

# MEMORANDUM

Agenda Item No.14(A)(1)

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

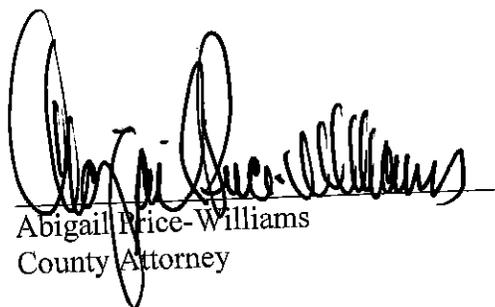
**DATE:** November 15, 2016

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Resolution waiving by a two-thirds vote of its membership, the residency requirement of section 2-98.7 of the Code of Miami-Dade County and appointing Carlos Zaldivar to the Nuisance Abatement Board

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

  
Abigail Price-Williams  
County Attorney

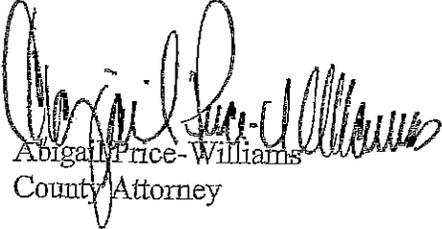
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**MEMORANDUM**  
(Revised)

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

**DATE:** November 15, 2016

**FROM:**   
Abigail Price-Williams  
County Attorney

**SUBJECT:** Agenda Item No. 14(A)(1)

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. 14(A)(1)  
11-15-16

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

RESOLUTION WAIVING BY A TWO-THIRDS VOTE OF ITS MEMBERSHIP, THE RESIDENCY REQUIREMENT OF SECTION 2-98.7 OF THE CODE OF MIAMI-DADE COUNTY AND APPOINTING CARLOS ZALDIVAR TO THE NUISANCE ABATEMENT BOARD

**WHEREAS**, Carlos Zaldivar maintains significant alliance to the entire Miami-Dade County community, including unincorporated Miami-Dade County; and

**WHEREAS**, Carlos Zaldivar's dedication, service and professional experience has significantly contributed to this County; and

**WHEREAS**, Section 2-98.7 of the Miami-Dade County Code requires that all members of the Nuisance Abatement Board reside in the unincorporated areas of Miami-Dade County; and

**WHEREAS**, Carlos Zaldivar is a resident of Palmetto Bay, a municipality within Miami-Dade County; and

**WHEREAS**, pursuant to 2-11.38 of the Miami-Dade County Code the Board of County Commissioners is authorized by a two-thirds (2/3) vote of its membership to waive this residency requirement; and

**WHEREAS**, this Board wishes to waive the residency requirement and appoint Carlos Zaldivar to the Nuisance Abatement Board for a two (2) year term; and

**WHEREAS**, a copy of Carlos Zaldivar's resume is attached,

**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 its membership, waives the residency requirement set forth in Section 2-98.7 of the Code and appoints Carlos Zaldivar to a two (2) year term as a member of the Nuisance Abatement Board.

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 15<sup>th</sup> day of November, 2016. 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.



Shannon D. Summerset-Williams

**Carlos Zaldivar, Esquire**  
14401 SW 82nd Avenue, Palmetto Bay, FL 33156  
[czaldivar@zaldivarlaw.com](mailto:czaldivar@zaldivarlaw.com)  
954-553-2773

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**EXPERIENCE**

**MIAMI-DADE COUNTY EXPRESSWAY AUTHORITY**  
**General Counsel, Miami, FL**

**November 2014 to Present**

- Responsible for all legal operations of the Authority and legal counsel to the MDX Board of Directors.
- Provide legal opinions on contracts, procurement and administrative matters to the Executive Director, MDX Board Members and MDX Staff.
- Authority's Ethic Officer and provide counsel on matters relating to State of Florida's Code of Ethics, Sunshine Law and the Public Records Laws.
- Oversight of outside counsel on litigation, eminent domain and zoning/land use matters.

**CE NORTH AMERICA**  
**General Counsel, Miami, FL**

**March 2013 to November 2014**

- Responsible for all legal operations for an international appliance manufacturer holding assets in the United States, Central and South America, the Caribbean and China.
- Review, draft and negotiate heavy volume of agreements involved in all aspects of the business, including vendors, local and foreign representative and distributor, freight forwarders, banking and brand licensing.
- Initiate and manage the Company's designation for Free Trade Zones in Miami and Puerto Rico.
- Manage outside counsel work related to litigation, foreign representation, trademarks and patents.

