



MEMORANDUM
Harvey Ruvin
Clerk of the Circuit and County Courts
Clerk of the Board of County Commissioners
Miami-Dade County, Florida
(305) 375-5126
(305) 375-2484 FAX
www.miami-dadeclerk.com

GO
Agenda Item No. 6(A)

TO: Honorable Chairman Carlos A. Gimenez
and Members of the Government Operations
Committee

DATE: December 14, 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 Government Operations Committee:

November 09, 2010

DC/jt
Attachment



MIAMI-DADE COUNTY FINAL OFFICIAL MINUTES Government Operations Committee (GOC)

Board of County Commissioners

Stephen P. Clark Government Center
Commission Chambers
111 N.W. First Street
Miami, Florida 33128

November 09, 2010
As Advertised

Harvey Ruvlin, Clerk
Board of County Commissioners

Diane Collins, Acting Division Chief
Clerk of the Board Division

Jill Thornton, Commission Reporter
(305) 375- 2505





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

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, November 9, 2010

9:30 AM

COMMISSION CHAMBERS

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

Members Absent: None.

Members Late: None.

Members Excused: None.

Members Absent County Business: None.

1 MINUTES PREPARED BY:

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

1A INVOCATION

Report: *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: Office of Sustainability Director Susanne Torriente, Assistant County Attorneys Geri Bonzon-Keenan, Oren Rosenthal and Sarah Davis; and Deputy Clerks Doris Dickens and Jill Thornton.*

Chairman Gimenez called the meeting to order and asked the Assistant County Attorney to set the agenda.

Assistant County Attorney Geri Bonzon-Keenan requested the following changes be made to today's agenda: Item 2F be deferred to no date certain as requested by the sponsor, and Items 1E3, 1E4, 1E4 Substitute, 1E5, 1E5 Substitute, 1E7, 2J, 2M, 2M Alternate, 3B and 7A be withdrawn as requested in the County Manager's Memorandum entitled "Requested Changes to the Governmental Operations Committee agenda," dated November 09, 2010.

It was moved by Commissioner Diaz that today's Government Operations Committee meeting agenda be approved with the changes in the County Manager's Memorandum of Changes, as requested by Assistant County Attorney Bonzon-Keenan. This motion was seconded by Commissioner Sosa, and passed by a vote of 5-0. (Commissioner Seijas was absent.)

1D **DISCUSSION ITEM****1E** **PUBLIC HEARINGS**

1E1

102463 Ordinance**Carlos A. Gimenez**

ORDINANCE RELATING TO THE RULES OF PROCEDURE OF THE BOARD OF COUNTY COMMISSIONERS; AMENDING SECTION 2-1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, REGARDING PLACEMENT OF AGENDA ITEMS SPONSORED BY COUNTY MAYOR UPON INCLUSION OF INFORMATION REQUIRED BY RESOLUTION NO. R-530-10; AND PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Forwarded to BCC with a favorable recommendation

Mover: Gimenez

Seconder: Martinez

Vote: 5-1

No: Seijas

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

Chairman Gimenez relinquished the Chair to Commissioner Sosa.

Commissioner Sosa, Acting Chair, opened the public hearing and called for persons wishing to be heard in connection with this ordinance. Seeing no one wishing to be heard, she closed the public hearing.

Commissioner Gimenez noted the intent of this ordinance was to prevent any Administration-sponsored item(s) from being placed on the Board County Commissioners' agenda or its Commission Committee agendas without a financial impact statement or analysis pursuant to Resolution #R-530-10. He explained that the only exception would be in the event of an emergency, which would require an explanation for the emergency and the lack of a financial statement/analysis. Commissioner Gimenez also clarified that this proposed ordinance authorized the Commission Auditor (CA) to determine if the item contained the appropriate information; and that Commission-sponsored items were excluded from the provisions of this ordinance.

Commissioner Diaz questioned how soon an item could be placed on an agenda once the financial statement/analysis was provided. He noted he supported this ordinance, but he did not want it to be used as leverage to stop an administrative item from moving forward.

Commissioner Gimenez noted this ordinance would not stop an Administration-sponsored item from moving forward, but it would prevent the Administration from placing such items on an

Government Operations Committee

agenda without the appropriate information.

Commissioner Sosa pointed out that this proposed ordinance was different than the ordinance she sponsored on fiscal information in that it was broader.

Commissioner Martinez clarified that the item proposed by Commissioner Sosa was not withdrawn, but was deferred for her to modify (tweak) it.

Commissioner Sosa concurred and noted that after hearing her colleagues' concerns, she decided she would bring back an item that would specifically give the Chair the ability to pull items from an agenda that lacked fiscal information. She noted her proposal would compliment this proposed ordinance.

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

Commissioner Gimenez resumed the Chair and called for the next agenda item to be considered.

1E2

102345 Ordinance

Katy Sorenson,

Audrey M. Edmonson, Rebeca Sosa

ORDINANCE RELATING TO THE MIAMI-DADE WATER AND SEWER DEPARTMENT; AMENDING SECTION 32-92 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; ESTABLISHING COUNTY POLICY PROVIDING FOR TENANTS TO RECEIVE WATER AND SEWER SERVICE THROUGH A BRIDGE ACCOUNT NOT TO EXCEED SIX MONTHS WHERE MULTI-UNIT PROPERTY IS SERVED BY ONE METER AND PROPERTY OWNER'S ACCOUNT IS TERMINATED FOR NONPAYMENT; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE

Forwarded to BCC with a favorable recommendation

Mover: Edmonson

Seconder: Sosa

Vote: 6-0

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

Chairman Gimenez opened the public hearing and the following individual(s) appeared in connection with the foregoing proposed ordinance:

Mr. Charles Elsesser, Florida Legal Services, 3000 Biscayne Boulevard, expressed appreciation to the sponsors of this ordinance for bringing it forward. He noted, during an outreach to tenants of multi-family buildings in foreclosure, it was found that property conditions and water termination were major problems. He also noted that often an owner/manager abandoned a building in foreclosure, leaving the water bill unpaid and creating a difficult situation for tenants to collectively pay the bill. He noted this ordinance was intended as a first step to enable tenants to take the necessary action to get the water turned on until the bank or a new owner was in place to assume that responsibility. Mr. Elsesser noted that if this ordinance passed, he believed the tenants should be notified of this process for restoring water at the time their water was terminated.

Commissioner Seijas noted a new law requiring any tenant renting from a Home Owners Association (HOA) to sign an agreement authorizing the HOA to collect rent, which would be placed in a property maintenance account in the event said tenant failed to pay the maintenance fees. She noted this law should be useful in ensuring that properties were maintained.

Mr. Elsesser clarified that this ordinance largely

addressed tenants who lived in multi-family buildings that were not part of an HOA; and was the initial step in resolving the problem. He also noted the implementing procedures were not included in this ordinance; that they would be hashed out later between the tenants and representatives of the Water and Sewer Department.

