



MEMORANDUM

MSC
Agenda Item No. 6B

TO: Honorable Chairwoman Barbara J. Jordan
and Members, Metropolitan Services Committee

DATE: May 13, 2015

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 Metropolitan Services Committee:

April 15, 2015

CA/mf
Attachment



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

CLERK'S SUMMARY OF Meeting Minutes Metropolitan Services Committee

Barbara J. Jordan (1), Chair; Sally A. Heyman (4), Vice Chair; Commissioners Jose "Pepe" Diaz (12), Audrey M. Edmonson (3), Javier D. Souto (10) and Juan C. Zapata (11)

Wednesday, April 15, 2015

2:00 PM

COMMISSION CHAMBER

Members Present: Audrey M. Edmonson, Sally A. Heyman, Barbara J. Jordan, Juan C. Zapata.

Members Absent: Jose "Pepe" Diaz, Javier D. Souto.

Members Late: None.

Members Excused: None.

Members Absent County Business: None.

1 MINUTES PREPARED BY:

Report: *Maryse Fontus, Commissioner Reporter
(305) 375-4906*

1A INVOCATION AS PROVIDED IN RULE 5.05 (H)

Report: *Chairwoman Jordan convened the Metropolitan Services Committee meeting at 2:24 p.m. with a moment of silent meditation. She requested that Board of County Commissioners' Chairman Jean Monestime's mother be remembered, as she passed away over the weekend.*

1B **ROLL CALL**

Report: *In addition to the Committee members, the following staff members were present: Deputy Mayor Russell Benford; Assistant County Attorneys Gerald Sanchez, Monica Rizzo, Suzanne Villano-Charif, Sarah Davis and Shannon Summerset-Williams; and Deputy Clerks Jovel Shaw, Maryse Fontus and Loren Smith.*

Assistant County Attorney Gerald Sanchez noted in addition to the changes requested in the Board of County Commissioners' Chairman Jean Monestime's memorandum entitled "Requested Changes to the Metropolitan Services Committee Agenda;" Commissioner Souto had requested the deferral of Agenda Item 2C to the next Committee meeting, and Commissioner Diaz had requested to be added as a co-prime sponsor of Agenda Item 3F. He said those were the only requested changes, and a motion to set the agenda was in order.

It was moved by Commissioner Heyman that the Committee approve today's (4/15) agenda, with the changes noted by Assistant County Attorney Sanchez. This motion was seconded by Commissioner Edmonson, and upon being put to a vote, the motion passed by a vote of 4-0 (Commissioners Diaz and Souto were absent).

1C **PLEDGE OF ALLEGIANCE**

Report: *The Pledge of Allegiance followed the moment of silence.*

1D **REASONABLE OPPORTUNITY FOR THE
PUBLIC TO BE HEARD AS PROVIDED IN
RULE 6.06**

Report: *Chairwoman Jordan announced that in accordance with the Board of County Commissioners' Rules of Procedure, Rule 5.05, the public would have a reasonable opportunity to be heard on items and matters before the Board. She called for members of the public wishing to speak on any agenda item to come forward, and said that each person would be given two minutes to speak.*

Mr. Sam Gilmore, 2230 N.W. 193 Terrace, Miami Gardens, appeared before the Committee, and asked to speak on a subject that was not on today's (4/15) agenda.

Chairwoman Jordan informed him that the public hearing provided the members of the public the opportunity to speak solely on items that were on the agenda.

Mr. Robert Deresz, 200 S.E. 15 Rd, Unit 7-K, Miami, appeared before the Committee and noted he wished to speak on Agenda Item 1G2.

Chairwoman Jordan informed him that this was a public hearing item, and he would have the opportunity to speak when she opened the public hearing for this item.

1E **SPECIAL PRESENTATION(S)**

1E1

150626 **Service Awards**

Jean Monestime

PRESENTATION OF SERVICE AWARD TO THE
FOLLOWING EMPLOYEE:

Presented

GARY GOURDET - CORRECTIONS - 30 YEARS

1E2

150747 Special Presentation Barbara J. Jordan
PRESENTATION RECOGNIZING ANIMAL SERVICES VOLUNTEERS Presented

1F DISCUSSION ITEM(S)