**KROLL ASSOCIATES**

**October 2011 to December 2012**

**Associate Managing Director – Business Intelligence and Investigations, Miami, FL**

- Managed and directed all aspects of global investigations, including business intelligence, due diligence investigations, internal corporate investigations, FCPA investigations and litigation support.
- Built and developed high-level client relationships by understanding client needs, creating strategies and managing all aspects of engagement in order to resolve client matters.
- Led internal teams working on client engagements while maintaining primary responsibility for team's decision-making and final work product.

**LAW OFFICES OF CARLOS ZALDIVAR, LLC**  
*Collingswood, NJ & Miami, FL*

**September 2004 to October 2011**

- Established a highly successful law practice by identifying a market and proactively seeking a client base.
- Practice included the handling of criminal matters (bank fraud, mortgage fraud, drug offenses, aggravated assaults, etc) and civil matter (contracts, corporate, lease agreements, evictions, real estate closing).
- Selected as an instructor by the Conference of Western Attorney Generals for a project funded by the U.S State Department to educate Mexican investigators, prosecutors and judges about the United States trial system.

**FEDERAL BUREAU OF INVESTIGATION**  
***Supervisory Special Agent – General Counsel***  
*San Juan, PR – Miami, FL*

**April 1992 – September 2004**

January 1996 – September 2004

- Demonstrated strong leadership by supervising legal operations in two major FBI field offices, including a staff of two full-time attorneys, five part-time legal advisors, and thirteen paralegals.
- Highly capable at crisis management. Served as General Counsel for 10 Command Post operations including kidnappings, extortion, bank robberies and armored car robbery. Received commendation for authoring three wire intercept affidavits during a kidnapping/extortion operation.
- Provided ethical, legal and administrative counsel to Agents, Supervisors and Executive Management to insure compliance for prosecutions, administrative programs and audit compliance measures.

- Responsible for ethics and legal training for Agent and Support population for the Miami and San Juan Divisions.
- Reviewed all leases, contracts and agreements entered into by the FBI field office. In San Juan, inherited 35 delinquent Federal Tort Claims Act Cases (25 collection matters) and over 500 FOIA delinquent request. Hired two paralegals, collected over \$60,000 and cleared backlog in first year.
- Served as Supervisor for the investigation/release of 7 hostages in Quito, Ecuador.
- Hand selected to handle investigation of a \$40-million money laundering prosecution that utilized all U.S. Government resources including White House assistance. Received monetary award and FBI Director's Letter of Commendation for my efforts.

***Supervisory Special Agent – FBI Liaison Officer***  
*Miami, FL*

December 2000 – October 2001

- Responsible for all FBI operations in the jurisdictions of the Bahamas, Bermuda, Turks & Caicos and the Cayman Islands. Heavy liaison with foreign local law enforcement agencies, intelligence services and high-level government officials.
- Handled investigative matters including: money laundering, narcotics, bank and securities fraud, domestic terrorism, foreign counterintelligence, kidnapping and fugitives.
- Achieved many awards and commendations based on strong work ethic and sustained exceptional performance from the FBI Director and from local law enforcement officials, as well as from U.S. Ambassadors in Quito, Ecuador and Nassau, Bahamas.

***FBI Special Agent***  
*Newark, NJ*

April 1992 – December 1995

- Selected within my first year to conduct undercover operations, including the infiltration of a Colombian/Cuban drug and money-laundering syndicate operating in New Jersey, Florida, and Texas.
- Managed investigations of major international drug and money laundering operations based on keen ability to manage pressure, work with people of all ranks and status as well as adapt quickly to fluid situations.
- Continually demonstrated ability to apply foresight and courage during successful undercover roles in long and short-term assignments. Purchased a kilogram of cocaine from an attorney in his office.
- Maintained the highest level of confidentiality when conducting background investigations for applicants, Federal Judges and Appointees to the President.

## **EDUCATION**

**Rutgers University School of Law – Camden, NJ**  
 Juris Doctor Degree, 1991

**Villanova University – Villanova, PA**  
 Bachelor of Arts, 1987

## **SPECIAL SKILLS**

Fluent in Spanish  
 Certified Ethics Facilitator

Certified Police Instructor  
 Certified Undercover Agent

## **ASSOCIATIONS**

Member of the Florida, New Jersey and Pennsylvania (inactive) Bars  
 Former Board member: Collingswood (NJ) Zoning Board and Member of Servicios Latino of Burlington County  
 Member of Society of Former Special Agents of the FBI