



MEMORANDUM
Harvey Ruvin
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BPS
Agenda Item No. 6A

TO: Honorable Chairwoman Katy Sorenson
and Members, Budget, Planning & Sustainability
Committee

DATE: November 9, 2010

FROM: Diane Collins, Acting Division Chief
Clerk of the Board Division

SUBJECT: Approval of Commission
Committee Minutes

Diane Collins

The Clerk of the Board's office is submitting the following Clerk's Summary of Minutes for approval by the Budget, Planning & Sustainability Committee:

September 28, 2010

DC/sr
Attachment



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

CLERK'S SUMMARY OF Meeting Minutes

Budget, Planning and Sustainability Committee

Katy Sorenson (8) Chair; Joe A. Martinez (11) Vice Chair; Commissioners Audrey M. Edmonson (3), Carlos A. Gimenez (7), Sally A. Heyman (4), and Barbara J. Jordan (1)

Tuesday, September 28, 2010

2:00 PM

Commission Chambers

Members Present: Carlos A. Gimenez, Sally A. Heyman, Barbara J. Jordan, Katy Sorenson.

Members Absent: Audrey M. Edmonson, Joe A. Martinez.

Members Late: None.

Members Excused: None.

Members Absent County Business: None.

1 MINUTES PREPARED BY

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

1A INVOCATION

Report: *Chairwoman Sorenson called the meeting to order at 2:04 pm. The Committee convened in a moment of silence followed by the Pledge of Allegiance.*

1B PLEDGE OF ALLEGIANCE

1C **ROLL CALL**

Report: *The following staff members were present: Assistant County Manager Alina Hudak, Special Assistant to the County Manager Jennifer Glazer-Moon; Assistant County Attorney Martin Sybblis, Craig Collier, Bruce Libhaber; and Deputy Clerks Jovel Shaw and Scott Rappleye.*

CHANGES TO TODAY'S COMMITTEE AGENDA

Assistant County Attorney Martin Sybblis noted that in addition to the changes requested in the County Manager's memorandum entitled, "Requested Changes to the Budget, Planning and Sustainability Committee Agenda," that Agenda Item 3G was waived to the October 5, 2010, County Commission meeting; and that Agenda Item 3H was heard at the September 21, 2010, County Commission meeting.

It was moved by Commissioner Heyman that the changes listed in the County Manger's memorandum and the additional changes noted by the Assistant County Attorney be accepted. This motion was seconded by Commissioner Jordan and upon being put to a vote, passed by a vote of 4-0 (Commissioners Edmonson and Martinez were absent).

1D **OPENING REMARKS FROM CHAIR
SORENSEN****1E** **PUBLIC HEARING**

1E1

101496 Ordinance County Commission

Withdrawn

ORDINANCE CHANGING THE BOUNDARIES OF THE CITY OF SWEETWATER, 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; EXEMPTING THE ANNEXATION FROM SECTION 20-28 OF THE CODE OF MIAMI-DADE COUNTY REQUIRING MUNICIPALITIES TO MAKE CERTAIN PAYMENTS TO THE COUNTY WHEN ANNEXING COMMERCIAL, BUSINESS AND INDUSTRIAL ("CBI") AREAS; 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 SUBSTITUTE ITEM UNDER FILE NO. 101903]

1E1 SUB

101903 Ordinance**County Commission**

ORDINANCE CHANGING THE BOUNDARIES OF THE CITY OF SWEETWATER, 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; EXEMPTING THE ANNEXATION FROM SECTION 20-28 OF THE CODE OF MIAMI-DADE COUNTY REQUIRING MUNICIPALITIES TO MAKE CERTAIN PAYMENTS TO THE COUNTY WHEN ANNEXING COMMERCIAL, BUSINESS AND INDUSTRIAL ("CBI") AREAS; 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. 101496] (SEE AGENDA ITEM NOS. 11A1 & 11A2)

Forwarded to BCC without a recommendation

Mover: Gimenez

Seconder: Sorenson

Vote: 4-0

Absent: Martinez, Edmonson

Report: *Assistant County Attorney Martin Sybblis read the foregoing proposed ordinance into the record.*

Chairwomen Sorenson opened the public hearing on the foregoing proposed ordinance, and the following persons appeared before the Committee:

Commissioner Diaz noted the intent of this proposed resolution was to address a ministerial issue, and he requested that it be forwarded to the County Commission without recommendation.

