

MEMORANDUM

Agenda Item No. 7(F)

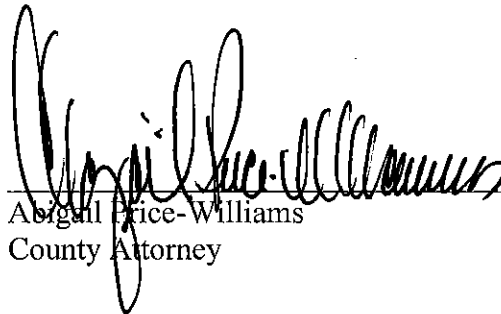
TO: Honorable Chairman Esteban L. Bovo, Jr.
and Members, Board of County Commissioners

DATE: (Second Reading 1-23-18)
November 7, 2017

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Ordinance relating to The
Children's Trust; amending
Chapter 2, Article CIII of the
Code; revising the membership
of the governing board and
deleting the interim support
provision

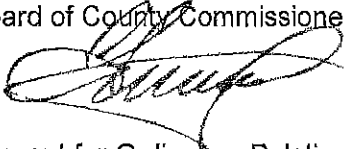
The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Xavier L. Suarez.


Abigail Price-Williams
County Attorney

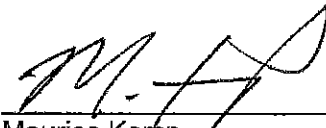
APW/smm

Memorandum



Date: January 23, 2018
To: Honorable Chairman Esteban L. Bovo, Jr.
and Members, Board of County Commissioners
From: Carlos A. Gimenez 
Mayor
Subject: Fiscal Impact Statement for Ordinance Relating to the Children's Trust

The implementation of this ordinance will not have a fiscal impact to Miami-Dade County as currently no support is provided by the Administration and/or budgeted in the FY 2017-18 budget.



Maurice Kemp
Deputy Mayor

FIS02018 172415

Memorandum



Date: January 23, 2018

To: Honorable Chairman Esteban L. Bovo, Jr.
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 regarding Ordinance Related to Revising the Membership of the Children's Trust Governing Board

The proposed ordinance related to the Children's Trust Governing Board amends Section 2-1522 of the Code of Miami-Dade County by revising the Children's Trust Governing Board membership and deleting the interim support provisions. The proposed ordinance does not have a direct social impact on Miami-Dade County.

A handwritten signature in black ink, appearing to read "M. Kemp", written over a horizontal line.

Maurice Kemp
Deputy Mayor



MEMORANDUM

(Revised)

TO: Honorable Chairman Esteban L. Bovo, Jr.
and Members, Board of County Commissioners

DATE: January 23, 2018

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 7(F)

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. 7(F)
1-23-18

ORDINANCE NO. _____

ORDINANCE RELATING TO THE CHILDREN'S TRUST;
AMENDING CHAPTER 2, ARTICLE CIII OF THE CODE OF
MIAMI-DADE COUNTY, FLORIDA; REVISING THE
MEMBERSHIP OF THE GOVERNING BOARD AND
DELETING THE INTERIM SUPPORT PROVISION; AND
PROVIDING SEVERABILITY, INCLUSION IN THE CODE,
AND AN EFFECTIVE DATE

WHEREAS, in 1988, the voters of Miami-Dade County (the "County") approved the creation of a juvenile welfare board, which, by voter approval on September 10, 2002, was renamed The Children's Trust; and

WHEREAS, by approving The Children's Trust and in recognition of the great needs of children in our community, the County electorate also authorized the levy of an ad valorem tax to supplement current County expenditures for children's services on September 10, 2002; and

WHEREAS, pursuant to section 125.901, Florida Statutes, on December 3, 2002, the County adopted Ordinance No. 02-247, which authorized the creation of The Children's Trust; and

WHEREAS, on August 26, 2008, the voters approved an extension of The Children's Trust's ad valorem tax levy; and

WHEREAS, among other things, section 125.901, Florida Statutes, specifies the membership of the governing board, powers, duties, responsibilities and dissolution of The Children's Trust; and

WHEREAS, this Board wishes to amend the ordinance establishing The Children's Trust by revising the membership of the governing board and deleting the interim support provision,

**BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF
MIAMI-DADE COUNTY, FLORIDA:**

Section 1. Chapter 2, Article CIII of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:¹

ARTICLE CIII – THE CHILDREN’S TRUST

* * *

Sec. 2-1522. - Governing Board.

- (a) The governing board of The Children's Trust shall consist of the following thirty-three (33) members:
 - (1) Superintendent of Miami-Dade County Public Schools >>or his or her designee<<;
 - (2) One (1) member who is a representative of Florida International University as appointed by the university president;
 - (3) One (1) member who is a representative of Miami-Dade Community College as appointed by the college president;
 - (4) Miami-Dade County >>Mayor<< ~~[[Manager]]~~;
 - (5) District XI Administrator, State of Florida Department of Children and Family Services or designee who is a member of the Senior Management Service or the Selected Exempt Service;
 - (6) Director of Miami-Dade County Public Health Department or designee;
 - (7) State Attorney for Miami-Dade County or designee;
 - (8) Chief Judge of Juvenile Division of the Eleventh Circuit, or another juvenile judge designated by the Chief Judge, who shall sit as a voting member of the board on all matters except for the setting of ad valorem taxes;
 - (9) One (1) member selected by the Board of the United Way of Miami-Dade County;

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.

- (10) One (1) member who is a member of and is selected by a >>locally recognized faith-based coalition<< [~~the Greater Miami Chapter of the National Conference for Community and Justice~~];
- (11) One (1) member who is a member of and is selected by a coalition of the local chambers of commerce;
- (12) One (1) member who is a member of and is selected by the Miami-Dade County >>Early Learning Coalition<< [~~School Readiness Coalition~~];
- (13) One (1) member who is a representative of the United Teachers of Dade;
- (14) One (1) member who is a member of and is selected by >>a local alliance or coalition engaged in cross-system planning for health and social service delivery in the county<< [~~the Alliance for Human Services~~];
- (15) One (1) member who is a member of and is selected by the Miami-Dade County Council of Parent-Teacher Association/Parent-Teacher-Student Association;
- (16) One (1) member who is a youth selected by the Miami-Dade >>County<< Student Government Association;
- (17) One (1) member >>who is a member<< of the School Board of Miami-Dade County as appointed by the Chair of the School Board;
- (18) Mayor of Miami-Dade County or designee;
- (19) One (1) member >>who is a member<< of the Miami-Dade County Board of County Commissioners, as appointed by the Commission Chair;
- (20) One (1) member >>who is a member<< of the State of Florida Legislature who represents residents of Miami-Dade County, as appointed by the chair of the Miami-Dade legislative delegation;
- (21) One (1) elected official representing the residents of a municipality located within Miami-Dade County, as appointed by the League of Cities;
- (22) Circuit Manager, State of Florida Department of Juvenile Justice or designee;
- (23) Four (4) members-at-large, as appointed by a majority of the sitting members of The Children's Trust;
- (24) Seven (7) members appointed by the Governor of the State of Florida in accordance with provisions set forth below.

* * *

~~[[**Sec. 2-1530. Interim Staff Support.**]]~~

~~[[The County Manager's Office shall provide staff support to The Children's Trust on an interim basis until such time as The Children's Trust hires permanent staff.]]~~

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:

APW

Prepared by:

SG/LK

Shanika A. Graves
Leigh C. Kobrinski

Prime Sponsor: Commissioner Xavier L. Suarez