



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, March 6, 2007
9:30 AM, Commission Chambers

Harvey Ruvlin, Clerk
Board of County Commissioners

Kay Sullivan, Director
Clerk of the Board Division

Scott Rappleye, Commission Reporter, (305) 375-5108



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; Natacha Seijas; Katy Sorenson; Rebeca Sosa; Javier D. Souto

Members Absent: None.

Members Late: None.

Members Excused: None.

Members Absent County Business: None.

1 MINUTES PREPARED BY:

Report: *Scott Rappleye, Commission Reporter, (305) 375-5108*

1A MOMENT OF SILENCE

Report: *The Commission convened in a moment of silence, followed by the Pledge of Allegiance. Chairman Barreiro called the meeting to order at 9:55 a.m.*

1B PLEDGE OF ALLEGIANCE

1C ROLL CALL

Report: *The following staff support was present: County Manager George Burgess, Assistant County Managers Alina Hudak, Roger Carlton, and Alex Munoz, County Attorney Murray Greenberg, Assistant County Attorneys Robert Cuevas, Cynthia Johnson-Stacks, Terrance Smith, Geri Bonzon-Keenan, and Roy Wood; Honorable Clerk of the Courts Harvey Ruvin, and Deputy Clerks Kay Sullivan and Scott Rappleye.*

1D REPORTS OF OFFICIAL BOARDS

1D1

063639 Report

SUNSET REVIEW OF BOARDS FOR 2006 - COMMUNITY RELATIONS BOARD **Presented**

Report: *Commissioner Moss noted his intent to schedule a series of community public hearings to address violence involving young people. He asked Chairwoman Joann Koren and members of the Community Relations Board, to assist him in identifying families who could provide input in this process.*

2/15/2007 Report Received by the Health and Public Safety Committee

1D2

070309 Report

SUNSET REVIEW OF COUNTY BOARD FOR 2007- COMMISSION ON DISABILITY ISSUES (CODI) **Presented**

2/13/2007 Report Received by the Governmental Operations and Environment Committee

1D3

070299 Report

SUNSET REVIEW OF COUNTY BOARDS 2007 - *Presented*
AGRICULTURAL PRACTICES STUDY ADVISORY BOARD

2/13/2007 Report Received by the Governmental Operations and Environment Committee

1D4

070291 Report

SUNSET REVIEW OF COUNTY BOARDS FOR 2007 - *Presented*
INDEPENDENT REVIEW PANEL

2/15/2007 Report Received by the Health and Public Safety Committee

1D5

070264 Report

SUNSET REVIEW OF COUNTY BOARDS FOR 2007 - MIAMI *Presented*
DADE COUNTY HISTORIC PRESERVATION BOARD

2/12/2007 Report Received by the Recreation & Cultural Affairs Committee

1D6

070286 Report

SUNSET REVIEW OF COUNTY BOARDS FOR 2007 - FILM *Presented*
AND ENTERTAINMENT ADVISORY BOARD

2/12/2007 Report Received by the Recreation & Cultural Affairs Committee

1E CITIZEN'S PRESENTATIONS (5 MINUTES MAXIMUM)

1E1

070580 Citizen's Presentation Sally A. Heyman

CITIZEN'S PRESENTATION BY CARMEN ELIAS-LEVENSON, *Presented*
FIRST VICE CHAIR OF THE COMMISSION FOR WOMEN RE:
THE STATUS OF THE JULIA TUTTLE STATUE

Report: *Commissioner Moss asked Assistant County Manager Alina Hudak to provide each member of the Commission with a status report on the Miami Circle.*

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

Report: Commissioners Rolle, Moss, and Diaz asked that they be listed as co-sponsors of Agenda Item 11A45.

Commissioner Jordan asked that the County Commission not defer Agenda Item 11A17.

Chairman Barreiro said the Commission would vote separately to decide whether or not Agenda Item 11A17 would be deferred.

Commissioners Gimenez, Moss, and Sosa asked that they be listed as co-sponsors of Agenda Item 11A43.

County Attorney Greenberg noted that in addition to the County Manager's memorandum entitled, "Changes List for the March 6, 2007 Commission meeting," the following additional changes had been requested: defer Agenda Item 12A6; Commissioner Rolle requested to pull 8A1A; add Commissioner Rolle as a co-sponsor on Agenda Items 4D, 11A15, and 11A43; and to correct a scrivener's error existing in Agenda Item 8O1A.

Commissioner Moss noted that Agenda Item 12A2 should be amended to add the following language: "Over time as advances in tree science and intergovernmental cooperation progresses during implementation the tree species list in appendix A, the contact information in appendix C, the task list in appendix D may require revisions; these changes will be reviewed and amended as necessary by CIAB and reported to the Board of County Commission as part of the annual report."

It was moved by Commissioner Sosa that the Committee approve the foregoing changes to the March 6, 2007 meeting Agenda with the changes listed in the County Manager's memorandum and the additional changes requested by the County Attorney, excluding the request that Agenda Item 11A17 be placed on the Pull List. This motion was seconded by Commissioner Moss, and upon being put to a vote, passed by a vote of 13-0.

Following discussion regarding whether or not Agenda Item 11A17 should be placed on the Pull List and deferred, Chairman Barreiro announced that Agenda Item 11A17 would not be deferred.

1G **OFFICE OF COMMISSION AUDITOR****1H** **OFFICE OF INTERGOVERNMENTAL AFFAIRS****2** **MAYORAL ISSUES****2A** **MAYORAL VETOES****2B** **MAYORAL REPORTS****3** **CONSENT ITEMS**

3J1A

070321 Resolution

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO APPLY FOR UP TO \$375,000 IN GRANT FUNDS FROM THE FLORIDA INLAND NAVIGATION DISTRICT TO FUND PARKING LOT LIGHTS FOR HAULOVER MARINA AND FURTHER AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO RECEIVE AND EXPEND FUNDS, AND EXECUTE GRANT AWARD AGREEMENTS AND AMENDMENTS AS REQUIRED (Park & Recreation Department)

Adopted
Resolution R-205-07
Mover: Dennis C. Moss
Second: Sally A. Heyman
Vote: 13- 0

3O10A

070171 Resolution

RESOLUTION AUTHORIZING THE COUNTY MANAGER TO APPLY FOR, RECEIVE AND EXPEND EMERGENCY MEDICAL SERVICES GRANT AWARD FUNDS FOR IMPROVED AND EXPANDED PRE-HOSPITAL EMERGENCY MEDICAL SERVICES (EMS) PROGRAM (Miami-Dade Fire and Rescue Department)

Adopted
Resolution R-206-07
Mover: Katy Sorenson
Second: Sally A. Heyman
Vote: 13- 0

3R1A

070375 Resolution

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO APPLY FOR UP TO \$1,127,500 IN GRANT FUNDS FROM THE FLORIDA INLAND NAVIGATION DISTRICT TO FUND THE CONSTRUCTION OF A BOATER'S COMPLEX AT HAULOVER MARINA AND FURTHER AUTHORIZING THE COUNTY MANAGER OR HIS DESIGNEE TO RECEIVE AND EXPEND FUNDS, AND EXECUTE GRANT AWARD AGREEMENTS AND AMENDMENTS AS REQUIRED (County Manager)

Adopted
Resolution R-207-07
Mover: Dennis C. Moss
Second: Sally A. Heyman
Vote: 13- 0

4 ORDINANCES FOR FIRST READING

4A

070463 Ordinance

ORDINANCE CONCERNING THE SUSTAINABLE BUILDINGS PROGRAM; ESTABLISHING AS THE POLICY OF MIAMI-DADE COUNTY THE INSTITUTION OF SUSTAINABLE DEVELOPMENT PRACTICES AND MEASURES INTO BUILDINGS OWNED, FINANCED, AND/OR OPERATED BY MIAMI-DADE COUNTY; ESTABLISHING MEASUREMENT STANDARDS AND THRESHOLDS FOR COMPLIANCE; AMENDING CHAPTER 9 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; CREATING SECTIONS 9-71 THROUGH 9-75 OF THE CODE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (General Services Administration Department)

*Adopted on first reading
Public Hearing: April 10, 2007
Mover: Dennis C. Moss
Seconder: Sally A. Heyman
Vote: 11-0
Absent: Souto, Seijas*

Report: *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Budget and Finance Committee on April 10, 2007 at 2:00 p.m.*

4B

070491 Ordinance Joe A. Martinez

ORDINANCE AMENDING SECTION 2-56.28.17 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, PERTAINING TO THE INVESTIGATION OF COMPLAINTS BY THE ETHICS COMMISSION; PROVIDING ADDITIONAL PROTECTION TO EMPLOYEES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

*Adopted on first reading
Public Hearing: April 10, 2007
Mover: Dennis C. Moss
Seconder: Sally A. Heyman
Vote: 11-0
Absent: Souto, Seijas*

Report: *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Budget and Finance Committee on April 10, 2007 at 2:00 p.m.*

The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Health and Public Safety Committee on April 12, 2007 at 2:00 p.m.

4C

070582 Ordinance Sally A. Heyman

ORDINANCE RELATING TO FOR-HIRE LIMOUSINES; AMENDING CHAPTER 31, ARTICLE VI OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO PRE-ARRANGED LIMOUSINE TRANSPORTATION AND THE ISSUANCE OF TEMPORARY LIMOUSINE LICENSES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

*Adopted on first reading
Public Hearing: April 11, 2007
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 7-5
No: Rolle, Sosa, Sorenson,
Souto, Martinez
Absent: Seijas*

Report: *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Economic Development and Human Services Committee on April 11, 2007 at 9:30 a.m.*

4D

070554 Ordinance Jose "Pepe" Diaz,
Dorrin D. Rolle

ORDINANCE PERTAINING TO ZONING REGULATION OF SIGNS; AUTHORIZING MUNICIPALITIES TO OPT OUT OF REGULATIONS RESTRICTING SIGN PLACEMENT IN PROXIMITY TO EXPRESSWAYS; AMENDING SECTION 33-121.11 OF THE CODE OF MIAMI-DADE COUNTY; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE *Amended*

Report: County Attorney Greenberg read the foregoing proposed ordinance into the record. He noted that a scrivener's error existed.

It was moved by Commissioner Gimenez that the Board adopt the foregoing ordinance as amended to underline the following language: "that has not opted out of this division" in Section 33-121.11. This motion was second by Commissioner Heyman, and upon being put to vote, passed by vote of 11-2, (Commissioners Edmonson and Sorenson voted "No").

The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Governmental Operations and Environment Committee on May 15, 2007 at 9:30 a.m.

2/23/2007 Requires Municipal Notification by the Board of County Commissioners to the Governmental Operations and Environment Committee

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

5A

070183 Ordinance

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS TUSCANY VILLAS WEST 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 07-38
Mover: Jose "Pepe" Diaz
Seconder: Carlos A. Gimenez
Vote: 12- 0
Absent: Seijas*

Report: County Attorney Greenberg read the foregoing proposed ordinance into the record.

The public hearing was opened; it was closed after no one appeared in response to Chairman Barreiro's call for people wishing to be heard.

Hearing no other questions or comments, the Commission proceeded to vote.

2/6/2007 Scheduled for a public hearing by the Board of County Commissioners before the Board of County Commissioners

2/6/2007 Adopted on first reading by the Board of County Commissioners

5A1

070558 Resolution

RESOLUTION ADOPTING PRELIMINARY ASSESSMENT ROLL PROVIDING FOR ANNUAL ASSESSMENTS AGAINST REAL PROPERTY LOCATED WITHIN BOUNDARIES OF A SPECIAL TAXING DISTRICT KNOWN AS TUSCANY VILLAS WEST 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-274-07
Mover: Dorrin D. Rolle
Seconder: Sally A. Heyman
Vote: 12- 0
Absent: Seijas*

Report: County Attorney Greenberg read the foregoing resolution into the record.

The public hearing was opened; it was closed after no one appeared in response to Chairman Barreiro's call for people wishing to be heard.

Hearing no other questions or comments, the Commission proceeded to vote.

5B

070184 Ordinance

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS MC ESTATES 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 07-40
Mover: Rebeca Sosa
Seconder: Dorrin D. Rolle
Vote: 12- 0
Absent: Seijas*

2/6/2007 Scheduled for a public hearing by the Board of County Commissioners before the Board of County Commissioners

2/6/2007 Adopted on first reading by the Board of County Commissioners

5B1

070196 Resolution

RESOLUTION ADOPTING PRELIMINARY ASSESSMENT ROLLS PROVIDING FOR ANNUAL ASSESSMENTS AGAINST REAL PROPERTY LOCATED WITHIN BOUNDARIES OF A SPECIAL TAXING DISTRICT KNOWN AS M C ESTATES 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-208-07

Mover: Dennis C. Moss

Seconder: Joe A. Martinez

Vote: 12- 0

Absent: Seijas

Report: County Attorney Greenberg read the foregoing proposed resolution into the record.

It was moved by Commissioner Souto that the Commission adopt this proposed resolution. This motion was seconded by Commissioner Martinez.

Commissioner Martinez questioned if proposed State Legislation regarding special taxing districts would apply to the street lighting special taxing districts.

Ms. Jennifer Glazer-Moon, Budget Director, Office of Strategic Business Management, explained that this legislation would not impact non ad valorem assessments, like street lighting special taxing districts, but it would impact the fire and library special taxing districts.

Concerning Commissioner Moss' question as to when the County Commission would act on proposed legislation involving special taxing districts, Chairman Barreiro suggested this matter be reviewed by an appropriate subcommittee, and that the recommendations be forwarded to the County Commission.

Commissioner Sosa said she had worked with Speaker of the House Marco Rubio and she understood this proposed legislation very well. She recommended the County Commission have Mr. Rubio and his colleagues come and present information on this issue. She clarified that County input about the formula was required before implementing this legislation.

Chairman Barreiro said he would set a date for this issue to be heard in the proper subcommittee and any Commissioner could attend.

County Manager Burgess said he felt that property tax relief issues would move quickly in the Legislature and recommended the County Commission meet as soon as possible to discuss and propose alternatives or modifications.

Commissioner Souto urged his colleagues to consult with the Social and Economic Council for advice on this issue.

Commissioner Heyman noted that the Florida Association of Counties would send a report to the County Commission on Thursday, March 8, 2007, detailing this issue and other important issues. She asked County Manager Burgess when he would have a detailed report on the potential consequences of this legislation.

County Manager Burgess noted most of this information was currently available. He noted that the Florida League of Cities had already made these calculations for all Florida Cities and Counties. He said the Cities in the County met at 10:00 a.m. today (3/6) to discuss these issues. He explained that the County's calculations showed that none of the impacts would be small and some were extreme. He said that he would send each Commissioner a report by the end of the week.

Commissioner Gimenez noted that any property tax relief would impact the County financially. He urged the County to prepare for this financial impact now.

Commissioner Diaz said he was told the proposed legislation would stop all ad valorem taxes and all revenue would be generated from sales tax. He noted the urgency of this issue and the County needed to unite with the Cities. He

pointed out that the County generated money that funded a lot of State issues and did not receive much money in return.

Chairman Barreiro said the ballot question needed to specify that the revenues generated in each County would stay in that County. He said he felt very comfortable with that language.

Commissioner Sorenson said she felt the seriousness of this issue required dialogue before the County Commission versus a subcommittee. She suggested Chairman Barreiro call a special meeting to consider this issue after the Zoning meeting on Thursday, March 8, 2007. She suggested that this would demonstrate a good faith effort on the part of the County.

Following comments by Commissioner Sosa, Commissioner Martinez noted that this issue could be on the ballot in 2008 and not this year; that this issue could hurt tourism; and that the Commission needed to assess the potential impact on all County residents.

Discussion ensued in connection with the issue of when the County Commission should discuss the legislation involving the property taxes.

Chairman Barreiro said he would call a special meeting to discuss this issue, and would invite the Social and Economic Council.

It was moved by Commissioner Moss that the Commission adopt this proposed resolution. This motion was seconded by Commissioner Martinez.

Commissioner Gimenez noted the County Commission needed to discuss the consequences of eliminating ad valorem taxes in the event the State rescinded them.

Hearing no other questions of comments, the Commission proceeded to vote.