Commissioner Seijas expressed concern that an ordinance, once adopted, became a County rule and it was not feasible to establish rules without the procedures. She noted although she support this proposed ordinance, she believed it needed further review and explanation.

Seeing no other persons wishing to speak, Chairman Gimenez closed the public hearing.

Commissioner Sorenson, sponsor of this ordinance, noted her office (District 8) had received many calls from constituents whose water service was terminated even though they paid their rent faithfully. She also noted the implementing procedures would be detailed in the implementing Administrative Order (A.O.), which would be submitted as a follow-up to this ordinance. She clarified, for the record, that the existing County Code did not contain any provisions for tenants to pay water bills in the absence of a building owner/manager; and this ordinance as proposed, would provide an alternative by allowing tenants to pay their bill through a bridge account.

Commissioner Diaz noted a similar problem occurred in District 12, and he was advised by WASD's Director that it was impossible to solve it unless one meter was installed per tenant, which was impossible to install in old buildings, or the WASD provided water without holding tenants accountable for payment. He said he did not understand how this issue could be resolved. Commissioner Diaz provided a scenario in which a building had one meter, and only two of the tenants paid their share of the water bill. He questioned how WASD would handle this scenario.

Mr. Renfrow indicated that water would have to be shut off to the whole building if the building had only one meter and one maintenance account and the bill was not paid in full. He noted this ordinance provides for the WASD to establish the procedures, and he believed it was the right initial step to address the problem.

Commissioner Sosa noted she believed the problem could be resolved. She asked to be listed as a co-sponsor to this ordinance, noting it mandated WASD to establish the procedures and not to shut off water for up to six months if tenants were paying for it through a bridge account.

Commissioner Martinez noted he was supportive of this ordinance because it was a step towards resolving the issue, which had been ongoing for awhile.

Commissioner Edmonson said she also received many calls from constituents whose water had been shut off, and many of them were forced out of their homes and found it difficult to relocate. She noted members of the County Commission have often deferred items, and directed staff to come back with alternatives; and she did not believe that WASD would come back without a solution.

Commissioner Seijas said she believed the problem could be solved if an ordinance was developed requiring renters to sign a contract stating they agreed their water could be shut off if they did not pay their share of the water bill. She said she could not support the foregoing ordinance because it did not contain implementing procedures.

In response to Commissioner Diaz' inquiries regarding whether every tenant in a building would have to agree to put money into the bridge account, and what would happen if the tenants did not gather enough money to pay the total bill, Assistant County Attorney Sarah Davis noted the proposal was to get the residents of a foreclosed building to designate a representative to communicate with the WASD and collect money to pay the water bill monthly; however, that would not guarantee that every tenant would pay their share. She noted if some tenants refused to pay, other tenants might decide to contribute extra money in order to keep the water turned on for the entire building; however, if the full amount was not paid, a bridge account could no longer exist.

Commissioner Diaz noted he previously thought this ordinance would direct the Department (WASD) Director to find a way to charge each tenant their equal share of the water bill; however, following further clarification, he understood that the intent was to provide the WASD and the tenants an opportunity to negotiate a way for the

tenants to pay their water bill; and based on clarification that either every tenant or a fraction of the tenants would come up with the full amount of the bill, he would support this ordinance.

Chairman Gimenez noted this ordinance might open doors that were closed in the past; for example, tenants could sign off on agreements to pay water bills individually or as a group.

Commissioner Diaz noted this ordinance would only provide an opportunity for the Department Director and the tenants to negotiate their water bills. He emphasized that Mr. Renfrow would not be returning to the Commission with an implementing order to install individual meters for every tenant's unit.

Mr. Renfrow clarified that subject water bills were not being paid and this ordinance provided a way for the tenants to pay their bill through a separate bridge account and continue to receive water. He added that after paying their bill to WASD, the tenants could settle the matters with the building's owner/management company.

In response to Commissioner Diaz' comments that this ordinance was a mandate and should be a resolution, Chairman Gimenez noted he believed this ordinance as drafted would accomplish the intent and facilitate negotiations between WASD and the tenants.

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

1E3

101532 Ordinance

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

Withdrawn
Mover: Diaz
Seconder: Sosa
Vote: 5-0
Absent: Seijas

Report: *During consideration of changes to the agenda, and pursuant to the County Manager's Memorandum of Requested Changes to the November 9, 2010 Government Operations Committee agenda, the foregoing proposed ordinance was withdrawn.*

1E4

101592 Ordinance

ORDINANCE RELATING TO TOWING OF MOTOR VEHICLES; AMENDING CHAPTER 30 ARTICLE III OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AMENDING SECTION 30-476 RELATING TO MAXIMUM ALLOWABLE RATES FOR PROVIDING IMMOBILIZATION, NON-CONSENT TOWING, AND STORAGE SERVICES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (Consumer Services Department)

Withdrawn
Mover: Diaz
Seconder: Sosa
Vote: 5-0
Absent: Seijas

Report: *During consideration of changes to the agenda, and pursuant to the County Manager's Memorandum of Requested Changes to the November 9, 2010 Government Operations Committee agenda, the foregoing proposed ordinance was withdrawn.*

1E4 SUB.

102122 Ordinance

ORDINANCE RELATING TO TOWING OF MOTOR VEHICLES; AMENDING CHAPTER 30 ARTICLE III OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AMENDING SECTION 30-476 RELATING TO MAXIMUM ALLOWABLE RATES FOR PROVIDING IMMOBILIZATION, NON-CONSENT TOWING, AND STORAGE SERVICES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 101592] (Consumer Services Department)

Withdrawn
Mover: Diaz
Seconder: Sosa
Vote: 5-0
Absent: Seijas

Report: *During consideration of changes to the agenda, and pursuant to the County Manager's Memorandum of Requested Changes to the November 9, 2010 Government Operations Committee agenda, the foregoing proposed ordinance was withdrawn.*

1E5

101621 Ordinance

ORDINANCE RELATING TO TOWING OF MOTOR VEHICLES; AMENDING CHAPTER 30 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AMENDING ARTICLE III TO INCLUDE TOWING OF VESSELS; AMENDING DEFINITIONS, LICENSE REQUIREMENTS, TOWING LICENSE APPLICATION REQUIREMENTS, ISSUANCE OF LICENSES, INSURANCE REQUIREMENTS, DECAL AND VEHICLE STANDARDS, AND MANIFEST OR TRIP RECORDS; CREATING REQUIREMENTS FOR THE ISSUANCE OF TOWING VEHICLE OPERATOR REGISTRATIONS; AMENDING CHAPTER 8CC OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (Consumer Services Department)

Withdrawn
Mover: Diaz
Seconder: Sosa
Vote: 5-0
Absent: Seijas

Report: *During consideration of changes to the agenda, and pursuant to the County Manager's Memorandum of Requested Changes to the November 9, 2010 Government Operations Committee agenda, the foregoing proposed ordinance was withdrawn.*

1E5 SUB.