Mayor Manuel Marono, City of Sweetwater, appeared before the Committee in support of this proposed ordinance. He requested the Committee members forward this proposed resolution to County Commission without recommendation.

Mr. Miguel De Grandy, noted this proposed ordinance would save the County approximately \$567,000. He pointed out that if voters approved this proposed annexation, it would not become effective until the City of Sweetwater reduced its milage rate to the same rate as the County.

Chairwoman Sorenson closed the public hearing after no other person appeared wishing to speak.

Commissioner Heyman questioned how the

proposed \$567,000 in savings would benefit the County if this ordinance was revenue neutral.

Mr. Jorge Fernandez, OSBM Coordinator, Office of Strategic Business Management (OSBM), noted that a report dated May 2010, concluded that this proposed annexation benefited the County in totality; that the proposed annexation area generated \$2.9 million in revenue and the County spent \$3.4 million to provide services to this area.

Commissioner Heyman expressed concern that the proposed annexation area involved a substantial amount of land which was not a donut hole, and that it would have negative impact on the Unincorporated Municipal Service Areas (UMSA). She pointed out that the potential for land use changes could make this land revenue positive for the County.

Commissioner Diaz pointed out that the City of Sweetwater passed an ordinance providing that the land within the proposed annexation area designated for a trailer park could only be developed as affordable housing. He noted that if the area was fully developed, it would only generate \$440,000 in tax revenue, which would still be a \$130,000 benefit to the County.

Responding to Commissioner Jordan's question regarding how long the City of Sweetwater would maintain its milage rate comparable to the County's, Mr. De Grandy pointed out that if the milage rate was reduced by the existing Council, it could be increased by a future council. He also noted the residents did not support a tax increase

Commissioner Jordan questioned whether the County looked at the prospective growth of the tax base for this proposed annexation.

Mr. Fernandez noted OSBM did analyze the prospective growth and the analysis indicated this proposed annexation was still revenue positive for the County by approximately \$100,000.

Assistant County Attorney Craig Coller advised that this Committee previously adopted an interlocal agreement involving this proposed annexation that would be forwarded to the County Commission along with this proposed ordinance. He noted he was not informed of plans to include in the interlocal agreement with the stipulation that this proposed annexation would not become effective if the City of Sweetwater did not reduce

its milage rate. Mr. Collier advised that he needed to review that provision and determine whether or not it was appropriate.

Commissioner Heyman questioned whether an interlocal agreement was more binding than a County ordinance.

Assistant County Attorney Collier advised that he would review the interlocal agreement to determine whether the title of this proposed ordinance should be amended to add the interlocal agreement. He noted another issue with the interlocal agreement was that it would bind the legislative authority of the City of Sweetwater through a County ordinance.

Commissioner Heyman questioned whether this proposed ordinance would impact how the People's Transportation Plan (PTP) funds were allocated to municipalities.

Assistant County Attorney Bruce Libhaber advised that the existing PTP ordinance addressed the issue of annexation. He explained that if this proposed annexation ultimately increased the population of the City of Sweetwater, the City would receive a larger share of the 20 percent of PTP funds allocated to municipalities the fiscal year following the annexation. He clarified that the portion of PTP funds allocated to municipalities would not change; however, the amount of the 20 percent allocated to each municipality would be adjusted based on the population of each municipality.

In response to Chairwoman Sorenson's inquiry regarding the City of Sweetwater and a workers compensation dispute, Ms. Jennifer Glazer-Moon, Budget Director, OSBM, noted the County was working to resolve an issue over some past due payments.

