



MEMORANDUM

UMSA
Agenda Item No. 6(A)

TO: Honorable Chairman Javier D. Souto
and Members, UMSA Committee

DATE: August 25, 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 UMSA Committee:

June 9, 2015

CA/fg
Attachment



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

CLERK'S SUMMARY OF
Meeting Minutes
Unincorporated Municipal Service Area (UMSA)
Cmte

Javier D. Souto (10) Chair; Daniella Levine Cava (8) Vice Chair; Commissioners
Esteban L. Bovo, Jr. (13), Sally A. Heyman (4), Barbara J. Jordan (1), and Juan C.
Zapata (11)

Tuesday, June 9, 2015

2:00 PM

COMMISSION CHAMBERS

Members Present: Esteban L. Bovo, Jr., Daniella Levine Cava, Sally A. Heyman, Barbara J. Jordan, Javier D. Souto, Juan C. Zapata.

Members Absent: None.

Members Late: None.

Members Excused: None.

Members Absent County Business: None.

1 MINUTES PREPARED BY:

Report: *FLORA REAL, COMMISSION REPORTER*
(305) 375-1294

1A INVOCATION AS PROVIDED IN RULE 5.05
(H)

1B **ROLL CALL**

Report: *In addition to the members of the committee, the following staff members were also present: Deputy Mayor Jack Osterholt; Assistant County Attorneys Monica Rizo, Miguel Gonzalez, Richard Seavey, and Sarah Davis; and Deputy Clerk Flora Real.*

Chairman Souto called the Unincorporated Municipal Service Area (UMSA) Committee meeting to order at 2:25 p.m.

SETTING THE AGENDA:

Assistant County Attorney Miguel Gonzalez advised the agenda was changed to add Agenda Items 3A Substitute and 3B, and Commissioner Jordan had requested to be shown as prime sponsor of Agenda Item 3B.

It was moved by Commissioner Bovo that the June 6, 2015, UMSA Committee agenda be approved including the changes noted by Assistant County Attorney Gonzalez. This motion was seconded by Chairman Souto; and upon being put to a vote, the motion passed by a vote of 4-0 (Commissioners Jordan and Levine Cava were absent).

1C **PLEDGE OF ALLEGIANCE**

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

Report: *Ms. Lynne Summers, 2730 S.W. Third Avenue, Miami, appeared before the UMSA Committee on behalf of the Friends of the Miami-Dade Library. She provided an overview on how libraries were ranked by the Florida State Library and the key factors used for ranking libraries. She also discussed the budgetary needs of the libraries and the availability of federal and state aid programs to fund libraries.*

Following Ms. Summers' presentation, Chairman Souto opened the floor for discussion.

Discussion ensued among the members of this Committee and Ms. Summers regarding the various millage rates in different counties, the counties with independent millage rates to fund their libraries, and which population was included in library related studies.

Upon conclusion of the foregoing discussion, the following requests were made:

1. Commissioner Zapata asked Ms. Summers to provide him with information on which other counties had independent millage rates to fund their libraries and how the square footage of a library was determined; and

2. Commissioner Bovo asked Ms. Summers to provide him with information on the funding source the other counties were using to fund their libraries and whether separate taxing or general funds were being used for this purpose.

Ms. Summers advised the representatives of the Friends of the Miami-Dade Library had held their first meeting with the County's library staff on June 5, 2015, to begin determining the most critical needs of the library system. She stated that it had been pointed out that the library staff expected a total collapse of the system, and they expected the collections effort would be increased to an appropriate level.

Ms. Summers advised Commissioner Heyman would have a new library opened in her county commission district, and Commissioner Jordan

would have a replacement library in her county commission district due to the loss of a lease agreement. She stated funding was needed to purchase materials for those libraries; and even though digital material was more expensive than hard print materials, there was a need to achieve a balance between both types of materials.

In response to Commissioner Levine Cava's inquiry regarding the funding level needed, Ms. Summers advised they were working on balancing all of the needs; and the Fiscal Year 2015-16 budget should include \$5 million from collections. She commented on the need to include in that budget the labor component to purchase the necessary materials.

Following a brief discussion between Commissioner Levine Cava and Ms. Summers regarding the reduction in the number of libraries and the future of libraries, Ms. Summers stated that the future of libraries required innovation and further investment with a combination of hard print material and digital material. She also stated that the library system needed to start considering how to archive and preserve their materials for future use because all microfiche materials maintained at the library were inaccessible due to the lack of indexing. Therefore, that was one of the investments the County needed to consider to accommodate the digital age.