102141 Ordinance

ORDINANCE RELATING TO TOWING OF MOTOR VEHICLES; AMENDING CHAPTER 30 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AMENDING ARTICLE III TO INCLUDE TOWING OF VESSELS; AMENDING DEFINITIONS, LICENSE REQUIREMENTS, TOWING LICENSE APPLICATION REQUIREMENTS, ISSUANCE OF LICENSES, INSURANCE REQUIREMENTS, DECAL AND VEHICLE STANDARDS, AND MANIFEST OR TRIP RECORDS; CREATING REQUIREMENTS FOR THE ISSUANCE OF TOWING VEHICLE OPERATOR REGISTRATIONS; AMENDING CHAPTER 8CC OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 101621] [SEE AGENDA ITEM NO. 102267] (Consumer Services Department)

Withdrawn
Mover: Diaz
Seconder: Sosa
Vote: 5-0
Absent: Seijas

Report: *During consideration of changes to the agenda, and pursuant to the County Manager's Memorandum of Requested Changes to the November 9, 2010 Government Operations Committee agenda, the foregoing proposed ordinance was withdrawn.*

1E6

101807 Resolution

RESOLUTION APPROVING APPLICATION FOR TWO (2) CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY TO EXCEL MEDICAL TRANSPORTATION, INC. TO PROVIDE COMBINATION WHEELCHAIR AND STRETCHER NONEMERGENCY MEDICAL TRANSPORTATION SERVICES (Consumer Services Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Gimenez

Vote: 6-0

Report: *Hearing no objection, Agenda Items 1E6, and 1E8 through 1E14 were heard simultaneously.*

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

Chairman Gimenez opened the public hearing for persons wishing to be heard in connection with the foregoing resolutions. Seeing no one wishing to speak, he closed the public hearing.

Ms. Cathy Grimes Peel, Director, Consumer Services Department (CSD), responded to Commissioner Sosa's inquiry regarding whether any of the companies listed in the applications for certificate of transportation or transfer of certificate had any history of violations. She noted the applicant Dady Pierre D/B/A Dade Jitney Service (listed in Item 1E11) was issued one citation in May 2010, which was satisfied; and with that exception, no other company had been cited for a violation.

In response to Commissioner Edmonson's question regarding whether the applicant in Agenda Item 1E9, National Health Transportation, Inc, had submitted all of its paperwork and met all requirements, Ms. Peels explained that this applicant completed the application successfully and met the requirements.

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

1E7

101808 Resolution

RESOLUTION APPROVING TRANSFER OF CERTIFICATE OF TRANSPORTATION NO. 30300 FROM FLORIDA TRANSTOURS, INC. TO AIRPORT TRANSTOURS, LLC TO PROVIDE SPECIAL OPERATIONS SERVICE AS A PASSENGER MOTOR CARRIER (Consumer Services Department)

Withdrawn
Mover: Diaz
Seconder: Sosa
Vote: 5-0
Absent: Seijas

Report: *During consideration of changes to the agenda, and pursuant to the County Manager's Memorandum of Requested Changes to the November 9, 2010 Government Operations Committee agenda, the foregoing proposed resolution was withdrawn.*

1E8

101811 Resolution

RESOLUTION APPROVING TRANSFER OF CERTIFICATE OF TRANSPORTATION NO. 30183 FROM BLUE SEAS TRANSPORTATION, INC. TO MIAMI BLUE SEA, INC. TO PROVIDE SPECIAL OPERATIONS SERVICE AS A PASSENGER MOTOR CARRIER (Consumer Services Department)

Forwarded to BCC with a favorable recommendation
Mover: Diaz
Seconder: Gimenez
Vote: 6-0

Report: *See Agenda Item 1E6; Legislative File No. 101807 for the report.*

1E9

102002 Resolution

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

Forwarded to BCC with a favorable recommendation
Mover: Diaz
Seconder: Gimenez
Vote: 6-0

Report: *See Agenda Item 1E6; Legislative File No. 101807 for the report.*

1E10

102181 Resolution

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

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Gimenez

Vote: 6-0

Report: *See Agenda Item 1E6; Legislative File No. 101807 for the report.*

1E11

102467 Resolution

RESOLUTION APPROVING TRANSFER OF CERTIFICATE OF TRANSPORTATION NO. 30002 FROM ALPHE WILLINGHAM D/B/A DADE JITNEY SERVICE TO DADY PIERRE D/B/A DADE JITNEY SERVICE TO PROVIDE JITNEY SERVICE AS A PASSENGER MOTOR CARRIER (Consumer Services Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Gimenez

Vote: 6-0

Report: *See Agenda Item 1E6; Legislative File No. 101807 for the report.*

1E12

102378 Resolution

RESOLUTION APPROVING TRANSFER OF CERTIFICATE OF TRANSPORTATION NO. 30168 FROM BMB LUXURY TRANSPORTATION SERVICE CORP. TO R & B INTERNATIONAL GROUP, LLC D/B/A MIAMI CONNECTION LUXURY TRANSPORTATION SERVICE TO PROVIDE SPECIAL OPERATIONS SERVICE AS A PASSENGER MOTOR CARRIER (Consumer Services Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Gimenez

Vote: 6-0

Report: *See Agenda Item 1E6; Legislative File No. 101807 for the report.*

1E13

102586 Resolution

RESOLUTION APPROVING APPLICATION FOR FIVE (5) CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY TO RANDLE EASTERN AMBULANCE SERVICE, INC. D/B/A AMERICAN MEDICAL RESPONSE TO PROVIDE WHEELCHAIR NONEMERGENCY MEDICAL TRANSPORTATION SERVICES (Consumer Services Department)

*Forwarded to BCC with a favorable recommendation
Mover: Diaz
Seconder: Gimenez
Vote: 6-0*

Report: *See Agenda Item 1E6; Legislative File No. 101807 for the report.*

1E14

102587 Resolution

RESOLUTION APPROVING APPLICATION FOR ONE (1) CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO GENTLE RIDE CORP. TO PROVIDE WHEELCHAIR NONEMERGENCY MEDICAL TRANSPORTATION SERVICES (Consumer Services Department)

*Forwarded to BCC with a favorable recommendation
Mover: Diaz
Seconder: Gimenez
Vote: 6-0*

Report: *See Agenda Item 1E6; Legislative File No. 101807 for the report.*

2 COUNTY COMMISSION

2A

101896 Resolution

Bruno A. Barreiro

RESOLUTION DECLARING ONE 2001 DODGE CARGO VAN SURPLUS AND AUTHORIZING ITS DONATION TO HANDS ON MIAMI, INC.

*Forwarded to BCC with a favorable recommendation
Mover: Martinez
Seconder: Sosa
Vote: 6-0*

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 this resolution as presented.

