

MEMORANDUM

Agenda Item No. 11(A)(5)

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

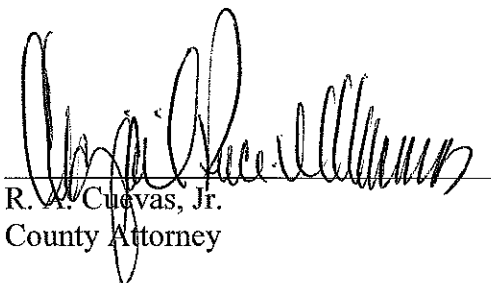
DATE: June 4, 2013

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

SUBJECT: Resolution waiving term limits
by a two-thirds (2/3s) vote of the
Board members present for the
reappointment of Reginald Clyne
to the Planning Advisory Board

Resolution No. R-453-13

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Audrey M. Edmonson.



R. A. Cuevas, Jr.
County Attorney

RAC/lmp



MEMORANDUM

(Revised)

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

DATE: June 4, 2013

FROM: R. A. Cuevas, Jr.
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 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)(5)
6-4-13

RESOLUTION NO. R-453-13

RESOLUTION WAIVING TERM LIMITS BY A TWO-THIRDS
(2/3) VOTE OF THE BOARD MEMBERS PRESENT FOR THE
REAPPOINTMENT OF REGINALD CLYNE TO THE
PLANNING ADVISORY BOARD

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, in accordance with Section 2-11.38.2 of the Code of Miami-Dade County, no member shall serve for more than eight (8) consecutive years on a board unless waived by a two-thirds (2/3) vote of the members present of the Board of County Commissioners; and

WHEREAS, Mr. Reginald Clyne served on the Planning Advisory Board for more than eight (8) years of consecutive service which terminated in February, 2013; and

WHEREAS, in accordance with Section 2-109 of the Code of Miami-Dade County, members of the Planning Advisory Board serve four (4) year terms with vacancies being filled for the unexpired term by the Board of County Commissioners, and

WHEREAS, the Board of County Commissioners wishes to waive the applicable term limits and reappoint Reginald Clyne to fill a vacancy on the Planning Advisory Board,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board hereby authorizes and approves, by a two-thirds (2/3) vote of the Board, the reappointment of Reginald Clyne to the Planning Advisory Board.

The Prime Sponsor of the foregoing resolution is Commissioner Audrey M. Edmonson.

It was offered by Commissioner **Sally A. Heyman**, who moved its adoption.

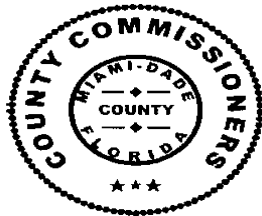
The motion was seconded by Commissioner **Esteban L. Bovo, Jr.** and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 4th day of June, 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.

JM

John McInnis