISTRIBUTION WITHIN FORTY EIGHT HOURS OF PRICING; AND REQUIRING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO REPORT ANNUALLY ON BONDS, NOTES AND SWAPS AND PERIODICALLY ON MARKET CONDITIONS AND RISKS

Withdrawn

2C SUBSTITUTE

083184 Resolution Carlos A. Gimenez

RESOLUTION DIRECTING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO DISCLOSE ALL POTENTIAL RISKS TO COUNTY IN PLAIN LANGUAGE IN LEGISLATION REQUESTING APPROVAL FOR ISSUANCE OF BONDS AND/ OR NOTES; REQUIRING CERTAIN INFORMATION IN FINAL PRICING MEMORANDUM FOR BONDS AND/OR NOTES AND ITS DISTRIBUTION WITHIN FORTY EIGHT HOURS OF PRICING; AND REQUIRING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO REPORT ANNUALLY ON BONDS, NOTES AND SWAPS AND PERIODICALLY ON MARKET CONDITIONS AND RISKS [SEE ORIGINAL ITEM UNDER FILE NO. 083048]

Forwarded to BCC with a favorable recommendation
Mover: Gimenez
Seconder: Sosa
Vote: 4-0
Absent: Souto, Sorenson

2C SUB SUPP

083199 Supplement

SUPPLEMENT INFORMATION RE: THE DISCLOSURE OF POTENTIAL DEBT-RELATED RISKS TO THE COUNTY

Presented

2D

083105 Resolution Carlos A. Gimenez, Audrey M. Edmonson

RESOLUTION URGING THE FLORIDA DEPARTMENT OF REVENUE TO REVISE PROPOSED RULES TO ELIMINATE THE REQUIREMENT THAT EACH SPECIAL MAGISTRATE'S PROPERTY APPRAISAL DECISION IS REVIEWED BY THE VALUE ADJUSTMENT BOARD AND TO MAKE SUCH OTHER CHANGES THAT ARE NEEDED TO ELIMINATE THE DETRIMENTAL EFFECTS THE PROPOSED RULES IN THEIR CURRENT FORM MAY HAVE ON THE VALUE ADJUSTMENT BOARD

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

8

2E

083025 Resolution**Sally A. Heyman**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE FIRE RESCUE DEPARTMENT AND THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE OCTOBER 4-5, 2008 "6TH ANNUAL SOUTH FLORIDA DRAGON BOAT FESTIVAL" SPONSORED BY UNITED CHINESE ASSOCIATION OF FLORIDA., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$10,000.00 TO BE FUNDED IN PART FROM THE DISTRICT 4 IN-KIND RESERVE FUND, AND IN PART FROM THE NON-AD VALOREM PORTION OF THE FIRE RESCUE DISTRICT BUDGET

Forwarded to BCC with a favorable recommendation

Mover: Gimenez

Secunder: Sosa

Vote: 4-0

Absent: Souto, Sorenson

2F

083033 Resolution**Sally A. Heyman**

RESOLUTION APPROVING ISSUANCE BY COLORADO EDUCATIONAL AND CULTURAL FACILITIES AUTHORITY OF ITS VARIABLE RATE DEMAND REVENUE BONDS (NATIONAL JEWISH FEDERATION BOND PROGRAM) SERIES A-14 IN AMOUNT NOT TO EXCEED \$9,000,000 ON BEHALF OF MICHAEL-ANN RUSSELL JEWISH COMMUNITY CENTER, INC. TO REFINANCE OUTSTANDING DEBT AND FINANCE CAPITAL PROJECTS LOCATED IN MIAMI-DADE COUNTY FOR PURPOSES OF SECTION 147(F) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED

Forwarded to the BCC by the BCC Chairperson with a favorable recommendation

Mover: Sosa

Secunder: Diaz

Vote: 4-0

Absent: Sorenson, Souto

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

Hearing no other questions or comments, the Committee proceeded to vote.

