MIAMI-DADE COUNTY
FINAL OFFICIAL
Meeting Minutes

Board of County Commissioners

Stephen P. Clark Government Center
111 N.W. 1st Street
Miami, FL 33128

Tuesday, February 20, 2007
As Advertised

Harvey Ruvin, Clerk
Board of County Commissioners

Kay Sullivan, Director
Clerk of the Board Division

Zorana Gainer, Commission Reporter
305-375-3570

Members Present: Bruno Barreiro; Jose "Pepe" Diaz; Audrey M. Edmonson; Carlos A. Gimenez; Sally A. Heyman; Barbara J. Jordan; Joe A. Martinez; Dennis C. Moss; Dorrin Rolle; Katy Sorenson; Rebeca Sosa; Javier D. Souto

Members Absent: Natacha Seijas

Members Late: None.

Members Excused: None.

Members Absent County Business: None.

1 MINUTES PREPARED BY

Report: *Zorana Gainer, Commission Reporter*
305-375-3570

1A MOMENT OF SILENCE

1B PLEDGE OF ALLEGIANCE

1C ROLL CALL

Report: *In addition to the members of the Board present at today's meeting, the following staff persons were also present:*

-County Manager George Burgess
-Assistant County Manager Alina Hudak
-County Attorney Murray Greenberg
-First Assistant County Attorney Robert Cuevas
-Deputy Clerks Diane Collins and Zorana Gainer

In addition to the changes listed in the County Manager's memorandum entitled "Changes for the February 20, 2007 BCC Meeting", County Attorney Murray Greenberg requested that Agenda Items 14A3 and 14A4 be added to today's agenda.

Commissioner Gimenez asked that he be added as a co-sponsor to Agenda Item 11A5.

Commissioner Moss asked that he be added as a co-sponsor to Agenda Items 11A4 and 14A3.

Vice Chairwoman Jordan asked that she be added as a co-sponsor to Agenda Item 11A4.

Commissioner Rolle asked that he be added as a co-sponsor to Agenda Item 14A3.

It was moved by Commissioner Moss that the County Manager's memorandum entitled "Changes for the February 20, 2007 BCC meeting" be approved along with the additional changes requested by the commissioners and those noted by County Attorney Murray Greenberg. This motion was seconded by Commissioner Rolle, and upon being put to a vote, passed by a vote of 10-0 (Commissioners Sorenson, Heyman and Seijas were absent).

Chairman Barreiro noted Agenda Item 5N, Legislative File No. 063392, which was heard at the February 6, 2007 Commission meeting, needed to be reconsidered. He stated it was agreed upon to send the item back to the Internal Management & Fiscal Responsibility Committee, however it was discovered that the vote taken was improper.

It was moved by Chairman Barreiro to reconsider the vote to send Agenda Item 5N, Legislative File No. 063392 back to the Internal Management & Fiscal Responsibility Committee. This motion was seconded by Commissioner Gimenez, and upon being put to a vote, passed by a vote of 10-0 (Commissioners Sorenson, Heyman and Seijas were absent).

1D REPORTS OF OFFICIAL BOARDS

1E CITIZEN'S PRESENTATIONS (5 MINUTES MAXIMUM)

1E1

070442 **Citizen's Presentation** **Barbara J. Jordan**

CITIZEN'S PRESENTATION BY MS. QUEEN BROWN RE: A NON-VIOLENT INITIATIVE — ***Not presented***

1E2

070443 **Citizen's Presentation** **Sally A. Heyman**

CITIZEN'S PRESENTATION BY ROBERT POZO OF PR RACING AND CHRISTINA REYES OF BRAIN TUMOR FOUNDATION FOR KIDS RE: THE RECENT ING MIAMI MARATHON — ***Presented***

Report: *Commissioner Heyman gave a brief overview of the 5th Annual ING Marathon weekend which took place on January 28, 2007. She noted the event received accolades from the Miami Herald, Runners World and the New York Times. Participants representing 87 nationalities were included, over 20,000 hotel rooms were utilized which in turn had an economic impact of over $25,000,000, she pointed out. Over 1,800 students participated and there were 2 categories for the physically challenged Commissioner Heyman stated. She noted that Ms. Cristina Reyes spearheaded a fund raiser, Cristina's Kids, which collected donations for the Brain Tumor Foundation for Children; that Ms. Reyes utilized the marathon as a vehicle not only to challenge herself but to challenge the community to donate to her cause; and that she raised over $70,000.*

1F MOTION TO SET THE AGENDA AND "PULL LIST"

1G OFFICE OF COMMISSION AUDITOR

1H OFFICE OF INTERGOVERNMENTAL AFFAIRS

2 MAYORAL ISSUES

2A MAYORAL VETOES

2B MAYORAL REPORTS

3 CONSENT ITEMS

3F1A

070003 **Resolution**

RESOLUTION RATIFYING THE COUNTY MANAGER'S ACTION IN RECEIVING AND EXPENDING APPROXIMATELY $1,035,171 IN STATE FUNDS FROM THE STATE OF FLORIDA, DEPARTMENT OF CHILDREN AND FAMILIES, REFUGEE SERVICES FOR THE MIAMI-DADE COUNTY DEPARTMENT OF HUMAN SERVICES; AND FOR THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE AGREEMENTS; AND TO APPLY FOR, RECEIVE AND EXPEND ADDITIONAL FUNDS SHOULD THEY BECOME AVAILABLE UNDER THIS PROGRAM FOR THIS PURPOSE (Human Services Department)

Adopted
Resolution R-164-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

4 ORDINANCES FOR FIRST READING

4A

070414 **Ordinance** **Barbara J. Jordan, Natacha Seijas**

ORDINANCE AMENDING RULE 5.05(B)(1) OF SECTION 2-1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO AUTHORITY TO SPONSOR OR PRESENT ITEMS ON COUNTY COMMISSION AGENDA; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Adopted on first reading
Public Hearing: March 13, 2007
Mover: Jose "Pepe" Diaz
Seconder: Dennis C. Moss
Vote: 8- 2
No: Gimenez, Martinez
Absent: Heyman, Sorenson, Seijas

Report: *The foregoing proposed ordinance was adopted on first reading and set for public hearing before the Governmental Operations & Environment Committee meeting of Tuesday, March 13, 2007 at 9:30 a.m.*

2/8/2007 *4 Day Rule Invoked by the Board of County Commissioners*

4B

070338 **Ordinance**

ORDINANCE AMENDING CHAPTER 8 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AMENDING SECTION 8-5 PERTAINING TO UNSAFE STRUCTURES; ESTABLISHING SECTION 8-9 REGARDING PERMIT APPLICATIONS; AMENDING SECTION 8-11 PERTAINING TO THE RECERTIFICATION OF EXISTING BUILDINGS; ESTABLISHING SECTION 8-19 PERTAINING TO BUILDING PERMIT EXTENSIONS; ESTABLISHING SECTION 8-20 PERTAINING TO CERTIFICATES OF OCCUPANCY AND COMPLETION; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE (Building Department)

Adopted on first reading
Public Hearing: March 13, 2007
Mover: Dennis C. Moss
Seconder: Bruno A. Barreiro
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