1G PUBLIC HEARING

1G1

150297 Ordinance Audrey M. Edmonson,
Daniella Levine Cava, Jose "Pepe" Diaz, Sally A. Heyman,
Barbara J. Jordan, Juan C. Zapata
ORDINANCE AMENDING SECTION 8-31 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, REVISING SUBSECTIONS PERTAINING TO UNDERWATER POOL LIGHTING FOR PRIVATE SWIMMING AND RECREATIONAL BATHING POOLS IN AREAS OF INCORPORATED AND UNINCORPORATED MIAMI-DADE COUNTY TO CONFORM TO THE PROVISIONS IN THE FORTHCOMING FLORIDA BUILDING CODE 5TH EDITION, PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE
Forwarded to BCC with a favorable recommendation
Mover: Edmonson
Seconder: Heyman
Vote: 4-0
Absent: Souto, Diaz

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

Chairwoman Jordan opened the public hearing on the foregoing proposed ordinance. She closed the public hearing after no one appeared wishing to speak.

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

Commissioners Heyman and Jordan asked to be listed as co-sponsors of the foregoing proposed ordinance.

1G2

150558 Ordinance

Xavier L. Suarez

Amended

ORDINANCE RELATED TO BOATING SAFETY;
CREATING ARTICLE XIX, SECTION 21-287 OF
CHAPTER 21 OF THE CODE OF MIAMI-DADE COUNTY,
FLORIDA TO PROVIDE FOR DEFINITIONS AND
RESTRICTIONS RELATING TO THE OPERATION OF
WATER VESSELS ON MIAMI-DADE COUNTY
WATERWAYS; AMENDING CHAPTER 8CC OF THE
CODE OF MIAMI-DADE COUNTY, FLORIDA RELATING
TO MIAMI-DADE COUNTY DIVERSION PROGRAM
AND PENALTIES; PROVIDING SEVERABILITY,
INCLUSION IN THE CODE, AND AN EFFECTIVE DATE
(SEE AGENDA ITEM NO. 31) (Miami-Dade Police
Department)

Report: *Please see Agenda Item 1G2 Amended, Legislative
File No. 150978, for the amended version.*

1G2 Amended

150978 Resolution

Xavier L. Suarez

ORDINANCE RELATED TO BOATING SAFETY; CREATING ARTICLE XIX, SECTION 21-287 OF CHAPTER 21 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA TO PROVIDE FOR DEFINITIONS AND RESTRICTIONS RELATING TO THE OPERATION OF WATER VESSELS ON MIAMI-DADE COUNTY WATERWAYS; AMENDING CHAPTER 8CC OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA RELATING TO MIAMI-DADE COUNTY DIVERSION PROGRAM AND PENALTIES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 150558] (Miami-Dade Police Department)

Forwarded to BCC with a favorable recommendation with committee amendment(s)

Mover: Edmonson

Seconder: Heyman

Vote: 4-0

Absent: Souto, Diaz

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

Chairwoman Jordan opened the public hearing on the foregoing proposed ordinance.

Mr. Thomas W. Harris Sr. (phonetic spelling), 15021 S.W. 113 Place, Miami appeared before the Committee in support of the foregoing proposed ordinance.

Mr. Robert Deresz, 200 S.W. 15 Rd, Unit 7-K, Miami, appeared before the Committee in support of the foregoing proposed ordinance. He noted he was the owner of a number of pleasure boats and had been involved in the marine industry since the 1970s. He said that over the years he witnessed various dangerous situations caused by rafting water vessels.

Chief Charles Press, 88 W. McIntyre St., Key Biscayne, appeared before the Committee in support of the foregoing proposed ordinance. He noted he was born and raised in Miami, was the Police Chief of the Village of Key Biscayne, and the President of the Miami-Dade County Chiefs of Police Association. Mr. Press said that he worked with the Miami Beach Police Department for the first 30 years of his career and with the their Marine Patrol for under six years. He stated that safety was his main concern during the Columbus Day Festival Regatta as there were a massive number of boats tied up together, involving parties, drugs and violence.

Chairwoman Jordan closed the public hearing

after no one else appeared wishing to speak.

It was moved by Commissioner Edmonson that the foregoing proposed ordinance be adopted. This motion was seconded by Commissioner Heyman, followed by discussion.

Commissioner Heyman said that she was supportive of the foregoing proposed ordinance; however, she would like to offer an amendment. She said that while she agreed with the fines, the citation and the diversion program, she was opposed to imposing jail time. Commissioner Heyman noted she was a member of the Miami-Dade Criminal Justice Council and the Public Safety and Animal Services Committee, and both bodies were trying to decrease the inmate population. She stated that she was supportive of the item but with an amendment to remove imprisonment as a punishment.

