MEMORANDUM

Agenda Item No. 7(D)

TO:	Honorable Chairwoman Rebeca Sosa and Members, Board of County Commissioners	**DATE:**	May 6, 2014
FROM:	R. A. Cuevas, Jr. County Attorney	**SUBJECT:**	Ordinance amending Sections 2-1335 and 2-1336 of the Code to modify the membership of the Community Image Advisory Board

This item was amended at the 4-7-14 Cultural Affairs and Recreation Committee. The changes are located in Section 2-1335(1)(b) to provide for two representatives from the Miami-Dade County Public Works and Waste Management Department ("PWWM"); as previously drafted the ordinance provided for only one member from PWWM.

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Dennis C. Moss.

R. A. Cuevas, Jr.
County Attorney

RAC/smm

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Memorandum

MIAMI-DADE COUNTY

Date: May 6, 2014

To: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor

Subject: Ordinance Amending Sections 2-1335 and 2-1336 of the Code of Miami-Dade County, Florida to Modify the Membership of the Community Image Advisory Board ("CIAB"), provide for the CIAB's Appointment of its own membership, and replace references to "County Manager" with "County Mayor"

The proposed ordinance amends Sections 2-1335 and 2-1336 of the Code to modify the membership of the Community Image Advisory Board. Implementation of this ordinance will not have a fiscal impact to the County.

Michael Spring
Senior Advisor to the Mayor

Fls6114

MEMORANDUM

(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: May 6, 2014

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

SUBJECT: Agenda Item No. 7(D)

Please note any items checked.

_____ **"3-Day Rule" for committees applicable if raised**

_____ **6 weeks required between first reading and public hearing**

_____ **4 weeks notification to municipal officials required prior to public hearing**

_____ **Decreases revenues or increases expenditures without balancing budget**

_____ **Budget required**

_____ **Statement of fiscal impact required**

_____ **Ordinance creating a new board requires detailed County Mayor's report for public hearing**

_____ **No committee review**

_____ **Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous _____) to approve**

_____ **Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required**

Approved _____ Mayor

Veto _____

Override _____

Agenda Item No. 7(D)

5-6-14

ORDINANCE NO. _____

ORDINANCE AMENDING SECTIONS 2-1335 AND 2-1336 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA TO MODIFY THE MEMBERSHIP OF THE COMMUNITY IMAGE ADVISORY BOARD ("CIAB"), PROVIDE FOR THE CIAB'S APPOINTMENT OF ITS OWN MEMBERSHIP, AND REPLACE REFERENCES TO "COUNTY MANAGER" WITH "COUNTY MAYOR"; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

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

Section 1. Section 2-1335 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:[1]

Sec. 2-1335. Organization of the Board.

1. *Membership.* The Advisory Board shall be made up of the following members:

   a. A representative from Florida Department of Transportation;

   b. [[~~A~~]][2] >>Two<< representative>>s<< from the Miami-Dade County [[~~Solid Waste~~]] >>Public Works and Waste Management<< Department;

   [[~~c. A representative member from Team Metro.~~

   ~~d.~~]]>>c.<< A representative from [[~~each municipality~~]] >>seven municipalities<< located within Miami-Dade County;

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

[2] Committee amendments are indicated as follows: Words double stricken through and/or [[double bracketed]] are deleted, words double underlined and/or >>double arrowed<< are added.

[[~~e. A representative from West Kendall;~~

~~f. A representative from the Miami-Dade County Public Works Department;~~

~~g.~~]]>>d.<< A representative from the Miami-Dade Transit [[~~Agency~~]] >>Department<<;

[[~~h.~~]]>>e.<< [[~~A representative~~]] >>Two representatives<< from the Miami-Dade County [[~~Park and Recreation Department~~]] >>Parks, Recreation, and Open Spaces Department<<;

[[~~i.~~]]>>f.<< A representative from the County [[~~Manager's~~]] >>Mayor's<< Office;

[[~~j.~~]]>>g.<< A Miami-Dade County Commissioner from each Commission District or his or her designee;

[[~~k.~~]]>>h.<< A representative from [[~~the Expressway Authority~~]] >>Miami-Dade Expressway Authority<<;

