

MEMORANDUM

Agenda Item No. 11(A)(21)

TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

DATE: October 6, 2009

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Resolution directing the Mayor
to identify legally available
funds in an amount equal to
\$450,000 to fund the
Independent Review Panel
for fiscal year 2009-10

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Barbara J. Jordan.



R. A. Cuevas, Jr.
County Attorney

RAC/up



MEMORANDUM
(Revised)

TO: Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners **DATE:** October 6, 2009

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County Attorney

SUBJECT: Agenda Item No. 11(A)(21)

Please note any items checked.

- "3-Day Rule" for committees applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous ____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A) (21)
10-6-09

RESOLUTION NO. _____

RESOLUTION DIRECTING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO IDENTIFY LEGALLY AVAILABLE FUNDS IN AN AMOUNT EQUAL TO \$450,000 TO FUND THE INDEPENDENT REVIEW PANEL FOR FISCAL YEAR 2009-10 AND TO REPORT FINDINGS TO THE BOARD

WHEREAS, the Independent Review Panel (the "IRP") was created by this Board in 1980 as an impartial review panel to conduct independent reviews and hold public hearings concerning serious complaints or grievances made against employees, agencies and instrumentalities of Miami-Dade County; and

WHEREAS, as part of the County's adopted budget for Fiscal Year 2009-10, no monies were appropriated to the IRP; thereby eliminating this function for such fiscal year; and

WHEREAS, recognizing the importance of the IRP to this community, this Board wishes to direct the County Mayor or the County Mayor's designee to identify legally available funds in an amount equal to \$450,000 to fund the IRP, including four budgeted positions, for Fiscal Year 2009-10,

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

Section 1. The foregoing recitals are incorporated in this resolution and are approved.

Section 2. This Board hereby directs the County Mayor or the County Mayor's designee to identify legally available funds in an amount equal to \$450,000 to fund the IRP, including four budgeted positions, for Fiscal Year 2009-10. The funding alternatives may

include use of the Countywide Contingency Reserve Fund, as well as any other available funds. A report detailing such funding alternatives shall be prepared and presented to the Board within thirty (30) days from the effective date of this resolution.

The Prime Sponsor of the foregoing resolution is Commissioner Barbara J. Jordan. It was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 6th day of October, 2009. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

GIBK

Geri Bonzon-Keenan