



**CLERK'S SUMMARY OF
Meeting Minutes
Government Operations Committee**

Carlos A. Gimenez (7) Chair; Natacha Seijas (13) Vice Chair; Commissioners Jose
"Pepe" Diaz (12), Audrey M. Edmonson (3), Joe A. Martinez (11), and Rebeca Sosa (6)

Tuesday, April 13, 2010

9:30 AM

COMMISSION CHAMBERS

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

Members Absent: Natacha Seijas.

Members Late: None.

Members Excused: None.

Members Absent County Business: None.

1A INVOCATION

Report: *The Committee members observed a Moment of Silence followed by the Pledge of Allegiance.*

1B PLEDGE OF ALLEGIANCE

ADD ON

100423 Discussion Item Dennis C. Moss

DISCUSSION/ADOPTION OF FY 2010 - 2011 BUDGET
PRIORITIES PURSUANT TO SEC. 2-1795 OF THE CODE
(SEE AGENDA ITEM NO. 7A)

Forwarded to the BCC Chairperson

Mover: Sosa

Seconder: Edmonson

Vote: 4-0

Absent: Seijas, Diaz

Report: *As requested by Chairman Gimenez, and there
being no questions or comments, the Committee
proceeded to vote to forward the Government
Operations Committee FY 2010 - 2011 Budget
Priorities to the Chairman of the Board of County
Commissioners.*

1E SPECIAL PRESENTATION

1F PUBLIC HEARINGS

1F1

100812 Resolution

RESOLUTION APPROVING APPLICATION FOR FIVE (5)
CERTIFICATES OF PUBLIC CONVENIENCE AND
NECESSITY TO NATIONAL HEALTH
TRANSPORTATION, INC. TO PROVIDE COMBINATION
WHEELCHAIR AND STRETCHER NONEMERGENCY
MEDICAL TRANSPORTATION SERVICES (Consumer
Services Department)

*Forwarded to BCC with a favorable
recommendation*

Mover: Sosa

Seconder: Edmonson

Vote: 5-0

Absent: Seijas

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

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

1F2

100518 Ordinance

ORDINANCE RELATING TO FOR-HIRE MOTOR VEHICLES; AMENDING SECTION 31-304 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, REQUIRING CHAUFFEUR TO UTILIZE SUNPASS LANE WHEN TRANSPORTING PASSENGERS; AMENDING CHAPTER 8CC OF THE CODE TO PROVIDE FOR A CIVIL PENALTY; AND PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (Consumer Services Department)

Deferred to May 11, 2010

Report: *During consideration of changes, the foregoing proposed ordinance was deferred to the Government Operations Committee meeting of May 11, 2010, as requested by the County Manager.*

2 COUNTY COMMISSION

2A

100655 Resolution

Bruno A. Barreiro

RESOLUTION DECLARING ONE 2001 DODGE PICKUP SURPLUS AND AUTHORIZING ITS DONATION TO FUNDACIÓN ROCKINCHA LOS NIÑOS DE LA LUZ

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Edmonson

Vote: 5-0

Absent: Seijas

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

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

2B

100693 Resolution Bruno A. Barreiro

RESOLUTION DECLARING ONE 2000 DODGE VAN
SURPLUS AND AUTHORIZING ITS DONATION TO
UNIDAD OF MIAMI BEACH, INC.

*Forwarded to BCC with a favorable
recommendation*

Mover: Diaz

Seconder: Edmonson

Vote: 5-0

Absent: Seijas

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

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

2C

100747 Resolution Bruno A. Barreiro

RESOLUTION CALLING A COUNTYWIDE SPECIAL ELECTION IN MIAMI-DADE COUNTY, FLORIDA, IN CONJUNCTION WITH A PRIMARY ELECTION TO BE HELD ON TUESDAY, AUGUST 24, 2010, FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF MIAMI DADE COUNTY THE QUESTION OF WHETHER TO AMEND THE HOME RULE CHARTER TO PROVIDE THAT: EACH COUNTY COMMISSIONER SHALL DEVOTE FULL-TIME SERVICE TO THE OFFICE OF COUNTY COMMISSIONER AND HOLD NO OTHER EMPLOYMENT; NO LONGER RECEIVE THEIR CURRENT \$6,000 ANNUAL SALARY ESTABLISHED IN 1957, BUT RECEIVE INSTEAD THE SALARY PROVIDED BY STATE STATUTORY FORMULA, ADJUSTED ANNUALLY BASED ON THE COUNTY'S POPULATION (CURRENTLY APPROXIMATELY \$92,097), AND USED BY OTHER FLORIDA COUNTIES, INCLUDING BROWARD COUNTY; AND SHALL SERVE NO MORE THAN FOUR CONSECUTIVE FOUR-YEAR TERMS IN OFFICE