Report: *The foregoing proposed ordinance was adopted on first reading and set for public hearing before the Governmental Operations & Environment Committee meeting of Tuesday, March 13, 2007 at 9:30 a.m.*

4C

070432 **Ordinance**

ORDINANCE AMENDING CHAPTER 31, ARTICLE II OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO FOR-HIRE MOTOR VEHICLES; AMENDING SECTION 31-93 RELATING TO THE UNDERSERVED TAXICAB SERVICE AREA AND THE SOUTH MIAMI-DADE TAXICAB SERVICE AREA; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (Consumer Services Department)

Adopted on first reading
Public Hearing: March 14, 2007
Mover: Dennis C. Moss
Seconder: Bruno A. Barreiro
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

Report: *The foregoing proposed ordinance was adopted on first reading and set for public hearing before the Economic Development & Human Services Committee meeting of Wednesday, March 14, 2007 at 9:30 a.m.*

4D

070452 **Ordinance** **Sen. Javier D. Souto**

ORDINANCE PERTAINING TO CHAPTER 26 OF THE CODE OF MIAMI-DADE COUNTY ENTITLED "PARK AND RECREATION DEPARTMENT RULES AND REGULATIONS"; DELETING SECTION 26-33; CREATING ARTICLE III TO REQUIRE CRIMINAL BACKGROUND CHECKS FOR ALL PERSONS WORKING OR VOLUNTEERING ON COUNTY PARK PROPERTY; REQUIRING CONFIRMATION THAT AN EMPLOYEE OR VOLUNTEER IS NOT LISTED ON THE NATIONAL SEX OFFENDER PUBLIC WEBSITE; PROHIBITING SEXUAL OFFENDERS, SEXUAL PREDATORS, CERTAIN VIOLENT FELONS, CERTAIN NARCOTICS TRAFFICKERS, AND NON-LEGAL IMMIGRANTS FROM WORKING OR VOLUNTEERING ON PARK PROPERTY BELONGING TO MIAMI-DADE COUNTY; PROVIDING AUTHORITY FOR ENFORCEMENT BY CIVIL PENALTY; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Adopted on first reading
Public Hearing: March 12, 2007
Mover: Dennis C. Moss
Seconder: Bruno A. Barreiro
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

Report: *The foregoing proposed ordinance was adopted on first reading and set for public hearing before the Recreation & Cultural Affairs Committee meeting of Monday, March 12, 2007 at 2:00 p.m.*

4E

070453 **Ordinance** **Sen. Javier D. Souto**

ORDINANCE PERTAINING TO ZONING; AMENDING SECTION 33-13 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA ENTITLED "UNUSUAL USES", SPECIFICALLY, UNUSUAL USE REGULATIONS FOR CARNIVALS AND CIRCUSES; REQUIRING CLEARANCE BY THE MIAMI-DADE COUNTY POLICE DEPARTMENT PRIOR TO OPERATING CIRCUSES OR CARNIVALS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Adopted on first reading
Public Hearing: March 13, 2007
Mover: Dennis C. Moss
Seconder: Bruno A. Barreiro
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

Report: *The foregoing proposed ordinance was adopted on first reading and set for public hearing before the Governmental Operations & Environment Committee meeting of Tuesday, March 13, 2007 at 9:30 a.m.*

5 PUBLIC HEARINGS (Scheduled for 9:30 a.m.)

5A

063455 **Ordinance**

ORDINANCE AUTHORIZING ISSUANCE OF NOT TO EXCEED $425,000,000 OF MIAMI-DADE COUNTY SPECIAL OBLIGATION BONDS IN ONE OR MORE SERIES FOR PURPOSE OF ACQUIRING, CONSTRUCTING, IMPROVING AND/OR RENOVATING CERTAIN ASSETS; AUTHORIZING HEDGING ARRANGEMENTS IN CONNECTION WITH SUCH BONDS; PROVIDING THAT DETAILS OF EACH SERIES AND EACH HEDGING ARRANGEMENT, IF ANY, SHALL BE DETERMINED BY SUBSEQUENT RESOLUTION; PROVIDING FOR SEVERABILITY AND EFFECTIVE DATE [SEE AGENDA NO. 8(E)1(A)] (Finance Department)

Deferred to March 13, 2007
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 7- 5
No: Jordan, Rolle, Edmonson, Sorenson, Moss
Absent: Seijas

Report: *The public hearing was opened by Chairperson Barreiro; however, it was closed after no one appeared in response to Chairperson Barreiro's call for persons wishing to be heard in connection with the foregoing proposed ordinance.*

Commissioner Rolle asked staff to explain the shortage regarding the Scott Carver HOPE VI project.

Ms. Cynthia Curry, Senior Advisor to the County Manager, explained the $16 million figure was a part of the budget being submitted to complete phase 2 of the Scott Carver project, a portion of it was for demolition and for site improvements. She stated staff would address the Board at a later date regarding the shortage.

Commissioner Rolle asked Ms. Curry to provide him with a list of bids submitted in connection with this contract.

In response to Commissioner Gimenez's question regarding how many series were anticipated and what was the funding source, Ms. Rachel Baum, Director, Finance Department explained that approximately 3 series were anticipated depending upon the needs and the funding source would be rent and/or Capital Improvement Funds and it was the County's pledge to budget appropriately.

The foregoing proposed ordinance was deferred and referred to the March 13, 2007 Budget & Finance Committee meeting scheduled for 2:00 p.m.

12/19/2006 *Adopted on first reading by the Board of County Commissioners*

1/18/2007 *Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Internal Mgmt. & Fiscal Responsibility Committee*

5B

063350 **Ordinance**

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS TETRASTAR MULTIPURPOSE MAINTENANCE AND STREET LIGHTING SPECIAL TAXING DISTRICT IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 18 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AND PROVIDING AN EFFECTIVE DATE (Public Works Department)

Adopted
Ordinance 07-36
Mover: Barbara J. Jordan
Seconder: Sally A. Heyman
Vote: 12- 0
Absent: Seijas

12/19/2006 *Scheduled for a public hearing by the Board of County Commissioners before the Board of County Commissioners*

12/19/2006 *Adopted on first reading by the Board of County Commissioners*

1/25/2007 *Deferred by the Board of County Commissioners*

2/6/2007 *Deferred by the Board of County Commissioners*

5B1

063445 **Resolution**

RESOLUTION ADOPTING PRELIMINARY ASSESSMENT ROLLS PROVIDING FOR ANNUAL ASSESSMENTS AGAINST REAL PROPERTY LOCATED WITHIN BOUNDARIES OF A SPECIAL TAXING DISTRICT KNOWN AS TETRASTAR MULTIPURPOSE MAINTENANCE AND STREET LIGHTING SPECIAL TAXING DISTRICT IN ACCORDANCE WITH PROVISIONS OF CHAPTER 18 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA AND ORDINANCE NO. (Public Works Department)

Adopted
Resolution R-165-07
Mover: Barbara J. Jordan
Seconder: Sally A. Heyman
Vote: 12- 0
Absent: Seijas

