



**MEMORANDUM**  
Harvey Ruvin  
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GOE

Agenda Item No. 6(A)

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

DATE: December 9, 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:

- November 10, 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)

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**Monday, November 10, 2008**

**9:30 AM**

**Commission Chambers**

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**Members Present:** Jose "Pepe" Diaz, Audrey M. Edmonson, Carlos A. Gimenez, Natacha Seijas.

**Members Absent:** Joe A. Martinez, Dorrin Rolle.

**Members Late:** None.

**Members Excused:** None.

**Members Absent County Business:** None.

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**1 MINUTES PREPARED BY:**

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

**1A**      **INVOCATION**

**Report:** *The following staff members were present: Assistant County Manager Susanne Torriente; Assistant County Attorneys Geri Bonzon-Keenan, Craig Collier, Henry Gillman and Thomas Robertson; and Deputy Clerks Diane Collins and Jill Thornton.*

*Chairwoman Seijas noted she received a memorandum from Commissioner Sorenson, sponsor of Agenda Items 3H, 3I and 3J, requesting these items be deferred to the December 9th Committee meeting.*

*Assistant County Attorney Geri Bonzon-Keenan requested, in addition to the changes listed in the County's Manager Memorandum of Changes, the following changes to today's agenda: that Agenda Item 3E Supplement be added to the agenda; that Agenda Item 3O be deferred to the December 9 committee meeting, as requested by Commissioner Jordan; that Agenda Items 7D and 7F be deferred to the December 9th Committee meeting, as requested by Chairwoman Seijas; that Agenda Items 7E, 2DD, 2DD Substitute and 2DDD be deferred to the December 9th Committee meeting; and that Agenda Item 2BBB be withdrawn, as requested by the County Manager. In Addition, Ms. Bonzon-Keenan noted several items on today's agenda with scrivener's errors that would be read into the record in the order the items were considered.*

*Regarding Agenda Item 2BBB, Chairwoman Seijas opened the public hearing and called for persons wishing to be heard. After seeing no one appear, wishing to be heard in connection with this proposed resolution, the public hearing was closed.*

*It was moved by Commissioner Diaz that today's agenda be approved with the changes listed in the County Manager's memorandum entitled "Requested Changes to the Governmental Operations and Environment Committee Agenda," dated November 10, 2008, along with the additional changes requested by Assistant County Attorney Geri Bonzon-Keenan and by members of the Committee. This motion was seconded by Commissioner Gimenez, and upon being put to a vote, passed 4-0. (Commissioners Martinez and*

Governmental Operations and Environment Committee

CLERK'S SUMMARY OF

Meeting Minutes

Monday, November 10, 2008

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*Rolle were absent)*

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**1B**      **REMARKS FROM CHAIRPERSON SEIJAS**

**Report:** *Chairwoman Seijas called the meeting to order at 9:48 a.m. and provided opening remarks. She noted she received memorandums from Commissioners Martinez and Rolle indicating that they would be unable to attend today's meeting. She acknowledged all veterans residing in Miami-Dade County and expressed sincere appreciation for their honorable service to this country. She also expressed appreciation to Commissioner Diaz as the County Commission's liaison for the Miami-Dade Military Affairs Coalition, for his leadership and dedication in assisting the veterans of this community.*

*Upon concluding the foregoing, Members of the Committee, the County Administration, and the audience convened in a moment of silence in memory of the late Mr. John Wheeley, the spouse of Carol Wheeley, Director of South Florida Water Management District.*

*Regarding Agenda Item 7D, an updated report by the Climate Change Advisory Task Force (CCATF), Chairwoman Seijas asked the County Manager and the County Attorney to meet with her to clarify the role of the Climate Change Advisory Task Force, and have the CCATF submit a revised report at the December 9th Committee meeting. She clarified the CCATF, an advisory task force to the Board of County Commissioners (BCC), should not be discussing the implementation of their recommendations with the County Administration, but should only present their findings and recommendations to the appropriate Committee(s) and the BCC, who would determine which recommendations should be adopted as policy to be implemented by the Administration. Chairwoman Seijas noted she wanted to have this matter resolved and to have Agenda Item 7D deferred to the December 9th Committee meeting, pending a revised report from the CCATF.*

*Regarding Agenda Item 7F, Chairwoman Seijas asked the Water and Sewer Department (WASD) Director to meet with her to clarify this report and to submit a revised report at the December 9th Committee meeting. She noted it was obvious that WASD had made some efforts to inform the public of the department's activities, but she needed*

*further clarification from the Director regarding this report. She asked that it be deferred to December 9th, pending the submittal of a revised report.*

*Regarding Agenda Item 7G, Chairwoman Seijas commended everyone who participated in the development of this action plan, and noted she was hopeful that this plan, including all photos, tables and charts, would be completed by the end of this month (November 2008). Chairwoman Seijas invited her colleagues to provide input into the plan by submitting their recommended revisions to Wendy Norris, Director, General Services Administration (GSA).*

*Chairwoman Seijas emphasized the importance of the initiatives between Miami-Dade County and the National Association of Counties (NACo), under the Climate Community Group (an umbrella organization), to ensure that local governments received federal support for projects contributing to environmental sustainability. She noted a blue print of the local climate action plan was prepared highlighting the perspectives of local government and would be used to lobby the new Federal Administration and the Congress. She also noted a copy of this document would be provided to each commissioner, and she noted the Climate Community Group felt it would be beneficial for the blue print to be endorsed by as many local officials as possible. Chairwoman Seijas asked that each Committee member contact Mr. Eric Olafson, Office of Intergovernmental Affairs, to add their names to the list of local officials endorsing this plan.*

## **2 DEPARTMENTS**

2A

**082682 Resolution**

RESOLUTION APPROVING "CONTRACT FOR SALE AND PURCHASE" OF APPROXIMATELY 0.49 ACRES IN THE SEMINOLE WAYSIDE PARK ADDITION PINELAND PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH MIAMI-DADE COUNTY AS PURCHASER AND MARNI PILAFIAN, AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

*No Action Taken*

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

*Hearing no objection, Agenda Items 2A, 2B, 2C, 2D and 2E were heard simultaneously.*

*Regarding Items 2A, 2B and 2E, Commissioner Diaz stated the true intent of the Environmentally Endangered Lands (EEL) Program was to protect sensitive wetlands by purchasing properties that could be used to create a buffer between the Urban Development Boundary (UDB) and the Everglades. He questioned the feasibility of the County purchasing pockets of properties located within the UDB.*

*Mr. Carlos Espinosa, Director, Department of Environmental Resources Management (DERM), explained the subject parcels were valuable to the EEL Program and were added to the list because of the Dade Pinelands, rocklands, and the endangered species existing on the property. Mr. Espinosa noted these parcels were adjacent to existing parks, and were more expensive because they were located inside the UDB; however, the purchase price was less than the appraised value.*

*Commissioner Diaz noted, for the record, he could not support Agenda Items 2A, 2B and 2E.*

*It was moved by Commissioner Gimenez that Agenda Items 2A, 2B and 2E be forwarded to the County Commission with a favorable recommendation. This motion was seconded by Commissioner Edmonson, and upon being put to a vote, passed 3-1. (Commissioner Diaz voted No), (Commissioners Martinez and Rolle were absent)*

Governmental Operations and Environment Committee

*It was moved by Commissioner Gimenez that Items 2C and 2D be forwarded to the County Commission with a favorable recommendation. This motion was seconded by Commissioner Diaz, and upon being put to a vote, passed 4-0. (Commissioners Martinez and Rolle were absent)*

*Later in the meeting, during a discussion under Agenda Items 2K and 2L, it was moved by Commissioner Gimenez that the forgoing motion pertaining to Agenda Items 2A and 2B be reconsidered. This motion was seconded by Commissioner Edmonson, and upon being put to a vote, passed 4-0. (Commissioners Martinez and Rolle were absent)*

*Hearing no further motions, the Committee took no action on Agenda Items 2A and 2B.*

*\*\*\*Chairwoman Seijas asked the DERM Director to revise Agenda Items 2A, 2B, 2J, 2K and 2L to make them more consistent with the other resolutions pertaining to the EEL program, and resubmit them for the Committee's consideration.*

*(See report under Agenda Item 2F; Legislative File No. 082694)*

2B

**082683 Resolution**

RESOLUTION APPROVING "CONTRACT FOR SALE AND PURCHASE" OF APPROXIMATELY 1.9 ACRES IN THE SEMINOLE WAYSIDE PARK ADDITION PINELAND PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH MIAMI-DADE COUNTY AS PURCHASER AND JAMES PILAFIAN AND SHOCKY PILAFIAN, AS SELLERS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

*No Action Taken*

**Report:** *(See report under Agenda Item 2A; Legislative File No. 082682)*

2C

**082686 Resolution**

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 160 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 Z.H. INVESTMENT CORPORATION AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

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

**Report:** *(See report under Agenda Item 2A; Legislative File No. 082682)*

2D

**082689 Resolution**

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 20.90 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 PHILIP MEDVIN, TRUSTEE, AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

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

**Report:** *(See report under Agenda Item 2A; Legislative File No. 082682)*

2E

**082692 Resolution**

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 4.78 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 MARIO TACHER AND CHARLES BORDON AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

*Forwarded to BCC with a favorable recommendation*

*Mover: Gimenez*

*Seconder: Edmonson*

*Vote: 3-1*

*No: Diaz*

*Absent: Martinez, Rolle*

**Report:** *(See report under Agenda Item 2A; Legislative File No. 082682)*

2F

**082694 Resolution**

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 19.40 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 PALM DRIVE INVESTMENTS HOLDINGS LLC AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

*Forwarded to BCC with a favorable recommendation*

*Mover: Diaz*

*Seconder: Seijas*

*Vote: 3-1*

*No: Gimenez*

*Absent: Martinez, Rolle*

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

*Hearing no objection, Agenda Items 2F, 2G, 2H, 2I, 2J, 2K and 2L were heard simultaneously.*

*Regarding Agenda Item 2F, Commissioner Gimenez questioned the reason for the accelerated price in the cost of this parcel at \$2.4 million today compared to \$375,000 in 2004.*

*Mr. Carlos Espinosa, Director, DERM, explained this particular parcel was located within the UDB as well as within the boundaries of Florida City, which was a municipality. He noted the cost of this property was comparable to the appraisal conducted six months ago. Mr. Espinosa also noted he received similar appraisals from other governmental entities for properties within the same vicinity.*

*Following additional discussion regarding the feasibility of purchasing the subject property, Commissioner Gimenez questioned the purchase price for the property identified in Agenda 2I, which was \$1.2 million in 2004 compared to \$4 million today. He stated he was uncomfortable with these numbers, since many of these parcels were swamp land located outside the UDB.*

*Mr. Espinosa noted this parcel was located within a one-mile radius outside of the UDB, and contained rock mines. He noted it was difficult to predict the market and until now no property owner was willing to sell. He noted the subject property was also appraised within the last six months.*

