

## MEMORANDUM

Agenda Item No. 11(A)(1)

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

**DATE:** October 21, 2014

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

**SUBJECT:** Resolution establishing policy on  
standard effective date clauses in  
resolution agenda items

Resolution No. R-938-14

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

  
R. A. Cuevas, Jr.  
County Attorney

RAC/smm



# MEMORANDUM

(Revised)

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

**DATE:** October 21, 2014

**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)

10-21-14

RESOLUTION NO. R-938-14

RESOLUTION ESTABLISHING POLICY ON STANDARD  
EFFECTIVE DATE CLAUSES IN RESOLUTION AGENDA  
ITEMS

**WHEREAS**, this Board is the legislative and governing body of Miami-Dade County;  
and

**WHEREAS**, this Board sets County policy and takes action on behalf of the residents of  
Miami-Dade County through, among other things, the adoption of resolutions; and

**WHEREAS**, many of the Board's resolutions become effective only upon the passage of  
ten (10) days after the date of adoption unless vetoed by the Mayor, and if vetoed, only upon an  
override by this Board; and

**WHEREAS**, this Board prefers that its resolutions become effective before the  
expiration of the 10-day mayoral period if the County Mayor approves of the resolution and files  
his or her approval with the Clerk of the Board,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY  
COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that unless otherwise  
requested by a sponsoring Commissioner, resolutions presented for this Board's consideration  
shall contain an "Effective Date" clause providing that the resolution shall be effective upon the  
earlier of: (i) ten (10) days after the date of adoption unless vetoed by the County Mayor, and if  
vetoed, only upon override by this Board; or (ii) approval by the County Mayor of the Board  
resolution and the filing of the approval with the Clerk of the Board.

The Prime Sponsor of the foregoing resolution is Commissioner Bruno A. Barreiro and the Co-Sponsor is Commissioner Audrey M. Edmonson. It was offered by

Commissioner **Lynda Bell**, who moved its adoption. The motion was seconded by

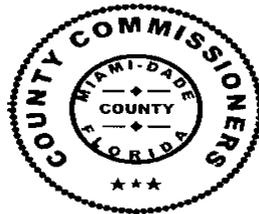
Commissioner **Xavier L. Suarez** and upon being put to a vote, the vote was as follows:

	Rebeca Sosa, Chairwoman	<b>aye</b>
	Lynda Bell, Vice Chair	<b>aye</b>
Bruno A. Barreiro	<b>absent</b>	Esteban L. Bovo, Jr. <b>aye</b>
Jose "Pepe" Diaz	<b>aye</b>	Audrey M. Edmonson <b>aye</b>
Sally A. Heyman	<b>aye</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>aye</b>
Juan C. Zapata	<b>absent</b>	

The Chairperson thereupon declared the resolution duly passed and adopted this 21<sup>st</sup> day of October, 2014. 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.

Eduardo W. Gonzalez