

MEMORANDUM

Agenda Item No. 11(A)(4)

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

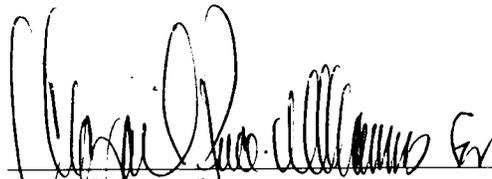
DATE: May 4, 2010

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

SUBJECT: Resolution directing the County Mayor to prepare and submit to the Board a report and recommendation addressing how the Board could effectively fund departments set forth in the Home Rule Charter and departments under the supervision of the Board, plus no more than a total of twenty-five administrative Departments under the supervision of the Mayor

This item was amended at the Government Operations Committee to include language directing the Mayor to collaborate with the County Attorney's Office in preparation of Mayor's recommendation regarding how best to fund no more than 25 departments under the supervision of the Mayor. Language was also inserted to direct the Mayor to provide a report detailing all mergers consolidation, abolition and creation of departments under the supervision of the Mayor from 2000 to 2010.

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Carlos A. Gimenez.



R. A. Cuevas, Jr.
County Attorney

RAC/cp



MEMORANDUM

(Revised)

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

DATE: May 4, 2010

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

SUBJECT: Agenda Item No. 11(A)(4)

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)(4)
5-4-10

RESOLUTION NO. _____

RESOLUTION DIRECTING MAYOR OR MAYOR'S DESIGNEE TO PREPARE AND SUBMIT TO THE BOARD OF COUNTY COMMISSIONERS A REPORT AND RECOMMENDATION ADDRESSING HOW THE BOARD COULD EFFECTIVELY FUND DEPARTMENTS SET FORTH IN THE HOME RULE CHARTER AND DEPARTMENTS UNDER THE SUPERVISION OF THE BOARD, PLUS NO MORE THAN A TOTAL OF TWENTY-FIVE ADMINISTRATIVE DEPARTMENTS UNDER THE SUPERVISION OF THE MAYOR

WHEREAS, Miami-Dade County (the "County") government should serve the present and future needs of the community in the most efficient and effective manner possible; and

WHEREAS, County departments providing services to the community should be streamlined so as to offer the public the best value for their tax dollars; and

WHEREAS, Article IV, Section 6 of the Florida Constitution requires that "[a]ll functions of the executive branch of state government shall be allotted among not more than twenty-five departments, exclusive of those specifically provided for or authorized in [the] constitution"; and

WHEREAS, per the State of Florida's (the "State") organizational chart, the State currently has approximately 35 administrative departments and agencies; and

WHEREAS, per the County's 2009-2010 Table of Organization, the County currently has approximately 50 administrative departments and agencies under the supervision of the Mayor; and

WHEREAS, in the interest of providing a more efficient and effective local government, and providing the Board of County Commissioners (the "Board") additional options for the

funding of administrative departments, the Mayor or Mayor's designee should prepare and submit to the Board a report and recommendation as to how the Board could effectively fund the departments set forth in the Home Rule Charter (the "Charter") and the departments under the supervision of the Board, plus no more than twenty-five administrative departments under the supervision of the Mayor.

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.

Section 2. The Mayor or Mayor's designee ~~[[shall]]~~¹ >> in collaboration with the County Attorney's Office shall~~<<~~ prepare and submit to the Board a report and recommendation, within ninety days of the effective date of this resolution, addressing how the Board could effectively fund the departments set forth in the Charter and the departments under the supervision of the Board, plus no more than twenty-five administrative departments under the supervision of the Mayor.

>>Section 3. The Mayor or Mayor's designee shall also prepare and submit to the Board, within ninety days of the effective date of this resolution, a report detailing all mergers, consolidation, abolition and creation of departments under the supervision of the Mayor from 2000 to 2010.<<

¹ Committee amendments are indicated as follows: words stricken through and/or ~~[[double bracketed]]~~ shall be deleted, words underscored and/or ~~»double arrowed«~~ constitute the amendment proposed.

The Prime Sponsor of the foregoing resolution is Commissioner Carlos A. Gimenez. 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 |
| Dorrin D. Rolle | Natacha Seijas |
| Katy Sorenson | Rebeca Sosa |
| Sen. Javier D. Souto | |

The Chairperson thereupon declared the resolution duly passed and adopted this 4th day of May, 2010. 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.

APW/MS

Martin Sybblis