Deferred to May 11, 2010

Mover: Martinez

Seconder: Gimenez

Vote: 5-0

Absent: Seijas

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

Commissioner Sosa expressed support for utilizing the State formula to set the commissioner's salary; implementing term limits consisting of no more than 2 consecutive terms starting in 2012; and spoke against commissioner's having outside employment. She also stressed the need for the ballot question to explain that the commissioner's salaries would be paid from their own budgets.

Commissioner Edmonson noted she was not opposed to outside employment and spoke in support of using the State formula to set the commissioner's salaries and implementing term limits. She suggested the item be presented to the Board as a committee item.

A discussion ensued regarding proposed term limits, salary, outside employment, and utilization of the State formula, at which point Commissioner Diaz expressed his support for county commissioner's working as full time county employees and requested the Commission Auditor research to determine the number of counties that compensated commissioners based on the State formula; including a breakdown on the compensation packages provided by those

counties.

Commissioner Martinez expressed concern that the philosophy of public service would be compromised in order to justify a pay increase and urged his fellow commissioner's to proceed with caution on that issue. He noted he considered the job of county commissioner a full time job and would continue working diligently regardless of the pay.

Commissioner Jordan stressed the need for elected officials to be properly compensated and spoke in support of using the State formula to set salaries and restricting any outside employment of a county commissioner. She expressed concern that many individuals were prevented from legitimately seeking to run for the office of County Commissioner in Miami Dade County due to their current pay of \$6,000 per year.

Commissioner Gimenez spoke in support of two term limits, classifying commissioner's as full time employees, and setting the commissioner's salaries using the State formula, as recommended by the Charter Review Task Force.

In response to an inquiry by Commissioner Diaz regarding previous related ballot questions posed to voters in Miami Dade County, Mr. Lester Sola, Supervisor of Elections, clarified, the 2008 ballot question consisted of language that provided no term limits, commissioner's serving full time, and the commissioner's salary to be set by State Statute, which failed by a vote of 48% for, 52% against. It was also noted, the August 31, 2004 ballot question called for the commissioner's salary to be set by State statute and included term limits of four 4-year consecutive terms, which failed by a vote of 49% for, 51% against.

Following further discussion on use of the State formula to set commissioner's salaries, Commissioner Diaz asked Assistant County Manager Howard Piper to provide detailed information, utilizing some type of index figure, on the difference between Miami Dade County and other counties, taking into account the size and population of the other counties, compared to the size and population of Miami Dade County and the authority and responsibility of the County Commission.

Following a discussion on commissioner's working on a full time basis, Commissioner

Martinez requested Assistant County Attorney Geri Bonzon-Keenan determine whether Fair Labor laws (i.e., accrued sick and annual leave, comp time, overtime, administrative leave, etc.) would apply to the Miami-Dade County Commission if the issue was favorably voted upon and commissioners' became full-time County employees.

Commissioner Sosa expressed support for commissioner's to be considered exempt employees, with no overtime pay, if voters favored classifying county commissioner's as full time employees.

Commissioner Diaz noted, within the State of Florida, forty-seven counties were mandated to follow the State formula and, out of the remaining twenty counties, twelve opted to follow the State Formula and eight followed another formula. Based on that information, Commissioner Diaz asked the Commission Auditor to provide information on the formulas used by the eight counties in the State that utilized a formula different from the State formula; including the size of the county compared to the size of Miami Dade County and the work limits provided within the county.

