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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

MEMORANDUM

Agenda Item No. 11(A)(3)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: February 2, 2016

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Resolution waiving, pursuant to Section 2-11.38.2 of the Code of Miami-Dade County and by a two-thirds vote of Board members present, the term limits of Section 2-250 of the Code of Miami-Dade County for Adolfo Henriques and reappointing him to the Cultural Affairs Council

Resolution No. R-130-16

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Vice Chairman Esteban L. Bovo, Jr.

Abigail Price-Williams
County Attorney

APW/lmp

MEMORANDUM
(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

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SUBJECT: Agenda Item No. 11(A)(3)

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**

_____ **Statement of social equity 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)(3)
2-2-16

RESOLUTION NO. R-130-16

RESOLUTION WAIVING, PURSUANT TO SECTION 2-11.38.2 OF THE CODE OF MIAMI-DADE COUNTY AND BY A TWO-THIRDS VOTE OF BOARD MEMBERS PRESENT, THE TERM LIMITS OF SECTION 2-250 OF THE CODE OF MIAMI-DADE COUNTY FOR ADOLFO HENRIQUES AND REAPPOINTING HIM TO THE CULTURAL AFFAIRS COUNCIL

WHEREAS, Mr. Adolfo Henriques has served on the Cultural Affairs Council since September, 2006; and

WHEREAS, Section 2-250 of the Code of Miami-Dade County, Florida ("County Code") imposes eight-year term limits on members of the Cultural Affairs Council; and

WHEREAS, pursuant to Section 2-11.38.2 of the County Code, the Board may, by resolution adopted pursuant to a two-thirds (2/3) vote of members present, waive a term limit applicable to a member of a County board; and

WHEREAS, this Board wishes to waive the applicable term limit for Adolfo Henriques and reappoint him to the Cultural Affairs Council for another four-year term,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board waives, pursuant to Section 2-11.38.2 of the County Code and by a two-thirds vote of Board members present, the term limits of Section 2-250 of the County Code for Adolfo Henriques and hereby reappoints him to another four-year term on the Cultural Affairs Council.

The Prime Sponsor of the foregoing resolution is Vice Chairman Esteban L. Bovo, Jr. It was offered by Commissioner **Sally A. Heyman**, who moved its adoption. The motion was seconded by Commissioner **José "Pepe" Diaz** and upon being put to a vote, the vote was as follows:

Jean Monestime, Chairman **aye**
Esteban L. Bovo, Jr., Vice Chairman **aye**

Bruno A. Barreiro	**aye**	Daniella Levine Cava	**aye**
Jose "Pepe" Diaz	**aye**	Audrey M. Edmonson	**aye**
Sally A. Heyman	**aye**	Barbara J. Jordan	**aye**
Dennis C. Moss	**aye**	Rebeca Sosa	**absent**
Sen. Javier D. Souto	**absent**	Xavier L. Suarez	**aye**
Juan C. Zapata	**aye**		

The Chairperson thereupon declared the resolution duly passed and adopted this 2nd day of February, 2016. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the 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.

Monica Rizo Perez