*Commissioner Diaz concurred with Commissioner Gimenez' concerns; however, he noted he supported the purchase of the property in Agenda Item 2I because it would create a buffer; however, he noted he would carefully consider future proposals to purchase properties for the EEL program if located within the UDB. He noted he would not support Agenda Items 2J, 2K, and 2L because it would send the wrong message.*

*It was moved by Commissioner Diaz that Agenda Items 2G and 2H be forwarded to the County Commission with a favorable recommendation. This motion was seconded by Commissioner Gimenez, and upon being put to a vote, passed 4-0. (Commissioners Martinez and Rolle were absent)*

*It was moved by Commissioner Diaz that Agenda Item 2F and 2I be forwarded to the County Commission with a favorable recommendation. This motion was seconded by Chairwoman Seijas, and upon being put to a vote, passed 3-1. (Commissioner Gimenez voted No) (Commissioners Martinez and Rolle were absent)*

*It was moved by Commissioner Gimenez that Agenda Item 2J, 2K and 2L be forwarded to the County Commission with a favorable recommendation. This motion was seconded by Chairwoman Seijas, and upon being put to a vote, failed 2-2. (Commissioners Diaz and Edmonson voted No) (Commissioners Martinez and Rolle were absent)*

*Following a discussion regarding the Committee's lack of consistency in approving the proposed property acquisitions identified in Agenda Items 2A and 2B, which were located in the same grid and similar in nature to the properties listed in Agenda Items 2J, 2K and 2L, Commissioner Gimenez moved to reconsider the motion pertaining to Agenda Items 2A and 2B.*

*(See report under Agenda Item 2A; Legislative File No. 082682)*

2G

**082695 Resolution**

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 160 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 IGNACIO WUST C/O PETE DEL RIO AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

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

**Report:** *(See report under Agenda Item 2F; Legislative File No. 082694)*

2H

**082697 Resolution**

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 10 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 PALM DRIVE INVESTMENT, LLC C/O LUIS QUINTERO AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

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

**Report:** *(See report under Agenda Item 2F; Legislative File No. 082694)*

Governmental Operations and Environment Committee

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2I

**083000 Resolution**

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 621.858 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 640 HOMESTEAD COMPANY, LLC AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

*Forwarded to BCC with a favorable recommendation*  
*Mover: Diaz*  
*Seconder: Seijas*  
*Vote: 3-1*  
*No: Gimenez*  
*Absent: Martinez, Rolle*

**Report:** *(See report under Agenda Item 2F; Legislative File No. 082694)*

2J

**082698 Resolution**

RESOLUTION APPROVING "CONTRACT FOR SALE AND PURCHASE" OF APPROXIMATELY 0.95 ACRES IN THE SEMINOLE WAYSIDE PARK ADDITION PINELAND PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH MIAMI-DADE COUNTY AS PURCHASER AND SHOCKY PILAFIAN, AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

*The motion that this matter be Forwarded to BCC with a favorable recommendation failed.*  
*Mover: Gimenez*  
*Seconder: Seijas*  
*Vote: 2-2*  
*No: Edmonson, Diaz*  
*Absent: Martinez, Rolle*

**Report:** *(See report under Agenda Item 2F; Legislative File No. 082694)*

2K

**082699 Resolution**

RESOLUTION APPROVING "CONTRACT FOR SALE AND PURCHASE" OF APPROXIMATELY 0.49 ACRES IN THE SEMINOLE WAYSIDE PARK ADDITION PINELAND PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH MIAMI-DADE COUNTY AS PURCHASER AND NERISA PILAFIAN, AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

*The motion that this matter be Forwarded to BCC with a favorable recommendation failed.*  
*Mover: Gimenez*  
*Seconder: Seijas*  
*Vote: 2-2*  
*No: Edmonson, Diaz*  
*Absent: Martinez, Rolle*

**Report:** *(See report under Agenda Item 2F; Legislative File No. 082694)*

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2L

**082711 Resolution**

RESOLUTION APPROVING "CONTRACT FOR SALE AND PURCHASE" OF APPROXIMATELY 0.49 ACRES IN THE SEMINOLE WAYSIDE PARK ADDITION PINELAND PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH MIAMI-DADE COUNTY AS PURCHASER AND SAM PILAFIAN, AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN

*The motion that this matter be Forwarded to BCC with a favorable recommendation failed.*  
*Mover: Gimenez*  
*Seconder: Seijas*  
*Vote: 2-2*  
*No: Edmonson, Diaz*  
*Absent: Martinez, Rolle*

(Department of Environmental Resources Management)

**Report:** *(See report under Agenda Item 2F; Legislative File No. 082694)*

2M

**082847 Resolution**

RESOLUTION AUTHORIZING THE DISBURSEMENT OF \$1,100,000 FROM THE BISCAYNE BAY ENVIRONMENTAL ENHANCEMENT TRUST FUND TO CONDUCT ENVIRONMENTAL ENHANCEMENT THROUGH THE COUNTY'S BISCAYNE BAY RESTORATION AND ENHANCEMENT PROGRAM AT CHAPMAN FIELD PARK (Department of Environmental Resources Management)

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

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

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

*NOTE: Chairwoman Seijas submitted a memorandum dated November 10, 2008, requesting the Board of County Commissioner (BCC) Chairman Barreiro waive the Committee rules and procedures and allow the foregoing resolution to be forwarded to the November 20 BCC meeting for consideration.*

Governmental Operations and Environment Committee

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2N

**082995 Resolution**

RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF OPA-LOCKA AND THE MIAMI-DADE COUNTY STORMWATER UTILITY FOR STORMWATER MANAGEMENT; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE TERMINATION PROVISIONS THEREIN (Department of Environmental Resources Management)

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

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

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

2O

**083063 Resolution**

RESOLUTION AUTHORIZING THE ACCEPTANCE OF TWO (2) ENVIRONMENTALLY ENDANGERED LANDS COVENANTS IN MIAMI-DADE COUNTY, FLORIDA (Department of Environmental Resources Management)

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

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

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

2P

**082293 Resolution**

RESOLUTION RATIFYING THE COUNTY MAYOR'S ACTION OF EXECUTING AGREEMENT NUMBER 4600001435 WITH THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT FOR THE SOUTH FLORIDA ESTUARINE SUBMERGED AQUATIC VEGETATION AND WATER QUALITY MONITORING NETWORK; AND AUTHORIZING THE COUNTY MAYOR TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (Department of Environmental Resources Management)

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

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

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

2Q

**082652 Resolution**

RESOLUTION RATIFYING THE ACTION OF THE COUNTY MAYOR'S DESIGNEE IN APPLYING FOR UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT LEAD OUTREACH GRANT PROGRAM FUNDS OF \$299,978; AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXECUTE SUCH GRANT AGREEMENTS, TO EXPEND SUCH FUNDS AND TO EXECUTE AGREEMENTS AND AMENDMENTS AS REQUIRED (Department of Environmental Resources Management)

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

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

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

2R

**082658 Resolution**

RESOLUTION AUTHORIZING THE EXECUTION OF A GRANT AGREEMENT WITH THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR THE C-103 CANAL OUTFALLS RETROFIT PROJECT IN THE AMOUNT OF \$100,000; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO RECEIVE AND EXPEND FUNDS, TO EXECUTE AMENDMENTS, TO ACCEPT ADDITIONAL FUNDS THAT MAY BECOME AVAILABLE FOR THIS AGREEMENT AND TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (Department of Environmental Resources Management)

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

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

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

2S

**082659 Resolution**

RESOLUTION APPROVING THE SUBMITTAL OF A BEACH EROSION CONTROL FUNDING REQUEST AND LONG RANGE BUDGET PLAN TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION AND AUTHORIZING THE REQUEST OF GRANT FUNDS FOR BEACH EROSION CONTROL ACTIVITIES (Department of Environmental Resources Management)

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

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

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

2T

**082803 Resolution**

RESOLUTION ACCEPTING THE EAST KENDALL CHARRETTE AREA PLAN REPORT INCLUDING ITS PLAN AND RECOMMENDATIONS AND DIRECTING COUNTY STAFF TO BE GUIDED BY THE CHARRETTE REPORT AND FURTHER AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO PREPARE THE REQUIRED IMPLEMENTING STRATEGIES (Department of Planning & Zoning)

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

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

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

2U

**082329 Resolution**

RESOLUTION DESIGNATING A PORTION OF MIAMI-DADE COUNTY OWNED PROPERTY AS ROAD RIGHT-OF-WAY FOR THE INTERSECTION OF SW 144 STREET, AND SW 122 AVENUE, IN SECTION 24, TOWNSHIP 55 SOUTH, RANGE 39 EAST (Public Works Department)

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

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

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

*NOTE: Chairwoman Seijas submitted a memorandum dated November 10, 2008, requesting the Board of County Commissioner (BCC) Chairman Barreiro waive the Committee rules and procedures and allow the foregoing resolution to be forwarded to the November 20 BCC meeting for consideration.*

2V

**082331 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: Gimenez*  
*Seconder: Diaz*  
*Vote: 4-0*  
*Absent: Martinez, Rolle*

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

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

*NOTE: Chairwoman Seijas submitted a memorandum dated November 10, 2008, requesting the Board of County Commissioner (BCC) Chairman Barreiro waive the Committee rules and procedures and allow the foregoing resolution to be forwarded to the November 20 BCC meeting for consideration.*

2W

**082715 Resolution**

RESOLUTION GRANTING PETITION TO CLOSE A PORTION OF NW 87 AVENUE, BEGINNING 184 FEET NORTH OF NW 171 TERRACE, NORTH FOR APPROXIMATELY 329 FEET (ROAD CLOSING PETITION NO. P-861) (Public Works Department)

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

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

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

20

2X

**082724 Resolution**

RESOLUTION GRANTING CLOSURE OF NW 34 STREET, FROM NW 36 AVENUE WEST FOR APPROXIMATELY 404 FEET (Public Works Department)

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

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

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

2Y

**082725 Resolution**

RESOLUTION DESIGNATING A PORTION OF MIAMI-DADE COUNTY OWNED PROPERTY AS ROAD RIGHT-OF-WAY FOR SW 112 AVENUE FROM SW 84 STREET, NORTH FOR APPROXIMATELY 990 FEET AND FOR SW 84 STREET FROM SW 112 AVENUE EAST FOR APPROXIMATELY 293 FEET, IN SECTION 31, TOWNSHIP 54 SOUTH, RANGE 40 EAST (Public Works Department)

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

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

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

*NOTE: Chairwoman Seijas submitted a memorandum dated November 10, 2008, requesting the Board of County Commissioner (BCC) Chairman Barreiro waive the Committee rules and procedures and allow the foregoing resolution to be forwarded to the November 20 BCC meeting for consideration.*

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2Z

**082737 Resolution**

RESOLUTION GRANTING PETITION TO CLOSE SW 93 STREET CIRCLE, FROM SW 169 PLACE TO SW 169 COURT (ROAD CLOSING PETITION NO. P-854) (Public Works Department)

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

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

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

2AA

**082750 Resolution**

RESOLUTION GRANTING PETITION TO CLOSE A PORTION OF NW 30 AVENUE, FROM NW 99 STREET NORTH FOR 140 FEET (ROAD CLOSING PETITION NO. P-847) (Public Works Department)

