



**MEMORANDUM**

Agenda Item No. 11(A)(5)

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

**DATE:** March 6, 2012

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

**SUBJECT:** Resolution invoking waiver provided  
by Section 2-11.2.1(c) for disposition  
of surplus property to the government  
of Haiti and directing the Mayor to  
donate surplus trash/garbage  
collection property  
Resolution No. R-230-12

**This item was amended at the Internal Management and Fiscal Responsibility Committee to add the word "semi-" to automated trucks.**

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Jean Monestime and Co-Sponsor Commissioner Barbara J. Jordan.

  
\_\_\_\_\_  
R. A. Cuevas, Jr.  
County Attorney

RAC/cp



# MEMORANDUM

(Revised)

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

**DATE:** March 6, 2012

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County Attorney

**SUBJECT:** Agenda Item No. 11(A)(5)

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)(5)  
3-6-12

RESOLUTION NO. R-230-12

RESOLUTION INVOKING WAIVER PROVIDED BY SECTION 2-11.2.1(c) FOR DISPOSITION OF SURPLUS PROPERTY TO THE GOVERNMENT OF HAITI AND DIRECTING THE MAYOR OR MAYOR'S DESIGNEE TO DONATE SURPLUS TRASH/GARBAGE COLLECTION PROPERTY

**WHEREAS**, the country of Haiti has a continuing and ongoing problem with the accumulation of garbage and trash; and

**WHEREAS**, the collection of garbage and trash is a problem that faces the government of Haiti due to a shortage of available equipment; and

**WHEREAS**, the appropriate collection of garbage and trash significantly effects the population of any country; and

**WHEREAS**, the County's Public Works and Waste Management Department has surplus property which meets the requirements of Section 2-11.2.1 for disposition; and

**WHEREAS**, donation of that property and equipment to Haiti will aid and assist in the improvement of conditions for the people of Haiti'; and

**WHEREAS**, this Board in Resolution R-1240-08 declared an emergency situation in Haiti which still exists today; and

**WHEREAS**, in 2010 Haiti experienced a devastating earthquake causing loss of life and damage to property causing yet further emergency conditions,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that the Mayor or Mayor's designee shall identify through the Public Works and Waste Management Department surplus

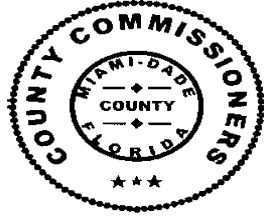
property not to exceed two >>semi<<<sup>1</sup> automated trucks and 12,000 blue carts, with the associated parts to repair those carts, which property meets the description of surplus property set forth in Section 2-11.2.1, and shall provide that property to the Haitian government's sanitation department (SMCRS).

The Prime Sponsor of the foregoing resolution is Commissioner Jean Monestime and the Co-Sponsor is Commissioner Barbara J. Jordan. It was offered by Commissioner **Rebeca Sosa**, 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:

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

<sup>1</sup> Committee amendments are indicated as follows: words stricken through and/or [[double bracketed]] shall be deleted, words underscored and/or >>double arrowed<< constitute the amendment proposed.

The Chairperson thereupon declared the resolution duly passed and adopted this 6th day of March, 2012. 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.

A handwritten signature in black ink, appearing to be "TR", is written over a horizontal line.

Thomas H. Robertson

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