

MEMORANDUM

Agenda Item No. 11(A)(4)

TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: December 6, 2011

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

SUBJECT: Resolution of the Board
of County Commissioners
waiving term limits for Unsafe
Structures Board member
James Starkweather and
reappointing for another term

Resolution R-1084-11

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Chairman Joe A. Martinez.



R. A. Cuevas, Jr.
County Attorney

RAC/jls



MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: December 6, 2011

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

SUBJECT: Agenda Item No. 11(A)(4)

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

Agenda Item No. 11 (A) (4)

Veto _____

12-6-11

Override _____

RESOLUTION NO. R-1084-11

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS WAIVING TERM LIMITS FOR UNSAFE STRUCTURES BOARD MEMBER JAMES STARKWEATHER AND REAPPOINTING FOR ANOTHER TERM

WHEREAS, on January 21, 2010, the Board of County Commissioners enacted Ordinance No. 10-06, amending Chapter 2, Section 2-11.38.2 of the Code of Miami-Dade County, Florida to permit the waiver of term limits for County board members; and

WHEREAS, pursuant to section 2-11.38.2 of the Code of Miami-Dade County, the Board of County Commissioners may by resolution adopted by a two-third (2/3) vote of members present waive a term limit applicable to a member of a County board; and

WHEREAS, the composition and membership of the Miami-Dade County Unsafe Structures Board requires members with certain advanced degrees and unique qualifications; and

WHEREAS, Mr. James Starkweather is an Electrical Engineer and has been a valued member of the Unsafe Structures Board, and has reached his term limit as a member of the Unsafe Structures Board; and

WHEREAS, Mr. James Starkweather's continued service as a member ensures the effective operation of the Unsafe Structures Board; and

WHEREAS, the Commission wishes to waive the applicable term limits and reappoint Mr. Starkweather to another term,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that the term limits applicable to Mr. James Starkweather are hereby waived, and he is reappointed to another term as a member of the Unsafe Structures Board.

The Prime Sponsor of the foregoing resolution is Chairman Joe A. Martinez. It was offered by Commissioner José "Pepe" Diaz, who moved its adoption. The motion was seconded by Commissioner Rebeca Sosa and upon being put to a vote, the vote was as follows:

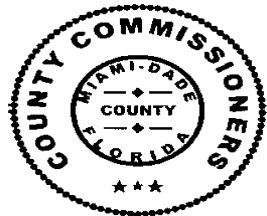
Joe A. Martinez, Chairman	aye		
Audrey M. Edmonson, Vice Chairwoman	aye		
Bruno A. Barreiro	aye	Lynda Bell	aye
Esteban L. Bovo, Jr.	aye	Jose "Pepe" Diaz	aye
Sally A. Heyman	aye	Barbara J. Jordan	aye
Jean Monestime	aye	Dennis C. Moss	aye
Rebeca Sosa	aye	Sen. Javier D. Souto	aye
Xavier L. Suarez	absent		

The Chairperson thereupon declared the resolution duly passed and adopted this 6th day of December, 2011. 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: Christopher Agrippa
Deputy Clerk



Approved by County Attorney as
to form and legal sufficiency.

Marlon Moffett