Mayor Marono noted the City of Sweetwater adopted its FY 2010-11 budget September 27, 2010, and that he would hand deliver the check for those past due payments on October 1, 2010.

Commissioner Heyman noted she would support a motion to forward this proposed ordinance without a recommendation; however, she did not support this proposal.

Chairwoman Sorenson noted she still had some major concerns regarding this proposal.

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

1E2

101772 Ordinance

Carlos A. Gimenez

ORDINANCE AMENDING SECTION 2-11.1(T) OF CONFLICT OF INTEREST AND CODE OF ETHICS ORDINANCE RELATING TO CONE OF SILENCE; AMENDING DEFINITIONS, EXCEPTIONS AND APPLICABILITY OF CONE OF SILENCE; PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE

Deferred to October 12, 2010
Mover: Gimenez
Seconder: Jordan
Vote: 4-0
Absent: Martinez, Edmonson

Report: *Assistant County Attorney Martin Sybblis read the foregoing proposed ordinance into the record.*

Chairwomen Sorenson opened the public hearing on the foregoing proposed ordinance. She closed the public hearing after no one appeared wishing to speak.

Commissioner Gimenez requested this proposed ordinance be deferred to the October 12, 2010, Budget, Planning and Sustainability Committee meeting. He clarified that he was still making changes to this proposal.

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

1E2 SUPPLEMENT

102246 Supplement

FISCAL IMPACT STATEMENT RE: ORDINANCE AMENDING SECTIONS 2-11.1 (T) OF CONFLICT OF INTEREST AND CODE OF ETHICS

Deferred to October 12, 2010
Mover: Gimenez
Seconder: Jordan
Vote: 4-0
Absent: Edmonson, Martinez

1E3

101721 Resolution

Dennis C. Moss

RESOLUTION DESIGNATING AS "LAS PALMAS" THE AREA OF MIAMI-DADE COUNTY THAT IS BOUNDED ON THE NORTH BY SOUTHWEST 120TH STREET, ON THE SOUTH BY SOUTHWEST 168TH STREET, ON THE EAST BY THE L-31N CANAL, AND ON THE WEST BY SOUTHWEST 212TH AVENUE

Forwarded to BCC with a favorable recommendation

Mover: Jordan

Secunder: Gimenez

Vote: 4-0

Absent: Edmonson, Martinez

Report: *Assistant County Attorney Martin Sybblis read the foregoing proposed ordinance into the record.*

Chairwomen Sorenson opened the public hearing on the foregoing proposed ordinance, and the following person appeared before the Committee:

Ms. Alice Pena, President, Las Palmas Community Association, expressed appreciation to Commissioner Moss for presenting this proposed ordinance. She requested the Committee support this proposal.

Chairwoman Sorenson closed the public hearing after no other person appeared wishing to speak.

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

1E4

101789 Ordinance**Katy Sorenson**

ORDINANCE AMENDING COUNTY CODE TO INCLUDE NEW ARTICLE ENTITLED "VOLUNTARY ENERGY EFFICIENCY AND RENEWABLE ENERGY PROGRAM" TO PROVIDE ASSISTANCE FOR VOLUNTARY FINANCING OF SPECIFIED ENERGY EFFICIENT AND RENEWABLE ENERGY IMPROVEMENTS FOR RESIDENTIAL AND COMMERCIAL PROPERTY; AND PROVIDING FOR DEFINITIONS, ENERGY AUDITS, AGREEMENTS, PROGRAM ADMINISTRATION, COLLECTION OF NON-ADVALOREM ASSESSMENTS PURSUANT TO SECTION 197, FLORIDA STATUTES, SEVERABILITY AND EFFECTIVE DATE

Forwarded to BCC with a favorable recommendation

Mover: Sorenson

Seconder: Heyman

Vote: 4-0

Absent: Edmonson, Martinez

Report: *Assistant County Attorney Martin Sybblis read the foregoing proposed ordinance into the record.*

Chairwoman Sorenson relinquished the chair to Commissioner Heyman.