Pursuant to Commissioner Jordan's comments regarding the matching of funds requirements to pursue federal revenues, Ms. Summers advised that the Friends of the Miami-Dade Library was doubling its efforts to aggressively pursue and apply for federal grants; and the organization was also aggressively identifying options for matching funds. She explained how the Friends of the Miami-Dade Library intended to pursue that effort, noting the organization would need manpower to engage in that effort.

Commissioner Heyman thanked Ms. Summers and the Friends of the Miami-Dade Library for their assistance in the rebuilding of the library in the North Dade/Northeast section since the residents of those areas had been waiting for its reconstruction since Hurricane Katrina.

Pursuant to Commissioner Heyman's inquiry, Ms. Summers advised additional funding was needed; and the Friends of the Miami-Dade Library

wished to help Commissioner Heyman host the party to open the new library in her county commission district.

Discussion ensued between Commissioner Heyman and Ms. Summers regarding the libraries' need for additional funding.

Pursuant to Chairman Souto's question regarding grants, Senior Advisor to the Mayor Michael Spring, Office of the Mayor, advised that the library system pursued both public and private grants taking into account matching funds requirements to ensure the resources were available and qualifications were met. He pointed out that a report was prepared in 2014 cataloguing all of the private grants the libraries had been a recipient of, and the report also listed nine (9) foundation grants awarded to the libraries. He stated the library system pursued as many grant opportunities as available.

Pursuant to Chairman Souto's question regarding the conditions of the air conditioning system in the South Dade Regional Library, Ms. Gia Arbogast, Library Director, advised the facilities' infrastructure had large repair related issues since many of the library buildings were over 30 years old. Consequently, the libraries had failing air conditioning units; and the crumbling in roof of the South Dade library was one of the most pressing issues at this time. She stated that the North Dade library also had air conditioning problems. She pointed out that these libraries had more than 30,000 square feet; therefore, the air conditioning replacement cost for the South Dade Regional Library alone was about \$1 million. She stated a report was submitted several months ago to the Board of County Commissioners outlining the infrastructure needs of the libraries, and those needs should be prioritized for Fiscal Year 2015-16. She noted a discussion on the revenue sources should be held.

Chairman Souto suggested the County should pursue establishing a public/private partnership with the large pillars of this community including all those largely benefiting from the County's economy to improve the infrastructure of the libraries, and those individuals should be asked to join the Friends of the Miami-Dade Library's efforts and contribute funding.

Commissioner Zapata stated that he agreed with the Chair's comments regarding the establishment

of a private/public partnership. He suggested the recipients of County funds should partner with the County to replace the air conditioning in the South Dade Regional Library. He suggested that the developers of affordable housing, who hugely profited from the resources the County allocated, should donate an air conditioning unit for the South Dade Regional Library.

Pursuant to Commissioner Zapata's question regarding whether the library system had reserve funds for such capital expenditures, Ms. Arbogast advised that, in the past, about \$70 million was transferred from the reserve accounts to supplement the Fire Rescue District; but they were currently working on building up the capital reserve accounts.

Commissioner Zapata stated that a locking mechanism should be implemented to prevent the expenditure of funds available in a department's reserve accounts and avoid the need to increase taxes. He stated fiscal irresponsibility and lack of discipline should not be reasons to tax residents, and he found that to be wrong at many levels. He stated that departmental reserve accounts intended for capital expenditures should be protected from the Board's use, and he asked whether such protections were currently available within the County's legal framework.

Pursuant to Commissioner Zapata's question, Assistant County Attorney Monica Rizo advised the County Attorney's Office could review the feasibility of creating such legislation; and she reminded him that, in the past, those budgetary allocations had been approved by the Board.

Commissioner Zapata suggested that the voters should probably be asked to approve Board decisions on the use of capital reserves, and he stated that he felt the Board should be restricted from using departmental capital reserves. He asked to be provided with information on how the Board could be restricted from using departmental capital reserve accounts. He asked the County Attorney's Office to prepare an appropriate legislation under his sponsorship making it difficult for the Board to access departmental capital reserve accounts whether by imposing a super majority vote of the Board, requiring a referendum, or some other means. He stated that the Board should have discipline on how capital reserve funds were used.

