



MEMORANDUM
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Clerk of the Board of County Commissioners
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PSASC
Agenda Item No. 6A

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

DATE: April 9, 2014

FROM: Christopher Agrippa
Director, 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:

March 12, 2014

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)

Wednesday, March 12, 2014

9:30 AM

Commission Chambers

Members Present: Bruno A. Barreiro, Esteban L. Bovo, Jr., Sally A. Heyman.

Members Absent: Audrey M. Edmonson.

Members Late: None.

Members Excused: None.

Members Absent County Business: None.

1 MINUTES PREPARED BY:

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

1A INVOCATION AS PROVIDED IN RULE 5.05 (H)

Report: *The Committee convened in a moment of silence,
followed by the Pledge of Allegiance.*

1B ROLL CALL

Report: *In addition to the Committee members,
Commissioner Zapata was present in connection
with Agenda Item 1F1 (Legislative File 140467),
which he sponsored.*

*The following staff members were also present:
Deputy Mayor Edward Marquez; Assistant County
Attorneys Gerald Sanchez and Alexander Bokor;
and Deputy Clerks Jovel Shaw and Mary Smith-
York.*

*Assistant County Attorney Gerald Sanchez advised
that there were no changes requested for today's
(3/12) agenda.*

*It was moved by Commissioner Barreiro that
today's agenda be accepted as presented. This
motion was seconded by Commissioner Bovo, and
upon being put to a vote, passed by a vote of 3-0
(Commissioner Edmonson was absent).*

1F1

140467 Discussion Item**Juan C. Zapata**

DISCUSSION ITEM REGARDING TRAFFIC FINES AS THEY PERTAIN TO UNINCORPORATED MUNICIPAL SERVICE AREA (UMSA)

Presented

Report: *Assistant County Attorney Gerald Sanchez read the foregoing proposed discussion item into the record.*

In response to Commissioner Zapata's inquiry as to how the County processed traffic tickets and fines generated in the Unincorporated Municipal Service Areas (UMSA), Mr. Hugo Salazar, Deputy Director, Office of Management and Budget, explained that after the implementation of Article 5 on July 2004, the 2/3 originating jurisdiction dollars that previously went to UMSA were redirected to the Clerk of Courts. He noted 2/3 of the dollars for tickets/fines generated in municipalities continued to be utilized by that municipality. Mr. Salazar explained that subsequent to Article 5, a \$15 surcharge was implemented to compensate for that loss; however, those dollars were also being used for court operations, such as Teen Court, School Crossing Guards, and Courts Debt Services.

Commissioner Zapata expressed concern that the surcharge fees, implemented to compensate for the loss of traffic ticket revenue and make UMSA whole, were not going to UMSA, but rather to Court Operations.

Chairwoman Heyman concurred with Commissioner Zapata that this issue of funding UMSA needed to be addressed and stated that the Board needed a better understanding of these types of issues pertaining to this County by the State of Florida. She expressed a need to join together with allies in other counties with unincorporated areas to again establish a funding source for UMSA.

Commissioner Zapata pointed out that a funding source currently existed through the \$15 surcharge for traffic tickets and fines generated in UMSA and that this issue was not with Tallahassee, but with the County. Advising that his entire district (District 11) consisted of unincorporated areas, Commissioner Zapata addressed the issue of the funding designated for UMSA being continuously raided and redirected

to fund operations that all County residents should be contributing towards. He questioned whether this could be remedied legislatively and stated that over time those funds should be returned to the people originally entitled to it.

Commissioner Barreiro explained that the County should reduce or eliminate efforts to always take responsibility for bailing out municipalities and other entities when faced with shortfalls.

Commissioner Bovo expressed a need to review the County's revenue and expense reports to verify whether concerns made in the League of Cities' meetings regarding money being taken from municipalities and given to the County or Commissioner Zapata's concern that money was being taken from UMSA was valid. He suggested a calibration of funds be conducted, indicating the amount of money was sent out from UMSA and how much was received into UMSA.