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

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

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

2BB

**083011 Resolution**

RESOLUTION AUTHORIZING EXECUTION OF A JOINT PARTICIPATION AGREEMENT IN THE AMOUNT OF \$700,000 BETWEEN MIAMI-DADE COUNTY AND THE CITY OF MIAMI BEACH TO FUND THE REHABILITATION OF THE WASHINGTON AVENUE BRIDGE OVER THE COLLINS CANAL; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE THE PROVISIONS THEREIN (Public Works Department)

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

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

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

2CC

**083012 Resolution**

RESOLUTION APPROVING EXECUTION OF A LOCAL AGENCY PROGRAM (LAP) AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) TO PROVIDE \$585,000 IN SURFACE TRANSPORTATION ENHANCEMENT PROGRAM FUNDS FOR THE CONSTRUCTION OF THE VENETIAN CAUSEWAY STREETScape PROJECT; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE PROVISIONS THEREIN (Public Works Department)

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

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

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

2DD

**083013 Resolution**

RESOLUTION GRANTING CLOSURE OF NW 2 STREET, FROM DOWNTOWN GOVERNMENT CENTER EAST TO NW 1 AVENUE (ROAD CLOSING RESOLUTION NO. P-863), AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN MIAMI-DADE COUNTY AND FLAGLER DEVELOPMENT COMPANY, AND ACCEPTING A WARRANTY DEED FROM SAID FLAGLER DEVELOPMENT COMPANY FOR SAID PROPERTY (Public Works Department)

*Deferred to December 9, 2008*  
*Mover: Diaz*  
*Seconder: Gimenez*  
*Vote: 4-0*  
*Absent: Martinez, Rolle*

**Report:** *During consideration of the changes to today's agenda, the foregoing proposed resolution was deferred, as requested by the County Manager.*

2DD SUB.

**083245 Resolution**

RESOLUTION GRANTING CLOSURE OF NW 2 STREET, FROM DOWNTOWN GOVERNMENT CENTER EAST TO NW 1 AVENUE (ROAD CLOSING RESOLUTION NO. P-863), AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN MIAMI-DADE COUNTY AND FLAGLER DEVELOPMENT COMPANY, AND ACCEPTING A WARRANTY DEED FROM SAID FLAGLER DEVELOPMENT COMPANY FOR SAID PROPERTY [SEE ORIGINAL ITEM UNDER LEG. FILE NO. 083013] (Public Works Department)

*Deferred to December 9, 2008*  
*Mover: Diaz*  
*Seconder: Gimenez*  
*Vote: 4-0*  
*Absent: Martinez, Rolle*

**Report:** *During consideration of the changes to today's agenda, the foregoing proposed resolution was deferred, as requested by the County Manager.*

2EE

**083030 Resolution**

RESOLUTION APPROVING EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR THE USE OF CLOSED CIRCUIT TELEVISION (CCTV) VIDEO FEEDS (Public Works Department)

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

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

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

2FF

**083056 Resolution**

RESOLUTION AUTHORIZING EXECUTION OF A FEDERALLY FUNDED SUBGRANT AGREEMENT BETWEEN MIAMI-DADE COUNTY, AND THE STATE OF FLORIDA, DIVISION OF EMERGENCY MANAGEMENT TO WIND RETROFIT 15 TRAFFIC SIGNAL INTERSECTIONS IN THE AMOUNT OF \$1,588,386 FOR THE COST OF PURCHASING, INSTALLING AND UPGRADING TO WIND RESISTANT MAST ARMS (Public Works Department)

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

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

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

2GG

**083051 Resolution**

RESOLUTION APPROVING CHANGE ORDER NO. 1, CHANGE ORDER NO. 2 AND A SETTLEMENT AGREEMENT, IN THE TOTAL AMOUNT OF \$2,381,371.20, BETWEEN THE DE MOYA GROUP, INC. AND MIAMI-DADE COUNTY CONCERNING THE NW 97 AVENUE BRIDGE PROJECT AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAID CHANGE ORDERS AND SETTLEMENT AGREEMENT SUBJECT TO THE AWARD OF CONTRACT NO. 20070575 TO THE DE MOYA GROUP (Public Works Department)

*Withdrawn*

**Report:** *(See Agenda Item 2GG Substitute; Legislative File No. 083247)*

2GG SUB.

**083247 Resolution**

RESOLUTION APPROVING CHANGE ORDER NO. 1, CHANGE ORDER NO. 2 AND A SETTLEMENT AGREEMENT BETWEEN THE DE MOYA GROUP, INC. AND MIAMI-DADE COUNTY CONCERNING THE NW 97 AVENUE BRIDGE PROJECT AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAID CHANGE ORDERS AND SETTLEMENT AGREEMENT SUBJECT TO THE AWARD OF CONTRACT NO. 20070575 TO THE DE MOYA GROUP [SEE ORIGINAL ITEM UNDER LEG. FILE NO. 083051][SEE AMENDED ITEM UNDER FILE NO. 083359] (Public Works Department)

*Amended*

**Report:** *(See Agenda Item 2GG Substitute Amended; Legislative File No. 083359 for the amended version)*

2GG SUBSTITUTE AMENDED

**083359 Resolution**

RESOLUTION APPROVING CHANGE ORDER NO. 1, CHANGE ORDER NO. 2 AND A SETTLEMENT AGREEMENT, IN THE TOTAL AMOUNT OF \$2,381,371.20, BETWEEN THE DE MOYA GROUP, INC. AND MIAMI-DADE COUNTY CONCERNING THE NW 97 AVENUE BRIDGE PROJECT AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAID CHANGE ORDERS AND SETTLEMENT AGREEMENT SUBJECT TO THE AWARD OF CONTRACT NO. 20070575 TO THE DE MOYA GROUP [SEE ORIGINAL ITEM UNDER FILE NO. 083247] (Public Works Department)

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

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

*Assistant County Attorney Henry Gillman noted Change Orders No. 1 and No. 2 were inadvertently omitted from this resolution, and a scrivener's error existing in Change Order No. 2, under Summary of Contract Amount/Time should be corrected to reflect the original contract amount as \$15,815,362.36 in lieu of \$15,933,094.59.*

*Hearing no further discussion, the Board proceeded to vote on the foregoing resolution with committee amendment(s), as noted by Assistant County Attorney Gillman.*

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2HH

**083058 Resolution**

RESOLUTION APPROVING A CONTRACT AWARD RECOMMENDATION IN THE AMOUNT OF \$510,358.54 BETWEEN KIMLEY-HORN AND ASSOCIATES, INC. AND MIAMI-DADE COUNTY FOR THE PROJECT ENTITLED MIAMI RIVER GREENWAY LOCATED WITHIN COMMISSION DISTRICT 5 (PROJECT NO. E07-PW-04 GOB; CONTRACT NO. 20070718) (Public Works Department)

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

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

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

2II

**083052 Resolution**

RESOLUTION AUTHORIZING EXECUTION OF A FEDERALLY FUNDED SUB-GRANT AGREEMENT BETWEEN MIAMI-DADE COUNTY (MDC), AND THE STATE OF FLORIDA, DIVISION OF EMERGENCY MANAGEMENT TO WIND RETROFIT THE MDC, PUBLIC WORKS DEPARTMENT, ROAD, BRIDGE AND CANAL MAINTENANCE DIVISION EMERGENCY STAND-BY GENERATOR'S PROTECTIVE STRUCTURE IN THE AMOUNT OF \$20,713 (Public Works Department)

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

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

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

2JJ

**083031 Resolution**

RESOLUTION GRANTING PETITION TO CLOSE SW 347 STREET, FROM SW 193 AVENUE WEST FOR APPROXIMATELY 297 FEET (ROAD CLOSING PETITION NO. P-859) (Public Works Department)

*Forwarded to BCC with a favorable recommendation*

*Mover: Diaz*

*Seconder: Gimenez*

*Vote: 4-0*

*Absent: Martinez, Rolle*

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

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

2KK

**082629 Resolution**

RESOLUTION AUTHORIZING THE WAIVER OF THE BID PROTEST PROCESS; AUTHORIZING THE WAIVER OF FORMAL COMPETITIVE BIDDING PURSUANT TO SECTION 5.03 OF THE HOME RULE CHARTER AND SECTION 2-8.1 OF THE COUNTY CODE AND AS PROVIDED FOR IN SECTION 255.20 OF THE FLORIDA STATE STATUTES BY A TWO-THIRDS (2/3S) VOTE OF THE BOARD MEMBERS NOW IN OFFICE; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE AN AGREEMENT IN THE AMOUNT OF \$6,108,112.00, WITH SHORELINE FOUNDATION, INC. FOR THE PARCEL B BAY PATH AND SHORELINE STABILIZATION, FOR AND ON BEHALF OF MIAMI-DADE COUNTY AND TO EXERCISE ANY AND ALL OTHER RIGHTS CONTAINED THEREIN (General Services Administration Department)

*Forwarded to BCC with a favorable recommendation*

*Mover: Diaz*

*Seconder: Gimenez*

*Vote: 4-0*

*Absent: Martinez, Rolle*

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

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

*NOTE: Chairwoman Seijas submitted a memorandum dated November 12, 2008, requesting the Board of County Commissioner (BCC) Chairman Barreiro waive the Committee rules and procedures and allow the foregoing resolution to be forwarded to the November 20 BCC meeting for consideration.*

2LL

**082660 Resolution**

RESOLUTION APPROVING SIGNIFICANT MODIFICATION OF BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NOS. 174 - "DOWNTOWN GOVERNMENT CENTER FIRE ALARM SYSTEM" AND 176 - "SPCC FACILITY REFURBISHMENT (STAIRWELL & ELEVATORS)," EACH IDENTIFIED IN APPENDIX A TO RESOLUTION NO. R-915-04, AND PROJECT NOS. 224 - "BUILDING/ENERGY MANAGEMENT SYSTEM FOR GOVERNMENT FACILITIES AND COURTHOUSES" AND 226 - "SPCC FACILITY REFURBISHMENT (INCLUDES HVAC AND COMMUNICATIONS SYSTEMS)," EACH IDENTIFIED IN APPENDIX A TO RESOLUTION NO. R-917-04, AFTER A PUBLIC HEARING (General Services Administration Department)

*Forwarded to BCC with a favorable recommendation*

*Mover: Diaz*

*Seconder: Edmonson*

*Vote: 4-0*

*Absent: Martinez, Rolle*

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

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

2MM

**082850 Resolution**

RESOLUTION AUTHORIZING AMENDMENT NO. 1 TO THE AMENDED AND RESTATED SERVICE AGREEMENT WITH BGA, INC. FOR THE PRODUCTION OF CHILLED WATER AT THE COUNTY-OWNED THERMAL STORAGE PLANT LOCATED AT 1110 N.E. 1 AVENUE, MIAMI FOR AN AMOUNT NOT TO EXCEED \$9,127,100, IN SUBSTANTIALLY THE FORM ATTACHED HERETO AND MADE A PART HEREOF, 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: Edmonson*