2B

102009 Resolution

Jose "Pepe" Diaz

RESOLUTION DIRECTING MAYOR OR DESIGNEE TO EVALUATE LIFE BRIDGE FREE LIFE INSURANCE PROGRAM OFFERED BY MASSACHUSETTS MUTUAL LIFE INSURANCE COMPANY AND PREPARE A REPORT REGARDING THE ADVISABILITY OF NOTIFYING COUNTY EMPLOYEES AND MIAMI-DADE COUNTY CITIZENS REGARDING THE AVAILABILITY OF THIS PROGRAM

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Edmonson

Vote: 6-0

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 this resolution as presented.

2C

102194 Resolution

Carlos A. Gimenez,

Rebeca Sosa

RESOLUTION DIRECTING MAYOR OR DESIGNEE TO OBTAIN AND POST ON MIAMI-DADE COUNTY'S WEBSITE PROPOSED MUNICIPAL BUDGETS FOR EACH FISCAL YEAR AS WELL AS ADOPTED MUNICIPAL BUDGETS AND ANNUAL FINANCIAL AUDITS FOR THE PRECEDING FIVE-YEAR PERIOD

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Secunder: Sosa

Vote: 4-2

No: Seijas, Martinez

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

Commissioner Martinez requested further clarification regarding the intent of this proposed resolution and whether it was Commissioner Gimenez' desire, as the sponsor, that the budgets of all 35 municipalities, countywide, be posted on the County's website.

Chairman Gimenez noted that was correct, because some municipalities did not post their budgets and he felt the citizens of those municipalities should be able to access that information on the County's website.

Commissioner Martinez noted he opposed this resolution because it mandated how the municipalities should run their governments, and it had no fiscal impact on them. He said he respected the sponsor's intent, but was opposed to the County interfering in other cities' operations.

Commissioner Seijas noted she believed the cities were entitled to do business as they wished and it was not the County's role to preside as big brother/sister over them. She suggested the County's representative on the League of Cities present this proposal to the cities and give them the opportunity to respond to it. In response to her question regarding whether staff had informed members of the League of Cities regarding this proposal, Assistant County Attorney Geri Bonzon-Keenan noted she was unaware.

Chairman Gimenez questioned whether the County had a municipal notification process, and whether this resolution would simply publish the budgets of municipalities without any impact to them.

Assistant County Attorney Geri Bonzon-Keenan

noted that was correct. She pointed out the problem was that this proposal was in the form of a resolution; whereas, the process for notifying the cities was in the form of an ordinance.

Commissioner Diaz noted this resolution could positively impact municipalities that lacked the ability to post their budgets. He agreed that the League of Cities should provide input, and pointed out that the County Commission previously adopted a resolution, which was sponsored by Commissioner Sosa, requiring that the Administration notify municipal officials of any action taken by the County Commission that would potentially impact their respective municipality. He also noted that oftentimes, the members of the County Commission were blamed for action taken by other cities/municipalities, and this resolution would prevent such confusion.

Commissioner Sosa concurred that this resolution would benefit those municipalities unable to post their budgets online; however, she suggested that rather than imposing this resolution as a mandate on all municipalities, members of the Committee consider forwarding it as a mechanism to accommodate municipalities if they were unable to do so.

Commissioner Sosa asked Assistant County Attorney Bonzon-Keenan to research and determine the possibility of each municipal government and/or taxing jurisdiction publishing its own tax bills separately from Miami-Dade County's tax bill.

Commissioner Sosa noted since a resolution existed that mandated municipalities be notified of any action taken by the County that could impact them, she asked that the proposed resolution be deferred until the next Committee meeting, so that the municipalities could be notified of it.

Assistant County Attorney Geri Bonzon-Keenan noted she was only aware of the rule that dealt with ordinances, but she would research the resolution referenced by Commissioner Sosa and submit it to the Board later.

Commissioner Gimenez asked Ms. Bonzon-Keenan to provide him with a copy of the resolution sponsored by Commissioner Sosa, requiring municipalities to be notified of any County governmental action that could impact them.

Government Operations Committee

Commissioner Martinez noted he doubted that any of the municipalities did not have a Website; however, he believed all municipalities should be given a choice to post the subject information. He pointed out this resolution mandated the County to post this information, not the municipalities. He asked members of the Administration to explain how the County would post this information of municipalities that lacked the technology to post it themselves.

Ms. Judy Zito, Director, Government Information Center, responded by noting most of the municipalities had a Website and could provide a copy of their budgets in electronic form; however, the County would need to scan the budget books of those that lacked the technology.

Commissioner Martinez expressed concern that the County could err in scanning the documents.

Commissioner Seijas suggested this resolution be forwarded without a recommendation to the first County Commission meeting in January 2011, so that the sponsor could present this proposal to the League of Cities and allow the municipalities' ample time to respond to it.

Chairman Gimenez noted he was uncomfortable with this suggestion. He said he knew of no city throughout the County that prepared its budget manually. He explained that this resolution was prompted by a response from a Budget Director for one of the cities. This individual's answer, in response to a question regarding the lack of details in the budget was that the "People did not need to know the details." Chairman Gimenez said he believed the residents of cities should know the details of their respective city's budget. He clarified that this proposed resolution would not place any mandates on municipalities or dictate how they prepare their budgets; it would simply give people access to information, which was public record.

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

2D

102300 Resolution

Sally A. Heyman

RESOLUTION DECLARING ONE 1999 DODGE VAN SURPLUS AND AUTHORIZING ITS DONATION TO PANZOU PROJECT, INC.

Forwarded to BCC with a favorable recommendation

Mover: Martinez

Secunder: Diaz

Vote: 6-0

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

Commissioner Seijas commented that the company listed in this resolution, Panzou Project, Inc. was a screen print and embroidery shop dedicated to reducing youth violence by donating all its profits to charity.

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

2E

101897 Resolution

Barbara J. Jordan

RESOLUTION DECLARING ONE 2001 DODGE VAN SURPLUS AND AUTHORIZING ITS DONATION TO HARVEST FIRE WORSHIP CENTER INC.

Forwarded to BCC with a favorable recommendation

Mover: Martinez

Secunder: Sosa

Vote: 6-0

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.