2A

151092 Resolution

Sen. Javier D. Souto

RESOLUTION DIRECTING THE COUNTY MAYOR OR
MAYOR'S DESIGNEE TO PROVIDE A WRITTEN
REPORT TO THE BOARD WITHIN 45 DAYS
REGARDING THE STATUS AND PROGRESS OF THE
ADOPT-A-PARK PROGRAM OVER THE PAST FIVE
YEARS

*Forwarded to BCC with a favorable
recommendation*

Mover: Souto

Seconder: Heyman

Vote: 6-0

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

*Chairman Souto relinquished the chair to Vice
Chair Levine Cava.*

*There being no comments or objections, the
members of this Committee proceeded to take a
vote on the foregoing resolution as presented.*

*After taking a vote, Chairman Souto resumed the
chair of the meeting.*

2B

151151 Resolution

Sen. Javier D. Souto,

Rebeca Sosa

Amended

RESOLUTION AFFIRMING MIAMI-DADE COUNTY'S SUPPORT OF PROVIDING OPPORTUNITIES FOR ITS RESIDENTS TO LEARN AND IMPROVE SPANISH LANGUAGE AT NO COST TO SUCH RESIDENTS; AUTHORIZING THE USE OF SPACE AT THE COUNTY'S FOUR REGIONAL LIBRARY BRANCHES TO HOLD AT LEAST WEEKLY CLASSES FOR TEACHING SUCH SPANISH CLASSES IN THE EVENING HOURS CONSISTENT WITH EXISTING LIBRARY HOURS; DIRECTING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO SEEK VOLUNTEERS AND TO WORK WITH ALL UNIVERSITIES AND COLLEGES IN MIAMI-DADE COUNTY AND THE MIAMI-DADE COUNTY PUBLIC SCHOOL SYSTEM TO PROVIDE INSTRUCTORS FOR SUCH CLASSES AT NO COST TO THE COUNTY; AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO NEGOTIATE AND EXECUTE ANY NECESSARY AGREEMENTS WITH SUCH INSTITUTIONS TO PROVIDE INSTRUCTORS FOR SUCH CLASSES, WITH SUCH AGREEMENTS BEING SUBJECT TO RATIFICATION BY THIS BOARD; AND, TO THE EXTENT FUNDING IS NECESSARY FOR SUCH AGREEMENT(S), DIRECTING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO ADJUST BUDGETED EXPENSES IN THE MIAMI-DADE PUBLIC LIBRARY SYSTEM'S 2014-15 BUDGET TO ACCOUNT FOR THE COSTS TO BE INCURRED IN SUCH CONTRACTS FOR THE PROVISION OF INSTRUCTORS AND IF SUCH FUNDING IS NOT AVAILABLE, DIRECTING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO INCLUDE A PLAN FOR IMPLEMENTATION OF SUCH CLASSES AS PART OF THE MAYOR'S PROPOSED FISCAL YEAR 2015-16 BUDGET FOR THE MIAMI-DADE COUNTY PUBLIC LIBRARY SYSTEM

Report: SEE REPORT FOR RELATED AGENDA ITEM 2B AMENDED, LEGISLATIVE FILE NUMBER 151447, AND AMENDED VERSION.

2B AMENDED

151447 Resolution

Sen. Javier D. Souto,

Sally A. Heyman, Rebeca Sosa

RESOLUTION AFFIRMING MIAMI-DADE COUNTY'S SUPPORT OF PROVIDING OPPORTUNITIES FOR ITS RESIDENTS TO LEARN AND IMPROVE SPANISH, CREOLE AND ENGLISH LANGUAGES AT NO COST TO SUCH RESIDENTS; AUTHORIZING THE USE OF SPACE AT THE COUNTY'S FOUR REGIONAL LIBRARY BRANCHES TO HOLD AT LEAST WEEKLY CLASSES FOR TEACHING SUCH SPANISH, CREOLE AND ENGLISH CLASSES IN THE EVENING HOURS CONSISTENT WITH EXISTING LIBRARY HOURS; DIRECTING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO SEEK VOLUNTEERS AND TO WORK WITH ALL UNIVERSITIES AND COLLEGES IN MIAMI-DADE COUNTY AND THE MIAMI-DADE COUNTY PUBLIC SCHOOL SYSTEM TO PROVIDE INSTRUCTORS FOR SUCH CLASSES AT NO COST TO THE COUNTY [SEE ORIGINAL ITEM UNDER FILE NO. 151151]

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

Mover: Souto

Seconder: Heyman

Vote: 6-0

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

Chairman Souto relinquished the chair to Vice Chair Levine Cava.

Chairman Souto proposed to amend the foregoing proposed resolution to delete the use of County funds for this purpose and utilize volunteers.

It was moved by Chairman Souto that the foregoing proposed resolution be forwarded to the Board of County Commissioners with a favorable recommendation as amended to delete the use of County funds. This motion was seconded by Commissioner Heyman, and the floor was opened for discussion.

Commissioner Heyman noted that she supported the foregoing resolution only as a voluntary effort.

In response to Commissioner Jordan's questions relating to the program's impact on the libraries and how the program would be implemented, Chairman Souto advised he would like to implement it as a pilot program to avoid the incurrence of expenditures by the County, noting that he had volunteered to teach.

