



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

IMFR
Agenda Item No. 6(A)

TO: Honorable Chairwoman Lynda Bell
and Members, Internal Management
and Fiscal Responsibility Committee

DATE: January 11, 2011

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 placement on the upcoming Internal Management and Fiscal Responsibility Committee agenda for approval:

Budget, Planning and Sustainability Committee (s):
October 12, 2010 and November 9, 2010

Attachment
DC/ae



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, October 12, 2010

2:00 PM

Commission Chambers

Members Present: Audrey M. Edmonson, Carlos A. Gimenez, Sally A. Heyman, Barbara J. Jordan, Joe A. Martinez.

Members Absent: Katy Sorenson.

Members Late: None.

Members Excused: None.

Members Absent County Business: None.

1 MINUTES PREPARED BY

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

1A INVOCATION

Report: *Vice-Chairman Martinez called the meeting to order at 2:12 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 Attorneys Martin Sybblis, Craig Collier, John McInnis, Hugo Benitez, Gerald Heffernan; Assistant County Manager Ysela Llort, Special Assistants to the County Manager Howard Piper and Jennifer Glazer-Moon; Deputy Clerks Doris Dickens 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"Requested Changes to the Budget, Planning and Sustainability Committee Agenda," that Agenda Item 1E5 should be withdrawn.

It was moved by Commissioner Heyman that the changes listed in the County Manger's memorandum and the additional change 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 Sorenson and Gimenez were absent).

1D **OPENING REMARKS FROM CHAIR**
SORENSEN

1E **PUBLIC HEARING**

1E1

102205 Ordinance Bruno A. Barreiro

ORDINANCE PERTAINING TO ZONING REGULATION OF SIGNS; AMENDING SECTIONS 33-82 AND 33-107 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA (CODE); EXPANDING THE AREA DEFINED AS THE CITY OF MIAMI URBAN CORE WHERE MURAL SIGNS MAY BE PERMITTED; INCREASING THE NUMBER OF MURAL SIGNS PERMITTED; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE

*Forwarded to BCC with a favorable recommendation
Mover: Heyman
Seconder: Edmonson
Vote: 3-1
No: Jordan
Absent: Sorenson, Gimenez*

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

Vice-Chairmen Martinez opened the public hearing on the foregoing proposed ordinance. He closed the public hearing after no one appeared wishing to speak.

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

1E1 SUPPL

102459 Supplement

FISCAL IMPACT TO ORDINANCE PERTAINING TO ZONING REGULATION OF SIGNS AMENDING SECTIONS 33-82 AND 33-107 OF THE CODE

Presented

1E2

102206 Ordinance Jose "Pepe" Diaz

ORDINANCE PERTAINING TO ZONING; PROVIDING FOR COMMERCIAL VEHICLE, CONSTRUCTION EQUIPMENT AND AGRICULTURAL EQUIPMENT STORAGE, INCLUDING INCIDENTAL TEMPORARY PARKING OF PASSENGER VEHICLES IN THE AU (AGRICULTURAL) DISTRICT, UNDER PRESCRIBED CIRCUMSTANCES; PROVIDING FOR ADMINISTRATIVE SITE PLAN REVIEW; AMENDING SECTIONS 33-1 AND 33-279 OF THE CODE OF MIAMI-DADE COUNTY (CODE); CREATING SECTION 33 283.1 OF THE CODE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Withdrawn

1E2 SUB

102453 Ordinance

Jose "Pepe" Diaz

ORDINANCE PERTAINING TO ZONING; PROVIDING FOR COMMERCIAL VEHICLE, CONSTRUCTION EQUIPMENT AND AGRICULTURAL EQUIPMENT STORAGE, INCLUDING INCIDENTAL TEMPORARY PARKING OF PASSENGER VEHICLES IN THE AU (AGRICULTURAL) DISTRICT, UNDER PRESCRIBED CIRCUMSTANCES; PROVIDING FOR ADMINISTRATIVE SITE PLAN REVIEW; AMENDING SECTIONS 33-1 AND 33-279 OF THE CODE OF MIAMI-DADE COUNTY (CODE); CREATING SECTION 33 283.1 OF THE CODE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 102206]

Amended

Report: *See Report Under Agenda Item 1E2 Substitute Amended, Legislative File No. 102468.*

1E2 SUB AMENDED

102468 Ordinance

Jose "Pepe" Diaz

ORDINANCE PERTAINING TO ZONING; PROVIDING FOR COMMERCIAL VEHICLE, CONSTRUCTION EQUIPMENT AND AGRICULTURAL EQUIPMENT STORAGE, INCLUDING INCIDENTAL TEMPORARY PARKING OF PASSENGER VEHICLES IN THE AU (AGRICULTURAL) DISTRICT, UNDER PRESCRIBED CIRCUMSTANCES; PROVIDING FOR ADMINISTRATIVE SITE PLAN REVIEW; AMENDING SECTIONS 33-1 AND 33-279 OF THE CODE OF MIAMI-DADE COUNTY (CODE); CREATING SECTION 33-283.1 OF THE CODE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NOS. 102206 AND 102453]

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

Mover: Heyman

Seconder: Edmonson

Vote: 4-0

Absent: Sorenson, Gimenez

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

Vice-Chairmen Martinez opened the public hearing on the foregoing proposed ordinance, and the following persons appeared before the Committee:

Commissioner Diaz spoke in support of this proposed ordinance.

Mr. Felix Lesarte, 3470 NW 82 Avenue, requested the Committee amend this proposed ordinance to change the last section on handwritten page 9, section (C)(3), to read as follows: "located on the property line along rights-of-way." He explained that property owners in this area were concerned about illegal dumping on their properties and about liability for accidents and injuries from all terrain vehicles (ATV) on the property.

Mr. Marc LaFerrier, Director, Department of Planning and Zoning, noted County staff wanted the 25 foot buffer area to be on the external side of the right-of-way. He pointed out that this proposed ordinance tried to help the site blend in with the agriculture and open land use lots in the area. Mr. LaFerrier pointed out that the property owner could use landscaping to protect the property from illegal dumping and ATV use.

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

Commissioner Heyman suggested this proposed ordinance allow low impact landscaping that would have a fence covered with vegetation to

provide urban aesthetics.

Mr. LaFerrier clarified that this proposed ordinance attempted to proffer a solution to an urban use of land in a rural area. He explained that the fence setback was to ensure the property could be secured, as well as ensure the property looked attractive along the roadways.

Commissioner Heyman expressed concern regarding the potential for illegal dumping. She noted she would vote against this proposal unless the County assumed full liability for what happened on the exposed 25 feet. She questioned whether this proposed ordinance could be amended to allow the property owner to put a fence on the property line, but require the fence be made aesthetically compatible with the urban area, as well as place full liability on the property owner for what happened on the property.

Assistant County Attorney Craig Coller advised that requiring buffer material to be interior to the fence rather than exterior to the fence would be legal.

Responding to Commissioner Heyman's inquiry regarding the legality of a perimeter fence placed on the property line, Assistant County Attorney Coller advised that the fence could be placed on the property line.

Commissioner Heyman questioned whether this proposed ordinance would be objectionable if the property owner would landscape the fence line with vegetation that would make the fence match the urban aesthetics of the surrounding area.

Mr. LaFerrier noted the landscaping would be more aesthetic and compatible if it was on the exterior of the fence. He pointed out that exterior landscaping was more likely to be maintained.

Commissioner Diaz noted he opposed the provision regarding the 25 foot set back for the fence. He explained that he would support the suggested amendment to landscape the fence along the property line.