Commissioner Heyman opened the public hearing on the foregoing proposed ordinance, and the following persons appeared before the Committee:

Mr. Christopher Quinn, CEO, Electron Solar Energy, 2801 NW 6 Avenue, spoke in support of this proposed ordinance.

Ms. Susanne Torriente, Director, Office of Sustainability, noted the County Commission and the County Administration would work together to develop this proposed program. She suggested the County issue a Request for Proposals (RFP) to hire a third party to administer this program.

Commissioner Heyman closed the public hearing after no other persons appeared wishing to speak.

Commissioner Sorenson explained that this proposed ordinance was the framework for a voluntary tax assessment for energy efficiency and renewable energy investments. She noted that this proposed ordinance could create thousands of jobs in the county.

In response to Commissioner Gimenez request for clarification regarding the RFP, Commissioner Sorenson clarified that the County would issue the RFP to companies that would help the County develop and administer this program.

Ms. Torriente explained that the third party administrator would administer and market the program and manage the financing aspect. She pointed out that the current County employees did not have the expertise required to administer this program.

Responding to Commissioner Gimenez's inquiry regarding whether the contractual relationship would exist between the third party administrator and the County or the County and the tax payer, Ms. Torriente noted the loan would be repaid through the County; that the loan would be tied to the property and if the property was sold before the loan was paid off, the new owner would be responsible for paying off the loan.

Following further questions by Commissioner Gimenez, the Committee proceeded to vote.

Chairwoman Sorenson resumed the Chair.

1E4 SUPPL.

101798 Supplement

SUPPLEMENTAL INFORMATION RE: VOLUNTARY ENERGY EFFICIENCY AND RENEWABLE ENERGY PROGRAM

Presented

2 COUNTY COMMISSION

2A

102111 Resolution

Audrey M. Edmonson

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE FIRE RESCUE DEPARTMENT FOR THE JULY 4, 2010 "INDEPENDENCE DAY BY THE BAY CELEBRATION" SPONSORED BY THE CITY OF NORTH MIAMI, IN AN AMOUNT NOT TO EXCEED \$700.00 TO BE FUNDED FROM THE UNSPENT BALANCE OF THE FY 2008-09 NON-AD VALOREM PORTION OF THE FIRE RESCUE DISTRICT BUDGET

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

2B

102112 Resolution Audrey M. Edmonson

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE PARK AND RECREATION DEPARTMENT FOR THE JULY 24, 2010 "ANNUAL GOSPEL YOUTH EXPLOSION," SPONSORED BY EBENEZER UNITED METHODIST CHURCH, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$2,000.00 TO BE FUNDED FROM THE UNSPENT BALANCE OF DISTRICT 3 FY 2008-09 IN-KIND RESERVE FUND

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

2C

102110 Resolution Sally A. Heyman

RESOLUTION AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE DECEMBER 5, 2010 "HOLIDAY CONCERT AND CELEBRATION" SPONSORED BY CHABAD-LUBAVITCH RUSSIAN CENTER OF SOUTH FLORIDA, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$790.00 TO BE FUNDED FROM THE UNSPENT BALANCE OF THE DISTRICT 4 FY 2008-09 IN-KIND RESERVE FUND

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

2D

102079 Resolution

Natacha Seijas,

Carlos A. Gimenez

RESOLUTION AUTHORIZING EXPENDITURE OF FEES COLLECTED FOR ISSUING PARKING PERMITS FOR PERSONS TRANSPORTING YOUNG CHILDREN AND STROLLERS TO SOUTH FLORIDA AUTISM CHARTER SCHOOLS, INC. AND VOICES FOR CHILDREN FOUNDATION, INC.

