



MEMORANDUM
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FC
Agenda Item No. 6A

TO: Honorable Chairman Esteban L. Bovo, Jr.
and Members, Finance Committee

DATE: August 27, 2013

FROM: Christopher Agrippa
Division Chief, Clerk of the Board Division

SUBJECT: Approval of Commission
Committee Minutes

The Clerk of the Board's office is submitting the following Clerk's Summary of Minutes for approval by the Finance Committee:

June 11, 2013

July 9, 2013

CA/ae
Attachment



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

CLERK'S SUMMARY OF Meeting Minutes Finance Committee

Esteban L. Bovo, Jr. (13) Chair; Juan C. Zapata (11) Vice Chair; Commissioners Sally
A. Heyman (4), and Dennis C. Moss (9)

Tuesday, June 11, 2013

9:30 AM

Commission Chambers

Members Present: Esteban L. Bovo, Jr., Sally A. Heyman, Dennis C. Moss, Juan C. Zapata.

Members Absent: None.

Members Late: None.

Members Excused: None.

Members Absent County Business: None.

1 MINUTES PREPARED BY:

Report: *Alan Eisenberg, Commission Reporter
305-375-2510*

**1A INVOCATION AS PROVIDED IN RULE 5.05
(G)**

Report: *Chairman Bovo asked Officer Michael Roan, Sergeant-At-Arms, to open today's (6/11) meeting with an invocation, followed by the Pledge of Allegiance.*

1B **ROLL CALL**

Report: *The following staff members were present: Deputy Mayors Edward Marquez and Jack Osterholt; Assistant County Attorneys Geri Bonzon-Keenan and Juliette Antoine; and Deputy Clerks Cindy White and Alan Eisenberg.*

Chairman Bovo proceeded with Departmental presentations at 9:47 a.m. without a quorum of Committee members being present.

Chairman Bovo noted that a quorum of Committee members was present at 9:58 a.m.

Following the Special Presentations, Chairman Bovo called the meeting to order at 10:57 a.m.

Assistant County Attorney Geri Bonzon-Keenan announced that Item(s) 3K and 3O were added to today's (6/11) agenda, pursuant to Chairwoman Sosa's Requested Changes to the Finance Committee Agenda memorandum. She also noted that Item(s) 3M, 3N and 3O were added to the agenda and that these Items were distributed at the dais.

It was moved by Commissioner Heyman that the June 11, 2013 Finance Committee Agenda be approved, along with the Board of County Commission Chairwoman Rebeca Sosa's Memorandum entitled "Requested Changes to the Finance Committee Agenda", and the additional changes noted by Assistant County Attorney Bonzon-Keenan. This motion was seconded by Commissioner Moss, and upon being put to a vote, passed by a vote of 3-0 (Commissioner Zapata was absent).

1C **PLEDGE OF ALLEGIANCE**

1D **SPECIAL PRESENTATIONS (SCHEDULED TO BEGIN AT 9:00 AM)**

1D1

131134 Service Awards

Rebeca Sosa

PRESENTATION OF SERVICE AWARDS TO THE
FOLLOWING EMPLOYEE(S):

Presented

JUAN C. IZQUIERDO - ISD - 30 YRS

LOURDES M. AVALOS - OMB - 30 YRS

1D2

131143 Report**Esteban L. Bovo, Jr.****COUNTY BUDGET PRESENTATION*****Presented***

Report: *Chairman Bovo noted County departments would begin their budget presentations. He asked presenters to be precise; however, not to exclude any of the requested discussion items, followed by questions from Committee members.*

~ AVIATION

Mr. Emilio Gonzalez, Miami-Dade Aviation Department (MDAD) Director explained that the Fiscal Year (FY) 2013-14 budget was created in the first quarter of FY 2012-13 and that adjustments would be made later in the year to reflect actual operating results and changes in business conditions. He explained that the final Aviation Department budgets for several years resulted in higher revenues due to strong passenger traffic and non-aviation income; thus reducing the landing fees from original projections due to the surplus revenues. He said the projected FY 2012-13 landing fee was \$2.07; however, he anticipated the fee would be between \$1.75 and \$2.07 per 1,000 pounds of landed weight.

Mr. Gonzalez noted FY 2013-14 staffing levels would remain unchanged with the addition of no new positions. He said FY 2013-14 non-salary expenses would remain at FY 2012-13 levels. He noted increasing non-aviation revenues with a 2.6 percent increase in revenue from airport concessions. Mr. Gonzalez said General Aviation revenue would increase by 8 percent. He commented that the projected operating surplus allowed MDAD to advance one-half of its annual debt service on its double barrel bonds with two advance payments in 2012 totaling \$23.1 million putting debt payment 1.5 years ahead of schedule. Mr. Gonzalez noted lower interest rates on General Aviation indebtedness and reduced overall debt service payments as a result of successful bond refunding.

Mr. Gonzalez explained that the economic outlook supporting the budget was encouraging with FY 2013-14 passenger traffic expected to increase by 1.6 percent and international traffic by 2.2 percent. He said passenger enplanements since 2005 had grown by 23 percent while other

airports across the country averaged a 2 percent decrease. Mr. Gonzalez noted Miami International Airport (MIA) ranked the top airport serving Latin America and the Caribbean and number two in serving non-stop international destinations.

Commissioner Heyman was pleased that MIA's landing fees were going down. She noted that visitors were now enjoying themselves at MIA and the passenger experience was more pleasant with shopping, eating, and people watching. Commissioner Heyman commented that she previously sponsored legislation pertaining to free parking for members of challenged groups, noting that MIA was the only airport in Florida and throughout most of the County that did not charge for handicapped parking. She said there was now a problem with MIA passengers parking their cars for extended periods while spending the summer season at their northern homes and not paying parking fees. Commissioner Heyman said the issue was related to the proximity of an access point for those in need of handicapped parking, noting that according to Florida State Statute, parking was not free unless the vehicle was designated as a Toll Vehicle. She commented that free contributed to fraud and that people preferred to pay to park in order to have better access. Commissioner Heyman asked Mr. Gonzalez whether he believed additional parking revenue could be used by MIA to fund future infrastructure improvements.

Mr. Gonzalez responded that the annual revenue loss increased from \$1.8 million when this parking fee waiver was introduced to \$3.7 million today. He said that staff was preparing specific language that would resolve this problem and that he was considering reinvesting funds in smart parking solutions and technology designed to help passengers spend less time looking for available parking spaces.

Commissioner Heyman said she already prepared language and was waiting to introduce it until after the new Aviation Director was hired. She noted the obstacle was taking up the handicapped parking spaces for the entire season that were otherwise needed by challenged individuals.

~ PORT OF MIAMI
Ms. Miriam Abreu, Port of Miami Assistant
Director for Finance noted Fiscal Year (FY) 2013-

14 will be a good year for the Port. She said the Port would reach the 5 million passengers milestone and would earn an additional \$12 million, representing a 14 percent increase from the previous year. Ms. Abreu noted that Disney Cruise Line began operating out of the Port during the past year and that the Norwegian Cruise Lines newest vessel and Mediterranean Shipping would be joining the Port next year.

Ms. Abreu noted that 13 new operations and maintenance positions were added to the FY 2013-14 budgets in order to accommodate the rise in passenger volume. She estimated cargo growth at 3 percent due to the tunnel, the dredge, new cranes and rail service. Ms. Abreu said that the Port would issue Seaport Revenue Bonds to reimburse the County for its \$128.5 million payment to the United States Army Corps of Engineers to begin the Dredge Project as well as terminal enhancements, noting that the Bonds would be paid entirely through Port revenues.

Commissioner Heyman noted the Port was the only seaport in Florida that did not charge for handicapped parking at an estimated \$1.1 to \$1.9 million annual loss in revenue. She inquired whether they would apply handicapped parking fee revenue to their existing operating budget if collected in the future.

Ms. Abreu responded that the Port provided cruise lines with a parking credit, pursuant to an existing agreement. She noted the credit was approximately \$800,000 annually.

Chairman Bovo noted he was happy with the direction the Port was going and congratulated them on their success.

~ TRANSIT

Mr. Robert Villar, Miami-Dade Transit Department (MDT), Budget and Performance Reporting Chief noted MDT was the largest transit agency in Florida and the seventeenth largest in the United States. He said MDT's proposed Fiscal Year (FY) 2013-14 operating budget was \$550 million and its capital budget was \$190 million. Mr. Villar noted no service enhancements were included in the proposed budget.

Mr. Villar commented that MDT operated 816 busses over 93 on a 24 hour, seven days per week schedule, providing 29 million miles of revenue

service annually. He said that Metrorail was a 25 mile dual track elevated system; the Green Line served Dadeland South to the Palmetto and the newly opened Orange Line provided direct rail service to Miami International Airport. Mr. Villar noted Metrorail contributed over 7 million annual revenue miles and had 163 rail cars that were scheduled to begin being replaced with new cars in late 2015. He said the Metromover was a 4.4 mile elevated system with 21 stations providing over 1.2 million miles of service throughout the downtown Miami and Brickell areas. Mr. Villar noted that the Special Transportation Services (STS) provided 140,000 trips per month with 1.7 million trips scheduled next year. Mr. Villar said the total combined boarding's for all four MDT services was in excess of 1.7 million for FY 2011-12; representing a 2.5 percent increase over the previous fiscal year.

Mr. Villar noted the proposed FY 2013-14 budgets included 3,235 full-time and 349 part-time employees; a 3.5 percent increase in the General Fund; a .25 cent one-way fare increase; and a .50 cent Special Transportation Services (STS) fare increase. He said the proposed budget represented a \$113 million increase; \$78 million due to grants now being reported as revenue rather than as a reimbursement of an expense; and the balance attributed to fuel, group health insurance, the Citizen's Independent Transportation Trust (CITT) loan repayment, an increase in debt service, and various line item reductions. Mr. Villar noted that in addition to the capital budget, the cost for unmet capital and state of good repairs was estimated at \$2 billion.

Commissioner Moss noted that transit support issues were discussed at the recent 2013 Transportation Summit. He said California had a 1.5 to 1.75 cent transit tax and other communities had larger funding sources than did Miami-Dade County, noting that this community would need to be willing to commit the funding necessary to build transit lines and provide the level of transit needed in this community. Commissioner Moss noted services such as free transportation for senior citizens and veterans were provided even though not a component of the People's Transportation Plan (PTP) half-percent sales surtax approved by County voters. He said current transit operations could become more efficient; however, additional transit system resources were needed today to build a system that will serve this community into the future.

Commissioner Moss noted that Mr. Charles Scurr, CITT Executive Director adequately addressed how the PTP funds were being spent at the Summit. He said a discussion was needed by the community to develop alternative methods to find a dedicated funding for our transit system.

Commissioner Heyman noted concern that the Metromover was a free service being provided in an area experiencing a tremendous amount of new residential and commercial development. She said that people have found ways to avoid paying parking fees by using this free transportation service. Commissioner Heyman noted that although the transit system was operating in a deficit, she continued to support giving free transportation passes to senior citizens and veterans. She noted that Metromover became a free service before at least 20 new hi-rise residential buildings and resorts were built along its route and now needed to be re-evaluated.

Commissioner Heyman asked Deputy Mayor Edward Marquez and the Office of Management and Budget Director Jennifer Moon to evaluate the current Metromover system ridership data as a potential source of additional revenue, taking into consideration the explosive development of the Downtown and Brickell areas; and to provide a report to this Committee.

Commissioner Heyman noted she saw an antiquated rail control board during a recent visit of the Yard Tower of the William Lehman Center and inquired whether improvements were budgeted.

Mr. Villar responded that improvements to the rail control board were currently funded through a central control and rail improvement capital project and were in process.

Chairman Bovo noted his staff would forward concerns regarding lighting and safety at the Hialeah station. He expressed his concern that promises made to County residents were not fulfilled; that Metrorail did not go to Florida International University as originally believed; and that the system did not pick up and drop off people where they wanted. He said people in this community were frustrated and stressed the importance of following through with commitments made.

Commissioner Heyman noted that MDT received

approval to purchase armored trucks for in-house fare collections and inquired whether the \$4.4 million projected savings were being realized.

Mr. Villar responded that MDT currently picked up its own revenue. He explained that the existing fleet of armored trucks was old and deteriorated or had been taken out of service due to being involved in accidents. Mr. Villar said the procurement was to purchase new armored vehicles to help enhance existing services provided and the projected savings was already built into the budget. He said new armored trucks were included in the capital budget and services were already being provided.

Commissioner Moss noted that Commissioner Barreiro previously stated half-percent sales surtax was not enough; however, after conducting a poll it was determined that the community would not support a full 1 cent tax. He said that the County needed to be realistic and able to deliver on its promises as we move forward.

Commissioner Moss commented that the federal government would not provide funding for future transportation projects unless the County could demonstrate that they could maintain and operate the transit system and commit capital funding.

*~ CITIZEN'S INDEPENDENT
TRANSPORTATION TRUST*

Mr. Charles Scurr, Citizen's Independent Transportation Trust (CITT) Executive Director noted the 2013 Transportation Summit was a good start toward a redeveloped future vision for this community. He said there were many commitments made in 2001 to enhance transportation within Miami-Dade County; there was another summit held in 2008 where the community was advised that those promises could not be kept; and the strategy was now to refocus, revision and move forward.

Mr. Scurr said the proposed Fiscal Year (FY) 2013-14 budgets were for the Office of the Transportation Trust. He noted the transit surtax generated approximately \$215 million; a 6.5 percent increase from the previous year. Mr. Scurr said revenues increased by 23 percent since the lowest point of the economic recession with over \$40 million realized per year since FY 2008-09 and monthly collections up for over three consecutive years.