1/25/2007 *Deferred by the Board of County Commissioners*

2/6/2007 *Deferred by the Board of County Commissioners*

5C

063684 **Resolution**

RESOLUTION APPROVING THE WAIVER OF PLAT OF CUTLER RIDGE VENTURE, LLC, D-22610, LOCATED IN THE SOUTHWEST 1/4 OF SECTION 7, TOWNSHIP 56 SOUTH, RANGE 40 EAST (SW 211 STREET AND SW 112 AVENUE) (Public Works Department)

Adopted
Resolution R-166-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Seijas

1/25/2007 *Deferred by the Board of County Commissioners*

2/6/2007 *Deferred by the Board of County Commissioners*

5D

070301 **Resolution**

RESOLUTION APPROVING THE PLAT OF PRINCE OF PEACE, LOCATED IN THE NORTHEAST 1/4 OF SECTION 2, TOWNSHIP 54 SOUTH, RANGE 39 EAST (NW 6 STREET AND NW 128 AVENUE) (Public Works Department)

Adopted
Resolution R-167-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Seijas

5E

070302 **Resolution**

RESOLUTION APPROVING THE PLAT OF VESSEL SUBDIVISION, LOCATED IN THE NORTHEAST 1/4 OF SECTION 26, TOWNSHIP 56 SOUTH, RANGE 39 EAST (SW 256 STREET AND SW 132 AVENUE) (Public Works Department)

Adopted
Resolution R-168-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Seijas

5F

070303 **Resolution**

RESOLUTION APPROVING THE WAIVER OF PLAT OF ROLANDO IGLESIAS, D-22622, LOCATED IN THE SOUTHWEST 1/4 OF SECTION 18, TOWNSHIP 52 SOUTH, RANGE 42 EAST (NE 152 STREET AND NE 2 AVENUE) (Public Works Department)

Adopted
Resolution R-169-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Seijas

5G

070347 **Resolution**

RESOLUTION APPROVING THE WAIVER OF PLAT OF ZOE M. SEIJAS AND ORFELINA T. VINAS, D-22401, LOCATED IN THE NORTHWEST 1/4 OF SECTION 29, TOWNSHIP 54 SOUTH, RANGE 40 EAST (SW 62 STREET AND SW 104 AVENUE) (Public Works Department)

Adopted
Resolution R-170-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Seijas

5H

070386 **Resolution**

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE PLAT OF SOUTH MIAMI STATION REPLAT, ON BEHALF OF MIAMI-DADE COUNTY, AS FEE SIMPLE TITLE HOLDER, LOCATED IN THE SOUTHEAST 1/4 OF SECTION 25, TOWNSHIP 54 SOUTH, RANGE 40 EAST (SW 70 STREET AND SOUTH DIXIE HIGHWAY) (Public Works Department)

Adopted
Resolution R-171-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Seijas

5I

070431 **Resolution**

RESOLUTION RELATING TO AN APPLICATION BY THE FINLAY BROOKS MATHESON TRUST "A" DATED DECEMBER 28, 1967, FOR A CLASS I PERMIT TO EXPAND AND MAINTENANCE DREDGE AN EXISTING BOAT BASIN AND TO REPLACE AN EXISTING BULKHEAD AT 630 NW N RIVER DR., MIAMI, MIAMI-DADE COUNTY, FLORIDA (Department of Environmental Resources Management)

Adopted
Resolution R-172-07
Mover: Jose "Pepe" Diaz
Seconder: Sally A. Heyman
Vote: 12- 0
Absent: Seijas

Report: *Chairman Barreiro opened the public hearing on the foregoing proposed resolution and the following individual appeared in support of the resolution:*

~Mr. Henly Matheson (phonetic), 3898 Shipping Avenue.

There being no other persons to appear before the Committee, the public hearing was closed.

5J

070384 **Resolution** **Carlos A. Gimenez, Rebeca Sosa**

RESOLUTION CODESIGNATING SW 37TH AVENUE FROM SW 28TH STREET TO SW 23RD TERRACE AS JUAN M. SORONDO, M.D. AVENUE

Adopted
Resolution R-173-07
Mover: Rebeca Sosa
Seconder: Carlos A. Gimenez
Vote: 12- 0
Absent: Seijas

Report: *The public hearing was opened by Chairman Barreiro; however, it was closed after no one appeared in response to Chairman Barreiro's call for persons wishing to be heard in connection with the foregoing proposed resolution.*

6 CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS

6A1

070444 **Report** **Bruno A. Barreiro**

OFFICE OF THE CHAIR BOARD APPOINTMENTS

Appointed
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Sosa, Sorenson, Seijas

Report: *APPOINTMENT OF A MEMBER TO THE FILM AND ENTERTAINMENT ADVISORY BOARD:*

~JOSEPH T. MONAGALE III

APPOINTMENT OF A MEMBER TO THE SOUTH FLORIDA PLANNING COUNCIL:

~COMMISSIONER DIAZ
~COMMISSIONER HEYMAN
~COMMISSIONER MOSS

APPOINTMENT OF A MEMBER TO THE TOURIST DEVELOPMENT AUTHORITY:

~COMMISSIONER DIAZ

APPOINTMENT OF A MEMBER TO THE DOWNTOWN DEVELOPMENT AUTHORITY:

~COMMISSIONER EDMONSON

The board of County Commissioners accepted the foregoing appointment made by Chairman Barreiro.

7 ORDINANCES SET FOR SECOND READING

7A

063579 **Ordinance**

ORDINANCE PERTAINING TO ZONING; AMENDING SECTION 33-314 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA PERTAINING TO DIRECT APPLICATIONS AND APPEALS TO THE COUNTY COMMISSION FOR INFILL HOUSING; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (Department of Planning & Zoning)

Adopted
Ordinance 07-37
Mover: Rebeca Sosa
Seconder: Dorrin D. Rolle
Vote: 8-3
No: Gimenez, Sorenson, Martinez
Absent: Heyman, Seijas

Report: *Commissioner Martinez stated that cutting out community councils would affect the particular areas and he would not support the foregoing ordinance.*

In response to Commissioner Sorenson's concern regarding how many properties this would affect, Mr. Alberto Torres, Assistant Director, Department of Planning & Zoning (DP&Z) explained that of 100 County owned lots 89 were eligible for consideration of developing affordable housing.

Commissioner Sorenson concurred with Commissioner Martinez and stated that community councils were set up to look at these issues and their process should be respected. She stated she was not in support of the foregoing ordinance.

12/19/2006	*Adopted on first reading by the Board of County Commissioners*
12/19/2006	*Scheduled for a public hearing by the Board of County Commissioners before the Infrastructure and Land Use Committee*
1/16/2007	*Forwarded to BCC with a favorable recommendation from the Infrastructure and Land Use Committee*
2/6/2007	*Deferred by the Board of County Commissioners*
2/8/2007	*Deferred by the Board of County Commissioners*

7A SUPPLEMENT

070493 **Supplement**

SUPPLEMENTAL INFORMATION PERTAINING TO DIRECT APPLICATIONS AND APPEALS TO THE COUNTY COMMISSION FOR INFILL HOUSING

Presented

8 DEPARTMENTAL ITEMS

8A AVIATION DEPARTMENT

8A1A

063710 **Resolution**

RESOLUTION RATIFYING ACTIONS OF COUNTY MANAGER PURSUANT TO PROVISIONS OF ORDINANCE NO. 95-64, IN EXECUTING FIRST AMENDMENT TO THE INTERNATIONAL WASTE HAULING AND DISPOSAL AGREEMENT BETWEEN MIAMI-DADE COUNTY AND BFI WASTE SYSTEMS OF NORTH AMERICA, INC. (Aviation Department)

Withdrawn

Report: *The foregoing proposed resolution was withdrawn pursuant to the County Manager's Memorandum of Changes.*

1/18/2007 *Forwarded to BCC without a recommendation from the Regional Transportation Committee*

2/6/2007 *Deferred by the Board of County Commissioners*

8A1A SUPPLEMENT

070382 **Supplement**

SUPPLEMENTAL INFORMATION RE: AGENDA ITEM 8A1A, FIRST AMENDMENT TO AGREEMENT BETWEEN MIAMI-DADE COUNTY AND BFI WASTE SYSTEMS OF NORTH AMERICA, INC.

