



MEMORANDUM  
Harvey Ruvin  
Clerk of the Circuit and County Courts  
Clerk of the Board of County Commissioners  
Miami-Dade County, Florida  
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PSASC  
Agenda Item No. 6(A)

**TO:** Honorable Chairwoman Sally A. Heyman  
and Members, Public Safety and Animal Services  
Committee

**DATE:** October 9, 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 Public Safety and Animal Services Committee:

**August 28, 2013**

CA/msy  
Attachment



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

## CLERK'S SUMMARY OF

### Meeting Minutes

#### Public Safety & Animal Services Committee

Sally A. Heyman (4) Chair; Esteban L. Bovo, Jr. (13) Vice Chair; Commissioners  
Bruno A. Barreiro (5), and Audrey M. Edmonson (3)

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Wednesday, August 28, 2013

9:30 AM

COMMISSION CHAMBERS

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**Members Present:** Esteban L. Bovo, Jr., Audrey M. Edmonson, Sally A. Heyman.

**Members Absent:** None.

**Members Late:** Bruno A. Barreiro 9:53:00 AM.

**Members Excused:** None.

**Members Absent County Business:** None.

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#### 1 MINUTES PREPARED BY:

**Report:** *Mary Smith-York, Commission Reporter  
(305) 375-1598*

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

**Report:** *The Public Safety and Animal Services Committee  
convened in a moment of silence, followed by the  
Pledge of Allegiance.*

**1B ROLL CALL**

**Report:** *In addition to the members of the Committee, the following staff members were present: Deputy Mayor Genaro "Chip" Iglesias; Assistant County Attorney Alexander Bokor; and Deputy Clerks Cynthia White and Mary Smith-York.*

*Assistant County Attorney Alexander Bokor noted the following changes should be made to today's (8/28) agenda, as requested by Board of County Commissioners (BCC) Chairwoman Rebeca Sosa in her memorandum entitled "Requested Changes to the Public Safety & Animal Services Committee Agenda":*

*-Agenda Item 3B-Resolution approving terms of and authorizing execution of a lease agreement between Miami-Dade County and Point East One Condominium Corporation, Inc., et al. should be added;*

*-Agenda Item 1F2-Ordinance amending regulations regarding vaccinations and licensing of dogs and sale of licenses by veterinarians should be deferred to "no date certain;" and*

*-Agenda Item 1D2-Special Presentation by Mr. Darrell Collins, President of Creative Entertainment Group, Inc. should be withdrawn.*

*In addition, Mr. Bokor advised that Agenda Items 1D3, Update of Miami-Dade Fire Rescue Department Budget, and 1E1, Update on Operations of Corrections Department, should be taken as part of Agenda Item 1E2, Discussion Item Regarding Departmental Budgets.*

*Hearing no objections, it was moved by Commissioner Bovo that today's (8/28) agenda be approved with the changes noted by Assistant County Attorney Bokor. This motion was seconded by Commissioner Edmonson, and upon being put to a vote, passed by a vote of 3-0; (Commissioner Barreiro was absent).*

**1C PLEDGE OF ALLEGIANCE****1D SPECIAL PRESENTATIONS (SCHEDULED TO BEGIN AT 9:00 AM)**

1D1

**131599 Service Awards** **Rebeca Sosa**  
PRESENTATION OF SERVICE AWARDS TO THE **Presented**  
FOLLOWING EMPLOYEES:  
  
FANNIE BRUNSON RAMSEY - CORRECTIONS - 30  
YEARS  
JERRY D. JACKSON - CORRECTIONS - 30 YEARS  
BARRY K. LAWRENCE - CORRECTIONS - 30 YEARS

1D2

**131542 Special Presentation** **Sally A. Heyman**  
MR. DARRELL COLLINS, PRESIDENT OF CREATIVE **Withdrawn**  
ENTERTAINMENT GROUP, INC. RE: COMBINING **Mover: Bovo, Jr.**  
EFFORTS WITH THE POLICE OFFICER ASSISTANCE **Seconder: Edmonson**  
TRUST IN HOSTING THE 1ST ANNUAL LAW **Vote: 3-0**  
ENFORCEMENT MEMORIAL MUSICAL CONCERT **Absent: Barreiro**