Following a reminder by Assistant County Attorney McCarty that Commissioner Heyman requested this resolution be waived to the November 20, 2008, County Commission meeting, Chairman Martinez noted he would prepare a memorandum requesting that Chairman Barreiro waive the Board's Rules and Procedures to allow this proposed resolution to be considered at the November 20, 2008, County Commission Meeting.

Budget and Finance Committee

Meeting Minutes

Tuesday, November 04, 2008

CLERK'S SUMMARY OF

2G

082797 Ordinance Barbara J. Jordan

ORDINANCE AMENDING SECTION 2-56.33 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, TO PROVIDE FOR PAYMENT OF ACCUMULATED SICK AND ANNUAL LEAVE UPON A SHOWING OF GOOD CAUSE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Deferred to December 9, 2008
Mover: Gimenez
Seconder: Diaz
Vote: 4-0
Absent: Sorenson, Souto

2H

082993 Resolution Dennis C. Moss,
Sally A. Heyman

RESOLUTION URGING THE FLORIDA LEGISLATURE TO PROHIBIT TALKING, TEXT MESSAGING OR OTHERWISE USING WIRELESS COMMUNICATION DEVICES, INCLUDING CELLULAR TELEPHONES AND PERSONAL DIGITAL ASSISTANTS, WHILE DRIVING IN A SCHOOL ZONE AT TIMES WHEN REDUCED SPEEDS ARE IN EFFECT

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

2I

083006 Resolution Dennis C. Moss,
Rebeca Sosa

RESOLUTION DIRECTING THE MAYOR OR HIS DESIGNEE TO DEVELOP A CAR RENTAL CUSTOMER AWARENESS PROGRAM UNDER WHICH CAR RENTAL COMPANIES MUST EXPLAIN TO THEIR CUSTOMERS IN WRITING THE APPROPRIATE USE OF SUNPASS AND TOLL PAY LANES IN MIAMI-DADE COUNTY SO AS TO AVOID ACCIDENTS BY CUSTOMERS UNFAMILIAR WITH THE PROPER USE OF SUCH LANES; DIRECTING MAYOR OR HIS DESIGNEE TO AMEND ALL CONTRACTS, PERMITS, AND REGULATORY PROVISIONS UNDER WHICH CAR RENTAL COMPANIES ARE ALLOWED TO OPERATE AT COUNTY FACILITIES SO AS TO REQUIRE CAR RENTAL COMPANIES TO PROVIDE SUCH WRITTEN NOTICE TO THEIR CUSTOMERS

Withdrawn

Report: *See Report Under Agenda Item 2I AMENDED, Legislative File No. 083375.*

21 AMENDED

083375 Resolution

Dennis C. Moss,

Rebeca Sosa

RESOLUTION DIRECTING THE MAYOR OR HIS DESIGNEE TO CONSULT WITH THE RENTAL CAR COMPANIES OPERATING IN MIAMI-DADE COUNTY TO DEVELOP A VOLUNTARY RENTAL CAR CUSTOMER AWARENESS PROGRAM UNDER WHICH SUCH COMPANIES EXPLAIN TO THEIR CUSTOMERS IN WRITING THE APPROPRIATE USE OF SUNPASS AND TOLL PAY LANES IN MIAMI-DADE COUNTY SO AS TO MINIMIZE ACCIDENTS CAUSED BY THE CUSTOMERS UNFAMILIAR WITH THE PROPER USE OF SUCH LANES

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

Mover: Sosa

Seconder: Gimenez

Vote: 4-0

Absent: Sorenson, Souto

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

Commissioner Gimenez questioned whether this proposed car rental customer awareness program would be a voluntary program.

Discussion ensued between Committee members regarding the use of the words "mandatory," "must," and "voluntary" in this proposed resolution.

Assistant County Attorney McCarty advised this proposed resolution had two parts; the first part was a voluntary awareness program, and the second was a mandatory awareness program. He noted it could be amended to have the mandatory program come back to the County Commission for approval.

Commissioner Gimenez expressed concern that consumers would ignore the additional paperwork explaining the appropriate use of SunPass and toll pay lanes in the County, and that using the SunPass was difficult to explain.