*Vote: 4-0*

*Absent: Martinez, Rolle*

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

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

*NOTE: Chairwoman Seijas submitted a memorandum dated November 10, 2008, requesting the Board of County Commissioner (BCC) Chairman Barreiro waive the Committee rules and procedures and allow the foregoing resolution to be forwarded to the November 20 BCC meeting for consideration.*

2NN

**083017 Resolution**

RESOLUTION AUTHORIZING EXECUTION OF A LEASE AGREEMENT AT 8000 S.W. 123 AVENUE, MIAMI, WITH THE CREATIVE CHILDREN THERAPY, INC., A FLORIDA NOT-FOR-PROFIT CORPORATION, FOR PREMISES TO BE UTILIZED AS A FACILITY FOR SPECIAL-NEEDS CHILDREN AND THEIR FAMILIES IN THE COMMUNITY; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

*Forwarded to BCC with a favorable recommendation*

*Mover: Diaz*

*Seconder: Gimenez*

*Vote: 4-0*

*Absent: Martinez, Rolle*

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

*Chairwoman Seijas noted her primary concern regarding this resolution was that it did not indicate whether Creative Children Therapy, Inc. had a 501(c) 3 certification.*

*Later in the meeting, Ms. Wendy Norris, Director, General Services Administration, (GSA), provided a copy of the 501(c)3 certification, and the Committee proceeded to vote on the foregoing proposed resolution as presented.*

200

**082387 Resolution**

RESOLUTION AUTHORIZING AWARD OF CONTRACT NO. 8578-0/23, A SEVENTEEN YEAR REVENUE GENERATING COMPETITIVE CONTRACT IN THE ESTIMATED AMOUNT OF \$7,500,000 FOR THE DEVELOPMENT OF LANDFILL GAS UTILIZATION SYSTEMS AT THE NORTH AND SOUTH DADE LANDFILLS, AND AUTHORIZING THE MAYOR OR THE MAYOR'S DESIGNEE AUTHORITY TO EXERCISE OPTIONS-TO-RENEW ESTABLISHED THEREUNDER. (Solid Waste Management Department)

*Forwarded to BCC without a recommendation*

*Mover: Diaz*

*Seconder: Edmonson*

*Vote: 4-0*

*Absent: Martinez, Rolle*

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

*Chairwoman Seijas advised that this resolution was not set for public hearing, and would not be opened for public participation.*

*Commissioner Gimenez requested an explanation for the award of this contract to Industrial Power Generating Company, LLC (INGENCO) when Greenfield Energy, LLC (Greenfield) offered higher revenue; however, this bid was rejected because of an error in calculating the MCF (thousand cubic feet).*

*Mr. Vicente Castro, Deputy Director, Department of Solid Waste Management (DSWM), explained that Greenfield was also deemed non-responsive because they could not provide evidence of owning or operating another landfill project.*

*Commissioner Gimenez questioned why only three out of 397 vendors responded to the solicitation, and only one bid was accepted. Mr. Castro noted Ameresco, Inc, the other vendor that responded, was deemed non-responsive because they included a number of exceptions in the bid price, which the County Attorney found unacceptable.*

*In response to Chairwoman Seijas' question regarding the problem with Ameresco, Mr. Vicente Castro noted Ameresco submitted a bid price that contained a number of exceptions, particularly one to dismantle and retain the plant and all equipment once the contract terminated, and to retain all of the federal credits for carbon reduction.*

*Chairwoman Seijas noted this vendor wanting to*

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*keep all of the federal credits was the primary issue since the County worked so hard with the Chicago Climate Exchange and County Departments to reduce the carbon footprint. She stated it might be too much to ask to retain the plant and the carbon footprint.*

*Following clarification by Mr. Castro that the bid price submitted by Greenfield did not include the same exceptions that were included in the Ameresco bid, Commissioner Gimenez noted his concerns were the error in the MCF calculation and the 400% difference in the price offered by Greenfield than INGENCO, the recommended vendor.*

*Chairwoman Seijas suggested this item be forwarded to the January 2009 Board of County Commission meeting, without a committee recommendation. She also asked Department of Solid Waste Management Director to ensure that all commissioners were briefed before this item was considered by the County Commission*

*Commissioner Diaz expressed concern that the County would commit to a seventeen year contract without any knowledge of technologies that might become available in the near future for processing methane gas. He asked the Department of Solid Waste Management Director to meet with him to discuss his concerns regarding approving this contract before exploring alternative technologies.*

*Following discussion, the Committee forwarded the forgoing proposed resolution, without a recommendation, to the January 2009 County Commission meeting.*

2PP

**082929 Resolution**

RESOLUTION AUTHORIZING EXECUTION OF AN INTERLOCAL AGREEMENT WITH ANY MUNICIPALITY CHOOSING TO PARTICIPATE IN THE MIAMI-DADE RESIDENTIAL CURBSIDE RECYCLING PROGRAM AND AUTHORIZING THE MAYOR OR DESIGNEE TO ENTER INTO SUCH AGREEMENTS AND EXECUTE THESE AGREEMENTS IN SUBSTANTIALLY THE FORM ATTACHED AND EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN ON BEHALF OF THE COUNTY (Solid Waste Management Department)

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

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

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

*NOTE: Chairwoman Seijas submitted a memorandum dated November 10, 2008, requesting the Board of County Commissioner (BCC) Chairman Barreiro waive the Committee rules and procedures and allow the foregoing resolution to be forwarded to the November 20 BCC meeting for consideration.*

2QQ

**083103 Resolution**

RESOLUTION APPROVING CONTRACT NO. 05S002 IN THE AMOUNT OF \$9,515,000.00 TO DOWNRITE ENGINEERING CORP. FOR THE SOUTH DADE LANDFILL CELL 3 CLOSURE CONSTRUCTION (Solid Waste Management Department)

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

**Report:** *Pursuant to the County Manager's Memorandum of Changes, dated November 10, 2008, a scrivener's error existing in the foregoing resolution should be corrected to change language contained within the title of this resolution to delete number 1 in contract number 05S0021 so that it reads as follows::*  
*"RESOLUTION APPROVING CONTRACT NO. 05S002 IN THE AMOUNT OF \$9,515,000.00 TO DOWNRITE ENGINEERING CORP FOR THE SOUTH DADE LANDFILL CELL 3 CLOSURE CONSTRUCTION."*

*Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.*

*Hearing no comments or questions, the Committee proceeded to vote on the foregoing proposed resolution as presented with the correction noted in the County Manager's memorandum.*

*NOTE: Chairwoman Seijas submitted a memorandum dated November 10, 2008, requesting the Board of County Commissioner (BCC) Chairman Barreiro waive the Committee rules and procedures and allow the foregoing resolution to be forwarded to the November 20 BCC meeting for consideration.*

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2RR

**082733 Resolution**

RESOLUTION APPROVING CONTRACT NO. W-906 IN THE AMOUNT OF \$3,097,610.24 TO RIC-MAN CONSTRUCTION, INC. TO PROVIDE ADEQUATE STORAGE CAPACITY FOR CALCIUM CARBONATE RESIDUALS IN THE WEST HALF OF THE EXISTING LAGOON AT MIAMI SPRINGS; AUTHORIZING COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE SAME AND EXERCISE PROVISIONS CONTAINED THEREIN (Water & Sewer Department)

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

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

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

2SS

**082792 Resolution**

RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE A RELEASE OF RESTRICTIVE COVENANT IN AN AGREEMENT AND DECLARATION OF RESTRICTIONS BETWEEN ARVIDA CORPORATION, ARVIDA REALTY COMPANY, KENDALL CENTER, INC., DAWAL COMPANY, WESTLAND, INC. AND THE FORMER GENERAL WATERWORKS CORPORATION (Water & Sewer Department)

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

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

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

2TT

**082830 Resolution**

RESOLUTION APPROVING CONTRACT NO. W-907 IN THE AMOUNT OF \$9,273,786.00 TO METRO EQUIPMENT SERVICE, INC. TO PROVIDE ADEQUATE STORAGE CAPACITY FOR CALCIUM CARBONATE RESIDUALS AT THE EXISTING LAGOON AT THE SOUTHWEST WELLFIELD (Water & Sewer Department)

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

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

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

2UU

**082877 Resolution**

RESOLUTION APPROVING CONTRACT NO. W-888R IN THE AMOUNT OF \$2,164,106.25 TO MIAMI SKYLINE CONSTRUCTION CORP. FOR THE CONSTRUCTION OF A TWO LEVEL MASONRY BUILDING LABORATORY AT THE JOHN E. PRESTON WATER TREATMENT PLANT (Water & Sewer Department)

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

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

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

*NOTE: Chairwoman Seijas submitted a memorandum dated November 10, 2008, requesting the Board of County Commissioner (BCC) Chairman Barreiro waive the Committee rules and procedures and allow the foregoing resolution to be forwarded to the November 20 BCC meeting for consideration.*

2VV

**083067 Resolution**

RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT FOR SALE AND PURCHASE AND ADDENDUM, IN THE AMOUNT OF \$3,367,400 BETWEEN FLORIDA TREE FARMS, INC., A FLORIDA CORPORATION, AS SELLER, AND MIAMI-DADE COUNTY, AS BUYER OF APPROXIMATELY 29.80-ACRES OF VACANT LAND LOCATED ON THE NORTH SIDE OF S.W. 240 STREET AND APPROXIMATELY 250 FEET WEST OF 97 AVENUE FOR THE PURPOSE OF CONSTRUCTING THE SOUTH DADE WATER RECLAMATION FACILITY; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL RIGHTS CONFERRED THEREIN [SEE AGENDA ITEM NO. 5(H)] (Water & Sewer Department)

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

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

*In response to Commissioner Diaz' question regarding the increased price per acre for this parcel, Mr. John Renfrow, Director, Water and Sewer Department, noted the County was under a deadline to expand the water reclamation plant, and received a good offer for this property. He also noted the County considered another piece of land that was more expensive, but the proximity of this property to the plant was ideal. Mr. Renfrow stated he was comfortable with this proposal.*

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

*NOTE: Chairwoman Seijas submitted a memorandum dated November 10, 2008, requesting the Board of County Commissioner (BCC) Chairman Barreiro waive the Committee rules and procedures and allow the foregoing resolution to be forwarded to the November 20 BCC meeting for consideration.*

2WW

**082932 Resolution**

RESOLUTION APPROVING NON-EXCLUSIVE PROFESSIONAL SERVICES AGREEMENT NO. E07-WASD-09 IN THE AMOUNT OF \$4,400,000 TO EARTH TECH CONSULTING, INC. TO PROVIDE DESIGN CRITERIA FOR THE REPLACEMENT OF A 54-INCH SANITARY SEWER FORCE MAIN FROM MIAMI BEACH TO THE COUNTY'S CENTRAL DISTRICT WASTEWATER TREATMENT PLANT AND THE DESIGN CRITERIA FOR THE REPLACEMENT OF A 20-INCH WATER MAIN FROM PORT ISLAND TO FISHER ISLAND; AND AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE SAME AND EXERCISE THE PROVISIONS CONTAINED THEREIN (Water & Sewer Department)