1D3

## 131637 Special Presentation

Sally A. Heyman

UPDATE ON MIAMI-DADE FIRE RESCUE  
DEPARTMENT BUDGET BY DIRECTOR DAVE  
DOWNEY

*Presented*

**Report:** *Mr. Dave Downing, Fire Chief, Miami-Dade Fire Rescue reported that since adoption of this Fiscal Year's millage rate, the department's budget process has been ongoing with the focus on identifying efficiencies and reducing the deficit that was currently \$5.3 million. He noted this deficit equated to three suppression units and 59 personnel and stated aggressive efforts were being made to secure funding through a U.S. Fire Administration Grant to cover those positions for two years. Since the grant funds would be awarded after the start of the Fiscal Year, Chief Downey stated plans for issuance of layoff notices were in progress with the hope of retaining the personnel and receiving the grant funds by the end of October 2013. Regarding the suppression units, he noted through research, staff discovered that a merger agreement between the City of North Bay Village and Miami-Dade County, executed in 1972, required that the County maintain the fire company with a minimum of four personnel. Chief Downey advised that, based on this agreement, the department, in consultation with the County Attorney's Office, supported keeping the fire engine in North Bay Village; and that the Mayor indicated that he would honor that merger agreement in the absence of any other agreements.*

*Deputy Mayor Genaro Iglesias clarified that, in the event the department was not awarded the grant in October 2013, the number of layoffs would increase from the initial 59, in order to account for the additional month after the start of the Fiscal Year.*

*In response to Chairwoman Heyman's question as to whether any stations were scheduled to be closed as of October 1st, Chief Downey indicated that no stations would be closed pending the outcome of the federal grant. He added that, even without the grant funding, only units were targeted for closing; not stations.*

*Regarding Commissioner Bovo's question as to whether a preventive mechanism existed or could be implemented at the beginning of the Fiscal*

*Year that eliminated rolling brownouts, Chief Downey noted efforts were made in all departments to achieve a balanced budget; however, he pointed out that this was the fifth consecutive year that the department's budget had declined. He stated that staff was looking into overtime and other areas to reduce the impact of brownouts; but there was nothing that could be done to prevent this.*

*Commissioner Bovo questioned whether, during the brownout period, there was ever an occasion when the Fire Department failed to meet its obligation to rescue people or suppress a fire, and whether research was carried out comparing other departments in the nation that had reverted to eight-hour shifts for firemen to determine if that adjustment would save money.*

*Chief Downey described several different shift rotations observed in other cities and states, and explained that the most efficient way to cover the positions with the least amount of people would be with a 24/48 hour shift rotation.*

*In response to Commissioner Bovo's inquiry as to whether a truck with less than three persons on board could respond to a call, Chief Downey noted the department must adhere to national standards in place and that minimum staffing was based on those standards; therefore, trucks were not dispatched with insufficient personnel on board. Additionally, he stressed the importance of maintaining minimum staffing to ensure adequate resources were available when needed.*

*Responding to Commissioner Edmonson's question as to whether going to an eight-hour shift at the fire stations would alleviate the expenses for lodging accommodations, Chief Downey stated that this approach was worth looking into and described several different shift rotations observed in fire departments nationwide.*

*Referring to the fire boat, Chairwoman Heyman stated that she wanted to ensure the funds were maximized and the people were trained. In addition, she said that she wanted to increase the number of fire boats to two because the Port had a surplus and was a proprietary department. Chairwoman Heyman asked Deputy Mayor Genaro "Chip" Iglesias to explore the possibility of cross-training on fire boat operation to entities that draw water at the Port of Miami and incorporating into the Memorandum of*

*Understanding with the City of Miami the use of its fire station and vessel to respond to fire emergencies at the Port. She asked Deputy Mayor Iglesias to research and to determine whether the number of persons and vehicles dispatched to emergency events could be reduced and to revisit the budget request for approximately \$200,000 for lawn maintenance/landscaping costs to determine alternative methods to perform that task at reduced or no cost to the County. Additionally, Chairwoman Heyman asked Deputy Mayor Iglesias to reconsider contracting out the FR Department's billing and collections operations and determine if this could be done in-house by County staff.*

