

MEMORANDUM

Agenda Item No. 5(B)

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

DATE: (Public Hearing 10-5-16)
September 20, 2016

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Ordinance relating to Rules
of Procedure of the Board of
County Commissioners;
amending section 2-1 of the
Code; providing an exception
from Board approval and other
requirements for naming or
renaming of certain County
facilities; authorizing the Board
of Trustees of the Public Health
Trust to name or rename any
interior portion of a Public
Health Trust designated facility
under certain circumstances

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Audrey M. Edmonson.


Abigail Price-Williams
County Attorney

APW/smm

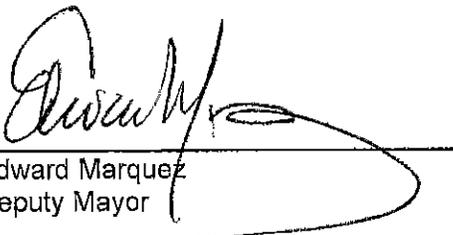
Memorandum



Date: October 5, 2016
To: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners
From: Carlos A. Gimenez
Mayor
Subject: Fiscal Impact Statement for Ordinance Relating to Rules of Procedures of the Board
of County Commissioners Amending Section 2-1 of the County Code

The proposed ordinance relating to rules of procedures of the Board of County Commissioners amending Section 2-1 of the Code County providing an exemption for the Public Health Trust (PHT) designated facilities from Rule 9.02 relating to naming, renaming, codesignation, of Miami Dade County roads, facility or property will not have a fiscal impact to the County.

It allows the Board of Trustees of the Public Health Trust, without Board of County Commissioners approval, to name or rename any interior portion of a PHT designated facility. The naming or renaming of PHT designated facilities must be approved by resolution, after a public hearing, of the Board of Trustees of the PHT. It further requires that prior to the issuance of the public hearing, the Chief Executive Officer of the PHT to notify the Board of County Commissioners by memorandum of the proposed naming or renaming.


Edward Marquez
Deputy Mayor

FIS09116 161965

Memorandum



Date: October 5, 2016

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

From: Carlos A. Gimenez
Mayor

A handwritten signature in black ink, appearing to read "Carlos A. Gimenez", written over the printed name of the Mayor.

Subject: Social Equity Statement for Ordinance Amending Rules to Allow the Public Health Trust to Rename Certain Interior Portions of a Public Health Trust Designated Facility Under Certain Circumstances

The proposed ordinance amends Section 2-1 of the Code of Miami Dade County providing for an exception from Board approval and other requirements for naming or renaming certain County facilities; authorizing the Board of Trustees of the Public Health Trust to name or rename any interior portion of a Public Health Trust designated facility under certain circumstances.

The proposed ordinance is not anticipated to have any measurable social equity benefit or burden.

A handwritten signature in black ink, appearing to read "Alina T. Hudak", written over a horizontal line.

Alina T. Hudak
Deputy Mayor

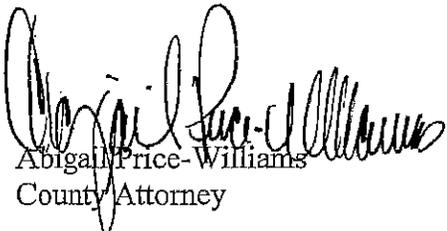


MEMORANDUM

(Revised)

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

DATE: October 5, 2016

FROM: 
Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 5(B)

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
- Statement of social equity 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. 5(B)
10-5-16

ORDINANCE NO. _____

ORDINANCE RELATING TO RULES OF PROCEDURE OF THE BOARD OF COUNTY COMMISSIONERS; AMENDING SECTION 2-1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING AN EXCEPTION FROM BOARD APPROVAL AND OTHER REQUIREMENTS FOR NAMING OR RENAMING OF CERTAIN COUNTY FACILITIES; AUTHORIZING THE BOARD OF TRUSTEES OF THE PUBLIC HEALTH TRUST TO NAME OR RENAME ANY INTERIOR PORTION OF A PUBLIC HEALTH TRUST DESIGNATED FACILITY UNDER CERTAIN CIRCUMSTANCES; 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 2-1 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:¹

Sec. 2-1. Rules of procedure of County Commission.

* * *

**PART 9. ADDITIONAL ORDINANCES
PRESCRIBING COUNTY
COMMISSION PROCEDURE**

* * *

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.

Rule 9.02. Naming, renaming or codesignation of Miami-Dade County roads, facilities or property; approval of state or municipal road codesignations>>; exception for Public Health Trust designated facilities<<.

- (a) Resolutions regarding proposed naming, renaming or codesignation of Miami-Dade County roads, facilities or property shall be sponsored by the district commissioner where the property is located and shall be considered at public hearing.
- (b) Resolutions honoring outstanding individuals shall not be authorized for living individuals except as provided in subsection (d) hereof.
- (c) For every resolution honoring an individual without a personal and direct meaningful relationship to the Greater Miami area, the Board of County Commissioners shall, at the same time, honor an individual who has made a direct, significant contribution to this community.
- (d) This rule shall not prohibit the naming, renaming or designation of a facility or property after a living individual who donates a significant portion of the cost of such facility or property. Further, this rule shall not prohibit the naming, renaming or designation of a road, facility or property after a living individual who has made a direct, significant lifetime contribution to this community, provided:
 - (i) That the naming, renaming or designation is approved by three-fifths vote of the Board members present;
 - (ii) That the naming, renaming or designation is not for any elected municipal, county, state or federal official currently serving or having served in any elected office within the last five years; and
 - (iii) That the naming, renaming or designation of a road, facility or property in a particular commission district is limited to two times during any calendar year.

- (e) Special provisions for employees who give their lives in the line of duty. The County Manager shall present the Board of County Commissioners with a resolution proposing the naming of an appropriate public right-of-way or portion thereof in honor of any Miami-Dade County employee who gives his or her life in the line of duty. Such resolution shall be considered at public hearing and may be adopted by the Board upon a favorable vote of a majority of the commissioners present.
- (f) The Commission Auditor shall complete background research, reviewing public records and other sources of information, in print, on the internet, or through other means of communication, that are publicly available, on any person, organization, place or thing that is the subject of a naming, renaming or codesignation item or an item approving the codesignation of state or municipal roads, and shall prepare a report detailing the findings of said research prior to the Commission meeting during which the item is scheduled to be considered. The Clerk of the Board shall place the Commission Auditor's report on the commission agenda as a supplement to the related agenda item.
- >>(g) Notwithstanding any other provision of this section, the Board of Trustees of the Public Health Trust may name or rename any interior portion of a Public Health Trust designated facility without approval by the Board of County Commissioners pursuant to the provisions of this subsection. Any Public Health Trust resolution to name or rename an interior portion of a designated facility shall only be considered by the Board of Trustees of the Public Health Trust after a public hearing and upon completion of a report by the Commission Auditor as required by subsection (f) herein. Prior to issuance of a notice for such public hearing, the Chief Executive Officer of the Public Health Trust shall notify the Board of County Commissioners by memorandum of the proposed naming or renaming. Such notification shall include the proposed name, the location and description of the designated facility and the scheduled time, date and location of the public hearing. Upon passage of a resolution by the Board of Trustees of the Public Health Trust to name or rename an interior portion of a designated facility, the clerk of the Board of Trustees of the Public Health Trust shall provide notice of same along with a copy of the Public Health Trust resolution to the Board of County Commissioners.<<

Section 2. 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 3. 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 4. 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:

AQW

Prepared by:

Gks For

Christopher C. Kokoruda

Prime Sponsor: Commissioner Audrey M. Edmonson