Vice-Chairman Martinez questioned the amount of land that would be exposed by placing the fence 25 feet back from the property line.

Mr. Lesarte noted 2.5 acres would be exposed. He clarified that the property owner was more

concerned with the potential for illegal dumping or accident liability than the amount of exposed land. He explained that the property owner intended to use the land that would be exposed for water retention and landscaping.

Commissioner Jordan questioned whether additional land separated the property line from the roadway.

Mr. LaFerrier noted the property line was approximately 25-40 feet away from the pavement.

In response to Commissioner Jordan's inquiry regarding this proposed ordinance treating this property consistent with similar properties, Mr. LaFerrier noted this proposed ordinance presented a unique situation. He explained that subdivision and commercial shopping center walls have been pushed back on several occasions to allow for landscaping outside the walls. He pointed out that the property in this proposed ordinance was outside the urban development boundary (UDB).

Commissioner Edmonson requested clarification regarding what made this proposal unique, particularly why this property owner should lose the ability to use 2.5 acres of land.

Hearing no other questions or comments, the Committee proceeded to vote on this proposed resolution as amended to change the last section on handwritten page 9, section (C)(3), to read as follows: "located on the property line along rights-of-way"; and to change on handwritten page 10, sub section (a) the word "exterior" to "interior."

1E3

102123 Ordinance**Dennis C. Moss**

ORDINANCE PERTAINING TO ZONING; REGULATING THE APPEARANCE AND MAINTENANCE OF WALLS AND FENCES IN ALL DISTRICTS; AMENDING SECTION 33-11 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

*Deferred to November 9, 2010**Mover: Heyman**Seconder: Edmonson**Vote: 4-0**Absent: Gimenez, Sorenson*

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

Vice-Chairman Martinez opened the public hearing on the foregoing proposed ordinance. He closed the public hearing after no one appeared wishing to speak.

Commissioner Heyman questioned whether this proposed ordinance would be prospective.

Mr. Marc LaFerrier noted this proposed ordinance would apply to only future walls and fences.

Commissioner Heyman expressed concern that this proposed ordinance would require each side of a CBS wall to be completely finished with stucco and paint and each side of a decorative masonry wall to be completely painted.

Mr. LaFerrier noted that he thought the intent of the sponsoring Commissioner was for this proposal to apply only to the exterior of the wall.

Assistant County Attorney John McInnis advised that the requirement that each side be completely finished or painted was applicable if both sides were visible from the street.

Commissioner Heyman expressed concern that the requirement for uniform materials and colors would present a financial burden on some residents.

Vice-Chairman Martinez expressed concern that this proposed ordinance was mandating residents to accept a certain color for their fence or wall and to agree with neighbors on the same color.

Commissioner Heyman requested this proposed ordinance be deferred.

Hearing no other questions or comments, the

Committee proceeded to defer this proposed ordinance.

1E3 SUPPL

102457 Supplement

FISCAL IMPACT STATEMENT TO ORDINANCE **Presented**
REGULATING THE APPEARANCE AND MAINTENANCE
OF WALLS AND FENCES IN ALL DISTRICTS

1E4

102113 Ordinance

**Natacha Seijas,
Sally A. Heyman**

ORDINANCE PROVIDING FOR RESPONSIBLE WAGES **Amended**
IN COUNTY CONSTRUCTION CONTRACTS;
MODIFYING THE EXEMPTION FOR CERTAIN
PRIVATELY FUNDED CONSTRUCTION PROJECTS;
PROVIDING THAT CERTAIN PRIVATELY FUNDED
PROJECTS WITH AN ESTIMATED COST LESS THAN
FIVE MILLION DOLLARS SHALL BE EXEMPT;
DELETING THE EXEMPTION FOR PROJECTS WHOSE
ESTIMATED COST EXCEEDS ONE MILLION DOLLARS;
AMENDING SECTION 2-11.16 OF THE CODE;
PROVIDING SEVERABILITY, INCLUSION IN THE
CODE, AND AN EFFECTIVE DATE

Report: *See Agenda Item 1E4 Amended, Legislative File
No. 102582 for the amended version.*

1E4 AMENDED

102582 Ordinance

Natacha Seijas,

Sally A. Heyman

ORDINANCE PROVIDING FOR RESPONSIBLE WAGES IN COUNTY CONSTRUCTION CONTRACTS; MODIFYING THE EXEMPTION FOR CERTAIN PRIVATELY FUNDED CONSTRUCTION PROJECTS; PROVIDING THAT CERTAIN PRIVATELY FUNDED PROJECTS WITH AN ESTIMATED COST LESS THAN FIVE MILLION DOLLARS SHALL BE EXEMPT; DELETING THE EXEMPTION FOR PROJECTS WHOSE ESTIMATED COST EXCEEDS ONE MILLION DOLLARS; AMENDING SECTION 2-11.16 OF THE CODE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 102113]

Forwarded to BCC with a favorable recommendation with committee amendment(s)
Mover: Heyman
Seconder: Jordan
Vote: 4-0
Absent: Gimenez, Sorenson

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

Vice-Chairman Martinez opened the public hearing on the foregoing proposed ordinance, and the following person appeared before the Committee:

Mr. Alan Ishenbel (phonetic), 10059 NW 1 Court, Plantation, attorney representing South Florida Building and Construction Trades Counsel, spoke in support of this proposed ordinance.

Vice-Chairman Maritnez closed the public hearing after no other persons appeared wishing to speak.

Commissioner Edmonson suggested this proposed ordinance be amended to change in sections (i) and (j) "estimated cost is less than \$5,000,000" to "estimated cost is \$5,000,000 or less."

Hearing no other questions or comments, the Committee proceeded to vote on this proposed resolution as amended.

1E4 SUPPL

102460 Supplement

FISCAL IMPACT TO ORDINANCE PROVIDING FOR RESPONSIBLE WAGES ON COUNTY CONSTRUCTION CONTRACTS

Presented

1E5

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

Withdrawn

Mover: Heyman

Seconder: Edmonson

Vote: 4-0

Absent: Gimenez, Sorenson

1E6

102089 Ordinance

ORDINANCE RELATING TO ZONING AND OTHER LAND DEVELOPMENT REGULATIONS; PROVIDING FOR THE NORTH CENTRAL URBAN AREA DISTRICT; CREATING SECTIONS 33-284.99.48 THROUGH 33-284.99.54 OF THE CODE OF MIAMI-DADE COUNTY (CODE); AMENDING SECTION 33C-7 OF THE CODE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE (Department of Planning & Zoning)

Deferred to November 9, 2010
Mover: Edmonson
Seconder: Martinez
Vote: 4-0
Absent: Gimenez, Sorenson

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

Vice-Chairmen Martinez opened the public hearing on the foregoing proposed ordinance, and the following person appeared before the Committee:

Ms. Duritha Nixon, 2190 NW 135 Street, requested the Committee defer this proposed ordinance. She spoke in opposition to this proposed ordinance.

Mr. Mack Samuel, 8951 NW 8 Avenue, spoke in opposition to this proposed ordinance.

Vice-Chairman Martinez closed the public hearing after no other persons appeared wishing to speak.

Commissioner Jordan questioned whether this proposed ordinance was prepared using the feedback received from citizen participation in a charrette process.

Mr. Marc LaFerrier noted this proposal was developed from the results of a 2002 charrette. He noted the subsequent rezoning for this area would come before the County Commission in the next four to six months.

Commissioner Jordan pointed out that Ms. Nixon and Mr. Samuel explained that the North Central Urban Area thought the goals identified in the 2002 charrette were now irrelevant. She suggested the County reaffirm the 2002 goals with the community.