[[~~l.~~]]>>i.<< A representative from the Miami-Dade County Aviation Department;

[[~~m.~~]]>>j.<< A representative from the Miami-Dade County Seaport;

[[~~n.~~]]>>k.<< A representative from the Miami-Dade [[~~Planning & Zoning~~]] >>Regulatory and Economic Resources<< Department;

[[~~o.~~]]>>l.<< A representative from the Metropolitan Planning Organization ("MPO");

[[~~p.~~]]>>m.<< A representative from Miami-Dade County Public Schools;

[[~~q.~~]]>>n.<< A representative from Transportation Aesthetics Review Committee ("TARC");

[[~~r.~~]]>>o.<< A representative from the Citizen's Transportation Advisory Committee ("CTAC");

[[~~s. A representative from the Homestead/Florida City Chamber of Commerce;~~

~~t.~~]]>>p.<< A representative from [[~~the Greater Miami Chamber of Commerce~~]] >>one chamber of commerce in Miami-Dade County<<;

[[~~u.~~]]>>q.<< A representative from the Greater Miami Convention and Visitors Bureau;

[[~~v.~~]]>>r.<< A representative from the Downtown Development Authority;

[[~~w.~~]]>>s.<< A representative from the Miami-Dade League of Cities;

[[~~x.~~]]>>t.<< [[~~A representative from Amtrak~~]]>>A representative from the train / railroad industry<<;

[[~~y. A representative from Tri-Rail;~~

~~z.~~]]>>u.<< A representative [[~~on behalf of the media sector~~]] >>from the Miami Herald;

v. A representative from the University of Florida's Institute of Food and Agricultural Sciences (UF/IFAS) / Miami-Dade County Cooperative Extension;

w. A representative from two institutes of higher education;

x. Two members at large; and

y. A representative from two non-profit organizations within Miami-Dade County.

Notwithstanding the foregoing, the Advisory Board shall be permitted, by majority vote, to alter the composition of the Advisory Board without further amendment of this Ordinance. To the extent the Advisory Board creates new membership categories under this paragraph, the Advisory Board shall notify the Clerk of the Board of County Commissioners of the new membership category created. Persons selected to fill new membership categories created by the Advisory Board shall be appointed in accordance with Section (2), below.<<

2. *Appointment of* >>*Chairperson and Members of Advisory Board*<<[[~~*members*~~]]. [[~~The County Manager~~]] >>The Chairperson of the Advisory Board shall be appointed by the Chairperson of the Board of County Commissioners. A person designated by the Advisory Board<< shall contact each of the organizations, companies, and municipalities referenced in Section (1) above, and shall request that each

of these organizations, companies, and municipalities submit the names of at least one (1) interested and eligible nominee. >>The membership slots for municipalities created under Section (1)(d) shall be filled on a first-come, first-served basis.<< [[~~The nominee from West Kendall shall be selected by the Commissioner for District 11.~~]] These nominees shall be submitted to the [[~~Board of County Commissioners~~]] >>Advisory Board<< in the form of a report for approval and appointment to the Advisory Board.

3. >>*Unfilled Membership Vacancies.* If any membership slot created under Section (1) remains unfilled for a period of three (3) months from the date the vacancy occurs, then the Advisory Board may fill said vacant membership slot as if that slot were designated for an at-large member under Section (1).<<

* * *

7. *Staff and Facility Support.* The County [[~~Manager~~]] >>Mayor<< and the County Attorney shall provide such staff support to the Advisory Board as may be necessary to accomplish its purpose. The County [[~~Manager~~]] >>Mayor<< will provide such facilities as the Advisory Board may deem necessary to accomplish its purposes.

Section 2. Section 2-1336 of the Code of Miami-Dade County, Florida, is hereby created to read as follows:

Sec. 2-1336. Function.

* * *

4. Implementation of the Community Image Plan. It shall be the responsibility of the County [[~~Manager~~]] >>Mayor<< to implement the elements of the plans that she or he, in her or his discretion, determines are in the best interest of the County.

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

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

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

PASSED AND ADOPTED:

Approved by County Attorney as to form and legal sufficiency: JAC

Prepared by: MAG

Miguel A. Gonzalez

Prime Sponsor: Commissioner Dennis C. Moss