**1E      DISCUSSION ITEMS**

1E1

## 131608 Discussion Item

Sally A. Heyman

UPDATE ON OPERATIONS OF CORRECTIONS  
DEPARTMENT BY DIRECTOR TIMOTHY RYAN*Presented*

**Report:** *Assistant County Attorney Alexander Bokor read the foregoing proposed discussion item into the record and noted this item was being combined with Agenda Items 1E2 to be considered simultaneously.*

*Chairwoman Heyman provided an overview on the purpose for bringing this item before the Committee and referred to her memorandum to Mayor Gimenez, dated August 13, 2013, requesting that a Management Watch be placed on Miami-Dade Corrections and Rehabilitation Department (C&R). Pertaining to the Corrections budget, she highlighted the following points: the average cost per day for each inmate was \$142; the average number of inmates housed in the County's facilities at any given time was 5,000; the number of employees in the C&R Department was 2,986; and the currently proposed budget for FY 2013-14 was \$299,338,000, an increase of \$16,463,000 due to personnel benefits/health costs. Chairwoman Heyman noted, for the record, that the County Attorney's Office staff would advise and guide discussion to prevent interfering with pending lawsuits and investigations involving the C&R facilities. She commented on the apparent breakdown in the C&R Department affecting the entire criminal justice system and expressed her sadness with respect to the recent incidents that occurred within County correctional facilities. Chairwoman Heyman thanked County Attorney Robert Cuevas for his awareness of the federal decision "requesting" rather than "requiring" the County to hold Immigration Customs Enforcement (ICE) inmates, and stated that other stakeholders in the justice system should cease referring those cases to County jails since the federal government was not paying for those individuals. She noted Honorable Judge Steve Leifman estimated that 20 percent of the 5,000 inmates in the County's jails consisted of mentally ill individuals. Chairwoman Heyman emphasized the need to find out who comprised the inmate population and why they were in the system. She expressed support for rehabilitating inmates and returning them to society. She stressed the need to redirect the manpower to community supervision work release, specifically in a work environment*

*that benefitted the individuals in correctional facilities and thus to free up funds for capital improvements.*

*Commissioner Edmonson noted since coming to the Commission eight years ago, she had received many letters and visits from C&R employees complaining about unfair recruitment, hiring, and disciplinary processes; however, she was not aware that any of the issues had been addressed. She referred to two letters from Mr. Walter Clark, President/Chief Executive Officer, Special Consultant for African American Government Employees, distributed today, containing complaints against MDCR and requesting that they be investigated. Commissioner Edmonson stated that she would like for an investigation to be conducted to put an end to the complaints. She mentioned her plans to prepare a memorandum requesting the Inspector General to conduct investigations at the MDCR facilities with a focus on the following issues reflected in the letters distributed today: MDCR recruitment hiring practices over the past five years; MDCR practices of placing documents into employee's personnel files without their knowledge; and MDCR disproportionately disciplining line staff (correctional officers) as compared to other departments.*

*Commissioner Bovo acknowledged his receipt of numerous disturbing reports regarding the MDCR Department and inquired whether any pending litigation against the department would limit the director's comments.*

*Assistant County Attorney Bokor advised that the anticipation of litigation might impact the director's ability to comment; however, he was not aware of one currently pending.*

*Commissioner Bovo noted issues broadcast on the news were very disturbing and it was cause for concern when deaths were occurring and reports were received of rats and roaches existing inside the County's jails. Referring to Chairwoman Heyman's memorandum regarding a Management Watch, Commissioner Bovo asked whether a response was provided.*

*Deputy Mayor Iglesias indicated that Miami-Dade Police investigated every death which occurred in the County jails, noting several cases and investigations were still open. In addition, he stated that Jackson Correctional Health Services*

conducted its own internal review, which was also active. He explained that these open investigations and medical privacy laws curtailed his ability to comment on these issues. Mr. Iglesias said that Chairwoman Heyman's memorandum was currently under review by the Mayor's Office and noted dialogue had been initiated on some of the categories listed. He stated that a response would be forthcoming following the required research and that he had communicated with Chairwoman Heyman regarding this issue.

Commissioner Bovo stressed that this was of great interest to all Commission members and that he wanted to ensure these issues were aggressively addressed by staff. He referred to a recently-issued report concerning a security door malfunction and emphasized the importance of addressing safety and health-related concerns, adding that Federal intervention was undesired.