Mr. LaFerrier noted the community council reviewed this proposal after the charrette plan was adopted in 2004.

Commissioner Heyman questioned whether the goals for the North Central Urban Area had been consistent since 2002, and whether the County had continuous communication with the community while this proposal was prepared.

Mr. LaFerrier explained that the 2002-2004 time period was when the primary public involvement occurred, however, the County had gone back to the community council in 2008 and 2009.

In response to Commissioner Heyman's inquiry regarding the last outreach into the community besides the community council, Mr. LaFerrier explained that the County convened four additional steering committee meetings over the last three years.

Hearing no other questions or comments, the Committee proceeded to vote to defer this proposed resolution with the instruction to the Department of Planning and Zoning to work with the community and determine the desires of the community.

2 COUNTY COMMISSION

2A

102302 Resolution Audrey M. Edmonson

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE SEPTEMBER 11, 2010 "SMALL BUSINESS AND ENTREPRENEURIAL SHOWCASE 911" SPONSORED BY BELAFONTE TACOLCY CENTER, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$2,500.00 TO BE FUNDED FROM THE UNSPENT BALANCE OF THE DISTRICT 3 FY 2008-09 IN-KIND RESERVE FUND

*Forwarded to BCC with a favorable recommendation
Mover: Heyman
Secunder: Edmonson
Vote: 4-0
Absent: Gimenez, Sorenson*

2B

- 102301 Resolution** **Sally A. Heyman**
- RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE OCTOBER 15, 2010 "MOONLIGHT MADNESS" SPONSORED BY MOTHERS AGAINST DRUNK DRIVING, 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: Edmonson
Vote: 4-0
Absent: Gimenez, Sorenson

2C

- 102375 Resolution** **Sally A. Heyman,**
Sen. Javier D. Souto
- RESOLUTION DIRECTING COUNTY MAYOR OR MAYOR'S DESIGNEE TO INITIATE DIALOGUE WITH FLORIDA MARLINS, L.P. AND CITY OF MIAMI TO DETERMINE WHETHER PARTIES WOULD MUTUALLY AGREE TO AMEND STADIUM AGREEMENTS TO REDUCE PUBLIC'S CONTRIBUTION TOWARDS CONSTRUCTION OR OPERATION OF NEW MARLINS' BALLPARK
- Forwarded to BCC with a favorable recommendation*
Mover: Heyman
Seconder: Martinez
Vote: 4-0
Absent: Gimenez, Sorenson

3 DEPARTMENT

3A

- 102351 Resolution**
- RESOLUTION AUTHORIZING THE DISBURSEMENT OF FUNDS FROM THE BISCAYNE BAY ENVIRONMENTAL ENHANCEMENT TRUST FUND FOR BAYNANZA 2011 AND AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE FLORIDA INLAND NAVIGATION DISTRICT TO PROVIDE FUNDING TO MIAMI-DADE COUNTY FOR THIS EVENT (Department of Environmental Resources Management)
- Forwarded to BCC with a favorable recommendation*
Mover: Edmonson
Seconder: Heyman
Vote: 4-0
Absent: Gimenez, Sorenson

3B

102396 Resolution

RESOLUTION AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE A CONTRACT WITH PABON ENGINEERING, INC. AT NO COST TO THE COUNTY IN FURTHERANCE AND SUBJECT TO THE APPROVAL OF THE PLEA AGREEMENT WITH THE STATE ATTORNEY'S OFFICE FOR EXOTIC VEGETATION REMOVAL IN THE OLETA RIVER STATE PARK; AND AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (Department of Environmental Resources Management)

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

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

Hearing no objections, the Committee considered Agenda Items 3B and 3C simultaneously.

Commissioner Jordan noted the State of Florida Attorney worked out an \$80,000 plea agreement. She questioned whether the County was harmed by the violation involved in the case that went before the State Attorney.

Ms. Penelope Townsley, Director, Department of Small Business Development, noted she was not aware of any monetary harm to the County.

Vice-Chairman Martinez noted the initial phase of this project would be provided to the County at no cost. He questioned the cost of the remaining phases of this project.

Mr. Carlos Espinosa, Director, Department of Environmental Resources Management, noted the County already had some of the required funds, and that the County would apply for matching grants to help cover the remaining costs. He explained that he did not have an estimated cost for the second phase.

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

3C

102397 Resolution

RESOLUTION AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE A CONTRACT WITH AMERICAN EARTH MOVERS, INC. AT NO COST TO THE COUNTY IN FURTHERANCE AND SUBJECT TO THE APPROVAL OF THE PLEA AGREEMENT WITH THE STATE ATTORNEY'S OFFICE FOR EXOTIC VEGETATION REMOVAL IN THE OLETA RIVER STATE PARK/FIU BISCAYNE BAY CAMPUS; AND AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (Department of Environmental Resources Management)

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Seconder: Edmonson

Vote: 4-0

Absent: Gimenez, Sorenson

Report: *See Report Under Agenda Item 3B, Legislative File No. 102396.*

3D

102360 Ordinance

ORDINANCE AUTHORIZING ISSUANCE OF MIAMI DADE COUNTY SPECIAL OBLIGATION BONDS FROM TIME TO TIME IN ONE OR MORE SERIES IN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$80,000,000 FOR PURPOSE OF ACQUIRING, CONSTRUCTING, IMPROVING AND/OR RENOVATING CERTAIN CAPITAL ASSETS; PROVIDING THAT DETAILS OF SAID BONDS BE DETERMINED IN ONE OR MORE SERIES RESOLUTIONS; PROVIDING FOR SEVERABILITY AND EFFECTIVE DATE [SEE AGENDA ITEM NO. 3(E)] (Finance Department)

*Forwarded to BCC with a favorable recommendation
Mover: Jordan
Seconder: Heyman
Vote: 4-1
No: Martinez
Absent: Sorenson*

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

Hearing no objections, the Committee considered Agenda Items 3D and 3E simultaneously.

Commissioner Heyman expressed concern that the benefits of this proposed resolution were uncertain. She noted that the economy was volatile. She questioned what the projected benefits were based on.

Mr. Carter Hammer, Director, Finance Department, explained that the recovery zone economic development (RZED) bonds met the provisions of the American Recovery and Reinvestment Act (ARRA). He noted that the RZED program would end at the end of 2010, and that the County would be subsidized 45% for RZED bonds.

In response to Vice-Chairman Martinez's inquiry regarding the ability of the Federal government to stop providing the federal interest subsidy, Mr. Hammer noted the Federal government could end the federal interest subsidy program through legislation.

Commissioner Heyman expressed concern that interest rates change and prompt payment could be delayed. She questioned whether these proposed bonds were a good investment for the County.

Vice-Chairman Martinez asked the Finance Department Director to provide him with a report reflecting the total amount of bonds issued by the County and the debt service or the amount owed on those bonds.

Special Assistant to the County Manager Jennifer Glazer-Moon noted the County Administration would propose issuing bonds for the projects in this proposed resolution even without the RZED program. She pointed out that the County had an opportunity to save \$12 million by issuing these bonds before December 31. She noted the County would not issue the full \$80 million if the County would not save money when more of the details were known.

Commissioner Gimenez expressed concern that the Federal government could legislate that it would not continue the commitment to fund these programs. He questioned how the County would fund these bonds without the Federal government subsidy, and how much it would cost the County to reissue these bonds as tax exempt bonds.

Mr. Sergio Masvidal, Public Financial Management, explained the County would lose the potential savings if these bonds were refinanced before the year 2025.