Withdrawn

Report: *The foregoing proposed resolution was withdrawn pursuant to the County Manager's Memorandum of Changes.*

2/6/2007 *Deferred by the Board of County Commissioners*

8B and 8C [No items were submitted for these sections.]

8D ENVIRONMENTAL RESOURCES MANAGEMENT

8D1A

063696 **Resolution**

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 5 ACRES IN THE SOUTH DADE WETLANDS PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH THE NATURE CONSERVANCY AS ASSIGNOR, MIAMI-DADE COUNTY AS ASSIGNEE, AND MICHAEL E. AND JANICE R. CHRISTIE AS SELLERS; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

Adopted
Resolution R-174-07
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

1/16/2007 *Forwarded to BCC with a favorable recommendation from the Infrastructure and Land Use Committee*

8D1B

063697 **Resolution**

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 5 ACRES IN THE SOUTH DADE WETLANDS PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH THE NATURE CONSERVANCY AS ASSIGNOR, MIAMI-DADE COUNTY AS ASSIGNEE, AND LYNN O. FARR, AS PERSONAL REPRESENTATIVE OF THE ESTATE OF JOSEPH E. FARR, DECEASED AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

Adopted
Resolution R-175-07
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

1/16/2007 *Forwarded to BCC with a favorable recommendation from the Infrastructure and Land Use Committee*

8E FINANCE DEPARTMENT

8E1A

070012 **Resolution**

RESOLUTION AUTHORIZING ISSUANCE OF NOT TO EXCEED $250,000,000 CAPITAL ASSET ACQUISITION SPECIAL OBLIGATION BONDS, IN ONE OR MORE SERIES, TO BE PAYABLE SOLELY FROM LEGALLY AVAILABLE NON-AD VALOREM REVENUES THAT COUNTY COVENANTS TO BUDGET AND APPROPRIATE ANNUALLY; DELEGATING TO FINANCE DIRECTOR, WITHIN CERTAIN LIMITATIONS, AUTHORITY TO FINALIZE TERMS AND DETAILS OF BONDS, INCLUDING SECURING CREDIT, LIQUIDITY AND RESERVE FACILITIES, IF ANY; PROVIDING CERTAIN COVENANTS AND OTHER REQUIREMENTS; FINDING NECESSITY FOR NEGOTIATED SALE; APPROVING FORM AND AUTHORIZING EXECUTION AND DELIVERY OF RELATED AGREEMENTS, WITHIN CERTAIN PARAMETERS, INCLUDING DISTRIBUTION AND USE OF PRELIMINARY AND FINAL OFFICIAL STATEMENTS; AUTHORIZING SELECTION OF CERTAIN AGENTS; AUTHORIZING COUNTY OFFICIALS TO TAKE ALL NECESSARY ACTIONS IN CONNECTION WITH ISSUANCE, SALE, AND DELIVERY OF BONDS AND OTHER RELATED MATTERS; AND PROVIDING FOR SEVERABILITY [SEE AGENDA ITEM NO. 5(A)] (Finance Department)

Deferred to March 13, 2007
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 7- 5
No: Jordan, Rolle, Edmonson, Sorenson, Moss
Absent: Seijas

Report: *The foregoing proposed resolution was deferred and referred to the Budget & Finance Committee scheduled for March 13, 2007 at 2:00 p.m.*

1/18/2007 *Forwarded to the BCC by the Chairperson due to lack of a quorum from the Internal Mgmt. & Fiscal Responsibility Committee*

2/6/2007 *Deferred by the Board of County Commissioners*

8E1A SUPPLEMENT

070488 **Supplement**

SUPPLEMENTAL REPORT TO AGENDA ITEM 8E1A

Deferred to March 13, 2007
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 7- 5
No: Jordan, Rolle, Edmonson, Sorenson, Moss
Absent: Seijas

Report: *The foregoing proposed resolution was deferred and referred to the Budget & Finance Committee scheduled for March 13, 2007 at 2:00 p.m.*

8F thru 8N [No items were submitted for these sections.]

8O PROCUREMENT MANAGEMENT DEPARTMENT

8O1A

070435 **Resolution**

RESOLUTION APPROVING AWARD OF CONTRACT NO. EPP6035-4/11 TO BIORESPONSE CORPORATION TO PROVIDE CLEANING OF BORNE PATHOGENS FOR THE MIAMI-DADE TRANSIT DEPARTMENT AND OTHER COUNTY DEPARTMENTS, WITH AUTHORITY TO EXERCISE OPTIONS-TO-RENEW ESTABLISHED THEREUNDER, AND AUTHORIZING THAT A PORTION OF THE CONTRACT USE PROCEEDS FROM THE CHARTER COUNTY TRANSIT SYSTEM SALES SURTAX FUNDS IN SUPPORT OF THE IMPLEMENTATION OF THE PEOPLE'S TRANSPORTATION PLAN (PTP) (Procurement Management Department)

Adopted
Resolution R-176-07
Mover: Barbara J. Jordan
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Barreiro, Seijas

8O1B

070352 **Resolution**

RESOLUTION AUTHORIZING AWARD OF COMPETITIVE CONTRACTS, WITH AUTHORITY TO EXERCISE FUTURE OPTIONS-TO-RENEW ESTABLISHED THEREUNDER, A BID REJECTION, CONTRACT MODIFICATIONS, AND AUTHORITY TO EXERCISE OPTION-TO-RENEW PERIODS FOR THE PURCHASE OF GOODS AND SERVICES
(Procurement Management Department) ***Amended***

Report: *There being no objection the Board bifurcated the foregoing item in order to vote on Bid Item#1.7 Furniture (Office and Non-Office).*

The intent of Bid Item #1.7 was to award the contract for purchasing office/non-office, including parts and upholstery for various County Departments.

It was moved by Commissioner Moss that the foregoing proposed resolution be adopted as amended. This motion was seconded by Commissioner Rolle, and upon being put to a vote, passed by a vote of 11-0 (Commissioners Seijas and Sosa were absent).

It was moved by Commissioner Heyman that bid #1.7 be approved. This motion was seconded by Commissioner Rolle, and upon being put to a vote, passed by a vote of 7-4 (Commissioner Seijas was absent; Chairman Barriero and Commissioners Martinez, Diaz and Souto voted "NO").