Commissioner Barreiro expressed concern with the integrity of the correctional facilities' designs and recommended that the future design be simple and functional without the glamour.

Chairwoman Heyman asked Mr. Timothy Ryan, Director, Miami-Dade Corrections and Rehabilitation Department (MDCR), to address her request for a Management Watch. She said that the Information Technology (IT) staff members were present to address the delays in police processing, and Mr. Carlos A. Migoya, President/Chief Executive Officer, Jackson Health Systems (JHS) would address medical diversion and processing.

Mr. Carlos A. Migoya appeared before the Committee and stated that JHS considered Healthcare Corrections a very serious matter, particularly in light of the recent incidents. Regarding Commissioner Bovo's comment on the potential for federal government intervention, he noted the existence of a consultative partnership with the Department of Justice (DOJ) for monitoring in corrections and healthcare. Mr. Migoya said that even before the recent investigations, senior staff and resources at Jackson were involved in corrections to ensure that processing and assessing of inmates was performed properly. He indicated that the Information Technology conversion making all records electronically accessible would be completed by the end of September 2013, enabling

*staff to respond more quickly to inmates' medical situations.*

*In response to Chairwoman Heyman's question as to whether JHS would be installing Skype, thus providing JHS personnel in the correctional facilities with the ability to communicate visually and audibly with personnel in the Emergency Room and/or the Trauma Center for immediate attention, Mr. Migoya stated that this technology was being considered for the future. However, he indicated that priority was being placed on quick access to medical records and doctors continuously, as well as access to pharmaceuticals in all corrections units. He said that what was currently lacking was the immediate access to inmates' records during processing and pointed out that electronic access would speed up that process. Mr. Migoya reiterated that the chief medical staff was dedicated to understanding the situation and ensuring that the right processes were in place in the future to address those issues. He reported that a consultant in the field of corrections healthcare was hired to assess the JHS processes in addition to the consultative partnership with the DOJ.*

*In response to Chairwoman Heyman's concerns relating to the existence of asbestos, mold, sewer leaks, and rodent infestations in the correctional facilities, Deputy Mayor Iglesias noted the Administration might need to investigate some of the concerns listed in her memorandum before the departmental staff was able to provide feedback. He pointed out that MDCR Director Ryan's response today might be inconclusive pending the Administration's investigation and written response.*

*Mr. Timothy Ryan, Corrections and Rehabilitation Department Director, appeared before the Committee and provided a brief historical overview of the department. He stated that MDCR was the eighth largest jail system in the United States and highlighted the following accomplishments: reduced the average daily population from 7400 in 2008 to less than 5000 currently, in a facility designed for 5800; reduced the department's budget by \$50 million; successfully relocated female inmates from the closed Women's Detention Center to the Turner Gilford Knight Detention Center (TGK) and the Pre-Trial Detention Center (PTDC); and established the Corrections Technician classification facilitating deployment of*

correctional officers to security posts to reduce overtime. Emphasizing the department's commitment to achieving the highest levels of professionalism possible, Mr. Ryan provided the following response to Chairwoman Heyman's concerns:

Mr. Ryan stated that in response to shoddy construction and sanitation issues, it was important to recognize that PTDC (formerly Dade County Jail) opened in 1961 as a first generation jail and TGK opened in 1989 as a direct supervision environment. He said that these facilities were built based on the correctional design theories and building codes of that time; and daily use and aging infrastructure of these buildings posed challenges in maintaining a safe and secure environment for all people; therefore the department was engaged in proactive innovation and infrastructure maintenance to provide a safe environment for the inmates and personnel. Mr. Ryan noted development of the 2008 Master Plan identified the need for significant facility upgrades, the construction of new facilities such as the 2000-bed Krome Detention Center, capital improvements and additional staffing; however, due to fiscal constraints, the department had been unable to move forward.

In response to Chairwoman Heyman's question as to whether Mr. Ryan's statement was available in a written document, Mr. Ryan indicated that it was available in the Mayor's office.

Chairwoman Heyman said that although these issues were important, she did not require an item by item detailed response today (8/28). She questioned the continued complaints regarding lengthy delays for transferring and processing inmates and what measures were being implemented to expedite these matters.

Mr. Ryan described the process that created the open booking environment and stated that staff was fully trained in this process. He provided information regarding the validity of many of the complaints, noting some facilities were booking people in as quickly as four minutes.