Ms. Gia Arbogast, Library Director, responded

that the library's approach would be to identify partnership opportunities within the community such as the Public School System and some of the universities to have their language instructors use library space to offer classes. She advised that the staff impact to the libraries would be minimal, and the libraries had the space and the facilities available to perform this type of service. She stated library staff would only need to do the registration and ensure the facility was prepared and opened for the instructor as a course service. She stated it would be a win-win situation for all once the partnership was initiated and the contract language was written and approved by the County Attorney's Office.

Commissioner Jordan proposed to amend the proposed resolution to include English and Creole classes.

Assistant County Attorney Richard Seavey clarified the proposed resolution would be amended to delete Sections 6, 7, and 8.

Chairman Souto accepted Commissioner Jordan's proposed amendment to include English and Creole classes.

Assistant County Attorney Seavey asked if the cost of background checks would also be deleted from the proposed resolution.

Ms. Arbogast advised that it was currently mandatory for the libraries to conduct background checks, and the library system always absorbed that cost.

Commissioner Jordan advised the cost of the background checks should be passed on to the volunteers since the proposed program should not have a financial impact on the library system.

There being no other comments or objections, the members of this Committee proceeded to take a vote on the proposed resolution as amended to delete Sections 6, 7, and 8, include English and Creole classes, and require volunteers to pay for the cost of background checks.

After the vote, Chairman Souto continued chairing the meeting.

2C

151152 Resolution**Sen. Javier D. Souto**

RESOLUTION DIRECTING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO MAINTAIN COUNTY VEHICLES AND HEAVY EQUIPMENT USED IN PUBLIC AREAS OF MIAMI-DADE COUNTY PARKS WITHIN BUDGETED FUNDS IN A MANNER THAT DOES NOT DETRACT FROM THE SCENIC BEAUTY OF THE COUNTY'S PARKS; DIRECTING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO PREPARE AND SUBMIT A REPORT TO THE BOARD ON THE STATUS OF THE IMPLEMENTATION OF THE BOARD'S DIRECTIVE TO ADEQUATELY MAINTAIN COUNTY VEHICLES AND EQUIPMENT USED IN PUBLIC AREAS OF MIAMI-DADE COUNTY PARK

Forwarded to BCC with a favorable recommendation

Mover: Souto

Seconder: Heyman

Vote: 6-0

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

Chairman Souto relinquished the chair to Vice Chair Levine Cava.

Commissioner Levine Cava questioned whether the maintenance records of retired vehicles and an inventory replacement plan were available to better understand the need for replacing the vehicles.

Mr. Jack Kardys, Director of Parks, Recreation, and Open Spaces, responded that fleet management was done by the Internal Services Department (ISD); and all departments followed the same established policy because it was part of the countywide rotation program. Therefore, it met the same standards established for other County departments; and the dynamics of their vehicles was different. He stated his department's vehicles had lower mileage than police vehicles due to the vehicles' confinement to smaller areas within the same park; but the appearance of the vehicles deteriorated faster than the actual vehicle engine or suspension systems did due to exposure to salt and other environmental elements. Consequently, he needed to work closer with ISD; and he had discussed with Chairman Souto the need to look closer at some of these vehicles.

Commissioner Levine Cava questioned whether Mr. Kardys' review of the vehicles would include the financial cost to perform the required maintenance to bring these vehicles to standards.

Mr. Kardys advised that he would prepare a report outlining the aesthetics repair costs for the vehicles including other necessary repairs costs to determine whether the vehicles should be salvaged based on the amount of rust present and the age of the vehicle, but the vehicles were cleaned on a regular basis as part of the crew's responsibilities. He advised that they would work in conjunction with ISD to make those determinations.

Chairman Souto suggested that the department should not keep in the public view vehicles or equipment that was not visually in good condition.

There being no other comments or objections, the members of this Committee proceeded to take a vote on the foregoing resolution as proposed.

After the vote, Chairman Souto resumed the chair of the meeting.

2D

151155 Resolution**Sen. Javier D. Souto**

RESOLUTION DIRECTING THE MAYOR OR MAYOR'S DESIGNEE TO ORGANIZE A CHARRETTE AND FACILITATE THE PREPARATION OF A CHARRETTE REPORT FOR HORSE COUNTRY AND PLACE THE COMPLETED REPORT ON AN AGENDA OF THIS BOARD

Amended

Report: SEE REPORT FOR RELATED AGENDA ITEM 2D AMENDED, LEGISLATIVE FILE NUMBER 151466, AND AMENDED VERSION.