Discussion ensued between Commissioner Zapata and Chairwoman Heyman regarding whether municipalities contributed to UMSA. Chairwoman Heyman referenced a report she previously requested, outlining a breakdown of the County's demographics, indicating whether each area was UMSA or a municipality, and listing the tax rates for each area and asked Deputy Mayor Edward Marquez to present that information to the Finance Committee meeting. She commented that funds were needed to address deterioration of court facilities; however, those funds should not be extracted from another area.

Deputy Mayor Edward Marquez advised that the report requested by Chairwoman Heyman would be reissued and provided to the Finance Committee members. He clarified that the issue of UMSA funding was a budget issue rather than a Public Safety issue and requested that staff be given the opportunity to research it further and bring back the findings to Commissioner Zapata and at the April 7, 2014 Finance Committee meeting.

Commissioner Zapata noted the County needed to be very clear and transparent about the finances with regard to municipalities and UMSA and stated UMSA should be able to sustain it. He expressed his appreciation to the Chairwoman Heyman and members of the Committee for allowing him the opportunity to address his concerns.

1F2

140499 Discussion Item **Sally A. Heyman**
UPDATE ON THE STATUS OF THE MENTAL HEALTH *Presented*
FACILITY

Report: *Assistant County Attorney Gerald Sanchez read the foregoing proposed discussion item into the record.*

Chairwoman Heyman noted Honorable Judge Steve Leifman was unable to attend today's (3/12) meeting due to a scheduling conflict; however, he provided a brief report informing that the Mental Health Diversion Facility was progressing and expressing his appreciation to Committee for keeping this matter active. She stated that by removing individuals with mental illnesses from correctional facilities, the huge financial burden for their care would be placed on the State and the Federal governments. Chairwoman Heyman referred to Judge Leifman's comments and noted he had been working with CAO on whether proposals received in response to the July 2013 solicitation could be considered, or if the project needed to be rebid because the scope of work had changed significantly with the removal of the Miami-Dade Corrections piece. She continued, Judge Leifman stated his preference would be to proceed under the existing energy performance contract to speed up process; however, this was contingent upon the County Attorney's decision that proceeding in this manner was appropriate. Additionally, she noted Judge Leifman indicated he understood that a memorandum was forthcoming, from the County Mayor's office, summarizing the new Director of Corrections' process with moving this project forward; however, the decision of the County Attorney's Office regarding the most feasible and efficient option for securing the design work was eagerly anticipated. Chairwoman Heyman asked Assistant County Attorneys Gerald Sanchez and Alexander Bokor to research whether proposals received in response to the July 2013 solicitation could be considered for securing the design work or if the project needed to be rebid, and to submit the findings directly to Honorable Judge Steven Leifman with copies to the Director of Corrections, Deputy Mayor Genaro "Chip" Iglesias, and she.

1F3

140501 Discussion Item **Sally A. Heyman**
UPDATE ON THE COST OF REINSTATING ONE OR *Presented*
BOTH OF THE FIRE BOATS

Report: *Assistant County Attorney Gerald Sanchez read the foregoing proposed discussion item into the record.*

Chief David Downey, Miami-Dade Fire Rescue Director, advised that a report on the findings from research conducted on several options was forthcoming in the near future. He provided a brief update on the reinstatement of the Fire Boats and noted staff had determined there were four options available to the department. Chief Downey stated three of the four options which required the tendering concept, whereby the crews on one unit were responsible for tendering the fire boat(s). He advised that the tendering concept was considered the most feasible option, both financially and with respect to deploying the necessary assets. Chief Downey stated the Port of Miami was the location where the fire boat should be positioned and the tendering and cross training aspects would be negotiated with local governments; adding that a possible secondary rescue boat could be stationed in north end of the County. He stated that any of those options would cost between \$.5 million and \$2 million and noted that, in addition to any tendering activities out of the Port of Miami, the obligation to provide land-based fire and rescue services remained. Chief Downey advised that discussion had occurred regarding placing a transport rescue at that location; however, if no additional unit was placed there, district units would be moved up. He noted the mutual aid agreements between the County and the City of Miami could not be used exclusively for this purpose.