In response to Chairwoman Heyman's question as to whether automation would reduce the department's budget and free up staff, Mr. Ryan noted staff would be looking into that issue and stated that he would show a video of the new,

*efficient and effective booking system. He addressed the concerns regarding transparency and noted several initiatives were implemented with respect to re-entry, including "Boot Camp" and the "I AM Ready" Program, which had approximately 24 graduates currently. Mr. Ryan stated that in 2007, 19 deaths occurred in the Miami-Dade jails and in 2012 there were ten; and provided statistical information pertaining to the number of deaths occurring within the prison system. He reiterated that all deaths were investigated by the Miami-Dade Police Department, the MDCR professionals, the hospital staff, Risk Management, and finally the Medical Examiner's report was received as to the exact cause of death. He recognized the hard work performed by the County Jails staff to meet the national and state corrections standards, and noted two weeks ago the department received several an accreditation from the American Correctional Association.*

*Chairwoman Heyman asked that a Court Liaison be appointed to deal with non-incarcerated individuals who are doing community service under the supervision of Corrections; that the ICE holds be eliminated; and that the JHS/IT system and the intake training be expedited. She stated that she was not happy with the CR proposed budget, noting she would continue monitoring it and looked forward to receiving additional response to her concerns.*

1E2

**131643 Discussion Item**

DISCUSSION ITEM REGARDING DEPARTMENTAL BUDGETS PURSUANT TO SECTION 2-1795 OF THE CODE (ORDINANCE NO. 12-46)

*Presented*

**Report:** *Chairwoman Heyman requested all stakeholders, departments, and Committee liaisons present to prepare to answer questions from members of the Committee. She called forth Mr. Murawski to present information pertaining to the Commission on Ethics and Public Trust's (COE) proposed budget.*

*Mr. Michael Murawski, Commission on Ethics and Public Trust Advocate, appeared on behalf of Director Joseph Centerino, and stated that the additional item in the COE budget concerned the new law that required constitutional officers in the County to take four hours of Ethics training annually. He indicated that the COE would provide this training to County personnel, free of charge, within the department's budget.*

*Chairwoman Heyman asked the Committee members whether they had any questions regarding the budgets proposed by the Office of the Inspector General; the Juvenile Justice Department; the Medical Examiner's Office; and the Police Department. Hearing none, she excused the persons present representing those departments. She then recognized Chief Dave Downey, Miami-Dade Fire Rescue Director, to present the MDFR departmental budget update reflected on today's (8/28) agenda as Discussion Item 1D3.*

**1F PUBLIC HEARINGS**

1F1

**131107 Ordinance**

Rebeca Sosa,

Lynda Bell, Esteban L. Bovo, Jr., Jose "Pepe" Diaz,  
 Audrey M. Edmonson, Sally A. Heyman, Barbara J.  
 Jordan, Jean Monestime, Dennis C. Moss, Xavier L. Suarez  
 ORDINANCE PERTAINING TO ANIMALS; EXPANDING  
 DEFINITION OF ACTS DEEMED CRUELTY TO  
 ANIMALS; INCREASING PENALTIES FOR FIGHTING OF  
 ANIMALS; AMENDING SECTIONS 5-4 AND 8CC-10 OF  
 THE CODE OF MIAMI-DADE COUNTY, FLORIDA  
 (CODE); PROVIDING AUTHORITY FOR ENFORCEMENT  
 BY CIVIL PENALTY; PROVIDING SEVERABILITY,  
 INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

*Forwarded to BCC with a favorable  
 recommendation*

*Mover: Bovo, Jr.*

*Seconder: Edmonson*

*Vote: 3-0*

*Absent: Barreiro*

**Report:** *Assistant County Attorney Alexander Bokor read  
 the foregoing proposed ordinance into the record.*

*Chairwoman Heyman opened the public hearing  
 on the foregoing proposed ordinance. She closed  
 the public hearing after no one appeared wishing  
 to be heard.*

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

1F2

**131005 Ordinance**

Juan C. Zapata,

Esteban L. Bovo, Jr.