Commissioner Gimenez asked Assistant County Manager Hudak to provide him with an inventory of all County vehicles; including the make, model and year of each vehicle, broken down by department.

Commissioner Rolle asked Mr. Robert Sitko, MDPD Fleet Management Bureau, to provide him with a written report outlining the difference between this year's allocations versus last year's.

The amended version of the foregoing resolution has been assigned R-177-07.

2/13/2007 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Budget and Finance Committee*

8O1C

070353 **Resolution**

RESOLUTION WAIVING OF FORMAL BID PROCEDURES FOR THE PURCHASE OF GOODS AND SERVICES AND AUTHORIZING THE COUNTY MANAGER TO AWARD SAME, WITH AUTHORITY TO EXERCISE OPTIONS-TO-RENEW ESTABLISHED THEREUNDER (Procurement Management Department)

Adopted
Mover: Dennis C. Moss
Seconder: Joe A. Martinez
Vote: 12- 0
Absent: Seijas

Report: *Commissioner Heyman expressed her concern regarding how the bid protests were facilitated. She stated bid protests held up due process, took a lot of time and the existing system needed to be reevaluated.*

(Note: at the March 6, 2007 meeting the Board reconsidered the foregoing resolution and adopted it as amended See Agenda Item 8O1B from the meeting of March 6, 2007; Legislative File No. 071139)

2/13/2007 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

8O1D

070026 **Resolution**

RESOLUTION AUTHORIZING AWARD OF COMPETITIVE CONTRACTS, WITH AUTHORITY TO EXERCISE FUTURE OPTIONS-TO-RENEW ESTABLISHED THEREUNDER, CONTRACT MODIFICATIONS, AWARD OF COMPETITIVELY BID CONTRACT OF OTHER GOVERNMENTAL ENTITY, AND AUTHORITY TO EXERCISE OPTION-TO-RENEW PERIODS FOR THE PURCHASE OF GOODS AND SERVICES (Procurement Management Department)

Adopted
Resolution R-179-07
Mover: Dennis C. Moss
Seconder: Jose "Pepe" Diaz
Vote: 11- 0
Absent: Sosa, Seijas

1/18/2007 *Carried over Due to Lack of a Quorum by the Internal Mgmt. & Fiscal Responsibility Committee*

2/13/2007 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

9 ADDITIONAL DEPARTMENTAL ITEMS

10 AUTHORITIES, BOARDS, COUNCILS AND TRUSTS

11 COUNTY COMMISSION

11A RESOLUTIONS

11A1

070418 **Resolution** **Sally A. Heyman**

RESOLUTION APPROVING AN ALLOCATION TO FOR KIDS SHAPE BY PEDS POWER, A FOR-PROFIT ORGANIZATION, IN THE AMOUNT OF $5,000 FROM THE DISTRICT 4 DISCRETIONARY RESERVE FUND FOR FISCAL YEAR 2006-2007

Adopted
Resolution R-180-07
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

11A2

070356 **Resolution** **Joe A. Martinez**

RESOLUTION APPROVING THE ALLOCATION OF FY 2006-2007 DISTRICT RESERVE FUNDS OF DISTRICT 11

Adopted
Resolution R-181-07
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

11A3

070385 **Resolution** **Natacha Seijas**

RESOLUTION APPROVING THE ALLOCATION OF FY 2006-2007 DISTRICT RESERVE FUNDS OF DISTRICT 13

Adopted
Resolution R-182-07
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

11A4

070357 **Resolution** **Joe A. Martinez, Jose "Pepe" Diaz, Carlos A. Gimenez, Katy Sorenson, Rebeca Sosa, Sally A. Heyman, Barbara J. Jordan, Dennis C. Moss, Sen. Javier D. Souto, Audrey M. Edmonson, Bruno A. Barreiro**

RESOLUTION URGING THE U.S. CONGRESS TO PASS LEGISLATION ADDRESSING NATIONAL CATASTROPHE INSURANCE BY ESTABLISHING A FEDERAL REINSURANCE CATASTROPHIC FUND (CAT FUND)

Adopted
Resolution R-183-07
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

2/13/2007 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

11A5

063426 **Resolution** **Rebeca Sosa, Jose "Pepe" Diaz, Joe A. Martinez, Sen. Javier D. Souto, Carlos A. Gimenez, Sally A. Heyman, Bruno A. Barreiro, Dorrin D. Rolle**

RESOLUTION URGING THE FLORIDA LEGISLATURE TO PASS LEGISLATION AS SOON AS POSSIBLE IMPLEMENTING THE DOUBLE HOMESTEAD EXEMPTION FOR LOW-INCOME SENIORS CONSTITUTIONAL AMENDMENT PASSED BY VOTERS DURING THE FALL ELECTION

Adopted
Resolution R-184-07
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

2/13/2007 *Forwarded to the BCC by the BCC Chairperson with a favorable recommendation from the Budget and Finance Committee*

11A5 Supplement

070486 **Supplement**

SUPPLEMENTAL INFORMATION RE: DOUBLE HOMESTEAD EXEMPTION FOR LOW-INCOME SENIORS

Presented
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

11A6

070398 **Resolution** **Rebeca Sosa, Carlos A. Gimenez, Sally A. Heyman**

RESOLUTION URGING THE FLORIDA LEGISLATURE TO PASS LEGISLATION ELIMINATING THE "LOOP HOLE" THAT CURRENTLY PREVENTS CERTAIN TRANSFERS OF REAL PROPERTY TO BE TAXED UNDER THE DISCRETIONARY SURTAX PROGRAM

Adopted
Resolution R-185-07
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

2/13/2007 *Forwarded to the BCC by the BCC Chairperson with a favorable recommendation from the Budget and Finance Committee*

11A7

063443 **Resolution** **Dorrin D. Rolle, Jose "Pepe" Diaz, Carlos A. Gimenez, Sen. Javier D. Souto**

RESOLUTION COMMENDING THE FLORIDA LEGISLATURE FOR REQUIRING THE USE OF SAFETY HELMETS BY CHILDREN OPERATING ALL-TERRAIN VEHICLES AND URGING THE FLORIDA LEGISLATURE TO REQUIRE SAFETY HELMETS TO BE USED ON MOTORIZED SCOOTERS

Adopted
Resolution R-186-07
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

2/13/2007 *Forwarded to the BCC by the BCC Chairperson with a favorable recommendation from the Budget and Finance Committee*

11A8

070002 **Resolution** **Katy Sorenson, Jose "Pepe" Diaz, Carlos A. Gimenez, Joe A. Martinez, Rebeca Sosa, Sen. Javier D. Souto, Audrey M. Edmonson, Dorrin D. Rolle, Sally A. Heyman**

RESOLUTION URGING THE FLORIDA LEGISLATURE TO REINSTATE THE PROPERTY TAX EXEMPTION CURRENTLY AUTHORIZED IN THE FLORIDA CONSTITUTION FOR SOLAR ENERGY AND OTHER RENEWABLE ENERGY SYSTEMS INSTALLED ON REAL PROPERTY AND TO STREAMLINE THE PROCESS FOR APPLYING FOR SUCH AN EXEMPTION

Adopted
Resolution R-187-07
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