2D AMENDED

151466 Resolution

Sen. Javier D. Souto

RESOLUTION DIRECTING THE MAYOR OR MAYOR'S DESIGNEE TO ORGANIZE A CHARRETTE AND FACILITATE THE PREPARATION OF A CHARRETTE REPORT FOR HORSE COUNTRY AND PLACE THE COMPLETED REPORT ON AN AGENDA OF THIS BOARD [SEE ORIGINAL ITEM UNDER FILE NO. 151155]

Forwarded to BCC with a favorable recommendation with committee amendment(s)
Mover: Souto
Seconder: Heyman
Vote: 6-0

Report: *Assistant County Attorney Miguel Gonzalez read into the record the title of the foregoing proposed resolution, noting the sponsor had proposed an amendment.*

Chairman Souto relinquished the chair to Vice Chair Levine Cava.

Mr. Michael Miller, 6796 S.W. 62 Avenue, Miami, and president of Bird-Kendall Homeowners' Association, appeared before this Committee in support of the charrette for Horse Country, noting he had been a resident of Horse Country since 1992.

Pursuant to Commissioner Levine Cava's question, Mr. Miller provided an explanation on the purpose and benefits of the charrette.

Discussion ensued between Commissioner Zapata and Mr. Miller regarding the changes within the subject area within the last decade.

Commissioner Zapata commented there was a need for the charrette to succeed in order to be able to provide further protections for that area and offered Mr. Miller his assistance towards this effort.

Chairman Souto commented on the beauty of Horse Country, noting it was an important place in the County that provided boarding for some of the best breed of horses in Florida; and it was a quarantine area for the United States Department of Agriculture (USDA). He advised Horse Country also participated in the export and import industry, and he believed the area could become a center for research in the agricultural sciences and a high tech agricultural center due to the area's proximity to universities.

Commissioner Jordan advised that she supported the charrette inasmuch as that area needed to be protected from encroachment, especially for

zoning purposes.

Assistant County Attorney Sarah Davis advised Chairman Souto had requested the proposed resolution be amended to add a deadline for the report. She advised that the proposed amendment would add language on page 2, Section 2, to say "that the report would be heard no later than January 2016."

There being no other comments or objections, the members of this Committee proceeded to take a vote on the foregoing proposed resolution as amended to add language on page 2, Section 2, to say "that the report would be heard no later than January 2016."

After the vote, Chairman Souto resumed the chair of the meeting.

2E

151157 Resolution

Sen. Javier D. Souto

Amended

RESOLUTION DIRECTING THE MAYOR OR THE MAYOR'S DESIGNEE TO ESTABLISH A SPECIALIZED WASTE CLEANUP UNIT TO SERVE THE UNINCORPORATED MUNICIPAL SERVICE AREA IN ORDER TO PRIORITIZE AND DEDICATE ADDITIONAL RESOURCES TO BULKY WASTE COLLECTION, ILLEGAL DUMPING, AND GRAFFITI REMOVAL IN THIS AREA USING LEGALLY AVAILABLE FUNDS AND IF SUCH FUNDS ARE NOT AVAILABLE, DIRECTING THE MAYOR OR THE MAYOR'S DESIGNEE TO INCLUDE A PLAN FOR IMPLEMENTATION OF THE SPECIALIZED WASTE CLEANUP UNIT AS PART OF THE FISCAL YEAR 2015-2016 COUNTY BUDGET; ESTABLISHING DUTIES OF THE SPECIALIZED WASTE CLEANUP UNIT AND DIRECTING THE MAYOR OR THE MAYOR'S DESIGNEE TO SUBMIT A STATUS REPORT ON SUCH EFFORTS AND ANY RELEVANT FUNDING NEEDS

Report: *SEE REPORT FOR RELATED AGENDA ITEM 2E AMENDED, LEGISLATIVE FILE NUMBER 151449, AND AMENDED VERSION.*

2E AMENDED

151449 Resolution

Sen. Javier D. Souto

RESOLUTION DIRECTING THE MAYOR OR THE MAYOR'S DESIGNEE TO ESTABLISH A SPECIALIZED WASTE CLEANUP UNIT TO SERVE THE UNINCORPORATED MUNICIPAL SERVICE AREA IN ORDER TO PRIORITIZE AND DEDICATE ADDITIONAL RESOURCES TO BULKY WASTE COLLECTION, ILLEGAL DUMPING, AND GRAFFITI REMOVAL IN THIS AREA USING LEGALLY AVAILABLE FUNDS AND IF SUCH FUNDS ARE NOT AVAILABLE, DIRECTING THE MAYOR OR THE MAYOR'S DESIGNEE TO INCLUDE A PLAN FOR IMPLEMENTATION OF THE SPECIALIZED WASTE CLEANUP UNIT AS PART OF THE FISCAL YEAR 2015-2016 COUNTY BUDGET; ESTABLISHING DUTIES OF THE SPECIALIZED WASTE CLEANUP UNIT AND DIRECTING THE MAYOR OR THE MAYOR'S DESIGNEE TO SUBMIT A STATUS REPORT ON SUCH EFFORTS AND ANY RELEVANT FUNDING NEEDS [SEE ORIGINAL ITEM UNDER FILE NO. 151157]

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

Mover: Souto

Secunder: Bovo, Jr.