2F

101665 Ordinance**Joe A. Martinez**

ORDINANCE AMENDING CHAPTER 31 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO TAXICAB FOR-HIRE MOTOR VEHICLES; AMENDING REQUIREMENTS REGARDING TAXICAB CHAUFFEUR AGREEMENTS AND CHAUFFEUR DEPOSITS; PROVIDING THAT SPECIFIED DRIVER-OWNER TAXICAB FOR-HIRE LICENSE HOLDERS MAY UNDER CERTAIN CIRCUMSTANCES TRANSFER FOR-HIRE LICENSES TO A CORPORATION PROVIDED THAT ALL LICENSES HELD BY EACH LICENSE HOLDER ARE TRANSFERRED TO SAME CORPORATION WHOLLY OWNED BY EACH DRIVER-OWNER; PROVIDING FOR AUCTION OF SPECIFIED NUMBER OF TAXICAB FOR-HIRE LICENSES; LIMITING PARTICIPATION IN AUCTION AND IMPOSING CERTAIN TRANSFER RESTRICTIONS; PROVIDING FOR LOTTERY OF SPECIFIED NUMBER OF TAXICAB FOR-HIRE LICENSES; LIMITING PARTICIPATION IN LOTTERY TO SPECIFIED SENIOR CHAUFFEURS; PROVIDING FOR TECHNOLOGICAL ENHANCEMENTS; AMENDING PROVISIONS RELATING TO GIFTING OF FOR-HIRE TAXICAB LICENSES; PROVIDING THAT CERTAIN NATURAL PERSONS WHO ARE GIFTED ONE OR MORE FOR-HIRE LICENSES FROM ANY QUALIFIED TAXICAB FOR-HIRE LICENSE HOLDER MAY UNDER CERTAIN CIRCUMSTANCES TRANSFER SAID FOR-HIRE LICENSES TO A CORPORATION PROVIDED THAT ALL LICENSES ARE TRANSFERRED TO THE SAME CORPORATION WHOLLY OWNED BY THE RECIPIENT REGARDLESS OF WHEN THE GIFT IS MADE; PROVIDING FOR ASSUMPTION OF LIABILITY ENFORCEABLE BY THIRD PARTIES UNDER CERTAIN CIRCUMSTANCES WHERE SPECIFIED FOR-HIRE LICENSES ARE TRANSFERRED; AMENDING PROVISIONS RELATING TO PASSENGER SERVICE COMPANIES REGARDING CHAUFFEUR AGREEMENTS AND CHAUFFEUR DEPOSITS; AMENDING IMPLEMENTING ORDER 4-107 BY REDUCING CERTAIN FEES CHARGED BY CONSUMER SERVICES DEPARTMENT RELATING TO TAXICAB CHAUFFEURS AND TAXICAB VEHICLES FOR ONE YEAR; PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (SEE AGENDA ITEM NO. 7A)

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

Report: *During consideration of changes to the agenda, and pursuant to the County Manager's Memorandum of Requested Changes to the November 9, 2010 Government Operations Committee agenda, the foregoing proposed ordinance was deferred to no date certain.*

2G

101898 Resolution Katy Sorenson

RESOLUTION DECLARING ONE 1994 DODGE VAN SURPLUS AND AUTHORIZING ITS DONATION TO KARATE WITHOUT BORDERS, INC.

*Forwarded to BCC with a favorable recommendation
Mover: Martinez
Seconder: Sosa
Vote: 6-0*

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.

2H

102010 Resolution Katy Sorenson

RESOLUTION DECLARING MISCELLANEOUS COMPUTER EQUIPMENT SURPLUS AND AUTHORIZING ITS DONATION TO ARTSOUTH

*Forwarded to BCC with a favorable recommendation
Mover: Sosa
Seconder: Martinez
Vote: 6-0*

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

It was moved by Commissioner Martinez that this resolution be forwarded to the County Commission with a favorable recommendation. The motion was seconded by Commissioner Sosa, and upon being put to a vote, passed 6-0.

Following the vote, Commissioner Seijas noted although she did not have any problems with donating surplus items, her concern was giving away all office equipment, specifically electronic hardware, computers, etc..., and the new person coming into office having to expend additional funds to replace it.

Based on Commissioner Seijas' comments, the Board, by motion duly made, seconded and carried, agreed to reconsider this item.

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

2I

102573 Resolution Rebeca Sosa

RESOLUTION DIRECTING THE MAYOR OR DESIGNEE TO PREPARE A REPORT REGARDING COUNTY LEASES

Forwarded to BCC with a favorable recommendation

Mover: Sosa

Seconder: Edmonson

Vote: 6-0

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.

2J

102600 Resolution Carlos A. Gimenez

RESOLUTION CALLING A COUNTYWIDE SPECIAL ELECTION IN MIAMI-DADE COUNTY 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; 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 TWO CONSECUTIVE FOUR-YEAR TERMS IN OFFICE

Withdrawn

Mover: Diaz

Seconder: Sosa

Vote: 5-0

Absent: Seijas

Report: During consideration of changes to the agenda, and pursuant to the County Manager's Memorandum of Requested Changes to the November 9, 2010 Government Operations Committee agenda, the foregoing proposed resolution was withdrawn.

2K

102596 Resolution**Carlos A. Gimenez**

RESOLUTION CALLING A COUNTYWIDE SPECIAL ELECTION IN MIAMI-DADE COUNTY, FLORIDA, TO BE HELD ON TUESDAY, [], 2011, FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF MIAMI-DADE COUNTY THE QUESTION OF WHETHER THE HOME RULE CHARTER SHALL BE AMENDED TO: SPECIFY THE EXCLUSIVE PROCESS, FORM, CONTENT, AND METHOD FOR CERTIFICATION OF CITIZEN INITIATIVE, REFERENDUM, RECALL, AND CHARTER AMENDMENT PETITIONS, REPEAL ALL PROVISIONS IN CURRENT ORDINANCES AND RESOLUTIONS THAT REGULATE CITIZEN INITIATIVE, REFERENDUM, RECALL, AND CHARTER AMENDMENT PETITIONS, AND PROVIDE THAT THE BOARD OF COUNTY COMMISSIONERS SHALL NOT ADOPT ANY RESOLUTION OR ORDINANCE THAT REGULATES SUCH PETITIONS

The motion that this matter be Forwarded to BCC with a favorable recommendation failed.

Mover: Gimenez

Seconder: Sosa

Vote: 2-4

No: Edmonson, Seijas, Martinez, Diaz

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

Commissioner Diaz noted he understood the intent of this ordinance was to codify the process; however, he expressed concern that some members of the Commission had been unfairly hurt by the petition process due to deception and false statements by petitioners. He pointed out that the Commission had tried to change the Charter, and that some people were overacting. Commissioner Diaz said he felt the Board was elected to represent the needs and best interest of the people, and should have the discretion to amend laws without putting everything to a vote and placing it in the Charter.

Commissioner Seijas said she understood the proposal's intent, but not its method, which made the process for collecting signatures easier and had no provisions to require reasons for a recall, as required at the State and Federal levels. She also noted the last Charter review process was a fiasco, and a task force should be created to conduct another review within the near future based on specific directions from the County Commission. Commissioner Seijas noted the County needed a good charter that matched its governance structure. She explained that she was personally hurt by this resolution because she had been targeted for recall twice.

Chairman Gimenez explained his reason for bringing this proposal forward was the Charter Review Task Force (CRTF) recommended it. He pointed out that most of the CRTF members were appointed by the County Commission; and that the Commission made it difficult and expensive for the people to petition their government, especially for charter changes. Chairman Gimenez noted he felt the people should have the right to petition their government without barriers and to decide the petition process, which had been part of the Charter for about 50 years before being changed.