ORDINANCE PERTAINING TO ANIMALS; AMENDING  
 REGULATIONS REGARDING VACCINATION AND  
 LICENSING OF DOGS AND SALE OF LICENSES BY  
 VETERINARIANS AND PET DEALERS; AMENDING  
 SECTIONS 5-6, 5-7, 5-11, AND 8CC-10 OF THE CODE OF  
 MIAMI-DADE COUNTY, FLORIDA ("CODE");  
 PROVIDING AUTHORITY FOR ENFORCEMENT BY  
 CIVIL PENALTY; PROVIDING SEVERABILITY,  
 INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

*Deferred to no date certain*

*Mover: Bovo, Jr.*

*Seconder: Edmonson*

*Vote: 3-0*

*Absent: Barreiro*

**Report:** *The Committee deferred the foregoing proposed  
 ordinance during consideration of today's (8/28)  
 agenda.*

1F3

**131343 Resolution**

RESOLUTION RETROACTIVELY RATIFYING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE ACTION TO APPLY FOR, RECEIVE, AND EXPEND GRANT FUNDS IN THE AMOUNT OF \$490,539.00 FROM THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM FY2013 LOCAL SOLICITATION FROM THE UNITED STATES DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, BUREAU OF JUSTICE ASSISTANCE; AND FURTHER AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE AND EXECUTE SUCH CONTRACTS, AGREEMENTS, MEMORANDA OF UNDERSTANDING, MODIFY OR AMEND THE APPLICATION IN ORDER TO RECEIVE ADDITIONAL FUNDS OR TO EXTEND THE PERFORMANCE PERIOD AS REQUIRED IF AWARDED (Miami-Dade Police Department)

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

*Mover: Bovo, Jr.*

*Seconder: Edmonson*

*Vote: 3-0*

*Absent: Barreiro*

**Report:** *Assistant County Attorney Alexander Bokor read the foregoing proposed resolution into the record.*

*Chairwoman Heyman opened the public hearing on the foregoing proposed ordinance. She closed the public hearing after no one appeared wishing to be heard.*

*Mr. J.D. Patterson, Miami-Dade County Police Department Director, requested that the foregoing resolution be waived to the next County Commission meeting.*

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

*Chairwoman Heyman requested that an appropriate memorandum be prepared asking Board of County Commissioners (BCC) Chairwoman Sosa to waive the Board's Rules and Procedures to allow the foregoing proposed resolution to be heard at the October 4, 2013 BCC meeting.*

**2 COUNTY COMMISSION**

2A

**131522 Resolution**

**Barbara J. Jordan**

RESOLUTION OF THE BOARD OF COUNTY  
COMMISSIONERS WAIVING TERM LIMITS FOR  
NUISANCE ABATEMENT BOARD MEMBER HAROLD F.  
LAWTON AND APPOINTING FOR ANOTHER TERM BY  
A TWO-THIRD VOTE OF THE BOARD MEMBERS  
PRESENT

*Forwarded to BCC with a favorable  
recommendation*

*Mover: Bovo, Jr.*

*Seconder: Edmonson*

*Vote: 3-0*

*Absent: Barreiro*

**Report:** *Assistant County Attorney Alexander Bokor read  
the foregoing proposed resolution into the record.*

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

2B

**131108 Resolution****Juan C. Zapata**

RESOLUTION DIRECTING THE MAYOR OR MAYOR'S DESIGNEE TO INCLUDE PROVISION IN PROFESSIONAL SERVICE AGREEMENTS AND CONSTRUCTION CONTRACTS FOR MAJOR INFRASTRUCTURE PROJECTS AND CAPITAL IMPROVEMENTS PROHIBITING CONSULTANTS AND CONTRACTORS FROM ASSIGNING CERTAIN PERSONS TO WORK ON SUBJECT AGREEMENTS AND CONTRACTS FOR LIMITED PERIOD FOLLOWING CESSATION OF COUNTY SERVICE OR EMPLOYMENT

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

*Mover: Bovo, Jr.*

*Seconder: Edmonson*

*Vote: 1-2*

*No: Edmonson, Heyman*

*Absent: Barreiro*

**Report:** *Assistant County Attorney Alexander Bokor read the foregoing proposed resolution into the record.*

*It was moved by Commissioner Bovo that the foregoing proposed resolution be adopted, as presented. This motion was seconded for discussion by Commissioner Edmonson.*

