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

MEMORANDUM

Agenda Item No. 11(A)(9)

TO: Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners

DATE: December 1, 2009

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

SUBJECT: Resolution to schedule special meeting to hear presentations by redistricting consultants regarding the provision of assistance to the Board in drafting a redistricting plan

Resolution No. R-1387-09

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Dorrin D. Rolle.

R. A. Cuevas, Jr.
County Attorney

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MEMORANDUM
(Revised)

TO: Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners

DATE: December 1, 2009

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

SUBJECT: Agenda Item No. 11(A)(9)

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**

_____ **Ordinance creating a new board requires detailed County Manager'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. 11(A)(9)
12-1-09

RESOLUTION NO. **R-1387-09**

RESOLUTION TO SCHEDULE SPECIAL MEETING OF THE BOARD OF COUNTY COMMISSIONERS TO HEAR PRESENTATIONS BY REDISTRICTING CONSULTANTS REGARDING THE PROVISION OF ASSISTANCE TO THE BOARD IN DRAFTING A REDISTRICTING PLAN

WHEREAS, Pursuant to Public Law 94-171 the U.S. Census Bureau is required to provide the states with the most current federal census population data necessary for redistricting no later than April 1, 2011; and

WHEREAS, Section 1.03(B) of the Miami-Dade County Home Rule Charter authorizes the Board of County Commissioners to redraw the County Commission election districts from time to time; and

WHEREAS, Resolution No. R-511-04 set forth criteria and factors to be considered by the Board when redrawing election districts during the decennial redistricting process, to wit: one-person, one-vote rule; §2 of the Voting Rights Act and traditional districting principles (eg., reasonably compact, contiguous, respect for political and administrative boundaries, avoiding voter disruption, avoiding incumbent commissioners running for election against another sitting commissioner); and

WHEREAS, Resolution No. R-511-04 provides that a 13-member citizens redistricting advisory board is to be empanelled in the year preceding the release of the federal decennial census data and provides for public redistricting workshops at various locations throughout the county to be commenced after the initial release of the federal decennial census data; and

WHEREAS, Resolution No. R-511-04 provides that the citizens redistricting advisory board "will be advised the redistricting expert(s) designated by the County Commission to assist the Commission in the drafting of a redistricting plan",

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that a special meeting of the Board of County Commissioners shall be scheduled in accordance with Rule 3.02 Board's Rules of Procedure for the purpose of hearing presentations by redistricting consultants regarding the provision of assistance to the Board and the citizens redistricting advisory board in drafting a redistricting plan in accordance with the criteria contained in Resolution No. R-511-04. The special meeting shall be advertised in papers of national circulation at least six (6) weeks prior to the time of such special meeting, as well as in such professional publications likely to reach the community of professional redistricting consultants.

The Prime Sponsor of the foregoing resolution is Commissioner Dorrin D. Rolle. It was offered by Commissioner **Barbara J. Jordan**, who moved its adoption. The motion was seconded by Commissioner **Katy Sorenson** and upon being put to a vote, the vote was as follows:

Dennis C. Moss, Chairman **aye**
Jose "Pepe" Diaz, Vice-Chairman **aye**

Bruno A. Barreiro	**absent**	Audrey M. Edmonson	**aye**
Carlos A. Gimenez	**aye**	Sally A. Heyman	**aye**
Barbara J. Jordan	**aye**	Joe A. Martinez	**aye**
Dorrin D. Rolle	**aye**	Natacha Seijas	**aye**
Katy Sorenson	**aye**	Rebeca Sosa	**absent**
Sen. Javier D. Souto	**aye**		

The Chairperson thereupon declared the resolution duly passed and adopted this 1st day of December, 2009. 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: **DIANE COLLINS**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Robert A. Duvall

MIAMI-DADE COUNTY
BOARD OF COUNTY COMMISSIONERS
OFFICE OF THE COMMISSION AUDITOR

Legislative Notes

Agenda Item:	11(A)9
File Number:	092523
Committee(s) of Reference:	Board of County Commissioners
Date of Analysis:	October 7, 2009
Type of Item:	Schedule Special Meeting – Redistricting Plan
Prime Sponsor:	Commissioner Dorrin D. Rolle
Commission District:	Countywide

Summary

This resolution requests a special meeting of the Board of County Commissioners (BCC) in accordance with Rule 3.02 of the BCC's Rules of Procedure to discuss Miami-Dade County's 2010 Census[1] redistricting process.

The purpose of the special meeting is to hear presentations by redistricting consultants regarding the provision of assistance to the BCC and empanelling the Citizens Redistricting Advisory Board[2]. The BCC,

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[1] According to the 2010 Census Timeline: Recruitment began for local census jobs for early census operations in Fall 2008; Census employees went door-to-door to update address list nationwide in Spring 2009; recruitment will begin again for census takers needed for peak workload during Fall 2009; around February-March 2010 census questionnaires are mailed or delivered to households; April 1, 2010 is Census Day; census takers visit households that did not return a questionnaire by mail from April through July 2010; the Census Bureau, by federal law, will deliver the population counts to the President for apportionment; and the Census Bureau completes delivery of redistricting data to states around March 2011.