Commissioner Gimenez noted the County would benefit \$400,000 per year with this proposed resolution. He questioned whether the \$400,000 benefit was worth the risk to the County. Commissioner Gimenez noted that this proposed resolution included projects that would require the County sell an additional \$24 million in bonds. He questioned why this proposal did not request authority to sell bonds for these projects.

Mr. Masvidal noted the County was only allocated \$40 million of RZED funds.

Commissioner Gimenez questioned whether Miami-Dade Transit Agency (MDT) owed funds to the Federal Government.

Mr. Hammer noted the clause regarding the Federal government deducting payments from the RZED subsidy for jurisdictions that owed the Federal government funds was included to give the Federal government the ability to withhold funds to offset any delinquent payments from municipalities.

Assistant County Manager Ysela Llord explained that the Federal Transit Administration (FTA) had placed an echo watch on MDT, and that an echo watch was an audit by the FTA regarding some previous findings. She noted that FTA was

requiring MDT to submit paperwork to withdraw funds, as opposed to retrieving money from accounts electronically. She pointed out that MDT withdrew \$14 million electronically the same day that FTA put MDT on echo watch. Assistant County Manager Llord noted MDT reimbursed \$14 million to FTA.

Commissioner Gimenez noted he would support moving this proposal without recommendation.

Commissioner Heyman questioned whether the County Commission could adopt this proposed resolution and prioritize the list of projects. She clarified that the exact amount of bonds and the exact interest rate were unknown, and the County Commission would not have an opportunity to vote on what projects would be funded if the County did not secure all of the bonds and the Federal government subsidy in this proposal.

Assistant County Attorney Gerald Heffernan advised that this proposed resolution contained a delegation parameter that stipulated the Seaport projects would be the only projects financed if tax exempt bonds were the better value to the County.

Responding to Commissioner Heyman's question regarding the County Commission being apprised of the results of the bond issuance in this proposed resolution, Special Assistant to the County Manager Howard Piper noted the County Administration would provide the commissioners with a report within five days of the sale.

Vice-Chairman Martinez questioned what portion of the MDT budget was proprietary funds.

Special Assistant Glazer-Moon noted the revenue that supported MDT bonds was proprietary revenues from the half-penny surtax and the fare boxes.

Commissioner Gimenez noted the County needed to make prudent decisions to ensure the financial position of the County was excellent in the future.

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

3E

102371 Resolution

RESOLUTION AUTHORIZING ISSUANCE OF CAPITAL ASSET ACQUISITION TAXABLE SPECIAL OBLIGATION BONDS, SERIES 2010D (RECOVERY ZONE ECONOMIC DEVELOPMENT BONDS – DIRECT PAYMENT TO ISSUER) AND CAPITAL ASSET ACQUISITION SPECIAL OBLIGATION BONDS, SERIES 2010E IN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$80,000,000 TO BE PAYABLE SOLELY FROM LEGALLY AVAILABLE NON AD VALOREM REVENUES THAT COUNTY COVENANTS TO BUDGET AND APPROPRIATE ANNUALLY; APPROVING ISSUANCE AFTER PUBLIC HEARING AS REQUIRED BY SECTION 147(F) OF INTERNAL REVENUE CODE OF 1986, AS AMENDED; AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE, WITHIN CERTAIN LIMITATIONS, TO FINALIZE TERMS AND DETAILS OF BONDS; PROVIDING CERTAIN COVENANTS AND OTHER REQUIREMENTS; FINDING NECESSITY FOR NEGOTIATED SALE; APPROVING FORM AND AUTHORIZING EXECUTION AND DELIVERY OF RELATED AGREEMENTS, WITHIN CERTAIN PARAMETERS, INCLUDING DISTRIBUTION AND USE OF PRELIMINARY AND FINAL OFFICIAL STATEMENTS; AUTHORIZING SELECTION OF THE REGISTRAR AND PAYING AGENT; AUTHORIZING COUNTY OFFICIALS TO TAKE ALL NECESSARY ACTIONS IN CONNECTION WITH ISSUANCE, SALE, AND DELIVERY OF BONDS; AND PROVIDING FOR SEVERABILITY [SEE AGENDA ITEM NO. 3(D)] (Finance Department)

Forwarded to BCC with a favorable recommendation

Mover: Jordan

Seconder: Heyman

Vote: 4-1

No: Martínez

Absent: Sorenson

Report: *(See Report Under Agenda Item 3D, Legislative File No. 102371.)*

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

Assistant County Attorney Gerald Heffernan noted that a scrivener's error existed and should be corrected on handwritten page 4, in the second paragraph under "Cruise Terminals D and E Improvements (\$1,393,000)" to change "\$2,497,000" to "\$1,722,000" and to change "1,040,000" to "\$1,815,000."

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

3F

102245 Resolution

RESOLUTION AUTHORIZING WAIVER OF FORMAL
BID PROCEDURES AND RATIFYING EMERGENCY
PURCHASES OF GOODS AND SERVICES FOR A TOTAL
OF \$3,296,000 FOR THE MIAMI-DADE WATER AND
SEWER DEPARTMENT, AND AUTHORIZING THE
COUNTY MAYOR OR THE COUNTY MAYOR'S
DESIGNEE TO AWARD SAME (Procurement Management
Department)

*Forwarded to BCC with a favorable
recommendation*

Mover: Heyman

Seconder: Martinez

Vote: 5-0

Absent: Sorenson

3G

102313 Resolution

RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH HILL INTERNATIONAL, INC. IN THE AMOUNT OF \$114,000 AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE, TO EXECUTE AN AGREEMENT FOR AND ON BEHALF OF MIAMI-DADE COUNTY AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSIT SYSTEM SURTAX FUNDS AND TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN CONTRACT NO. EPP-RFP9265-3/16 (Procurement Management Department)

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Seconder: Gimenez

Vote: 5-0

Absent: Sorenson

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

Commissioner Jordan requested clarification regarding what information the Disadvantaged Business Enterprise (DBE) tracking system recorded.

Ms. Cathy Lewis, Chief of Civil Rights and Labor Relations, Miami-Dade Transit (MDT), clarified this proposal would automate work that was being done manually, it would provide additional efficiencies, and it would increase MDT's ability to follow federal requirements.

Commissioner Jordan questioned how the County would verify whether a firm was a DBE.

Ms. Penelope Townsley, Director, Department of Small Business Development, noted the DBE certification process was governed by the federally required unified certification program.

Commissioner Jordan questioned whether the County had a process similar to the Community Small Business Enterprise (CSBE) program to ensure that vendors that graduated from the DBE program were not awarded work on future County contracts under the guise that they were still DBE firms.

Ms. Townsley explained that the DBE process was a continuing eligibility program that used anniversary dates, which allowed for continued eligibility without administrative backlog.