Following further discussion, Commissioner Diaz requested the committee conduct a straw vote on each individual component of the proposed ballot language. The committee members concurred with Commissioner Diaz and, by a raise of hands, voted in the following manner:

- the vote to include language related to unspecified term limits, passed 3-2 (Commissioners Diaz and Martinez and voted No)(Commissioner Seijas was absent)
- the vote to utilize the State of Florida's formula, or an equivalent formula, when setting commissioner's salaries, passed 5-0. (Commissioner Seijas was absent)
- the vote to prohibit outside employment, failed 2-3 (Commissioners Diaz, Martinez, and Edmondson voted No)(Commissioner Seijas was absent)

Chairman Gimenez noted he would forward a memorandum to Chairman Moss outlining the committee recommendations, to be placed on a future BCC agenda as a discussion item.

During a discussion on what action the Committee should take with regards to the four proposed

resolutions before them, Assistant County Attorney Bonzon-Keenan clarified, the Committee could defer the proposed resolutions and present a Committee alternate to the Board of County Commissioners.

Commissioner Martinez asked that the language related to term limits be specific and reflect four 4-year terms.

Commissioner Diaz requested Assistant County Attorney Geri Bonzon-Keenan to conceptualize the committee's recommendations, in the form of a Committee Alternate Resolution.

It was moved by Commissioner Martinez that a Committee Alternate Resolution be forwarded to the Board of County Commissioner's for consideration that included language calling for a Special Election on August 24, 2010; utilized the State of Florida's formula to set the commissioners' salaries; and limited the terms of office to no more than four 4-year terms, with no restrictions on outside employment. This motion was seconded by Chairman Gimenez, and upon being put to a vote, passed by a vote of 4-1, (Commissioner Sosa voted No)(Commissioner Seijas was absent). LEGISLATIVE FILE NO. 101000

There being no further questions or comments, the committee proceeded to defer the foregoing proposed resolution to no date certain and forward a Committee Alternate to the Board of County Commissioners.

2D

100762 Resolution**Carlos A. Gimenez,****Rebeca Sosa**

RESOLUTION DECLARING MAY 10-16, 2010 AS WATER REUSE WEEK

*Forwarded to BCC with a favorable recommendation**Mover: Sosa**Second: Gimenez**Vote: 5-0**Absent: Seijas***Report:** *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.**Chairman Gimenez opened the public hearing and called for persons wishing to appear before the Committee in connection with this proposed resolution. After hearing no one, he closed the public hearing.**There being no questions or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented*

2E

100796 Resolution**Carlos A. Gimenez**

RESOLUTION CALLING A COUNTYWIDE SPECIAL ELECTION IN MIAMI-DADE COUNTY, FLORIDA, IN CONJUNCTION WITH A PRIMARY ELECTION TO BE HELD ON TUESDAY, AUGUST 24, 2010, FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF MIAMI-DADE COUNTY THE QUESTION OF WHETHER TO AMEND THE HOME RULE CHARTER TO PROVIDE THAT COUNTY COMMISSIONERS SHALL SERVE NO MORE THAN TWO CONSECUTIVE FOUR-YEAR TERMS IN OFFICE WITH TERMS OF OFFICE COMMENCING ON OR BEFORE 2010 EXCLUDED FROM THE TERM LIMIT CALCULATION

*Deferred to May 11, 2010**Mover: Martinez**Second: Gimenez**Vote: 5-0**Absent: Seijas***Report:** *Assistant County Attorney Geri Bonzon-Keenan read the foregoing proposed resolution into the record.**The committee proceeded to defer the foregoing proposed resolution to no date certain and forward a Committee Alternate to the Board of County Commissioners.**See Report for Agenda Item 2C, Legislative File No. 100747.*

2F

100859 Resolution

Carlos A. Gimenez

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 DEPARTMENTS UNDER THE SUPERVISION OF
THE MAYOR

Amended
Mover: Gimenez
Seconder: Sosa
Vote: 5-0
Absent: Seijas

Report: *See Agenda Item No. 2F Amended; Legislative
File No. 101072 for the amended version*

2F AMENDED

101072 Resolution Carlos A. Gimenez

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 [SEE ORIGINAL ITEM UNDER FILE NO. 100859]

Forwarded to BCC with a favorable recommendation as amended

Mover: Gimenez

Seconder: Sosa

Vote: 5-0

Absent: Seijas

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

Commissioner Gimenez noted the intent of the proposed resolution was to have the Mayor and Manager prepare a report and submit recommendations to the Board on the possible consolidation of various county departments.

