

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(16)
2-20-07

**OFFICIAL FILE COPY
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA**

RESOLUTION NO. R-195-07

RESOLUTION URGING THE FLORIDA LEGISLATURE TO IMPOSE A LETTER-GRADING SYSTEM FOR RESTAURANT INSPECTION REPORTS AND TO REQUIRE RESTAURANTS TO POST SUCH LETTER GRADE ON A SIGN NEAR THE ENTRANCE INDICATING THAT THE INSPECTION REPORTS ARE AVAILABLE FOR PUBLIC REVIEW

WHEREAS, the State of Florida currently has exclusive jurisdiction to inspect restaurants for health and cleanliness standards and Section 509.101, Florida Statutes, provides that inspection reports must be made available upon request for public review; and

WHEREAS, a recent local television news report found that a number of restaurants in Miami-Dade County do not comply with the law requiring them to provide such inspection reports to the public upon request; and

WHEREAS, Florida law currently does not require restaurants to post signs indicating to the public that inspection reports are available for public review, and Florida law preempts local governments from imposing such a requirement; and

WHEREAS, the State of California requires that restaurants post signs indicating that health inspection reports are available for public review; and

WHEREAS, the States of North Carolina and Tennessee not only require restaurants to post such signs, but also impose a letter grade on restaurants that must be shown on the sign indicating how well the restaurant has scored on the health inspection,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Urges the Florida Legislature to impose a letter-grading system for restaurant inspection reports and to require restaurants to post such letter grade on a sign near the entrance indicating that the inspection reports are available for public review.

Section 2. Directs the Clerk of the Board to transmit certified copies of the resolution to the Governor, Senate President, House Speaker, and Chair and members of the Miami-Dade State Legislative Delegation.

Section 3. Directs the County's state lobbyists to advocate for the issue identified in section 1 above, and directs the Office of Intergovernmental Affairs to include this item in the 2007 state legislative package.

The foregoing resolution was sponsored by Commissioner Dorrin D. Rolle and Commissioner Carlos A. Gimenez and offered by Commissioner Dennis C. Moss, who moved its adoption. The motion was seconded by Commissioner Dorrin D. Rolle and upon being put to a vote, the vote was as follows:

	Bruno A. Barreiro, Chairman	aye	
	Barbara J. Jordan, Vice-Chairwoman	aye	
Jose "Pepe" Diaz	aye	Audrey M. Edmonson	aye
Carlos A. Gimenez	aye	Sally A. Heyman	absent
Joe A. Martinez	aye	Dennis C. Moss	aye
Dorrin D. Rolle	aye	Natacha Seijas	absent
Katy Sorenson	absent	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairman thereupon declared the resolution duly passed and adopted this 20th day of February, 2007. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: **KAY SULLIVAN**
Deputy Clerk



Approved by County Attorney as
to form and legal sufficiency.

Jess M. McCarty

MEMORANDUM

Agenda Item No. 11(A) (16)

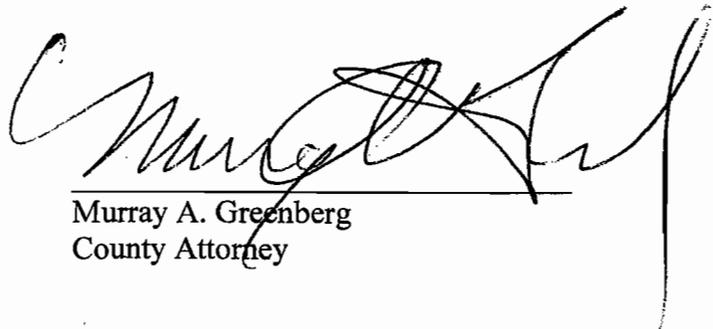
TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: February 20, 2007

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Resolution urging the
legislature to impose a
letter-grading system for
restaurant inspection reports

The accompanying resolution was prepared and placed on the agenda at the request of
Commissioner Dorrin D. Rolle and Commissioner Carlos A. Gimenez.



Murray A. Greenberg
County Attorney

MAG/bw



MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: February 20, 2007

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Agenda Item No. 11(A)(16)

Please note any items checked.

_____ **"4-Day Rule" ("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**

_____ **Bid waiver requiring County Manager's written recommendation**

_____ **Ordinance creating a new board requires detailed County Manager's report for public hearing**

_____ **Housekeeping item (no policy decision required)**

_____ **No committee review**