In response to Chairwoman Heyman's inquiry as to what average number of calls coming into the Port of Miami were for the fire boat, Chief Downey stated that the number of calls for fire boat services within that area averaged from one to two calls per day; adding that this information was not exclusively for the Port of Miami.

Chairwoman Heyman stated that she was informed that the average calls were approximately one per week asked Chief Downey to review the activity specifically for the Port of

Miami and provide this Committee with a report clarifying the discrepancy.

In response to Chairwoman Heyman's question regarding the half million dollar amount, Mr. Al Cruz, International Association of Firefighters – Local 1403, Miami-Dade Fire Rescue (MDFR), stated that fire boat personnel must be properly trained and that language pertaining to this issue could be established into the contract. Mr. Cruz acknowledged the need for a rescue unit at the Port of Miami and advised that one additional team of staff members would be sufficient for four units, one of which would be a fire boat, at that location.

Pertaining to Commissioner Barreiro's concern with the need for increased dialogue between the County and municipal fire departments, Chief Downey stated MDFR continued exploring opportunities, adding that he met on a monthly basis with the chiefs of local fire departments to discuss options, including automatic/mutual aid. He noted staff's efforts to explore other opportunities, including leveraging logistics, in an effort to compensate for the citizens of municipalities losing a service within their cities for which they had paid.

Chairwoman Heyman expressed her appreciation to the Administration and union representatives for their working together to address the need to bring the fire boat back into service.

1G PUBLIC HEARING

1G1

140150 Ordinance

Sen. Javier D. Souto

ORDINANCE AMENDING SECTION 33-1(79) OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA PERTAINING TO NUMBER OF PIGEONS THAT MAY BE KEPT IN NONCOMMERCIAL PIGEON LOFTS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Forwarded to BCC with a favorable recommendation

Mover: Bovo, Jr.

Seconder: Barreiro

Vote: 3-0

Absent: Edmonson

Report: *Assistant County Attorney Gerald Sanchez read the foregoing proposed ordinance into the record.*

Chairwoman Heyman opened the public hearing and seeing no person appear, she closed the public hearing.

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

2 COUNTY COMMISSION

2A

140483 Resolution**Esteban L. Bovo, Jr.**

RESOLUTION DIRECTING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO RESEARCH ALTERNATIVE FIREFIGHTER STAFFING MODELS AND PRESENT FINDINGS TO THE BOARD WITHIN SIXTY (60) DAYS

Forwarded to BCC with a favorable recommendation

Mover: Bovo, Jr.

Seconded: Heyman

Vote: 3-0

Absent: Edmonson

Report: *Assistant County Attorney Gerald Sanchez read the foregoing proposed resolution into the record.*

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

Commissioner Bovo noted the purpose of this resolution was to request the County Administration to review and evaluate previous and current staffing systems in the Miami-Dade County Fire Department and bring back recommendations on whether the current 24 hours on/48 hours off staffing system should be continued or morphed into a different system. He emphasized that this was a request for information only and asked that his colleagues support this item.

Mr. Al Cruz, International Association of Firefighters (IAFF) – Local 1403, Miami-Dade Fire Rescue (MDFR), stated the MDFR, for nearly 40 years, had operated on a 24-hour shift system, consisting of three-platoon shifts: A, B, and C, each working 24 straight hours. He noted the ten-hour shift system (10/14) recommended by Commissioner Bovo was a four-platoon shift that would require hiring an additional group of firefighters; therefore, costs would be increased and gaps created. Mr. Cruz explained how costs to the County would decrease through the hiring of more classes, which would reduce the overtime budget. He expressed opposition to the proposed resolution and noted MDFR members wished to maintain the efficient and effective three-shift system.