Commissioner Edmonson asked Chairman Gimenez to consider amending the proposed resolution to include the County Attorney's office.

Commissioner Martinez expressed concern that county departments have increased from about 32 to over 60 over the past several years and asked that the proposed resolution be amended to include a complete disclosure on county departments that have existed over the past ten years, including the name and description of each department, broken down into a year by year analysis.

Chairman Gimenez accepted both amendments.

Commissioners Diaz and Sosa requested they be provided with a copy of the department report.

There being no further questions or comments, the Committee proceeded to vote of the foregoing proposed resolution as amended to include the County Attorney's office and to include a complete disclosure on county departments that have existed over the past ten years, including the name and description of each department, broken down into a year by year analysis.

2G

100665 Resolution **Barbara J. Jordan**

RESOLUTION DECLARING ONE 1997 DODGE VAN SURPLUS AND AUTHORIZING ITS DONATION TO THE EMBRACE GIRLS FOUNDATION, INC.

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Sosa

Vote: 5-0

Absent: Seijas

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

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

2H

100675 Resolution **Barbara J. Jordan**

RESOLUTION DECLARING MISCELLANEOUS PROPERTY SURPLUS AND AUTHORIZING ITS DONATION TO THE HOUSING OPPORTUNITIES PROJECT FOR EXCELLENCE, INC.

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Sosa

Vote: 5-0

Absent: Seijas

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

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

2I

100721 Resolution **Barbara J. Jordan**

RESOLUTION CALLING A COUNTYWIDE SPECIAL ELECTION IN MIAMI-DADE COUNTY, FLORIDA, IN CONJUNCTION WITH A PRIMARY ELECTION TO BE HELD ON TUESDAY, AUGUST 24, 2010, FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF MIAMI-DADE COUNTY THE QUESTION OF WHETHER TO AMEND THE HOME RULE CHARTER TO PROVIDE THAT: EACH COUNTY COMMISSIONER SHALL NO LONGER RECEIVE THEIR CURRENT \$6,000 ANNUAL SALARY ESTABLISHED IN 1957, BUT RECEIVE INSTEAD AN ANNUAL SALARY OF \$75,000; AND SHALL SERVE NO MORE THAN THREE CONSECUTIVE FOUR-YEAR TERMS IN OFFICE

*Deferred to May 11, 2010**Mover: Martinez**Seconder: Gimenez**Vote: 5-0**Absent: Seijas*

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

The committee proceeded to defer the foregoing proposed resolution to no date certain and forward a Committee Alternate to the Board of County Commissioners.

See Report for Agenda Item 2C, Legislative File No. 100747.

2J

100750 Resolution **Barbara J. Jordan**

RESOLUTION ESTABLISHING A POLICY THAT PERSONS OR ENTITIES RECEIVING COUNTY FUNDING DISPLAY THE COUNTY LOGO OR OTHERWISE APPROPRIATELY RECOGNIZE THE COUNTY IN MATERIALS AND SIGNS RELATED TO THE PROJECT AND DIRECTING THE COUNTY MAYOR OR HIS DESIGNEE TO INCLUDE A PROVISION SO REQUIRING IN GRANT CONTRACTS

*Forwarded to BCC with a favorable recommendation**Mover: Sosa**Seconder: Diaz**Vote: 5-0**Absent: Seijas*

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

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

2K

100797 Resolution

Barbara J. Jordan

RESOLUTION DECLARING SURPLUS COUNTY-OWNED LAND LOCATED AT 3090 N.W. 135TH STREET IN MIAMI-DADE COUNTY, FLORIDA, AUTHORIZING THE CONVEYANCE OF SAME TO THE NORTH MIAMI BEACH MEDICAL CENTER, INC., IN ACCORDANCE WITH F.S.125.38; WAIVING ADMINISTRATIVE ORDER 8-4 AS IT RELATES TO REVIEW BY THE PLANNING ADVISORY BOARD; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO TAKE ALL ACTIONS NECESSARY TO ACCOMPLISH THE CONVEYANCE OF SAID PROPERTY; AND AUTHORIZING EXECUTION OF A COUNTY DEED FOR SUCH PURPOSE

Amended
Mover: Edmonson
Seconder: Martinez
Vote: 5-0
Absent: Seijas

Report: *See Agenda Item 2K Amended; Legislative File No. 101070 for the amended version*