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

3H

102368 Resolution

RESOLUTION AUTHORIZING THE COUNTY MAYOR
OR COUNTY MAYOR'S DESIGNEE TO REJECT
PROPOSALS RECEIVED FOR THE GENERAL,
AVIATION, WATER AND SEWER, AND
TRANSPORTATION SEGMENTS FOR THE REQUEST
FOR PROPOSALS TO OBTAIN EXTERNAL
INDEPENDENT AUDITING SERVICES RFP NO. 726
(Procurement Management Department)

Amended

Report: *See Report Under Agenda Item 3H AMENDED,
Legislative File No. 102730.*

3H AMENDED

102730 Resolution Budget, Planning and Sustainability Committee

RESOLUTION REJECTING THE COUNTY MANAGER'S RECOMMENDATION TO REJECT PROPOSALS RECEIVED IN RESPONSE TO RFP NO. 726 AND THAT THE FIRM OF SHARPTON, BRUNSON & COMPANY, P.A. BE HELD NOT RESPONSIBLE IN CONNECTION WITH THE AWARD OF CONTRACTS FOR EXTERNAL INDEPENDENT AUDITING SERVICES AND DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO NEGOTIATE WITH THE FIRMS RESPONDING TO RFP NO. 726 (SEE ORIGINAL ITEM UNDER FILE NO. 102368)

Forwarded to BCC with a favorable recommendation with committee amendment(s)
Mover: Heyman
Seconder: Gimenez
Vote: 5-0
Absent: Sorenson

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

Pursuant to Commissioner Jordan's request, Assistant County Attorney Sybblis advised that Commissioner Jordan requested this proposed resolution be forwarded to the County Commission with a favorable recommendation with committee amendment(s) to award the Water and Sewer and Transportation segments of this proposed resolution to Sharpton Brunson & Company, P.A. when the current County contract for those segments expired in 2011.

Vice-Chairman Martinez questioned when the current County contract expired for the Water and Sewer and Transportation segments.

Mr. Carter Hammer, Director, Finance Department, noted the current audit period was from October 1, 2010, to September 30, 2011.

Commissioner Gimenez questioned why the requested amendment was limited to the Water and Sewer segments as opposed to all segments in the Request for Proposals (RFP). He noted all segments of the RFP should be extended.

Commissioner Jordan asked the Assistant County Attorney to include Commissioner Gimenez's comment to include all segments of the RFP in her amendment.

Assistant County Attorney Hugo Benitez advised that the motion on the floor by Commission Jordan was to forward this proposed resolution to the County Commission with a favorable recommendation with committee amendment(s) as

follows:

- To reject this proposed resolution;
- to reject the manager's finding of no responsibility for Sharpton, Brunson & Company, P.A. with respect to the Water and Sewer segment and the Transportation segment;
- to direct the County Manager to negotiate with Ernst & Young, LLP with respect to the General segment and the Aviation segment in accordance with the terms of the RFP, and if the County Manager can't achieve a contract with Ernst & Young, then he should negotiate with the next ranked proposer;
- to ensure that these contracts to start with fiscal year 2011-12.

Commissioner Edmonson suggested this proposed resolution be amended to include a December 31, 2010, deadline to complete negotiations and to present a recommended contract to the County Commission.

Commission Jordan did not accept Commissioner Edmonson's suggested amendment.

Hearing no other questions or comments, the Committee proceeded to vote on this proposed resolution as amended.

31

102247 Resolution

RESOLUTION RATIFYING A MEMORANDUM OF AGREEMENT, PURSUANT TO SECTION 2-9 OF THE MIAMI-DADE COUNTY CODE, BETWEEN THE COUNTY THROUGH THE COMMUNITY IMAGE ADVISORY BOARD (CIAB) AND THE DOWNTOWN DEVELOPMENT AUTHORITY (DDA) FOR THE DDA TO PROVIDE FUNDING NOT TO EXCEED \$145,000 ANNUALLY FOR A NEIGHBORHOOD ENHANCEMENT ACTION TEAM (NEAT) TO ENHANCE LANDSCAPING AND MAINTENANCE ACTIVITY CYCLES THROUGHOUT THE DDA DISTRICT (Public Works Department)

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

3J

102413 Resolution

RESOLUTION APPROVING ISSUANCE OF MIAMI-DADE COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY VARIABLE RATE DEMAND REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$18,500,000 AND IN ONE OR MORE SERIES TO FINANCE OR REFINANCE ALL OR A PART OF THE COSTS OF CERTAIN CAPITAL PROJECT BENEFITING GOODWILL INDUSTRIES OF SOUTH FLORIDA, INC., FOR PURPOSES OF AND PURSUANT TO SECTION 147(F) OF INTERNAL REVENUE CODE OF 1986, AS AMENDED; APPROVING THE FORM OF AND THE EXECUTION BY THE MIAMI-DADE COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY OF AN INTERLOCAL AGREEMENT WITH BROWARD COUNTY, FLORIDA (Industrial Development Authority)

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

3K

102414 Resolution

RESOLUTION APPROVING ISSUANCE OF MIAMI-DADE COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY VARIABLE RATE DEMAND REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$10,000,000 AND IN ONE OR MORE SERIES TO FINANCE OR REFINANCE ALL OR A PART OF THE COSTS OF A CAPITAL PROJECT BENEFITING THE YOUNG MEN'S CHRISTIAN ASSOCIATION OF GREATER MIAMI, INC., FOR PURPOSES OF AND PURSUANT TO SECTION 147(F) OF INTERNAL REVENUE CODE OF 1986, AS AMENDED (Industrial Development Authority)

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

3L

102415 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 (Procurement Management Department)

Forwarded to BCC with a favorable recommendation
Mover: Heyman
Seconder: Edmonson
Vote: 4-1
No: Martinez
Absent: Sorenson

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

Vice-Chairman Martinez noted he would work with the County Administration to learn how Item 4.1: COMPUWARE Software Licenses and Maintenance Support Services was a sole source contract.

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

3M

102437 Resolution

RESOLUTION AUTHORIZING 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)

3-Day Rule Invoked

Report: *Vice-Chairman Martinez invoked the 3-Day Rule on the foregoing proposed resolution.*

4 COUNTY MANAGER

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

7 REPORTS

7A

102350 Report

UPDATE REPORT FROM THE CLIMATE CHANGE
ADVISORY TASK FORCE FOR SEPTEMBER 2010

(County Manager)

Report Received
Mover: Heyman
Seconder: Jordan
Vote: 5-0
Absent: Sorenson

8 ADJOURNMENT

Report: *There being no other business to come before the
Committee, the meeting adjourned at 4:18 p.m.*



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, November 9, 2010

2:00 PM

Commission Chambers

Members Present: Audrey M. Edmonson, Carlos A. Gimenez, Sally A. Heyman, Barbara J. Jordan, Joe A. Martinez, Katy Sorenson.

Members Absent: None.

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 2:02 p.m. 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: Special Assistant to the County Manager Howard Piper; Assistant County Attorneys Jess McCarty, Oren Rosenthal, Craig Coller, John McInnis; and Deputy Clerks Doris Dickens and Scott Rappleye.*

CHANGES TO TODAY'S COMMITTEE AGENDA

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

1D **OPENING REMARKS FROM CHAIR
SORENSEN**

Report: *Chairwoman Sorenson noted she was honored to serve as the Chair of this Committee. She expressed appreciation to everyone for acting professionally and with dignity during the difficult budget process.*

Commissioner Martinez expressed appreciation to Chairwoman Sorenson for her leadership while Chair of this committee.

Commissioner Edmonson expressed appreciation to Chairwoman Sorenson for her leadership while Chair of this committee. She noted she respected Chairwoman Sorenson for always taking the position that she thought was right on every issue.

Commissioner Heyman noted she would continue to dialogue with Chairwoman Sorenson on the issues confronting the County. She noted that Ms. Sorenson's perspective and leadership on certain issues was valuable.

Commissioner Jordan commended Chairwoman Sorenson for the outstanding way she chaired this Committee. She noted she respected Ms. Sorenson and she would miss her.

Commissioner Gimenez noted Chairwoman Sorenson had demonstrated extraordinary leadership while she chaired this Committee.