*Referring to the language reflected on handwritten page 4, line 7, pertaining to projects exceeding \$5 million awarded within two years of this resolution, Commissioner Edmonson asked if the foregoing proposed resolution would only be in effect for two years.*

*Assistant County Attorney Henry Gillman stated that the language was applicable to contracts awarded within two years of the date of this resolution and would not apply to those awarded after two years.*

*Commissioner Edmonson noted she would vote in opposition to this item because the purpose was unclear.*

*Chairwoman Heyman noted she concurred with Commissioner Edmonson's concerns and expressed her opposition to the two-year life of this legislation and the potential for undue influence by former employees wishing to conduct business with the County. She noted the County should enforce the rules established to ensure integrity and prohibit questionable relationships and conflicts of interest. Chairwoman Heyman referred to existing legislation that prohibited former County employees from returning and doing business with the County within a specific time period because it gave them an unfair advantage.*

*Assistant County Attorney Gillman clarified that the provision that would be inserted into contracts awarded within two-years of the date of this resolution would apply to County employees for two years after they ceased employment with the County.*

*Chairwoman Heyman reiterated her concerns with this provision being included in the language of the contract.*

*There being no further questions or comments, the Committee members proceeded to vote on the foregoing proposed resolution, as presented.*

### 3 DEPARTMENTS

3A

#### 130750 Resolution

Sally A. Heyman

RESOLUTION AUTHORIZING EXECUTION OF A GENERAL AGREEMENT BETWEEN THE UNITED STATES DEPARTMENT OF THE INTERIOR NATIONAL PARK SERVICE, EVERGLADES NATIONAL PARK AND MIAMI-DADE COUNTY, THROUGH THE MIAMI-DADE FIRE RESCUE DEPARTMENT; ESTABLISHING THE TERMS AND CONDITIONS UNDER WHICH THE PARTIES WILL PROVIDE MUTUAL ASSISTANCE IN PREVENTING, DETECTING AND SUPPRESSING FIRES AND CONDUCTING SEARCH AND RESCUE OPERATIONS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE ACTION TO EXECUTE AMENDMENTS, RENEWALS, AND EXTENSIONS AND TO EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN (Miami-Dade Fire and Rescue Department)

*Forwarded to BCC with a favorable recommendation*

*Mover: Bovo, Jr.*

*Seconder: Edmonson*

*Vote: 3-0*

*Absent: Barreiro*

**Report:** *Assistant County Attorney Alexander Bokor read the foregoing proposed resolution into the record.*

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

3B

**131568 Resolution**

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 POINT EAST ONE CONDOMINIUM CORPORATION, INC., POINT EAST TWO CONDOMINIUM CORPORATION, INC., POINT EAST THREE CONDOMINIUM CORPORATION, INC., AND POINT EAST FOUR CONDOMINIUM CORPORATION, INC., ALL FLORIDA NOT-FOR-PROFIT CORPORATIONS, FOR PREMISES LOCATED AT 2601 POINT EAST DRIVE, AVENTURA, FLORIDA, TO BE UTILIZED BY MIAMI-DADE FIRE RESCUE DEPARTMENT AS A FIRE RESCUE STATION, WITH A TOTAL FISCAL IMPACT TO THE COUNTY ESTIMATED TO BE \$1,769,170 FOR THE INITIAL FIVE-YEAR TERM OF THE LEASE AND THE ADDITIONAL FIVE, FIVE-YEAR RENEWAL OPTION PERIODS; 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: Bovo, Jr.  
Seconder: Edmonson  
Vote: 3-0  
Absent: Barreiro*

**Report:** *Assistant County Attorney Alexander Bokor read the foregoing proposed resolution into the record.*

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

**4 COUNTY MAYOR**

**5 COUNTY ATTORNEY**

**6 CLERK OF THE BOARD**

6A

**131364 Report**

APPROVAL OF CLERKS MEETING MINUTES FOR THE JUNE 12, 2013 PUBLIC SAFETY AND ANIMAL SERVICES COMMITTEE MEETING (Clerk of the Board)

*Approved  
Mover: Bovo, Jr.  
Seconder: Edmonson  
Vote: 3-0  
Absent: Barreiro*

**7      REPORTS**

**8      ADJOURNMENT**

**Report:** *There being no further business to come before the Public Safety and Animal Services Committee, the meeting adjourned at 11:37 a.m.*