2K AMENDED

101070 Resolution Barbara J. Jordan

RESOLUTION DECLARING SURPLUS COUNTY-OWNED LAND LOCATED AT 3090 N.W. 135TH STREET IN MIAMI-DADE COUNTY, FLORIDA; AUTHORIZING THE CONVEYANCE OF SAME TO THE NORTH MIAMI BEACH MEDICAL CENTER, INC., IN ACCORDANCE WITH FLORIDA STATUTE.125.38; WAIVING ADMINISTRATIVE ORDER 8-4 AS IT RELATES TO REVIEW BY THE PLANNING ADVISORY BOARD; AND AUTHORIZING EXECUTION OF A COUNTY DEED AND DECLARATION OF RESTRICTIONS FOR SUCH PURPOSE (SEE ORIGINAL ITEM UNDER FILE NO. 100797)

Forwarded to BCC with a favorable recommendation as amended

Mover: Edmonson

Seconder: Martinez

Vote: 5-0

Absent: Seijas

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

In response to an inquiry by Commissioner Diaz regarding whether or not funding was in place for the construction phase and if they had existing GOB funding tied to the project, Commissioner Jordan noted there were no bond dollars involved and it was expected that the Medical Center would provide their own funding for construction. She also noted the proposed item contained a reversion clause, reverting the property back to the County if construction was not completed within five years.

Commissioner Sosa asked the proposed resolution be amended to include the value of the property.

Based on concerns expressed by Commissioner Sosa over the County not remaining owners of the property, Assistant County Attorney Debra Herman clarified the item contained secure provisions and required staff to monitor the project.

In response to a concern raised by Commissioner Martinez over the operating hours, Commissioner Jordan noted the operating hours were a minimum of 20 hours.

Chairman Gimenez expressed concern with the possibility of the County having to pay for construction should the Medical Center fail to complete construction within the five year time frame.

Following a discussion on the reversion rights

contained in the proposed resolution, Chairman Gimenez asked the proposed resolution be amended to remove the clause that required the County to reimburse any funds used for structural improvements, should the property revert back to the County.

Commissioner Jordan, as sponsor of the resolution, expressed no objection to both committee amendments.

There being no further questions or comments, the Committee proceeded to vote on the foregoing proposed resolution as amended to include the value of the land and to remove the clause that required the County to reimburse any funds used for structural improvements should the property revert back to Miami-Dade County.

2L

100822 Resolution**Barbara J. Jordan**

RESOLUTION CALLING A COUNTYWIDE SPECIAL ELECTION IN MIAMI-DADE COUNTY, FLORIDA, IN CONJUNCTION WITH A PRIMARY ELECTION TO BE HELD ON TUESDAY, AUGUST 24, 2010, FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF MIAMI-DADE COUNTY THE QUESTION OF WHETHER TO AMEND THE HOME RULE CHARTER TO RETURN TO THE COUNTY COMMISSION AND THE COUNTY MANAGER, AS OF NOVEMBER 2012, CERTAIN POWERS AND RESPONSIBILITIES PREVIOUSLY TRANSFERRED TO THE MAYOR

*Withdrawn**Mover: Martinez**Seconder: Diaz**Vote: 5-0**Absent: Seijas*

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

Chairman Gimenez noted the difference between the two proposed resolutions was that 2L called for an effective date in November, 2012 and 2L Alternate would become effective immediately. He also noted item 2L, sponsored by Commissioner Jordan, reverted back to an Executive Mayor form of government, with the Mayor maintaining the authority to nominate and appoint the Manager, subject to County Commission ratification, and having veto powers, but not having the ability to interfere in day to day government operations.

Commissioner Jordan expressed concern with staff's unresponsiveness to the County Commission since the inception of the strong mayor form of government, particularly during the budgetary process, and stressed the need for the County Commission to have staff's support and assistance in their decision making in order for Commissioner's to provide appropriate leadership to the community.

Commissioner Sosa spoke in opposition to a strong Mayor form of government, however expressed concern with transferring powers from an elected Mayor to an appointed Manager, who was not accountable to the voters.