Vote: 6-0

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

Chairman Souto relinquished the chair to Vice Chair Levine Cava.

In response to Commissioner Levine Cava's questions, Mr. Paul Mauriello, Deputy Director, Waste Operations, Public Works and Waste Management, advised the proposed specialized waste cleanup unit would be under the jurisdiction of the public works function of the County; but the waste section already offered the bulky waste pickup and illegal dumping throughout the County. He noted that a service of this nature was not currently available.

Deputy Director Antonio Cotarelo, Public Works Functions, Public Works and Waste Management, explained the proposed program, noting it would consist of four (4) employees that would be performing graffiti abatement.

Commissioner Heyman advised municipalities were utilizing community service hours for this purpose.

In response to Commissioner Heyman's question regarding the feasibility of using the community service hours for the proposed program, Deputy Director Cotarelo advised that, in addition to the

persons utilized for the specialized waste cleanup unit, the department had implemented earlier this year a program that used community service hours for graffiti abatement. He explained it was usually graffiti abatement along with trash pickup around the neighborhoods, and it was a program recently transferred from the solid waste functions to the public works functions of the department.

Commissioner Heyman suggested that the program should be implemented countywide. She asked that the proposed resolution be amended to include the use of community service hours for this purpose and delete the use of County funds.

Chairman Souto accepted the friendly amendment, noting that he believed every available means should be used to maintain all neighborhoods clean.

Commissioner Zapata noted that the report submitted by 311 provided valuable information on graffiti, the number of requests for bulky waste collection, and the number of incidents of illegal dumping. He advised that currently Public Works and Solid Waste Management paid the Department of Corrections to perform rights-of-way cleanup.

Assistant Director Mauriello advised the solid waste section of the department employed in-house workforce, the Corrections Department, and Greater Miami Service Corps to perform litter cleanup from corridors.

Commissioner Zapata suggested the Public Works Section of Public Works and Solid Waste Management should also use the same strategy used by the Solid Waste Section of the department for the Graffiti Abatement Program whereby the services of in-house workforce, the Corrections Department, and the Greater Miami Service Corps were employed for litter cleanup; and the department should implement a well-thought out strategy. He stated that the resources should be allocated for this purpose because it impacted the quality of life and the aesthetics of neighborhoods.

Commissioner Zapata suggested that a communication mechanism between the County and Florida Power & Light (FP&L) be established to report graffiti cases and have them remove graffiti from their utility boxes.

Commissioner Zapata noted that the most

appreciated service he had provided for his residents in his county commission district was providing graffiti abatement.

Mr. Cotarelo clarified that the department required FP&L and other utility companies to remove graffiti from their utility boxes, and FP&L had utilized different color paint in Commissioner Zapata's county commission district to cover graffiti in the utility boxes. He asked Commissioner Zapata to provide him with information on the cases where FP&L used different color paint so that he could address that issue directly with the utility company.

Assistant County Attorney Gonzalez clarified that the foregoing proposed resolution would be amended to include the utilization of community service hours to the greatest extent possible.

Upon conclusion of the foregoing discussion, the members of this Committee proceeded to take a vote on the foregoing resolution as amended to include the utilization of community service hours to the greatest extent possible.

After the vote, Chairman Souto resumed the chair of the meeting.

3 DEPARTMENT(S)

3A

150347 Resolution

Sen. Javier D. Souto

Withdrawn

RESOLUTION APPROVING THE AMENDED AND RESTATED AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE PARKS FOUNDATION OF MIAMI-DADE, INC. ("FOUNDATION"), A NOT-FOR-PROFIT CORPORATION, AND WAIVING REQUIREMENTS OF IMPLEMENTING ORDER 3-38 TO ALLOW COUNTY TO REIMBURSE THE FOUNDATION FOR RECREATIONAL PROGRAMMING AND MARKETING EXPENSES IN SUPPORT OF PARKS AND PARKS PROGRAMMING THROUGH THE FOUNDATION UP TO ANNUAL BUDGETED AMOUNTS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE AGREEMENT AND TO EXERCISE ALL PROVISIONS CONTAINED THEREIN (Parks, Recreation and Open Spaces)

Report: *SEE REPORT FOR RELATED AGENDA ITEM 3A SUBSTITUTE, LEGISLATIVE FILE NUMBER 151346.*

3A SUB.

