

# MEMORANDUM

Agenda Item No. 11(A)(25)

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**TO:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners

**DATE:** February 3, 2015

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

**SUBJECT:** Resolution waiving by a two-thirds vote of members present the term limit restriction pursuant to section 2-2062(g) of the Code for the reappointment of Jose Leoncio to the Miami-Dade County Youth Commission by the District 10 County Commissioner

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

  
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R. A. Cuevas, Jr.  
County Attorney

RAC/smm



# MEMORANDUM

(Revised)

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and Members, Board of County Commissioners

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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

Agenda Item No. 11(A)(25)

Veto \_\_\_\_\_

2-3-15

Override \_\_\_\_\_

RESOLUTION NO. \_\_\_\_\_

RESOLUTION WAIVING BY A TWO-THIRDS VOTE OF MEMBERS PRESENT THE TERM LIMIT RESTRICTION PURSUANT TO SECTION 2-2062(G) OF THE CODE OF MIAMI-DADE COUNTY FOR THE REAPPOINTMENT OF JOSE LEONCIO TO THE MIAMI-DADE COUNTY YOUTH COMMISSION BY THE DISTRICT 10 COUNTY COMMISSIONER

**WHEREAS**, on January 21, 2010, the Board of County Commissioners enacted Ordinance No. 10-06, amending Chapter 2, section 2-11.38.2 of the Code of Miami-Dade County, Florida to permit the waiver of term limits for members of County boards; and

**WHEREAS**, according to section 2-2062(b) of the Code of Miami-Dade County, each County Commissioner appoints two members of the Miami-Dade County Youth Commission (“Youth Commission”), an advisory board to the County Commission; and

**WHEREAS**, according to section 2-2062(g) of the Code of Miami-Dade County, “no member shall serve more than two (2) years as a member of the Youth Commission[,];” and

**WHEREAS**, in accordance with section 2-11.38.2 of the Code of Miami-Dade County, the Board of County Commissioners may, by a two-thirds vote of members present, waive the term limit restriction; and

**WHEREAS**, Jose Leoncio (“Leoncio”), an eleventh grader at Terra Environmental Research Institute, is serving his second consecutive year as a member of the Youth Commission; and

**WHEREAS**, Leoncio serves as the Youth Commission’s parliamentarian, as well as chair of the Youth Commission’s Advocacy and Legislative Committee; and

**WHEREAS**, Leoncio is a dedicated member of the Youth Commission; and

**WHEREAS**, Leoncio was appointed by the District 10 County Commissioner to serve on the Youth Commission; and

**WHEREAS**, the District 10 County Commissioner wishes to re-appoint Leoncio to serve a third year on the Youth Commission,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that this Board, by a two-thirds vote of the members present, waives the restriction that a particular member of the Youth Commission may not serve more than two years to allow for the reappointment of Jose Leoncio by the District 10 County Commissioner to an additional one year term as member of the Youth Commission.

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

- |                                     |                      |
|-------------------------------------|----------------------|
| Jean Monestime, Chairman            |                      |
| Esteban L. Bovo, Jr., Vice Chairman |                      |
| Bruno A. Barreiro                   | Daniella Levine Cava |
| Jose "Pepe" Diaz                    | Audrey M. Edmonson   |
| Sally A. Heyman                     | Barbara J. Jordan    |
| Dennis C. Moss                      | Rebeca Sosa          |
| Sen. Javier D. Souto                | Xavier L. Suarez     |
| Juan C. Zapata                      |                      |

The Chairperson thereupon declared the resolution duly passed and adopted this 3<sup>rd</sup> day of February, 2015. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the Board.

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

HARVEY RUVIN, CLERK

By: \_\_\_\_\_  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

ER

Estephanie Resnik