Mr. Scurr said that the FY 2013-14 office budgets once again reflected a reduction in expenditures, noting that the budget was reduced each of the previous four years. He said nine full-time positions were funded; noting that eight positions were presently filled and the remaining position filled to support future planning and visioning efforts. Mr. Scurr noted that outside consultant use would be reduced.

Mr. Scurr noted that Metromover ridership was approximately 9 million annually and had more than doubled since the PTP half-percent sales surtax was passed. He said that Metromover was the only free transportation service in the world that encompassed an entire downtown area.

Chairman Bovo noted it appeared that the Metromover system was constructed with the intention of possibly extending it further.

Mr. Scurr explained that the Metromover was a modular system with the possibility of extending north to Midtown and further south through the Brickell Avenue community. He said the Summit focused on developing solutions and funding mechanisms for expansion of these corridors.

Chairman Bovo noted that the Summit was a timely event which needed to continue and that reports should be provided to County residents to keep them informed.

Commissioner Moss acknowledged Mr. Scurr, his staff and other County departments for putting together a well-attended Summit. He noted the focus should remain on moving forward and putting the past behind and working to provide additional community outreach. Commissioner Moss said it was enlightening to learn about other transportation systems across the Country. He noted the bottom line was funding; to remain focused; to engage the community; and to not make promises that cannot be delivered.

~ ELECTIONS

Ms. Penelope Townsley, Supervisor of Elections noted the Elections Departments (Elections) goal was to ensure access to people's democratic right to vote. She noted Elections served 1.3 million registered voters; representing 11 percent of Florida's registered voters and the largest number of voters in the State. Ms. Townsley said the trend in voting changed over the last five years toward

making voting more convenient with 35 percent voting by absentee ballot, 19 percent in early voting and the remaining 46 percent on election day. She said Elections provided its services for federal, state, county and special elections as well as contractual services for other municipal elections. Ms. Townsley said that the County's Supervisor of Elections did not control the conduct of municipal elections, noting that Municipal Clerks served as Supervisor of Elections for their governmental jurisdictions and must comply with the County's elections laws.

Ms. Townsley noted that Elections was always in an election mode with an average of 33 elections per year. She said that Elections supported 54 scheduled elections in 2012 of which 40 were conducted; 3 countywide and 37 municipal elections. She said that there would be 31 scheduled municipal elections in 2013 and 37 scheduled elections in 2014. Additionally, Ms. Townsley noted that Elections supported elections for unions, associations and other organizations; administered candidate qualification, financial disclosure and outside employment filing and notification; conducted voter registration and outreach services, voter education and training. She explained that the administration and delivery of election services was dependent upon seasonal and temporary workers. She noted Elections had 91 full-time employees, up to 1,000 seasonal employees, and up to 10,000 poll workers.

Ms. Townsley said the Fiscal Year (FY) 2013-14 budget priority was to overcome the challenges faced in the 2012 election cycle and begin the process of establishing the largest elections department in Florida as a model for election administration in the County. She said sufficient resources would be needed to effectively and efficiently meet voter demands. Ms. Townsley noted an \$18.6 million budget request for FY 2013-14 that would include \$6.2 million in direct election costs and \$4.3 million in technology enhancements. She said that the proposed funding source for enhancements would be a Special Obligation and Capital Asset Bond. Ms. Townsley noted technology enhancements would include electronic poll books for Election Day administration and absentee ballot sorters with automatic signature verification.

Ms. Townsley noted the budget requested \$3.4 million for operational enhancements to hire an additional twelve full-time employees to restore

Elections to 94% of the FY 2009-10 staffing level. She explained that the span of control for countywide elections ranged from 1 supervisor per 79 workers to 1 supervisor per 94 workers with the average being 1 supervisor per 20 workers to 1 supervisor per 30 workers across the department. Ms. Townsley said it was critical for supervisors to possess a sound working knowledge of the Department in order to manage critical operations including absentee voting, early voting, and logistics.

Ms. Townsley said other budget enhancements included equipment rental and upgrades and poll worker training as recommended by the Mayor's Election Advisory Group and needed for operation and maintenance of the proposed technology enhancements. She noted process and procedural changes would be implemented to provide more effective and efficient oversight, supervision and accountability. Ms. Townsley said senior level County employees would be used to support the management of polling places during major countywide elections in order to improve the dependability and effectiveness of polling places. She noted the budget priority also included a re-precincting plan that will eliminate split precincts and create an equitable distribution of registered voters across the County and reduce voting wait time. Ms. Townsley said she would review the plan with each Commissioner in October before it was submitted to the Board.

Commissioner Heyman noted a proposal was on today's (6/11) Finance Committee Agenda to approve a \$4.2 million bond to fund election equipment upgrades as recommended by the Mayor's Election Advisory Group.

Commissioner Moss inquired whether the proposed budget included funding for the increased number of early election days that were approved by the State. Ms. Townsley responded that the FY 2013-14 budgets included sufficient funding.

Commissioner Moss commented that he believed the Mayor's Election Advisory Group should consider recent issues surrounding absentee ballots and that sufficient financial resources needed to be made available to address these concerns.

Chairman Bovo inquired whether the State of Florida legislature issued any unfunded mandates

in that the Elections Department needed to comply with during its last session.

Ms. Townsley responded that the recommendations relating to increased voting days, the type of voting facilities that could be used for early voting, and limiting the number of words that could be included in a Constitutional amendment made by the State were the same as those recommended by the County and the Advisory Group. She said any fiscal impact was already included in the FY 2013-14 budgets.

Chairman Bovo asked Ms. Townsley to explain what was included in the expansion of voting sites.

Ms. Townsley responded that the State legislature identified additional sites that could be used for elections such as civic centers, governmental buildings as well as the use of other unnamed types of facilities if necessary.

Chairman Bovo inquired whether the cost of providing a pre-paid self-addressed mailing envelope for voters to return signed ballots to the Supervisor of Elections pursuant to the 2012 Miami-Dade County Grand Jury's recommendation was known. He also inquired whether the Elections Department provided pre-paid self-addressed mailing envelopes for municipal elections.

Ms. Townsley said that the approximate cost for prepaid postage on returned absentee ballots for countywide elections was \$1 million. She noted that Elections provided this service for municipalities upon request.

Chairman Bovo inquired whether the Mayor's Advisory Group considered the Grand Jury's recommendations. He noted that one of their recommendations related to security protocols for requesting absentee ballots online. Chairman Bovo commented that people with bad intentions were always ahead of those with good intentions. He noted concern over the possibility of committing fraud when absentee ballot requests were made from different locations with the same internet protocol address for registered voters who historically did not vote.

Ms. Townsley responded that the County had either already implemented or was in the process of implementing many of the Grand Jury's recommendations. She said that an enhanced

security plan was underway, noting that internal security procedures were designed to prevent fraudulent activity.

~ FINANCE

Deputy Mayor / Finance Director Edward Marquez noted the Finance Department (Finance) projected to contribute \$5 million to the General Fund after expenses during Fiscal Year (FY) 2013-14. He said Finance collected and distributed over \$4.2 billion in annual ad valorem taxes for both County government and municipalities. Deputy Mayor Marquez noted Finance processed \$4.8 billion in annual vendor payments for County operations; 825,000 invoices; 200,000 checks; 50,000 direct vendor deposits. He said a pre-audit function was conducted to ensure submitted invoices were consistent with contractual provisions and vendor approvals. He also noted Finance processed \$70 million in bi-weekly Countywide payroll; managed a debt portfolio of \$13.8 billion; coordinated countywide debt issuances; invested County funds; cooperated with external auditors; and produced the federal required Single Audit Reports; and processed public records requests.

Deputy Mayor Marquez said that Finance projected an additional 25 job positions would be needed in FY 2013-14 which would increase its staffing level to 339 employees, to accommodate the Department's conversion of its manual invoice and payment system to an electronic imaging workflow process. He noted the Tax Collectors Office recently replaced its legacy collections system with a new system that would expedite the processing of transactions. Deputy Mayor Marquez said an effort to roll out the Countywide Enterprise Resource Planning (ERP) system was underway.

Commissioner Moss noted concern that the new imaging systems worked properly and provided the benefits promised.

~ MIAMI-DADE ECONOMIC ADVOCACY TRUST

Mr. Jose Gonzalez, Accountant 2, Miami-Dade Economic Advocacy Trust (Trust) noted a \$5,190 million proposed Fiscal Year (FY) 2013-14 budget; representing a \$1.3 million increase from FY 2012-13 that will be funded through the Documentary Stamp Surtax. He noted that 80

percent of the FY 2012-13 budgets was spent on direct services. Mr. Gonzalez said that the Trust employed a 24 member staff and projected FY 2013-14 salaries would be \$1.451 million.

Chairman Bovo inquired about the role of the Trust.

Mr. Gonzalez responded that the Trust was charged with enhancing economic opportunities for the Afro-American community through economic development, education, and housing assistance programs. He noted the Trust also provided first-time offender diversion programs, and family psychological services.

Chairman Bovo noted he believed the Trust provided assistance to struggling individuals and questioned whether they provided services to all County residents or just to the Afro-American community.

Mr. Gonzalez confirmed that the Trust served the entire community.

Commissioner Moss clarified that the Metro-Miami Action Plan was created after the riots and subsequently restructured as the Trust. He noted the Trust was focused on programs to assist the challenged communities.

~ HUMAN RIGHTS AND FAIR EMPLOYMENT

Ms. Lucia Davis-Raiford, Community Action and Human Services Director noted Human Rights and Fair Employment (HRFE) Department had a seven member staff and served in excess of 400 cases annually. She noted that CAHS resolved investigations regarding discrimination complaints in the areas of employment, housing, public accommodation, credit and finance access, and family and domestic violence leave in accordance with Chapter 11A of the County Code. Ms. Davis-Raiford said the Fiscal Year (FY) 2013-14 budget represented an approximate increase of \$140,000 to hire two additional staff members to ensure compliance with the County resolution which gives County employees' equal rights to have hearings and appeal determinations made by a neutral third party.

Commissioner Moss clarified that the County Commission had already approved HRFE's additional functions and staffing resources were needed to support this function.

Ms. Davis-Raiford commented that HRFE also provided conciliation and mediation of discrimination cases and resolved \$1 million in settlements over the past year.

1E PUBLIC HEARING

1E1

130813 Ordinance

Jean Monestime

Withdrawn

ORDINANCE AMENDING 2-8.1(B) OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; EXEMPTING LEGACY PURCHASES AS DEFINED HEREIN FROM COMPETITIVE BIDDING; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE SUBSTITUTE ITEM UNDER FILE NO. 130998]

1E1 Substitute

130998 Ordinance

Jean Monestime,

Esteban L. Bovo, Jr.

ORDINANCE AMENDING 2-8.1(B) OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; EXEMPTING LEGACY PURCHASES AS DEFINED HEREIN FROM COMPETITIVE BIDDING; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 130813]

Forwarded to BCC with a favorable recommendation as corrected

Mover: Moss

Seconder: Heyman

Vote: 4-0

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

Chairman Bovo opened the public hearing on the foregoing proposed ordinance.

Chairman Bovo closed the public hearing after no one appeared wishing to speak.

Commissioner Moss questioned the rationale for this proposed change.

Chairman Bovo responded that items were often submitted to this Committee as a Waiver of Bid due to technicalities such as a sole-vendor, an extension of bid, or a situation where a vendor defaulted and the second vendor received the award. He said that a Waiver of Bid sent a bad message to the community and this ordinance would allow the Department to submit items without this label.

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

Chairman Bovo asked to be listed as a Co-sponsor to the foregoing proposed ordinance.

Following the vote, Assistant County Attorney Geri Bonzon-Keenan noted that a Scrivener's Error existed in the ordinance's title on handwritten page 4 to add the word "SECTION" after "ORDINANCE AMENDING."

2 COUNTY COMMISSION

2A

130971 Resolution**Lynda Bell,**

Esteban L. Bovo, Jr., Sally A. Heyman, Rebeca Sosa
 RESOLUTION REQUIRING A DETAILED PROJECT BUDGET, SOURCES AND USES STATEMENT, CERTIFICATIONS AS TO PAST DEFAULTS ON AGREEMENTS WITH NON-COUNTY FUNDING SOURCES, AND DUE DILIGENCE CHECK PRIOR TO THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE RECOMMENDING A COMMITMENT OF COUNTY FUNDS TO SOCIAL SERVICES, ECONOMIC DEVELOPMENT, COMMUNITY DEVELOPMENT, AND AFFORDABLE HOUSING AGENCIES AND PROVIDERS; REQUIRING CERTAIN TERMS TO BE INCLUDED IN CONTRACTS

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Seconder: Bovo, Jr.

Vote: 3-1

No: Moss

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

Chairman Bovo noted this was not a public hearing; however, he received a request from Mr. Francisco Rojo and would allow him to speak on this resolution. Seeing that Mr. Rojo did not appear to speak, the Committee proceeded to discuss this Item.

Commissioner Heyman noted this foregoing proposed resolution required the applicant to sign an affidavit that he/she had not been sued within the last five years by a funding source for breach of contract or failure to perform obligations under a contract. She proceeded to inquire whether the applicant was given the opportunity to provide an explanation of specific circumstances and/or the outcome of litigation in the event that a legitimate reason for the action existed.

Assistant County Attorney Brenda Neuman responded that the affidavit submitted by applicants could include a section where agencies submitting applications could provide an explanation.

Commissioner Moss inquired whether private vendors, contractors as well as community based organizations, non-profit organizations and affordable housing developers were asked to provide the same information.