Forwarded to BCC with a favorable recommendation

Mover: Jordan

Seconder: Heyman

Vote: 3-1

No: Sorenson

Absent: Edmonson, Martinez

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

Commissioner Gimenez asked that he be listed as a co-sponsor.

Chairwoman Sorenson questioned the process used to select South Florida Autism Charter Schools, Inc. and Voices For Children Foundation, Inc. as the recipients of these funds.

Special Assistant to the County Manager Jennifer Glazer-Moon noted the County had not developed a process for allocating revenue generated from the issuance of parking permits for persons transporting young children and strollers.

Commissioner Heyman asked Special Assistant to the County Manager Jennifer Glazer-Moon to provide her with a report reflecting the names of all organizations that received funding from fees collected from the issuance of parking permits for persons transporting young children and strollers.

Commissioner Heyman expressed concern that this proposed resolution would impact the budgets for organizations that previously received these funds from the County.

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

Chairwoman Sorenson explained she supported the organizations; however, she was voting "No" because she did not support the process used to select these organizations.

3 DEPARTMENT

3A

101935 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 MAYOR OR MAYOR'S DESIGNEE TO EXERCISE ALL PROVISIONS THEREIN (Department of Environmental Resources Management)

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

3B

102095 Resolution

RESOLUTION RATIFYING THE COUNTY MAYOR'S OR MAYOR'S DESIGNEE'S ACTION OF EXECUTING AGREEMENT NUMBER 4600002160 WITH THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT FOR ECOLOGICAL MONITORING FOR THE L-31E CULVERT PROJECT AS PART OF THE BISCAYNE BAY COASTAL WETLANDS PROJECT; AND AUTHORIZING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONTAINED THEREIN (Department of Environmental Resources Management)

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

3C

102107 Resolution

RESOLUTION RATIFYING THE COUNTY MAYOR'S OR MAYOR'S DESIGNEE'S ACTION OF EXECUTING INTERLOCAL AGREEMENT NUMBER ICW-DA-10-03 WITH THE FLORIDA INLAND NAVIGATION DISTRICT FOR MONITORING ACTIVITIES ASSOCIATED WITH MAINTENANCE DREDGING IN THE VICINITY OF BAKERS HAULOVER INLET AND THE INTRACOASTAL WATERWAY; AND AUTHORIZING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONTAINED THEREIN (Department of Environmental Resources Management)

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

3D

102156 Resolution

RESOLUTION AUTHORIZING THE EXECUTION OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION AGREEMENT NO. 10DA1 PROVIDING STATE FUNDS FOR BEACH EROSION CONTROL ACTIVITIES WITHIN THE VILLAGE OF BAL HARBOUR; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE AMENDMENTS FOR TIME AND ADDITIONAL FUNDING RELATED TO THIS AGREEMENT; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXERCISE ALL RIGHTS CONTAINED THEREIN (Department of Environmental Resources Management)

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Seconder: Gimenez

Vote: 4-0

Absent: Edmonson, Martinez

3E

102157 Resolution

RESOLUTION AUTHORIZING THE ACCEPTANCE OF RESTRICTIVE COVENANTS RUNNING WITH THE LAND IN FAVOR OF MIAMI-DADE COUNTY BY AVENTURA LAND AND DEVELOPMENT CORPORATION FOR THE PROPERTY AT FOLIO #2812350140191, BY SOUTHVIEW AT AVENTURA CONDOMINIUM ASSOCIATION, INC. FOR THE PROPERTY AT 3350-3440 NE 192ND STREET, AND BY MYSTIC POINTE TOWER 600 CONDOMINIUM ASSOCIATION, INC. FOR THE PROPERTY AT 3400 NE 192ND STREET, MIAMI-DADE COUNTY (Department of Environmental Resources Management)

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Seconder: Gimenez

Vote: 4-0

Absent: Edmonson, Martinez

3F

101265 Resolution

RESOLUTION APPROVING THE RICHMOND HEIGHTS CHARRETTE AREA PLAN REPORT (Department of Planning & Zoning)