In response to Commissioner Zapata's question as to whether a more severe penalty could be imposed for repeat offenders, Commissioner Heyman noted offenders would receive a citation for a code violation and there was a diversion program. She asked the Assistant County Attorney whether the item could be amended to reflect Commissioner Zapata's concerns.

Assistant County Attorney Suzanne Villano-Charif advised that Section (1)(d)(2) of the item could be amended to read as follows: "Repeat offenders may be imprisoned in the County jail for a period not to exceed 30 days."

Pursuant to Chairwoman Jordan's question regarding the reason the Intercoastal Waterway was excluded from the foregoing proposed ordinance, Assistant County Attorney Suzanne Villano-Charif explained that it was regulated by State Statute and was not subject to the County's jurisdiction.

Hearing no further questions or comments, the Committee members proceeded to vote on the foregoing proposed ordinance, as amended to modify Section (1)(d)(2) to read: "Repeat offenders may be imprisoned in the County jail for a period not to exceed 30 days."

2 COUNTY COMMISSION

2A

150110 Resolution Rebeca Sosa

RESOLUTION DIRECTING THE MAYOR OR MAYOR'S DESIGNEE TO HAVE A STUDY CONDUCTED ON THE COOLING CANAL SYSTEM AT TURKEY POINT POWER PLANT; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO ENTER INTO OR MODIFY A PROFESSIONAL SERVICES CONTRACT IN AN AMOUNT NOT TO EXCEED \$50,000.00; WAIVING REQUIREMENTS IN RESOLUTION NO. R-130-06 AND IMPLEMENTING ORDER 3-38; AND DIRECTING THE MAYOR OR MAYOR'S DESIGNEE TO PRESENT A REPORT TO THE BOARD

Withdrawn
Mover: Heyman
Seconder: Edmonson
Vote: 4-0
Absent: Souto, Diaz

2B

150457 Resolution Sen. Javier D. Souto, Jean Monestime

RESOLUTION DIRECTING THE MAYOR OR DESIGNEE TO DEVELOP A PLAN FOR THE CREATION OF A COUNTY SPECIALIZED TOURIST POLICE UNIT, INCLUDING ASSOCIATED COSTS AND PROPOSED FUNDING FOR THE CREATION AND IMPLEMENTATION OF SUCH POLICE UNIT, AND TO PROVIDE THE PLAN WITHIN 90 DAYS

Deferred to no date certain
Mover: Heyman
Seconder: Edmonson
Vote: 4-0
Absent: Souto, Diaz

2C

150618 Resolution Sen. Javier D. Souto

RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO CONDUCT A FEASIBILITY STUDY TO EXAMINE THE RESTORATION OF THE MOUNTED PATROL UNIT IN CONSULTATION WITH APPROPRIATE PARTIES AND PROVIDE A REPORT

Deferred to next committee meeting
Mover: Heyman
Seconder: Edmonson
Vote: 4-0
Absent: Diaz, Souto

3 DEPARTMENT

3A

150700 Resolution **Juan C. Zapata**

RESOLUTION DECLARING SURPLUS COUNTY-OWNED RIGHT-OF-WAY LOCATED IN SECTION 1, TOWNSHIP 55 SOUTH, RANGE 38 EAST IDENTIFIED AS PARCEL NO. 112.1; AUTHORIZING THE CONVEYANCE OF SAME TO THE FLORIDA DEPARTMENT OF TRANSPORTATION IN ACCORDANCE WITH FLORIDA STATUTE SECTION 125.38 AT NOMINAL SUM OF \$10.00 FOR IMPROVEMENTS ALONG STATE ROAD 997 BETWEEN SW 136TH STREET AND STATE ROAD 94; AUTHORIZING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO TAKE ALL ACTIONS NECESSARY TO ACCOMPLISH THE CONVEYANCE OF SAID PROPERTY; AND AUTHORIZING THE CHAIRPERSON OR VICE CHAIRPERSON OF THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE A COUNTY DEED FOR SUCH PURPOSES (Public Works & Waste Management)

Forwarded to BCC with a favorable recommendation
Mover: Zapata
Second: Heyman
Vote: 4-0
Absent: Souto, Diaz

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

Commissioner Zapata noted this item was a simple transaction to allow for improvements along State Road 997 (177th Ave/Krome Avenue).