5C

070185 Ordinance

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS GROVE AT WATERSTONE MULTIPURPOSE 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 07-41
Mover: Katy Sorenson
Seconder: Sally A. Heyman
Vote: 12- 0
Absent: Seijas

2/6/2007 Adopted on first reading by the Board of County Commissioners

2/6/2007 Scheduled for a public hearing by the Board of County Commissioners before the Board of County Commissioners

5D

070462 Resolution

RESOLUTION AUTHORIZING THE ERECTION, CONSTRUCTION AND OPERATION OF THE TWO-STORY ARCOLA FIRE RESCUE STATION ON A 0.68 ACRE VACANT PARCEL OF LAND LOCATED AT 1275 NW 79TH STREET, IN COMPLIANCE WITH SECTION 33-303 OF THE CODE OF MIAMI-DADE COUNTY (General Services Administration Department)

*Adopted
Resolution R-209-07
Mover: Carlos A. Gimenez
Seconder: Sally A. Heyman
Vote: 13- 0*

Report: *County Attorney Greenberg read the foregoing proposed resolution into the record.*

It was moved by Commissioner Gimenez that the Commission adopt this proposed resolution. This motion was seconded by Commissioner Heyman.

Chairman Barreiro spoke in support of keeping the fire pole in fire stations.

Hearing no other questions or comments, the Commission proceeded to vote.

5E

070468 Resolution

RESOLUTION APPROVING IMPROVEMENTS TO THE EXISTING SCHOOL FACILITIES AT SABAL CHASE PARK, IN ACCORDANCE WITH THE LEASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND MIAMI-DADE COUNTY SCHOOL BOARD PURSUANT TO SECTION 33-303, OF THE CODE OF MIAMI -DADE COUNTY [SEE AGENDA ITEM NO. 8M1C] (General Services Administration Department)

*Adopted
Resolution R-210-07
Mover: Sally A. Heyman
Seconder: Jose "Pepe" Diaz
Vote: 13- 0*

Report: *County Attorney Greenberg read the foregoing proposed resolution into the record.*

It was moved by Commissioner Heyman that the Commission adopt this proposed resolution. This motion was seconded by Commissioner Diaz.

Commissioner Martinez asked if this proposed resolution would increase attendance at William Lehman Elementary School.

Ms. Sharon (Last Name Unidentified), Miami-Dade County Public Schools, said this proposed resolution would not increase the number of students at the school. She explained that it intended to improve the existing school facility to meet class size reduction requirements.

Hearing no other questions or comments, the Commission proceeded to vote.

5F

070260 Resolution

RESOLUTION GRANTING PETITION TO CLOSE NW 6 STREET, FROM NW 74 AVENUE WEST FOR 150 FEET (ROAD CLOSING PETITION NO. P-831) (Public Works Department)

*Adopted
Resolution R-211-07
Mover: Katy Sorenson
Seconder: Sally A. Heyman
Vote: 13- 0*

Report: *County Attorney Greenberg read the foregoing proposed resolution into the record.*

The public hearing was opened; it was closed after no one appeared in response to Chairman Barreiro's call for people wishing to be heard.

Hearing no other questions or comments, the Commission proceeded to vote.

2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

5G

070263 Resolution

RESOLUTION GRANTING PETITION TO CLOSE THE ALLEY BETWEEN SW 38 STREET AND SW 39 STREET, FROM SW 67 AVENUE WEST FOR APPROXIMATELY 430 FEET; AND THAT PORTION OF THE ALLEY EAST OF SW 68 AVENUE, FROM SW 38 STREET SOUTH FOR APPROXIMATELY 115 FEET (ROAD CLOSING PETITION NO. P-830) (Public Works Department)

*Adopted
Resolution R-212-07
Mover: Katy Sorenson
Seconder: Sally A. Heyman
Vote: 13- 0*

Report: *County Attorney Greenberg read the foregoing proposed resolution into the record.*

The public hearing was opened; it was closed after no one appeared in response to Chairman Barreiro's call for people wishing to be heard.

Hearing no other questions or comments, the Commission proceeded to vote.

2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

5H

070350 Resolution

RESOLUTION GRANTING PETITION TO CLOSE SW 168 STREET, FROM SW 137 AVENUE WEST FOR APPROXIMATELY 844 FEET (ROAD CLOSING PETITION NO. P-827) (Public Works Department)

Deferred to no date certain
Mover: Dennis C. Moss
Seconder: Joe A. Martinez
Vote: 12- 0
Absent: Jordan

Report: *County Attorney Greenberg read the foregoing proposed resolution into the record.*

The public hearing was opened; it was closed after no one appeared in response to Chairman Barreiro's call for people wishing to be heard.

Hearing no other questions or comments, the Commission proceeded to vote.

2/13/2007 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

51

070480 Resolution

RESOLUTION APPROVING THE PLAT OF SILVER PALM WEST, LOCATED IN THE NORTHEAST 1/4 OF SECTION 24, TOWNSHIP 56 SOUTH, RANGE 39 EAST (SW 232 STREET AND SW 117 AVENUE) (Public Works Department)

Deferred to March 20, 2007

Mover: Katy Sorenson

Seconder: Dennis C. Moss

Vote: 12- 0

Absent: Souto

Report: County Attorney Greenberg read the foregoing proposed resolution into the record.

The public hearing was opened, and the following individuals appeared in opposition to this proposed resolution:

1. Kent Robbins, 1224 Washington Ave, representing Mr. Jorge Duque and Farm, Inc.
2. Mitchell Belkins, 23700 SW 119 Ave.

The public hearing was closed after no other person appeared in response to Chairman Barreiro's call for people wishing to be heard.

Commissioner Sorenson asked Assistant County Manager Hudak if staff could confirm that this plat conformed to what was approved at the Zoning hearing.

Ms. Esther Calas, Director, Public Works Department, said that the Plat Committee did not discuss the berm and the covenant was submitted to the Department of Planning and Zoning. She said the Plat Committee voted on the fence.

Following discussion, Commissioner Sorenson asked Chairman Barreiro to allow staff time to analyze the situation and return with the necessary information.

Chairman Barreiro asked Commissioner Sorenson to notify him when staff returned with the necessary information.

Commissioner Sorenson asked Ms. Diane O'Quinn Williams, Director, Department of Planning & Zoning, if the plat was consistent with what was approved, including covenants, at the zoning hearing.

Ms. O'Quinn Williams said she thought that the berm had to be five feet high with trees that were 12 to 15 feet high, and she thought that the transcript of the zoning hearing reflected this.

Commissioner Sorenson concurred with Ms. O'Quinn Williams and asked that she ensure that the berm was five feet high with trees that extended 12 to 15 feet, when complete.

Mr. Robbins, 1224 Washington Ave, disputed that Ms. O'Quinn Williams' description was incorrect. He noted that a berm and landscaping were different. He read from the zoning hearing transcript that the berm should be 12 to 15 feet high.

Commissioner Sorenson asked for the definition of a berm.

Ms. O'Quinn Williams said a berm was the earth and ground. She pointed out that Mr. Diaz de la Portilla used a power point presentation in the zoning hearing that could be helpful.

It was moved by Commissioner Sorenson to defer this proposed resolution to March 20, 2007. This motion was seconded by Commissioner Moss, upon being put to a vote, passed 12-0 (Commissioner Souto was absent).

Chairman Barreiro clarified that the public hearing was closed on this proposed resolution.

5J

070550	Resolution	Jose "Pepe" Diaz	
RESOLUTION JOINING THE CITY OF DORAL IN CODESIGNATING NW 107TH AVENUE FROM NW 25TH STREET TO NW 41ST STREET AS PERRY ELLIS WAY			Adopted Resolution R-213-07 Mover: Jose "Pepe" Diaz Seconder: Carlos A. Gimenez Vote: 12- 0 Absent: Jordan

Report: County Attorney Greenberg read the foregoing proposed resolution into the record.

The public hearing was opened; it was closed after no one appeared in response to Chairman Barreiro's call for people wishing to be heard.

Hearing no other questions or comments, the Commission proceeded to vote.

6 CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS

Report: See Report Under Agenda Item 11A45, Legislative File No. 070670.

7 ORDINANCES SET FOR SECOND READING

7A

062908	Ordinance	Rebeca Sosa, Jose "Pepe" Diaz	
ORDINANCE PROVIDING FOR ELECTRONIC COMMERCE, ELECTRONIC SIGNATURES AND ON-LINE PROCUREMENT OF GOODS AND SERVICES; AMENDING SECTION 2-8.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE			Adopted Ordinance 07-42 Mover: Rebeca Sosa Seconder: Dorrin D. Rolle Vote: 12- 0 Absent: Seijas

Report: County Attorney Greenberg read the foregoing proposed ordinance into the record.

Commissioner Sosa provided a brief explanation regarding the intent of this proposed ordinance which she noted would facilitate vendor access, move the County closer to a paperless procurement system utilizing modern business tools.

Hearing no other questions or comments, the Commission proceeded to vote.

- 10/24/2006 Scheduled for a public hearing by the Board of County Commissioners before the Internal Mgmt. & Fiscal Responsibility Committee
- 10/24/2006 Adopted on first reading by the Board of County Commissioners
- 11/16/2006 Carried over due to cancellation of meeting by the Internal Mgmt. & Fiscal Responsibility Committee
- 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

7B

063316 Ordinance Joe A. Martinez

ORDINANCE RELATING TO DIAL-A-LIFE BOARD; AMENDING SECTION 2-1312 OF THE CODE OF MIAMI-DADE COUNTY TO REDUCE THE NUMBER OF REQUIRED MEETINGS AND THE NUMBER NECESSARY TO ESTABLISH A QUORUM AND TO ADD AN ADDITIONAL SEAT ON THE BOARD; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE

Adopted
Ordinance 07-43
Mover: Joe A. Martinez
Seconder: Sally A. Heyman
Vote: 12- 0
Absent: Seijas

- 11/28/2006 Scheduled for a public hearing by the Board of County Commissioners before the Community Outreach, Safety & Healthcare Admin Cmte
- 11/28/2006 Adopted on first reading by the Board of County Commissioners
- 12/13/2006 Carried over Due to Lack of a Quorum by the Community Outreach, Safety & Healthcare Admin Cmte
- 2/15/2007 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

7C

063376 Ordinance Jose "Pepe" Diaz, Natacha Seijas

ORDINANCE AMENDING SECTION 12-23 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA RELATING TO INITIATIVE, REFERENDUM AND RECALL PETITIONS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Amended

Report: See Report Under Agenda Item 7C Amended, Legislative File No. 070586.

- 12/5/2006 Scheduled for a public hearing by the Board of County Commissioners before the Community Outreach, Safety & Healthcare Admin Cmte
- 12/5/2006 Adopted on first reading by the Board of County Commissioners
- 2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

FINAL OFFICIAL

7C Amended

070586

Ordinance

Joe A. Martinez

ORDINANCE AMENDING SECTION 12-23 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA RELATING TO INITIATIVE, REFERENDUM AND RECALL PETITIONS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 063376]

Adopted

Ordinance 07-39

Mover: Jose "Pepe" Diaz

Seconder: Joe A. Martinez

Vote: 11- 2

No: Heyman, Sorenson

Report: County Attorney Greenberg read the forgoing proposed ordinance into the record. He asked that Section (1)(F) be amended to the following language: "Any individual who knowingly signs more than one petition or who attempts to sign another person's name, or a fictitious name shall be punishable by a fine not to exceed \$500 or by imprisonment in the County jail for a period not to exceed 60 days or by both."

Commissioner Diaz explained that this amendment intended to clarify Section (1)(F) in accordance with Section 7.01 of the County Charter which provided that electors could present their petitions.

It was moved by Commissioner Diaz that the Commission adopt this proposed ordinance as amended. This motion was seconded by Commissioner Martinez.

Commissioner Sorenson questioned if the term "electors" referred to both petition circulators and signers. She expressed concern that this proposed ordinance would restrict high school students in political action groups, long term residents that were not citizens, and ex-felons from participating in the political process. She said the Commission should encourage, not discourage, more political involvement.

Discussion ensued in connection with the issue of permitting only electors to circulate petitions.

Commissioner Diaz concurred with Commissioner Heyman that the intent of this proposed ordinance was to stop fraud, and he felt it would provide accountability for those circulating petitions. He noted that the Commission needed to control the situation; that some of the commissioners had been victims of improperly circulated petitions. He suggested he this proposed ordinance be amended to allow teenagers to circulate petitions provided they were accompanied by registered voters.

Commissioner Martinez explained that the "registered elector" clause was included as a result of State law. He noted the voter turnout for the strong mayor election was significantly less than the number of petitioned signatures. He said that a California company was paid to collect signatures; that the County did not know who circulated the petitions; and that the petitioners could not speak the language written on the petition. Commissioner Martinez noted that the County petition process was flawed.

Commissioner Seijas noted that this proposed ordinance only applied to initiative, referendum, and recall petitions. She explained that her two experiences with these types of petitions did not involve children, but people whose character were questionable. She expressed concern that petition circulators may have been encouraged to be dishonest or to be misleading. In response to concerns raised by her colleagues regarding the potential for this proposed ordinance to restrict high school students from participating in the political process, Commissioner Seijas said this ordinance would prevent fraud and that children could still participate in politics by encouraging their parents to vote and by writing letters, making phone calls, and sending e-mails to their congressmen. She said the County needed discipline in the petition process. She asked that she be listed as a co-sponsor.

Commissioner Gimenez expressed concern that the State already had laws concerning this issue. He said, if he had jurisdiction, he would prohibit groups from paying people for the signatures that they collected because he felt that the right to petition the government was not intended to be profitable.

Following further comments, it was moved by Commissioner Diaz that the Board adopt this proposed ordinance as amended to change Section (1)(F) to the following language: "Any individual who knowingly signs more than one petition or who attempts to sign another person's name, or a fictitious name shall be punishable by a fine not to exceed \$500 or by imprisonment in the County jail for a period not to exceed 60 days or by both," and to change the language: "petition circulators to be registered electors" to "petition circulators to be residents." This motion was seconded by Commissioner Martinez.

Hearing no other questions or comments, the Commission proceeded to vote on this proposed ordinance as amended.

7D

070095	Ordinance	Sally A. Heyman
ORDINANCE AMENDING SECTION 10-20 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; MODIFYING COMPOSITION OF CONSTRUCTION TRADES QUALIFYING BOARD; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE		<i>Adopted Ordinance 07-44 Mover: Sally A. Heyman Seconder: Joe A. Martinez Vote: 13- 0</i>
1/25/2007	<i>Scheduled for a public hearing by the Board of County Commissioners before the Infrastructure and Land Use Committee</i>	
1/25/2007	<i>Adopted on first reading by the Board of County Commissioners</i>	
2/13/2007	<i>Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee</i>	

7E

070515

Ordinance

Carlos A. Gimenez,
Joe A. Martinez,
Rebeca Sosa

ORDINANCE STANDARDIZING RESOURCE ALLOCATION AND RESERVE PROCEDURES TO BE FOLLOWED IN THE PREPARATION AND ADOPTION OF THE COUNTY'S ANNUAL BUDGET; REQUIRING BUDGET FORMAT TO PROVIDE CLEAR BASES ON WHICH TO HOLD MANAGEMENT ACCOUNTABLE FOR OPERATING WITHIN ADOPTED BUDGET; REPEALING SECTIONS 2-11.22, 2-11.24.1, AND 2-11.25 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, AND TRANSFERRING THEIR PROVISIONS TO NEW SECTION 2-1799; REPEALING SECTION 2-11.31 AND TRANSFERRING ITS PROVISIONS TO SECTION 2-1795; AMENDING SECTIONS 2-1795 AND 2-1796; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 070129]

Adopted
Ordinance 07-45
Mover: Carlos A. Gimenez
Seconder: Rebeca Sosa
Vote: 13- 0

Report: County Attorney Greenberg read the forgoing proposed ordinance into the record.

It was moved by Commissioner Gimenez that this proposed ordinance be adopted. This motion was seconded by Commissioner Martinez.

Commissioner Martinez, Diaz, and Sosa asked that they be listed as co-sponsors.

Commissioner Sosa questioned if the \$500 civil penalty was removed.

Commissioner Gimenez said the \$500 civil penalty was removed in the Budget and Finance Committee, with a caveat that it would be reinstated if necessary.

In response to Commissioner Seijas' request for further clarification, Commissioner Gimenez explained that the Mayor and County Manager were the only people who could discipline department directors; that he expected the Mayor or County Manager to take appropriate action if this proposed ordinance was violated.

County Manager Burgess noted that the Commission would be informed of any violation through the normal reporting procedures.

Commissioner Gimenez noted that the Commission Auditor would be more involved in the budgetary process and oversight; that he expected the Commission Auditor to inform the Commission of any unreported violations.

Commissioner Martinez noted that this proposed ordinance used the language "County Manager." He expressed concern that this position title could be eliminated.

Commissioner Gimenez said the County Manager was a position in the County Charter. He said the County Attorney's Office explained that the County Manager was used when this proposed ordinance referred to the County Manager's duties.

