

MEMORANDUM

Agenda Item No.11(A)(1)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: February 5, 2013

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

SUBJECT: Resolution directing the Mayor
or designee to cease collection
efforts against landlords for
violations by tenants of animal
vaccination and licensing
requirements
Resolution No. R-96-13

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Audrey M. Edmonson and Co-Sponsor Vice Chair Lynda Bell.



R. A. Cuevas, Jr.
County Attorney

RAC/smm



MEMORANDUM

(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: February 5, 2013

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

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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 Mayor'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)(1)
2-5-13

RESOLUTION NO. R-96-13

RESOLUTION DIRECTING THE MAYOR OR
DESIGNEE TO CEASE COLLECTION EFFORTS
AGAINST LANDLORDS FOR VIOLATIONS BY
TENANTS OF ANIMAL VACCINATION AND
LICENSING REQUIREMENTS

WHEREAS, this Board wishes to encourage economic development by removing barriers to the purchase and sale of real property; and

WHEREAS, title companies preparing for a sale of real property routinely search open code enforcement citations associated with a property address and demand, at the time of closing, that the parties pay a settlement to Miami-Dade County for open, unpaid citations, even if the citations have not been reduced to liens; and

WHEREAS, many landlords that are about to close on the sale of real property discover that tenants with pets have been issued citations for violations of animal vaccination and licensing requirements under Chapter 5 of the County Code; and

WHEREAS, the County Finance Department's credit and collections division demands payment, often amounting to thousands of dollars, from landlords for citations that were issued only to tenants and of which landlords had no prior notice,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board hereby directs the Mayor or his designee to cease collection efforts against landlords for citations issued only to tenants for violations of animal vaccination and licensing requirements pursuant to Chapter 5 of the County Code and to cooperate in the execution of a release of such citations against landlords at no charge.

The Prime Sponsor of the foregoing resolution is Commissioner Audrey M. Edmonson, and Co-Sponsor Vice Chair Lynda Bell. It was offered by Commissioner **Audrey Edmonson** who moved its adoption. The motion was seconded by Commissioner **Rebeca Sosa** and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 5th day of February, 2013. 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.

Dennis A. Kerbel