



MEMORANDUM

Amended
Agenda Item No. 11(A)(1)

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

DATE: January 24, 2012

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

SUBJECT: Resolution requesting and directing the Mayor or designee to prepare a plan to increase the transparency of the County government by posting on the County's website in an on-going manner the public records of the County that may prove useful to the public

Resolution No. R-56-12

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Bruno A. Barreiro and Co-Sponsor Commissioner Esteban L. Bovo, Jr.

A handwritten signature in black ink, appearing to read 'RAC', is written over a horizontal line.

R. A. Cuevas, Jr.
County Attorney

RAC/jls

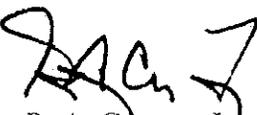


MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez
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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)(1)
1-24-12

RESOLUTION NO. R-56-12

RESOLUTION REQUESTING AND DIRECTING THE MAYOR OR DESIGNEE TO PREPARE A PLAN TO INCREASE THE TRANSPARENCY OF THE COUNTY GOVERNMENT BY POSTING ON THE COUNTY'S WEBSITE IN AN ON-GOING MANNER THE PUBLIC RECORDS OF THE COUNTY THAT MAY PROVE USEFUL TO THE PUBLIC

WHEREAS, trust in government is at an all time low and it is important to restore confidence and trust in government; and

WHEREAS, this Board embraces the ideals of government-in-the-sunshine and transparency in government administration and operations; and

WHEREAS, the Constitution and the laws of Florida make most of the records of the County government public records that are and should be open for the inspection and copying of members of the public; and

WHEREAS, these important government goals would be advanced by using the resources of the internet to post on the County's website a growing amount of the County's public records on an ongoing basis to allow easy access and full transparency; and

WHEREAS, important strides in this regard have already occurred on the County's website concerning records of the Clerk of the Board, Property Appraiser, Tax Collector, Library, and the County's online check register, among others, and the County should continue to expand the public records available on the world wide web,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that the Mayor is requested and directed to prepare a plan to expand the County public records that are posted on the internet

for easy access for the public to review and copy. This plan should review the public records of the County currently available on the internet; identify additional categories of public records that should be posted on the internet; establish a timetable and budget for such posting; and provide alternatives for some future time when all public records might automatically be posted on the internet. In preparing and implementing this plan, the Mayor or designee will take all steps necessary to ensure that no information exempted from the Public Records law is posted on the County's website and that information deemed confidential by state or federal law shall be exempted from disclosure. In determining whether information is confidential under State and Federal laws, the Mayor will obtain and be guided by the legal advice of the County Attorney. In addition, the Mayor or designee will develop a process to weigh whether certain information, although not deemed confidential under state or federal law, should not be posted because the dangers that the information could be used to steal the identity of a private citizen or County employee outweigh the benefit of posting the information on the web.

The Prime Sponsor of the foregoing resolution is Commissioner Bruno A. Barreiro and the Co-Sponsor is Commissioner Esteban L. Bovo, Jr. It was offered by

Commissioner **Bruno A. Barreiro** , who moved its adoption. The motion was seconded by

Commissioner **Esteban L. Bovo, Jr.** 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	aye	

The Chairperson thereupon declared the resolution duly passed and adopted this 24th day of January, 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.

TWL

Thomas W. Logue