Ms. Miriam Singer, Internal Services Department (ISD) Assistant Director responded that past litigation history affidavits were not requested on

other contractual agreements. She noted that (ISD) obtained a report which presented a history of litigation as part of the due diligence process for large contracts. Ms. Singer said that other agreements asked applicants to provide information on past conviction history, drug policy, domestic violence policy, and affirmative action plans; however, they did not cover all of the elements requested in the proposed resolution.

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

2B

131109 Resolution

Lynda Bell

RESOLUTION DIRECTING THE MAYOR OR MAYOR'S DESIGNEE TO CONDUCT A STUDY ON THE ECONOMIC IMPACT OF COLLEGES AND UNIVERSITIES LOCATED IN MIAMI-DADE COUNTY ON THE ECONOMY OF MIAMI-DADE COUNTY

*Forwarded to BCC with a favorable recommendation
Mover: Heyman
Secunder: Moss
Vote: 4-0*

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

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

2C

131015 Resolution

Esteban L. Bovo, Jr.,

Lynda Bell, Rebeca Sosa

RESOLUTION DIRECTING THE MAYOR OR MAYOR'S
DESIGNEE TO NEGOTIATE WITH THE COLLECTIVE
BARGAINING AGENTS REPRESENTING COUNTY
EMPLOYEES FOR THE PURPOSE OF IMPLEMENTING
RECOMMENDATION NUMBER FIVE AND
SUGGESTION NUMBER ONE FROM THE FINAL
REPORT OF THE COMPENSATION AND BENEFITS
REVIEW AD HOC COMMITTEE WHICH WOULD LIMIT
THE PAYOUT OF SICK LEAVE FOR NEWLY-HIRED
COUNTY EMPLOYEES TO A MAXIMUM OF 600 HOURS
WITH THE PAYOUT TO BE CALCULATED AT THE
AVERAGE RATE OF AN EMPLOYEE'S EARNINGS AND
WOULD REDUCE THE MAXIMUM LIMIT FOR
ACCRUAL OF ANNUAL LEAVE FOR NEWLY-HIRED
EMPLOYEES FROM 500 HOURS TO 300 HOURS

*Forwarded to BCC with a favorable
recommendation*

Mover: Bovo, Jr.

Seconder: Heyman

Vote: 4-0

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

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

2D

131111 Resolution**Esteban L. Bovo, Jr.,****Lynda Bell, Rebeca Sosa**

RESOLUTION PROVIDING THAT NO MORE THAN TWENTY-FIVE PERCENT OF A COMMUNITY BASED ORGANIZATION'S ADMINISTRATIVE BUDGET MAY BE PAID FROM MIAMI-DADE COUNTY GENERAL FUNDS

Forwarded to BCC with a favorable recommendation

Mover: Bovo, Jr.

Seconder: Heyman

Vote: 4-0

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

Commissioner Heyman inquired whether the County's portion of a community based organization's (CBO) budget that could be spent on salary and administrative costs could exceed fifteen percent.

Ms. Jennifer Moon, Office of Management and Budget Director responded that the use of funds had been the subject of previous policy discussions for CBO's funded through the General Fund; however, the County never imposed any limitations on the percentage spent. She noted that different restrictions on overhead and administrative costs existed depending on the source of funds.

Commissioner Heyman proceeded to question whether it was sufficient based on current standards.

Ms. Moon noted that current contracts contained a fifteen percent limitation. She said that CBO's use of funds was very limited; therefore the amount of General Fund revenue they received from the County was used to fill in the gap. Ms. Moon commented that she was not certain whether this limitation would be issue for any particular CBO. She noted that it would be restrictive to some CBO's and some were probably already using a smaller percentage.

Commissioner Heyman noted her support for the proposed resolution; however, she preferred a fifteen percent cap for salaries and administrative expenses so that CBO's used a larger portion of their budgets on the delivery of services.

Commissioner Zapata inquired whether organizations were required to provide the County with an audit, and if so, was the audit considered

an administrative expense.

Ms. Moon confirmed that an audit was required and that it was considered an administrative expense.

Commissioner Zapata expressed concern over the costs associated with an audit, particularly to CBO's receiving a limited amount of county funding. He suggested the possibility of exempting smaller CBO's from the audit requirement or not classifying the audit as an administrative cost.

Chairman Bovo noted that he would take Commissioner Zapata's suggestions into consideration. He said that the intent was to be transparent and for County funds to be used on direct services. Chairman Bovo noted a process was needed to determine which CBO's were seriously engaged in delivering services to the community.

Commissioner Zapata clarified that an audit costing \$7,500 would basically place an organization receiving \$30,000 from the County at its administrative limit. He noted the focus should be on providing services and not determining how to comply with the cap on administrative costs. Commissioner Zapata said the foregoing proposed resolution was a good practice; however, noted the audit presented an unintended consequence.

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

2E

131115 Resolution**Barbara J. Jordan**

RESOLUTION DIRECTING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO IDENTIFY A CENTRAL REPOSITORY FOR CONTRACTOR AND SUBCONTRACTOR DATA, AND CREATE AND MIGRATE ALL DATA INTO SAID REPOSITORY

*Deferred to next committee meeting**Mover: Heyman**Seconder: Bovo, Jr.**Vote: 3-0**Absent: Zapata*

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

Commissioner Heyman said it was an excellent idea to establish a central repository for contractor and subcontractor data; however, inquired whether this information was already collected through the Request for Proposal and Request for Qualification process.

Ms. Miriam Singer, Internal Services Department (ISD) Assistant Director responded that data was available on awarded firms for goods and services and construction contracts managed by ISD, including the Miscellaneous Construction Contracts (MCC) programs. She noted that this proposal was for a countywide vendor portal that will collect information from all departments in one central location.

Commissioner Heyman noted the Small Business Development Department managing the central repository was duplicating services already being provided by the ISD. She suggested that the foregoing proposed resolution be deferred in order to obtain feedback from Commissioner Jordan regarding her intentions.

Commissioner Moss inquired whether procurement data for all County departments would be maintained at a central repository should this proposal be approved.

Ms. Singer explained that Phase 1 of the Vendor Portal Project was already being implemented for vendor registration. She said all information regarding procurement opportunities and awards on a countywide basis would be web enabled. Ms. Singer said ISD's procurement portal maintained information on goods and services awards as well as construction awards that were managed within ISD as well as the MCC Program awards. She clarified that a comprehensive countywide portal was being proposed that will include information

on small business development, certification opportunities, affirmative action plan, and advertisements on a countywide basis. Ms. Singer said vendors would go to a single portal for information about contracting opportunities, the results of contract awards, vendor registration, vendor enrollment, application for small business certification and architectural and engineering application prequalification applications. She noted that the centralized system would create efficiencies and easy access for vendors.

Commissioner Moss noted keeping information in one location would provide the utilization information needed for disparity studies. He said keeping information in one place this needed to be mandatory for all departments and proceeded to inquire whether all departments would be required to use the repository. Commissioner Moss noted he supported the deferral if the Vendor Portal Project would provide this information, and if not, this proposal was a clear indication that the information needed to be collected in a single location. He said the disparity study was finding it difficult to obtain information from numerous departments throughout the County.

Deputy Mayor Edward Marquez responded that the current Administration supported the centralization of information across all County departments. He noted that the new Enterprise Resource Planning (ERP) System will help consolidate all departments using their own accounting systems into one central location. Deputy Mayor Marquez said the intent was to present vendor information in a transparent manner and the process would take some time to complete due to the size of the County and the number of systems needing to be combined.

Commissioner Moss inquired whether demographic information will be included and whether a single department would manage the system.

Ms. Singer responded that demographic information was currently collected on a voluntary basis and existing data would be incorporated into the new system. She noted that implementation and maintenance of the system was shared between ISD and Information Technology Department (ITD) and all County departments would provide data.

Commissioner Moss inquired whether Ms. Singer had spoken to Commissioner Jordan, the sponsor of the foregoing resolution, about this proposal.

Ms. Singer responded that she had not spoken with Commissioner Jordan.

Commissioner Heyman noted she was aware of the ISD's goal to coordinate procurement across all County departments into a single database. She said the County shared information with others who used County contracts but not amongst our own departments. Commissioner noted she supported the deferral of the proposal.

Commissioners Moss and Heyman asked Deputy Mayor Marquez along with the ISD and ITD representatives to meet with Commissioner Jordan to ensure that the collection of contractor and subcontractor demographic information will be maintained in a single location by all applicable County departments.

Hearing no further questions or comments, the Committee proceeded to vote to defer this proposed resolution to the July 9, 2013 Finance Committee meeting.

2F

131097 Resolution

Rebeca Sosa,

Lynda Bell, Esteban L. Bovo, Jr.

RESOLUTION DIRECTING THE MAYOR OR MAYOR'S DESIGNEE TO INCLUDE EXPERTS WITH NO CONFLICT TO PROVIDE OBJECTIVE ANALYSES IN SELECTION COMMITTEES FOR THE RECOMMENDATION OF CONTRACTS RELATING TO THE PLANNING, DESIGN AND CONSTRUCTION OF WATER AND SEWER INFRASTRUCTURE IMPROVEMENTS

*Forwarded to BCC with a favorable recommendation
Mover: Bovo, Jr.
Seconder: Moss
Vote: 3-0
Absent: Zapata*

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

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

2G

131128 Resolution Audrey M. Edmonson

RESOLUTION AMENDING RESOLUTION NO. R-516-12 TO INCREASE AGGREGATE PRINCIPAL AMOUNT OF SOUTHEAST OVERTOWN/PARK WEST COMMUNITY REDEVELOPMENT REVENUE BONDS TO \$60,000,000.00 FROM \$50,000,000.00 AND TO AMEND DESCRIPTION OF CERTAIN PREVIOUSLY APPROVED ELIGIBLE COMMUNITY REDEVELOPMENT PROJECTS; AND PROVIDING FOR SEVERABILITY

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

Mover: Heyman

Seconder: Moss

Vote: 3-0

Absent: Zapata

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

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

Following the vote, Commissioner Heyman asked Assistant County Attorney Bonzon-Keenan to provide her with information on whether any Community Redevelopment Areas (CRA) operated within the area surrounding the old Miami Arena property and if so, to access whether any possible restriction of tax value to the County existed in relation to the new convention center planned for that property.

Chairman Bovo requested that an appropriate memorandum be prepared asking the Board of County Commissioners Chairwoman Rebeca Sosa to waive the Boards Rules and Procedure to allow this proposed resolution to be heard at the June 18, 2013 Board meeting, pursuant to the Southeast Overtown/Park West Community Redevelopment Agency's (SEOPW CRA) request.

SPECIAL NOTE: The Clerk of the Board received the appropriate memorandum from Chairwoman Sosa on June 11, 2013 requesting waiver of the Boards Rules of Procedure to allow the proposed resolution to be forwarded to the June 18, 2013 Board meeting.

3 DEPARTMENT

3A

131092 Resolution

RESOLUTION AUTHORIZING ISSUANCE OF NOT TO EXCEED \$150,000,000.00 MIAMI-DADE COUNTY, FLORIDA SPECIAL OBLIGATION COURT FACILITIES BONDS (TRAFFIC SURCHARGE REVENUES), SERIES 2013A, AND MIAMI-DADE COUNTY, FLORIDA SPECIAL OBLIGATION COURT FACILITIES REFUNDING BONDS (TRAFFIC SURCHARGE REVENUES), SERIES 2013B, PURSUANT TO CERTAIN AUTHORIZING ORDINANCE TO REFINANCE CERTAIN COUNTY INDEBTEDNESS, PAY COSTS OF CERTAIN COURT FACILITIES PROJECT, FUND RESERVE FUND AND PAY COSTS OF ISSUANCE; MAKING CERTAIN FINDINGS TO SUPPORT REFUNDING OF ALL OUTSTANDING COUNTY BONDS SECURED BY TRAFFIC SURCHARGE REVENUES WITH ESTIMATED NET PRESENT VALUE LOSS OF 5.81%, ESTIMATED COSTS OF ISSUANCE OF \$1,180,440.00 AND ESTIMATED FINAL MATURITY OF APRIL 1, 2043; PROVIDING CERTAIN DETAILS OF BONDS AND FOR SALE BY NEGOTIATION; AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE, WITHIN CERTAIN LIMITATIONS AND RESTRICTIONS, TO FINALIZE DETAILS, TERMS AND OTHER PROVISIONS OF BONDS; APPROVING FORMS AND AUTHORIZING EXECUTION OF CERTAIN DOCUMENTS; PROVIDING CERTAIN COVENANTS; AUTHORIZING COUNTY OFFICIALS TO DO ALL THINGS DEEMED NECESSARY IN CONNECTION WITH ISSUANCE, SALE, EXECUTION AND DELIVERY OF BONDS; PROVIDING SEVERABILITY AND EFFECTIVE DATE (Finance Department)

Forwarded to BCC with a favorable recommendation

Mover: Moss

Seconder: Heyman

Vote: 4-0

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

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

Following the vote on Agenda Item 3I, Legislative File No. 131046, Commissioner Heyman noted for the record that the foregoing proposed resolution would not have any adverse effect on the Children's Justice Center since the source of funds to repay the Florida Special Obligation Court Facilities Bonds was an increase in traffic surcharge revenues.