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

3B

150546 Resolution **Sally A. Heyman**

RESOLUTION APPROVING INTERAGENCY AGREEMENT WITH THE FLORIDA DEPARTMENT OF CORRECTIONS TO PROVIDE TEMPORARY HOUSING AND SUPPORT FOR INMATES DURING AN ACTUAL OR ANTICIPATED EMERGENCY; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME AND EXERCISE CANCELLATION PROVISIONS CONTAINED THEREIN (Corrections & Rehabilitation Department)

Forwarded to BCC with a favorable recommendation
Mover: Heyman
Second: Edmonson
Vote: 4-0
Absent: Souto, Diaz

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

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

3C

150520 Resolution

RESOLUTION APPROVING AWARD OF A PROFESSIONAL SERVICE AGREEMENT TO M.C. HARRY AND ASSOCIATES, INC. IN AN AMOUNT NOT TO EXCEED \$1,650,000.00 FUNDED FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM FUNDS FOR ARCHITECTURAL, ENGINEERING, AND SPECIALTY CONSULTING SERVICES FOR PROJECT NO. A13-CUA-02 GOB - HISTORYMIAMI RENOVATION PROJECT WITH AN INITIAL THREE YEAR TERM WITH TWO ONE-YEAR OPTIONS TO RE-NEW; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE AGREEMENT AND TO EXERCISE THE PROVISIONS CONTAINED THEREIN (Department of Cultural Affairs)

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Seconder: Edmonson

Vote: 4-0

Absent: Diaz, Souto

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

In response to Chairwoman Jordan's question regarding the amount of the construction budget for this project, Mr. Michael Spring, Senior Advisor to the Mayor/Director Cultural Affairs, indicated that the total allocation from Building Better Communities General Obligation Bond Program Funds for the project was approximately \$10 million, less the value of this architectural and engineering services. He stated that the remaining balance of the \$10 million would be available for construction.

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

3D

150713 Resolution Sally A. Heyman

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO ENTER INTO AGREEMENTS WITH FEDERAL AND STATE AGENCIES RELATED TO RESPONSES TO CHEMICAL TERRORISM AND OTHER CHEMICAL EMERGENCIES THAT THREATEN THE PUBLIC HEALTH AND SAFETY WHERE THOSE AGREEMENTS CONTAIN ANY INFORMATION THAT IS CONFIDENTIAL OR OTHERWISE EXEMPT FROM DISCLOSURE PURSUANT TO SECTIONS 381.95 OR 395.1056 OF THE FLORIDA STATUTES, AFTER CONSULTATION WITH AND SUBJECT TO APPROVAL AS TO FORM AND LEGAL SUFFICIENCY BY THE COUNTY ATTORNEY'S OFFICE; AND DIRECTING THE COUNTY MAYOR OR COUNTY'S MAYOR DESIGNEE TO PROVIDE AN ANNUAL REPORT (Miami-Dade Fire and Rescue Department)

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Seconder: Edmonson

Vote: 4-0

Absent: Diaz, Souto

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

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

3E

150344 Resolution Sally A. Heyman

RESOLUTION RATIFYING EXECUTION BY COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE OF MEMORANDUM OF UNDERSTANDING BETWEEN THE BROWARD SHERIFF'S OFFICE AND MIAMI-DADE COUNTY, THROUGH THE MIAMI-DADE POLICE DEPARTMENT, RELATING TO BROWARD SHERIFF'S OFFICE WORKERS' COMPENSATION FRAUD TASK FORCE; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE TERMINATION AND RENEWAL PROVISIONS CONTAINED THEREIN (Miami-Dade Police Department)

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Seconder: Edmonson

Vote: 4-0

Absent: Souto, Diaz

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

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

3F

150405 Resolution

Sally A. Heyman,

Jose "Pepe" Diaz

RESOLUTION RATIFYING THE EXECUTION BY THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE OF MEMORANDUM OF UNDERSTANDING BETWEEN THE UNITED STATES MARINE CORPS AND MIAMI-DADE COUNTY, AND THE NOTIFICATION OF TRAINING FOR THE UNITED STATES MARINE CORPS TO CONDUCT TRAINING ACTIVITIES WITHIN MIAMI-DADE COUNTY; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE THE PROVISIONS CONTAINED THEREIN, INCLUDING EXECUTION OF NOTIFICATIONS OF TRAINING (Miami-Dade Police Department)

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Second: Edmonson

Vote: 4-0

Absent: Diaz, Souto

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

Commissioner Heyman noted Commissioner Diaz asked to be listed as a co-sponsor of the forgoing proposed resolution.