Forwarded to BCC with a favorable recommendation

Mover: Jordan

Seconder: Gimenez

Vote: 4-0

Absent: Edmonson, Martinez

3G

102073 Resolution

RESOLUTION APPROVING EXTENSION OF 2010 REAL AND PERSONAL PROPERTY TAX ROLLS AND ISSUANCE OF TAX BILLS PRIOR TO COMPLETION OF THE VALUE ADJUSTMENT BOARD HEARINGS (Finance Department)

Forwarded to the full Board by BCC Chairperson
Mover: Heyman
Seconder: Jordan
Vote: 4-0
Absent: Edmonson, Martinez

Report: *Chairman Moss submitted a memorandum in which he waived the Board's rules and procedures to allow this proposed resolution to be heard at October 5, 2010 meeting.*

3H

102116 Resolution

RESOLUTION AUTHORIZING TERMINATION OF METRORAIL CONTROL AND PASSENGER INFORMATION SYSTEM LEVERAGED LEASE; AUTHORIZING TERMINATION PAYMENT OF NOT TO EXCEED \$500,000 TO BANK OF HAWAII LEASING, INC. INCLUDING TRANSACTION FEES; AND AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE ALL AGREEMENTS AND DOCUMENTS EFFECTUATING SAID TERMINATION (Finance Department)

Forwarded to the BCC by BCC Chairperson due to lack of a quorum

3I

101989 Resolution

RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT IN THE AMOUNT OF \$190,000 WITH WELLS FARGO BANK, N.A. TO OBTAIN BANKING SERVICES FOR GROUP C ACCOUNTS, AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE AGREEMENT, FOR AND ON BEHALF OF MIAMI-DADE COUNTY, TO EXERCISE ANY CANCELLATION AND RENEWAL PROVISIONS, AND TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN, AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO TAKE ALL ACTIONS NECESSARY TO ACCOMPLISH SAME AND TO EXECUTE ALL OTHER NECESSARY AGREEMENTS (Procurement Management Department)

Forwarded to the BCC by the BCC Chairperson with a favorable recommendation
Mover: Gimenez
Seconder: Heyman
Vote: 4-0
Absent: Edmonson, Martinez

Report: *Chairwoman Sorenson asked Assistant County Manager Alina Hudak to prepare an appropriate memorandum asking Chairman Moss to waive the Board's rules and procedures to allow this proposed resolution to be heard at the October 19, 2010 meeting.*

3J

101990 Resolution

RESOLUTION REJECTING ALL PROPOSALS, WAIVING THE REQUIREMENTS OF SECTIONS 2-8.3 AND 2-8.4 OF THE MIAMI-DADE COUNTY CODE, PERTAINING TO FORMAL BID PROCEDURES AND BID PROTESTS, BY A TWO-THIRD VOTE OF THE BOARD MEMBERS PRESENT, AUTHORIZING PARALLEL NEGOTIATIONS WITH RANDLE-EASTERN AMBULANCE SERVICES, INC. D/B/A AMERICAN MEDICAL RESPONSE, AND THE ALLIANCE OF AMERICAN MEDICAL SERVICE INC. AND MEDICS AMBULANCE SERVICE, AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO NEGOTIATE AN AGREEMENT WHICH WOULD THEN BE PRESENTED TO THE BOARD FOR CONSIDERATION OF AWARD RFP NO. 692 (Procurement Management Department)

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

Mover: Heyman

Seconder: Gimenez

Vote: 4-0

Absent: Edmonson, Martinez

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

Commissioner Gimenez pointed out that the previous vendor provided the service for free. He clarified that Miami-Dade Fire Rescue (MDFR) increased the scope of service provided by the vendor, which impacted the vendor's ability to continue providing the service for free.

In response to Commissioner Gimenez's question regarding the number one ranked vendor, Ms. Miriam Singer, Director, Procurement Management Department, noted Randle Eastern Ambulance Services, Inc. was the number one ranked vendor.