3B

130995 Resolution

RESOLUTION APPROVING ISSUANCE OF MULTIFAMILY MORTGAGE REVENUE BONDS BY HOUSING FINANCE AUTHORITY OF MIAMI-DADE COUNTY (FLORIDA) IN A PRINCIPAL AMOUNT NOT TO EXCEED \$14,250,000.00 IN ONE OR MORE SERIES TO FINANCE OR REFINANCE ALL OR A PORTION OF COSTS OF ACQUIRING AND REHABILITATING A MULTIFAMILY HOUSING PROJECT TO BE KNOWN AS SPINNAKER COVE FOR PURPOSES OF SECTION 147(F) OF INTERNAL REVENUE CODE OF 1986, AS AMENDED (Housing Finance Authority)

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Seconder: Moss

Vote: 4-0

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

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

3C

131002 Resolution

RESOLUTION APPROVING ISSUANCE OF MULTIFAMILY MORTGAGE REVENUE BONDS BY HOUSING FINANCE AUTHORITY OF MIAMI-DADE COUNTY (FLORIDA) IN A PRINCIPAL AMOUNT NOT TO EXCEED \$10,250,000.00 IN ONE OR MORE SERIES TO FINANCE OR REFINANCE ALL OR A PORTION OF COSTS OF ACQUIRING AND CONSTRUCTING A MULTIFAMILY HOUSING PROJECT TO BE KNOWN AS REGENCY POINTE FOR PURPOSES OF SECTION 147(F) OF INTERNAL REVENUE CODE OF 1986, AS AMENDED (Housing Finance Authority)

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Seconder: Moss

Vote: 4-0

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

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

3D

131003 Resolution

RESOLUTION APPROVING ISSUANCE OF MULTIFAMILY MORTGAGE REVENUE BONDS BY HOUSING FINANCE AUTHORITY OF MIAMI-DADE COUNTY (FLORIDA) IN A PRINCIPAL AMOUNT NOT TO EXCEED \$10,250,000.00 IN ONE OR MORE SERIES TO FINANCE OR REFINANCE ALL OR A PORTION OF COSTS OF ACQUIRING AND CONSTRUCTING A MULTIFAMILY HOUSING PROJECT TO BE KNOWN AS THE PLAZA AT THE LYRIC FOR PURPOSES OF SECTION 147(F) OF INTERNAL REVENUE CODE OF 1986, AS AMENDED (Housing Finance Authority)

*Forwarded to BCC with a favorable recommendation
Mover: Heyman
Secunder: Moss
Vote: 4-0*

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

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

3E

131004 Resolution

RESOLUTION APPROVING ISSUANCE OF MULTIFAMILY MORTGAGE REVENUE BONDS BY HOUSING FINANCE AUTHORITY OF MIAMI-DADE COUNTY (FLORIDA) IN AN AMOUNT NOT TO EXCEED \$12,000,000.00 IN ONE OR MORE SERIES TO FINANCE OR REFINANCE ALL OR A PORTION OF COSTS OF ACQUIRING AND CONSTRUCTING A MULTIFAMILY HOUSING PROJECT TO BE KNOWN AS LA JOYA APARTMENTS FOR PURPOSES OF SECTION 147(F) OF INTERNAL REVENUE CODE OF 1986, AS AMENDED (Housing Finance Authority)

*Forwarded to BCC with a favorable recommendation
Mover: Moss
Secunder: Heyman
Vote: 4-0*

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

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

3F

131089 Resolution

RESOLUTION AUTHORIZING AWARD OF A REVENUE-GENERATING CONTRACT WITH ANTICIPATED REVENUE OF APPROXIMATELY \$1,030,000.00, AND AUTHORIZING THE MODIFICATION OF COMPETITIVE CONTRACTS FOR PURCHASE OF GOODS AND SERVICES IN A TOTAL AMOUNT UP TO \$4,549,000.00 IN ADDITIONAL SPENDING AUTHORITY AND APPROXIMATELY \$1,900,000.00 IN REVENUE (Internal Services)

Bifurcated
Mover: Heyman
Seconder: Bovo, Jr.
Vote: 4-0

Report: *The foregoing proposed resolution was bifurcated to consider Item 2.1 related to Payphone Services and Payphone Subscription Services for various County locations as a separate Item.*

(Note: See Agenda Item No. 3F Amended; Legislative File No. 131241).

3F AMENDED

131241 Resolution

RESOLUTION AUTHORIZING AWARD OF A REVENUE-GENERATING CONTRACT WITH ANTICIPATED REVENUE OF APPROXIMATELY \$1,030,000.00, AND AUTHORIZING THE MODIFICATION OF COMPETITIVE CONTRACTS FOR PURCHASE OF AND SERVICES IN A TOTAL AMOUNT UP TO \$4,549,000.00 IN ADDITIONAL SPENDING AUTHORITY (SEE ORIGINAL ITEM UNDER FILE NO. 131089) (Internal Services)

*Forwarded to BCC with Cmte amendment(s) to delete item re: Payphone Service & Payphone Subscription
Mover: Heyman
Seconder: Moss
Vote: 4-0*

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

It was moved by Commissioner Heyman that the foregoing proposed resolution be forwarded to the Board of County Commissioners with a favorable recommendation for discussion. This motion was seconded by Chairman Bovo.

Commissioner Heyman noted she wanted to bifurcate Section 2, Item 2.1, Payphone Services and Payphone Subscription Services for Various County Locations of the foregoing proposed resolution. She noted the payphone system was a fourteen year old contract that had already been renewed. Commissioner Heyman said she had already expressed her concerns as to the antiquated system and the fact that the public was being victimized by inmates using that system. She noted a Request for Proposal (RFP) was issued on July 3, 2012 by the Internal Services Department with three responsive firms. Commissioner Heyman said that she was informed that the Administration did not recommend an award pending the opening of the new Turner Guilford Knight Correctional Center. She commented that the proposal to extend the existing contract finally contained a new inmate telephone platform which included Voice Biometrics; however, noted that this fraud prevention measure should have been implemented many years ago. Commissioner Heyman proceeded to question the reason Administration did not enter into an agreement with the one of the three responsive bidders and for the names of those companies.

Ms. Miriam Singer, Internal Services Department (ISD) Assistant Director responded that ISD issued a Request for Information (RFI) to conduct market research and gather industry data to learn more about a future solicitation designed to

replace the current contract. She said the future solicitation would include a jail management system as well as a countywide payphone system. Ms. Singer noted the responses received from the RFI would be the basis for structuring the solicitation to ensure it included current technology and payphone services for the Corrections Department and other County departments. She clarified that ISD was only gathering data and did not issue a solicitation of a competition. Ms. Singer noted Administration intended on issuing a full and open competition RFP to secure these services in the future. In the meantime, this proposal was an extension of the current contract with a 35 – 40 percent increase in revenue and included additional feature enhancements, said Ms. Singer.

Commissioner Heyman acknowledged Ms. Singer for the clarification regarding the solicitation process. She noted that payphones provided an essential service to the correctional facilities and were a major source of revenue. Commissioner Heyman expressed concern over not issuing a RFP almost one year after the RFI. She said a new platform would now be installed by the current vendor who never wanted to provide enhancements to an old system designed to prevent inmates from victimizing the public. Commissioner Heyman questioned the rationale behind a vendor providing system enhancements for only one year and whether the County would then be responsible for paying another vendor to incorporate their hardware into a new system, should the current vendor not be given another contract.

Mr. Angel Petisco, Information Services Department (ISD) Director noted efforts to secure both a jail management system with a pay telephone system. He said the RFI was designed to determine whether a competitive market existed for subscription service and pay telephone service.

Commissioner Heyman asked Mr. Petisco to discuss the new technology and advancements currently available for a jail setting and its population with increased pay telephone usage.

Mr. Petisco responded that newer pay phone technology existed that had not been implemented locally, particularly in relation to inmate phone systems. He noted that inmate telephone system providers offered a jail management system;

however, they charged a twenty (20) percent maintenance fee. Mr. Petisco said the County did not need a complete jail management system because of the new Intake A-Form, enhancements to Pre-Trial Services, and other internal system enhancements. He noted a complete operational analysis was performed where five (5) out of twenty-five (25) identified business functions were already being addressed; ten (10) were entirely paper based operations; and the vendor would be asked to bid on the ten (10) operational functions not being addressed.

Mr. Petisco said this analysis would result in lower maintenance costs because fewer services were needed to be provided by the vendor's system. He noted the delay was due to working with the Corrections and Rehabilitation Department (CRD) to obtain only the services they needed incorporated into the jail management system. Mr. Petisco said that the foregoing proposal was requesting an inmate phone system with new technology to replace the current system for a one-year period and that the extension could be terminated at the convenience of the County. He noted a new RFP would be released in approximately three months once CRD provided specific jail management system requirements. Mr. Petisco cautioned that there would be a transition period in the event that the current provider was not awarded the future contract.

Commissioner Heyman said that payphones were a significant revenue generator to the County, noting that smaller counties were generating over one million dollars in annual revenue. She suggested that a new tamperproof pay telephone system be implemented now and that a jail management system be considered later.

Mr. Petisco noted \$1.7 out of the \$1.9 million anticipated revenue was from the (CRD) with the rest generated through the Aviation Department. He said all three companies responding to the RFI offered both jail management systems and pay telephone systems.

Commissioner Heyman said the same company that provided telephones which permitted inmates to victimize the public was now offering biometric technology and only a five (5) percent increase in revenue.

Ms. Singer noted that all three companies responding to the RFI did not propose a specific

amount of increased revenue; that exact amounts would be included in the RFP; and that it was the goal to generate as much revenue as possible for the CRD.

Commissioner Heyman inquired whether a new RFP could be prepared in less than three months. She noted CRD officers could find better use of their time than to monitor inmate telephone use. Commissioner Heyman said the process could easily go into next years' budget when considering the time to put together a RFP, processing time and transition time should the award go to another vendor. She said CRD could use the additional money sooner; CRD officer's time could be used elsewhere, and victimizations could be reduced. Commissioner Heyman noted she would have the three firms RFI's reviewed by other corrections boards which she was a member to determine whether the County was getting the best competitive proposal.

Chairman Bovo inquired whether Item 2.1 could be bifurcated.

Assistant County Bonzon-Keenan responded that the foregoing proposed resolution could be amended to bifurcate Item 2.1 and then vote on the balance of the resolution or bifurcate Item 2.1 for the purposes of taking a vote on that Item alone and then vote on to move the resolution forward.

Commissioner Heyman noted her desire that Item 2.1 be bifurcated.

Deputy Mayor Edward Marquez noted that the Payphone Services contract would need to be expedited since it expired on July 31, 2013.

Chairman Bovo said everything submitted to this Board was an emergency and needed to be expedited. He noted Commissioner Heyman's concerns deserved being addressed. Chairman Bovo inquired whether any provisions existed in the contract for extension or whether it could be reconsidered by this Committee at its July meeting.

Deputy Mayor Marquez noted that staff would try to renegotiate the terms of the contract with the current vendor and bring those terms to the full Board, if successful.

Commissioner Heyman asked Deputy Mayor Marquez, Ms. Singer, Mr. Petisco and the Corrections and Rehabilitation Department

Director Timothy Ryan to meet with her to discuss her recommended changes to Item 2.1 that would 1) expedite the contract negotiation process; 2) consider a 5-percent payment increase; and 3) stipulate that capital improvements were included in the contract extension, prior to the July 9, 2013 Finance Committee meeting.

Ms. Singer requested that the Finance Committee forward a request to Board of County Commissioners (BCC) Chairwoman Rebeca Sosa to waive the Boards Rules of Procedure in the event that this bifurcated Item was deferred to the July 9, 2013 Finance Committee meeting to allow it to be heard at the July 31, 2013 (BCC) meeting to avoid any lapse in service.

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

The foregoing proposed resolution was bifurcated to consider Item 2.1 related to Payphone Services and Payphone Subscription Services for various County locations as a separate Item.

The bifurcated Item 2.1 related to Payphone Services and Payphone Subscription Services for various County location was deferred to the next Committee meeting scheduled for July 9, 2013. .

(Note; See Agenda Item 3F, Legislative File No. 131089).