Assistant County Attorney Oren Rosenthal clarified that the proposed resolutions called for a shared power structure with the County Manager being responsible for administering county government and having the ability to appoint department directors, subject to Commission approval or disapproval; and the Board of County

Commissioners, and/or the Mayor, had the ability to remove the County Manager, however removal of the County Manager by the Mayor was subject to Commission approval.

Commissioner Martinez expressed his support for an Executive form of government but stressed the importance of the Mayor continuing to have access to department directors.

Commissioner Diaz spoke against a strong mayor form of government, however expressed concern with who would be held accountable, as the Mayor currently was. He concurred with Commissioner Martinez and stressed the need for the power of management and accountability to be in the hands of the Mayor.

Commissioner Edmonson spoke in support of Commissioner Jordan's sponsored resolution and noted the need for a more shared responsibility, requiring the Manager to be accountable to both the Board of County Commissioners and the Mayor.

Commissioner Sosa recommended a special committee meeting be held to further discuss options and reiterated her opposition to giving power to an individual in Miami Dade County that was not an elected official.

Commissioner Martinez noted there was always an appointed Manager in Miami Dade County, and stressed the need for a check and balance system. He suggested the Mayor be solely responsible for the hiring and firing of the Manager and also recommended the Board of County Commissioner's powers be expanded to give them the ability to communicate and discuss issues with department directors.

Commissioner Diaz suggested a Committee of the Whole meeting be held to further address the issues related to accountability and the balance of power between the Mayor, the Manager, and the County Commission. He noted the proposed resolutions reverted the system back to a strong commission, with a ceremonial mayor, and stressed the need for a combination of power between the entities.

Commissioner Edmonson spoke in support of a system that would give the Mayor the ability to terminate a Manager, subject to a two-thirds vote of support by the Board of County Commissioners.

Following further discussion on the executive and strong mayor forms of government, and upon inquiry by Chairman Gimenez, Assistant County Attorney Oren Rosenthal indicated both sponsor's could withdraw their items and the Committee could request a special meeting be held by the Board of County Commissioner's to discuss the issue. He also advised the Committee that final Commission action had to be taken on the items between April 26, 2010 and June 25, 2010 in order for the question to appear on the August 24, 2010 ballot.

There being no further questions or comments, the Committee proceeded to withdraw the foregoing item.

2L ALT.

100962 Resolution

Carlos A. Gimenez

RESOLUTION CALLING A COUNTYWIDE SPECIAL ELECTION IN MIAMI-DADE COUNTY, FLORIDA, IN CONJUNCTION WITH A PRIMARY ELECTION TO BE HELD ON TUESDAY, AUGUST 24, 2010, FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF MIAMI-DADE COUNTY THE QUESTION OF WHETHER TO AMEND THE HOME RULE CHARTER TO RETURN TO THE COUNTY COMMISSION AND THE COUNTY MANAGER CERTAIN POWERS AND RESPONSIBILITIES PREVIOUSLY TRANSFERRED TO THE MAYOR [SEE ORIGINAL ITEM UNDER FILE NO. 100822]

*Withdrawn
Mover: Gimenez
Seconder: Diaz
Vote: 5-0
Absent: Seijas*

Report: *See Report on Agenda Item 2L (Legislative File No. 100822)*

2M

100749 Resolution Dennis C. Moss

RESOLUTION PROHIBITING INDIVIDUAL COUNTY COMMISSIONERS FROM APPEARING BEFORE ANY COUNTY BOARDS WHERE SUCH COUNTY BOARDS WILL BE CONSIDERING OR RECOMMENDING THE USE OR AWARD OF COUNTY FUNDS

*Deferred to no date certain
Mover: Diaz
Seconder: Martinez
Vote: 5-0
Absent: Seijas*

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

Commissioner Martinez expressed concern that the proposed resolution created two tiers of commissioners and requested Assistant County Attorney Monica Rizo provide each Committee member with a list of the names of the commissioners and the county advisory boards that they serve on.

There being no further questions or comments, the Committee proceeded to defer the foregoing proposed resolution.