1E **PUBLIC HEARING**

1E1

102419 Ordinance **Audrey M. Edmonson,**
Barbara J. Jordan, Jean Monestime, Dorrin D. Rolle,
Rebeca Sosa, Lynda Bell

ORDINANCE PERTAINING TO SMALL BUSINESS ENTERPRISE PROGRAM; AMENDING SECTION 2-8.1.1.1.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA TO PROVIDE RETROACTIVE TEMPORARY EXTENSION TO CERTIFIED FIRMS DURING PROCESSING AND REVIEW OF RECERTIFICATION APPLICATIONS; AND PROVIDING SEVERABILITY, INCLUSION IN CODE AND EFFECTIVE DATE

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

Report: *Assistant County Attorney Jess McCarty 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.

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

1E2

102420 Ordinance **Audrey M. Edmonson,**
Barbara J. Jordan, Jean Monestime, Dorrin D. Rolle,
Lynda Bell

ORDINANCE PERTAINING TO COMMUNITY BUSINESS ENTERPRISE PROGRAM FOR ARCHITECTURAL, ENGINEERING, LANDSCAPE ARCHITECTURAL, AND SURVEYING AND MAPPING PROFESSIONAL SERVICES; AMENDING SECTION 2-10.4.01 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA TO PROVIDE RETROACTIVE TEMPORARY EXTENSION TO CERTIFIED FIRMS DURING PROCESSING AND REVIEW OF RECERTIFICATION APPLICATIONS; AND PROVIDING SEVERABILITY, INCLUSION IN CODE AND EFFECTIVE DATE

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

Report: *Assistant County Attorney Jess McCarty 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.

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

1E3

102101 Ordinance Sally A. Heyman

ORDINANCE PERTAINING TO ZONING AND BUSINESS REGULATION OF MINIMAL AUTOMOBILE MAINTENANCE REPAIRS; REPEALING SECTION 6 OF ORDINANCE 09-103 OF MIAMI-DADE COUNTY, FLORIDA (SUNSET PROVISION) TO ALLOW SUCH REPAIRS UNDER PRESCRIBED CIRCUMSTANCES; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE, AND AN EFFECTIVE DATE

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

Report: *Assistant County Attorney Jess McCarty 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.

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

1E4

102123 Ordinance Dennis C. Moss

ORDINANCE PERTAINING TO ZONING; REGULATING THE APPEARANCE AND MAINTENANCE OF WALLS AND FENCES IN ALL DISTRICTS; AMENDING SECTION 33-11 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Withdrawn

Report: *See Report Under Agenda Item 1E4 SUBSTITUTE, Legislative File No. 102643.*

1E4 SUBSTITUTE

102643 Ordinance **Dennis C. Moss**

ORDINANCE PERTAINING TO ZONING; REGULATING THE APPEARANCE AND MAINTENANCE OF WALLS AND FENCES IN ALL DISTRICTS; AMENDING SECTION 33-11 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 102123]

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Seconder: Edmonson

Vote: 5-1

No: Martinez

Report: *Assistant County Attorney Jess McCarty 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 Martinez questioned how this proposed ordinance would impact individual home owners.

Mr. Marc LaFerrier, Director, Planning and Zoning Department, noted this proposed ordinance simply encouraged proper maintenance of fences and walls. He explained that this proposed ordinance had two components: that the finished side of new fences be on the exterior, and that walls be maintained in a good, clean, finished condition.

Commissioner Martinez pointed out that fences around pools could not have the unfinished side on the interior. He noted that when property owners build a fence they prefer to have the finished side on the interior. He expressed concern that this would fiscally impact the home owners.

Commissioner Heyman questioned how the uniformity of maintenance would be applied when walls and fences required maintenance from graffiti and car accidents.

Assistant County Attorney John McInnis advised that "uniformity of maintenance" was not a legal term.

Commissioner Martinez questioned how fences for newly constructed homes were built.

Ms. Truly Burton, Government Affairs Director, Builders Association of South Florida, noted the outside wall of a development was done by the

builder for appearance purposes. She explained that the homeowners or property owners association would maintain the exterior barrier of the development. She noted she did not know what determined the building of fences or walls for individual properties.

Commissioner Martinez noted insurance companies could be slow to provide property owners with the money to repair fences and walls following an accident. He expressed concern that this proposed ordinance would place an undue burden on the property owner.

Commissioner Gimenez questioned whether this proposed ordinance would apply to existing fences and walls.

Mr. LaFerrier noted this proposal would be implemented for new fences and walls that would be permanent. He pointed out that good neighbor fences or shadowbox fences were finished on both sides and they were 8-10 percent more expensive than a one sided fence.

Commissioner Gimenez questioned whether this proposed ordinance would apply to the replacement of a single plank of wood on a fence.

Mr. LaFerrier noted this proposed ordinance should be implemented only when an entire fence or side of a fence was replaced.

Commissioner Moss explained that the intent of this proposed ordinance was to ensure that the finished side of the fence faced the property owner's neighbor. He noted that the person who made the decision to build the fence should bear the burden of having a shadow box fence or having the unfinished side of the fence facing them.

Commissioner Jordan noted she thought this proposed ordinance was a good starting point.

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

1E5

102400 Ordinance

Rebeca Sosa,

Audrey M. Edmonson, Barbara J. Jordan, Jean
Monestime, Dorrin D. Rolle, Lynda Bell, Dennis C. Moss,
Carlos A. Gimenez

ORDINANCE PERTAINING TO COMMUNITY SMALL
BUSINESS ENTERPRISE PROGRAM; AMENDING
SECTION 10-33.02 OF THE CODE OF MIAMI-DADE
COUNTY, FLORIDA TO PROVIDE RETROACTIVE
TEMPORARY EXTENSION TO CERTIFIED FIRMS
DURING PROCESSING AND REVIEW OF
RECERTIFICATION APPLICATIONS; AND PROVIDING
SEVERABILITY, INCLUSION IN CODE AND EFFECTIVE
DATE (SEE ORIGINAL ITEM UNDER FILE NO. 102271)

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

Report: *Assistant County Attorney Jess McCarty 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.*

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

1E6

101958 Ordinance

ORDINANCE AUTHORIZING CERTAIN POINT OF SALE SIGNS IN THE AU (AGRICULTURAL) ZONING DISTRICT; AMENDING SECTIONS 33-95, AND 33-100.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (Department of Planning & Zoning)

Forwarded to BCC with a favorable recommendation

Mover: Martinez

Seconder: Heyman

Vote: 6-0

Report: *Assistant County Attorney Jess McCarty 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:

Mr. Daryl Mund, Foilage Effects, 16351 SW 216 Street, spoke in support of this proposed ordinance.

Mr. Philip Marraccini, Summerland Tropical Fish Farms, 13955 SW 248 Street, spoke in support of this proposed ordinance.

Ms. Katy Edwards, Dade County Farm Bureau, 1850 Old Dixie Highway, Homestead, spoke in support of this proposed ordinance.

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

Commissioner Heyman questioned whether this proposed ordinance could be amended to better accommodate property owners who operated multiple businesses on the same land.

Mr. Marc LaFerrier, Director, Department of Planning and Zoning, noted he would like to meet with the speakers to determine whether their concerns could be accommodated. He pointed out that footnote 2 on handwritten page stated: "In addition to signage permitted in this Section, up to five signs related to a bona fide on-site agricultural use are allowed without a permit. Such signs shall not exceed six square feet per sign and shall not be electrically illuminated."

Commissioner Heyman questioned whether this proposed ordinance could be amended when it came before the County Commission.

Assistant County Attorney Craig Coller advised

the County Commission could amend this proposed ordinance to address reconciliation between the County Administration and the public speakers when it came before the County Commission.