3F AMENDED

131368 Resolution

RESOLUTION AUTHORIZING MODIFICATION OF COMPETITIVE CONTRACT FOR GOODS AND SERVICES AND APPROXIMATELY \$1,900,000.00 IN REVENUE (Internal Services)

Amended to bifurcate item and defer portion re Payphone Service & Payphone Subscription

Mover: Heyman

Second: Moss

Vote: 4-0

Report: *The foregoing proposed resolution was forwarded to the County Commission with a favorable recommendation as amended to bifurcate Item 2.1 related to Payphone Services and Payphone Subscription Services for various County locations and consider it as a separate Item.*

(Note: See Agenda Item 3F, Legislative File No. 131241 for the complete report)

3G

131081 Resolution

RESOLUTION AUTHORIZING THE MODIFICATION OF COMPETITIVE CONTRACTS FOR PURCHASE OF GOODS AND SERVICES IN A TOTAL AMOUNT UP TO \$257,000.00 AND THE USE OF CHARTER COUNTY TRANSPORTATION SURTAX FUNDS FOR SUCH CONTRACT (Internal Services)

*Forwarded to BCC with a favorable recommendation
Mover: Heyman
Seconder: Moss
Vote: 4-0*

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

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

3H

131043 Ordinance

ORDINANCE AUTHORIZING ISSUANCE OF MIAMI-DADE COUNTY SPECIAL OBLIGATION BONDS, IN ONE OR MORE SERIES, IN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$65,000,000 FOR PURPOSE OF ACQUIRING, CONSTRUCTING, IMPROVING AND/OR RENOVATING CERTAIN CAPITAL ASSETS AND/OR PROJECTS; PROVIDING THAT DETAILS OF SAID BONDS BE DETERMINED IN ONE OR MORE SERIES RESOLUTIONS; PROVIDING FOR SEVERABILITY AND EFFECTIVE DATE (Finance Department)

*Forwarded to BCC with a favorable recommendation
Mover: Moss
Seconder: Heyman
Vote: 3-1
No: Zapata*

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

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

31

131046 Ordinance

ORDINANCE AUTHORIZING ISSUANCE FROM TIME TO TIME OF MIAMI-DADE COUNTY, FLORIDA SPECIAL OBLIGATION COURT FACILITIES BONDS (TRAFFIC SURCHARGE REVENUES) FOR PURPOSES OF FINANCING AND REFINANCING ACQUISITION, CONSTRUCTION AND EQUIPPING OF STATE COURT FACILITIES, REFUNDING OUTSTANDING BONDS, PROVIDING FOR DEBT SERVICE RESERVE IF NECESSARY, AND PAYING COSTS OF ISSUANCE OF BONDS; AUTHORIZING INITIAL ISSUANCE OF BONDS IN AMOUNT NOT TO EXCEED \$150,000,000; PROVIDING THAT PRINCIPAL OF, PREMIUM, IF ANY, AND INTEREST ON BONDS SHALL BE PAYABLE SOLELY FROM PLEDGED REVENUES; ESTABLISHING CERTAIN GENERAL TERMS, SECURITY, RIGHTS OF BONDHOLDERS, COVENANTS, INTEREST RATE MODES AND OTHER PROVISIONS OF BONDS; CREATING CERTAIN FUNDS AND ACCOUNTS; PROVIDING TERMS AND CONDITIONS FOR ISSUANCE OF ADDITIONAL BONDS; PROVIDING THAT CERTAIN DETAILS AND BOND FORM OF EACH SERIES OF BONDS BE DETERMINED IN SUBSEQUENT SERIES RESOLUTION OR RESOLUTIONS; AND PROVIDING FOR SEVERABILITY AND EFFECTIVE DATE (Finance Department)

Forwarded to BCC with a favorable recommendation as corrected

Mover: Heyman

Secunder: Moss

Vote: 3-1

No: Zapata

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

Assistant County Attorney Juliette Antoine noted that a Scrivener's Error existed in the second to the last paragraph of handwritten page 2 to replace the year "2004" with "2009" and to replace "Ordinance 04-116 " with "Ordinance 09-72" in the same paragraph.

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

Following the vote, Commissioner Heyman noted for the record that the foregoing proposed ordinance would not have any adverse effect on the Children's Justice Center since the source of funds to repay the Special Obligation Court Facilities Bonds was an increase in traffic surcharge revenues.

3J

131131 Resolution

RESOLUTION AUTHORIZING WAIVER OF FORMAL BID PROCEDURES BY A TWO-THIRDS (2/3S) VOTE OF THE BOARD MEMBERS PRESENT TO MODIFY A CONTRACT FOR THE PURCHASE OF GOODS AND SERVICES IN AN AMOUNT UP TO \$4,848,000.00 (Internal Services)

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Seconder: Bovo, Jr.

Vote: 4-0

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

Commissioner Zapata inquired about the original contract price.

Ms. Miriam Singer, Internal Services Department (ISD) Assistant Director responded that the original amount was \$6.960 million and the modification request was for \$4.848 million.

Commissioner Zapata questioned the reason for a dramatic increase in funding for a contract which began just over one year ago.

Mr. Gregory Hicks, Chief, Stores and Procurement, Water and Sewer Department responded that the contract was established after conducting research as part of the federal government's consent decree. He noted 7,600 miles of water pipe and 6,400 miles of sewer pipe existed throughout the County. Mr. Hicks explained that the large Pre-stressed Concrete Cylinder Pipe (PCCP) transmission lines installed in the 1970's had decayed. He said that the proposed technology was similar to Magnetic Resonance Imaging (MRI) technology and was superior to the use of a camera to take interior photos.

Commissioner Zapata noted that a \$7 million contract was already awarded and just sixteen months later another \$5 million was being requested. He proceeded to inquire whether this situation existed before February 2012, and if so, what changed and why was this not requested at that time.

Mr. Hicks responded that the situation previously existed; however, this was new technology, similar to running a stent through your bloodstream to determine the condition of arteries, would provide a better method to access the condition of the

existing pipes. He said an untethered drone using global positioning satellite coordinates would provide information on pipe strength and imminent rupture in order to access repair priorities to avoid future pipe ruptures.

Commissioner Zapata noted the County already knew the amount of pipes and the condition of those pipes as related to the consent decree. He inquired about the driving factor which led to the significant price increase.

Mr. John Renfrow, Water and Sewer Department Director explained that the new contract took care of all large transmission pipes whereas the original estimation was only based upon suspected problem areas.

Commissioner Zapata commented that it was hard to believe that this information was not available last year and now the problem was much larger than anticipated. He noted that County residents were already told they would receive an eight percent rate increase to upgrade the water and sewer system. Commissioner Zapata expressed concern that the department was forthcoming when asking for money and that the practice of surprises and emergencies which significantly increase the cost of a contract should not continue. He noted he would support this proposal; however, he would not support similar items in the future.

Commissioner Heyman noted she concurred with Commissioner Zapata's concerns; however, believed the request was essential to avoid future sewer ruptures and its impact on tourism. She asked Deputy Mayor Edward Marquez and Mr. Renfrow to provide this Committee with a more qualified explanation in the Recommendation Section of Agenda Items and/or in staff briefings on future funding requests. Commissioner Heyman said this was a unique situation where the Department was unaware of the extent of the problem until they could adequately assess the condition of the pipes.

Chairman Bovo noted concern over the request for a waiver of competitive bid and asked for clarification whether the proposed vendor was the only source.

Mr. Renfrow confirmed that this was the only company.

Chairman Bovo noted that this foregoing proposed resolution may not be a waiver of competitive bid and could be labeled differently to avoid misinterpretation in the future. He said he would propose a cap on the dollar amount for a waiver of competitive bid should this practice continue.

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

3K

131180 Resolution

RESOLUTION AUTHORIZING WAIVER OF FORMAL BID PROCEDURES BY A TWO-THIRDS (2/3S) VOTE OF THE BOARD MEMBERS PRESENT AUTHORIZE MODIFICATION OF A CONTRACT FOR THE PUCHASE OF GOODS AND SERVICES IN AN AMOUNT UP TO \$2,868,000.00, AND AUTHORIZES USE OF CHARTER COUNTY SURTAX FUNDS (Internal Services)

***Forwarded to BCC with a favorable recommendation
Mover: Heyman
Seconder: Moss
Vote: 4-0***

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

Chairman Bovo inquired why this proposed resolution was a waiver of competitive bid.

Ms. Miriam Singer, Internal Services Department (ISD) Assistant Director responded that Florida State Statute governed the process pertaining to purchases made through the Florida Association of Rehabilitation Facilities (RESPECT); a not-for-profit program providing employment opportunities for Floridians with disabilities, and competition was not required.

Chairman Bovo noted this was another item that he hoped should not be labeled as a waiver of competitive bid.

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

3L

131161 Resolution

RESOLUTION AUTHORIZING ISSUANCE OF CAPITAL ASSET ACQUISITION SPECIAL OBLIGATION AND REFUNDING BONDS, SERIES 2013A, IN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$90,500,000.00, TO FUND CERTAIN CAPITAL ASSETS AND/OR PROJECTS, TO PAY AT MATURITY CAPITAL ASSET ACQUISITION TAXABLE SPECIAL OBLIGATION BONDS, SERIES 2010C (SCOTT CARVER/HOPE VI PROJECT) IN AMOUNT OF \$13,805,000.00 AND TO PREPAY NARANJA CRA SUNSHINE STATE LOAN AND RELATED REIMBURSEMENT TO COUNTY, AND CAPITAL ASSET ACQUISITION SPECIAL OBLIGATION REFUNDING BONDS, SERIES 2013B, IN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$30,000,000.00, TO REFUND CAPITAL ASSET ACQUISITION SPECIAL OBLIGATION BONDS, SERIES 2004B WITH ESTIMATED NET PRESENT VALUE SAVINGS OF 6.92%, ESTIMATED COSTS OF ISSUANCE OF \$295,730.00 AND ESTIMATED FINAL MATURITY OF APRIL 1, 2024; MAKING CERTAIN FINDINGS TO SUPPORT PREPAYMENT OF NARANJA CRA SUNSHINE STATE LOAN WITH ESTIMATED NET PRESENT VALUE LOSS OF 7.39%, ESTIMATED COSTS OF ISSUANCE OF \$49,000.00 AND ESTIMATED FINAL MATURITY OF APRIL 1, 2033; PROVIDING THAT BONDS SHALL BE PAYABLE SOLELY FROM LEGALLY AVAILABLE NON-AD VALOREM REVENUES THAT COUNTY COVENANTS TO BUDGET AND APPROPRIATE ANNUALLY; AUTHORIZING PUBLIC SALE OF BONDS BY COMPETITIVE BIDS; AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE, WITHIN CERTAIN LIMITATIONS, TO FINALIZE TERMS AND DETAILS OF BONDS, INCLUDING ACCEPTANCE OF BIDS, AND TO SELECT REGISTRAR, PAYING AGENT AND OTHER AGENTS; PROVIDING CERTAIN COVENANTS, CONTINUING DISCLOSURE COMMITMENT AND OTHER REQUIREMENTS; APPROVING FORMS OF RELATED DOCUMENTS; AUTHORIZING COUNTY OFFICIALS TO TAKE ALL NECESSARY ACTIONS IN CONNECTION WITH ISSUANCE OF BONDS; AND PROVIDING FOR SEVERABILITY (Finance Department)

Forwarded to BCC with a favorable recommendation

Mover: Moss

Seconder: Heyman

Vote: 3-1

No: Zapata

Report: *See Report under Agenda Item 3H, Legislative File No. 131043.*

3M

131163 Resolution

RESOLUTION APPROVING THE AWARD OF A PROFESSIONAL SERVICES AGREEMENT (PSA), IN AN AMOUNT NOT TO EXCEED \$5,655,000.00, TO ARCADIS U.S., INC. FOR PROFESSIONAL BOND ENGINEERING SERVICES, PROJECT NO. E11-PWWM-01; AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE AGREEMENT ON BEHALF OF MIAMI-DADE COUNTY AND TO EXERCISE THE OPTION TO EXTEND PROFESSIONAL SERVICES AGREEMENT (PSA) DURATION FOR A TWO YEAR PERIOD (Public Works & Waste Management)

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

Mover: Heyman

Seconder: Bovo, Jr.

Vote: 4-0

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

In response to Chairman Bovo's inquiry on whether a formal and competitive bid process was performed for this contract award recommendation, Deputy Mayor Edward Marquez responded that it was.

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

Chairman Bovo requested that an appropriate memorandum be prepared asking the Board of County Commissioners Chairwoman Rebeca Sosa to waive the Boards Rules of Procedure to allow this proposed resolution to be heard at the June 18, 2013 Board meeting, pursuant to Deputy Mayor Edward Marquez' request.

SPECIAL NOTE: The Clerk of the Board received the appropriate memorandum from Chairwoman Sosa on June 11, 2013 requesting waiver of the Board's Rules of Procedure to allow the proposed resolution to be forwarded to the June 18, 2013 Board meeting.

3N

131169 Resolution

RESOLUTION APPROVING A CONTRACT AWARD RECOMMENDATION FOR PROFESSIONAL SERVICES AGREEMENTS WITH 27 CONSULTING FIRMS TO PROVIDE SOILS, FOUNDATION AND GEOTECHNICAL TESTING SERVICES (PROJECT NO. E12-PWWM-02; CONTRACT NO. 20120068) AND AUTHORIZING THE USE OF VARIOUS FUNDING SOURCES INCLUDING CHARTER COUNTY TRANSPORTATION SURTAX AND BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND FUNDS (Public Works & Waste Management)

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Secunder: Moss

Vote: 4-0

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

Chairman Bovo inquired whether a formal and competitive bid process was performed for this contract award recommendation.

Deputy Mayor Edward Marquez responded that it was.

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

3O

131170 Resolution

RESOLUTION APPROVING A CONTRACT AWARD RECOMMENDATION FOR PROFESSIONAL SERVICES AGREEMENTS WITH SEVEN (7) CONSULTING FIRMS TO PROVIDE MATERIALS TESTING, CONSULTING AND TRAINING SERVICES (PROJECT NO. E12-PWWM-03; CONTRACT NO. 20120069) AND AUTHORIZING THE USE OF VARIOUS FUNDING SOURCES INCLUDING CHARTER COUNTY TRANSPORTATION SURTAX AND BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND FUNDS (Public Works & Waste Management)

Forwarded to BCC with a favorable recommendation

Mover: Moss

Secunder: Bovo, Jr.

Vote: 4-0

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

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

- 4 COUNTY MAYOR

- 5 COUNTY ATTORNEY

- 6 CLERK OF THE BOARD

- 7 REPORTS

- 8 ADJOURNMENT

Report: *There being no further business, the Finance Committee meeting was adjourned at 12:20 p.m.*



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

CLERK'S SUMMARY OF Meeting Minutes Finance Committee

Esteban L. Bovo, Jr. (13) Chair; Juan C. Zapata (11) Vice Chair; Commissioners Sally
A. Heyman (4), and Dennis C. Moss (9)

Tuesday, July 9, 2013

9:30 AM

Commission Chambers

Members Present: Esteban L. Bovo, Jr., Sally A. Heyman, Dennis C. Moss.

Members Absent: None.

Members Late: Juan C. Zapata 9:42:00 AM.

Members Excused: None.

Members Absent County Business: None.