Following comments from Commissioners Martinez and Gimenez regarding whether or not the position of the County Manager should be removed from the ordinance and replaced with the Mayor and the need to include a budget analyst position, Chairman Barreiro noted the Commission would have a special meeting and discuss the budget process.

Hearing no other questions or comments, the Commission proceeded to vote.

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

FINAL OFFICIAL

7F

070449

Ordinance

Joe A. Martinez

ORDINANCE AMENDING ORDINANCE NO. 05-169
CREATING THE BOARD OF COUNTY COMMISSIONERS'
HEALTHCARE TASK FORCE; PROVIDING FOR PURPOSE,
DUTIES, APPOINTMENT, TERM, ORGANIZATION, POWERS
AND STAFF SUPPORT; PROVIDING SEVERABILITY,
EXCLUSION FROM THE CODE, EFFECTIVE DATE, AND
DECEMBER 31, 2006 SUNSET PROVISION [SEE ORIGINAL
ITEM UNDER FILE NO. 062767]

Adopted

Ordinance 07-46

Mover: Joe A. Martinez

Seconder: Sally A. Heyman

Vote: 13- 0

2/15/2007 Forwarded to BCC with a favorable recommendation from the Health and Public Safety
Committee

7G

070499

Ordinance

Sen. Javier D. Souto

ORDINANCE AMENDING SECTION 21-30 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, WHICH PROHIBITS DAMAGE OR DESTRUCTION OF PROPERTY SO AS TO DEFINE OWNERSHIP OF SUCH PROPERTY AND PROVIDE FOR PENALTIES AND RESTITUTION; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AN EFFECTIVE DATE, AND ABSENCE OF SUNSET PROVISION [SEE ORIGINAL ITEM UNDER FILE NOS. 062063, 063594]

Adopted

Ordinance 07-47

Mover: Sen. Javier D. Souto

Seconder: Sally A. Heyman

Vote: 12- 1

No: Seijas

Report: *County Attorney Greenberg read the forgoing proposed ordinance into the record.*

It was moved by Commissioner Souto that the Commission adopt this proposed ordinance. This motion was seconded by Commissioner Heyman.

Commissioner Seijas expressed concern that the penalties in this proposed ordinance were too harsh. She asked if both the \$500 fine and imprisonment could be assessed.

County Attorney Greenberg said both penalties could be assessed.

Responding to Commissioner Sosa's inquiry, Assistant County Attorney Wood said this proposed ordinance would give the County jurisdiction to protect some Federal and all State Buildings.

Commissioner Sosa questioned how the County would establish cross jurisdiction of the properties with the Federal and State Governments and the liability to the County.

Assistant County Attorney Wood responded to questions and comments from Commissioner Sosa regarding cross jurisdiction and liability to the County.

County Attorney Greenberg explained that jurisdiction would not be a problem; that this ordinance was applicable to those properties that involved an agreement in which the County had some responsibility and wanted to include them.

Following comments by Commissioner Edmonson, County Attorney Greenberg clarified that in the case of a minor a legal guardian would be jointly responsible for any fines, but would not go to jail for felonies committed by a juvenile.

Assistant County Attorney Wood also noted that a lien could not be placed on the parents' or the legal guardian's property.

Hearing no other questions or comments, the Commission proceeded to vote.

2/15/2007 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Health and Public Safety Committee*

7H

070508

Ordinance

Carlos A. Gimenez

ORDINANCE AMENDING SECTION 2-94 OF THE CODE OF MIAMI-DADE COUNTY AND ESTABLISHING SECTION 2-95 OF THE CODE OF MIAMI-DADE COUNTY TO AUTHORIZE AND REQUIRE THE COUNTY TO ENTER INTO MEMORANDA OF UNDERSTANDING WITH THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT (FDLE) OR OTHER APPROPRIATE LAW ENFORCEMENT AGENCY FOR THE PURPOSE OF REFERRING THE INVESTIGATION OF PUBLIC CORRUPTION MATTERS INVOLVING THE MIAMI-DADE COUNTY MAYOR AND COMMISSIONERS TO THE FDLE OR OTHER APPROPRIATE LAW ENFORCEMENT AGENCY TO SERVE AS THE LEAD INVESTIGATIVE AGENCY; PROVIDING FOR THE MIAMI-DADE POLICE DEPARTMENT TO MAKE ITS PERSONNEL AND FINANCIAL RESOURCES AVAILABLE TO THE FDLE OR OTHER APPROPRIATE LAW ENFORCEMENT AGENCY TO ASSIST IN SUCH INVESTIGATIONS; REQUIRING THE MIAMI-DADE POLICE DEPARTMENT TO INVOLVE THE FDLE OR OTHER APPROPRIATE LAW ENFORCEMENT AGENCY AS A PARTICIPANT IN ANY PUBLIC CORRUPTION INVESTIGATIONS INVOLVING COUNTY EMPLOYEES AND OFFICIALS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NOS. 070133, 070194]

Carried over to March 8, 2007

2/15/2007 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Health and Public Safety Committee

7I

070542

Ordinance

ORDINANCE AMENDING SECTION 2-8.1.6 OF THE CODE OF MIAMI-DADE COUNTY TO ALLOW THE COUNTY MANAGER TO USE REVIEW TEAMS; MODIFY BID PROTEST PROCEDURES FOR AWARDS UNDER THE EXPEDITED PURCHASING PROGRAM; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 070117] (Procurement Management Department)

Carried over to March 8, 2007

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

8

DEPARTMENTAL ITEMS

8A

AVIATION DEPARTMENT

8A1A

070430 Resolution

RESOLUTION RELATING TO OPA-LOCKA EXECUTIVE AIRPORT; APPROVING ASSIGNMENT OF DEVELOPMENT LEASE AGREEMENT BY OPA-LOCKA AVIATION GROUP, LLC, FORMERLY KNOWN AS STAGECOACH AVIATION OPF, LLC, TO AA ACQUISITIONS, LLC; APPROVING THE AMENDED AND RESTATED DEVELOPMENT LEASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE ASSIGNEE, AA ACQUISITIONS, LLC; FINDING AND DETERMINING THAT THE PREMISES FOR SUCH LEASE CONSTITUTES AIRPORT FACILITIES WHOSE LEASE MAY BE NEGOTIATED; AUTHORIZING COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE ADDITIONAL DOCUMENTS UPON APPROVAL OF THE COUNTY ATTORNEY TO EFFECT THE PURPOSES OF THE AGREEMENT; AUTHORIZING COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE THE AMENDED AND RESTATED DEVELOPMENT LEASE AGREEMENT WITH AA ACQUISITIONS LLC., AND TO EXERCISE THE TERMINATION PROVISIONS THEREOF (Aviation Department)

Carried over to March 8, 2007

2/15/2007 Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee

8A1B

070433 Resolution

RESOLUTION RELATING TO MIAMI-DADE COUNTY'S AIRPORT SYSTEM; APPROVING COUNTY MANAGER'S PROPOSED INCREASE OF \$963.4 MILLION TO MIAMI-DADE AVIATION DEPARTMENT'S CAPITAL IMPROVEMENT PROGRAM BUDGET FOR A TOTAL AMOUNT OF \$ 6.2 BILLION (Aviation Department)

Deferred to March 20, 2007

2/15/2007 Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee

8A1C

070475 Resolution

RESOLUTION RELATING TO NORTH TERMINAL DEVELOPMENT PROJECT AT MIAMI INTERNATIONAL AIRPORT; APPROVING THE SECOND COUNTY AMENDMENT TO DESIGN SERVICES AGREEMENT WITH BERMELO AJAMIL & PARTNERS, INC. FOR THE B-C INFILL INTERIOR FINISH-OUT, CONTRACT NO. MIA-746-R-3, IN AN INCREASED AMOUNT OF UP TO \$3,522,000; AUTHORIZING COUNTY MAYOR OR DESIGNEE TO EXECUTE SAME AND TO EXERCISE CANCELLATION AND TERMINATION PROVISIONS THEREOF (Aviation Department)

Carried over to March 8, 2007

2/15/2007 Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee

8A1D

070476 Resolution

RESOLUTION RELATING TO NORTH TERMINAL DEVELOPMENT PROJECT AT MIAMI INTERNATIONAL AIRPORT; APPROVING SECOND COUNTY AMENDMENT TO THE DESIGN SERVICES AGREEMENT WITH WOLFBERG/ALVAREZ AND PARTNERS, INC. FOR CONCOURSE D REMODEL, CONTRACT NO. MIA-739C, AUTHORIZING THE COUNTY MAYOR OR DESIGNEE TO EXECUTE SAME AND TO EXERCISE CANCELLATION AND TERMINATION PROVISIONS THEREOF; INCREASES THE MAXIMUM CONTRACT AMOUNT TO \$6,580,899 (Aviation Department)

Carried over to March 8, 2007

2/15/2007 Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee

8A1E

070173 Resolution

RESOLUTION APPROVING PROFESSIONAL SERVICES AGREEMENT BETWEEN ENVIRONMENTAL SCIENCE ASSOCIATES CORPORATION AND MIAMI-DADE COUNTY FOR THE AVIATION ACOUSTICAL AND LAND USE COMPATIBILITY PLANNING SERVICES, PROJECT NO. E06-MDAD-02 FOR ALL COUNTY AIRPORTS, IN THE MAXIMUM AMOUNT OF \$501,250.00 AND AUTHORIZING COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE CONTRACT AND TO EXERCISE THE TERMINATION PROVISIONS CONTAINED THEREIN (Aviation Department)

*Adopted
Resolution R-214-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Gimenez*

2/15/2007 Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee

8A1F

070172 Resolution

RESOLUTION APPROVING PROFESSIONAL SERVICES AGREEMENT BETWEEN LANDRUM & BROWN, INC. AND MIAMI-DADE COUNTY FOR THE AVIATION ACOUSTICAL AND LAND USE COMPATIBILITY PLANNING SERVICES, PROJECT NO. E06-MDAD-02 FOR ALL COUNTY AIRPORTS, IN THE MAXIMUM AMOUNT OF \$501,250.00 AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE CONTRACT AND TO EXERCISE THE TERMINATION PROVISIONS CONTAINED THEREIN (Aviation Department)

*Adopted
Resolution R-215-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Gimenez*

2/15/2007 Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee

8A1G

070191 Resolution

RESOLUTION APPROVING PROFESSIONAL ENGAGEMENT AGREEMENT BETWEEN MIAMI-DADE COUNTY AND RICONDO & ASSOCIATES, INC., FOR STRATEGIC AIRPORT MASTER PLANNING SERVICES FOR THE COUNTY'S SYSTEM OF PUBLIC USE AIRPORTS, PROJECT NO. E06-MDAD-01; IN AN AMOUNT NOT TO EXCEED \$4,010,000; AND AUTHORIZING COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE THE AGREEMENT AND TO EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN (Aviation Department)

Carried over to March 8, 2007

2/15/2007 Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee

8A1H

070240 Resolution

RESOLUTION AUTHORIZING SECOND AMENDMENT TO NONEXCLUSIVE MANAGEMENT AGREEMENT FOR OPERATION OF THE PUBLIC PARKING FACILITIES AT MIAMI INTERNATIONAL AIRPORT; AUTHORIZING COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE SECOND AMENDMENT AND EXERCISE ALL OTHER RIGHTS INCLUDING CANCELLATION PROVISIONS CONTAINED THEREIN; AND WAIVING COMPETITIVE BID PROCEDURES AND PROVISIONS (Aviation Department)

*Adopted
Resolution R-216-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 12-0
Absent: Gimenez*

2/15/2007 Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee

8A1I

070259 Resolution

RESOLUTION APPROVING THIRD AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH PEREZ AND PEREZ ARCHITECTS PLANNERS, INC., FOR MIA SOUTH TERMINAL PROGRAM SUPPLEMENTAL ARCHITECTURAL/ENGINEERING SERVICES, PROJECT NO. H010A AT MIAMI INTERNATIONAL AIRPORT, AUTHORIZING COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE SAME AND TO EXERCISE CANCELLATION AND TERMINATION PROVISIONS THEREOF; INCREASES THE MAXIMUM CONTRACT AMOUNT TO \$12,531,250 (Aviation Department)

Carried over to March 8, 2007

2/15/2007 Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee

8A1J

070266 Resolution

RESOLUTION APPROVING THIRD AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH BURNS AND MCDONNELL ENGINEERS, INC., FOR MIA SOUTH TERMINAL PROGRAM SUPPLEMENTAL ARCHITECTURAL/ENGINEERING SERVICES, PROJECT NO. H010A AT MIAMI INTERNATIONAL AIRPORT, AUTHORIZING COUNTY MANAGER OR DESIGNEE TO EXECUTE SAME AND TO EXERCISE CANCELLATION AND TERMINATION PROVISIONS THEREOF; INCREASES THE CONTRACT BY UP TO \$3,508,750 (Aviation Department)

*Adopted
Resolution R-217-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 12- 0
Absent: Souto*

2/15/2007 Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee

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

8D ENVIRONMENTAL RESOURCES MANAGEMENT

8D1A

070222 Resolution

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 15.149 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 LINDA BARON AND DIANNE B. SNEDAKER AS SELLERS; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

*Adopted
Resolution R-218-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1A SUPPLEMENT

070298 Supplement

SUPPLEMENTAL INFORMATION RE:TO SOUTH DADE WETLANDS PURCHASES

*Accepted
Mover: Katy Sorenson
Seconder: Sally A. Heyman
Vote: 13- 0*

2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1B

070223 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 THOMAS H. BROWN, JR. AS SELLER; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE PROVISIONS CONTAINED THEREIN [SEE AGENDA ITEM NO. 8D1(A) SUPPLEMENT] (Department of Environmental Resources Management)

Adopted
Resolution R-219-07
Mover: Katy Sorenson
Seconder: Sally A. Heyman
Vote: 13- 0

2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1C

070229 Resolution

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 84.65 ACRES OF SOUTH DADE WETLANDS PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH THE NATURE CONSERVANCY AS ASSIGNOR, MIAMI-DADE COUNTY AS ASSIGNEE, AND BULLET CEMENT CORPORATION AS SELLER; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE PROVISIONS CONTAINED THEREIN [SEE AGENDA ITEM NO. 8D1(A) SUPPLEMENT] (Department of Environmental Resources Management)

Adopted
Resolution R-220-07
Mover: Katy Sorenson
Seconder: Sally A. Heyman
Vote: 13- 0

2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1D

070230 Resolution

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 6.08 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 MARIA ISABEL CUEVAS MARTINO, JAN ENRIQUE PAGAN CUEVAS, AND MARI-CARMEN P. CUEVAS AS SELLERS; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE PROVISIONS CONTAINED THEREIN [SEE AGENDA ITEM NO. 8D1(A) SUPPLEMENT] (Department of Environmental Resources Management)

Adopted
Resolution R-221-07
Mover: Katy Sorenson
Seconder: Sally A. Heyman
Vote: 13- 0

2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1E

070231 Resolution

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 20.308 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 URANO INTERNATIONAL, INC. AS SELLER; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE PROVISIONS CONTAINED THEREIN [SEE AGENDA ITEM NO. 8D1(A) SUPPLEMENT] (Department of Environmental Resources Management)

*Adopted
Resolution R-222-07
Mover: Katy Sorenson
Seconder: Sally A. Heyman
Vote: 13- 0*

2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1F

070232 Resolution

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 75 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 HEIDI HUTNER, IRIS DUARTE AND JOEL HUTNER AS SELLERS; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE PROVISIONS CONTAINED THEREIN [SEE AGENDA ITEM NO. 8D1(A) SUPPLEMENT] (Department of Environmental Resources Management)

*Adopted
Resolution R-223-07
Mover: Katy Sorenson
Seconder: Sally A. Heyman
Vote: 13- 0*

2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1G

070224 Resolution

RESOLUTION AUTHORIZING THE ACCEPTANCE OF A CANAL RIGHT-OF-WAY AND CANAL MAINTENANCE EASEMENT DEDICATION IN EXCHANGE FOR THE RELEASE OF EXCESS CANAL RESERVATION IN BLOCK 20 OF SECTION 29, TOWNSHIP 53 SOUTH, RANGE 40 EAST (WC-853) (Department of Environmental Resources Management)

*Adopted
Resolution R-275-07
Mover: Katy Sorenson
Seconder: Sally A. Heyman
Vote: 13- 0*

