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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

MEMORANDUM

Agenda Item No. 11(A)(3)

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

DATE: May 6, 2008

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Resolution directing Mayor to provide a report regarding the revenues and expenditures related to the slot machines referendum in 2005 and anticipated slot machine revenues

Resolution No. R-529-08

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

R. A. Cuevas, Jr.
County Attorney

RAC/up

MEMORANDUM

(Revised)

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

DATE: May 6, 2008

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Agenda Item No. 11(A)(3)

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**

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(3)
5-6-08

RESOLUTION NO. **R-529-08**

RESOLUTION DIRECTING THE MAYOR OR HIS DESIGNEE TO PROVIDE A REPORT REGARDING THE REVENUES AND EXPENDITURES OF THE COUNTY RELATED TO THE SLOT MACHINE REFERENDUM IN 2005 AND ANTICIPATED SLOT MACHINE REVENUES FROM FUTURE GAMING, INCLUDING THE POSSIBLE CREATION OF A TRUST FUND FOR SLOT MACHINE REVENUES

WHEREAS, during the 2004 statewide election, voters statewide approved a constitutional amendment that authorized the governing bodies of Miami-Dade and Broward Counties to hold a countywide referendum in their respective counties on whether to authorize slot machines within certain existing, licensed pari-mutuel facilities; and

WHEREAS, on January 20, 2005, the Board passed Resolution No. 97-05 setting a special election for March 8, 2005 for the purpose of submitting to the electors of Miami-Dade County the question of whether to authorize slot machines in Miami-Dade County; and

WHEREAS, also on January 20, 2005, the Board passed Resolution No. 81-05 which authorized the County Manager to execute agreements regarding slot machines with the three pari-mutuels within Miami-Dade County; and

WHEREAS, the agreements negotiated with pari-mutuels included payments to Miami-Dade County to mitigate the impacts of slot machine gambling on county government, including an initial payment totaling $4 million, and an additional payment of 1.25% of the gross revenues generated by each slot machine for the first three years of the agreement, and beginning in year four, 1.5% of the first $250 million of gross revenue and 2% of gross revenue above $250 million; and

WHEREAS, on March 8, 2005, voters in Miami-Dade County did not pass the slot machine ballot question; and

WHEREAS, on July 10, 2007, the Board passed Resolution No. 831-07 setting a second special election on the slot machine question for January 29, 2008; and

WHEREAS, on January 29, 2008, voters in Miami-Dade County approved the slot machine ballot question; and

WHEREAS, pari-mutuels in Miami-Dade County are now in the process of making the necessary provisions for slot machines at their facilities,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board directs the Mayor or his designee to provide a report and recommendations within 30 days of the effective date of this resolution regarding the revenues and expenditures of the County related to slot machines in Miami-Dade County. At a minimum, the report shall include:

1) A clear end detailed statement of the revenues generated from the agreements entered in 2005 between the County and the pari-mutuels, the use of those funds, and any resolutions approved by the Board of County Commissioners related to those uses.

2) A plan to establish a trust fund that would receive all future slot machine gambling revenue and the recommended procedures for approval of the use of those funds.

3) Recommendations for reporting requirements for the trust fund to include quarterly reports and a clear statement in the annual budget recommendations regarding the amount and uses of the funds in the current and subsequent budget years.

4) A review of the management of traffic, infrastructure, public safety, social services, and other slot machine gaming impacts at the pari-mutuels in Miami-Dade County, and any recommendations for Board action required to implement that plan.

5) Any other information or recommendations the Administration wishes to offer.

The foregoing resolution was sponsored by Commissioner Carlos A. Gimenez and offered by Commissioner **Carlos A. Gimenez**, who moved its adoption. The motion was seconded by Commissioner **Jose "Pepe" Diaz** 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	**aye**
Joe A. Martinez	**aye**	Dennis C. Moss	**aye**
Dorrin D. Rolle	**aye**	Natacha Seijas	**aye**
Katy Sorenson	**aye**	Rebeca Sosa	**aye**
Sen. Javier D. Souto	**absent**		

The Chairman thereupon declared the resolution duly passed and adopted this 6th day of May, 2008. 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. JMM

Jess M. McCarty