151346 Resolution

Sen. Javier D. Souto,

Sally A. Heyman

RESOLUTION APPROVING THE AMENDED AND RESTATED AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE PARKS FOUNDATION OF MIAMI-DADE, INC. ("FOUNDATION"), A NOT-FOR-PROFIT CORPORATION, AND WAIVING REQUIREMENTS OF IMPLEMENTING ORDER 3-38 TO ALLOW COUNTY TO REIMBURSE THE FOUNDATION FOR RECREATIONAL PROGRAMMING AND MARKETING EXPENSES IN SUPPORT OF PARKS AND PARKS PROGRAMMING THROUGH THE FOUNDATION UP TO ANNUAL BUDGETED AMOUNTS; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE THE AGREEMENT AND TO EXERCISE ALL PROVISIONS CONTAINED THEREIN [SEE ORIGINAL ITEM UNDER FILE NO. 150347] (Parks, Recreation and Open Spaces)

Forwarded to BCC with a favorable recommendation as corrected

Mover: Souto

Seconder: Jordan

Vote: 6-0

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

Chairman Souto relinquished the chair to Vice Chair Levine Cava.

It was moved by Chairman Souto that the Unincorporated Municipal Service Area Committee (UMSAC) forward to the Board of County Commissioners with a favorable recommendation the foregoing proposed resolution. This motion was seconded by Commissioner Jordan.

Assistant County Attorney Monica Rizo advised scrivener's errors needed to be corrected in the foregoing resolution.

Assistant County Attorney Rizo corrected a scrivener's error in the very last line of handwritten page 8 to state "is to serve as a fundraising arm of the Parks Department," instead of "the fundraising arm."

Assistant County Attorney Rizo corrected a scrivener's error at the end of the very last line on handwritten page 10 to state "further the foundation shall serve as a fiscal agent for the Parks Department," instead of "the fiscal agent."

Assistant County Attorney Rizo corrected a scrivener's error on the third line from the top on

handwritten page 18 to state "the Parks Director or his/her designee."

Commissioner Heyman spoke on the success of the Parks Foundation program since its inception, which allowed people to make tax deductible donations; and she suggested that the same program should be established for the libraries inasmuch as the Friends of the Library's assistance would be insufficient. She advised a section was added to the foregoing resolution to say that monies donated to the Parks Foundation was tax deductible and no activities under the amended language would alter this from being a tax deductible entity.

Chairman Souto advised the Parks Foundation had a tremendous success since its initiation, and the same program should also be expanded to the libraries.

Commissioner Levine Cava advised she felt very grateful to all members of this Committee for the creation of these fund raising mechanisms, and she thanked Senator Souto for being such a strong champion of the parks as evidenced by today's (06/09) agenda. She also advised citizens had been speaking to her team regarding the problems of maintenance in the parks, and a petition drive, entitled "Parks For People Initiative," had been initiated by concerned citizens to increase funding for the maintenance of parks. She noted that she had provided the members of this Committee with a copy of the online petition. She stated that, even though the Parks Foundation was a critical part of raising private funds for this purpose, the maintenance budget had been severely cutback; but she would further discuss this matter during the budget cycle.

There being no other comments or objections, the members of this Committee proceeded to take a vote on the foregoing proposed resolution as corrected to include the scrivener's errors mentioned by Assistant County Attorney Rizo.

After the vote, Chairman Souto resumed the chair of the meeting.

3B

151335 Resolution**Barbara J. Jordan**

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 CALIFORNIA CLUB MALL SHOPPING CENTER, LTD., A FLORIDA LIMITED PARTNERSHIP, FOR PREMISES LOCATED AT 700 IVES DAIRY ROAD, MIAMI, FLORIDA, TO BE UTILIZED BY THE MIAMI-DADE PUBLIC LIBRARY SYSTEM FOR LIBRARY AND OFFICE SPACE, WITH A TOTAL FISCAL IMPACT TO THE MIAMI-DADE PUBLIC LIBRARY SYSTEM ESTIMATED TO BE \$4,415,544.00 FOR THE INITIAL FIVE YEAR TERM OF THE LEASE AND THE TWO ADDITIONAL, 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: Jordan

Seconder: Souto

Vote: 6-0

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

Commissioner Bovo questioned if the purpose of the amendment to Article 7 was to provide flexibility on how park space or land was utilized; and he asked what had been done since then to review park opportunities to house libraries.

Mr. Michael Spring, Senior Advisor to the Mayor, Office of the Mayor, advised the commissioner's statement was correct because the amendment to Article 7 intended to increase the flexibility of how resources were utilized. However, the amendment required library facilities to be relocated or established within existing recreational facilities, be compatible with the surrounding park, and not impact the use of that park. He advised that the County administration had reviewed every opportunity in order to identify a possible park facility that could house the subject library; and in the case of the California Club Branch Library, there was no viable alternative within a park facility located in the subject neighborhood to house this library branch.