2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1H

070225 Resolution

RESOLUTION AUTHORIZING THE ACCEPTANCE BY MIAMI-DADE COUNTY OF CANAL RIGHT-OF-WAY AND CANAL FLOW RIGHTS DEDICATION IN EXCHANGE FOR THE RELEASE AND QUIT CLAIM OF AN EXCESS COUNTY CANAL RESERVATION, A CANAL RIGHT-OF-WAY, AND A CANAL MAINTENANCE EASEMENT NO LONGER NEEDED IN SECTIONS 25/26/35/36, TOWNSHIP 53 SOUTH, RANGE 39 EAST (Department of Environmental Resources Management)

Adopted
Resolution R-276-07
Mover: Katy Sorenson
Seconder: Sally A. Heyman
Vote: 13- 0

2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1I

070226 Resolution

RESOLUTION AUTHORIZING THE EXEMPTION OF THE CITY OF MIAMI GARDENS FROM THE PROVISIONS OF THE MIAMI-DADE COUNTY STORMWATER UTILITY ORDINANCE [SEE AGENDA ITEM NOS. 8D1J & 8R1A] (Department of Environmental Resources Management)

Adopted
Resolution R-277-07
Mover: Katy Sorenson
Seconder: Sally A. Heyman
Vote: 13- 0

2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1J

070227 Resolution

RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF MIAMI GARDENS AND THE MIAMI-DADE COUNTY STORMWATER UTILITY FOR STORMWATER MANAGEMENT; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE THE TERMINATION PROVISIONS CONTAINED THEREIN [SEE AGENDA ITEM NOS. 8D1I & 8R1A] (Department of Environmental Resources Management)

Adopted
Resolution R-278-07
Mover: Katy Sorenson
Seconder: Sally A. Heyman
Vote: 13- 0

2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1K

070228 Resolution

RESOLUTION RATIFYING THE APPLICATION FOR, ACCEPTANCE OF, AND EXECUTION OF A NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION GRANT FOR COMMUNITY- BASED MARINE DEBRIS PREVENTION AND REMOVAL (Department of Environmental Resources Management)

Adopted
Resolution R-224-07
Mover: Katy Sorenson
Seconder: Sally A. Heyman
Vote: 13- 0

2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1L

070295 Resolution

RESOLUTION RATIFYING THE AWARD OF EMERGENCY REPAIR CONTRACTS TO REPAIR DAMAGE CAUSED TO SECONDARY CANALS BY HURRICANES KATRINA AND WILMA; AS ORIGINALLY AUTHORIZED IN RESOLUTION R-222-06 (Department of Environmental Resources Management)

*Adopted
Resolution R-225-07
Mover: Katy Sorenson
Seconder: Sally A. Heyman
Vote: 13- 0*

2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8E FINANCE DEPARTMENT

8E1A

070372 Resolution

RESOLUTION DESIGNATING MIAMI DAILY BUSINESS REVIEW AS THE NEWSPAPER FOR PUBLICATION OF DELINQUENT TAX LISTS IN 2007 FOR 2006 TAX YEAR IN ACCORDANCE WITH FLORIDA STATUTES §197.402, AND FOR THE PUBLICATION OF DELINQUENT IMPROVEMENT LIENS AND SPECIAL ASSESSMENT LIENS PURSUANT TO SECTION 18-14(8) OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA AND FLORIDA STATUTES §197.363 AND §197.3632 (Finance Department)

Carried over to March 8, 2007

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

8E1A SUPPLEMENT

070682 Supplement

SUPPLEMENTAL INFORMATION RE: RESOLUTION DESIGNATING MIAMI DAILY BUSINESS REVIEW AS THE NEWSPAPER OF PUBLICATION OF DELINQUENT TAXES

Carried over to March 8, 2007

8F GENERAL SERVICES ADMINISTRATION

8F1A

063529 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A LEASE AGREEMENT AT 17775 N. BAY ROAD, WITH THE ARCHDIOCESE OF MIAMI, A FLORIDA CORPORATION FOR PREMISES TO BE UTILIZED BY MIAMI-DADE FIRE RESCUE AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

*Adopted
Resolution R-226-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

2/15/2007 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

8G [No items were submitted for these sections.]

**and
8H**

81 MIAMI-DADE POLICE DEPARTMENT

811A

063348 Resolution

RESOLUTION AUTHORIZING EXECUTION OF AN INTERLOCAL AGREEMENT FOR SCHOOL CROSSING GUARD SERVICES BETWEEN MIAMI-DADE COUNTY AND THE CITY OF SOUTH MIAMI; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE AMENDMENTS, RENEWALS, AND EXTENSIONS AND TO EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN (Miami-Dade Police Department)

Carried over to March 8, 2007

12/13/2006 Carried over Due to Lack of a Quorum by the Community Outreach, Safety & Healthcare Admin Cmte

2/15/2007 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

811B

070176 Resolution

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE A LEASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE U.S. DEPARTMENT OF TRANSPORTATION FEDERAL AVIATION ADMINISTRATION FOR A 6.1 ACRE TRACT OF LAND LOCATED IN SECTION 28, TOWNSHIP 53 SOUTH, RANGE 40 EAST; THE NORTH 530 FEET OF THE SOUTH 580 FEET OF THE WEST 500 FEET OF THE EAST 535 FEET OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 28; LOCATED OFF NW 25TH STREET BETWEEN NW 87TH AVENUE AND 97TH AVENUE, MIAMI-DADE COUNTY, FLORIDA, FOR PREMISES TO BE UTILIZED BY THE MIAMI-DADE POLICE DEPARTMENT; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (Miami-Dade Police Department)

*Adopted
Resolution R-227-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

2/15/2007 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

811C

063301 Resolution

RESOLUTION AUTHORIZING EXECUTION OF SIX (6) INTERLOCAL COOPERATION AGREEMENTS WITH THE CITIES OF MIAMI, MIAMI BEACH, CORAL GABLES, HIALEAH, PINECREST AND AVENTURA REGARDING EMERGENCY 911 SYSTEM SERVICE FEES; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE RENEWAL AND CANCELLATION OF PROVISIONS CONTAINED THEREIN (Miami-Dade Police Department)

Carried over to March 8, 2007

12/13/2006 Carried over Due to Lack of a Quorum by the Community Outreach, Safety & Healthcare Admin Cmte

2/15/2007 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

8J MIAMI-DADE TRANSIT AGENCY

8J1A

070279 Resolution

RESOLUTION AUTHORIZING MIAMI-DADE TRANSIT (MDT) TO SECURE INDEPENDENT, CERTIFIED (MAI, ASA) REAL PROPERTY APPRAISERS TO PERFORM REAL PROPERTY APPRAISALS ON AN AS-NEEDED BASIS, IN ACCORDANCE WITH ESTABLISHED COUNTY APPRAISER SELECTION PROCEDURES, IN AN AMOUNT NOT TO EXCEED A BLANKET AMOUNT OF \$85,000 (Miami-Dade Transit Agency)

Carried over to March 8, 2007

2/14/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee

8J1B

070371 Resolution

RESOLUTION AUTHORIZING EXECUTION OF AN INTERLOCAL AGREEMENT WITH THE MIAMI-DADE EXPRESSWAY AUTHORITY (MDX) GRANTING ACCESS TO THE COUNTY FOR THE DEMOLITION AND SITE PREPARATION OF MDX PARCELS NOS. 134 AND 135 AND PROVIDING REIMBURSEMENT FUNDING FOR THE DEMOLITION OF PARCEL NO. 135 IN AN AMOUNT NOT TO EXCEED \$99,168.75; AND AUTHORIZES THE COUNTY TO RECEIVE AND EXPEND FUNDS AS SPECIFIED IN THE INTERLOCAL AGREEMENT [SEE ORIGINAL ITEM UNDER FILE NO. 070370] (Miami-Dade Transit Agency)

*Adopted
Resolution R-228-07
Mover: Katy Sorenson
Seconder: Sally A. Heyman
Vote: 13- 0*

2/14/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee

8J1C

070376 Resolution

RESOLUTION AUTHORIZING EXECUTION OF THE RETROACTIVE THIRD SUPPLEMENTAL AGREEMENT TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN MIAMI-DADE COUNTY AND METRIC ENGINEERING, INC. IN THE AMOUNT OF \$256,686.35 TO PROVIDE ADDITIONAL ENGINEERING DESIGN SERVICES FOR THE BUSWAY EXTENSION TO FLORIDA CITY- SEGMENT II, CONTRACT NO. TA00-BWX (Miami-Dade Transit Agency)

*Adopted
Resolution R-229-07
Mover: Katy Sorenson
Seconder: Sally A. Heyman
Vote: 13- 0*

2/14/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee

8J1D

070377 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT BETWEEN MIAMI-DADE COUNTY AND H.J. ROSS ASSOCIATES, INC. TO PROVIDE FINAL DESIGN SERVICES FOR THE PEDESTRIAN OVERPASSES AT SOUTH MIAMI AND UNIVERSITY METRORAIL STATIONS CONTRACT NO. NFP003-TR07-FD1, IN AN AMOUNT NOT TO EXCEED \$781,650.40 (Miami-Dade Transit Agency)

*Adopted
Resolution R-230-07
Mover: Katy Sorenson
Seconder: Sally A. Heyman
Vote: 13- 0*

2/14/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee

8J1E

070379 Resolution

RESOLUTION APPROVING THE USE OF SURTAX FUNDS FOR VARIOUS PURCHASE ORDERS ISSUED BY MIAMI-DADE TRANSIT (MDT) FOR CAPITAL IMPROVEMENTS, MAINTENANCE AND OPERATIONS IN SUPPORT OF THE PEOPLE'S TRANSPORTATION PLAN (PTP) FOR THE MONTHS OF JUNE, JULY, AUGUST, SEPTEMBER AND OCTOBER 2006 (Miami-Dade Transit Agency)

Carried over to March 8, 2007

2/14/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee

8J1F

070392 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A PRELIMINARY ENGINEERING AGREEMENT IN THE AMOUNT OF \$30,000.00 BETWEEN MIAMI-DADE COUNTY AND CSX TRANSPORTATION, INC., FOR THE REVIEW AND APPROVAL OF PRELIMINARY AND FINAL ENGINEERING PLANS FOR THE MIC - EARLINGTON HEIGHTS CONNECTOR OVERHEAD BRIDGES; AND AUTHORIZING THE COUNTY MANAGER TO EXPEND FUNDS PURSUANT TO THE AGREEMENT (Miami-Dade Transit Agency)

*Adopted
Resolution R-232-07
Mover: Katy Sorenson
Seconder: Sally A. Heyman
Vote: 13- 0*

2/14/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee

8J1G

070464 Resolution

RESOLUTION AUTHORIZING ADDITIONAL APPROPRIATION OF \$19 MILLION INCLUDED UNDER THE PROFESSIONAL SERVICES AGREEMENT BETWEEN MIAMI-DADE COUNTY AND PARSONS BRINCKERHOFF QUADE AND DOUGLAS, INC. TO PROVIDE PROGRAM MANAGEMENT CONSULTING SERVICES FOR THE IMPLEMENTATION OF THE PEOPLE'S TRANSPORTATION PLAN, CONTRACT NO. TR04-PTP1 (Miami-Dade Transit Agency)

Deferred to March 20, 2007
Mover: Bruno A. Barreiro
Seconder: Carlos A. Gimenez
Vote: 11-0
Absent: Souto, Martinez

Report: *County Attorney Greenberg read the foregoing proposed resolution into the record. He noted that County Manager Burgess had requested that this proposed resolution be deferred to March 20, 2007.*

Hearing no other questions or comments, the Commission proceeded to vote.

2/14/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee

8J1H

070466 Resolution

RESOLUTION AUTHORIZING EXECUTION OF THE FIRST SUPPLEMENTAL AGREEMENT TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN MIAMI-DADE COUNTY AND PARSONS TRANSPORTATION GROUP, INC. IN THE AMOUNT OF \$59,800,000.00 EXERCISING OPTIONS TO PROVIDE ENGINEERING SERVICES FOR THE NORTH CORRIDOR METRORAIL EXTENSION, INCLUDING NEW STARTS PRELIMINARY ENGINEERING, SYSTEMS ENGINEERING SERVICES, FINAL DESIGN AND ENGINEERING SERVICES DURING CONSTRUCTION, AND TO EXTEND THE CONTRACT TERM TO COVER THE REQUIRED SERVICES (Miami-Dade Transit Agency)

Carried over to March 8, 2007

2/14/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee

8J1I

070473 Resolution

RESOLUTION AUTHORIZING EXECUTION OF AN INTERLOCAL AGREEMENT WITH THE SOUTH FLORIDA REGIONAL TRANSPORTATION AUTHORITY (SFRTA) FOR FINANCING OF THE COMMUTER RAIL PROJECT IN THE AMOUNT OF \$6,852,089 AND AUTHORIZING THE COUNTY TO EXPEND FUNDS AS SPECIFIED IN THE INTERLOCAL AGREEMENT [SEE ORIGINAL ITEM UNDER FILE NO. 070370] (Miami-Dade Transit Agency)

Carried over to March 8, 2007

2/14/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee

8J1J

070533 Resolution

RESOLUTION AUTHORIZING WAIVER OF FORMAL BID PROCEDURES AND PROVISIONS OF ADMINISTRATIVE ORDER 3-38 AND RETROACTIVELY AUTHORIZING EXECUTION OF A TRAINING AGREEMENT WITH THE MIAMI-DADE COUNTY PUBLIC SCHOOLS; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE CANCELLATION PROVISIONS CONTAINED THEREIN [SEE ORIGINAL ITEM UNDER FILE NO. 070277] (Miami-Dade Transit Agency)

*Adopted
Resolution R-233-07
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Sosa, Diaz*

2/14/2007 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Transit Committee

8K [No item was submitted for this section.]

8L OFFICE OF STRATEGIC BUSINESS MANAGEMENT

8L1A

063160 Resolution

RESOLUTION RETROACTIVELY APPROVING AN AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE VILLAGE OF PALMETTO BAY FOR THE PROVISION OF LOCAL PATROL POLICE SERVICES; AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE THE AGREEMENT, TAKE ANY ACTION REQUIRED OF THE COUNTY HEREIN AND EXERCISE ANY RENEWAL AND CANCELLATION PROVISIONS THEREIN (Office of Strategic Business Management)

*Adopted
Resolution R-234-07
Mover: Katy Sorenson
Seconder: Joe A. Martinez
Vote: 9- 0
Absent: Jordan, Rolle, Moss, Seijas*

Report: *Commissioner Martinez expressed concern that the County did not account for the approximately \$100,000 required to recruit a police officer. He said the County needed to include these expenses in future negotiations and try to reclaim some of the recruiting costs.*

Hearing no other questions or comments, the Commission proceeded to vote.