Chairman Gimenez advised that he withdrew some of the CRTF recommendations (Agenda Items 2M and 2M Alternate) because he felt more data was needed on the composition of the Commission; however, he agreed that the Charter should be reviewed again. He also noted the foregoing proposal should not be taken personally because it had no impact on the current recalls. He further noted this resolution was brought forth now to give the Board a 60 to 120 day window in which to put charter amendments on the referendum ballot in the event an election was called. Chairman Gimenez noted this resolution covered more than just recalls; it covered how the people could petition their government for charter changes without obstacles.

Commissioner Seijas asked Chairman Gimenez if he would consider adding a provision requiring conditions for a recall.

Chairman Gimenez suggested a separate item be brought forward to address reasons for a recall consistent with State law.

In response to Commissioner Diaz' question regarding whether the existing ordinance was ever challenged, Assistant County Attorney Oren Rosenthal noted two law suits were filed and both were dismissed based on lack of standing by the individuals who challenged the ordinance.

Commissioner Diaz expressed concern regarding the former petition process that allowed for multiple signatures to one page. He said he recalled a time when he was petitioned for fewer taxes, but the petition was really to recall an elected official. He noted the current process was more transparent with petitions that were easier to understand, and required the ballots be printed in three languages. He noted petitions in the former process were harder to understand and many were

disqualified because the signatures were illegible. He asked the Supervisor of Elections to explain whether the current petition process was easier.

Mr. Lester Sola, Elections Supervisor, noted pursuant to State law, the current petition process required one signature per page, and prior to the adoption of the existing ordinance, the process allowed for multiple signatures to one page. He agreed that the current process, requiring the Elections Department to verify and authenticate one signature per page, was significantly easier. In addition, Mr. Sola noted the changes made to the process by the ordinance were to print the ballots in three languages (English, Spanish and Creole); change the font size from 10 point to a minimum 12.5 point; clarify the circular statement to prevent false statements by the petitioner; and to provide citizens the ability to have their signature(s) removed from a petition by contacting the Elections Department or Clerk of Courts, upon a change of mind.

Mr. Sola responded to Chairman Gimenez' inquiries, noting that the State's forms did not require each page and signature to be notarized, and that he was uncertain of the cost to notarize one signature per page, but he believed the cost was \$1.00 per page.

Chairman Gimenez noted the current process and the cost of notarizing one signature per page were the issues. He explained that this resolution maintained many good requirements in the ordinance such as font size and the tri-lingual ballots, but eliminated the one signature per page requirement. He also noted it kept the notary requirement, which had been in the Charter for many years. He pointed out that this resolution would become effective in the future.

Responding to Commissioner Martinez' question regarding whether it was true that a petition circulator was not followed around by a notary while he/she gathered the signatures, but the circulator brought back the signed petitions before a notary to attest that he/she saw the petitions signed, Mr. Sola noted that was correct.

Commissioner Martinez' comment that he had not seen costs for a notary in past budgets, but believed a notary volunteered his/her service for an initiative drive. He also pointed out that Florida was one of 27 States in the USA that had adopted English as its official language, yet the

County took the extra step to provide ballots in three languages. He asked what the difference was in cost to print the ballots in three languages versus one language.

Mr. Sola noted he did not know the incremental costs to print the ballots in three languages versus one. He also clarified his previous statement of \$1 per page was the legal amount a notary could charge, but clearly, notaries often provided their service at no cost for a petition drive.

Commissioner Martinez asked Mr. Sola to provide at his earliest convenience, the difference in costs to print the ballots in three languages versus one language (English).

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

2L

102597 Resolution**Carlos A. Gimenez**

RESOLUTION CALLING A COUNTYWIDE SPECIAL ELECTION IN MIAMI-DADE COUNTY, FLORIDA 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, EFFECTIVE WITH THE COUNTY COMMISSIONER ELECTIONS IN 2012, NO PERSON ELECTED FOR MORE THAN TWO CONSECUTIVE FOUR-YEAR TERMS AS A COUNTY COMMISSIONER SHALL BE ELIGIBLE TO QUALIFY FOR, NOR SHALL BE ELECTED AS, A COUNTY COMMISSIONER FOR THE NEXT SUCCEEDING TERM

Motion dies due to lack of second Mover: Gimenez

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

Commissioner Sosa noted she could support portions of this resolution pertaining to salary, term limits and no outside employment at a later time when the nation's economy improved and became more stable.

Commissioner Seijas suggested the Board vote on the items in this resolution separately.

Chairman Gimenez noted the Charter Review Task Force (CRTF) originally recommended doing that, but the Commission did not accept that recommendation. Chairman Gimenez advised that he withdrew Agenda Items 2M and 2M alternate from today's agenda because he felt more data was needed. He said he hoped a future CRTF would review the County's government structure, taking into consideration the latest census data.

Commissioner Seijas said she hoped the next County Commission Chair would immediately form a task force consisting of a substantial group of individuals to review the County's governance structure and give them specific direction and guidance.

Commissioner Sosa advised that she would be sending each Commissioner a copy of a study that compared governing boards of county jurisdictions with populations similar to Miami-Dade County's and showed that most of these jurisdictions use single-member districts.

Hearing no further comments or questions, it was

moved by Commissioner Gimenez that the foregoing proposed resolution be forwarded to the County Commission with a favorable recommendation; however, the motion died due to a lack of second.

2M

102598 Resolution Carlos A. Gimenez

RESOLUTION CALLING A COUNTYWIDE SPECIAL ELECTION IN MIAMI-DADE COUNTY, FLORIDA FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF MIAMI-DADE COUNTY THE QUESTION OF WHETHER TO AMEND THE HOME RULE CHARTER TO ABOLISH THE CURRENT 13 COMMISSION DISTRICTS AND CREATE A NEW TWO-TIERED DISTRICTING ELECTORAL SYSTEM COMPRISED OF AT-LARGE AND SINGLE-MEMBER COUNTY COMMISSION DISTRICTS

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

Report: *During consideration of changes to the agenda, and pursuant to the County Manager's Memorandum of Requested Changes to the November 9, 2010 Government Operations Committee agenda, the foregoing proposed resolution was withdrawn.*

2M ALT

102613 Resolution Carlos A. Gimenez

RESOLUTION CALLING A COUNTYWIDE SPECIAL ELECTION IN MIAMI-DADE COUNTY, FLORIDA FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF MIAMI-DADE COUNTY THE QUESTION OF WHETHER TO AMEND THE HOME RULE CHARTER TO ABOLISH THE CURRENT 13 COMMISSION DISTRICTS AND CREATE A NEW DISTRICTING ELECTORAL SYSTEM COMPRISED OF 9 SINGLE-MEMBER COUNTY COMMISSION DISTRICTS [SEE ORIGINAL ITEM UNDER FILE NO. 102598]

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

Report: *During consideration of changes to the agenda, and pursuant to the County Manager's Memorandum of Requested Changes to the November 9, 2010 Government Operations Committee agenda, the foregoing proposed resolution was withdrawn.*

3 DEPARTMENTS

3A

101567 Resolution

RESOLUTION ESTABLISHING RULES OF DECORUM FOR THE CONSTRUCTION TRADES QUALIFYING BOARD CONSISTENT WITH THOSE ADOPTED BY THE MIAMI-DADE BOARD OF COUNTY COMMISSIONERS (Building Neighborhood and Code Compliance)

*Forwarded to BCC with a favorable recommendation
Mover: Martinez
Seconder: Edmonson
Vote: 6-0*

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.