1 MINUTES PREPARED BY:

Report: *Alan Eisenberg, Commission Reporter*
(305) 375-2510

1A INVOCATION AS PROVIDED IN RULE 5.05
(G)

Report: *Chairman Bovo opened today's (7/09) meeting
with an invocation.*

1B **ROLL CALL**

Report: *In addition to the Committee members, the following staff members were present: Deputy Mayor Edward Marquez and Deputy Mayor/Chief of Staff Genaro "Chip" Iglesias; Assistant County Attorney Geri Bonzon-Keenan; and Deputy Clerks Cindy White and Alan Eisenberg.*

Chairman Bovo called the meeting to order at 9:40 a.m.

Commissioners Jordan and Souto were also present at today's (7/09) meeting.

Assistant County Attorney Geri Bonzon-Keenan announced that Agenda Items 1E1 Supplement and 3J were added to today's (6/11) agenda; that the following Scrivener's Errors existed in Item 2C: \$3,092,377 should be replaced with \$3,092,307 in the first WHEREAS clause on handwritten page 3, line 2, and \$1,592,377 should be replaced with \$1,592,307 in the second WHEREAS clause of the same page; and in Section 2 on handwritten page 4, line 3, \$1,092,377 should be replaced with \$1,092,307; and that a Scrivener's Error existed in Item 3F: Item 1 – Contract Modification on handwritten page 6, where the TOTAL Additional Allocation Requested should be changed to reflect \$175,000 rather than \$100,000, pursuant to Chairwoman Sosa's "Requested Changes to the Finance Committee Agenda" memorandum.

She stated that a motion to set the agenda was in order.

It was moved by Commissioner Heyman that the July 9, 2013 Finance Committee Agenda be approved, along with the changes noted in the Board of County Commission Chairwoman Rebeca Sosa's Memorandum entitled "Requested Changes to the Finance Committee Agenda" and those read into the record by Assistant County Attorney Bonzon-Keenan. This motion was seconded by Commissioner Moss, and upon being put to a vote, passed by a vote of 3-0; (Commissioner Zapata was absent).

1C PLEDGE OF ALLEGIANCE

Report: *Commissioner Moss led the Committee in the Pledge of Allegiance.*

1D SPECIAL PRESENTATIONS (SCHEDULED TO BEGIN AT 9:00 AM)

1E PUBLIC HEARING

1E1

131035 Ordinance

Dennis C. Moss,

Lynda Bell

ORDINANCE AMENDING ORDINANCE 13-12
 PERTAINING TO THE REFINANCING OF AFFORDABLE
 HOUSING LOANS; REQUIRING APPROVAL BY THE
 BOARD OF COUNTY COMMISSIONERS FOR
 REFINANCING OF LOANS; PROVIDING
 SEVERABILITY, INCLUSION IN THE CODE, AND AN
 EFFECTIVE DATE

*Forwarded to BCC with a favorable
 recommendation*

Mover: Moss

Secorder: Heyman

Vote: 4-0

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

*Chairman Bovo opened the public hearing on the
 foregoing proposed ordinance.*

*Chairman Bovo closed the public hearing after no
 one appeared wishing to speak.*

*Commissioner Moss explained that the foregoing
 proposed ordinance required the Board of County
 Commissioners rather than the Department
 Director approved the refinancing of affordable
 housing loans.*

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

*Following the vote, Commissioner Moss asked
 that the proposed resolution be forwarded to the
 next Board of County Commissioners' meeting.*

*Chairman Bovo requested that an appropriate
 memorandum be prepared asking the Board of
 County Commissioners Chairwoman Rebeca Sosa
 to waive the Boards Rules of Procedure to allow
 this proposed resolution to be heard at the July
 16, 2013 Board meeting.*

1E1 Supplement

131422 Supplement

FISCAL IMPACT STATEMENT TO ORDINANCE
 AMENDING ORDINANCE 13-12 PERTAINING TO THE
 REFINANCING OF AFFORDABLE HOUSING LOANS;
 REQUIRING APPROVAL BY THE BOARD OF COUNTY
 COMMISSIONERS FOR REFINANCING OF LOANS

*Forwarded to BCC with a favorable
 recommendation*

Mover: Moss

Secorder: Heyman

Vote: 4-0

1E2

131237 Report

IMPACT FEE REPORT FOR FISCAL YEAR 2011-12
(Mayor)

*Forwarded to BCC with a favorable
recommendation
Mover: Heyman
Seconder: Moss
Vote: 4-0*

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

*Chairman Bovo opened the public hearing on the
foregoing proposed ordinance.*

*Chairman Bovo closed the public hearing after no
one appeared wishing to speak.*

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

2 COUNTY COMMISSION

2A

131250 Resolution**Lynda Bell**

RESOLUTION ESTABLISHING A POLICY THAT ANY ALLOCATIONS OF HOUSING AND COMMUNITY DEVELOPMENT FUNDS AND BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM FUNDS FOR THE PURPOSE OF ACQUIRING OR IMPROVING REAL PROPERTY OR FOR PAYING OFF SECURED DEBTS ON REAL PROPERTY IN EXCESS OF \$25,000.00 SHALL BE IN THE FORM OF A SECURED LOAN OR GRANT WITH RESTRICTION ON FUTURE USE OF THE PROPERTY; AND DIRECTING THE MAYOR OR MAYOR'S DESIGNEE TO INCORPORATE THIS POLICY INTO SELECTION PROCESSES AND CONTRACTS FOR HOUSING AND COMMUNITY DEVELOPMENT FUNDS AND BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM FUNDS

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Seconder: Zapata

Vote: 4-0

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

Commissioner Heyman questioned the rationale for this resolution.

Deputy Mayor Edward Marquez explained that secured loans provided the County with additional protection.

Commissioner Heyman noted the County was already protected by requiring performance and surety bonds, obtaining proof of insurance, vetting award recipients for County relationships, checking against debarment lists, and pursuing breach of contracts. She inquired whether it was possible for the County to avoid being in second position on these loans.

Assistant County Attorney Brenda Neuman explained that the County had numerous programs with different requirements depending upon the service provided, the use of the funds or the funding source. She noted previous instances where there were unsecured loans which resulted in unforeseen consequences. Assistant County Attorney Neuman said the proposed resolution would establish a policy that would memorialize business practices already used by the County Administration.

Commissioner Heyman noted the County Commission and members of the Administration

had diligently worked to ensure that County residents' money was spent appropriately. She inquired about the costs required to securitize a \$25,000 loan on real property and whether the County currently required this practice.

Deputy Mayor Marquez noted additional costs were associated with the time that would be required by the finance and legal department staff to evaluate the security documents. He pointed out that the Administration vetted applicants for Better Building Communities General Obligation Bonds (BBC-GOB) and had an adequate system in place to address security issues. Deputy Mayor Marquez noted requiring a mortgage or a secured property right would guarantee the County future repayment.

Commissioner Heyman observed that the additional cost to securitize properties valued at \$25,000 could make the difference between helping small companies start small projects versus larger companies start large projects. She inquired whether this practice was really necessary considering all the other protections that were currently in force.

Assistant County Attorney Bonzon-Keenan explained that the Administration currently required that BBC-GOB programs contain restrictive covenants or other security agreements as sound business practice. She said that there was no current administrative rule governing this practice and that it would become policy through the foregoing proposed resolution.

Commissioner Heyman inquired whether any language, precedent, or legislative intent existed that already satisfied this intent.

Assistant County Attorney Bonzon-Keenan clarified that some of the language contained in the foregoing proposed resolution had already been adopted and memorialized as it pertained to the BBC-GOB program and the administrative rules approved by the Board. She noted, however, the proposed resolution contained provisions that had not been previously adopted by this Board, even though those provisions were already implemented by the Administration as part of its daily business practice.

Commissioner Heyman reiterated that she did not believe it was necessary to incur the additional costs associated with obtaining \$25,000 secured

loans or grants.

Commissioner Moss inquired whether the Administration had any discussion with industry about these issues; and who determined whether or when a loan was converted to a grant.

Deputy Mayor Marquez indicated that he was not aware of any conversations with industry representatives.

Assistant County Attorney Neuman clarified that the foregoing proposed resolution would establish a policy for the Mayor and County Administration to require secured loans, noting the decision whether to obtain secured loans was currently at the Mayor's discretion.

Commissioner Moss asked whether the proposed resolution would remove the Mayor's discretion.

Assistant County Attorney Neuman confirmed that the foregoing proposed resolution removed some of the Mayor's discretion, noting the Mayor was currently responsible to determine whether or not a particular form of security or particular covenant would be in the best interest of the County. She said that the Board would consider the item in the event that the Mayor was not able to make a determination.

Commissioner Moss asked whether obtaining secured loans was currently conducted as a matter of practice without the policy.

Assistant County Attorney Bonzon-Keenan clarified that the Administration required restrictive covenants for BBC-GOB programs when using funds to purchase properties.

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

2B

131115 Resolution**Barbara J. Jordan**

RESOLUTION DIRECTING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO IDENTIFY A CENTRAL REPOSITORY FOR CONTRACTOR AND SUBCONTRACTOR DATA, AND CREATE AND MIGRATE ALL DATA INTO SAID REPOSITORY

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Seconder: Moss

Vote: 4-0

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

Commissioner Heyman inquired whether there was currently a central repository for contractor and subcontractor data and whether the Small Business Development Department (SBD) would now be the department responsible to maintain this information.

Mr. Lester Sola, Director, Internal Services Department (ISD), explained that this information was currently collected by various County departments depending on the services provided. He noted the ISD data would be merged with the SBD data into a central repository. Mr. Sola indicated that information regarding the ethnicity of vendors registering to conduct business with the County would be maintained.

Commissioner Jordan clarified that although ISD collected information, they did not collect all information. She said that ISD started the process of centralizing their its systems, but this would not be completed for up to two years. Commissioner Jordan stated that she previously sponsored legislation requiring ISD to provide a report on companies applying for County contracts according to the owner's ethnicity and the number of employees; however, this information could not be gathered because the centralized system did not exist. She suggested that the SBD should be the central repository since all County contracts were processed through that department.

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

2C

131314 Resolution Barbara J. Jordan

RESOLUTION APPROVING AMENDMENT TO BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM GRANT AGREEMENT BETWEEN COUNTY AND UDG III OASIS, LLC REGARDING CONSTRUCTION OF LAKE VUE OASIS AFFORDABLE SINGLE FAMILY RESIDENCES; AND AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE AND DELIVER AMENDMENT

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

Mover: Moss

Seconder: Heyman

Vote: 3-0

Absent: Bovo, Jr.

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

During consideration of the changes to today's (7/09) agenda, Assistant County Attorney Geri Bonzon-Keenan noted the following Scrivener's Errors existed pursuant to Chairwoman Sosa's Memorandum entitled "Requested Changes to the Finance Committee Agenda": \$3,092,377 should be replaced with \$3,092,307 in the first WHEREAS clause on handwritten page 3, line 2, and \$1,592,377 should be replaced with \$1,592,307 in the second WHEREAS clause of the same page; and in Section 2 on handwritten page 4, line 3, \$1,092,377 should be replaced with \$1,092,307.

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

Following the vote, Commissioner Jordan asked that the proposed resolution be forwarded to the next Board of County Commissioners meeting.

Vice Chairman Zapata requested that an appropriate memorandum be prepared asking the Board of County Commissioners Chairwoman Rebeca Sosa to waive the Boards Rules of Procedure to allow this proposed resolution to be heard at the July 16, 2013 Board meeting.

SPECIAL NOTE: The Clerk of the Board received the appropriate memorandum from Chairwoman Sosa dated July 9, 2013 entitled "Waiver of items to July 16, 2013 BCC Meeting" requesting that the Board's Rules of Procedures be waived to allow the foregoing proposed resolution to be heard at the July 16, 2013 Board meeting.

2D

131367 Resolution**Barbara J. Jordan,**

Jean Monestime, Esteban L. Bovo, Jr., Rebeca Sosa
 RESOLUTION DIRECTING THE MAYOR OR MAYOR'S
 DESIGNEE TO NEGOTIATE WITH THE COLLECTIVE
 BARGAINING AGENTS REPRESENTING COUNTY
 EMPLOYEES FOR THE PURPOSE OF IMPLEMENTING
 THE RECOMMENDATIONS OF THE COMPENSATION
 AND BENEFITS REVIEW AD HOC COMMITTEE

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

Mover: Heyman

Seconder: Moss

Vote: 3-0

Absent: Bovo, Jr.

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

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

Following the vote, Commissioner Jordan asked that the proposed resolution be forwarded to the next Board of County Commissioners meeting.

Vice Chairman Zapata requested that an appropriate memorandum be prepared asking the Board of County Commissioners Chairwoman Rebeca Sosa to waive the Boards Rules of Procedure to allow this proposed resolution to be heard at the July 16, 2013 Board meeting.

SPECIAL NOTE: The Clerk of the Board received the appropriate memorandum from Chairwoman Sosa dated July 9, 2013 entitled "Waiver of items to July 16, 2013 BCC Meeting" requesting that the Board's Rules of Procedures be waived to allow the foregoing proposed resolution to be heard at the July 16, 2013 Board meeting.