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

2 COUNTY COMMISSION

2A

102571 Resolution Jose "Pepe" Diaz
RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE POLICE DEPARTMENT FOR THE OCTOBER 2, 2010 "KIDS & FAMILIES FOUNDATION MOTORCYCLE RUN" SPONSORED BY KIDS AND FAMILY FOUNDATION, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$4,934 TO BE FUNDED FROM THE UNSPENT BALANCE OF THE DISTRICT 12 IN-KIND RESERVE FUND

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

2B

102567 Resolution Carlos A. Gimenez
RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE NOVEMBER 13, 2010 "LET'S MOVE TOGETHER WALKATHON" SPONSORED BY ARTHRITIS FOUNDATION, FLORIDA CHAPTER, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$1,232.00 TO BE FUNDED FROM THE UNSPENT BALANCE OF THE DISTRICT 7 IN-KIND RESERVE FUND

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

2C

102566 Resolution Carlos A. Gimenez
RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT AND THE MIAMI-DADE POLICE DEPARTMENT FOR THE OCTOBER 23, 2010 "STEP FORWARD" EVENT SPONSORED BY TUBEROUS SCLEROSIS ALLIANCE, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$1,946 TO BE FUNDED FROM THE UNSPENT BALANCE OF THE DISTRICT 7 IN-KIND RESERVE FUND

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

2D

102604 Resolution **Dennis C. Moss**

RESOLUTION DIRECTING THE MAYOR OR MAYOR'S DESIGNEE TO STUDY THE FEASIBILITY OF CREATING A MEGA MALL SHOPPING DISTRICT IN MIAMI-DADE COUNTY

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

Report: *Assistant County Attorney Jess McCarty read the foregoing proposed resolution into the record.*

Commissioner Martinez pointed out that one of the areas recommended to study was the area that the City of Sweetwater wanted to annex. He questioned whether the sponsor wanted to remove this area from this proposal.

Commissioner Moss noted the idea prompting this proposed resolution was not confined to Unincorporated Municipal Service Areas (UMSA). He explained that he wanted to see all the impacted jurisdictions work together to make this mega mall idea work.

Commissioner Martinez noted the long term fiscal impact on the County would be significant if the City of Sweetwater annexation passed.

Commissioner Moss noted the economic impact of this proposal would be so great that the County would regain whatever funds were lost to the City of Sweetwater.

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

2E

102570 Resolution **Joe A. Martinez**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE OCTOBER 16, 2010 "HISPANIC HERITAGE NIGHT" SPONSORED BY GLADEVIEW BAPTIST CHURCH OF MIAMI, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$4,570 TO BE FUNDED FROM THE UNSPENT BALANCE OF THE DISTRICT 11 IN-KIND RESERVE FUND

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

2F

102569 Resolution **Katy Sorenson**
RESOLUTION ALLOCATING \$1,315 TO DODGE CITY PICNICS, INC., A NOT-FOR-PROFIT ORGANIZATION, FOR THE ANNUAL HOLIDAY PARTY TO BE FUNDED FROM THE UNSPENT BALANCE OF THE DISTRICT 8 IN-KIND RESERVE FUND *Forwarded to BCC with a favorable recommendation*
Mover: Heyman
Seconder: Edmonson
Vote: 6-0

Report: *Assistant County Attorney Jess McCarty read the foregoing proposed resolution into the record.*

Commissioner Martinez expressed concern that the Dodge City Picnic budget for the annual holiday party included \$2,000 for the planning committee. He asked Chairwoman Sorenson to provide him with a detailed report regarding the expenses of the planning committee.

Chairwoman Sorenson noted she would provide Commissioner Martinez with an answer before this proposal came before the County Commission.

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

2G

102534 Resolution **Barbara J. Jordan**
RESOLUTION AMENDING IMPLEMENTING ORDER 3-34 TO PROVIDE THAT MAYOR OR DESIGNEE SHALL NOT APPOINT COUNTY EMPLOYEE TO COMPETITIVE SELECTION COMMITTEE IF OWNER, OFFICER OR EMPLOYEE OF ANY PROPOSER WAS AN IMMEDIATE SUPERVISOR OF COUNTY EMPLOYEE DURING SPECIFIED PERIOD OF TIME *Amended*

Report: *See Report Under Agenda Item 2G AMENDED. Legislative File No. 102721.*

2G AMENDED

102721 Resolution

Barbara J. Jordan,

Rebeca Sosa

RESOLUTION AMENDING IMPLEMENTING ORDER 3-34 TO PROVIDE THAT MAYOR OR DESIGNEE SHALL NOT APPOINT COUNTY EMPLOYEE TO COMPETITIVE SELECTION COMMITTEE IF OWNER, OFFICER OR EMPLOYEE OF ANY PROPOSER WAS AN IMMEDIATE SUPERVISOR OF COUNTY EMPLOYEE DURING SPECIFIED PERIOD OF TIME [SEE ORIGINAL ITEM UNDER FILE NO. 102534]

Forwarded to BCC with a favorable recommendation with committee amendment(s)
Mover: Jordan
Seconder: Heyman
Vote: 6-0

Report: *Assistant County Attorney Jess McCarty read the foregoing proposed resolution into the record.*

Pursuant to Commissioner Jordan's request, Assistant County Attorney Oren Rosenthal advised that this proposed resolution should be amended on handwritten page 7 to add to section F after the word "appoint" the following language: "and if appointed shall remove."

Commissioner Heyman questioned whether the amendment could include language that would require anyone appointed to disclose their prior status with the County.

Commissioner Jordan pointed out that the current process required employees to sign an affidavit attesting whether such a relationship existed.

Commissioner Heyman questioned whether the County Mayor reviewed these affidavits before appointing County employees to selection committees.

Special Assistant to the County Manager Howard Piper noted the selection process to appoint selection committee members was first, find people with the necessary skills; second, have those people sign the affidavit. He explained that this proposed resolution would be added to the affidavit, if the County Commission adopted it.

Commissioner Gimenez questioned how this proposed resolution would be applied.

Mr. Jorge Navarrete, Director, Office of Capital Improvements, noted this proposed resolution was limited to the preceding 18 months. He noted the language of this proposed resolution that applied this restriction to all the employees of a proposer had the potential to present problems. He also

noted the language of the affidavit was for the employee to disclose any potential conflicts to the best ability and knowledge of the employee.

Commissioner Martinez pointed out that this proposed resolution was an issue regarding the County Mayor, not the County employee appointed to a selection committee. He clarified that the burden of proof was not on the County employee.

Assistant County Attorney Rosenthal advised that the language of this proposed resolution addressed the County Mayor, however, the County Administration explained that the procedure used to appoint selection committee members required County employees to sign affidavits regarding their eligibility to serve on the committee.

Commissioner Heyman expressed concern that this proposed resolution did not establish a penalty for the Mayor not abiding by this implementing order. She questioned how the County Commission could react if the Mayor did not adhere to the requirements of this proposed resolution.

Commissioner Jordan explained that this proposed resolution served as a directive to the County Mayor, and that the Mayor would be subject to the regular penalties for not following a directive of the County Commission.

Commissioner Gimenez pointed out that the Mayor would be responsible to punish a County employee that did not disclose the required information in the affidavit.

Hearing no other questions or comments, the Committee proceeded to vote on this proposed resolution as amended on handwritten page 7 to add to section F after the word "appoint" the following language: "and if appointed shall remove."