Following further discussion on whether the proposed consumer awareness program would be voluntary or mandatory, Commissioner Sosa agreed to amend this resolution to strike the words "mandatory" and "must" in the title of this resolution and on handwritten page 4; to make the proposed Car Rental Customer Awareness Program voluntary; and to add a provision requiring that this program be approved by the County Commission.

Commissioner Diaz suggested this proposed resolution be amended to include a sunset provision on the consumer awareness program.

Commissioner Sosa clarified the intent of this proposed resolution was safety for visitors and residents of the County.

Chairman Martinez clarified that Commissioner Sosa's amendments made the car rental consumer awareness program completely voluntary.

Hearing no other questions or comments, the Committee proceeded to vote on this proposed resolution as amended to strike the words "mandatory" and "must" in the title of this resolution and on handwritten page 4; to make the proposed car rental customer awareness program voluntary; and to add a provision requiring that this program be approved by the County Commission.

2J

083020 Resolution Dennis C. Moss

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT AND THE MIAMI-DADE POLICE DEPARTMENT FOR THE OCTOBER 11, 2008 "MIAMI FLY GIRLS TAO 2008" EVENT SPONSORED BY FLORIDA ASSOCIATION OF NONPROFIT ORGANIZATIONS, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$9,216.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

*Forwarded to BCC with a favorable recommendation
Mover: Gimenez
Seconder: Sosa
Vote: 4-0
Absent: Sorenson, Souto*

2K

083038 Resolution Dorrin D. Rolle,

Sally A. Heyman, Rebeca Sosa
RESOLUTION URGING THE FLORIDA LEGISLATURE TO REMOVE THE CAP ON STATE SADOWSKI ACT AFFORDABLE HOUSING TRUST FUND REVENUES

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

2L

083040 Resolution

Dorrin D. Rolle,

Sally A. Heyman

RESOLUTION URGING THE FLORIDA LEGISLATURE
TO PASS LEGISLATION ASSISTING MOBILE HOME
PARK TENANTS AND RESIDENTS WHEN MOBILE
HOME PARKS ARE REDEVELOPED

*Forwarded to BCC with a favorable
recommendation*

Mover: Diaz

Seconder: Martinez

Vote: 4-0

Absent: Sorenson, Souto

2M

083074 Resolution

Dorrin D. Rolle

RESOLUTION URGING CONGRESS TO ADEQUATELY
FUND THE NATIONAL CENTER FOR MISSING AND
EXPLOITED CHILDREN

*Forwarded to BCC with a favorable
recommendation*

Mover: Diaz

Seconder: Martinez

Vote: 4-0

Absent: Sorenson, Souto

3 DEPARTMENTS

3A

082926 Ordinance

ORDINANCE AUTHORIZING LOAN IN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$25,000,000 FROM SUNSHINE STATE GOVERNMENTAL FINANCING COMMISSION FOR PURPOSE OF PAYING OR REIMBURSING COST OF CERTAIN CAPITAL ASSETS AND CAPITAL IMPROVEMENTS FOR MIAMI-DADE COUNTY SEAPORT DEPARTMENT; PROVIDING THAT SUCH LOAN SHALL BE SECURED BY COVENANT TO BUDGET AND APPROPRIATE FROM LEGALLY AVAILABLE NON-AD VALOREM REVENUES OF COUNTY; AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO APPROVE FINAL DETAILS OF LOAN WITHIN CERTAIN PARAMETERS; APPROVING FORM, EXECUTION AND DELIVERY OF RELATED LOAN AGREEMENT; AND PROVIDING CERTAIN OTHER MATTERS IN CONNECTION WITH SUCH LOAN; PROVIDING SEVERABILITY AND EFFECTIVE DATE (Finance Department)

Withdrawn**Mover: Sosa****Seconder: Diaz****Vote: 4-0****Absent: Sorenson, Souto**

Report: *Assistant County Attorney Jess McCarty read the foregoing proposed ordinance into the record.*

Commissioner Gimenez questioned why the County would defer payment on the principal of these Sunshine State loans.