Chairwoman Heyman pointed out that this resolution was simply requesting staff to conduct research and bring back information on this staffing issue. She stated that the current staffing system had been in place for over 30 years and

that the basis for the study was efficiency by comparison to other systems. Chairwoman Heyman advised that the focus of this study was not only on saving money, but also on efforts to attain greater efficiency and best return on expenditures. She referenced a request to the MDFR Director, based on this resolution, to reach out to the IAFF Local 1403 representative and bring back, in 60 days, a report to this Committee.

Commissioner Bovo reiterated that this was a request for research only and noted in light of the recent economic impacts, a system in place for the last 30 years should, at the least, be analyzed.

Mr. Cruz stated the MDFR staff currently worked a 48-hour work week and the 10/14 system utilized a 42-hour work week. He stated Florida laws allowed firefighters to work over 40 hours per week; however, with the proposed 10/14 system, manpower and salaries would need to be increased.

Chairwoman Heyman asked Mr. Cruz to present a copy of the information he was referencing at the next committee meeting for reference during discussion of this issue.

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

2B

140455 Resolution**Dennis C. Moss**

RESOLUTION DIRECTING THE MAYOR OR MAYOR'S DESIGNEE TO REPORT TO THE BOARD REGARDING STANDARDS FOR MIAMI-DADE POLICE DEPARTMENT OFFICER UNIFORMS

Forwarded to BCC with a favorable recommendation

Mover: Bovo, Jr.

Seconder: Barreiro

Vote: 3-0

Absent: Edmonson

Report: Assistant County Attorney Gerald Sanchez read the foregoing proposed resolution into the record.

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

3 DEPARTMENT

4 COUNTY MAYOR

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

6A

140409 Report

APPROVAL OF CLERK'S MEETING MINUTES FOR THE PUBLIC SAFETY & ANIMAL SERVICES COMMITTEE: FEBRUARY 12, 2014 (Clerk of the Board)

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

Report: *Assistant County Attorney Gerald Sanchez read the foregoing proposed report into the record.*

Hearing no questions or comments, the Committee proceeded to vote on the foregoing report as presented.

7 REPORT(S)

7A

140522 Report

SUNSET REVIEW OF COUNTY BOARDS FOR 2014 – NUISANCE ABATEMENT BOARD

Report Received
Mover: Bovo, Jr.
Seconder: Barreiro
Vote: 3-0
Absent: Edmonson

Report: *Assistant County Attorney Gerald Sanchez read the foregoing proposed report into the record.*

Hearing no questions or comments, the Committee proceeded to vote on the foregoing report as presented.

7B

140523 Report

SUNSET REVIEW OF COUNTY BOARDS FOR 2014 –
FIRE PREVENTION AND SAFETY APPEALS BOARD

Report Received
Mover: Bovo, Jr.
Seconder: Barreiro
Vote: 3-0
Absent: Edmonson

Report: *Assistant County Attorney Gerald Sanchez read the foregoing proposed report into the record.*

Hearing no questions or comments, the Committee proceeded to vote on the foregoing report as presented.

7C NON-AGENDA ITEMS REPORT

Report: *Chairwoman Heyman provided an update on the lease agreement with the Society for the Prevention of Cruelty to Animals (SPCA), supported by this Committee last year, to use County-owned land, near Homestead Air Force Base, for the care of large animals, by the SPCA, in collaboration with the Animal Services Department (ASD), the Humane Society, and other rescue groups. She stated that a new Corrections and Rehabilitation Department Director was appointed and that the Police Act Patrol, Corrections Boot Camp, SPCA, and ASD were working to bring this initiative to fruition. Chairwoman Heyman noted other efforts being explored were contracts for community service cleanups by individuals unable to pay court costs, fees and fines and were willing to perform community services to satisfy their debt.*

8 ADJOURNMENT

Report: *There being no further business to come before the Committee, the meeting was adjourned at 10:26 a.m.*