

MEMORANDUM

Agenda Item No. 11(A)(25)

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

DATE: July 7, 2011

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

SUBJECT: Resolution waiving the term
limit restriction for County
Board members as specified in
Section 2-11.38.2 of the Code

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Senator Javier D. Souto.



R. A. Cuevas, Jr.
County Attorney

RAC/up



MEMORANDUM

(Revised)

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

DATE: July 7, 2011

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County Attorney

SUBJECT: Agenda Item No. 11(A) (25)

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. 11(A)(25)
7-7-11

RESOLUTION NO. _____

RESOLUTION WAIVING BY A TWO-THIRDS (2/3) VOTE OF THE MEMBERS PRESENT THE TERM LIMIT RESTRICTION FOR COUNTY BOARD MEMBERS AS SPECIFIED IN SECTION 2-11.38.2 OF THE CODE OF MIAMI-DADE COUNTY AND AUTHORIZING THE RE-APPOINTMENT OF MILES MOSS TO THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST (CITT)

WHEREAS, Miles Moss has served on the Citizens' Independent Transportation Trust (CITT) with distinction for eight years; and

WHEREAS, Miles Moss is currently serving as the Chairman of the Project and Financial Review Committee of the CITT; and

WHEREAS, Section 2-11.38.2 of the Code of Miami-Dade County authorizes a waiver of the eight year term limit for members of County Boards by a two-thirds (2/3) vote of the County Commission members present; and

WHEREAS, Commissioner Javier D. Souto wishes to appoint Miles Moss to an additional four year term,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board hereby waives by a two thirds (2/3) vote of the members present the term limit restriction for County Board members and authorizes the re-appointment of Miles Moss to an additional four year term on the Citizens' Independent Transportation Trust (CITT).

The Prime Sponsor of the foregoing resolution is Senator Javier D. Souto. It was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

- | | |
|-------------------------------------|----------------------|
| Joe A. Martinez, Chairman | |
| Audrey M. Edmonson, Vice Chairwoman | |
| Bruno A. Barreiro | Lynda Bell |
| Esteban L. Bovo, Jr. | Jose "Pepe" Diaz |
| Sally A. Heyman | Barbara J. Jordan |
| Jean Monestime | Dennis C. Moss |
| Rebeca Sosa | Sen. Javier D. Souto |
| Xavier L. Suarez | |

The Chairperson thereupon declared the resolution duly passed and adopted this 7th day of July, 2011. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Bruce Libhaber