Responding to Commissioner Zapata's question regarding the type of training that would be provided, Chief J.D. Patterson, Miami-Dade Police Department, briefly described the different types of training provided.

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

3G

150712 Resolution**Sally A. Heyman**

RESOLUTION RATIFYING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE ACTION TO EXECUTE AN INTERLOCAL COOPERATION AGREEMENT BETWEEN MIAMI-DADE COUNTY AND MUNICIPALITIES WHICH OPERATE AN EMERGENCY 911 SYSTEM IN MIAMI-DADE COUNTY, SPECIFICALLY, THE CITIES OF AVENTURA, CORAL GABLES, HIALEAH, MIAMI, AND MIAMI BEACH, AND THE VILLAGE OF PINECREST; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE THE TERMINATION PROVISIONS CONTAINED THEREIN (Miami-Dade Police Department)

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Seconder: Edmonson

Vote: 4-0

Absent: Souto, Diaz

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

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

3H

150714 Resolution**Sally A. Heyman**

RESOLUTION APPROVING THE REQUEST TO EXPEND \$1,550,000.00 FROM THE MIAMI-DADE POLICE DEPARTMENT LAW ENFORCEMENT TRUST FUND; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO USE SUCH FUNDS FOR EXPENDITURES DESCRIBED HEREIN (Miami-Dade Police Department)

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Seconder: Edmonson

Vote: 4-0

Absent: Diaz, Souto

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

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

3I

150711 Resolution**Xavier L. Suarez**

RESOLUTION AMENDING IMPLEMENTING ORDER 2-12 RELATED TO MIAMI-DADE COUNTY DIVERSION PROGRAM TO EXPAND ELIGIBILITY TO INCLUDE VIOLATIONS OF SECTION 21-287 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA REGARDING RAFTING; AND AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL RIGHTS CONTAINED THEREIN [SEE AGENDA ITEM NO. 1G2] (Miami-Dade Police Department)

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Seconder: Edmonson

Vote: 4-0

Absent: Souto, Diaz

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

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

3J

150696 Resolution

RESOLUTION RATIFYING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE ACTION TO EXECUTE THE AGREEMENT IN THE AMOUNT OF \$25,000.00 BETWEEN THE UNITED STATES DEPARTMENT OF JUSTICE ORGANIZED CRIME AND DRUG ENFORCEMENT TASK FORCE PROGRAM AND MIAMI-DADE COUNTY, BY AND THROUGH THE MIAMI-DADE POLICE DEPARTMENT, RELATING TO REIMBURSEMENT OF MIAMI-DADE COUNTY'S EXPENSES INCURRED DURING JOINT TASK FORCE INVESTIGATIONS, STRATEGIC INITIATIVES, PROSECUTIONS, AND OTHER TASK FORCE OPERATIONS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SUBSEQUENT AGREEMENTS REGARDING THIS TASK FORCE PROGRAM, TO APPROVE MODIFICATIONS TO INCREASE FUNDING AMOUNT AND TO EXERCISE THE TERMINATION PROVISIONS CONTAINED THEREIN (Miami-Dade Police Department)

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Seconder: Edmonson

Vote: 4-0

Absent: Souto, Diaz

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

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

3K

150433 Resolution

Jean Monestime

Amended

RESOLUTION AUTHORIZING CONVEYANCE OF AN EASEMENT TO FLORIDA POWER AND LIGHT COMPANY TO INSTALL AND MAINTAIN ELECTRIC POWER FACILITIES AT ARCOLA LAKES PARK, LOCATED AT 8401 NW 14 AVENUE; AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE EASEMENT AND EXERCISE ALL PROVISIONS CONTAINED THEREIN; AND DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO COMPLY WITH THE REQUIREMENTS OF RESOLUTION NO. R-974-09 (Parks, Recreation and Open Spaces)

Report: See Agenda Item 3K Amended, Legislative File No. 150987, for the amended version.