3B

102267 Resolution

RESOLUTION APPROVING AMENDMENTS TO IMPLEMENTING ORDER 4-107 RELATING TO THE FEE SCHEDULE FOR THE CONSUMER SERVICES DEPARTMENT [SEE AGENDA ITEM NO. 102141] (Consumer Services Department)

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

Report: *During consideration of changes to the agenda, and pursuant to the County Manager's Memorandum of Requested Changes to the November 9, 2010 Government Operations Committee agenda, the foregoing proposed resolution was withdrawn.*

3C

102065 Resolution

RESOLUTION APPROVING THE EXCHANGE OF COUNTY-OWNED PROPERTY LOCATED AT APPROXIMATELY SW 213 STREET AND SW 120 AVENUE WITH AN ASSESSED MARKET VALUE OF \$15,600 FOR REAL PROPERTY OWNED BY D.S. DEVELOPMENT CORPORATION, LOCATED AT APPROXIMATELY SW 179 STREET AND SW 103 AVENUE WITH AN ASSESSED MARKET VALUE OF \$21,236; AND AUTHORIZING THE COUNTY MAYOR TO EXECUTE A COUNTY DEED (General Services Administration)

Amended

Report: *(See Agenda Item 3C Amended; Legislative File No. 102713 for the amended version.)*

3C AMENDED

102713 Resolution

RESOLUTION APPROVING THE EXCHANGE OF COUNTY-OWNED PROPERTY LOCATED AT APPROXIMATELY SW 213 STREET AND SW 120 AVENUE WITH AN ASSESSED MARKET VALUE OF \$15,600 FOR REAL PROPERTY OWNED BY D.S. DEVELOPMENT CORPORATION, LOCATED AT APPROXIMATELY SW 179 STREET AND SW 103 AVENUE WITH AN ASSESSED MARKET VALUE OF \$21,236; AND AUTHORIZING THE COUNTY MAYOR TO EXECUTE A COUNTY DEED (General Services Administration)

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

Mover: Diaz

Seconder: Sosa

Vote: 6-0

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

In response to Commissioner Martinez' question regarding why the larger lot being returned to the County could not be developed, Ms. Wendy Norris, Director, General Services Administration, noted that after the property was conveyed, the builder realized this lot had insufficient space to build on because the other lot was encroaching on it.

In response to Commissioner Martinez' question regarding whether the structure on the other lot was in violation of a building code and was it corrected, Ms. Norris noted the survey contained an error and some changes were made to the design.

Commissioner Martinez noted he understood a portion of the adjacent home built on the other lot was encroaching on this lot. He asked Ms. Norris to provide him with a full explanation of why the infill lot (being conveyed back to the county) could not be improved.

Ms. Norris advised that a scrivener's error existed in the first paragraph of the Deed that should be corrected to read D.S. Development Corporation.

Hearing no further comments or questions, the Committee forwarded the foregoing proposed resolution to the County Commission with a favorable recommendation with Committee amendment(s) to correct a scrivener's error on handwritten page 11, in the first paragraph of the County Deed to reflect the name of the Party of the Second Part as D.S. Development Corporation instead of O.S. Development Corporation.

3D

102074 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A LEASE AGREEMENT AT THE HIALEAH NEIGHBORHOOD SERVICE CENTER, 300 EAST FIRST AVENUE, ROOMS 102, 113, 114, 115, 116, 117, 118, 119, 120 AND CONFERENCE ROOM, HIALEAH, WITH THE CITY OF HIALEAH AND THE UNIVERSITY OF FLORIDA, FOR PREMISES TO BE UTILIZED BY THE CONSUMER SERVICES DEPARTMENT FOR THE OPERATION OF THE 4-H YOUTH DEVELOPMENT PROGRAM AND THE UNIVERSITY OF FLORIDA "EXTENSION" EXPANDED FOOD AND NUTRITION EDUCATION PROGRAM WITH TOTAL FISCAL IMPACT TO MIAMI-DADE COUNTY NOT TO EXCEED \$18,658.52 FOR THE ONE-YEAR TERM OF THE LEASE AND THE TWO ONE-YEAR RENEWAL OPTION PERIODS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN, INCLUDING RIGHT TO EXERCISE OPTIONS TO RENEW (General Services Administration)

Forwarded to BCC with a favorable recommendation

Mover: Sosa

Seconder: Martinez

Vote: 6-0

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.

3E

102078 Resolution

RESOLUTION AUTHORIZING THE COUNTY MAYOR TO CONVEY EIGHT SINGLE FAMILY HOME BUILDING SITES TO HABITAT FOR HUMANITY OF GREATER MIAMI, INC. A NOT-FOR-PROFIT FLORIDA CORPORATION FOR INFILL HOUSING DEVELOPMENT AT A PRICE OF TEN DOLLARS (\$10.00); AUTHORIZING THE WAIVER OF ADMINISTRATIVE ORDER 3-44 AS IT RELATES TO THE SECTION ENTITLED "AVAILABILITY OF COUNTY PROPERTY"; AND AUTHORIZING THE COUNTY MAYOR TO EXECUTE A COUNTY DEED FOR SAID PURPOSE (General Services Administration)

Forwarded to BCC with a favorable recommendation

Mover: Sosa

Secunder: Martinez

Vote: 6-0

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.

3F

102087 Resolution

RESOLUTION RATIFYING THE COUNTY MAYOR'S OR MAYOR'S DESIGNEE'S ACTIONS TO RECEIVE AND EXPEND DEFENSE INFRASTRUCTURE GRANT FUNDS; AUTHORIZING THE MAYOR OR THE MAYOR'S DESIGNEE TO EXECUTE SUCH CONTRACTS, AGREEMENTS, MEMORANDA OF UNDERSTANDING, AND AMENDMENTS, AFTER APPROVAL BY THE COUNTY ATTORNEY; AUTHORIZING THE MAYOR OR THE MAYOR'S DESIGNEE TO APPLY FOR, RECEIVE, AND EXPEND ADDITIONAL FUNDS THAT MAY BECOME AVAILABLE (General Services Administration)

Forwarded to BCC with a favorable recommendation

Mover: Sosa

Seconder: Gimenez

Vote: 6-0

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

Commissioner Diaz expressed appreciation to Ms. Wendy Norris, Director of General Services Administration (GSA), Ms. Diana Gonzalez, Military Affairs Coalition of the Beacon Council, and the County Administration for their efforts in the 2010 Wings over Homestead event. He also commended the GSA Department for correcting an issue with the property adjacent to the air base, which had 56 holes, each 20 to 30 feet deep.