Ms. Rachel Baum, Director, Finance Department, explained the payments would be structured in a way that would enable the Seaport to pay back the loan.

Commissioner Gimenez pointed out the County refinanced a 1987 bond series, a 1995 bond series, a 1998 bond series, and a 1999 bond series to defer the payments. He questioned the rationale for deferring the payment of these bond series.

Ms. Baum noted the County had to make payments within its budget, and the Seaport did not generate enough revenue to maintain payments on all the loans.

Commissioner Gimenez noted he would not put the burden of these loan payments on the future members of the County Commission. He emphasized the County should spend only what it could afford to spend, except for a revenue generating item.

Responding to Commissioner Gimenez's request for an explanation of SECTION 6.02.

MANDATORY PREPAYMENT IN CONNECTION WITH THE CREDIT FACILITY, Ms. Baum explained the Credit Facility was the bank that provided the liquidity for this financing, which was Dexia Bank for this proposed ordinance.

Discussion ensued between Commissioner Gimenez and Ms. Baum regarding the financial conditions of Dexia Bank.

Commissioner Diaz questioned whether the County had already restructured the financing schedule for these Sunshine State loans.

Ms. Baum noted these Sunshine State loans were refinanced with a Dexia letter of credit when the previous financial institutions that were providing the financing were downgraded.

Following discussion between Commissioner Diaz and Ms. Baum regarding the County's capacity for Sunshine State loans and the possible actions the County could take regarding these Sunshine State loans, Commissioner Diaz noted the issues regarding this proposed ordinance were the financial structure and the projects these funds would support.

Chairman Martinez expressed concern regarding the Seaport's ability to pay off its debts.

Assistant County Manager Ysela Llord explained the payment schedules for Seaport debts were structured to match the expenses and the debt parallel with incoming revenues; that the Seaport revenues would grow over time.

Discussion ensued among Commissioner Diaz, Assistant County Manager Llord, and Ms. Miriam Abreu, Finance Controller, Seaport Department, regarding the ability of the Seaport to pay its future debt service payments.

Responding to Commissioner Sosa's inquiry regarding the intent of this proposed ordinance, Ms. Baum explained this proposed ordinance would authorize the County Administration to issue these Sunshine State loans if the market conditions were favorable. She clarified the County Administration would present an alternate financing mechanism if the market was not favorable to issue the loans.

Commissioner Gimenez questioned whether SECTION 6.02. MANDATORY PREPAYMENT IN

CONNECTION WITH THE CREDIT FACILITY was applicable to the Seaport's outstanding Sunshine State loans.

Ms. Baum noted the 1986 bond series had a different credit facility, and the 2005 and 2006 bond series had the same credit facility.

In response to Commissioner Gimenez's question regarding the effect of SECTION 6.02 on the Seaport, Ms. Baum noted the County would have to issue fixed rate bonds to refund these Sunshine State loans.

Following comments by Commissioner Gimenez in opposition to this proposed ordinance, Mr. Juan Kuryla, Assistant Director for Intergovernmental Affairs, Seaport Department, pointed out the County Commission approved agreements in May 2008 and July 2008 that guaranteed the Seaport eighty (80%) percent of the anticipated revenues, which were \$9 million and \$12 million, respectively.

Mr. Kevin Lynskey, Business Initiatives Manager, Seaport Department, noted the Seaport made \$37 million of debt payments per year, and \$10 million of that \$37 million was paid on the principal of the debt.

Discussion ensued among Commissioner Gimenez, Ms. Abreu, and Mr. Kuryla regarding the way the Seaport used a \$20 million settlement to cover a budget deficit as opposed to projects identified for funding from the Sunshine State loans.

Commissioner Gimenez questioned whether the Seaport would request additional funds for Seaport projects.

Ms. Abreu noted the Seaport Fiscal Year 2008-09 budget included an additional request of \$40 million for revenue generating projects.

In response to Commissioner Gimenez's inquiry regarding the funding source for the additional \$40 million, Ms. Abreu explained the Seaport would pursue Sunshine State loans if they were available for a favorable interest rate.