3K AMENDED

150987 Resolution Jean Monestime

RESOLUTION AUTHORIZING CONVEYANCE OF AN EASEMENT TO FLORIDA POWER AND LIGHT COMPANY TO INSTALL AND MAINTAIN ELECTRIC POWER FACILITIES AT ARCOLA LAKES PARK, LOCATED AT 8401 NW 14 AVENUE; AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE EASEMENT AND EXERCISE ALL PROVISIONS CONTAINED THEREIN; AND DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO COMPLY WITH THE REQUIREMENTS OF RESOLUTION NO. R-974-09 [SEE ORIGINAL ITEM UNDER FILE NO. 150433] (Parks, Recreation and Open Spaces)

Forwarded to BCC with a favorable recommendation with committee amendment(s)

Mover: Jordan

Seconded: Edmonson

Vote: 4-0

Absent: Souto, Diaz

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

It was moved by Commissioner Edmonson that the foregoing proposed resolution be adopted. This motion was seconded by Commissioner Heyman, followed by discussion.

Commissioner Edmonson stated that she and her staff recently encountered a problem with the equipment installed by Florida Power and Light (FPL) when she was organizing an event at the Hampton House. She inquired whether the County had negotiated with FPL to camouflage its equipment.

Mr. George Navarrete, Deputy Director, Parks, Recreation and Open Spaces Department (PROS), noted most of the equipment would be installed underground. He said that there may be above-ground transformers, but PROS staff would strive to ensure that they would be unobtrusive.

Commissioner Edmonson pointed out that some of the equipment would be above-ground. She suggested that since FPL would be using County property, staff should negotiate with the company to ensure that its equipment would not negatively impact on-going or future activities, since they would be using County property. Commissioner Edmonson stated that she would sponsor legislation instructing the Administration to negotiate with FPL in that regard.

Commissioner Zapata pointed out that the County provided prime real estate to utility companies;

however, FPL in particular installed massive, unsightly boxes that were poorly maintained. He inquired to what extent the County could compel the utility companies to be sensitive to the aesthetics of the areas in which they installed their equipment.

Mr. Navarrete clarified that the foregoing proposed ordinance conveyed an easement to FPL to provide power to a County facility; and if the County did not proceed cautiously, FPL could interrupt the power supply.

Commissioner Zapata pointed out that FPL was interested in selling electric power to the County. Therefore, he noted, the County would be justified in requiring that FPL camouflage its equipment.

In response to Chairwoman Jordan's question as to whether the item could be amended to require that FPL plant shrubbery to hide the unsightly equipment, Mr. Navarrete promised to send PROS staff to do so.

Chairwoman Jordan noted rather than having the County bear the cost, she would prefer to have FPL take the responsibility and give back to the community. She asked the Assistant County Attorney whether the item could be amended to ask FPL to plant shrubbery to hide the unsightly equipment.

Assistant County Attorney Monica Rizzo advised that the item could be amended to direct the Mayor or Mayor's designee to negotiate with FPL for the company to plant shrubbery. She noted the foregoing proposed resolution authorized the conveyance of an easement allowing FPL to install and maintain electric utilities. She said that while it appeared that the installation was already completed, the item could be amended to direct the Administration to negotiate with FPL to plant shrubbery or other landscape to camouflage any unsightly utility installations.

It was moved by Chairwoman Jordan that the foregoing proposed resolution be adopted, as amended. This motion was seconded by Commissioner Edmonson, followed by discussion.

Commissioner Edmonson highlighted the difference between the Commission authorizing and ratifying a conveyance. She asked why the item authorized the conveyance of an easement when this had already occurred.

Mr. Navarrete explained that the PROS had to wait until the Hampton House construction was completed to provide FPL with a survey for the easement. He explained that the building would not have had power if the PROS had waited to authorize FPL to install the equipment. The PROS authorized FPL to install the equipment as a formality and the PROS came to the Board for ratification, noted Mr. Navarrete.

Commissioner Edmonson stressed that the item should clearly state that the Board was ratifying the conveyance of an easement to FPL.

Mr. Navarrete pointed out that this process was used for easements in the past.

Responding to Chairwoman Jordan's question regarding what the PROS would have done if the Board had not voted in favor of the conveyance, Assistant County Attorney Rizzo, acknowledged that this would have constituted a difficulty, since the equipment had already been installed.

Chairwoman Jordan asked the County Attorney's Office and the Water and Sewer Department to review the process for conveyance of easements to FPL to ensure that in the future the Board's approval was obtained prior to the installation of the equipment.

