

MEMORANDUM

Amended
Agenda Item No. 11(A)(21)

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


DATE: October 6, 2009

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

SUBJECT: Resolution directing the Mayor
to identify legally available
funds in an amount equal to
\$450,000 to fund the
Independent Review Panel
for fiscal year 2009-10

Resolution No. R-1185-09

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Barbara J. Jordan, and Co-Sponsor Commissioner Audrey M. Edmonson.



R. A. Cuevas, Jr.
County Attorney

RAC/jls



MEMORANDUM

(Revised)

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

DATE: October 6, 2009

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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
- 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 _____

Amended
Agenda Item No. 11(A)(21)
10-6-09

RESOLUTION NO. R-1185-09

RESOLUTION DIRECTING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO IDENTIFY LEGALLY AVAILABLE FUNDS IN AN AMOUNT EQUAL TO \$450,000 TO FUND THE INDEPENDENT REVIEW PANEL FOR FISCAL YEAR 2009-10 AND TO REPORT FINDINGS TO THE BOARD

WHEREAS, the Independent Review Panel (the "IRP") was created by this Board in 1980 as an impartial review panel to conduct independent reviews and hold public hearings concerning serious complaints or grievances made against employees, agencies and instrumentalities of Miami-Dade County; and

WHEREAS, as part of the County's adopted budget for Fiscal Year 2009-10, no monies were appropriated to the IRP; thereby eliminating this function for such fiscal year; and

WHEREAS, recognizing the importance of the IRP to this community, this Board wishes to direct the County Mayor or the County Mayor's designee to identify legally available funds in an amount equal to \$450,000 to fund the IRP, including four budgeted positions, for Fiscal Year 2009-10,

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

Section 1. The foregoing recitals are incorporated in this resolution and are approved.

Section 2. This Board hereby directs the County Mayor or the County Mayor's designee to identify legally available funds in an amount equal to \$450,000 to fund the IRP, including four budgeted positions, for Fiscal Year 2009-10. The funding alternatives may

include use of the Countywide Contingency Reserve Fund, as well as any other available funds. In addition, the County Mayor or the County Mayor's designee shall study and recommend whether support of the IRP shall be provided by the Office of the Chair of the County Commission. A report detailing such funding alternatives and recommendation regarding support of the IRP shall be prepared and presented to the Board within thirty (30) days from the effective date of this resolution.

The Prime Sponsor of the foregoing resolution is Commissioner Barbara J. Jordan and the Co-Sponsor is Commissioner Audrey M. Edmonson. It was offered by Commissioner

Barbara J. Jordan, who moved its adoption. The motion was seconded by Commissioner **Audrey M. Edmonson** and upon being put to a vote, the vote was as follows:

Dennis C. Moss, Chairman	aye		
Jose "Pepe" Diaz, Vice-Chairman	absent		
Bruno A. Barreiro	aye	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	aye
Sen. Javier D. Souto	nay		

The Chairperson thereupon declared the resolution duly passed and adopted this 6th day of October, 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.

Geri Bonzon-Keenan