Following Commissioner Diaz's comments regarding the Seaport losing business to competing ports if these Sunshine State loans were not approved, it was moved by Commissioner Sosa that this proposed ordinance be forwarded

Budget and Finance Committee

Meeting Minutes

Tuesday, November 04, 2008

CLERK'S SUMMARY OF

to the County Commission without recommendation with committee amendment(s) to direct the County Administration to present an alternative item that did not defer payment on the principal for Seaport loans.

Commissioner Sosa emphasized the importance of sustaining existing operations at the Seaport.

Discussion ensued among Chairman Martinez, Mr. Kuryla, and Ms. Abreu regarding Seaport projects and operations and the Seaport's ability to pay these Sunshine State loans.

Chairman Martinez clarified he could not support this proposed ordinance because it would shift the burden of payment of Seaport loans on future generations and future Commission members. He further clarified he did not accept the projections that the Seaport would have the revenues to pay these Sunshine State loans.

Commissioner Gimenez expressed concern that this proposed ordinance would defer payments that would have to be made at a future date. He noted he would support this ordinance provided it was restructured to eliminate the deferral of payments; provided it identified additional revenue to dedicate toward the repayment of the loan and provided this ordinance incorporated appropriate language prohibiting any future amendment that would defer the payments.

In response to Commissioner Gimenez's inquiry regarding the \$31 million the County loaned the Seaport from the County General Fund, Ms. Abreu noted the \$31 million loan was forgiven.

Chairman Martinez suggested this proposed ordinance be withdrawn and that a substitute ordinance be prepared for consideration at the next committee meeting.

Hearing no other questions or comments, the Committee proceeded to vote to withdraw this proposed ordinance, as recommended by Chairman Martinez.

3B

083060 Resolution Barbara J. Jordan

RESOLUTION AUTHORIZING ISSUANCE OF MIAMI-DADE COUNTY, FLORIDA, GENERAL OBLIGATION BONDS (BUILDING BETTER COMMUNITIES PROGRAM), SERIES 2008B, IN ONE OR MORE TRANCHES, PURSUANT TO ORDINANCE NO. 05 47 AND RESOLUTION NO. R-576-05, IN PRINCIPAL AMOUNT NOT TO EXCEED \$350,000,000 FOR PURPOSE OF PAYING ALL OR A PORTION OF CERTAIN APPROVED CAPITAL PROJECT COSTS AND PAYING COSTS OF ISSUING BONDS; AMENDING RESOLUTION NO. R-853-08 TO UPDATE PROJECTS ELIGIBLE FOR FUNDING; AUTHORIZING PUBLIC SALE OF BONDS BY COMPETITIVE BID; FINDING NECESSITY FOR AND AUTHORIZING NEGOTIATED SALE OF BONDS IN LIEU OF PUBLIC SALE UNDER SPECIFIED CIRCUMSTANCES; PROVIDING CERTAIN DETAILS OF BONDS; AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE, WITHIN CERTAIN LIMITATIONS AND RESTRICTIONS, AUTHORITY TO FINALIZE TERMS AND OTHER PROVISIONS OF BONDS, INCLUDING ACCEPTANCE OF BID(S), SELECT BOND REGISTRAR AND PAYING AGENT, AND APPROVE FORM OF OFFICIAL NOTICE OF SALE, PRELIMINARY OFFICIAL STATEMENT, OFFICIAL STATEMENT, BONDS AND CONTINUING DISCLOSURE COMMITMENT; PROVIDING CERTAIN COVENANTS; AUTHORIZING CERTAIN OFFICIALS AND EMPLOYEES TO TAKE ALL ACTION NECESSARY IN CONNECTION WITH ISSUANCE AND SALE OF BONDS; AND PROVIDING SEVERABILITY (Finance Department)

Forwarded to the BCC by the BCC Chairperson with a favorable recommendation

Mover: Diaz

Seconder: Sosa

Vote: 4-0

Absent: Sorenson, Souto

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

Chairman Martinez noted the Committee already approved issuing the \$350 million of General Obligation Bonds (GOB) Building Better Communities Program, Series 2008B in this proposed resolution.