Commissioner Jordan explained the California Club Branch Library was closed, and the lease was not renewed. She also advised a mobile library branch was established in response to the residents' requests for a public library within the

area, and the mobile library also serviced the school. She stated the mobile library had become a safety issue and a problem due to the required protections for people accessing the school grounds.

Commissioner Jordan explained office space was currently available in a standalone building at the California Club that had previously housed a doctor's office. She stated it would not provide the same size space as the previous library branch had; but after exploring every space opportunity within the surrounding area including park facility opportunities, it was determined the proposed location was the only available space within the subject area that would accommodate the library.

Ms. Gia Arbogast, Library Director, advised that the office space mentioned by Commissioner Jordan was 100 square feet smaller.

Commissioner Bovo commented that, even though he would not vote against the library, he hoped the County would continue to work towards the relocation of libraries to park facilities. He stated the amendment to Article 7 had been limited to avoid the reduction of green space, but some parks had sufficient space to accommodate a library if the expansion of the recreational center was allowed. He suggested the Board should further propose to amend Article 7 to allow for the expansion of an existing parks' facility in order to avoid in the future leasing space in a commercial building. He noted that he just wished to have the County live to the spirit of what was attempted to be done.

Commissioner Heyman commented on the library's special taxing district millage rate, the area's need to have a library, and the term of the lease. She expressed concern for the over \$4 million investment the County had to make in a 5-year lease agreement for a private property, which required the County to build in addition to other requirements. She advised that, she believed, the County would benefit from investing that over \$4 million in an existing facility, manpower, and resources.

Mr. Spring clarified that the 5-year lease term had two 5-year contract renewal options, and the \$4 million represented the total amount for 15 years.

Ms. Arbogast responded that the book mobile service had a large number of users, and the

opening of the library would have a huge impact on the community at large due to the number of apartment buildings located within the vicinity and its proximity to schools. She advised that not opening a permanent library within the subject vicinity would be a disservice to the community due to the neighborhood's large need for the branch library.

Following a discussion among the members of this Committee regarding the community's need for a permanent library, Commissioner Jordan clarified the lease term was for 15 years and not 5 years; and it would benefit the surrounding schools.

Commissioner Heyman advised her biggest concern was about the need to fund the required resources within the libraries, and the need to achieve better return on the investment. She advised there was a need to balance the budgetary needs of libraries and parks with the needs of other service areas such as public safety and water resources. She stated that she hoped the existing library tax imposed on constituents was measureable to the capital improvements and additional items desperately needed.

Discussion ensued among the members of this Committee regarding the number of schools within the vicinity of the proposed subject library.

Commissioner Zapata suggested that future libraries should be aligned and opened close to school locations.

Pursuant to Commissioner Zapata's question regarding the eleven percent (11%) rent increase the County incurred for the first year of the lease agreement, Mr. Jose Galan, Real Estate Division Director, Internal Services Department (ISD), explained the rent increase was subsequent to the renegotiation of the lease agreement and the total renovation of the mall. He clarified the library's lease agreement had expired in September 2014, and the County's administration was limited to space available within that area.

In response to Commissioner Zapata's question regarding the terms of the new lease agreement, Mr. Galan further explained that the old lease was terminated after the County had already exercised the renewal option; and the renewal option expired in September 2014. He noted the price of the new lease was subject to negotiations with the landlord, and the County negotiated the lease of a

renovated, out parcel facility.

Commissioner Zapata requested that Mr. Jose Galan provide him with information regarding the operating costs per square foot for libraries.

Commissioner Levine Cava commented that the County administration had also developed relationships between the Parks Department and non-profit organizations such as the Young Men's Christian Association (YMCA) to provide programs vital to our children, and the lack of adequate physical infrastructure was holding back establishing such programs.

Commissioner Levine Cava suggested that an inventory list of available space within the County's parks facilities and libraries where appropriate for non-profit organizations to establish community programs should be prepared and made available.

Upon conclusion of the foregoing discussion, the members of this Committee proceeded to take a vote on the foregoing resolution as presented.

NOTE: When setting the agenda, Assistant County Attorney Miguel Gonzalez mentioned Commissioner Jordan had asked to be listed as a prime sponsor of the foregoing proposed resolution.

4 COUNTY MAYOR

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

7 REPORT(S)

8 ADJOURNMENT

Report: *There being no further business to come before the Unincorporated Municipal Service Area Committee (UMSAC), the meeting adjourned at 4:11 p.m.*