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

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

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

2XX

**083019 Resolution**

RESOLUTION APPROVING CHANGE ORDER NO. 1 AND FINAL TO CONTRACT NO. W-876(R): LEJEUNE ROAD OFFICE BUILDING PHASE II WITH BAZANJ CONSTRUCTION CORPORATION FOR A NON-COMPENSABLE TIME EXTENSION OF 90 DAYS (Water & Sewer Department)

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

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

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

*NOTE: Chairwoman Seijas submitted a memorandum dated November 10, 2008, requesting the Board of County Commissioner (BCC) Chairman Barreiro waive the Committee rules and procedures and allow the foregoing resolution to be forwarded to the November 20 BCC meeting for consideration.*

2YY

**083065 Resolution**

RESOLUTION APPROVING CHANGE ORDER NO. 1 TO CONTRACT BETWEEN INTRASTATE CONSTRUCTION CORPORATION AND MIAMI-DADE COUNTY, FOR CONTRACT NO. S-775R: NORTH DISTRICT WASTEWATER TREATMENT PLANT REPLACEMENT OF PRE-TREATMENT BUILDING SLUICE GATES; INCREASING THE CONTRACT AMOUNT BY \$318,000.00 AND EXTENDING THE CONTRACT TIME BY 219 DAYS; AUTHORIZING THE COUNTY MAYOR TO EXECUTE SAME (Water & Sewer Department)

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

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

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

*NOTE: Chairwoman Seijas submitted a memorandum dated November 10, 2008, requesting the Board of County Commissioner (BCC) Chairman Barreiro waive the Committee rules and procedures and allow the foregoing resolution to be forwarded to the November 20 BCC meeting for consideration.*

2ZZ

**082605 Resolution**

RESOLUTION RECINDING RESOLUTION NO. R-1208-06; APPROVING IMPLEMENTING ORDER 3-47 TO PROVIDE A PROCESS FOR ALLOCATION OF BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM SURPLUS FUNDS, PREMIUM FUNDS AND UNSPENT BOND PROCEEDS; AND AUTHORIZING THE COUNTY MAYOR OR DESIGNEE TO EXERCISE ANY AND RIGHTS CONFERRED IN IMPLEMENTING ORDER [SEE ORIGINAL ITEM UNDER FILE NO. 081909] [SEE AGENDA ITEM NO. 7F] (Office of Capital Improvements)

*Forwarded to BCC without a recommendation*

*Mover: Gimenez*

*Seconded: Diaz*

*Vote: 4-0*

*Absent: Martinez, Rolle*

**Report:** *Pursuant to the County Manager's Memorandum of Changes, dated November 10, 2008, a scrivener's error existing in Section 3, handwritten page 4 of the foregoing resolution that should be corrected to read: This Board approves Implementing Order 3-47: Process for Allocation of Surplus and Other Funds from Building Better Communities General Obligation Bond Program and authorizes the County Mayor of the County Mayor's designee to exercise any and all rights conferred therein.*

*Assistant County Attorney Geri Bonzon-Keenan advised that Agenda Item 2ZZ contained a scrivener's error and Agenda Item 2ZZ Supplement No. 2 included an implementing order, which was recommended by the County Manager. She suggested Agenda Item 2ZZ be amended to incorporate the implementing order since a resolution was not attached to the Manager's recommendation in Agenda Item 2ZZ Supplement No. 2.*

*Commissioner Gimenez recommended all Items 2ZZ, 2ZZ supplement, and 2ZZ supplement No. 2 be forwarded to the County Commission, without a recommendation.*

*Chairwoman Seijas and Commissioner Diaz concurred.*

*Hearing no further comments, the Committee proceeded to vote.*

2ZZ SUPP.

**082902 Supplement**

SUPPLEMENT REPORT BUILDING BETTER COMMUNITIES (BBC) GENERAL OBLIGATION BOND (GOB) PROGRAM - ADOPTION OF IMPLEMENTING ORDER (IO) RELATING TO THE USE OF SURPLUS FUNDS, PREMIUM FUNDS, AND UNSPENT BOND PROCEEDS

*Forwarded to BCC without a recommendation*  
*Mover: Gimenez*  
*Seconder: Diaz*  
*Vote: 4-0*  
*Absent: Martinez, Rolle*

2ZZ SUPP NO. 2

**082958 Supplement**

SUPPLEMENT NO. 2 - BUILDING BETTER COMMUNITIES (BBC) GENERAL OBLIGATION BOND (GOB) PROGRAM - ADOPTION OF IMPLEMENTING ORDER (IO) RELATING TO THE USE OF SURPLUS FUNDS, PREMIUM FUNDS, AND UNSPENT FUNDS

*Forwarded to BCC without a recommendation*  
*Mover: Gimenez*  
*Seconder: Diaz*  
*Vote: 4-0*  
*Absent: Martinez, Rolle*

2AAA

**082728 Resolution**

RESOLUTION APPROVING SIGNIFICANT MODIFICATION TO BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NO. 54 - "MIAMI GARDENS - PARK RENOVATIONS AND IMPROVEMENTS" IDENTIFIED IN APPENDIX A TO RESOLUTION NO. R-913-04 AFTER A PUBLIC HEARING (Office of Capital Improvements)

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

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

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

2BBB

**082610 Ordinance**

ORDINANCE REVISING ZONING AND OTHER LAND DEVELOPMENT REGULATIONS PERTAINING TO THE DOWNTOWN KENDALL URBAN CENTER ZONING DISTRICT ("DKUCD"), AMENDING SECTIONS 33-284.56 THROUGH 33-284.63, CODE OF MIAMI-DADE COUNTY, FLORIDA ("CODE"), PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE (Department of Planning & Zoning)

*Withdrawn*  
*Mover: Diaz*  
*Seconder: Gimenez*  
*Vote: 4-0*  
*Absent: Martinez, Rolle*

**Report:** *During consideration of the changes to today's agenda, the foregoing proposed ordinance was withdrawn, as requested by the County Manager.*

2CCC

**082398 Ordinance**

ORDINANCE AMENDING SECTION 32-78 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; RELATING TO WATER CONNECTIONS; PERMITTING THE MIAMI-DADE WATER AND SEWER DEPARTMENT TO REQUIRE THAT A PREMISES WHICH CAN DERIVE WATER SERVICE FROM TWO OR MORE WATER MAINS CONNECT TO A WATER MAIN IN FRONT OF THE PREMISES; REQUIRING PAYMENT BY THE DEPARTMENT IF IT REQUIRES A PREMISES CONNECTED TO A WATER MAIN IN REAR OF THE PREMISES TO BE CONNECTED TO A WATER MAIN IN FRONT OF THE PREMISES; PROVIDING FOR TERMINATION OF WATER SERVICE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE (Water & Sewer Department)

*Withdrawn*

**Report:** *(See Agenda Item 2CCC Substitute; Legislative File No. 083064)*

2CCC SUB.

**083064 Ordinance**

ORDINANCE AMENDING SECTION 32-78 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; RELATING TO WATER CONNECTIONS; PERMITTING THE MIAMI-DADE WATER AND SEWER DEPARTMENT TO REQUIRE THAT A PREMISES WHICH CAN DERIVE WATER SERVICE FROM TWO OR MORE WATER MAINS CONNECT TO A WATER MAIN IN FRONT OF THE PREMISES; REQUIRING PAYMENT BY THE DEPARTMENT IF IT REQUIRES A PREMISES CONNECTED TO A WATER MAIN IN REAR OF THE PREMISES TO BE CONNECTED TO A WATER MAIN IN FRONT OF THE PREMISES; PROVIDING FOR TERMINATION OF WATER SERVICE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 082398] (Water & Sewer Department)

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

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

*Chairwoman Seijas opened the public hearing on the foregoing ordinance. After seeing no one appear, wishing to be heard in connection with this proposed resolution, the public hearing was closed, and the Committee proceeded to vote on this ordinance as presented.*

*OTE: Chairwoman Seijas submitted a memorandum dated November 10, 2008, requesting the Board of County Commissioner (BCC) Chairman Barreiro waive the Committee rules and procedures and allow the foregoing ordinance to be forwarded to the November 20 BCC meeting for consideration.*

2CCC SUPP.

**083066 Supplement**

SUPPLEMENT REPORT TO ORDINANCE AMENDING SECTIONS 32-78 OF THE MIAMI-DADE COUNTY CODE REQUIRING PROPERTIES WITH WATER MAINS IN THE REAR OF THE PROPERTY TO CONNECT A SINGLE WATER MAIN IN FRONT OF THE PROPERTY

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

**Report:** *NOTE: Chairwoman Seijas submitted a memorandum dated November 10, 2008, requesting the Board of County Commissioner (BCC) Chairman Barreiro waive the Committee rules and procedures and allow the foregoing supplement report to be forwarded to the November 20 BCC meeting for consideration.*

2DDD

**082049 Ordinance**

ORDINANCE PERTAINING TO ROAD IMPACT FEES; AMENDING SECTIONS 33E-2, 33E-5, 33E-7 THROUGH 33E-11 AND 33E-13 THROUGH 33E-15 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA (CODE); CREATING SECTIONS 33E-6.1, 33E-11.1 AND 33E-17 OF THE CODE; UPDATING THE ROAD IMPACT FEE FORMULA AND FEE SCHEDULE; PROVIDING FOR AUTOMATIC ADJUSTMENT OF FEE SCHEDULE BASED ON FLORIDA DEPARTMENT OF TRANSPORTATION INFLATION FACTOR; PROVIDING APPLICABILITY; REPEALING THE ROAD IMPACT FEE MANUAL (MANUAL) IN ITS ENTIRETY AND ADOPTION OF MANUAL BY RESOLUTION; PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE (Public Works Department)

*Deferred to December 9, 2008*  
*Mover: Diaz*  
*Seconder: Gimenez*  
*Vote: 4-0*  
*Absent: Martinez, Rolle*

**Report:** *During consideration of the changes to today's agenda, the foregoing proposed ordinance was deferred, as requested by the County Manager.*

**3 COUNTY COMMISSION**

Governmental Operations and Environment Committee

CLERK'S SUMMARY OF

Meeting Minutes

Monday, November 10, 2008

3A

**082587 Ordinance** **Governmental Operations and Environment Committee**

ORDINANCE AMENDING SECTION 2-1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO THE RULES OF PROCEDURE OF THE COUNTY COMMISSION TO WAIVE THE REQUIREMENT FOR COMMITTEE CONSIDERATION AND THE 4-DAY RULE OF CERTAIN BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM ITEMS; AND PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

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

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

*Chairwoman Seijas opened the public hearing on the foregoing ordinance. After seeing no one appear, wishing to be heard in connection with this proposed resolution, the public hearing was closed, and the Committee proceeded to vote on this ordinance as presented.*

3B

**082223 Ordinance** **County Commission**

ORDINANCE CHANGING THE BOUNDARIES OF MIAMI SHORES VILLAGE, FLORIDA, AND AMENDING THE CHARTER OF SUCH MUNICIPALITY BY PROVIDING FOR THE ANNEXATION OF CERTAIN LANDS, UNDER AND PURSUANT TO PROCEEDINGS PRESCRIBED BY SECTION 6.04(B) OF THE HOME RULE CHARTER; PROVIDING FOR RESERVATION TO THE COUNTY OF ELECTRIC FRANCHISE AND UTILITY TAX REVENUES; PROVIDING RETENTION OF GARBAGE AND REFUSE COLLECTION AND DISPOSAL; PROVIDING THAT THE ORDINANCE WILL ONLY BECOME EFFECTIVE UPON THE OCCURRENCE OF CERTAIN EVENTS; PROVIDING INTERDEPENDENCY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 082123] [SEE AGENDA ITEM NO. 3C]

**Withdrawn**

**Report:** *(See Agenda Item 3B Substitute; Legislative File No. 082305)*

3B SUB.