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

3G

102278 Resolution

RESOLUTION APPROVING AN AMENDMENT TO LEASE AGREEMENT AT 8000 S.W. 123 AVENUE, MIAMI, WITH 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 THE COUNTY MAYOR'S DESIGNEE TO EXECUTE SAID AMENDMENT AND EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration)

Forwarded to BCC with a favorable recommendation
Mover: Martinez
Seconder: Sosa
Vote: 6-0

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.

3H

102349 Resolution

RESOLUTION AUTHORIZING EXECUTION OF SUPPLEMENTAL AGREEMENT NO. 3 TO THE LEASE AGREEMENT AT THE STEPHEN P. CLARK CENTER, 111 N.W. 1 STREET, MIAMI, WITH JMR FOODS CORPORATION / DBA BOTTEGA EXPRESS; 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: Sosa
Vote: 6-0

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.

3I

102428 Resolution

RESOLUTION APPROVING IMPLEMENTING ORDER 6-8 FOR THE USE OF CELLULAR TELEPHONES WHILE OPERATING COUNTY VEHICLES (General Services Administration)

Forwarded to BCC with a favorable recommendation
Mover: Diaz
Seconder: Sosa
Vote: 6-0

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.

3J

102504 Resolution

RESOLUTION APPROVING OPTION TO RENEW FOR PROFESSIONAL BOND ENGINEERING SERVICES FOR AN ADDITIONAL TWO YEARS IN THE AMOUNT OF \$2,440,000.00; CONTRACT NO. E05-SWM-01; PROJECT NO. E05-SWM-01 (Solid Waste Management Department)

Forwarded to BCC with a favorable recommendation
Mover: Diaz
Seconder: Sosa
Vote: 6-0

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.

3K

102250 Resolution

RESOLUTION APPROVING CLEAR ZONE AGREEMENT WITH THE DEPARTMENT OF TRANSPORTATION FEDERAL AVIATION ADMINISTRATION FOR RADIO NAVIGATION SYSTEM EQUIPMENT INSTALLED NEXT TO THE COUNTY'S CENTRAL DISTRICT WASTEWATER TREATMENT PLANT ON VIRGINIA KEY; AND AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE THE SAME AND EXERCISE THE PROVISIONS CONTAINED THEREIN (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation
Mover: Diaz
Secunder: Sosa
Vote: 6-0

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

102263 Resolution

RESOLUTION RATIFYING TWO CHANGE ORDERS EXECUTED BY THE MAYOR OR THE MAYOR'S DESIGNEE PURSUANT TO SUBSECTION 2-8-2.11(B) OF THE MIAMI-DADE COUNTY CODE FOR MIAMI-DADE WATER AND SEWER DEPARTMENT CONTRACT NO. W-847R (A): ASR DISINFECTION SYSTEMS AT THE WEST AND SOUTHWEST WELLFIELDS IN THE TOTAL AMOUNT OF \$24,250.00 (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation
Mover: Diaz
Secunder: Sosa
Vote: 6-0

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

102270 Resolution

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR THE MAYOR'S DESIGNEE TO EXECUTE FIRM OFFER AGREEMENTS WITH PALL CORPORATION FOR MICROFILTRATION EQUIPMENT IN THE AMOUNT OF \$12,351,063.00 AND TROJAN TECHNOLOGIES FOR ULTRAVIOLET EQUIPMENT IN THE AMOUNT OF \$4,100,000.00 REQUIRED FOR THE SOUTH DISTRICT WATER RECLAMATION PLANT; WAIVING FORMAL BID PROCEDURES AND PROTEST PROCEDURES; AND AUTHORIZING THE COUNTY MAYOR OR THE MAYOR'S DESIGNEE TO EXERCISE ALL PROVISIONS CONTAINED THEREIN (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Secunder: Sosa

Vote: 6-0

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.

3N

102501 Resolution

RESOLUTION APPROVING AN AGREEMENT WITH THE CITY OF MIAMI FOR THE CONSTRUCTION OF CERTAIN IMPROVEMENTS RELATED TO THE MIAMI HEIGHTS SEWER PUMP STATION SITE BY MIAMI-DADE COUNTY IN AN AMOUNT NOT TO EXCEED \$17,075.00; AND AUTHORIZING THE COUNTY 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: Diaz

Secunder: Sosa

Vote: 6-0

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.

30

102502 Resolution

RESOLUTION APPROVING A STORMWATER BILLING AGREEMENT WITH THE CITY OF DORAL FOR THE BILLING OF STORMWATER UTILITY CHARGES BY THE MIAMI-DADE WATER AND SEWER DEPARTMENT; AND AUTHORIZING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO EXECUTE SAME AND TO EXERCISE THE PROVISIONS CONTAINED THEREIN (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Sosa

Vote: 6-0

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.

3P

102503 Resolution

RESOLUTION APPROVING A CONTRACT WITH THE CITY OF CORAL GABLES FOR THE PROVISION OF SANITARY SEWAGE DISPOSAL SERVICE BY MIAMI-DADE COUNTY TO THE CITY OF CORAL GABLES; AND AUTHORIZING COUNTY 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: Diaz

Seconder: Sosa

Vote: 6-0

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.

4 COUNTY MANAGER

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

6A

102158 Report

APPROVAL OF COMMISSION MEETING MINUTES FOR THE JULY 13, 2010 GOVERNMENT OPERATIONS COMMITTEE MEETING (Clerk of the Board)

Approved
Mover: Diaz
Seconder: Sosa
Vote: 6-0

6B

102585 Report

APPROVAL OF COMMISSION MEETING MINUTES FOR THE OCTOBER 12, 2010 GOVERNMENT OPERATIONS COMMITTEE MEETING (Clerk of the Board)

Approved
Mover: Diaz
Seconder: Sosa
Vote: 6-0

7 REPORT

7A

102622 Report

SUPPLEMENTAL REPORT REGARDING CREDIT CARD REQUIREMENTS IN TAXICABS (SEE AGENDA ITEM NO. 2F)

Withdrawn
Mover: Diaz
Seconder: Sosa
Vote: 5-0
Absent: Seijas

Report: *During consideration of changes to the agenda, and pursuant to the County Manager's Memorandum of Requested Changes to the November 9, 2010 Government Operations Committee agenda, the foregoing report was withdrawn.*

8 ADJOURNMENT

Report: *There being no further business to come before the Government Operations Committee, the meeting was adjourned at 11:33 a.m.*