Ms. Rachel Baum, Director, Finance Department, noted the intent of this proposed resolution was to provide the County Administration the flexibility to issue the \$350 million in increments, as opposed to one lump sum, or to negotiate with a team of underwriters.

Chairman Martinez requested clarification regarding the 5.8118% and the 6.25% true interest costs on handwritten page one.

Budget and Finance Committee

Meeting Minutes

Tuesday, November 04, 2008

CLERK'S SUMMARY OF

Ms. Baum clarified the County could issue a portion of the \$350 million at a higher interest rate and another portion at a lower interest rate without exceeding 6.25% overall.

Chairman Martinez explained this proposed resolution would authorize the County Administration to issue these GOB bonds at an interest rate not to exceed 6.25%.

Discussion ensued between Commissioner Gimenez and Ms. Baum regarding the impact of this proposed issuance of GOB bonds on the Countywide Debt Service Millage Rate; and the payment schedule for the GOB, Series 2005, for the Parks Program and the Building Better Communities Program on handwritten page 94.

Responding to Commissioner Gimenez's inquiry regarding the outstanding amount being greater than the original principal amount for the Subordinate Special Obligation and Refunding Bonds, Series 1997A and 1997B, on handwritten page 95, Ms. Baum explained that these bonds were Convention Development Tax bonds, and that the County issued them as zero-coupon bonds (negative amortization).

In response to Commissioner Gimenez's question whether Series 1997A and 1997B, on handwritten page 95, were for the Performing Art Center (PAC), Ms. Baum noted Commissioner Gimenez was correct.

Commissioner Gimenez expressed concern regarding the significant growth rate in the debt service payments for the PAC. He asked the Finance Department Director to provide each Commissioner with a status report on the PAC debt service payments, as well as the anticipated revenue source available to fund the debt service in the future. He also asked that the status report include the amortization schedule and the Convention Development Tax debt service growth rate before this resolution was considered by the County Commission.

Hearing no other questions or comments, the Committee proceeded to vote.

Chairman Martinez noted he would prepare a memorandum requesting that Chairman Barreiro waive the Board's Rules and Procedures to allow this proposed resolution to be considered at the November 20, 2008, County Commission Meeting.

3B SUPPLEMENT

083122 Supplement

SUPPLEMENTAL INFORMATION RE: RESOLUTION
AMENDING ISSUANCE OF \$350 MILLION GENERAL
OBLIGATION BONDS (BUILDING BETTER
COMMUNITIES BOND PROGRAM)

*Forwarded to the BCC by the BCC
Chairperson with a favorable
recommendation*

Report: *Chairman Martinez noted he would prepare a memorandum requesting that Chairman Barreiro waive the Board's Rules and Procedures to allow this proposed resolution to be considered at the November 20, 2008, County Commission Meeting.*

3C

083015 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A LEASE AGREEMENT FOR BUILDING 4, CONSISTING OF APPROXIMATELY 6,642 SQUARE FEET, LOCATED AT 20600 N.W. 47TH AVENUE, MIAMI, WITH HIS HOUSE, INC. TO BE UTILIZED FOR OPERATING CHILD WELFARE AND TRAINING PROGRAMS AND FOR ANCILLARY OFFICE AND STORAGE SPACE AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Sosa

Vote: 4-0

Absent: Souto, Sorenson

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

Commissioner Sosa questioned whether the project in this proposed resolution received State funds.

Ms. Wendi Norris, Director, General Services Administration, noted His House, Inc. was a private-not-for-profit organization, and it was her understanding that it was eligible for State funding.

Responding to Commissioner Sosa's inquiry regarding the County's obligation for electricity, water, and sewer charges for the subject property, Ms. Norris explained the County paid for the utilities; however, these costs were reimbursed because they were included in the rent payments.

Commissioner Sosa questioned whether this proposed resolution contemplated increases to the cost of utilities and whether these increases would be passed on to the tenant.

Ms. Norris noted the lease agreement would determine whether future increases in utility rates could be passed on to tenants.