12/13/2006 Carried over Due to Lack of a Quorum by the Community Outreach, Safety & Healthcare Admin Cmte

2/15/2007 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

8L1B

063632 Resolution

RESOLUTION AUTHORIZING THE ALLOCATION OF ACCUMULATED CARRYOVER FROM THE COUNTYWIDE AND DISTRICT SPECIFIC IN-KIND RESERVE AND \$40,000 FROM THE FIRE RESCUE DISTRICT TO THE FY 2006-07 IN-KIND SERVICES RESERVE AND LIMITING ALLOCATIONS ON BEHALF OF NOT-FOR-PROFIT ENTITIES ONLY (Office of Strategic Business Management)

*Adopted
Resolution R-235-07
Mover: Katy Sorenson
Seconder: Sally A. Heyman
Vote: 13- 0*

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

8L1C

063700 Resolution

RESOLUTION APPROVING THE COUNTY MANAGER'S ACTION IN APPLYING FOR UNITED STATES DEPARTMENT OF JUSTICE FUNDS FOR JUSTICE AND MENTAL HEALTH COLLABORATION PROGRAM GRANT INITIATIVE FOR THE ADMINISTRATIVE OFFICE OF THE COURTS ELEVENTH JUDICIAL CIRCUIT OF FLORIDA AND FURTHER AUTHORIZING THE COUNTY MANAGER TO RECEIVE AND EXPEND FUNDS AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE SUCH CONTRACTS AND AMENDMENTS AS REQUIRED IF AWARDED (Office of Strategic Business Management)

*Adopted
Resolution R-236-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

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

8M PARK AND RECREATION DEPARTMENT

8M1A

070288 Resolution

RESOLUTION AUTHORIZING EXECUTION OF EASEMENT TO THE CITY OF HOMESTEAD FOR THE INSTALLATION AND MAINTENANCE OF UTILITY FACILITIES IN AREA 291 AND AUTHORIZING THE COUNTY MANAGER TO TAKE SUBSEQUENT ACTION (Park & Recreation Department)

*Adopted
Resolution R-237-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

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

8M1B

070325 Resolution

RESOLUTION AMENDING RESOLUTION NO. R-1318-03 TO SUBSTITUTE THE 2007 USA OUTDOOR TRACK AND FIELD CHAMPIONSHIPS WITH THE 2007 USA PAN AMERICAN RACE WALK CUP TRIALS AND THE 2008 U.S. OLYMPIC TEAM TRIALS- 50 KM RACE WALK (Park & Recreation Department)

*Adopted
Resolution R-238-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

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

8M1C

070326 Resolution

RESOLUTION AUTHORIZING EXECUTION OF AMENDED LEASE AGREEMENT WITH MIAMI- DADE COUNTY PUBLIC SCHOOLS FOR WILLIAM LEHMAN ELEMENTARY SCHOOL, LOCATED WITHIN SABAL CHASE PARK; MODIFYING INDEMNIFICATION PROVISIONS RELATED TO AMERICANS WITH DISABILITY ACT AND AMERICANS WITH DISABILITY ACT ACCESSIBILITY GUIDELINES; ALTERING MAINTENANCE RESPONSIBILITIES; AND ESTABLISHING PERMISSIONS TO ISSUE ALL PERMITS [SEE AGENDA ITEM NO. 5E] (Park & Recreation Department)

*Adopted
Resolution R-239-07
Mover: Katy Sorenson
Seconder: Barbara J. Jordan
Vote: 13- 0*

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

8N PLANNING AND ZONING DEPARTMENT

8N1A

070541 Resolution

RESOLUTION APPROVING THE APPOINTMENT OF FOUR REPLACEMENT MEMBERS TO THE AGRICULTURE PRACTICES STUDY ADVISORY BOARD [SEE ORIGINAL ITEM UNDER FILE NO. 070367] (Department of Planning & Zoning)

*Adopted
Resolution R-240-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

2/13/2007 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Governmental Operations and Environment Committee

8O PROCUREMENT MANAGEMENT DEPARTMENT

801A

070354 Resolution

RESOLUTION RATIFYING THE COUNTY MANAGER'S AWARD OF CONTRACTS UNDER FULL AND OPEN COMPETITION FOR GOODS AND SERVICES VALUED IN EXCESS OF \$100,000 AND UP TO \$1,000,000 EXECUTED DURING THE PERIOD OCTOBER 1, 2006 THROUGH DECEMBER 31, 2006 (Procurement Management Department) *Amended*

Report: *It was moved by Commissioner Sosa that the foregoing resolution be adopted as amended to strike out PTP funding for Public Works on Table 1 Items 19 and 33, and to note that the allocation for PTP funding for Transit on Item 19 would be presented for approval in April. This motion was second by Commissioner Moss, and upon being put to vote, passed by vote of 13-0.*

This Resolution was assigned #R-241-07.

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

801B

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) *Amended*

Report: *See Report Under Agenda Item 801B Amended, Legislative File No. 071139.*

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

2/20/2007 Adopted by the Board of County Commissioners

801B Amended

071139 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 [SEE ORIGINAL ITEM UNDER FILE NO. 070353] (Procurement Management Department) *Adopted as amended Resolution R-241A-07 Mover: Rebeca Sosa Seconder: Dennis C. Moss Vote: 13- 0*

Report: *During consideration of the changes to today's agenda, it was moved by Commissioner Martinez that Agenda Item 801C from the February 20, 2007, Board of County Commissioners Meeting be reconsidered due to a scrivener's error. This motion was seconded by Commissioner Gimenez, and upon being put to a vote, passed by a majority of those members present.*

County Attorney Greenberg said the sections entitled "Change Section 2.0, paragraph 2.3 A, B, and C" in Section 5, Item 5.4, on handwritten pages 25 and 26 should be deleted from Agenda Item 801C, on February 20, 2007.

8P PUBLIC WORKS DEPARTMENT

8P1A

070268 Resolution

RESOLUTION APPROVING A PROJECT AWARD RECOMMENDATION IN THE AMOUNT OF \$212,095.18 BETWEEN ALL QUALITY ELECTRICAL SERVICES, INC. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED TRAFFIC SIGNAL INSTALLATIONS AT SW 137 AVENUE AND SW 156 STREET IN COMMISSION DISTRICT 9 (PROJECT – CICC 7360-0/08 RPQ NO. 20060315) (Public Works Department)

Adopted
Resolution R-242-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0

2/14/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee

8P1B

070272 Resolution

RESOLUTION APPROVING THE EXCHANGE OF A MIAMI-DADE COUNTY OWNED PROPERTY APPRAISED AT \$100,000.00 LOCATED AT 426 NW 7 STREET, IN HOMESTEAD, FLORIDA FOR \$10,000.00 AND A PARCEL OWNED BY KIAWAH PROPERTIES CORPORATION APPRAISED AT \$70,000.00 LOCATED AT NW 23 COURT AND APPROXIMATELY NW 40 STREET IN MIAMI, FLORIDA, NECESSARY FOR THE CONSTRUCTION OF THE MIC/EARLINGTON HEIGHTS CONNECTOR (Public Works Department)

Carried over to March 8, 2007

2/14/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee

8P1C

070281 Resolution

RESOLUTION APPROVING A PROJECT AWARD RECOMMENDATION IN THE AMOUNT OF \$133,183.33 BETWEEN RAYDAN ELECTRIC, INC. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED TRAFFIC SIGNAL INSTALLATIONS AT SW 147 AVENUE AND SW 152 STREET IN COMMISSION DISTRICTS 9 AND 11 (PROJECT – CICC 7360-0/08 RPQ NO. 20050107) (Public Works Department)

Adopted
Resolution R-243-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0

2/14/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee

8P1D

070283 Resolution

RESOLUTION APPROVING A PROJECT AWARD RECOMMENDATION IN THE AMOUNT OF \$179,692.00 BETWEEN RAYDAN ELECTRIC, INC. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED TRAFFIC SIGNAL INSTALLATIONS AT EAST 4 AVENUE AND EAST 32 STREET IN COMMISSION DISTRICTS 6 AND 13 (PROJECT - CICC 7360-0/08 RPQ NO. 20060335) (Public Works Department)

*Adopted
Resolution R-244-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

2/14/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee

8P1E

070380 Resolution

RESOLUTION AUTHORIZING THE MIAMI-DADE PUBLIC WORKS DEPARTMENT TO SECURE INDEPENDENT, CERTIFIED PROPERTY APPRAISERS TO PERFORM PROPERTY APPRAISALS ON AN AS-NEEDED BASIS, IN ACCORDANCE WITH ESTABLISHED COUNTY APPRAISER SELECTION PROCEDURES, IN AN AMOUNT NOT TO EXCEED A BLANKET AMOUNT OF \$100,000.00 (Public Works Department)

*Adopted
Resolution R-245-07
Mover: Joe A. Martinez
Seconder: Rebeca Sosa
Vote: 13- 0*

2/14/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee

8P1F

070381 Resolution

RESOLUTION APPROVING A PEOPLE'S TRANSPORTATION PLAN (PTP) AMENDMENT TO MODIFY THE SCOPE FOR THE PTP PROJECT ALONG SOUTH BAYSHORE DRIVE, FROM MCFARLANE ROAD TO AVIATION AVENUE, AND CHANGE THE LIMITS OF THE PROJECT TO DARWIN STREET TO MERCY WAY (Public Works Department)

*Adopted
Resolution R-246-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

2/14/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee

8P1G

070394 Resolution

RESOLUTION DECLARING THE ACQUISITION OF LAND FOR RIGHT OF WAY NEEDED FOR IMPROVEMENTS ALONG SOUTHWEST 97TH AVENUE (FRANJO ROAD) TO BE A PUBLIC NECESSITY AND AUTHORIZING THE COUNTY MANAGER AND THE COUNTY ATTORNEY TO EMPLOY APPRAISERS AND EXPERT WITNESSES, OBTAIN REQUIRED ENVIRONMENTAL AUDITS AND TO TAKE ANY AND ALL APPROPRIATE ACTION TO ACQUIRE THE SUBJECT PROPERTY IN FEE SIMPLE, BY DONATION, PURCHASE AT VALUES ESTABLISHED BY APPRAISALS, OR BY EMINENT DOMAIN PROCEEDINGS, INCLUDING A DECLARATION OF TAKING AS NECESSARY, FOR AND ON BEHALF OF MIAMI-DADE COUNTY (Public Works Department)

*Adopted
Resolution R-247-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

2/14/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee

8Q SEAPORT DEPARTMENT

8Q1A

070179 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A SUPPLEMENTAL LEASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE UNITED STATES OF AMERICA FOR OFFICE SPACE TO BE USED BY U.S. CUSTOMS AND BORDER PROTECTION AT THE PORT OF MIAMI; AND TO EXERCISE ALL RIGHTS CONFERRED THEREIN (Seaport Department)

*Adopted
Resolution R-248-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

2/14/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee

8Q1B

070182 Resolution

RESOLUTION AUTHORIZING STAFF TO SECURE APPRAISAL SERVICES TO DETERMINE FAIR MARKET RENTAL VALUE OF VARIOUS SEAPORT DEPARTMENT PROPERTIES AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE ANY NECESSARY AGREEMENTS AND EXERCISE ALL RIGHTS CONFERRED THEREIN (Seaport Department)

*Adopted
Resolution R-249-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

2/14/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee

8Q1C

070267 Resolution

RESOLUTION APPROVING AMENDMENT TO LEASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND MARINE SPILL RESPONSE CORPORATION; AND AUTHORIZING COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE SAID AMENDMENT AND TO EXERCISE ALL RIGHTS CONFERRED THEREIN (Seaport Department)

*Adopted
Resolution R-250-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

2/14/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee

8R WATER AND SEWER DEPARTMENT

8R1A

070307 Resolution

RESOLUTION APPROVING EXECUTION OF AGREEMENT WITH CITY OF MIAMI GARDENS FOR BILLING OF STORMWATER UTILITY CHARGES BY MIAMI-DADE WATER AND SEWER DEPARTMENT [SEE AGENDA ITEM NOS. 8D1I & 8D1J] (Water & Sewer Department)

*Adopted
Resolution R-251-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

9 ADDITIONAL DEPARTMENTAL ITEMS

9A9A

070207 Resolution

RESOLUTION AUTHORIZING EXECUTION OF AN INTER-LOCAL AGREEMENT FOR FISCAL YEAR 2006-2007 WITH THE MIAMI-DADE COUNTY PUBLIC SCHOOLS/LINDSEY HOPKINS TECHNICAL EDUCATIONAL CENTER FOR THE PROVISION OF ACADEMIC/EDUCATIONAL AND CAREER/TECHNICAL EDUCATION FOR INMATES IN THE MIAMI-DADE CORRECTIONS AND REHABILITATION DEPARTMENT; AUTHORIZING THE COUNTY MANAGER TO EXERCISE THE RENEWAL AND CANCELLATION PROVISIONS CONTAINED THEREIN (Corrections & Rehabilitation Department)

Adopted
Resolution R-252-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0

Report: *Commissioner Jordan asked Mr. Timothy Ryan, Director of the Corrections and Rehabilitation Department, to provide her a report on the employment rate for former inmates who participated in the Academic/Educational and Career/Technical Education program.*

2/15/2007 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

9A13A

063643 Resolution

RESOLUTION RATIFYING THE COUNTY MANAGER'S ACTION IN RECEIVING AND EXPENDING APPROXIMATELY \$100,000 IN STATE FUNDS FROM THE FLORIDA DEPARTMENT OF JUVENILE JUSTICE FOR IMPLEMENTATION OF A COUNTYWIDE CIVIL CITATION PROGRAM FOR THE MIAMI-DADE COUNTY JUVENILE SERVICES DEPARTMENT; 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 (Juvenile Services Department)

Adopted
Resolution R-253-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0

2/15/2007 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

9A17A

063213 Resolution

RESOLUTION AUTHORIZING THE ADOPTION OF THE MIAMI-DADE COUNTY COMPREHENSIVE EMERGENCY MANAGEMENT PLAN (CEMP) (Miami-Dade Fire and Rescue Department)

Carried over to March 8, 2007

11/15/2006 Deferred by the Community Outreach, Safety & Healthcare Admin Cmte

12/13/2006 Carried over Due to Lack of a Quorum by the Community Outreach, Safety & Healthcare Admin Cmte

2/15/2007 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

9A17B

070393 Resolution

RESOLUTION AUTHORIZING THE MIAMI-DADE FIRE RESCUE DEPARTMENT TO SECURE APPRAISAL SERVICES FOR A PERIOD OF THREE (3) YEARS, NOT TO EXCEED A TOTAL COST OF \$100,000 ON AN AS NEEDED BASIS, FOR THE ACQUISITION OF PROPERTY FOR FIRE RESCUE FACILITIES (Miami-Dade Fire and Rescue Department)

*Adopted
Resolution R-254-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

2/15/2007 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

9A19A

070009 Resolution

RESOLUTION AUTHORIZING EXECUTION OF THE INTERLOCAL AGREEMENT BETWEEN THE LAKE FRANCES COMMUNITY DEVELOPMENT DISTRICT AND MIAMI-DADE COUNTY TO PROVIDE SERVICES TO THE LAKE FRANCES COMMUNITY DEVELOPMENT DISTRICT ACCORDING TO SECTION 197.3632, FLORIDA STATUTES, UNIFORM METHOD FOR THE LEVY, COLLECTION AND ENFORCEMENT OF NON-AD VALOREM ASSESSMENTS (Property Appraisal Department)

*Adopted
Resolution R-255-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

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

9A19B

070010 Resolution

RESOLUTION AUTHORIZING EXECUTION OF THE INTERLOCAL AGREEMENT BETWEEN THE FONTAINBLEAU LAKES COMMUNITY DEVELOPMENT DISTRICT AND MIAMI-DADE COUNTY TO PROVIDE SERVICES TO THE FONTAINBLEAU LAKES COMMUNITY DEVELOPMENT DISTRICT ACCORDING TO SECTION 197.3632, FLORIDA STATUTES, UNIFORM METHOD FOR THE LEVY, COLLECTION AND ENFORCEMENT OF NON-AD VALOREM ASSESSMENTS (Property Appraisal Department)

*Adopted
Resolution R-256-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 12- 0
Absent: Souto*

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

9A19C

070192 Resolution

RESOLUTION AUTHORIZING EXECUTION OF THE INTERLOCAL AGREEMENT BETWEEN THE CENTURY GARDENS VILLAGE COMMUNITY DEVELOPMENT DISTRICT AND MIAMI-DADE COUNTY TO PROVIDE SERVICES TO THE CENTURY GARDENS VILLAGE COMMUNITY DEVELOPMENT DISTRICT ACCORDING TO SECTION 197.3632, FLORIDA STATUTES, UNIFORM METHOD FOR THE LEVY, COLLECTION AND ENFORCEMENT OF NON-AD VALOREM ASSESSMENTS (Property Appraisal Department)

*Adopted
Resolution R-257-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

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

10 AUTHORITIES, BOARDS, COUNCILS AND TRUSTS

10B1A

070285 Resolution

RESOLUTION AUTHORIZING APPROVAL OF THIRTEEN (13) GRANT AWARDS FROM THE FY2006-07 SUMMER ARTS & SCIENCE CAMPS FOR KIDS GRANTS PROGRAM TO: ACTORS' PLAYHOUSE PRODUCTIONS, INC.; BISCAYNE FOUNDATION, INC., THE; CREATIVE CHILDREN THERAPY, INC.; HISTORICAL ASSOCIATION OF SOUTHERN FLORIDA; MIAMI CHILDREN'S MUSEUM, INC., THE; MIAMI STAGE COMPANY/MIAMI CHILDREN'S THEATER, INC.; MUSEUM OF CONTEMPORARY ART, INC.; MUSEUM OF SCIENCE, INC.; NEW WORLD SCHOOL OF THE ARTS; PLAYGROUND THEATRE FOR YOUNG AUDIENCES, INC., THE; SOUTH FLORIDA BOYS CHOIR, INC., THE; THOMAS ARMOUR YOUTH BALLE, INC.; AND UNIVERSITY OF MIAMI FROST SCHOOL OF MUSIC; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE CANCELLATION PROVISIONS CONTAINED THEREIN (Cultural Affairs Council)

*Adopted
Resolution R-258-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

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

10E1A

070236 Resolution

RESOLUTION APPROVING ISSUANCE OF MIAMI-DADE COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$3,238,000 TO FINANCE A CAPITAL PROJECT FOR A SOCIAL SERVICE CENTER BENEFITING MIAMI BEHAVIORAL HEALTH CENTER, INC. FOR PURPOSES OF AND PURSUANT TO SECTION 147(F) OF INTERNAL REVENUE CODE OF 1986, AS AMENDED (Industrial Development Authority)

*Adopted
Resolution R-259-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Gimenez*

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

11 COUNTY COMMISSION

11A RESOLUTIONS

11A1

070146 Resolution Sally A. Heyman

RESOLUTION DECLARING ONE XEROX WC-PRO MULTI-FUNCTION COPIER SURPLUS AND AUTHORIZING ITS DONATION TO FLORIDA IMMIGRANT ADVOCACY CENTER

*Adopted
Resolution R-260-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

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

11A2

070151 Resolution Sally A. Heyman

RESOLUTION DECLARING TWO VEHICLES SURPLUS AND AUTHORIZING THEIR DONATION TO THE CITY OF NORTH MIAMI BEACH

*Adopted
Resolution R-261-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

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

11A3

070148 Resolution Audrey M. Edmonson

RESOLUTION DECLARING ONE 1997 DODGE PASSENGER VAN SURPLUS AND AUTHORIZING ITS DONATION TO EL PORTAL C.A.R.E.S., INC.