2/13/2007 *Forwarded to the BCC by the BCC Chairperson with a favorable recommendation from the Budget and Finance Committee*

11A9

070005 **Resolution** **Barbara J. Jordan, Carlos A. Gimenez, Katy Sorenson, Audrey M. Edmonson**

RESOLUTION URGING THE FLORIDA LEGISLATURE TO INCREASE THE SENTENCING REQUIREMENTS FOR PERSONS WHO COMMIT CRIMES WITH ASSAULT WEAPONS

Adopted
Resolution R-188-07
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

2/13/2007 *Forwarded to the BCC by the BCC Chairperson with a favorable recommendation from the Budget and Finance Committee*

11A10

070008 **Resolution** **Barbara J. Jordan, Dorrin D. Rolle**

RESOLUTION URGING THE STATE OF FLORIDA TO EXPAND THE USE OF STATE OF FLORIDA DEPARTMENT OF ELDER AFFAIRS OPTIONAL STATE SUPPLEMENTATION (OSS) ASSISTANCE PROGRAM PAYMENTS TO RESIDENTS LIVING IN COMMUNITY BASED HOUSING IN ADDITION TO THE CURRENT INSTITUTIONAL RESIDENCES AS RECOMMENDED BY THE COMMUNITY AFFORDABLE HOUSING STRATEGIES ALLIANCE

Adopted
Resolution R-189-07
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

1/16/2007 *Forwarded to BCC with a favorable recommendation from the Community Empowerment & Econ. Revitalization Cmte.*

2/13/2007 *Forwarded to the BCC by the BCC Chairperson with a favorable recommendation from the Budget and Finance Committee*

11A11

070485 **Resolution** **Katy Sorenson, Dorrin Rolle, Audrey M. Edmonson**

RESOLUTION URGING THE FLORIDA LEGISLATURE TO ESTABLISH A PROGRAM TO PROVIDE MATCHING FUNDS FOR SOLAR AND OTHER ENERGY SAVING WATER HEATER INSTALLATIONS FOR LOW-INCOME HOMEOWNERS [SEE ORIGINAL ITEM UNDER FILE NO. 070054]

Adopted
Resolution R-190-07
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

2/13/2007 *Forwarded to the BCC by the BCC Chairperson with favorable recommendation with committee amendments from the Budget and Finance Committee*

11A12

070065 **Resolution** **Sen. Javier D. Souto, Joe A. Martinez, Dorrin D. Rolle**

RESOLUTION URGING THE FLORIDA LEGISLATURE TO CONTINUE AND EXPAND THE HURRICANE SALES TAX HOLIDAY

Adopted
Resolution R-191-07
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

2/13/2007 *Forwarded to the BCC by the BCC Chairperson with a favorable recommendation from the Budget and Finance Committee*

11A13

070066 **Resolution** **Sen. Javier D. Souto, Carlos A. Gimenez, Joe A. Martinez, Dorrin D. Rolle**

RESOLUTION URGING THE FLORIDA LEGISLATURE TO REPEAL THE PREEMPTION OF LOCAL GOVERNMENT REGULATION OF GENERATORS AT GASOLINE STATIONS, FOOD STORES AND PHARMACIES; OR ALTERNATIVELY TO EXPAND THE NUMBER OF GAS STATIONS, LARGE FOOD STORES AND PHARMACIES REQUIRED TO HAVE GENERATORS FOLLOWING A HURRICANE OR OTHER DISASTER CAUSING WIDESPREAD POWER FAILURE

Adopted
Resolution R-192-07
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

2/13/2007 *Forwarded to the BCC by the BCC Chairperson with a favorable recommendation from the Budget and Finance Committee*

11A14

070374 **Resolution** **Natacha Seijas, Jose "Pepe" Diaz, Carlos A. Gimenez, Sally A. Heyman, Joe A. Martinez, Katy Sorenson, Rebeca Sosa, Sen. Javier D. Souto, Bruno A. Barreiro, Audrey M. Edmonson, Barbara J. Jordan**

RESOLUTION OF THE BOARD OF MIAMI-DADE COUNTY IN OPPOSITION TO THE 69% INCREASE IN THE NATURALIZATION FEES CHARGED BY THE UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES AND CALLING UPON THE PRESIDENT AND CONGRESS TO ADDRESS FUNDAMENTAL PROBLEMS IN THE EXISTING METHODS FOR FINANCING IMMIGRATION SERVICES

Adopted
Resolution R-193-07
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

2/13/2007 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

11A15

070399 **Resolution** **Rebeca Sosa, Dorrin Rolle**

RESOLUTION URGING THE FLORIDA LEGISLATURE TO ENACT BOTH A JOINT RESOLUTION PROPOSING THE ADOPTION OF A CONSTITUTIONAL AMENDMENT TO AUTHORIZE LOCAL GOVERNMENTS TO ACCEPT RESTRICTIVE COVENANTS LIMITING THE USE OF PROPERTY TO AFFORDABLE/WORKFORCE HOUSING FOR TEN YEARS OR MORE AND TO ALLOW PROPERTY APPRAISERS TO VALUE SUCH PROPERTY ON THE BASIS OF CURRENT USE, AND TO ADOPT APPROPRIATE ENABLING LEGISLATION

Adopted
Resolution R-194-07
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

2/13/2007 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

11A16

070252 **Resolution** **Dorrin Rolle, Carlos A. Gimenez, Audrey M. Edmonson**

RESOLUTION URGING THE FLORIDA LEGISLATURE TO IMPOSE A LETTER-GRADING SYSTEM FOR RESTAURANT INSPECTION REPORTS AND TO REQUIRE RESTAURANTS TO POST SUCH LETTER GRADE ON A SIGN NEAR THE ENTRANCE INDICATING THAT THE INSPECTION REPORTS ARE AVAILABLE FOR PUBLIC REVIEW

Adopted
Resolution R-195-07
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

2/13/2007 *Forwarded to the BCC by the BCC Chairperson with a favorable recommendation from the Budget and Finance Committee*

11A17

070253 **Resolution** **Sally A. Heyman, Jose "Pepe" Diaz, Carlos A. Gimenez, Joe A. Martinez, Katy Sorenson, Rebeca Sosa, Sen. Javier D. Souto, Bruno A. Barreiro, Audrey M. Edmonson, Barbara J. Jordan**

RESOLUTION URGING THE FLORIDA LEGISLATURE TO FUND THE SOUTH FLORIDA HOLOCAUST SURVIVORS ASSISTANCE PROGRAM

Adopted
Resolution R-196-07
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

2/13/2007 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

11A18

070256 **Resolution** **Dennis C. Moss, Jose "Pepe" Diaz, Carlos A. Gimenez, Sally A. Heyman, Joe A. Martinez, Katy Sorenson, Rebeca Sosa, Sen. Javier D. Souto, Audrey M. Edmonson, Barbara J. Jordan**

RESOLUTION URGING THE FLORIDA LEGISLATURE TO DESIGNATE PART OF THE FLORIDA TURNPIKE HOMESTEAD EXTENSION IN SOUTH MIAMI-DADE COUNTY THE "JOHN F. COSGROVE HIGHWAY"

Adopted
Resolution R-197-07
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