Responding to Commissioner Gimenez inquiry regarding the services that would be negotiated, Ms. Singer explained that this proposed resolution would negotiate a long term agreement. She clarified that the County could achieve satisfactory performance without the response time requirement in the Request For Proposals (RFP) and without imposition of the liquidated damages, which is what caused the hardship to the vendor.

Commissioner Gimenez asked the Department of Procurement Management Director to provide him with a comparative analysis of the previous model used by the Miami-Dade Fire and Rescue Department for medical transportation services before October 19, 2010.

Commissioner Gimenez questioned whether the County could negotiate a contract that would have no cost to the County.

Ms. Singer noted she was confident the County would successfully negotiate a contract with no cost to the County.

Commissioner Heyman noted the current reimbursement rate was \$15,000 per year, and that this rate would increase to \$200,000 per year in this proposed resolution.

Ms. Singer noted the \$15,000 was attributed to transports for Community Based Organizations (CBOs) and would have escalated to \$200,000 with the results of the current competition. She pointed out that this proposed resolution recommended the County Commission reject those results. She noted the CBOs that used this referral service would use other alternatives that had been identified.

Commissioner Gimenez asked Assistant County Manager Alina Hudak to provide committee members with a report indicating when the Miami-Dade Fire Rescue Department started providing ambulance service for basic life support (BLS), as well as the cost associated with BLS and the funding source to be used to offset those costs. He also requested this report include the number of people assigned to BLS units and the staffing level.

Assistant County Manager Alina Hudak pointed out that the ambulance service industry changed in the county, which also impacted the vendor's ability to provide the service.

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

Chairwoman Sorenson asked Assistant County Manager Alina Hudak to prepare an appropriate memorandum asking Chairman Moss to waive the Board's rules and procedures to allow this proposed resolution to be heard at the October 19, 2010, meeting.

3J SUPPL

102179 Supplement

SUPPLEMENTAL REPORT RE: RECOMMENDATION TO REJECT ALL PROPOSALS, WAIVE THE COMPETITIVE BIDDING PROCESS AND BID PROTEST PROCEDURES AND ALLOW FOR PARALLEL NEGOTIATIONS WITH THE TWO PROPOSERS THAT SUBMITTED PROPOSALS: MEDICAL TRANSPORTATION SERVICES (AMBULANCE) RFP 692

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

3K

102164 Resolution

RESOLUTION RATIFYING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE AWARD OF CONTRACTS UNDER FULL AND OPEN COMPETITION FOR THE PURCHASE OF GOODS AND SERVICES VALUED IN EXCESS OF \$100,000 AND UP TO \$1,000,000 EXECUTED DURING THE PERIOD OF JANUARY 1, 2010 THROUGH MARCH 31, 2010 (Procurement Management Department)

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

Mover: Heyman

Seconder: Jordan

Vote: 4-0

Absent: Edmonson, Martinez

Report: *Chairwoman Sorenson asked Assistant County Manager Alina Hudak to prepare an appropriate memorandum asking Chairman Moss to waive the Board's rules and procedures to allow this proposed resolution to be heard at the October 5, 2010, meeting.*

3L

102165 Resolution

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

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

Mover: Heyman

Seconder: Jordan

Vote: 4-0

Absent: Edmonson, Martinez

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

Commissioner Jordan asked the Department of Procurement Management Director to provide her with a report explaining the \$500,000 cost increase in Item 1.1: Power Generating Systems, maintenance, repair, and purchase for the Miami-Dade Aviation Department (MDAD).

Ms. Jennifer Glazer-Moon indicated she would include in the report the amount that MDAD had spent to support this equipment.

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

Chairwoman Sorenson asked Assistant County Manager Alina Hudak to prepare an appropriate memorandum asking Chairman Moss to waive the Board's rules and procedures to allow this proposed resolution to be heard at the October 5, 2010, meeting.