Commissioner Sosa asked Assistant County Attorney Juliette Antoine to ensure that all County lease agreements, including this proposed resolution, included a provision that would make the tenant responsible for any increases in costs for utilities, property taxes, any other increases in the cost of the subject property.

Hearing no other questions or comments, the Committee proceeded to vote.

3D

083016 Resolution

RESOLUTION DECLARING SURPLUS COUNTY-OWNED PROPERTY LOCATED AT SW 112 STREET AND SW 108 COURT; AUTHORIZING THE PRIVATE SALE OF SAID PROPERTY TO THE ADJOINING PROPERTY OWNER, MR. IVAN MEDEROS; FOR ITS CURRENT ASSESSED MARKET VALUE OF \$6,840.00; WAIVING ADMINISTRATIVE ORDER 8-4 AS IT RELATES TO REVIEW BY THE PLANNING ADVISORY BOARD; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO TAKE ALL ACTIONS NECESSARY TO ACCOMPLISH THE SALE OF SAID PROPERTY; AND AUTHORIZING EXECUTION OF A COUNTY DEED FOR SUCH PURPOSE (General Services Administration Department)

Forwarded to BCC with a favorable recommendation

Mover: Sosa

Seconder: Diaz

Vote: 4-0

Absent: Sorenson, Souto

3E

083037 Resolution

RESOLUTION REJECTING PROPOSALS RECEIVED FOR REQUEST FOR PROPOSALS NO. 487A TIER 3 SECTOR 3B TO OBTAIN SECURITY GUARD AND SCREENING SERVICES FOR THE PORT OF MIAMI (Procurement Management Department)

Deferred to December 9, 2008

Mover: Gimenez

Seconder: Diaz

Vote: 4-0

Absent: Sorenson, Souto

3F

083036 Resolution

RESOLUTION AUTHORIZING AWARD OF COMPETITIVE CONTRACTS, AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE AUTHORITY TO EXERCISE OPTIONS-TO-RENEW ESTABLISHED THEREUNDER, AND CONTRACT MODIFICATIONS FOR THE PURCHASE OF GOODS AND SERVICES (Procurement Management Department)

Withdrawn

Report: *See Report Under Agenda Item 3F AMENDED, Legislative File No. 083275.*

3F AMENDED

083275 Resolution

RESOLUTION AUTHORIZING AWARD OF COMPETITIVE CONTRACTS, AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE AUTHORITY TO EXERCISE OPTIONS-TO-RENEW ESTABLISHED THEREUNDER, AND CONTRACT MODIFICATIONS FOR THE PURCHASE OF GOODS AND SERVICES [SEE ORIGINAL FILE UNDER NO. 083036] (Procurement Management Department)

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

Mover: Diaz

Seconder: Martinez

Vote: 4-0

Absent: Sorenson, Souto

Report: *Assistant County Attorney Jess McCarty read the foregoing proposed resolution into the record. He advised that a scrivener's error existed on handwritten pages 9 and 20 and should be corrected to remove any reference to the People's Transportation Plan (PTP) Surtax funds in Item 1.2: Portable Generators—Purchase, Parts, Repairs and Maintenance and in Item 3.4: Janitorial Services for Metrorail.*

Commissioner Gimenez questioned the original cost for Item 3.5: 800 Megahertz Trunked Radio System.

Mr. Angel Petisco, Interim Director, Enterprise Technology Services Department (ETSD), explained the original cost was \$67 million: \$42 million to purchase the radio system, \$25 million to maintain the system.

Commissioner Gimenez noted he understood the County would save \$20 million by using this trunked radio system. Commissioner Gimenez asked the ETSD Interim Director to determine the original purchase price of the 800Mhz Trunked Radio System and the projected savings to the County for using the radio system in Item 3.5: 800Mhz Trunked Radio System.

Hearing no other questions or comments, the Committee proceeded to vote on this proposed resolution as amended to remove any reference to PTP Surtax funds on handwritten page 9 in Item 1.2: Portable Generators—Purchase, Parts, Repairs and Maintenance and on handwritten page 20 in Item 3.4: Janitorial Services for Metrorail.