2/13/2007 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

11A19

070274 **Resolution** **Audrey M. Edmonson, Jose "Pepe" Diaz, Dorrin Rolle**

RESOLUTION URGING THE FLORIDA LEGISLATURE TO INCREASE THE PENALTIES FOR THE UNLAWFUL DISCHARGE OF A FIREARM IN PUBLIC

Adopted
Resolution R-198-07
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

2/13/2007 *Forwarded to the BCC by the BCC Chairperson with a favorable recommendation from the Budget and Finance Committee*

11A20

070306 **Resolution** **Bruno A. Barreiro, Sally A. Heyman**

RESOLUTION APPROVING THE 2007 TRI-COUNTY COMMISSION LEGISLATIVE PACKAGE

Adopted
Resolution R-199-07
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

2/13/2007 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

11A21

070317 **Resolution** **Audrey M. Edmonson, Sen. Javier D. Souto, Dorrin Rolle**

RESOLUTION URGING THE FLORIDA LEGISLATURE AND THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT COMMISSIONER TO DEVELOP AND FUND AN OUTREACH AND PUBLIC AWARENESS CAMPAIGN REGARDING UNSOLVED VIOLENT CRIMES AND UNSOLVED CRIMINAL DRUG CASES

Adopted
Resolution R-200-07
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

2/13/2007 *Forwarded to the BCC by the BCC Chairperson with a favorable recommendation from the Budget and Finance Committee*

11 B ADDITIONAL BUDGET ALLOCATIONS

11C ALLOCATION OF FY06/07 DISCRETIONARY RESERVE FUNDS D/6

11C1

070434 **Report** **Natacha Seijas**

THE JAY MALINA INTERNATIONAL TRADE CONSORTIUM ANNUAL REPORT 2005/2006

Accepted

12 COUNTY MANAGER

12A1

070045 **Resolution**

RESOLUTION RATIFYING THE COUNTY MANAGER'S ACTIONS, AS AUTHORIZED BY SECTION 2-8.2.7 OF THE CODE OF MIAMI-DADE COUNTY IN APPROVING ACTIVITIES LISTED ON THE ATTACHED SCHEDULES FOR CAPITAL IMPROVEMENT PROJECTS (County Manager)

Adopted
Resolution R-201-07
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

1/16/2007 *Forwarded to BCC with a favorable recommendation from the Infrastructure and Land Use Committee*

12B1

070047 **Report**

INTERIM PROGRESS REPORT OF THE MIAMI-DADE COUNTY RESOURCE CONSERVATION COMMITTEE (County Manager)

Accepted

1/16/2007 *Report Received by the Infrastructure and Land Use Committee*

13 COUNTY ATTORNEY

13B1

070487 **Report**

ORAL REPORT RE: IMPACT OF THE PROPOSED 300 GROVE BAY RESIDENCE DEVELOPMENT ON VIZCAYA MUSEUM AND GARDENS PURSUANT TO RESOLUTION NO. 163-07 (County Attorney)

Not presented

14 ITEMS SUBJECT TO 4-DAY RULE

14A1

070162 **Resolution**

RESOLUTION APPROVING CHANGE ORDER NO. 88 TO THE AGENCY CONSTRUCTION MANAGEMENT CONTRACT BETWEEN PERFORMING ARTS CENTER BUILDERS (PACB) AND MIAMI-DADE COUNTY, WHICH INCREASES THE CURRENT CONTRACT AMOUNT BY UP TO $12.5 MILLION; AUTHORIZING COUNTY MAYOR OR DESIGNEE TO EXECUTE THE SAME (County Manager)

Adopted
Resolution R-202-07
Mover: Sally A. Heyman
Seconder: Joe A. Martinez
Vote: 12- 0
Absent: Seijas

2/12/2007 *Forwarded to the BCC by the BCC Chairperson with a favorable recommendation from the Recreation & Cultural Affairs Committee*

14A1 Supplement

070489 **Supplement**

SUPPLEMENTAL INFORMATION RE: CHANGE ORDER NO. 88 TO AN AMENDED AGREEMENT WITH PERFORMING ATRS CENTER BUILDERS (PACB)

Presented
Mover: Sally A. Heyman
Seconder: Joe A. Martinez
Vote: 12- 0
Absent: Seijas

14A2

070451 **Ordinance**

ORDINANCE PERTAINING TO EDUCATIONAL FACILITIES IMPACT FEE; AMENDING SECTIONS 33K-1, 33K-2, 33K-4, 33K-6, 33K-10, 33K-11 AND 33K-15 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; MODIFYING EDUCATIONAL FACILITIES IMPACT FEES; INCREASING THE NUMBER OF BENEFIT DISTRICTS; PROVIDING AUTOMATIC ADJUSTMENT OF FEE UTILIZING THREE YEAR ROLLING AVERAGE FROM THE MOST CURRENT FLORIDA'S CONSTRUCTION COST INDEX FOR STUDENT STATIONS AS PUBLISHED BY THE FLORIDA DEPARTMENT OF EDUCATION, OFFICE OF EDUCATIONAL FACILITIES; REQUIRING ANNUAL PUBLIC COMMENT ON IMPACT FEE REPORT; AMENDING SECTIONS 33-311 AND 33-314 PROHIBITING COMMUNITY ZONING APPEALS BOARDS AND BOARD OF COUNTY COMMISSIONERS FROM IMPOSING AS A CONDITION OF APPROVAL OF ZONING APPLICATIONS, CONTRIBUTIONS IN EXCESS OF EDUCATIONAL FACILITIES IMPACT FEE; PROVIDING APPLICABILITY; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (Department of Planning & Zoning)

Adopted on first reading
Public Hearing: April 10, 2007
Mover: Dennis C. Moss
Seconder: Bruno A. Barreiro
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

Report: *The foregoing proposed ordinance was adopted on first reading and set for public hearing before the Governmental Operations & Environment Committee meeting of Tuesday, May 15, 2007 at 9:30 a.m.*

2/12/2007 *Requires Municipal Notification by the Board of County Commissioners to the Governmental Operations and Environment Committee*

14A3

070484 **Resolution** **Katy Sorenson,**
Bruno A. Barreiro,
Jose "Pepe" Diaz,
Audrey M. Edmonson,
Sally A. Heyman,
Barbara J. Jordan,
Rebeca Sosa,
Dennis C. Moss,
Sen. Javier D. Souto,
Dorrin D. Rolle

RESOLUTION URGING THE PRESIDENT AND U.S. SECRETARY OF HOMELAND SECURITY TO IMPOSE A TEMPORARY MORATORIUM ON DETENTIONS AND DEPORTATIONS OF UNDOCUMENTED, NON-CRIMINAL IMMIGRANTS AND PROSPECTIVE BENEFICIARIES OF COMPREHENSIVE IMMIGRATION REFORM LEGISLATION CURRENTLY PENDING IN CONGRESS

Adopted
Resolution R-203-07
Mover: Katy Sorenson
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Seijas

Report: *Commissioner Sorenson asked for clarification regarding the County's policy on immigration and whether or not the Miami-Dade Police Department (MDPD) was collaborating with Immigration and Customs Enforcement (ICE).*

Mr. Donnie Merchant, Assistant Director of Police Services, MDPD, stated MDPD was not an extension of nor did it work directly or cooperatively with immigration or customs services. He noted if a criminal situation arose, depending upon the situation, ICE would be notified if necessary. Mr. Merchant stated MDPD did not enforce immigration laws and it was working with the community and day laborers so each side would clearly understand the state laws. Mr. Merchant clarified that the preference was not to make an arrest however if there was a state violation or criminal violation appropriate action would be taken.