Hearing no further questions or comments, the Committee proceeded to vote on the foregoing proposed resolution, as amended to direct the Mayor or Mayor's designee to negotiate with Florida Power and Light to plant shrubbery or other landscape cover to camouflage any unsightly utility installations.

3L

150720 Resolution

RESOLUTION APPROVING AWARD OF A CONSTRUCTION CONTRACT TO INSITUFORM TECHNOLOGIES, LLC WITH A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$12,200,100.00 AND AN INITIAL CONTRACT TERM OF TWO YEARS FROM THE NOTICE TO PROCEED WITH TWO ONE-YEAR OPTIONS-TO-RENEW FOR A PROJECT ENTITLED "TWO-YEAR COUNTYWIDE CONTRACT FOR THE REHABILITATION OF SANITARY SEWERS BY THE CURED-IN-PLACE PIPE LINING METHOD WITH COUNTY OPTION TO RENEW FOR AN ADDITIONAL TWO YEARS ON A YEARLY BASIS", CONTRACT NO. S-866; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME AND TO EXERCISE THE PROVISIONS CONTAINED THEREIN

(Water & Sewer Department)

Forwarded to BCC with a favorable recommendation as corrected

Mover: Heyman

Seconder: Edmonson

Vote: 4-0

Absent: Souto, Diaz

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

It was moved by Commissioner Heyman that the foregoing proposed resolution be adopted. This motion was seconded by Commissioner Edmonson, followed by discussion.

Commissioner Zapata noted a few months ago the question came up regarding the evaluations being conducted by the Water and Sewer Department on previous work. He asked whether the work completed by Insituform Technologies previously had been evaluated.

Ms. Zaba Castro, Assistant Director, Legislative and Municipal Affairs, Water and Sewer Department (WASD), confirmed that the company's previous work had been evaluated; that no problems had been identified; and that the company had received a rating of 3.5 out of 4.

Commissioner Zapata referred to a company that had completed five projects for the County; however, only one of the projects had been evaluated. He stressed that it was the responsibility of the project manager to ensure that the evaluations were performed because they served as a tool for the department to ensure that the County was awarding contracts to worthy companies.

Responding to Chairwoman Jordan's question as to the reason the top-ranked company was dropped, Ms. Castro indicated that the company did not meet the minimum qualifications.

Pursuant to a series of questions posed by Chairwoman Jordan, Mr. Eduardo Vega, Assistant Director, Regulatory Compliance and Monitoring Department, Water and Sewer Department (WASD), explained that the minimum requirements were established by industry standards. He stated that the top-ranked company was deemed non-responsive by the department in collaboration with the Internal Services Department (ISD). Mr. Vega clarified that normally the Regulatory Compliance and Monitoring engineers established the minimum requirements, based on minimum standards. He said, for example, the company was required to have had a license for one year, which was not the case with this particular company.

Chairwoman Jordan noted ISD's Form 7 was not included for the prime contractor.

Ms. Castro informed the Chairwoman that this Form had been completed, and would be submitted as a supplement when the item was considered by the County Commission.

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

3M

150706 Resolution

RESOLUTION APPROVING AWARD OF A CONTRACT TO LANZO CONSTRUCTION CO., FLORIDA WITH A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$12,772,258.00 AND A CONTRACT TERM OF 750 DAYS FROM THE NOTICE TO PROCEED WITH NO OPTION-TO-RENEW FOR A PROJECT ENTITLED "SOUTHWEST WELLFIELD REMOVAL OF CALCIUM CARBONATE FROM THE MIDDLE LAGOON", CONTRACT NO. W-927; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE SAME AND TO EXERCISE THE PROVISIONS CONTAINED THEREIN (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Seconder: Edmonson

Vote: 4-0

Absent: Souto, Diaz

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

In response to Commissioner Zapata's question regarding how many jobs this company had previously performed for the Water and Sewer Department (WASD), Ms. Zaba Castro, Assistant Director, Legislative and Municipal Affairs, WASD stated that the company had been awarded 16 contracts previously, and had received a 3.5 out of 4 rating.

Commissioner Zapata announced that he would submit a public records request for the previous contracts. He referred to a meeting in which Mr. Lester Sola, Director, WASD, admitted that the recipient of a County contract had previously worked on five contracts; yet only one evaluation had been performed. Commissioner Zapata noted it was unacceptable that millions of dollars were awarded for contracts but evaluations were not performed.