*Adopted
Resolution R-262-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

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

FINAL OFFICIAL

11A4

070337 Resolution Audrey M. Edmonson

RESOLUTION DECLARING ONE 1997 FORD CARGO VAN SURPLUS AND AUTHORIZING ITS DONATION TO ALVIN HERRING MINISTRIES, INC.

*Adopted
Resolution R-263-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

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

11A5

070098 Resolution Sen. Javier D. Souto, Rebeca Sosa

RESOLUTION SUPPORTING THE FLORIDA LEGISLATURE'S DESIGNATION OF STATE ROAD 90/US 41 (SW 8TH STREET) BETWEEN SW 87TH AVENUE AND SW 97TH AVENUE AS EMILIO OCHOA BOULEVARD AND URGING THE FLORIDA DEPARTMENT OF TRANSPORTATION TO ERECT MARKERS FOR SUCH DESIGNATION

*Adopted
Resolution R-264-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

11A6

063428 Resolution Rebeca Sosa

RESOLUTION AUTHORIZING PAYMENT OF \$200,000 ANNUAL OPERATING SUBSIDY TO THE METRO-DADE FIREFIGHTER WELLNESS CENTER FROM PREVIOUSLY BUDGETED FUNDS IN FY 2005-06 AND CONTINUATION OF THE SUBSIDY IN FY 2006-07

*Adopted
Resolution R-265-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

12/13/2006 Carried over Due to Lack of a Quorum by the Community Outreach, Safety & Healthcare Admin Cmte

12/14/2006 Forwarded to BCC with a favorable recommendation from the Internal Mgmt. & Fiscal Responsibility Committee

2/15/2007 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

11A7

063514 Resolution Sally A. Heyman

RESOLUTION WAIVING THE RESIDENCY REQUIREMENTS OF SECTION 2-11.38 AND 2-98.7 OF THE MIAMI-DADE COUNTY CODE FOR PUBLIC NUISANCE ABATEMENT BOARD MEMBER STEVE SESSLER

*Adopted
Resolution R-266-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Gimenez*

12/13/2006 Carried over Due to Lack of a Quorum by the Community Outreach, Safety & Healthcare Admin Cmte

2/15/2007 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

FINAL OFFICIAL

11A8

070329 Resolution Carlos A. Gimenez

RESOLUTION WAIVING THE RESIDENCY REQUIREMENTS OF SECTION 2-11.38 AND 2-98.7 OF THE CODE OF MIAMI-DADE COUNTY FOR PUBLIC NUISANCE ABATEMENT BOARD MEMBER APPOINTEE JENNIFER VAZQUEZ

*Adopted
Resolution R-267-07
Mover: Joe A. Martinez
Second: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Gimenez*

2/15/2007 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

11A9

070276 Resolution Dennis C. Moss, Audrey M. Edmonson

RESOLUTION ADOPTING GOVERNMENTAL STRUCTURE TASK FORCE RECOMMENDATIONS REGARDING THE SUNSET REVIEW PROCESS OF ADVISORY BOARDS AND DIRECTING THE COUNTY MANAGER, IN CONSULTATION WITH THE COUNTY ATTORNEY, TO DRAFT AMENDMENTS TO THE CODE INCORPORATING TASK FORCE'S RECOMMENDATIONS PERTAINING TO COUNTY BOARDS

*Adopted
Resolution R-268-07
Mover: Rebeca Sosa
Second: Dennis C. Moss
Vote: 13- 0*

2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

11A10

070278 Resolution Dennis C. Moss, Audrey M. Edmonson, Sen. Javier D. Souto

RESOLUTION ADOPTING GOVERNMENTAL STRUCTURE TASK FORCE RECOMMENDATIONS REGARDING MIAMI-DADE COUNTY COMMUNITY PERIODICAL ADVERTISING PROGRAM AND INSTRUCTING THE COUNTY MANAGER TO IMPLEMENT THE RECOMMENDATIONS

*Adopted
Resolution R-269-07
Mover: Joe A. Martinez
Second: Dennis C. Moss
Vote: 12- 0
Absent: Souto*

2/15/2007 Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee

11A11

070358 Resolution Dorrin Rolle

RESOLUTION RELATING TO COMMUNITY COUNCILS; PROVIDING FOR THE DISSOLUTION OF SUBAREA 86 AND THE CREATION OF AN AT-LARGE SEAT IN NORTH CENTRAL COMMUNITY COUNCIL EIGHT

*Adopted
Resolution R-270-07
Mover: Rebeca Sosa
Second: Dennis C. Moss
Vote: 13- 0*

2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

FINAL OFFICIAL

11A12

070341 Resolution Bruno A. Barreiro

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE ELECTIONS DEPARTMENT FOR THE FEBRUARY 11, 2007 MIAMI KIDNEY WALK SPONSORED BY THE NATIONAL KIDNEY FOUNDATION OF FLORIDA, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$162.50 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

*Adopted
Resolution R-271-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

11A13

**070015 Resolution Barbara J. Jordan,
Jose "Pepe" Diaz,
Audrey M. Edmonson,
Joe A. Martinez,
Rebeca Sosa**

RESOLUTION DIRECTING THE COUNTY MANAGER, PROPERTY APPRAISER, AND TAX COLLECTOR TO DEVELOP AND IMPLEMENT A PROGRAM TO EDUCATE THE PUBLIC CONCERNING THE AMENDMENT TO SECTION 197.252 OF THE FLORIDA STATUTES, WHICH DECREASES THE AGE AND INCREASES THE INCOME THRESHOLD REQUIRED FOR ELIGIBILITY TO DEFER PAYMENT OF AD VALOREM AND NON-AD VALOREM ASSESSMENTS AS RECOMMENDED BY THE COMMUNITY AFFORDABLE HOUSING STRATEGIES ALLIANCE TASKFORCE

*Adopted
Resolution R-272-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

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

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

11A14

**070310 Resolution Dennis C. Moss,
Rebeca Sosa**

RESOLUTION DIRECTING THE COUNTY MAYOR OR HIS DESIGNEE TO PROVIDE ADDITIONAL SPECIFIC PARCEL RELATED INFORMATION ON THE PROPERTY APPRAISER'S WEBSITE

Amended

Report: See Report Under Agenda Item 11A14 Amended, Legislative File No. 070809.

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

FINAL OFFICIAL

11A14 Amended

070809 Resolution Dennis C. Moss, Rebeca Sosa

RESOLUTION DIRECTING THE COUNTY MAYOR OR HIS DESIGNEE TO PROVIDE ADDITIONAL SPECIFIC PARCEL RELATED INFORMATION ON THE PROPERTY APPRAISER'S WEBSITE [SEE ORIGINAL ITEM UNDER FILE NO. 070310]

Adopted Resolution R-273-07 Mover: Dennis C. Moss Seconder: Rebeca Sosa Vote: 11-0 Absent: Souto, Martinez

Report: Commissioner Moss amended this proposed resolution to specify the monthly funding amount for CDDs and Special Taxing Districts.

Hearing no other questions or comments, the Committee proceeded to vote.

11A14 ALTERNATE

070492 Resolution Budget and Finance Committee

RESOLUTION DIRECTING THE COUNTY MAYOR OR HIS DESIGNEE TO PROVIDE ADDITIONAL SPECIFIC PARCEL RELATED INFORMATION ON THE PROPERTY APPRAISER'S WEBSITE [SEE ORIGINAL ITEM UNDER FILE NO. 070310]

Withdrawn

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

11A15

070275 Resolution Audrey M. Edmonson, Dennis C. Moss, Dorrin D. Rolle

RESOLUTION DIRECTING COUNTY MANAGER TO DEVELOP AND BROADCAST PUBLIC SERVICE ANNOUNCEMENTS ON MIAMI-DADE COUNTY'S GOVERNMENT ACCESS CHANNEL, MIAMI-DADE TV, REGARDING UNSOLVED VIOLENT CRIMES AND UNSOLVED CRIMINAL DRUG CASES

Adopted Resolution R-279-07 Mover: Rebeca Sosa Seconder: Dennis C. Moss Vote: 13-0

2/15/2007 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

11A16

070373 Resolution
**Natacha Seijas,
 Jose "Pepe" Diaz,
 Audrey M. Edmonson,
 Carlos A. Gimenez,
 Joe A. Martinez,
 Dorrin Rolle,
 Dennis C. Moss,
 Katy Sorenson**

RESOLUTION AUTHORIZING AND DIRECTING THE COUNTY MANAGER TO APPLY FOR AND OBTAIN MIAMI-DADE COUNTY MEMBERSHIP IN THE CHICAGO CLIMATE EXCHANGE AS A PHASE II MEMBER FOR DIRECT EMISSIONS AND TO BUDGET SUFFICIENT FUNDS TO SUPPORT MEMBERSHIP IN THE CHICAGO CLIMATE EXCHANGE [SEE AGENDA ITEM NO. 12(B)4]

Carried over to March 8, 2007

2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

11A17

070502 Resolution
**Airport and Tourism
 Committee**

RESOLUTION RELATING TO OPA-LOCKA EXECUTIVE AIRPORT; DIRECTING THE MAYOR OR HIS DESIGNEE TO SEND A WRITTEN NOTICE TO THE OPA-LOCKA COMMUNITY DEVELOPMENT CORPORATION (CDC) IN WHICH CDC IS GIVEN NINETY (90) DAYS TO CURE ITS DEFAULTS UNDER THE REVIVED AND AMENDED AGREEMENT BETWEEN MIAMI-DADE COUNTY AND CDC, AND IF CDC FAILS TO PROVIDE AN ADEQUATE CURE WITHIN SUCH NINETY-DAY PERIOD, DIRECTING THE MAYOR OR HIS DESIGNEE TO SEND A NOTICE OF TERMINATION OF THE AGREEMENT [SEE ORIGINAL ITEM UNDER FILE NO. 070284]

Carried over to March 8, 2007

*Mover: Rebeca Sosa
 Seconder: Dennis C. Moss
 Vote: 13- 0*

2/15/2007 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Airport and Tourism Committee

11A18

070304 Resolution
Dennis C. Moss

RESOLUTION DIRECTING THE COUNTY MANAGER TO REPORT TO THE BOARD OF COUNTY COMMISSIONERS ON THE STATUS OF HIV/AIDS TESTING, TREATMENT AND FOLLOW-UP CARE FOR THE JAIL'S INMATE POPULATION

*Adopted
 Resolution R-280-07
 Mover: Rebeca Sosa
 Seconder: Dennis C. Moss
 Vote: 13- 0*

Report: *Commissioner Moss said he would hold hearings for HIV/AIDS Testing and Jail inmate population issues.*

2/15/2007 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

FINAL OFFICIAL

11A19

070501 Resolution Barbara J. Jordan, Sally A. Heyman

RESOLUTION DIRECTING THE COUNTY MANAGER TO EXPLORE THE FEASIBILITY OF DEVELOPING AND IMPLEMENTING A COUNTY-FUNDED EMPLOYER ASSISTED HOUSING PILOT PROGRAM FOR COUNTY EMPLOYEES AS RECOMMENDED BY COMMUNITY AFFORDABLE HOUSING STRATEGIES ALLIANCE TASK FORCE; REQUIRING A REPORT FROM THE COUNTY MANAGER [SEE ORIGINAL ITEM UNDER FILE NOS. 070016 AND 070150]

Adopted Resolution R-281-07 Mover: Rebeca Sosa Seconder: Dennis C. Moss Vote: 13- 0

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

11A19 SUPPLEMENT

070654 Supplement

SUPPLEMENTAL INFORMATION RE: RESOLUTION DIRECTING COUNTY MANAGER TO STUDY FEASIBILITY OF DEVELOPING A COUNTY-FUNDED EMPLOYER ASSISTED HOUSING PILOT PROGRAM

Presented

11A20

070251 Resolution Dorrin D. Rolle, Jose "Pepe" Diaz, Carlos A. Gimenez, Sally A. Heyman, Joe A. Martinez, Dennis C. Moss, Katy Sorenson, Rebeca Sosa, Sen. Javier D. Souto

RESOLUTION DIRECTING THE COUNTY MANAGER TO STUDY THE CREATION OF A VOLUNTARY "MIAMI-DADE TRANS FAT FREE PROGRAM" AND A PROGRAM TO PROVIDE EDUCATION AND GUIDANCE TO RESTAURANTS, BAKERIES AND THE PUBLIC REGARDING THE NEGATIVE HEALTH EFFECTS OF TRANS FATS; URGING RESTAURANTS AND BAKERIES IN MIAMI-DADE COUNTY TO ELIMINATE VOLUNTARILY THE USE OF TRANS FATS IN THE FOODS THEY SERVE; URGING THE FLORIDA LEGISLATURE TO BAN OR REGULATE THE USE OF TRANS FATS AT RESTAURANTS AND BAKERIES (SEE ALTERNATE ITEM UNDER FILE NO. 070495)

Carried over to March 8, 2007

2/13/2007 Withdrawn by the Budget and Finance Committee

2/15/2007 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

FINAL OFFICIAL

11A20 ALTERNATE

070495

Resolution

Dorrin Rolle,
Jose "Pepe" Diaz,
Carlos A. Gimenez,
Sally A. Heyman,
Joe A. Martinez,
Katy Sorenson,
Rebeca Sosa,
Sen. Javier D. Souto,
Dennis C. Moss

RESOLUTION DIRECTING THE COUNTY MANAGER TO STUDY THE CREATION OF A VOLUNTARY "MIAMI-DADE TRANS FAT FREE PROGRAM" AND A PROGRAM TO PROVIDE EDUCATION AND GUIDANCE TO RESTAURANTS, BAKERIES AND THE PUBLIC REGARDING THE NEGATIVE HEALTH EFFECTS OF TRANS FATS; URGING RESTAURANTS AND BAKERIES IN MIAMI-DADE COUNTY TO ELIMINATE VOLUNTARILY THE USE OF TRANS FATS IN THE FOODS THEY SERVE; URGING THE FLORIDA LEGISLATURE TO BAN OR REGULATE THE USE OF TRANS FATS AT RESTAURANTS AND BAKERIES [SEE ORIGINAL ITEM UNDER FILE NO. 070251]

Carried over to March 8, 2007

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

11A21

070509

Resolution

Dorrin D. Rolle,
Audrey M. Edmonson

RESOLUTION DIRECTING THE COUNTY MANAGER TO EXAMINE THE FEASIBILITY OF INSTALLING CYLINDRICAL POSTS BETWEEN BUS PASSENGER BENCHES OR SHELTERS AND THE EDGE OF THE ROAD AT MIAMI-DADE TRANSIT BUS STOPS IN UNINCORPORATED MIAMI-DADE COUNTY [SEE ORIGINAL ITEM UNDER FILE NO. 070300]

*Adopted
Resolution R-282-07
Mover: Rebeca Sosa
Secunder: Dennis C. Moss
Vote: 13- 0*

2/14/2007 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Transit Committee

11A22

070144

Resolution

Sen. Javier D. Souto

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE DECEMBER 20, 2006 WINTER GAMES PEP RALLY SPONSORED BY THE EVERGLADES K-8 CENTER, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$1,932.00 TO BE FUNDED FROM THE DISTRICT 10 IN-KIND RESERVE FUND

*Adopted
Resolution R-283-07
Mover: Rebeca Sosa
Secunder: Dennis C. Moss
Vote: 13- 0*