3G

083010 Resolution

RESOLUTION WAIVING FORMAL BID PROCEDURES FOR THE PURCHASE OF GOODS AND SERVICES AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO AWARD SAME, WITH AUTHORITY TO EXERCISE OPTIONS-TO-RENEW ESTABLISHED THEREUNDER (Procurement Management Department)

Withdrawn

Report: *See Report Under Agenda Item 3G AMENDED, Legislative File No. 083347.*

3G AMENDED

083347 Resolution

RESOLUTION WAIVING FORMAL BID PROCEDURES FOR THE PURCHASE OF GOODS AND SERVICES AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO AWARD SAME, WITH AUTHORITY TO EXERCISE OPTIONS-TO-RENEW ESTABLISHED THEREUNDER (Procurement Management Department)

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

Mover: Diaz

Seconder: Sosa

Vote: 4-0

Absent: Sorenson, Souto

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

Chairman Martinez pointed out this proposed resolution was amended with the "Changes to Today's Committee Agenda" to delete Item 2.1: Micro Air Vehicle (MAV).

Hearing no other questions or comments, the Committee proceeded to vote.

4 COUNTY MANAGER

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

Budget and Finance Committee

Meeting Minutes

Tuesday, November 04, 2008

CLERK'S SUMMARY OF

6A

082848 Report

CLERK'S SUMMARY OF MINUTES FOR THE BUDGET
AND FINANCE COMMITTEE MEETING FOR:
AUGUST 28, 2008 (BUDGET WORKSHOP)
SEPTEMBER 9, 2008
OCTOBER 14, 2008 (Clerk of the Board)

Accepted

Mover: Gimenez

Seconder: Sosa

Vote: 4-0

Absent: Sorenson, Souto

7 REPORTS

083489 Report
NON AGENDA ITEMS

Report: *Chairman Martinez noted the Transit Summit was tentatively scheduled for November 15, 2008, and he would be unable to attend. He questioned whether the Committee members were notified by staff whether the November 15 date was final and what was the role of commissioners in the Transit Summit.*

Commissioner Sosa questioned the need for a public hearing on the increased transit fares at the Summit.

In response to Commissioner Gimenez's question whether the Commission, under the leadership of Commissioner Moss, was overseeing plans for the Transit Summit, Assistant County Manager Ysela Llord noted the County Administration coordinated the plans for the Summit in conjunction with Commissioner Moss and his staff. She explained the intent of the Summit meeting was for the Commission and the County Administration to come together, and the agenda for this meeting included remarks by the Mayor, a presentation on Miami-Dade Transit Agency services, and a public hearing. Assistant County Manager Llord pointed out the Commissioners would be briefed regarding the Summit meeting and the advertising that was done.

Commissioner Gimenez questioned whether the County Commission's role as the governing body of the County would change during the Summit meeting.

Assistant County Manager Llord concurred that the Commission was the governing board of the County. She suggested the intent of the language in the County Mayor's memorandum regarding the Commission's role was that the Commission would be briefed on the Summit.

Following further discussion among Commissioner Sosa, Chairman Martinez, and Assistant County Manager Llord regarding the preparations of Transit Summit, Commissioner Sosa suggested the Summit be scheduled on a weekday evening, which would be more convenient for the public.

Commissioner Diaz concurred with Commissioner

Sosa that the Summit should be scheduled on a weekday evening.

Commissioner Gimenez noted transportation was one of the top three subjects considered by the Commission. He pointed out that the Transit Summit would contemplate the use of billions of dollars, and should be attended by all commissioners. Commissioner Gimenez asked Assistant County Manager Llort to advise Mayor Alvarez that members of this Committee requested the date for the Transit Summit be changed from the weekend to a weekday evening to ensure that the date and time was convenient for the public.

Chairman Martinez suggested the Transit Summit be scheduled at 5:01 p.m. on a Tuesday, the same as the annual budget hearings.

8 ADJOURNMENT

Report: *There being no other business to come before the Committee, the meeting adjourned at 12:05 p.m.*