2E

131315 Resolution

Juan C. Zapata

Amended

RESOLUTION RELATING TO KENDALL-TAMIAMI EXECUTIVE AIRPORT AND THE WINGS OVER MIAMI, INC. AVIATION MUSEUM ("WINGS MUSEUM") LOCATED THEREON; FINDING AND DETERMINING THAT THE VALUE OF THE TANGIBLE AND INTANGIBLE BENEFITS TO THE AIRPORT AND THE CIVIL AVIATION COMMUNITY OF MIAMI-DADE COUNTY FROM THE PRESENCE AND OPERATIONS OF WINGS MUSEUM ON SUCH AIRPORT IS TWENTY-FIVE PERCENT (25%) OF WINGS MUSEUM'S ANNUAL NET OPERATING COSTS; APPROVES THE APPLICATION OF SUCH TWENTY-FIVE PERCENT TO RENT PAYMENTS DUE FROM WINGS MUSEUM UNDER ITS CURRENT LEASE AGREEMENT ON THE AIRPORT; AUTHORIZING THE MAYOR OR DESIGNEE TO EXECUTE A STANDARD FIVE-YEAR AVIATION DEPARTMENT LEASE AGREEMENT WITH WINGS MUSEUM EFFECTIVE AS OF JULY 1, 2013 WITH SUCH TWENTY-FIVE PERCENT BENEFITS VALUE APPLYING THERETO

Report: *NOTE: See Agenda Item No. 2E AMENDED; Legislative File No. 131585 for the amended version.*

2E AMENDED

131585 Resolution **Juan C. Zapata,**

RESOLUTION RELATING TO KENDALL-TAMIAMI EXECUTIVE AIRPORT AND THE WINGS OVER MIAMI, INC. AVIATION MUSEUM ("WINGS MUSEUM") LOCATED THEREON; FINDING AND DETERMINING THAT THE VALUE OF THE TANGIBLE AND INTANGIBLE BENEFITS TO THE AIRPORT AND THE CIVIL AVIATION COMMUNITY OF MIAMI-DADE COUNTY FROM THE PRESENCE AND OPERATIONS OF WINGS MUSEUM ON SUCH AIRPORT IS TWENTY-FIVE PERCENT (25%) OF WINGS MUSEUM'S ANNUAL NET OPERATING COSTS; APPROVES THE APPLICATION OF SUCH TWENTY-FIVE PERCENT TO RENT PAYMENTS DUE FROM WINGS MUSEUM UNDER ITS CURRENT LEASE AGREEMENT ON THE AIRPORT; AUTHORIZING THE MAYOR OR DESIGNEE TO EXECUTE A STANDARD FIVE-YEAR AVIATION DEPARTMENT LEASE AGREEMENT WITH WINGS MUSEUM EFFECTIVE AS OF JULY 1, 2013 WITH SUCH TWENTY-FIVE PERCENT BENEFITS VALUE APPLYING THERETO [SEE ORIGINAL ITEM UNDER FILE NO. 131315]

Forwarded to BCC with a favorable recommendation as amended

Mover: Zapata

Secunder: Moss

Vote: 3-0

Absent: Bovo, Jr.

Report: *Acting Chairman Zapata relinquished the floor to Commissioner Heyman.*

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

Commissioner Heyman questioned the dollar amount that would be waived through the 25 percent benefit factor.

Commissioner Zapata noted the Wings over Miami, Inc. Aviation Museum (Museum) was housed at the Kendall-Tamiami Executive Airport and the 25 percent benefit factor was permitted by the Federal Aviation Administration (FAA).

Mr. Greg Owens, Division Director, Miami-Dade Aviation (Aviation) Department, explained that the 25 percent benefit factor would be applied against the Museum's operating costs. He indicated that the Museum would receive an \$112,000 credit retroactive to 2011 and \$6,000 annually in the future.

Mr. Owens read an amendment to the foregoing proposed resolution into the record.

Commissioner Zapata commended the Aviation Department for developing an operating

agreement that would help sustain the Museum's programs, noting the importance for the Museum to fulfill its obligations in this compromise.

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

The foregoing proposed resolution was forwarded to the Board of County Commissioners with Committee amendments to include a provision that the application of the 25 percent benefit factor to the rents otherwise due would be revoked in the event that Wings over Miami, Inc. Aviation Museum failed to pay future rents as agreed.

Commissioner Zapata resumed the Chair.

3 DEPARTMENT

3A

131332 Resolution

RESOLUTION APPROVING A LEASE BETWEEN THE STATE OF FLORIDA (STATE) AND CO-LESSEES, MIAMI-DADE COUNTY (COUNTY) AND FLORIDA INTERNATIONAL UNIVERSITY (FIU) AT THE COCONUT GROVE PLAYHOUSE, 3500 MAIN HIGHWAY, COCONUT GROVE, FL 33133 AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXECUTE THE LEASE, SUBJECT TO CERTAIN CONDITIONS AND AUTHORIZING THE COUNTY MAYOR OR THE MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL RIGHTS CONFERRED THEREIN (Department of Cultural Affairs)

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

Mover: Heyman

Seconder: Moss

Vote: 3-0

Absent: Bovo, Jr.

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

Chairman Bovo relinquished the chair to Commissioner Zapata.

Commissioner Moss requested an overview of the foregoing proposed resolution.

Mr. Michael Spring, Director, Department of Cultural Affairs, explained that the item would provide the Mayor with authorization to enter into a lease with the State of Florida (State) and Florida International University (FIU) for the Coconut Grove Playhouse (Playhouse) property. He indicated that the State regained possession of the Playhouse in October 2013 by exercising the reverter provisions and initiated the surplus property process requiring the State to offer the property to a State university, college or agency first.

Mr. Spring noted FIU approached the County with an offer to enter into a partnership; a business plan was drafted and submitted to the State Department of Environmental Protection; the plan was favorably received and would be forwarded to the Governor and the Cabinet, subject to legislation passed by both FIU and the County expressing their seriousness with the proposal. He stated that on June 12, 2013, FIU's Board of Trustees gave authorization to President Mark Rosenberg to enter into a lease and the foregoing proposed resolution was requesting that the same authority be given to the County Mayor. Mr. Spring said that a request to approve the business

relationship between the State, FIU and the County would be presented to the Cabinet on August 20, 2013.

Mr. Spring pointed out that the State required FIU and the County to eliminate all encumbrances that appeared on a title search prior to releasing the lease. Mr. Spring said that the proposed resolution contained provisions stipulating that the Board would approve the proposal subject to receiving a report indicating whether there would be any costs associated with satisfying any encumbrances or executing the lease.

Commissioner Moss urged his colleagues to support this proposed resolution. He stressed the importance for the Playhouse to be fully functional and once again a vibrant part of the County, noting the Playhouse was a jewel in this community.

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

Chairman Bovo submitted a memorandum dated July 9, 2013, entitled, "Request for July 16, 2013 Board of County Commissioners Meeting" requesting that the Board's Rules of Procedures be waived to allow the foregoing proposed resolution to be heard at the July 16, 2013, Board meeting.

SPECIAL NOTE: The Clerk of the Board received the appropriate memorandum from Chairwoman Sosa dated July 9, 2013 entitled "Request for July 16, 2013 Board of County Commissioners Meeting" requesting that the Board's Rules of Procedures be waived to allow the foregoing proposed resolution to be heard at the July 16, 2013 Board meeting.

3B

131323 Resolution

RESOLUTION AUTHORIZING ISSUANCE OF MIAMI-DADE COUNTY, FLORIDA STORMWATER UTILITY REVENUE REFUNDING BONDS, SERIES 2013, IN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$87,000,000, PURSUANT TO CERTAIN AUTHORIZING ORDINANCE TO REFUND CERTAIN COUNTY STORMWATER UTILITY REVENUE BONDS, FUND RESERVE ACCOUNT AND PAY COSTS OF ISSUANCE; MAKING CERTAIN FINDINGS TO SUPPORT SUCH REFUNDING WITH ESTIMATED NET PRESENT VALUE SAVINGS OF 11%, ESTIMATED COSTS OF ISSUANCE OF \$300,000 AND ESTIMATED FINAL MATURITY OF APRIL 1, 2029; PROVIDING CERTAIN DETAILS OF BONDS AND FOR SALE BY NEGOTIATION TO SUCCESSFUL PROPOSER IN COMPETITIVE PROCESS; AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE, WITHIN CERTAIN LIMITATIONS AND RESTRICTIONS, TO FINALIZE DETAILS, TERMS AND OTHER PROVISIONS OF BONDS; APPROVING FORMS AND AUTHORIZING EXECUTION OF CERTAIN DOCUMENTS; PROVIDING CERTAIN COVENANTS; AUTHORIZING COUNTY OFFICIALS TO DO ALL THINGS DEEMED NECESSARY IN CONNECTION WITH ISSUANCE, SALE, EXECUTION AND DELIVERY OF BONDS; PROVIDING SEVERABILITY AND EFFECTIVE DATE (Finance Department)

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Seconder: Moss

Vote: 3-0

Absent: Bovo, Jr.

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

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

3C

131359 Resolution Finance Committee

RESOLUTION APPROVING EXTENSION OF 2013 REAL AND PERSONAL PROPERTY TAX ROLLS AND ISSUANCE OF TAX BILLS PRIOR TO COMPLETION OF THE VALUE ADJUSTMENT BOARD HEARINGS (Finance Department)

*Forwarded to BCC with a favorable recommendation
Mover: Heyman
Seconder: Moss
Vote: 3-0
Absent: Bovo, Jr.*

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

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

3D

131258 Resolution Esteban L. Bovo, Jr.

RESOLUTION APPROVING TERMS OF AND AUTHORIZING EXECUTION BY THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE OF A LEASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND ADELL INVESTMENTS, INC., FOR PREMISES LOCATED AT 17601 NW 78 AVENUE, SUITES 107-111, UNINCORPORATED MIAMI-DADE COUNTY, FLORIDA, TO BE UTILIZED BY THE MIAMI-DADE PUBLIC LIBRARY SYSTEM FOR A PUBLIC LIBRARY, WITH A TOTAL FISCAL IMPACT TO THE COUNTY ESTIMATED TO BE \$1,602,628.00 FOR THE INITIAL FIVE-YEAR TERM OF THE LEASE AND THE ADDITIONAL FIVE-YEAR RENEWAL OPTION PERIOD; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (Internal Services)

*Forwarded to BCC with a favorable recommendation
Mover: Moss
Seconder: Heyman
Vote: 3-0
Absent: Bovo, Jr.*

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

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

3E

131342 Resolution

RESOLUTION AUTHORIZING AWARD OF COMPETITIVE CONTRACTS IN A TOTAL AMOUNT UP TO \$7,225,000, AUTHORIZING THE MODIFICATION OF COMPETITIVE CONTRACTS FOR PURCHASE OF GOODS AND SERVICES IN A TOTAL AMOUNT UP TO \$221,000.00 IN ADDITIONAL SPENDING AUTHORITY, AUTHORIZING REJECTION OF BIDS RECEIVED, AND AUTHORIZING THE USE OF CHARTER COUNTY TRANSPORTATION SURTAX FUNDS FOR SUCH CONTRACT (Internal Services)

Forwarded to BCC with a favorable recommendation

Mover: Moss

Seconder: Heyman

Vote: 3-0

Absent: Bovo, Jr.

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

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

3F

131344 Resolution

RESOLUTION AUTHORIZING MODIFICATION OF COMPETITIVE CONTRACTS FOR PURCHASE OF GOODS AND SERVICES IN A TOTAL AMOUNT UP TO \$497,000.00 IN ADDITIONAL SPENDING AUTHORITY (Internal Services)

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

Mover: Moss

Seconder: Heyman

Vote: 3-0

Absent: Bovo, Jr.

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

During consideration of the changes to today's (7/09) agenda, Assistant County Attorney Geri Bonzon-Keenan noted pursuant to Chairwoman Sosa's Memorandum entitled "Requested Changes to the Finance Committee Agenda", a Scrivener's Error existed in Item 1 – Contract Modification on handwritten page 6, where the TOTAL Additional Allocation Requested should be changed to reflect \$175,000 rather than \$100,000.

Mr. Lester Sola, Director, Internal Services Department (ISD), asked that the proposed resolution be forwarded to the next Board of County Commissioners' meeting.

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

Acting Chairman Zapata requested that an appropriate memorandum be prepared asking the Board of County Commissioners Chairwoman Rebeca Sosa to waive the Boards Rules of Procedure to allow this proposed resolution to be heard at the July 16, 2013 Board meeting.

SPECIAL NOTE: The Clerk of the Board received the appropriate memorandum from Chairwoman Sosa dated July 10, 2013 entitled "Request to Place Items on the July 16, 2013 Meeting Agenda of the Board of County Commissioners" requesting that the Board's Rules of Procedures be waived to allow the foregoing proposed resolution to be heard at the July 16, 2013 Board meeting.

3G

131368 Resolution

RESOLUTION AUTHORIZING MODIFICATION OF
COMPETITIVE CONTRACT FOR GOODS AND
SERVICES AND APPROXIMATELY \$1,900,000.00 IN
REVENUE [SEE ORIGINAL ITEM UNDER FILE NOS.
131089 & 131241] (Internal Services)

Amended

Report: *See Agenda Item 3G Amended, Legislative File
No. 131451 for the amended version.*

3G AMENDED

131451 Resolution

RESOLUTION AUTHORIZING MODIFICATION OF COMPETITIVE CONTRACT FOR GOODS AND SERVICES AND APPROXIMATELY \$2,150,000.00 IN REVENUE [SEE ORIGINAL ITEM UNDER FILE NO. 131368] (Internal Services)

Forwarded to the BCC by the BCC Chairperson with a favorable recommendation
Mover: Heyman
Seconder: Moss
Vote: 4-0

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

Commissioner Heyman noted this proposed resolution was previously considered at the June 11, 2013 Finance Committee meeting (Agenda Item No. 3F Amended, Legislative File Nos. 131241 and 131368) where it was bifurcated and deferred to today's (7/09) meeting. She observed that several specific concerns were subsequently addressed in a very productive meeting attended by representatives from the Corrections and Rehabilitation Department (CRD), the Internal Services Department (ISD) and the Information Technology Department (ITD).

Ms. Miriam Singer, ISD Assistant Director, pointed out that Global Tel Link (GTL), the existing Payphone Services and Payphone Subscription Services vendor, declined the request to provide the County with a five-percent increase in revenue. She noted GTL agreed to a month-to-month extension until the Board awarded a new solicitation.