2N

100630 Resolution Rebeca Sosa,
Audrey M. Edmonson

RESOLUTION RELATED TO AGENDA ITEMS JUSTIFICATION MEMORANDA; DIRECTING COUNTY MAYOR OR DESIGNEE TO INCLUDE DETAILED FINANCIAL COSTS AND BUDGETARY IMPACT ANALYSIS EXPLANATION FOR ITEMS WITH A FISCAL IMPACT

Amended

Report: *See Agenda Item 2N Amended, Legislative File No. 101074 for the amended version.*

2N AMENDED

101074 Resolution**Rebeca Sosa,****Audrey M. Edmonson**

RESOLUTION RELATED TO AGENDA ITEMS
JUSTIFICATION MEMORANDA; DIRECTING COUNTY
MAYOR OR DESIGNEE TO INCLUDE DETAILED
FINANCIAL COSTS AND BUDGETARY IMPACT
ANALYSIS EXPLANATION FOR ITEMS WITH A FISCAL
IMPACT (SEE ORIGINAL ITEM UNDER FILE NO. 100630)

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

Mover: Martinez

Seconder: Edmonson

Vote: 5-0

Absent: Seijas

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

*Commissioner Sosa asked that the foregoing
proposed resolution be amended to require the
Commission Auditor to track all items that were
required to have a financial budgetary impact
analysis, to identify if the item brought before the
Board had the required information, and if the
item did not have the required information it
would not be considered by the Board.*

*There being no further questions or comments, the
Committee proceeded to vote on the foregoing
proposed resolution as amended to require the
Commission Auditor to track all items that were
required to have a financial budgetary impact
analysis and to identify if the item included the
required information.*

20

100915 Resolution**Joe A. Martinez,**

**Rebeca Sosa, Barbara J. Jordan, Audrey M. Edmonson,
Dorrin D. Rolle, Dennis C. Moss, Carlos A. Gimenez, Sen.**

Javier D. Souto

RESOLUTION PROCLAIMING THE WEEK OF APRIL 19-
23, 2010 AS "STOP THE VIOLENCE WEEK"

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

Mover: Martinez

Seconder: Edmonson

Vote: 5-0

Absent: Seijas

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

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

2P

100970 Resolution Audrey M. Edmonson

RESOLUTION CALLING A COUNTYWIDE SPECIAL ELECTION IN MIAMI-DADE COUNTY, FLORIDA, IN CONJUNCTION WITH A PRIMARY ELECTION TO BE HELD ON TUESDAY, AUGUST 24, 2010, FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF MIAMI-DADE COUNTY THE QUESTION OF WHETHER TO AMEND THE HOME RULE CHARTER TO PROVIDE THAT: EACH COUNTY COMMISSIONER SHALL NO LONGER RECEIVE THEIR CURRENT \$6,000 ANNUAL SALARY ESTABLISHED IN 1957, BUT RECEIVE INSTEAD THE SALARY PROVIDED BY STATE STATUTORY FORMULA, ADJUSTED ANNUALLY BASED ON THE COUNTY'S POPULATION (CURRENTLY APPROXIMATELY \$92,097), AND USED BY OTHER FLORIDA COUNTIES, INCLUDING BROWARD COUNTY; AND SHALL SERVE NO MORE THAN THREE CONSECUTIVE FOUR-YEAR TERMS IN OFFICE

*Deferred to no date certain**Mover: Martinez**Seconder: Gimenez**Vote: 5-0**Absent: Seijas*

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

The committee proceeded to defer the foregoing proposed resolution to no date certain and forward a Committee Alternate to the Board of County Commissioners.

See Report for Agenda Item 2C, Legislative File No. 100747.

3 DEPARTMENTS

3A

100724 Resolution

RESOLUTION AUTHORIZING EXECUTION OF AN AMENDMENT TO LEASE AGREEMENT AT COUNTY-OWNED PROPERTY LOCATED AT 6060 S.W. 66 STREET, SOUTH MIAMI, WITH ST. ALBAN'S DAY NURSERY, INC., TRANSFERRING PROPERTY MAINTENANCE RESPONSIBILITIES FROM THE COUNTY TO THE TENANT; INCORPORATING ADDITIONAL ARTICLES IN THE LEASE AS OF THE EFFECTIVE DATE; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration)

*Forwarded to BCC with a favorable recommendation
Mover: Martinez
Seconder: Edmonson
Vote: 5-0
Absent: Seijas*

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

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

3B

100748 Resolution

RESOLUTION APPROVING AN INTERLOCAL AGREEMENT WITH THE CITY OF SWEETWATER FOR WORKERS' COMPENSATION SERVICES; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration)

