



MEMORANDUM

Agenda Item No. 11(A)(3)

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

DATE: April 6, 2010

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

SUBJECT: Resolution requiring written response
or reply by the administration to
discussion items on a Board or
Committee agenda be provided within
a time certain prior to the scheduled
meeting

Resolution No. R-384-10

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Carlos A. Gimenez, and Co-Sponsors Commissioner Joe A. Martinez and Commissioner Rebeca Sosa.

A handwritten signature in black ink, appearing to read "RACJ", written over a horizontal line.

R. A. Cuevas, Jr.
County Attorney

RAC/cp



MEMORANDUM

(Revised)

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

DATE: April 6, 2010

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

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

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)(3)

4-6-10

RESOLUTION NO. R-384-10

RESOLUTION REQUIRING WRITTEN RESPONSE OR
REPLY BY THE ADMINISTRATION TO DISCUSSION ITEMS
ON A BOARD OR COMMITTEE AGENDA BE PROVIDED
WITHIN A TIME CERTAIN PRIOR TO THE SCHEDULED
MEETING

WHEREAS, the County Mayor, the Mayor’s designee, and administrative departments that report to the Mayor (the “Administration”) often provide written responses, such as memorandums and reports, to the Board of County Commissioners or Commission Committee members regarding discussion items on Board or Commission Committee agendas; and

WHEREAS, in order to be fully informed and briefed prior to considering these discussion items and in order to afford the Board and Commission Committee members an opportunity to properly evaluate and consider such responses and replies, this Board desires that such written responses or replies be provided to the Board and Commission Committee members in a timely manner,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that it is the policy of this Board that if the Administration receives written notification that a certain discussion item will be placed on a Board or Committee agenda at least ten days prior to the scheduled meeting, any written response or reply by the Administration to that discussion item shall be provided to the Board of County Commissioners or the Commission Committee members at least two business days prior to the date of the scheduled meeting and further directing the Mayor to carry out this policy.

The Prime Sponsor of the foregoing resolution is Commissioner Carlos A. Gimenez, and the Co-Sponsors are Commissioner Joe A. Martinez and Commissioner Rebeca Sosa. It was offered by Commissioner **Carlos A. Gimenez**, who moved its adoption. The motion was seconded by Commissioner **Joe A. Martinez** 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	absent	Audrey M. Edmonson	absent
Carlos A. Gimenez	aye	Sally A. Heyman	absent
Barbara J. Jordan	aye	Joe A. Martinez	aye
Dorrin D. Rolle	aye	Natacha Seijas	nay
Katy Sorenson	absent	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 6th day of April, 2010. 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.

DF.

Daniel Frastai