

MEMORANDUM

PSHA
Agenda Item No. 1(F)2

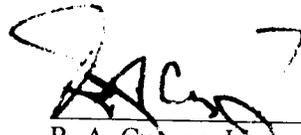
TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: June 14, 2011

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

SUBJECT: Ordinance amending Chapter 25A of the Code; authorizing the Chairperson of the Commission to assume the Mayor's appointment authority during a Mayoral vacancy on the occasion of the Commission establishing a Financial Recovery Board to act as the governing body of the Public Health Trust in accordance with Section 25A-9(C)(5) of the Code

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Chairman Joe A. Martinez.



R. A. Cuevas, Jr.
County Attorney

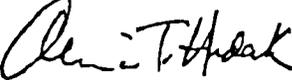
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Memorandum



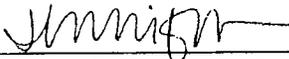
Date:

To: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

From: Alina T. Hudak
County Manager 

Subject: Ordinance amending Chapter 25A of the Code authorizing the Chairperson to appoint one position to the Financial Recovery Board for the Public Health Trust during a Mayoral vacancy

The proposed ordinance authorizing the Chairperson of the Commission to appoint one member to the Recovery Board in lieu of the Mayor's appointment during a Mayoral vacancy will not have a fiscal impact to the County.



Jennifer Glazer-Moon, Special Assistant/Director
Office of Strategic Business Management

Fis3411



MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: May 3, 2011

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

SUBJECT: Agenda Item No. 4(G)

Please note any items checked.

- "3-Day Rule" for committees applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous ____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 4(G)
5-3-11

RESOLUTION NO. _____

ORDINANCE AMENDING CHAPTER 25A OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AUTHORIZING THE CHAIRPERSON OF THE COMMISSION TO ASSUME THE MAYOR'S APPOINTMENT AUTHORITY DURING A MAYORAL VACANCY ON THE OCCASION OF THE COMMISSION ESTABLISHING A FINANCIAL RECOVERY BOARD TO ACT AS THE GOVERNING BODY OF THE PUBLIC HEALTH TRUST IN ACCORDANCE WITH SECTION 25A-9(C)(5) OF THE MIAMI-DADE COUNTY CODE PROVIDING SEVERABILITY INCLUSION IN THE CODE AND AN EFFECTIVE DATE

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:

Section 1. Chapter 25A of the Code of Miami-Dade County, Florida, is hereby amended as follows:¹

Sec. 25A-9(c)(5)(ii)(C). Financial Sustainability.

* * *

The Commission may ratify appointment of the remaining voting members as follows: One (1) member of the Recovery Board shall be designated by the Mayor in writing, and a copy thereof shall be filed with the Clerk of the Commission; one (1) member of the Recovery Board shall be designated by the Chairperson of the Miami-Dade Legislative Designation in writing, and a copy thereof shall be filed with the Clerk of the Commission; one (1) member of the Recovery Board shall be designated by the President of the South Florida AFL-CIO in writing, and a copy thereof shall be filed with the Clerk of the Commission. >>In the event of a Mayoral vacancy, the Chairperson of the Commission shall have authority to designate one (1) member to the Recovery Board in lieu of the Mayor's appointment.<<

¹ Words stricken through and/or [[double bracketed]] shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

* * *

Section 2. This ordinance shall supersede those provisions of any existing ordinance, resolution or policy in conflict herewith.

Section 3. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 4. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 5. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED:

Approved by County Attorney as
to form and legal sufficiency:

Prepared by:

Valda Clark Christian

Prime Sponsor: Chairman Joe A. Martinez