Mr. Eduardo Vega, Assistant Director, Regulatory Compliance and Monitoring, (WASD), clarified that the evaluations to which Commissioner Zapata was referring were not performed due to a glitch in the system pertaining to emergency work. However, he assured the commissioner that all evaluations for regular work were performed.

Commissioner Zapata emphasized that the job of a program manager was to protect the County rather than the contractor.

Responding to Chairwoman Jordan's question as to whether it would be possible to request that any

future item should include a summary of performance evaluations, Assistant County Attorney Sarah Davis noted both Agenda Items 3L and 3M contained a Capital Improvements Information System Contract Evaluation Report which included all of the project evaluations. She said that she did not know whether this information was required; however, WASD was providing it with the items.

Chairwoman Jordan asked the County Attorney's Office to prepare a resolution requesting that any item that will be prepared in the future for the award of a contract, should include a summary of performance evaluations. She said that Commissioner Zapata would be the prime sponsor and she would be the co-sponsor.

Chairwoman Jordan explained that the County Commission previously adopted Form 7 requiring that all contractors awarded County contracts provide ethnic and gender information for their owners. She said that Agenda Items 3L and 3M contained information pertaining to sub-contractors but not to the prime contractor. She requested that the information pertaining to the prime contractor be provided before the next County Commission meeting.

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

3N

150701 Resolution Sally A. Heyman

RESOLUTION APPROVING AMENDED PARTNER PROGRAM AGREEMENT WITH THE SOUTH FLORIDA VETERINARY FOUNDATION; AND AUTHORIZING COUNTY MAYOR OR MAYOR'S DESIGNEE TO EXECUTE SAME, AMEND FEE SCHEDULE OR SERVICES UNDER CERTAIN CIRCUMSTANCES, AND EXERCISE ANY AND ALL PROVISIONS CONTAINED THEREIN (Animal Services)

Forwarded to BCC with a favorable recommendation

Mover: Heyman

Second: Edmonson

Vote: 4-0

Absent: Diaz, Souto

Report: *Assistant County Attorney Gerald Sanchez read the title of the foregoing proposed resolution into the record and announced that it was an add-on item.*

Chairwoman Jordan explained that this item was on the original printed agenda; therefore, she allowed it to be added to today's (4/15) agenda.

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

4 COUNTY MAYOR

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

6A

150189 Report

APPROVAL OF CLERK'S MEETING MINUTES FOR THE JANUARY 13, 2015 INFRASTRUCTURE AND CAPITAL IMPROVEMENTS COMMITTEE (Clerk of the Board)

Approved

Mover: Edmonson

Second: Heyman

Vote: 4-0

Absent: Diaz, Souto

6B

150628 Report

APPROVAL OF CLERK'S MEETING MINUTES FOR THE
FEBRUARY 11, 2015 METROPOLITAN SERVICES
COMMITTEE (Clerk of the Board)

Approved
Mover: Edmonson
Seconder: Heyman
Vote: 4-0
Absent: Souto, Diaz

7 REPORT(S)

7A

150548 Report

ORAL REPORT REGARDING ALL PERMITTED EVENTS
SCHEDULED TO BE HELD IN COUNTY PARKS WITH
AN EXPECTED ATTENDANCE OF OVER 100 PERSONS
IN ACCORDANCE WITH RESOLUTION NO. R-1009-14
(Mayor)

Deferred to next committee meeting
Mover: Edmonson
Seconder: Zapata
Vote: 4-0
Absent: Souto, Diaz

Report: *Pursuant to Commissioner Zapata's request for clarification regarding this oral report, Chairwoman Jordan informed him that this was Commissioner Souto's item.*

Commissioner Zapata suggested that the foregoing report be deferred to the next Committee meeting, since Commissioner Souto was absent.

Hearing no further questions or comments, the Committee proceeded to vote to defer the foregoing proposed resolution to the next Committee meeting.

7B

150616 Report

CITIZENS' RIGHT-TO-KNOW ACT ANNUAL REPORT –
CY 2014 (Mayor)

Report Received
Mover: Edmonson
Seconder: Zapata
Vote: 4-0
Absent: Souto, Diaz

Report: *Hearing no questions or comments, the Committee proceeded to vote to receive the Citizen's Right-To-Know Act Annual Report.*

8 ADJOURNMENT

Report: *There being no further business to come before the Committee, the meeting adjourned at 3:10 p.m.*