**082305 Ordinance County Commission**

ORDINANCE CHANGING THE BOUNDARIES OF MIAMI SHORES VILLAGE, FLORIDA, AND AMENDING THE CHARTER OF SUCH MUNICIPALITY BY PROVIDING FOR THE ANNEXATION OF CERTAIN LANDS, UNDER AND PURSUANT TO PROCEEDINGS PRESCRIBED BY SECTION 6.04(B) OF THE HOME RULE CHARTER; PROVIDING FOR RESERVATION TO THE COUNTY OF ELECTRIC FRANCHISE AND UTILITY TAX REVENUES; PROVIDING RETENTION OF GARBAGE AND REFUSE COLLECTION AND DISPOSAL; PROVIDING THAT THE ORDINANCE WILL ONLY BECOME EFFECTIVE UPON THE OCCURRENCE OF CERTAIN EVENTS; PROVIDING INTERDEPENDENCY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NOS. 082123 AND 082223] [SEE AGENDA ITEM NO. 11A20]

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

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

*Chairwoman Seijas opened the public hearing on the foregoing ordinance. After seeing no one appear, wishing to be heard in connection with this proposed resolution, the public hearing was closed, and the Committee proceeded to vote on this ordinance as presented.*

3C

**082455 Resolution County Commission**

RESOLUTION APPROVING AN INTERLOCAL AGREEMENT BETWEEN MIAMI-DADE COUNTY AND MIAMI SHORES VILLAGE IN CONNECTION WITH THE PROPOSED ANNEXATION BY MIAMI SHORES; AUTHORIZING THE COUNTY MAYOR TO EXECUTE THE AGREEMENT IN SUBSTANTIALLY THE FORM ATTACHED AND TAKE ANY ACTION REQUIRED BY THE COUNTY HEREIN [SEE AGENDA ITEM NO. 3B SUB.]

*Withdrawn*

**Report:** *(See Agenda Item 3C Substitute; Legislative File No. 083140)*

3C SUB.

083140 Resolution

County Commission,

Sen. Javier D. Souto

RESOLUTION APPROVING AN INTERLOCAL AGREEMENT BETWEEN MIAMI-DADE COUNTY AND MIAMI SHORES VILLAGE IN CONNECTION WITH THE PROPOSED ANNEXATION BY MIAMI SHORES; AUTHORIZING THE COUNTY MAYOR TO EXECUTE THE AGREEMENT IN SUBSTANTIALLY THE FORM ATTACHED AND TAKE ANY ACTION REQUIRED BY THE COUNTY HEREIN [SEE ORIGINAL ITEM UNDER FILE NOS. 082223 & 082455] [SEE AGENDA ITEM NO. 7G]

*Forwarded to BCC with a favorable recommendation*

*Mover: Edmonson*

*Seconder: Gimenez*

*Vote: 4-0*

*Absent: Martinez, Rolle*

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

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

3D

**082620 Ordinance**

**Natacha Seijas**

ORDINANCE AMENDING SECTION 2-8.2.11 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA RELATING TO CONTRACT AUTHORITY FOR SPECIFIC WATER AND SEWER PROJECTS; PROVIDING EXCEPTION TO RATIFICATION REQUIREMENT FOR CERTAIN ACTIONS BY MAYOR OR HIS DESIGNEE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE

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

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

*Chairwoman Seijas relinquished the Chair to Vice Chairman Diaz.*

*Vice Chairman Diaz opened the public hearing on the foregoing ordinance. After seeing no one appear, wishing to be heard in connection with this proposed ordinance, the public hearing was closed.*

*Concerning Commissioner Gimenez' question why the Mayor was not required to report his decision to waive liquidated damages to the Board, Mr. Renfrow noted sometimes a decision to waive liquidated damages would not impact the total time or amount of the contract, but could create scheduling problems. He noted any action resulting in a change to the total contract time or amount would be reported.*

*Following discussion, Mr. Renfrow noted this ordinance was before the Committee today because the Administration would be required to come back before the Board to adjust the schedule under the accelerated ordinance, even if was no fiscal impact resulted. He assured the Committee members that he would apprise the Commission of any liquidated damages that impact the total contract amount or if any liquidated damages resulted from delays.*

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

3E

**082198 Ordinance**

**Natacha Seijas,**

**Barbara J. Jordan**

ORDINANCE AMENDING SECTION 33-8 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, REQUIRING CERTIFICATE OF USE FOR SINGLE FAMILY RESIDENCES, CONDOMINIUM UNITS, TOWNHOUSES AND DUPLEXES, ACQUIRED THROUGH CERTIFICATE OF TITLE, REQUIRING CERTIFICATION OF COMPLIANCE WITH APPLICABLE BUILDING CODES AND ZONING CODES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

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

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

*Chairwoman Seijas relinquished the Chair to Vice Chairman Diaz.*

*Vice Chairman Diaz opened the public hearing on the foregoing ordinance. After seeing no one appear, wishing to be heard in connection with this proposed ordinance, the public hearing was closed.*

*Following Commissioner Seijas' explanation of the intent of this item, the Committee proceeded to vote on the foregoing proposed ordinance as presented*

3E Supplement

**083254 Supplement**

FISCAL IMPACT TO ORDINANCE AMENDING SECTION 33-8; REQUIRING CERTIFICATE OF USE FOR SINGLE FAMILY RESIDENCES AND DUPLEXES

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

3F

**082197 Ordinance**

**Natacha Seijas,**

**Carlos A. Gimenez, Jose "Pepe" Diaz, Sally A. Heyman, Rebeca Sosa, Barbara J. Jordan, Dennis C. Moss**  
 ORDINANCE AMENDING SECTIONS 19-4, 19-4.2, 19-4.4, 19-4.6, 19-4.7, 19-5, 19-13 , 19-14, 17A-9 AND 17A-13, OF THE CODE OF MIAMI-DADE COUNTY; AND CREATING SECTIONS 17A-18, 17A-19 AND 17A-20 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, ALL TO DEFINE ANY PERSON WHO FILES A LIS PENDENS AND/OR ACTION FOR FORECLOSURE UPON A MORTGAGED PROPERTY; TO BE RESPONSIBLE FOR COMPLIANCE WITH CHAPTERS 19 AND 17A RELATING TO THE MAINTENANCE OF IMPROVED AND UNIMPROVED RESIDENTIAL PROPERTY IN MIAMI-DADE COUNTY; PROVIDING FOR THE REGISTRATION OF ALL SINGLE FAMILY DWELLING UNITS THAT ARE THE SUBJECT OF A MORTGAGE FORECLOSURE ACTION; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

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

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

*Chairwoman Seijas relinquished the Chair to Vice Chairman Diaz.*

*Vice Chairman Diaz opened the public hearing on the foregoing ordinance. After seeing no one appear, wishing to be heard in connection with this proposed ordinance, the public hearing was closed.*

*Commissioner Seijas clarified that Commissioner Gimenez had considered sponsoring similar legislation, but decided to join in as a co-prime sponsor to this ordinance.*

*Commissioner Gimenez noted he was glad to be a co-prime sponsor of this ordinance.*

*Vice Chairman Diaz asked that he be added as a co-sponsor to this ordinance.*

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

3G

**081877 Ordinance** **Carlos A. Gimenez**

ORDINANCE PERTAINING TO ROAD IMPACT FEES;  
AMENDING SECTIONS 33E-3, 33E-5 AND 33E-12 OF  
THE CODE OF MIAMI-DADE COUNTY, FLORIDA  
(CODE); AMENDING THE ROAD IMPACT FEE  
FORMULA; PROVIDING FOR TRANSIT USE OF ROAD  
IMPACT FEES UNDER CERTAIN CONDITIONS;  
PROVIDING FOR SEVERABILITY, INCLUSION IN THE  
CODE AND AN EFFECTIVE DATE [SEE AGENDA ITEM  
NO. 2DDD]

**Withdrawn**

**Report:** *(See Agenda Item 3G Substitute; Legislative File  
No. 082906 and Agenda Item 3G Alternate;  
Legislative File No. 082907)*

3G SUB.

**082906 Ordinance** **Carlos A. Gimenez**

ORDINANCE PERTAINING TO ROAD IMPACT FEES;  
AMENDING SECTIONS 33E-3, 33E-5 AND 33E-12 OF  
THE CODE OF MIAMI-DADE COUNTY, FLORIDA  
(CODE); PROVIDING FOR TRANSIT USE OF ROAD  
IMPACT FEES UNDER CERTAIN CONDITIONS;  
PROVIDING FOR SEVERABILITY, INCLUSION IN THE  
CODE AND AN EFFECTIVE DATE [SEE ORIGINAL  
ITEM UNDER FILE NO. 081877] [SEE AGENDA ITEM  
NO. 2DDD]

**Withdrawn**

**Mover: Gimenez**

**Seconder: Edmonson**

**Vote: 4-0**

**Absent: Martinez, Rolle**

**Report:** *(See Agenda Item 3G Alternate; Legislative File  
No. 082907 for the report)*

3G ALT.

