

MEMORANDUM

Special Item No. 2

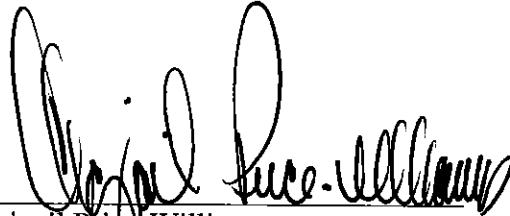
TO: Honorable Chairman Esteban L. Bovo, Jr.
and Members, Board of County Commissioners

DATE: April 4, 2018

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Resolution appointing
[] to fill the
vacancy in the office of County
Commissioner for District 5

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Chairman Esteban L. Bovo, Jr.



Abigail Price Williams
County Attorney

APW/cp

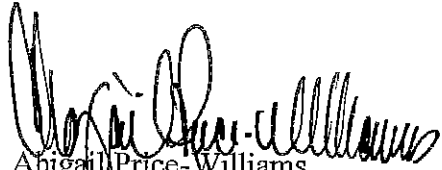


MEMORANDUM

(Revised)

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and Members, Board of County Commissioners

DATE: April 4, 2018

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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 _____

Special Item No. 2
4-4-18

RESOLUTION NO. _____

RESOLUTION APPOINTING [] TO FILL THE
VACANCY IN THE OFFICE OF COUNTY COMMISSIONER
FOR DISTRICT 5

WHEREAS, on March 31, 2018, Commissioner Bruno A. Barreiro resigned from the office of Miami-Dade County Commissioner, District 5; and

WHEREAS, the Office of County Commissioner for District 5 is now vacant; and

WHEREAS, Section 1.07 of the Home Rule Charter requires that vacancies in the office of County Commissioner “shall be filled by majority vote of the remaining members of the Board within 30 days, or the Board shall call an election to be held not more than 90 days thereafter to fill the vacancy”; and

WHEREAS, Section 1.07 of the Home Rule Charter further provides that a “person appointed shall serve only until the next county-wide election”; and

WHEREAS, the next county-wide election is the State Primary Election held on August 28, 2018 and then the State General Election on November 6, 2018; and

WHEREAS, the Board desires to fill this vacancy by appointing [] to serve as Miami-Dade County Commissioner, District 5 until a replacement is elected at the next county-wide election,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that [] is hereby appointed to serve as Miami-Dade County Commissioner, District 5 until a candidate is elected to serve the remainder of the District 5 Commissioner’s unexpired term. Such election shall be held in conjunction with the State Primary Election on August 28, 2018. If no candidate

receives a majority vote at such election, [] shall continue to serve as Miami-Dade County Commissioner, District 5 until a candidate is elected at a runoff election held in conjunction with the State General Election on November 6, 2018.

The Prime Sponsor of the foregoing resolution is Chairman Esteban L. Bovo, Jr. 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:

Esteban L. Bovo, Jr., Chairman	
Audrey M. Edmonson, Vice Chairwoman	
Daniella Levine Cava	Jose "Pepe" Diaz
Sally A. Heyman	Barbara J. Jordan
Joe A. Martinez	Jean Monestime
Dennis C. Moss	Rebeca Sosa
Sen. Javier D. Souto	Xavier L. Suarez

The Chairperson thereupon declared the resolution duly passed and adopted this 4th day of April, 2018. This resolution shall become effective immediately.

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.



Oren Rosenthal