3M

102172 Resolution

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

Forwarded to the BCC by the BCC Chairperson without recommendation

Mover: Heyman

Seconder: Gimenez

Vote: 4-0

Absent: Edmonson, Martinez

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

Commissioner Heyman questioned why the County needed an emergency contract to rent barricades for \$74,000.

Mr. Hugh Chen, Deputy Director of Operations, Miami-Dade Transit (MDT), explained that the steel cables at the Dadeland North parking garage were broken and that the County needed 125 barricades to secure the facility. He noted that MDT purchased barricades for \$26,000 when it became apparent that this problem would not be resolved immediately.

Commissioner Heyman questioned whether General Services Administration could acquire barricades that could be used in emergencies to avoid the County purchasing or renting them for an exorbitant amount.

Commissioner Gimenez expressed concern that the County spent \$74, 000 renting barricades before purchasing those same barricades for \$26,000.

Special Assistant to the County Manager Jennifer Glazer-Moon noted that the County did not handle this situation effectively, and that the County should be more efficient going forward.

Commissioner Gimenez asked the Office of Strategic Business Management Director to ensure that an analysis of the cost of renting versus buying was conducted before entering into future lease agreements. He also asked the Director to develop a policy requiring all department directors anticipate the length of future lease agreements and that the lease period for these agreements be negotiated based on those projections.

Commissioner Gimenez questioned why MDT needed an emergency contract for uniforms.

Mr. Chen explained that the County had issues with the vendor, and that an emergency contract was necessary to provide MDT employees with proper uniforms.

Commissioner Gimenez asked the Department of Procurement Management Director to provide him with a report reflecting the number of vendors that bid on the current uniforms and accessories contract for Miami-Dade Transit; including the company information for the second ranked vendor, and the pricing for the second ranked vendor. He also asked that the report indicate whether or not the county approached the second ranked vendor when problems arose with the first ranked vendor.

Commissioner Jordan asked Special Assistant to the County Manager Jennifer Glazer-Moon to evaluate the conduct of All-American Barricades Corp. for charging the County \$74,000 to rent barricades and then charging the county an additional \$26,000 to purchase those barricades.

In response to Commissioner Jordan's inquiry regarding upgrading the airfield lighting system at the Opa-Locka Airport, Mr. Carlos Tellez, Utilities Superintendent, Miami-Dade Aviation Department, explained that the Opa Locka Airport was upgraded two years ago and did not need an upgrade at this time.

Commissioner Heyman expressed concern that the emergency contracts in this proposed resolution represented negligence by County staff.

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

Chairwoman Sorenson asked Assistant County Manager Alina Hudak to prepare an appropriate memorandum asking Chairman Moss to waive the Board's rules and procedures to allow this proposed resolution to be heard at the October 5, 2010, meeting.

4 COUNTY MANAGER

4A

102125 Resolution

RESOLUTION RATIFYING THE MAYOR'S OR MAYOR'S DESIGNEE'S ACTIONS OF AMENDING COOPERATIVE AGREEMENT 73-4209-0-69-01 WITH THE UNITED STATES OF AMERICA TO RECEIVE CONTINUED FUNDING FROM THE FARM AND RANCH LANDS PROTECTION PROGRAM FOR MIAMI-DADE COUNTY'S PURCHASE OF DEVELOPMENT RIGHTS PROGRAM FUNDED BY THE BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM (County Manager)

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Seconder: Sorenson

Vote: 4-0

Absent: Edmonson, Martinez

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

6A

102169 Report

CLERK'S SUMMARY OF MINUTES FOR THE JULY 13, 2010 - BUDGET, PLANNING AND SUSTAINABILITY COMMITTEE MEETING (Clerk of the Board)

Report Received

Mover: Gimenez

Seconder: Heyman

Vote: 4-0

Absent: Edmonson, Martinez

7 REPORTS

8 ADJOURNMENT

Report: *There being no other business to come before the Committee the meeting adjourned at 3:35 pm.*