**082907 Ordinance**

**Carlos A. Gimenez,**

**Katy Sorenson, Rebeca Sosa**

ORDINANCE PERTAINING TO ROAD IMPACT FEES; AMENDING SECTIONS 33E-3, 33E-5 AND 33E-12 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA (CODE); PROVIDING FOR TRANSIT USE OF ROAD IMPACT FEES UNDER CERTAIN CONDITIONS; PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NOS. 081877 AND 082906]

*Forwarded to BCC with a favorable recommendation*

*Mover: Gimenez*

*Seconder: Edmonson*

*Vote: 4-0*

*Absent: Martinez, Rolle*

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

*Hearing no objection, Agenda Items 3G Substitute and 3G Alternate were heard simultaneously.*

*Chairwoman Seijas questioned whether this ordinance should be deferred for consideration along with Agenda Item 2DDD, a related item deferred earlier today.*

*Commissioner Gimenez noted his intent was to sponsor a separate proposal authorizing the use of road impact fees for transit purposes that was not attached to the fee schedule in Agenda Item 2DDD.*

*Assistant County Attorney Craig Coller, in response to Commissioner Gimenez' question about which proposal was most appropriate to forward separately, advised that Item 3G Alternate would be the most appropriate because it would change the existing Road Impact Fee as codified. He explained that if Agenda Item 3G Alternate was adopted by the Board, a substitute would have to be prepared and submitted for consideration along with Agenda Item 2DD to incorporate any changes adopted by the Board.*

*Following further discussion, the Committee proceeded to vote on a motion to withdraw Agenda Item 3G and to forward Agenda Item 3G Alternate to the County Commissioners, with a favorable recommendation.*

3H

**082933 Ordinance** **Katy Sorenson**

ORDINANCE PROVIDING EMERGENCY RELIEF FOR CONSTRUCTION AFFECTED BY ECONOMIC CRISIS; ESTABLISHING PROCESS FOR PETITION, CONDITIONS AND CRITERIA FOR ISSUANCE OF STOP WORK ORDER; PROVIDING FOR ABATEMENT OF EXPIRATION OF PERMITS SUBJECT TO STOP WORK ORDER; ESTABLISHING FEE FOR REINSTATEMENT OF PERMIT; PROVIDING EXCEPTIONS; AMENDING SECTION 8-13 OF THE CODE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

*Deferred to December 9, 2008*  
*Mover: Diaz*  
*Seconder: Gimenez*  
*Vote: 4-0*  
*Absent: Martinez, Rolle*

**Report:** *During consideration of the changes to today's agenda, the foregoing proposed resolution was deferred, as requested by Commissioner Sorenson.*

*Later in the meeting, Chairwoman Seijas opened the public hearing on the foregoing resolution. After seeing no one appear, wishing to be heard in connection with this proposed resolution, the public hearing was closed, and the resolution remained deferred.*

3I

**082376 Resolution** **Katy Sorenson**

RESOLUTION DIRECTING COUNTY MAYOR OR DESIGNEE TO NEGOTIATE SETTLEMENT AGREEMENT TO RESOLVE PENDING DISPUTE OVER APRIL 2007-08 CYCLE APPLICATIONS TO AMEND THE COMPREHENSIVE DEVELOPMENT MASTER PLAN (CDMP) AND TO PRESENT SETTLEMENT AGREEMENT TO BOARD OF COUNTY COMMISSIONERS FOR APPROVAL ACCORDING TO PROCEDURES SET FORTH IN SECTION 163.3184, FLORIDA STATUTES

*Deferred to December 9, 2008*  
*Mover: Diaz*  
*Seconder: Gimenez*  
*Vote: 4-0*  
*Absent: Martinez, Rolle*

**Report:** *During consideration of the changes to today's agenda, the foregoing proposed resolution was deferred, as requested by Commissioner Sorenson.*

3J

**082731 Resolution Katy Sorenson**

RESOLUTION URGING THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS TO NEGOTIATE WITH MIAMI-DADE COUNTY IN AN EFFORT TO RESOLVE THE PENDING DISPUTE OVER THE APRIL 2007-08 CYCLE APPLICATIONS TO AMEND THE COMPREHENSIVE DEVELOPMENT MASTER PLAN (CDMP) INCLUDING THE OPTION OF RETURNING THESE TWO PARCELS TO THEIR ORIGINAL DESIGNATIONS

*Deferred to December 9, 2008*  
*Mover: Diaz*  
*Seconder: Gimenez*  
*Vote: 4-0*  
*Absent: Martinez, Rolle*

**Report:** *During consideration of the changes to today's agenda, the foregoing proposed resolution was deferred, as requested by Commissioner Sorenson.*

3K

**082828 Resolution Katy Sorenson**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE DEPARTMENT OF SOLID WASTE MANAGEMENT FOR THE SEPTEMBER 6, 2008 "CONNECT TO PROTECT" SPONSORED BY CUTLER BAY BUSINESS ASSOCIATION INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$800.00 TO BE FUNDED FROM THE DISTRICT 8 IN-KIND RESERVE FUND

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

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

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

3L

**083022 Resolution Katy Sorenson**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE DEPARTMENT OF SOLID WASTE MANAGEMENT FOR THE AUGUST 16, 2008 "CONNECT TO PROTECT" SPONSORED BY CUTLER BAY BUSINESS ASSOCIATION INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$800.00 TO BE FUNDED FROM THE DISTRICT 8 IN-KIND RESERVE FUND

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

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

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

3M

**082852 Resolution Katy Sorenson**

RESOLUTION TO REDUCE MIAMI-DADE COUNTY GOVERNMENT'S ELECTRICAL ENERGY CONSUMPTION

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

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

*Hearing no comments or discussion, the foregoing proposed resolution was deferred to the next Committee meeting in January 2009, to be announced.*

3N

082868 Resolution

Carlos A. Gimenez,

Rebeca Sosa

RESOLUTION DIRECTING MAYOR OR MAYOR'S  
DESIGNEE TO ANALYZE THE FEASIBILITY AND  
ADVISABILITY OF MIAMI-DADE COUNTY USING  
ALTERNATIVE FUEL VEHICLES WHICH ARE FUELED  
BY COMPRESSED NATURAL GAS

*Forwarded to BCC with a  
favorable recommendation*

*Mover: Gimenez*

*Seconder: Edmonson*

*Vote: 4-0*

*Absent: Martinez, Rolle*

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

*Commissioner Gimenez noted he felt this study was important since 98% of Compressed Natural Gas (CNG) was produced in North America and the cost of CNG was significantly less than gasoline. He noted another benefit of using CNG was its potential to increase the life of the vehicles. Commissioner Gimenez pointed out that a number of funded transit agencies used CNG and a number of CNG vehicles were available.*

*In response to Commissioner Diaz' comment that he believed the County had previously used trucks that were converted to use natural gas, Ms. Wendy Norris, General Services Administration Director, noted she was unaware of this; however, she was in the process of exploring several options for using different bio fuels.*

*Chairwoman Seijas commended Commissioner Gimenez for proposing a feasibility study before moving forward with a project. She asked Ms. Norris to see when the next International Council for Local Environmental Initiatives (ICLEI) Conference was scheduled and to plan to attend this conference along with her.*

*Commissioner Gimenez asked Ms. Norris to ensure this study included the advantages and disadvantages of all available alternative fuels.*

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

30

**082611 Resolution** **Barbara J. Jordan**

RESOLUTION DIRECTING THE COUNTY MAYOR TO DEVELOP AN IMPLEMENTATION PLAN FOR MODIFYING COUNTY VEHICLES THAT CURRENTLY USE DIESEL FUEL TO ALLOW THEM TO BE ABLE TO USE OTHER AVAILABLE FUEL SOURCES SUCH AS BIO-DIESEL OR VEGETABLE OIL

*Deferred to December 9, 2008*  
**Mover: Diaz**  
**Seconder: Gimenez**  
**Vote: 4-0**  
**Absent: Martinez, Rolle**

**Report:** *During consideration of the changes to today's agenda, the foregoing proposed resolution was deferred, as requested by the sponsor of this item, Commissioner Jordan.*

3P

**082834 Resolution** **Audrey M. Edmonson,**  
**Rebeca Sosa**

RESOLUTION DESIGNATING SOUTH FLORIDA PUERTO RICAN CHAMBER OF COMMERCE, INC., A FLORIDA NON-PROFIT CORPORATION, AS GRANT RECIPIENT OF BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROCEEDS FOR THE DEVELOPMENT, DESIGN AND CONSTRUCTION OF PROJECT NO. 324 – "PUERTO RICAN COMMUNITY CENTER," UPON SATISFACTION OF CONDITIONS SET FORTH IN GRANT AGREEMENT AND BUILDING BETTER COMMUNITIES PROGRAM ADMINISTRATIVE RULES; AND DIRECTING COUNTY MAYOR OR HIS DESIGNEE TO NEGOTIATE NECESSARY AGREEMENTS BY AND BETWEEN COUNTY AND SOUTH FLORIDA PUERTO RICAN CHAMBER OF COMMERCE, INC., REGARDING CONVEYANCE OF COUNTY PROPERTY AND DEVELOPMENT, DESIGN AND CONSTRUCTION OF PROJECT NO. 324 – "PUERTO RICAN COMMUNITY CENTER" AND TO PRESENT SUCH AGREEMENTS TO THE BOARD FOR ITS CONSIDERATION

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

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

*Chairwoman Seijas suggested staff explore the feasibility of developing a community center for the Santo Domingo population as well.*

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

3Q

**082835 Resolution**

**Carlos A. Gimenez**

RESOLUTION APPROVING ALLOCATION OF \$10,592,307 FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NUMBER 249 -"PRESERVATION OF AFFORDABLE HOUSING UNITS AND EXPANSION OF HOME OWNERSHIP" TO FUND DEVELOPMENT OF AFFORDABLE HOUSING COMPONENT OF FRANKIE ROLLE CENTER PROJECT IN DISTRICT 7

*Forwarded to BCC with a favorable recommendation*

*Mover: Gimenez*

*Seconder: Diaz*

*Vote: 4-0*

*Absent: Martinez, Rolle*

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

*In response to Chairwoman Seijas' inquiry of when this project would begin, Commissioner Gimenez noted he was advised that the Request for Proposals (RFP) was already in the procurement process.*

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

3R

**082888 Resolution Sally A. Heyman**

RESOLUTION APPROVING ALLOCATION OF \$10,592,307 FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NUMBER 249 - "PRESERVATION OF AFFORDABLE HOUSING UNITS AND EXPANSION OF HOME OWNERSHIP" IN FORM OF GRANT TO FUND DEVELOPMENT OF MULTI-FAMILY RENTAL HOUSING ON PRIVATELY OWNED LAND IN DISTRICT 4; DIRECTING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO SOLICIT PROPOSALS FOR SUCH DEVELOPMENT PURSUANT TO REQUEST FOR PROPOSALS; AND APPROVING CERTAIN REQUIREMENTS TO BE INCLUDED IN REQUEST FOR PROPOSALS

*Forwarded to BCC with a favorable recommendation*

*Mover: Diaz*

*Seconder: Edmonson*

*Vote: 3-1*

*No: Seijas*

*Absent: Martinez, Rolle*

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

*Chairwoman Seijas asked why this process was necessary if the GOB funding for this particular project was not yet available.*

*Mr. Johnny Martinez, Director, Office of Capital Improvements (OCI), suggested a workshop of the County Commission be scheduled to discuss the funding priorities.*

*Chairwoman Seijas questioned whether Commissioner Heyman was aware that the funding was unavailable before she prepared this proposal.*

*Mr. Martinez, OCI Director, noted he believed Commissioner Heyman understood that the funding for this project was not included in the next bond series sale or the subsequent bond series sale.*

*Chairwoman Seijas noted, although Commissioner Heyman meant well, she and other commissioners might be misled regarding the process. She stated creating an RFP was very expensive and she would not support this proposal until the GOB funding was available. She suggested Mr. Martinez meet with each commissioner to discuss the status of funding available for their respective projects before the workshop was scheduled.*