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

FINAL OFFICIAL

11A23

070147 Resolution Bruno Barreiro

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE JANUARY 20-21, 2007 FUNDRAISER FOR THE POLICE ATHLETIC LEAGUE SPONSORED BY SUPER MOTOR FEST, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$2,898.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

*Adopted
Resolution R-284-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

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

11A24

070154 Resolution Sally A. Heyman

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE FEBRUARY 18, 2007 SURFSIDE HEALTH AND FITNESS FESTIVAL SPONSORED BY THE TOWN OF SURFSIDE TOURIST BUREAU, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$716.00 TO BE FUNDED FROM THE DISTRICT 4 IN-KIND RESERVE FUND

*Adopted
Resolution R-285-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

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

11A25

070332 Resolution Carlos A. Gimenez

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE FEBRUARY 11, 2007 WALK FOR AUTISM RESEARCH SPONSORED BY AUTISM SPEAKS, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$15,989.66 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

*Adopted
Resolution R-286-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

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

11A26

070333 Resolution Carlos A. Gimenez

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE FEBRUARY 16-18, 2007 FESTIVAL FOR THE POOR SPONSORED BY ST. LOUIS CATHOLIC CHURCH, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$941.00 TO BE FUNDED FROM THE DISTRICT 7 IN-KIND RESERVE FUND

*Adopted
Resolution R-287-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

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

FINAL OFFICIAL

11A27

070335 Resolution Barbara J. Jordan

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE FEBRUARY 1, 2007 JAZZ ON THE LAWN EVENT SPONSORED BY MIAMI CAROL CITY SENIOR HIGH SCHOOL, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$761.00 TO BE FUNDED FROM THE DISTRICT 1 IN-KIND RESERVE FUND

*Adopted
Resolution R-288-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

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

11A28

070340 Resolution Rebeca Sosa

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE NOVEMBER 10-12, 2006 AND JANUARY 26-28, 2007 SEMINARS FOR SUBSTANCE ABUSE RECOVERY, AND AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE APRIL 27-29, 2007 AND JULY 27-29, 2007 SEMINARS FOR SUBSTANCE ABUSE AND RECOVERY, SPONSORED BY NUEVO CAMINAR, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$4,808.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

*Adopted
Resolution R-289-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

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

11A29

070343 Resolution Jose "Pepe" Diaz

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE FEBRUARY 5, 2007 MARLINS PEP RALLY FOR TAMAMI LITTLE LEAGUE SPONSORED BY THE FLORIDA MARLINS, LP, A FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$2,500.00 TO BE FUNDED FROM THE DISTRICT 12 IN-KIND RESERVE FUND

*Adopted
Resolution R-290-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

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

FINAL OFFICIAL

11A30

070344 Resolution Jose "Pepe" Diaz

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE FCAT PEP RALLY SPONSORED BY THE EUGENIA B. THOMAS ELEMENTARY SCHOOL, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$6,750.00 TO BE FUNDED FROM THE DISTRICT 12 IN-KIND RESERVE FUND

Adopted
Resolution R-291-07
Mover: Rebeca Sosa
Second: Dennis C. Moss
Vote: 13- 0

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

11A31

070346 Resolution Dennis C. Moss

RESOLUTION AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE MARCH 11, 2007 ANNUAL SPRING FESTIVAL SPONSORED BY ARYA SAMAJ OF MIAMI, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$1,670.00 TO BE FUNDED FROM THE DISTRICT 9 IN-KIND RESERVE FUND

Adopted
Resolution R-292-07
Mover: Rebeca Sosa
Second: Dennis C. Moss
Vote: 13- 0

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

11A32

070349 Resolution Dennis C. Moss

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE FEBRUARY 17, 2007 MARDI GRAS ON KROME EVENT SPONSORED BY HOMESTEAD MAIN STREET, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$2,866.00 TO BE FUNDED FROM THE DISTRICT 9 IN-KIND RESERVE FUND

Adopted
Resolution R-293-07
Mover: Rebeca Sosa
Second: Dennis C. Moss
Vote: 13- 0

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

11A33

070330 Resolution Bruno A. Barreiro

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE TRANSIT AGENCY FOR THE WINTER 2007 RESIDENCE OF THE CLEVELAND ORCHESTRA IN MIAMI, SPONSORED BY THE MUSICAL ARTS ASSOCIATION, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$4,972.40 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

Adopted
Resolution R-294-07
Mover: Rebeca Sosa
Second: Dennis C. Moss
Vote: 13- 0

2/14/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee

FINAL OFFICIAL

11A34

063454 Resolution Carlos A. Gimenez

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE FIRE RESCUE DEPARTMENT FOR THE DECEMBER 2, 2006 LA CAMINATA WALKATHON SPONSORED BY THE BAY OF PIGS MUSEUM & LIBRARY, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$483.00 TO BE FUNDED FROM THE NON-AD VALOREM PORTION OF THE FIRE RESCUE DISTRICT BUDGET

*Adopted
Resolution R-295-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

12/13/2006 Carried over Due to Lack of a Quorum by the Community Outreach, Safety & Healthcare Admin Cmte

2/15/2007 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

11A35

063480 Resolution Bruno A. Barreiro

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE FIRE RESCUE DEPARTMENT FOR THE NOVEMBER 18-19, 2006 HARVEST FESTIVAL SPONSORED BY THE HISTORICAL MUSEUM OF SOUTHERN FLORIDA, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$2,070.00 TO BE FUNDED FROM THE NON-AD VALOREM PORTION OF THE FIRE RESCUE DISTRICT BUDGET

*Adopted
Resolution R-296-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

12/13/2006 Carried over Due to Lack of a Quorum by the Community Outreach, Safety & Healthcare Admin Cmte

2/15/2007 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

11A36

070529 Resolution Jose "Pepe" Diaz

RESOLUTION AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE FIRE RESCUE DEPARTMENT FOR THE MARCH 20-25, 2007 WORLD GOLF CHAMPIONS - CA CHAMPIONSHIP SPONSORED BY THE SOUTH FLORIDA GOLF FOUNDATION, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$25,000.00 TO BE FUNDED FROM THE NON-AD VALOREM PORTION OF THE FIRE RESCUE DISTRICT BUDGET [SEE ORIGINAL ITEM UNDER FILE NO. 070331]

*Adopted
Resolution R-297-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

2/15/2007 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Health and Public Safety Committee

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11A37

070342 Resolution Dorrin Rolle

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE FIRE RESCUE DEPARTMENT FOR THE FEBRUARY 3, 2007 SUPER BOWL FEST 2007 SPONSORED BY THE HATIAN WOMEN OF MIAMI IN PARTNERSHIP WITH THE CITY OF NORTH MIAMI, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$805.00 TO BE FUNDED FROM THE NON-AD VALOREM PORTION OF THE FIRE RESCUE DISTRICT BUDGET

Adopted
Resolution R-298-07
Mover: Rebeca Sosa
Secunder: Dennis C. Moss
Vote: 13- 0

2/15/2007 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

11A38

063448 Resolution Sen. Javier D. Souto

RESOLUTION AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE POLICE DEPARTMENT AND THE MIAMI-DADE FIRE RESCUE DEPARTMENT FOR THE APRIL 21-22, 2007 MAROONE MS150 BIKE TOUR PRESENTED BY WACHOVIA SPONSORED BY THE NATIONAL MULTIPLE SCLEROSIS SOCIETY- SOUTH FLORIDA CHAPTER, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$36,840.00 TO BE FUNDED IN PART FROM THE COUNTYWIDE IN-KIND RESERVE FUND AND IN PART FROM THE NON-AD VALOREM PORTION OF THE FIRE RESCUE DISTRICT BUDGET

Adopted
Resolution R-299-07
Mover: Joe A. Martinez
Secunder: Sally A. Heyman
Vote: 11- 0
Absent: Diaz
Absent, COI: Edmonson

12/13/2006 Carried over Due to Lack of a Quorum by the Community Outreach, Safety & Healthcare Admin Cmte

2/15/2007 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

11A39

070040 Resolution Sally A. Heyman

RESOLUTION AUTHORIZING A CASH ALLOCATION AND IN-KIND SERVICES FROM THE MIAMI-DADE TRANSIT DEPARTMENT AND THE MIAMI-DADE FIRE RESCUE DEPARTMENT FOR THE MARCH 25, 2007 CELEBRITY 5K SPONSORED BY THE COMMUNITY PARTNERSHIP FOR HOMELESS, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$10,693.00 TO BE FUNDED IN PART FROM THE COUNTYWIDE IN-KIND RESERVE FUND AND IN PART FROM THE NON-AD VALOREM PORTION OF THE FIRE RESCUE DISTRICT BUDGET

Adopted
Resolution R-300-07
Mover: Rebeca Sosa
Secunder: Dennis C. Moss
Vote: 13- 0

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

FINAL OFFICIAL

11A40

070328

Resolution

Katy Sorenson,
Jose "Pepe" Diaz,
Carlos A. Gimenez,
Sally A. Heyman,
Joe A. Martinez,
Rebeca Sosa

RESOLUTION DIRECTING COUNTY MANAGER TO SEEK GRANTS AND OTHER FUNDING SOURCES FOR DEPLOYMENT OF ETHANOL AND BIODIESEL INFRASTRUCTURE AND FLEET VEHICLES, INVENTORY COUNTY FLEET FOR OPPORTUNITIES TO ENCOURAGE DEMAND FOR ALTERNATIVE FUELS, AND DEVELOP A FIVE-YEAR STRATEGY [SEE ORIGINAL ITEM UNDER FILE NO. 063609]

Carried over to March 8, 2007

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

11A41

070544

Resolution

Natacha Seijas

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

*Adopted
Resolution R-301-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13-0*

11A42

070552

Resolution

Joe A. Martinez

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

*Adopted
Resolution R-302-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13-0*

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11A43

070585

Resolution

Natacha Seijas,
Jose "Pepe" Diaz,
Audrey M. Edmonson,
Dorrin D. Rolle,
Sen. Javier D. Souto,
Dennis C. Moss,
Rebeca Sosa,
Carlos A. Gimenez,
Dorrin Rolle

RESOLUTION DEDICATING WATER FOR PEOPLE WEEK
2007 TO THE MEMORY OF ROBERT A. CUEVAS AND
FURTHER DIRECTING THAT ALL MIAMI-DADE COUNTY
CONTRIBUTIONS AND SUPPORT IN CONNECTION
THEREWITH BE MADE IN THE NAME AND MEMORY OF
ROBERT A. CUEVAS

Adopted
Resolution R-303-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0

Report: *Commissioner Seijas commended the late Mr. Robert A. Cuevas and his efforts to improve water availability in the County. She presented Mrs. Robert A. Cuevas with a flower vase with the County seal to honor her husband. She noted that the "Water for the People" Fund would be named in honor of Mr. Cuevas.*

2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

11A44

070590

Resolution

Jose "Pepe" Diaz

RESOLUTION ACCEPTING COUNTY MANAGER REPORT
OUTLINING THE BASIC PARAMETERS OF AN AGREEMENT
BY AND AMONG COUNTY, CITY OF MIAMI, FLORIDA
MARLINS, LP AND MAJOR LEAGUE BASEBALL, RELATED
TO DEVELOPMENT OF NEW BALLPARK FOR THE
FLORIDA MARLINS SUBJECT TO SUBSEQUENT BOARD
APPROVAL AND AUTHORIZING RETENTION OF
NECESSARY OUTSIDE SUPPORT TO ASSIST IN SUCH
EFFORTS

Amended

Report: *See Report Under Agenda Item 11A44 Amended, Legislative File No. 070795.*

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11A44 Amended

070795

Resolution

Jose "Pepe" Diaz

RESOLUTION ACCEPTING COUNTY MANAGER REPORT
OUTLINING THE BASIC PARAMETERS OF AN AGREEMENT
BY AND AMONG COUNTY, CITY OF MIAMI, FLORIDA
MARLINS, LP AND MAJOR LEAGUE BASEBALL, RELATED
TO DEVELOPMENT OF NEW BALLPARK FOR THE
FLORIDA MARLINS SUBJECT TO SUBSEQUENT BOARD
APPROVAL AND AUTHORIZING RETENTION OF
NECESSARY OUTSIDE SUPPORT TO ASSIST IN SUCH
EFFORTS [SEE ORIGINAL ITEM UNDER FILE NO. 070590]

Adopted

Resolution R-304-07

Mover: Jose "Pepe" Diaz

Secunder: Rebeca Sosa

Vote: 11- 1

No: Sorenson

Absent, OCB: Souto

Report: *Commissioner Diaz provided an introduction of the County Manager's report. He noted that the report was still incomplete and that the major issues of stadium site and funding were in the report.*

County Manager Burgess noted that Mr. John McHale, Vice-President of Major League Baseball, Mr. Irwin Rye, Counsel for Major League Baseball, City of Miami Mayor Manuel Diaz, City of Miami Manager Pete Hernandez, and Judge Farina were present. He recommended that the new Florida Marlins baseball stadium be built directly northwest of the Stephen P. Clark Building. He noted that the City of Miami and the County would be partners and provide the necessary funding for this project. He explained the funding sources for the stadium. County Manager Burgess said he still needed details on relocating utilities for the roads that would be closed, a better location for the Children's Courthouse, and a new location for the County Daycare Center. He said he thought the stadium could be a western anchor for downtown and stimulate private investment in downtown Miami. County Manager Burgess noted that the idea that Community Redevelopment Agency (CRA) funds would be used was a mischaracterization; that the stadium could provide increased area and money for affordable housing. He said the County needed to secure the balance of the funding package from the State Legislature.

Commissioner Moss asked for an illustration of the proposed stadium.

County Manager Burgess said he only had sketches of the height of the stadium relative to the surrounding buildings.

Chairman Barreiro asked County Manager Burgess to provide the Commissioners those sketches and any others he had while the Commission was discussing this item.

Judge Farina said he did not support or oppose this proposed resolution. He said he wanted to discuss the Children's Courthouse.

Discussion ensued in connection with the issue of clarifying the exact location of the original site of the Children's Courthouse.

Mayor Manuel Diaz, City of Miami, commended the Commission for its decision on joining the Chicago Climate Exchange and all parties involved in building the stadium. He spoke in support of this proposed resolution.

City Manager Pete Hernandez, City of Miami, spoke in support of this proposed resolution. He said he thought the City of Miami had the funds to pay its portion without the use of CRA funds, however, it wanted to continue to consider the CRA as a funding source.

Commissioner Jordan asked for City Commissioner Michelle Spence-Jones' position on the use of CRA funds.

City Manager Hernandez said he thought she supported the stadium and the use of CRA funds if the goal of affordable housing was met. He explained that the CRA funds would be minimal and would be issued in small increments over the next 20 years.

Commissioner Sosa asked that she be listed as a co-sponsor. She noted that she was the original sponsor of the resolution supporting the new Marlins stadium. She commended Commissioner Diaz for his initiative and leadership

on this project, and urged her colleagues to support the proposal to build a stadium downtown. Regarding concerns that the subject property was being considered for the new Children's Courthouse site, Commissioner Sosa noted she would work with Judge Farina to identify an alternate site for the Children's Courthouse.

Commissioner Martinez spoke in support of the proposal to build the stadium on the Orange Bowl site and in opposition to the proposed downtown site. He said he was hopeful that Judge Farina would not support the downtown site, as well. He said he thought the Children's Courthouse would not be built for many more years if this site was selected. Commissioner Martinez expressed concern that this proposal would be economically infeasible and would generate traffic and congestion that would adversely impact the Miami Police Department. He emphasized the need for the Marlins to stay in the County and under the County's control.

Commissioner Moss asked for the overall projected cost of the funding for the stadium including the value of the land.

County Manager Burgess said he was uncertain of the value of the land and would have to do an appraisal to determine that. He noted, however, in building stadiums, publicly owned land was always considered because it reduced the overall cost.

Commissioner Moss asked that the word "Miami" be included in the name of the Marlins team. He questioned why the Marlins had spring training in Jupiter when the County had a stadium in Homestead. He expressed concern that the County would end up responsible for the cost overruns, and questioned why the County did not consider building the stadium.

County Manager Burgess said Commissioner Moss' questions and concerns would be addressed in future, detailed documents that would come before the Board. He noted that he wanted the Marlins to take responsibility to build the stadium; that the contract language needed to be clear on the specific amount of the County's contribution and to clearly indicate that the team or Major League Baseball would be responsible for any cost overruns. He said that Major League Baseball had agreed, in principle, to the conditions in this proposed resolution; that he was unsure if Major League Baseball or the Marlins would assume liability for all cost overruns.