[2]Pursuant to Resolution 511-04, each Commissioner will appoint one member to the redistricting advisory board, who may not be a member of the BCC. The redistricting advisory board will be advised by the redistricting expert(s) designated by the BCC to assist the members of the BCC in the drafting of a redistricting plan, the County Attorney's Office and such other staff as may be appointed by the County Manager. After the initial release of the federal census data public redistricting workshops will be commenced at various locations throughout the county to inform and elicit comments from the public concerning the redistricting process. As appropriate to the location of the workshop, explanatory materials will be provided in English, Spanish and/or Creole. Spanish and/or Creole interpreters also shall be available to assist members of the public. (See Resolution 511-04 or File No. 040537)

through Resolution 511-04, set forth criteria for the redrawing of election districts during the decennial redistricting process which included a thirteen-member board.

Background and Relevant Legislation

According to the U.S. Census Bureau, the census bureau is required by the Constitution of the United States of America to conduct a count of the population every ten (10) years (a decennial census). The census data is imperative for state and local governments for federal and state funding, community and economic planning, redistricting, and ensuring they receive important services and resources for new schools, roads, hospitals, parks, housing projects and other public projects.

In an attempt to increase the accuracy and fairness of redistricting, Public Law 94-171, passed by Congress in 1975, the U.S. Census Bureau is required to work closely with state officials before each decennial census. Under the provisions of P.L. 94-171, the data needed for redistricting are delivered to the majority and minority leaders of each state legislature, as well as to each governor.

The U.S. Census also affects the amount of federal funding received by the states, counties, and cities. The planning of Florida's infrastructure such as, schools, government services, highways and roads, and senior centers is based on data derived from the U.S. Census. In fiscal year 2000, 85 percent of federal government grants to state and local governments were distributed based on state population and personal income. Every year, about $300 billion in federal funds are distributed to local, state, and tribal governments based on census data. [3]

Charter Counties in Florida

County	Year Charter Adopted	Number of Municipalities	2008 Population	District Structure	Administrative Structure	2010 Census County Committee
Alachua	1987	9	241,364	5 at-large	Administrator	N/A
Brevard	1994	15	536,521	5 Single	Administrator	A redistricting committee is appointed by the BCC, and all recommendations will be made directly to the BCC.
Broward	1975	31	1,751,234	9 Single	Administrator	Yes, Census 2010 Complete Count Committee
Charlotte	1986	1	150,060	5 at-large	Administrator	N/A
Clay	1991	4	184,727	7 at-large	Administrator	N/A
Columbia	2002	2	69,092	5 Single	Manager	N/A
Duval	1968	5	850,962	Mixed (14/5)	Administrator	N/A
Hillsborough	1983	3	1,180,784	Mixed (4/3)	Executive	Yes, Hillsborough Complete Count Committee

[3] SunshineCensus2010.com

County	Year Charter Adopted	Number of Municipalities	2008 Population	District Structure	Administrative Structure	2010 Census County Committee
Lee	1996	5	593,136	5 at-large	Administrator	N/A
Leon	2002	1	264,063	Mixed (5/2)	Administrator	N/A
Miami-Dade	1957	35	2,398,245	13 Single	Administrator & Strong Mayor	A Citizens Redistricting Advisory Board was created through Resolution 511-04 and may be empanelled with 13-member citizens. [4]
Orange	1987	13	1,072,801	6 Single	Executive	Yes, Orange County Neighborhood Services is tasked with marketing Census 2010; and Orange County's Complete Count Committee[5]
Osceola	1992	2	263,676	5 at-large	Manager	N/A
Palm Beach	1985	37	1,265,293	7 Single	Administrator	Yes, Palm Beach County Complete Count Committee
Pinellas	1980	24	910,260	Mixed (3/4)	Administrator	N/A
Polk	1998	17	580,594	5 at-large	Administrator	N/A
Sarasota	1971	4	372,057	5 at-large	Administrator	N/A
Seminole	1989	7	410,854	5 at-large	Administrator	Seminole County Complete Count Committee remained active until September

[4] According to the Clerk of the Board's Boards and Appointment System, the Citizens Redistricting Advisory Board was never activated, (term of membership one (1) year). (http://intra.miamidade.gov/cbas/board_maintenance.asp?cmd=2&id=1308)

[5] Orange County's Complete Count Committee will be responsible for marketing and outreach to encourage population to complete census forms. The committee is composed of members that are citizens, agencies, organizations, religious groups, and ethnic groups. Subcommittees include: ethnic, religious, media, or others as designated by the local governments.

County	Year Charter Adopted	Number of Municipalities	2008 Population	District Structure	Administrative Structure	2010 Census County Committee
						20, 2009.
Volusia	1971	16	498,036	Mixed (5/2)	Executive	Yes, Volusia County Complete Count Committee and subcommittees

Source: Florida Association of Counties and the following Florida County websites: Alachua; Brevard; Broward; Charlotte; Clay; Columbia; Duval; Hillsborough; Lee; Leon; Miami-Dade; Orange; Osceola; Palm Beach; Pinellas; Polk; Sarasota; Seminole; and Volusia.

Prepared by: Michael Amador-Gil