Commissioner Diaz commended MDPD and stated that it was not the practice of MDPD to conduct raids or to go out and look for illegal aliens.

In response to Commissioner Moss' question regarding communicating this information to the community, Mr. Merchant explained that they had met with representatives of the day laborers and requested they identify a liaison who would work with MDPD to educate the day laborers, to get voluntary compliance, and to understand the system.

Commissioner Sosa commended MDPD for working with the immigrants, the business community and the residential areas. She suggested the possibility of having a designated place, far from the residential area and the business area, where the day laborers may wait; this may eliminate the problems the residential and the business areas were experiencing.

In response to Commissioner Sorenson's question regarding MDPD providing back up on immigration raids, Mr. Merchant stated MDPD did not provide backup during immigration raids, however, if an officer needed assistance due to a safety issue, MDPD had a duty to respond.

15 CLERK OF THE BOARD

15B REPORTS

15B1

070408 **Report**

PROPOSED PUBLIC HEARING DATES FOR ORDINANCES SUBMITTED FOR FIRST READING ON FEBRUARY 20, 2007 (Clerk of the Board)

Approved

Report: *Commissioner Seijas asked that the public hearing date for Item 14A2 in this report be changed from April 10, 2007, to May 15, 2007.*

15B2

070409 **Report**

COUNTY COMMISSION MINUTES FOR APPROVAL BY THE BOARD:
OCTOBER 24, 2006 (REGULAR BCC MEETING) (Clerk of the Board)

Approved

15C COUNTY ADVISORY BOARD APPOINTMENTS

15C1

070411 **Report**

APPOINTMENT OF MARIA DOLORES ESPINO TO THE SOCIAL AND ECONOMIC DEVELOPMENT COUNCIL FOR MIAMI-DADE COUNTY (Clerk of the Board)

Appointed
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

15C2

070410 **Report**

RE-APPOINTMENT OF DR. VELIA YEDRA TO THE PERFORMING ARTS CENTER FOR GREATER MIAMI TRUST (Clerk of the Board)

Appointed
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

15D COUNTY ADVISORY BOARD APPOINTMENTS BY BALLOT

15E MAYOR'S REQUEST FOR ALLOCATIONS FROM DISCRETIONARY RESERVE FUNDS

16 ITEMS SCHEDULED FOR THURSDAY

16A SPECIAL PRESENTATIONS (Scheduled for 8:00 a.m.)

16A1

070419 **Service Awards** **Bruno A. Barreiro**

SERVICE AWARDS CEREMONY FOR THE FOLLOWING EMPLOYEES: *Presented*
JOYCE WALKER - CAA - 30 YEARS
BERTA C. RODRIGUEZ - ETSD - 35 YEARS
MARC I. GREEN - MDHA - 35 YEARS
LARRY HICKS - MDHA - 35 YEARS
CYRUS J. MC ARTHUR - MDHA - 40 YEARS
KARL H. HOEFLINGER - MDT - 30 YEARS
WILLIAM H. GREGG - PARKS - 30 YEARS
WILLIE L. JONES - PARKS - 30 YEARS

16A2

070436 **Proclamation** **Rebeca Sosa**

PRESENTATION OF A PROCLAMATION TO MR. ALEXANDER MORERA *Not presented*

16A3

070448 **Commendation** **Joe A. Martinez**

PRESENTATION OF COMMENDATIONS FOR THE MIAMI-DADE COUNTY 2006 BLOOD DRIVE CAMPAIGN TO: *Presented*

1. DEPARTMENT OF ENVIRONMENTAL RESOURCES MANAGEMENT
2. COMMUNITY ACTION AGENCY
3. PROPERTY APPRAISAL DEPARTMENT
4. BUILDING CODE COMPLIANCE
5. CONSUMER SERVICE DEPARTMENT

16B POLICY MATTERS FOR DISCUSSION BY THE BOARD

16C ZONING AGENDA (Scheduled for 9:30 a. m.)

16D METROPOLITAN PLANNING ORGANIZATION AGENDA (Scheduled for 2:00 p.m.)

063392 **Ordinance**

ORDINANCE APPROVING ISSUANCE OF TAX EXEMPT NOTES IN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED $16,000,000 AND LENDING THE PROCEEDS TO THE PERFORMING ARTS CENTER FOUNDATION OF GREATER MIAMI FOR PURPOSE OF FUNDING CERTAIN CAPITAL COSTS OF THE CARNIVAL CENTER FOR THE PERFORMING ARTS; APPROVING ISSUANCE OF TAX EXEMPT NOTES PURSUANT TO SECTION 147(F) OF INTERNAL REVENUE CODE OF 1986; AUTHORIZING NEGOTIATED SALE OF THE NOTES; APPROVING COUNTY GUARANTY OF SUCH TAX EXEMPT NOTES; APPROVING FORMS OF LOAN AGREEMENT AND GUARANTY; AUTHORIZING FINANCE DIRECTOR WITHIN CERTAIN PARAMETERS TO APPROVE FINAL LOAN AND GUARANTY TERMS AND TO NEGOTIATE AND FINALIZE ANY OTHER RELATED AGREEMENTS; AND PROVIDING FOR CERTAIN OTHER MATTERS IN CONNECTION WITH SUCH LOAN AND GUARANTY, SEVERABILITY AND EFFECTIVE DATE
(Finance Department)

Reconsidered
Mover: Bruno A. Barreiro
Seconder: Carlos A. Gimenez
Vote: 10- 0
Absent: Heyman, Sorenson, Seijas

Report: *Chairman Barreiro requested the foregoing proposed ordinance be reconsidered due to an improper vote taken during its consideration at the Board's February 6, 2007 meeting.*

There being no objection, the Board by motion duly made, seconded and carried reconsidered the foregoing proposed ordinance and directed that it be referred to the Budget and Finance Committee for review prior to public hearing at the regular meeting of March 20, 2007.

12/5/2006	*Adopted on first reading by the Board of County Commissioners*
12/5/2006	*Scheduled for a public hearing by the Board of County Commissioners before the Board of County Commissioners*
12/14/2006	*Forwarded to BCC with a favorable recommendation from the Internal Mgmt. & Fiscal Responsibility Committee*
1/25/2007	*Deferred by the Board of County Commissioners*
2/6/2007	*Deferred by the Board of County Commissioners*
2/13/2007	*No Action Taken by the Budget and Finance Committee*

1

071208 **Report**

NON-AGENDA REPORT FOR FEBRUARY 20, 2007 BOARD MEETING

Presented

Report: *1. Chairman Barreiro annouced the appointment of Commissioner Edmonson to serve as a member of the Downtown Development Authority.*

19 ADJOURNMENT

Bruno A. Barreiro, Chairman

ATTEST: HARVEY RUVIN, CLERK

By: Kay Sullivan, Deputy Clerk