*Commissioner Diaz suggested the workshop be*

Governmental Operations and Environment Committee

*scheduled as soon as possible.*

*Chairwoman Seijas asked the OCI Director to create a matrix, to be presented at the workshop, reflecting how much GOB funds each Commission District received for capital projects.*

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

3S

**082636 Resolution Rebeca Sosa**

RESOLUTION APPROVING ALLOCATION OF \$1 MILLION FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NUMBER 220 - "ACQUIRE OR CONSTRUCT MULTI-PURPOSE FACILITIES" TO FUND DEVELOPMENT OF MULTI-PURPOSE FACILITY BY CITY OF WEST MIAMI

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

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

*Hearing on objection, Agenda Items 3S and 3T were heard simultaneously.*

*In response to Chairwoman Seijas question regarding whether this project was included in the next bond series issue, Mr. Johnny Martinez noted \$1.5 million was included in the next bond series for this project..*

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

3T

**083043 Resolution Rebeca Sosa**

RESOLUTION APPROVING ALLOCATION OF \$2 MILLION FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NUMBER 220 - "ACQUIRE OR CONSTRUCT MULTI-PURPOSE FACILITIES" TO FUND DEVELOPMENT OF MULTI-PURPOSE FACILITY BY CITY OF MIAMI SPRINGS

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

**Report:** *(See Agenda Item 2S; Legislative File No. 082636 for the report)*

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3U

082816 Resolution

Carlos A. Gimenez,

Sen. Javier D. Souto

RESOLUTION APPROVING THE DESIGNATION OF S.W. 27TH AVENUE BETWEEN CORAL WAY AND S.W. 8TH STREET AS "LUIS CONTE AGUERO WAY"

Forwarded to BCC with a favorable recommendation  
Mover: Gimenez  
Seconder: Edmonson  
Vote: 3-1  
No: Seijas  
Absent: Martinez, Rolle

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

Chairwoman Seijas noted she did not support this resolution because she did support the practice of designating roadways in honor of people while they were still alive.

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

3V

082766 Resolution

Sally A. Heyman,

Joe A. Martinez, Rebeca Sosa

RESOLUTION JOINING THE CITY OF NORTH MIAMI BEACH IN APPROVING THE DESIGNATION OF SOUTH GLADES DRIVE BETWEEN N.E. 16TH AVENUE AND N.E. 19TH AVENUE AS "DETECTIVE JAMES WALKER JR. DRIVE"

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

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

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

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Governmental Operations and Environment Committee

CLERK'S SUMMARY OF

Meeting Minutes

Monday, November 10, 2008

3W

082378 Resolution Rebeca Sosa,

Carlos A. Gimenez, Natacha Seijas, Audrey M. Edmonson  
RESOLUTION SETTING A "PLAIN LANGUAGE" POLICY  
FOR MIAMI-DADE COUNTY; DIRECTING THE MAYOR  
OR DESIGNEE TO IMPLEMENT THE PLAIN  
LANGUAGE POLICY

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

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

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

3X

083123 Resolution Dennis C. Moss,

Rebeca Sosa, Sen. Javier D. Souto  
RESOLUTION CREATING AN ILLEGAL DUMPING IN  
THE AGRICULTURAL AREA TASK FORCE

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

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

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

3Y

**083125 Resolution** **Dorrin D. Rolle,**  
**Dennis C. Moss, Rebeca Sosa, Barbara J. Jordan, Jose**  
**"Pepe" Diaz, Sen. Javier D. Souto**

RESOLUTION DIRECTING THE COUNTY MAYOR TO  
 CREATE AND IMPLEMENT A PROGRAM WHEREBY  
 SENIOR CITIZENS FACING CODE ENFORCEMENT  
 COSTS AND PENALTIES CAN RECEIVE A  
 SUBSTANTIALLY DISCOUNTED AND/OR WAIVED  
 SETTLEMENT OF THOSE COSTS AND PENALTIES  
 WHERE COMPLIANCE HAS OCCURRED

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

**Report:** *Chairwoman Seijas recommended this program  
 be forwarded to the County Commission for  
 approval once it was created by the Mayor.*

*Commissioner Gimenez questioned how the  
 determination to waive or discount a penalty  
 would be made.*

*Assistant County Attorney Thomas Robertson  
 noted certain waivers or discounts would be based  
 on policies established by the Department  
 Director and the Code Compliance Officer. He  
 also noted the intent of this proposal was to create  
 a program that targeted senior citizens.*

*Responding to Commissioner Gimenez' question  
 regarding certain individuals living in upscale  
 neighborhoods and cited for multiple code  
 violations, Assistant County Attorney Thomas  
 Robertson noted the Mayor or his designee could  
 set a limited amount equal to a certain property  
 value to prevent certain individuals with multiple  
 code violations from qualifying for this program.  
 He noted the intent of this resolution was to direct  
 the Manager to investigate all the issues  
 thoroughly to ensure a fair and equitable program  
 was created and to report back to the Board.*

*Assistant County Manager Alex Munoz advised  
 that Commissioner Rolle included language in this  
 resolution providing that the program shall give  
 special consideration to senior citizens whose  
 mortgages were threatened with default.*

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

3Z

**083023 Resolution**

**Bruno A. Barreiro**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PUBLIC WORKS DEPARTMENT FOR THE NOVEMBER 8-16, 2008 "MIAMI BOOK FAIR INTERNATIONAL" SPONSORED BY THE MIAMI BOOK FAIR INTERNATIONAL, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$6,000.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

*Forwarded to BCC with a favorable recommendation*

*Mover: Diaz*

*Seconder: Seijas*

*Vote: 4-0*

*Absent: Martinez, Rolle*

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

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

lele

3AA

083045 Resolution

Dennis C. Moss,

Carlos A. Gimenez, Audrey M. Edmonson

RESOLUTION DIRECTING THE MAYOR TO CONDUCT A FEASIBILITY STUDY OF CAPTURING, STORING AND TREATING WATER FROM THE CANAL SYSTEM PRIOR TO ITS DISCHARGE TO BISCAYNE BAY FOR REPLENISHING THE AQUIFER AND FOR IRRIGATION PURPOSES AS PART OF COUNTY'S WATER SUPPLY PLAN

*Forwarded to BCC with a favorable recommendation*

*Mover: Edmonson*

*Seconder: Diaz*

*Vote: 4-0*

*Absent: Martinez, Rolle*

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

*Commissioner Diaz questioned whether the intent of this resolution was only to request a feasibility study. He noted this issue had been previously studied and the cost was implausible.*

*In response to Commissioner Gimenez' question if it was less expensive to capture and treat water from the canal system than to take water from the Floridian Aquifer, Mr. John Renfrow, Water and Sewer Department (WASD) Director, noted it would depend upon the quality of the water and the amount of treatment needed. He pointed out this item was a departmental item from the Department of Environmental Resource Management (DERM), but he did not see any harm in studying this concept. He also noted WASD would be willing to assist, if needed, and the assistance of the South Florida Water Management District (SFWMD) might also be needed.*

*Commissioner Edmonson stated she supported this resolution if it was just a feasibility study because she would like to know what the costs of the project would be.*

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

4 COUNTY MANAGER

5 COUNTY ATTORNEY

67

**6 CLERK OF THE BOARD**

6A

**082851 Report**

CLERK'S SUMMARY OF MINUTES FOR THE  
SEPTEMBER 9, 2008 GOVERNMENTAL OPERATIONS  
AND ENVIRONMENT COMMITTEE MEETING (Clerk of  
the Board)

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

**7 REPORTS**

7A

**081699 Report**

UPDATE ON IMPROVED PLATTING PROCESS (County  
Manager)

*Report Received*  
*Mover: Seijas*  
*Seconder: Edmonson*  
*Vote: 4-0*  
*Absent: Martinez, Rolle*

7B

**082423 Report**

USE OF CONSULTANTS FOR PUBLIC INVOLVEMENT  
PLAN BY THE PUBLIC WORKS DEPARTMENT (County  
Manager)

*Report Received*  
*Mover: Diaz*  
*Seconder: Edmonson*  
*Vote: 4-0*  
*Absent: Martinez, Rolle*

**Report:** *Ms. Esther Calas, Director, Public Works  
Department (PWD), responded to Chairwoman  
Seijas inquiry regarding the use of consultants,  
noting minimal funds were spent on the use of  
consultants for public involvement planning. She  
also noted most of the work was done in-house,  
and only minor work was done by the consultants  
during the construction stage to minimize any  
impact of a project to the residents; and during  
the planning and design stage to attend public  
hearings.*

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Governmental Operations and Environment Committee

CLERK'S SUMMARY OF

Meeting Minutes

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7C

**082065 Report**

CITY OF HOMESTEAD ANNEXATION APPLICATION  
(County Manager)

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

**Report:** *Assistant County Attorney Geri Bonzon-Keenan read the foregoing report pertaining to the City of Homestead Annexation application, into the record.*

*Chairwoman Seijas opened the public hearing on the foregoing report. After seeing no one appear, wishing to be heard in connection with the City of Homestead Annexation application, the public hearing was closed and the Committee proceeded to vote on this report.*

7D

**082910 Report**

UPDATED REPORT FROM THE CLIMATE CHANGE  
ADVISORY TASK FORCE FOR OCTOBER 2008 (County  
Manager)

**Deferred to December 9, 2008**  
**Mover: Gimenez**  
**Seconder: Diaz**  
**Vote: 4-0**  
**Absent: Martinez, Rolle**

**Report:** *During consideration of the changes to today's agenda, the foregoing report was deferred, as requested by Chairwoman Seijas.*

7E

**082445 Report**

PRESENTATION BY MS. ROBIN REITER  
(CHAIRWOMAN) OF THE BUILDING BETTER  
COMMUNITIES GENERAL OBLIGATION BOND  
PROGRAM CITIZENS ADVISORY COMMITTEE (County  
Manager)

**Deferred to December 9, 2008**  
**Mover: Gimenez**  
**Seconder: Diaz**  
**Vote: 4-0**  
**Absent: Martinez, Rolle**

**Report:** *During consideration of the changes to today's agenda, the foregoing report was deferred, as requested by the County Manager.*

Governmental Operations and Environment Committee

CLERK'S SUMMARY OF

Meeting Minutes

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7F

**083062 Report**

REVISED SIX MONTH UPDATE ON THE 20-YEAR  
MIAMI-DADE CONSOLIDATED PUBLIC SUPPLY  
WATER USE PERMIT COMMUNICATIONS PLAN

(County Manager)

*Deferred to December 9, 2008*

*Mover: Diaz*

*Secunder: Gimenez*

*Vote: 4-0*

*Absent: Martinez, Rolle*

**Report:** *During consideration of the changes to today's agenda, the foregoing report was deferred, as requested by as requested by Chairwoman Seijas.*

7G

**083155 Report**

CLIMATE CHANGE ACTION PLAN (County Manager)

*Report Received*

*Mover: Diaz*

*Secunder: Gimenez*

*Vote: 4-0*

*Absent: Martinez, Rolle*

**8 ADJOURNMENT**

**Report:** *There being no further business to come before this Board, the Governmental Operations and Environment Committee meeting was adjourned at 11:27 a.m.*