*Forwarded to BCC with a favorable recommendation
Mover: Martinez
Seconder: Edmonson
Vote: 5-0
Absent: Seijas*

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

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

3C

100740 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A SECOND AMENDMENT TO LEASE AGREEMENT AT 2780 N.W. 167 STREET, MIAMI GARDENS, WITH DADE CORNERS PLAZA, INC., A FLORIDA CORPORATION, FOR PREMISES TO BE UTILIZED AS A COMMISSION DISTRICT OFFICE, AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXECUTE THE AMENDMENT AND EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration)

Forwarded to BCC with a favorable recommendation

Mover: Martinez

Seconder: Edmonson

Vote: 5-0

Absent: Seijas

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

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

3D

100428 Resolution

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO ESTABLISH A POLICY TO PRESERVE LONGEVITY BENEFITS FOR CERTAIN EXEMPT AND CLASSIFIED EMPLOYEES WHO HAVE SEPARATED FROM COUNTY SERVICE SINCE JANUARY 1, 2000 AND BEEN REHIRED WITHIN TWO YEARS TO A POSITION FOR WHICH THEY DID NOT HAVE RECALL RIGHTS (Human Resources)

Tabled
Mover: Sosa
Seconder: Edmonson
Vote: 5-0
Absent: Seijas

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

Chairman Gimenez expressed concern with changes to the proposed item, particularly the provisions that restored longevity back to January 1, 2000 and included those employees that left county employment voluntarily. He noted his intention to withdraw the item.

Commissioner Sosa opposed the proposed resolution and stressed the need for the process to be reviewed with the County Attorney's office in order to set rules to ensure this type of situation would not occur in the future. She urged the Committee deny the proposed resolution.

There being no further questions or comments, the Committee voted to table the foregoing proposed resolution.

3E

100785 Resolution

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO USE MIAMI-DADE WATER AND SEWER DEPARTMENT'S SERVICES, EMPLOYEES AND EQUIPMENT TO INSTALL NEW 16-INCH AND 12-INCH WATER MAINS BEGINNING ALONG SW 192 AVENUE FROM SW 352 STREET TO SW 376 STREET IN AN AMOUNT NOT TO EXCEED \$1.84 MILLION; WAIVING THE REQUIREMENTS OF RESOLUTION NO. R-120-83 (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation
Mover: Martinez
Seconder: Edmonson
Vote: 5-0
Absent: Seijas

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

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

3F

100787 Resolution

RESOLUTION APPROVING AMENDMENT NUMBER ONE TO THE NON-EXCLUSIVE PROFESSIONAL SERVICES AGREEMENT WITH AECOM TECHNICAL SERVICES, INC., INCREASING MAXIMUM COMPENSATION FROM \$4,000,000 TO \$6,500,000 AND EXTENDING CONTRACT TERM FROM SIX YEARS TO TEN YEARS AND AUTHORIZING THE COUNTY MAYOR OR THE MAYOR'S DESIGNEE TO EXECUTE SAME (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation

Mover: Martinez

Seconder: Edmonson

Vote: 5-0

Absent: Seijas

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

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

3G

100791 Resolution

RESOLUTION AUTHORIZING ACCEPTANCE OF AN EASEMENT FROM THE BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND OF THE STATE OF FLORIDA FOR WATER AND SEWER INFRASTRUCTURE INSTALLED TO SERVICE THE UNITED STATES SOUTHERN COMMAND HEADQUARTERS IN THE CITY OF DORAL (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation

Mover: Martinez

Seconder: Edmonson

Vote: 5-0

Absent: Seijas

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

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

4 COUNTY MANAGER

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

6A

100839 Report

APPROVAL OF COMMISSION COMMITTEE MINUTES
FOR THE MARCH 9, 2010 GOVERNMENT OPERATIONS
COMMITTEE MEETING (Clerk of the Board)

Approved
Mover: Martinez
Seconder: Edmonson
Vote: 5-0
Absent: Seijas

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

*There being no questions or comments, the
Committee proceeded to vote on the foregoing
report as presented.*

7 REPORT

8 ADJOURNMENT

Report: *There being no further business to come before the
Committee, the Government Operations
Committee meeting was adjourned at 1:25 p.m.*