Commissioner Heyman explained that GTL originally proposed installing new equipment in CRD facilities that were currently undergoing renovations; that the County would pay equipment maintenance fees; that the equipment would not be owned by the County; that the proposed one-year extension on a 14-year contract expired several years ago and had been rolled-over; and that the County's revenue stream would be limited by up to an additional \$1 million.

Commissioner Heyman noted the justification used for the proposed one-year extension was that it would take at least six months to convert systems. She said that she was informed that the conversion could be accomplished within sixty days. Commissioner Heyman inquired whether a new solicitation could be issued within thirty days and

conditioned upon being operational within sixty days.

Ms. Singer indicated that ISD could put a solicitation out within one week and that a Request for Proposal (RFP) would be issued to obtain the best value for the County. She said that ISD usually did not prescribe implementation periods to vendors; however, staff would work to negotiate the shortest possible implementation timeframe.

Commissioner Heyman inquired whether it was possible to include a provision in the proposal requiring that vendors indicate whether they had the capacity to perform the requested services within the sixty-day period, rather than waiting to find this out during the negotiation process.

Ms. Singer stated that ISD would include a desired schedule and negotiate with the highest-qualified proposer once all proposals were received.

It was moved by Commissioner Heyman that the foregoing proposed resolution be forwarded to the Board of County Commissioners with an amendment to change the contract from twelve months to a monthly agreement for up to twelve months.

Acting Chairman Zapata asked that the foregoing proposed resolution be tabled until later in the meeting so that Chairman Bovo could participate in this discussion.

Later in the meeting, discussion resumed and Assistant County Attorney Bonzon-Keenan noted Commissioner Heyman had proposed a motion to amend the foregoing resolution to change from a twelve-month contract to a month-to-month contract for up to twelve months.

Chairman Bovo noted he recalled that at last month's Committee meeting Commissioner Heyman observed that inmates used the County's telephone system to victimize others. He inquired whether this practice was prevalent and whether the current telephone system was designed to prevent it.

Mr. Daniel Mera, Assistant Director, Corrections and Rehabilitation Department (CRD), confirmed that inmates could make an improper three-way telephone call. He noted the current telephone system was not totally foolproof and he could not

address whether other systems existed that could prevent this practice.

Chairman Bovo noted the CRD either did not believe in the Payphone Services and Payphone Subscription Services contract or staff members did not want to answer Commissioner Heyman's questions since they made no comments at the previous month's Committee meeting. He pointed out that the foregoing proposed resolution was deferred because there were many questions about the system. Chairman Bovo inquired whether the CRD was supportive of the system under consideration.

Mr. Mera clarified that the CRD was conducting a Request for Proposal to obtain a new telephone system; and the request being considered at today's (7/09) meeting was meant to allow the CRD to maintain its old system until the conclusion of the RFP process.

Deputy Mayor/Chief of Staff Genaro "Chip" Iglesias pointed out that the agreement being considered today (7/09) was for a twelve-month contract with a 30-day termination clause; and that Commissioner Heyman presented a motion to require that the agreement be amended to a month-to-month contract.

Ms. Singer explained that the process to evaluate the new system and to solicit a response from the industry would take up to five months. She noted contracts exceeding \$1 million required another 45 days to be forwarded to Committee for approval. Ms. Singer said it was likely that a recommendation could be made before twelve months; however, she preferred to have the flexibility to present a successor agreement to the Board when ISD was ready with the negotiated contract. She noted it would take approximately seven months to present a successor agreement if there were no bid protests and a smooth procurement process.

Chairman Bovo inquired whether a five-percent increase in revenue would be associated with a one-year extension.

Ms. Singer stated that the incumbent vendor had declined to increase the County's revenue by five-percent on a one-year extension without the 30-day termination clause.

Mr. Don Eads, Florida Account Representative,

Global Tel Link (GTL), clarified that GTL would pay the County an additional five-percent for a full twelve-month contract without a 30-day termination clause, and include the system upgrades. He said the increase was not possible under a month-to-month contract or one with a 30-day termination clause.

Commissioner Heyman inquired whether GTL would deduct a maintenance fee from the County's revenue.

Ms. Singer clarified that the vendor would not charge the County a maintenance fee, and that the contract extension did not include any additional revenue. She clarified that the foregoing proposed resolution provided \$1.9 million in projected revenue to the County during the 12-month contract term. Ms. Singer noted this revenue was projected based upon actual experience on a month-to-month basis prorated to twelve months and did not include any additional costs. She indicated that ISD was prepared to release a solicitation by July 19, 2013 and seven months would be needed to finalize the process.

Commissioner Heyman questioned the need for seven months based upon a previous conversation with Ms. Singer in which she noted ISD already had responsive vendors for this contract. She inquired about the timeframe needed for vendors to respond to the solicitation.

Ms. Singer noted a maximum of five weeks was needed; four weeks for vendors to respond and one week to address additional questions from the vendor community. She indicated that a Selection Committee would evaluate the proposals; a first-ranked proposer would be recommended; and if negotiations were successful, the recommendation would be presented to the Committee for award. She reiterated that the entire process would take approximately seven months.

Ms. Singer pointed out that the representative from the incumbent company had just indicated that GTL was now willing to provide the additional five-percent revenue for a twelve-month contract. She noted she was not aware if a termination clause was included in that offer.

Commissioner Heyman observed that CRD would receive \$1 million revenue from this contract with an upgraded system installed at no cost. Commissioner Heyman said that this proposal was

a good deal considering it would take approximately eight months to secure a new RFP award.

Ms. Singer clarified that five-percent of the total gross offer represented \$250,000 in additional revenue.

Commissioner Heyman pointed out that her biggest concern was to obtain a new system with advanced technology designed to prevent people from being victimized by the inmates. She commended Mr. Mera for including the additional five-percent revenue and Ms. Singer for a well-negotiated agreement.

Ms. Singer noted the Administration's recommendation was to accept the five-percent increase in revenue for a one-year contract.

Commissioner Moss asked for an explanation regarding how inmates were victimizing other individuals by using the phone system.

Mr. Mera explained that inmates would randomly call a telephone number and convince that party to transfer the call to someone else. He said the person transferring the call would then be billed for that call.

Deputy Mayor Iglesias informed Committee members that the additional five-percent revenue would require a Committee amendment and that it was his understanding that the new proposal did not contain a cancellation provision.

Chairman Bovo asked Mr. Eads to clarify that the new offer was for a twelve-month extension with a five-percent increase of gross revenue, and that it did not include a 30-day termination clause.

Mr. Eads noted for the record that GTL accepted the terms as noted by Chairman Bovo. He said that five-percent of the \$5 million estimated revenue generated by the County's payphone usage would be around \$250,000.

Deputy Mayor Iglesias asked that the foregoing proposed resolution be waived to the next Board of County Commissioners meeting.

Chairman Bovo commended Commissioner Heyman for her diligent efforts on this proposal. He noted this discussion should send an important message that County vendors also needed to show

responsibility to the public. Chairman Bovo said that it should not be a commissioner's responsibility to identify issues needing correction, noting County departments needed to do a better job in defending their proposals or identifying potential problem areas.

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

The foregoing proposed resolution was forwarded to the Board of County Commissioners with Committee amendments on handwritten page 3 to increase the amount of revenue from \$1,900,000 to \$2,150,000 in the resolution's title and in Section 1 and to remove the wording "any cancellation provisions" in the third line of Section 2 of the same page.

Chairman Bovo requested that an appropriate memorandum be prepared asking the Board of County Commissioners Chairwoman Rebeca Sosa to waive the Boards Rules of Procedure to allow this proposed resolution to be heard at the July 16, 2013 Board meeting.

SPECIAL NOTE: The Clerk of the Board received the appropriate memorandum from Chairwoman Sosa dated July 10, 2013 entitled "Request to Place Items on the July 16, 2013 Meeting Agenda of the Board of County Commissioners" requesting that the Board's Rules of Procedures be waived to allow the foregoing proposed resolution to be heard at the July 16, 2013 Board meeting.

3H

131345 Resolution**Finance Committee**

RESOLUTION APPROVING THE BUDGET FOR FISCAL YEAR 2012-13 FOR THE NORTH MIAMI BEACH COMMUNITY REDEVELOPMENT AGENCY (Office of Management and Budget)

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Secunder: Moss

Vote: 3-0

Absent: Bovo, Jr.

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

Commissioner Heyman expressed concern over a \$6.078 million budget with no expenditures meeting the Community Redevelopment Agency (CRA) program requirements for blighted areas other than \$70,000 for landscaping and \$30,000 for façade improvements. She said that \$5 million was being retained for possible land acquisition, multi-use retail development, and public private partnerships in a very depressed area that has languished with no proposed projects.

Commissioner Heyman pointed out that although the North Miami Beach CRA's request was legal, this would be the last year she would support this CRA because of the evident lack of tangible results and efforts to promote economic development.

Acting Chairman Zapata questioned the rationale for the \$24,000 legal services expenditure.

Mr. Jorge Fernandez, Office of Management and Budget Coordinator, clarified that CRAs could hire private attorneys. He noted the attorney for the North Miami Beach CRA worked on legal agreements related to the façade grants and other agenda items under the CRAs responsibility.

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

31

131369 Resolution Finance Committee Amended
 RESOLUTION APPROVING MIAMI BEACH CITY
 CENTER COMMUNITY REDEVELOPMENT AGENCY
 FISCAL YEAR 2009-10, 2010-11, 2011-12 AND 2012-13
 BUDGETS (Office of Management and Budget)

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

Commissioner Moss inquired whether Community Redevelopment Agencies (CRAs) had an end date and whether any CRAs had ended.

Mr. Jorge Fernandez, Office of Management and Budget Coordinator, explained that all CRAs were established by the Board with a sunset date and the Miami Beach City Center CRA would sunset in 2023; however, he noted, he was not aware of any CRAs that had ended.

Mr. Fernandez read several Scriveners' Errors into the record.

Acting Chairman Zapata inquired whether a uniform set of standards and compliance requirements existed for all CRAs or whether each CRA was treated differently.

Mr. Fernandez clarified that CRAs were governed by Inter-local agreements establishing their powers. For example, he noted, because the Miami Beach City Center CRA had been in existence for such a long time, the Board did not have to approve its budget prior to its expenditures; however, the Board had subsequently passed legislation requiring budget approval and performance of audits for all new CRAs.

Acting Chairman Zapata pointed out that although the older CRAs performed excellent work, they could eventually lose focus on the overall goal to provide services that benefit the community. He asked whether the standards applicable to the new CRAs could be required of the older CRAs.

Mr. Fernandez noted the Board also passed legislation requiring that provisions applicable to the new CRAs be included in any future inter-local agreements that were re-negotiated.

Acting Chairman Zapata expressed concern that CRAs did not have the desired impact and were not spending funds wisely.

Commissioner Heyman pointed out that CRAs were governed by State Statute and had the authority to use funds within the limits of the law. She noted the County was a partner with limited oversight. Commissioner Heyman said that attempts to gain additional up-front oversight over CRAs were not successful in the State legislature and expressed her desire that this policy be changed.

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

It was moved by Commissioner Heyman that the foregoing proposed resolution be forwarded to the Board of County Commissioners with Committee amendments to change the FY 2011 – 12 Budget, City TIF revenues from \$16,981,876 to \$16,891,876 on handwritten page 3; to remove the third bullet line from the bottom of handwritten page 3 which reads “\$2,416,205 for paying down the prior year negative fund balance in the Agency trust fund” and to add a new bullet line to read “\$2,268,800 for reserve contingency future capital projects”. This motion was seconded by Commissioner Moss, and upon being put to a vote, passed by a vote of 4-0.

Chairman Bovo resumed the chair.

3J

131406 Resolution

RESOLUTION APPROVING CHANGE ORDER NO. ONE (1) FOR A CONSTRUCTION CONTRACT BETWEEN MIAMI-DADE COUNTY AND LEMARTEC ENGINEERING & CONSTRUCTION CORPORATION FOR CONSTRUCTION OF TROPICAL PARK - EQUESTRIAN COMPLEX - PROJECT NO: 402202-05-005 GOB ESP; CONTRACT NO: 402202-05-005 GOB ESP, INCREASING THE CONTRACT AMOUNT BY \$354,110.57 (Parks, Recreation and Open Spaces)

Forwarded to the BCC by the BCC Chairperson with a favorable recommendation
Mover: Heyman
Seconder: Moss
Vote: 3-0
Absent: Bovo, Jr.

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

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

Chairman Bovo submitted a memorandum dated July 9, 2013, entitled, "Request for July 16, 2013 Board of County Commissioners Meeting" requesting that the Board's Rules of Procedures be waived to allow the foregoing proposed resolution to be heard at the July 16, 2013, Board meeting.

SPECIAL NOTE: The Clerk of the Board received the appropriate memorandum from Chairwoman Sosa dated July 9, 2013 entitled "Request for July 16, 2013 Board of County Commissioners Meeting" requesting that the Board's Rules of Procedures be waived to allow the foregoing proposed resolution to be heard at the July 16, 2013 Board meeting.

4 COUNTY MAYOR

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

6A

131357 Report

CLERK'S SUMMARY OF MEETING MINUTES FOR THE
FINANCE COMMITTEE MEETING(S): MAY 14, 2013
(Clerk of the Board)

Approved
Mover: Heyman
Secunder: Moss
Vote: 4-0

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

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

7 REPORTS

8 ADJOURNMENT

Report: *There being no further business, the Finance
Committee meeting was adjourned at 10:52 a.m.*