2H

102577 Resolution

Barbara J. Jordan,

Rebeca Sosa

RESOLUTION DIRECTING THE STANDARDIZATION OF CONSTRUCTION DOCUMENTS AND PRACTICES

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Secunder: Edmonson

Vote: 6-0

2I

102564 Resolution Bruno A. Barreiro

RESOLUTION ESTABLISHING COUNTY POLICY TO ALLOCATE FISCAL YEAR 2009-10 UNALLOCATED GENERAL FUND CARRYOVER TO FUND SAVE OUR SENIORS HOMEOWNERS' RELIEF FUND FOR FISCAL YEAR 2010-11; DIRECTING COUNTY MAYOR OR MAYOR'S DESIGNEE TO PREPARE AN APPROPRIATE BUDGET AMENDMENT TO THE FISCAL YEAR 2010-11 COUNTY BUDGET TO EFFECTUATE THE FOREGOING

*Forwarded to BCC with a favorable recommendation
Mover: Jordan
Seconder: Heyman
Vote: 6-0*

Report: *Assistant County Attorney Jess McCarty read the foregoing proposed resolution into the record.*

Commissioner Martinez questioned whether the County had the funds in place for this proposed resolution.

Ms. Jennifer Glazer-Moon, Director, Office of Strategic Business Management, noted the County could access the tax equalization fund, however, the County Administration located unallocated carryover funds to cover the expenses of this proposed resolution.

Chairwoman Sorenson noted the funding source for this proposal was from a one-time savings.

Ms. Glazer-Moon noted the County Administration anticipated identifying additional savings that would be reported to the County Commission.

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

2J

102379 Resolution Carlos A. Gimenez, Jose "Pepe" Diaz

RESOLUTION DIRECTING COUNTY MAYOR OR DESIGNEE TO PREPARE A REPORT WITHIN THIRTY (30) DAYS IDENTIFYING REQUIREMENTS, PERMITS, AND FEES NECESSARY TO BEGIN OPERATING A BUSINESS IN MIAMI-DADE COUNTY, AND RECOMMENDATIONS OF REDUNDANT REQUIREMENTS, PERMITS AND FEES TO ELIMINATE

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

3 DEPARTMENTS

3A

102547 Resolution

RESOLUTION AUTHORIZING THE EXECUTION OF JOINT FUNDING AGREEMENT NO. 11E4FL2550FL007 FOR WATER LEVEL TREND ANALYSIS AND MAPPING WITH THE UNITED STATES GEOLOGICAL SURVEY TO BE FUNDED BY MIAMI-DADE COUNTY IN THE AMOUNT OF \$250,000; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

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

3B

102548 Resolution

RESOLUTION AUTHORIZING THE EXECUTION OF JOINT FUNDING AGREEMENT NO. 11E4FL2550FL005 FOR WATER RESOURCES INVESTIGATIONS WITH THE UNITED STATES GEOLOGICAL SURVEY TO BE FUNDED BY MIAMI-DADE COUNTY IN THE AMOUNT OF \$732,056; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

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

3C

102608 Resolution

RESOLUTION AUTHORIZING THE ACCEPTANCE OF TEN (10) ENVIRONMENTALLY ENDANGERED LANDS COVENANTS IN MIAMI-DADE COUNTY, FLORIDA (Department of Environmental Resources Management)

*Forwarded to BCC with a favorable recommendation
Mover: Sorenson
Seconder: Heyman
Vote: 6-0*

Report: *Assistant County Attorney Jess McCarty read the foregoing proposed resolution into the record.*

Chairwoman Sorenson relinquished the Chair to Vice-Chairman Martinez.

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

Chairwoman Sorenson resumed the Chair.

3D

102089 Ordinance

ORDINANCE RELATING TO ZONING AND OTHER LAND DEVELOPMENT REGULATIONS; PROVIDING FOR THE NORTH CENTRAL URBAN AREA DISTRICT; CREATING SECTIONS 33-284.99.48 THROUGH 33-284.99.54 OF THE CODE OF MIAMI-DADE COUNTY (CODE); AMENDING SECTION 33C-7 OF THE CODE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE (Department of Planning & Zoning)

Withdrawn

3E

102519 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 BCC with a favorable recommendation
Mover: Heyman
Seconder: Edmonson
Vote: 6-0*

3F

102437 Resolution

RESOLUTION AUTHORIZING 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 BCC with a favorable recommendation
Mover: Heyman
Seconder: Edmonson
Vote: 6-0*

3G

102518 Resolution

RESOLUTION AUTHORIZING AWARD OF COMPETITIVE CONTRACTS 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 BCC with a favorable recommendation

Mover: Heyman

Seconder: Edmonson

Vote: 6-0

Report: *Assistant County Attorney Jess McCarty read the foregoing proposed resolution into the record.*

Commissioner Gimenez noted the background information for Item 1.1: Quicklime indicated the County would spend three times as much money if some water plants were shutdown for emergency repairs. He questioned the likelihood of water plants being shutdown.

Mr. Joe Ruiz, Deputy Director, Water and Sewer Department (WASD), noted that WASD shutdown a plant two years ago, and that WASD shutdown plants regularly for emergency repairs. He clarified that WASD needed the authorization to expend these funds, and that WASD may not expend all of the allocated amount.

Regarding Item 1.3: Removal, Installation, Repair, Maintenance, and Testing of Service Station Equipment and Fuel Storage Facilities, Commissioner Gimenez asked Special Assistant to the County Manager Howard Piper to calculate the total cost per gallon for fuel (based on the stock market) to operate the fuel storage facilities, including the cost for staffing and the cost and the potential savings of managing this contract in house versus an outside contractor.

Commissioner Jordan pointed out that the vendors for Item 1.1 came from a pre-qualified pool. She expressed concern that the two recommended vendors were non-local vendors. Commissioner Jordan asked the Procurement Management Department Director to determine whether County could require the recommended vendors in Item 1.1: Quicklime to subcontract with local small businesses for the delivery of the products.

With regard to Item 3.2: Janitorial Services For Miami-Dade Transit's Metrorail Systems and

specifically, the consolidation of several janitorial contracts, Commissioner Jordan asked the Small Business Development Department Director to determine how this would impact small businesses, and to forward her findings to the County Commission along with this proposed resolution.

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

3H

102634 Resolution

RESOLUTION APPROVING AWARD OF CONTRACT NO. 6296-0/16: FRESH PRODUCE, TO FREEDOM FRESH, LLC, UNIFRESH PRODUCE COMPANY, AND CARIBE FOOD CORPORATION, IN THE AMOUNT OF \$4,895,000; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE CONTRACTS AND TO EXERCISE ANY RENEWAL AND CANCELLATION PROVISIONS CONTAINED THEREIN (Procurement Management Department)

*Forwarded to BCC with a favorable recommendation
Mover: Heyman
Secunder: Gimenez
Vote: 6-0*

Report: *Assistant County Attorney Jess McCarty read the foregoing proposed resolution into the record.*

Commissioner Martinez asked the Procurement Management Department Director to explore the possibility of requiring that fresh produce be locally grown.

Chairwoman Sorenson pointed out that the growing season in the county was not year round. She suggested the vendors be restricted to locally grown produce during the local growing season.

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

4 COUNTY MANAGER

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

6A

102372 Report

CLERK'S SUMMARY OF MINUTES FOR THE
SEPTEMBER 28, 2010 - BUDGET, PLANNING AND
SUSTAINABILITY COMMITTEE MEETING (Clerk of the
Board)

Approved
Mover: Heyman
Secunder: Martinez
Vote: 6-0

7 REPORTS

7A

102517 Report

WAGE THEFT - 6 MONTH FISCAL REPORT

(County Manager)

Report Received
Mover: Heyman
Secunder: Jordan
Vote: 6-0

8 ADJOURNMENT

Report: *There being no other business to come before the
Committee, the meeting adjourned at 3:15 p.m.*