

## MEMORANDUM

Agenda Item No.11(A)(1)

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**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

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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.

  
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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

**SUBJECT:** Agenda Item No.11(A)(1)

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

The Chairperson thereupon declared the resolution duly passed and adopted this 5<sup>th</sup> 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