Mr. John McHale, Vice-President, Major League Baseball, 245 Park Ave., New York, NY 10167, appeared before the Board and stated the Marlins would agree to assume liability for all cost overruns. He noted that he understood that public funding would be capped and that the Marlins accepted capped funding and wanted to control construction as a result of being responsible for all cost overruns. He said he felt the County Commission could depend on the Marlins to endorse and fulfill the agreement to pay cost overruns.

Commissioner Moss asked County Manager Burgess to ensure that the issue of the Marlins' ability to pay any stadium construction cost overruns was adequately emphasized while negotiating with the Marlins and Major League Baseball.

Mr. McHale said he would consider Commissioner Moss' concern about cost overruns during negotiations.

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Following comments by Commissioner Moss, Commissioner Gimenez asked Mr. Hernandez about the University of Miami football team moving to Dolphin Stadium.

Mr. Hernandez said the City of Miami was working to keep the University of Miami (UM) football team at the Orange Bowl. He said the City and the University would probably meet in the next 10 days.

Commissioner Gimenez asked if the City of Miami was planning to bring other tenants to the Orange Bowl.

Mr. Hernandez said the City of Miami was exploring other possibilities. He said the UM should have decided by June 2007, whether the team would remain at the Orange Bowl or go to Dolphin Stadium.

County Manager Burgess explained that the baseball stadium would have a retractable roof; that the roof would hang over the west side of the stadium; that the exact design was not finished; and that the architect said this site would work for a baseball stadium.

Commissioner Gimenez asked County Manager Burgess to determine if the County would have the right to have the retractable roof on the stadium hang over the non-County property west of the proposed stadium site, and if the County did not have the right, then to determine how to obtain the right.

Commissioner Gimenez expressed concern that the stadium would adversely affect a possible commuter rail route that would come to Government Center.

County Manager Burgess noted that the possible commuter rail depended on an agreement with Florida East Coast (FEC) and the new location of the Children's Courthouse. He noted that the other possible locations for the Children's Courthouse would make it impossible to have a future commuter rail stop at Government Center.

County Manager Burgess noted that the \$490 million cost did not include a parking garage. He said the County would provide parking through existing facilities to premium seat holders.

Commissioner Gimenez said he did not like the idea of a stadium with a roof. He said he thought the only good sites for the stadium were in the urban core and that the Orange Bowl should be reconsidered as a possible site for the baseball stadium if the UM chose to go to Dolphin Stadium. He said he supported this proposed resolution provided it was only to secure the funding and specify the funding sources.

Mr. Hernandez said the projected amount of CRA funding considered for the stadium was \$15 million.

Following further discussion, Commissioner Rolle asked County Manager Burgess to explain the parking alternatives.

County Manager Burgess said that 7,500 parking garage spaces existed within half a mile of the proposed stadium site. He said the County planned to build a parking garage near the Hickman Building on County owned property.

Commissioner Rolle noted that he heard a similar explanation for parking at the Performing Arts Center and now parking was a major issue there.

County Manager Burgess concurred that parking was an issue for the stadium.

Commissioner Rolle expressed concern that the stadium would not have ample parking.

County Manager Burgess emphasized the parking options available for people attending the games.

Commissioner Jordan concurred with Commissioner Martinez's comments and concerns. She expressed her primary concern was Overtown; and that \$15 million was a lot of money to Overtown, and that she would not support any proposal to use CRA funding. She noted that the County needed to follow through on the Children's Courthouse, and pointed out that the children were the County's greatest public interest, and that if the stadium was built on the south and west side of the Government Center the Daycare Center would be jeopardized. Commissioner Jordan noted she was surprised that City of Miami Commissioner Spence-Jones supported the proposed funding, and did not understand the perception that building a stadium on this site would help bring more affordable housing to Overtown.

County Manager Burgess pointed out that the proposed site was not in Overtown; that Mr. Hernandez said the City of Miami did not need to access CRA funds; that CRA funding for affordable housing was dependant on tax increment from additional value on the tax roll; and that development activity was essential for incremental tax money. He said he thought the baseball stadium would attract businesses and other investments to the area and provide significant revenue for affordable housing and other redevelopment. He noted a boundary change could redirect additional funding for Overtown.

Commissioner Jordan said she thought the people in Overtown would disagree with the County Manager. She noted that Overtown was only two blocks to the north of this proposed site. She said she disagreed with the County Manager's explanation of potential impacts. She asked how the Overtown boundary would be expanded.

County Manager Burgess said the Overtown Redevelopment District's geographic boundary could be enlarged to include some larger areas and put the incremental revenues into affordable housing in Overtown.

Following discussion on the Children's Courthouse, Commissioner Sorenson asked County Manager Burgess to determine the value of the land on the proposed site for the baseball stadium.

Following comments by Commissioner Sorenson, County Manager Burgess said that the lease would be for 30 years or the term of the debt, whichever was longer; that the County would own the stadium and the land while the debt was being paid; and that the issue of securing the payment of the rent bonds still needed to be worked out.

Commissioner Diaz noted the important issue was to keep the Marlins in the County. He noted that this proposed resolution was for securing the \$30 million in State funding and that other sites should be considered. He asked County Manager Burgess to seriously consider other sites in the County for the proposed baseball stadium. He said he would amend this proposed resolution to specify that it was not site specific.

Discussion ensued in connection with the issue of the Children's Courthouse and the Daycare Center relocation.

Commissioner Edmonson spoke in support of the Orange Bowl site. She said she could not support the proposed downtown site. She emphasized the need to revitalize, rather than gentrify, Overtown. She pointed out that \$15 million CRA dollars could build a lot of houses. She said she did not think people would use Metrorail to come to the games.

Chairman Barreiro noted, for the record, that the County had an agreement with the City of Miami providing for certain lots in Overtown to be reverted back to County if the City did not meet specific conditions of the contract and, if reverted, the County would ensure that the lots were used for affordable housing. He recommended that this proposed resolution be adopted as amended to indicate that it was not site specific.

Assistant County Attorney Bonzon-Keenan said this proposed resolution was amended to accept the County Manager's report for funding the stadium, but directed the County Manager to consider all potential alternative sites.

Commissioner Diaz said he wanted the amendment to specifically include the Orange Bowl site.

Commissioner Sosa asked County Manager Burgess to provide her a complete, specific report of the proposal for the Children's Courthouse that called to displace a State department.

In response to Commissioner Sosa, County Manager Burgess explained that all City and County funding would come from professional sports franchise facilities taxes, convention development taxes, and tourist development taxes; that these tax funds could only be used for sports facilities or arenas, exhibition spaces, and convention centers.

Commissioner Sosa asked County Manager Burgess to provide her a report on the County's total investment in the Performing Arts Center, in museums during the last three years, and in the Marlins. She also requested that the County Manager calculate the market value of Bicentennial Park.

After further discussion, Commissioner Martinez noted that the County had a law that people could not sell alcohol within 2500 feet of a school. He asked if the City of Miami had a similar law.

Commissioner Gimenez expressed concern that the County Commissions action on this resolution could affect UM's decision to remain at the Orange Bowl site or relocate its team. He questioned the County Manager whether he felt the language contained within this resolution was sufficient to convince the State Legislature to approve the \$30 million for the stadium.

County Manager Burgess said he felt the State Legislature wanted to know if local governments were supporting the stadium and if they had a strategy. He recommended the language indicate that the County and the City had made financial commitments and were looking at some alternative sites.

Commissioner Gimenez said he wanted the Commission to pass a resolution with language that was strong enough to say it was serious about funding baseball.

Chairman Barreiro suggested this proposed resolution not include any particular site. He said that the County and City Managers and Mayors should clearly see that this proposed site would not work; that the Commission was instructing the County Manager to complete the deal for the funding.

Chairman Barreiro noted that the State Legislature did not include site information when approving this type of legislation.

Following further discussion, the Commission proceeded to vote.

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11A45

070670

Resolution

Audrey M. Edmonson,

Jose "Pepe" Diaz,

Sally A. Heyman,

Barbara J. Jordan,

Dennis C. Moss,

Dorrin Rolle,

Katy Sorenson,

Rebeca Sosa

RESOLUTION URGING THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT ("HUD") TO LEAVE CONTROL OF MIAMI-DADE COUNTY'S FEDERALLY ASSISTED HOUSING PROGRAMS WITH MIAMI-DADE COUNTY; AND FURTHER URGING HUD NOT TO PLACE OR SEEK THE PLACEMENT OF MIAMI-DADE HOUSING AGENCY IN RECEIVERSHIP OR REQUIRE THE EXECUTION OF A COOPERATIVE ENDEAVOR AGREEMENT

Adopted

Resolution R-305-07

Mover: Audrey M. Edmonson

Seconder: Sally A. Heyman

Vote: 10- 1

No: Souto

Absent: Martinez, Diaz

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Report: Chairman Barreiro noted the letter that staff was distributing was sent by the US Department of Housing and Urban Development (HUD). He pointed out that the County Commission needed to respond to the HUD letter within 30 days and suggested that the Commission adopt Agenda Item 11A45, declaring that the County Commission disagreed with the proposed HUD takeover, and instruct the County Attorney to prepare a letter for endorsement by the County Commission and Mayor to accomplish this intent.

Chairman Barreiro read from Section A-4 on page 2 of the Cooperative Endeavor Agreement (CEA), attached with the HUD letter, the following language: "The County shall, upon execution of the CEA by all parties, immediately transfer possession and control of all Miami-Dade Housing Agency's assets, projects and programs to HUD. The County Commissioners shall also relinquish all control over the Miami-Dade Housing Agency (MDHA). The Secretary appoints Donald J. LaVoy or his/her designee, to fulfill duties as the Board of MDHA, with the title of Recovery Administrator."

Commissioner Martinez asked Ms. Cynthia Curry, Senior Advisor to the County Manager, if anyone responded to this letter on behalf of the County Commission the day before (3/5).

Ms. Curry said the County Manager's Office did not respond to the letter on March 5, 2007.

Commissioner Seijas asked Ms. Curry what outstanding contracts existed in the Miami-Dade Housing (MDH) Development Corporation.

Ms. Curry said Cathy Jackson's, Audit and Management Services, office was reviewing the tax documents to determine the County's potential for tax liability. She explained that on February 1, 2007, County Manager Burgess sent the MDH Development Corp. a termination and demand letter to remit all property and funds. She noted that in April 2006, the County Manager asked the Audit and Management Services Department to audit the MDH Development Corp., and the results were still pending. She said County Manager Burgess sent another letter yesterday (3/5) indicating that March 31, 2007, was the deadline to remit the property and funds. She noted that the financial ramifications for three MDH Development Corp. projects (Ward Towers, Postmasters, and 13 infield lots) made them difficult to remit. She said that County Manager Burgess requested the MDH Development Corp. Board to voluntarily resign. She said County Manager Burgess wanted to present a final agreement and a plan for consideration on April 24, 2007.

Commissioner Seijas asked if the individual members of the County Commission would be liable since the County Commission authorized the creation of the MDH Development Corp.

County Attorney Greenberg noted the individual commissioners would not be held liable, in his opinion.

Commissioner Seijas asked what could be done to limit commissioners' liability.

Chairman Barreiro expressed concern that the County Manager's plan for property retrieval and his proposal that the MDH Development Corp. Board voluntarily resign was too harsh.

Commissioner Seijas expressed concern about the commissioners being held

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liable. She said the Mayor should handle this responsibility with his new role as a strong mayor. She said she wanted to know if anyone spoke on behalf of the County and made commitments to HUD during their meeting last week.

In response to Commissioner Seijas, Assistant County Attorney Johnson-Stacks explained that the MDH Development Corp. filed as a not-for-profit organization with the State of Florida, but it had not received 501(c)3 designation from the federal government. She noted the County Commission concluded the MDH Development Corp. would be established as a 501(c)3 organization, and the US Internal Revenue System (IRS) had questions when the MDH Development Corp. applied for 501(c)3 status. She noted that a tax accountant was examining MDH Development Corp. tax documents to determine whether or not it owed any more taxes, and the County did not have the authority to dissolve the MDH Development Corp.

In response to Commissioner Seijas, Ms. Curry said the County Manager's plan for MDH Development Corp. was a transition from the current voluntary Board and Executive Director to a new County appointed Board and Executive Director to finish the three pending projects, and then ask that the Board be dissolved.

Commissioner Seijas asked when the three projects would be completed.

Ms. Curry said that Ward Towers would be completed in two to six months; that Postmasters and the 13 infield lots would be completed in 18 months; and that MDH Development Corp. would not be a partner with the County after the projects were completed.

Assistant County Attorney Johnson-Stacks said the commissioners were not liable because the MDH Development Corp. was a separate entity, it had a separate Board and Executive Director, and it did not need the County Commission's approval to act.

Commissioner Seijas asked how the commissioners would avoid liability if they created a new development corp.

Assistant County Attorney Johnson-Stacks said MDH Development Corp. would make the decision to resign and would appoint new board members, which would demonstrate that the County did not assume power over the MDH Development Corp. She said that she had not discussed the liability issue with the Federal Government.

Commissioner Seijas asked Assistant County Attorney Johnson-Stacks to discuss with the Federal Government the County's creation of MDH Development Corp. and the County's position of how it was not responsible for the actions of MDH Development Corp., and to provide her a report of the discussion.

Commissioner Seijas asked County Manager Burgess if Mr. Alphonso Jackson, Secretary, HUD, made any commitments regarding federal oversight in their last meeting.

County Manager Burgess said neither he nor Mr. Jackson made any commitments.

County Manager Burgess recommended the County Commission needed to respond to this letter from HUD with its version of a more appropriate

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collaborative arrangement with HUD to engage discussion with HUD and come to an agreement.

Commissioner Gimenez noted that the HUD letter used the word cooperative, but he thought it was very one sided. He asked if this letter represented the start of negotiations or if it was an opportunity for the County Commission to comment before HUD would impose this CEA.

County Manager Burgess said he thought the County could reach an agreement that would allow the County to continue to manage the Housing Agency with some HUD involvement; that the level of HUD involvement in other properties in the country differed.

Commissioner Gimenez said HUD used strong language in this letter, and he was not optimistic about a cooperative agreement.

Commissioner Gimenez asked Assistant County Attorney Cynthia Johnson-Stacks to research the language contained in initial US Department of Housing and Urban Development proposals for other jurisdictions and research if the language was as harsh as the March 5, 2007, proposal to the County.

Ms. Kris Warren, Director, Miami-Dade Housing Agency, said this HUD letter came on the heels of an unexpected HUD inspection the week before. She said she contacted some attorneys in Washington, D.C. with experience in Federal Housing takeovers and discussed the County's rights in this situation, and used that information to start drafting a potential compromise.

Commissioner Gimenez pointed out that HUD only asked the County Commission to respond to the letter.

Discussion ensued regarding HUD's intentions and the best way to respond to this letter

Commissioner Sosa expressed concern that the bulk of the blame was being placed on the County Commission. She questioned the County Commission's jurisdiction in overseeing the governance of the Housing Agency.

Assistant County Attorney Smith said the Housing Agency was a public housing authority and the County Commission was the governing body for public housing.

Commissioner Sosa asked what authority the County had over MDH Development Corp.

Assistant County Attorney Johnson-Stacks said MDH Development Corp. was a separate entity and the only authority the County had over them was by virtue of its contracts with them.

Referring to Sections B-1, B-4, and B-5 in the CEA, Commissioner Sosa noted the County Commission should use the proper time to discuss their response, with the necessary definitions, to such a serious letter, and that she was not ready to respond today.

Commissioner Jordan asked for an explanation about the 13 infield lots that would remain with MDH Development Corp.

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Ms. Curry explained that MDH Development Corp. had a contract for 56 in field lots; that GSA said MDH Development Corp. already had the building permits for 13 lots and it was better to let MDH Development Corp. build on those 13 lots.

Commissioner Jordan expressed concern that the County was setting a precedent by allowing MDH Development Corp. to finish their projects on the 13 in field lots when its status as a not-for-profit organization was undetermined.

Ms. Curry said the County awarded the contract to MDH Development Corp. as a State of Florida not-for-profit organization, in lieu of a 501(c)(3) not-for-profit.

Assistant County Attorney Johnson-Stacks concurred with Ms. Curry about MDH Development Corp's not-for-profit status and advised that State law did not require not-for-profit organizations to have 501(c)(3) status to conduct business with a County. She noted that the County understood that MDH Development Corp. would apply for 501(c)(3) status.

Commissioner Jordan asked Assistant County Attorney Johnson-Stacks to review the not-for-profit organizations that had received property from the County and to determine whether they were 501(c)(3) organizations.

Commissioner Jordan said she was still concerned about setting a precedent if MDH Development Corp. was the first not-for-profit organization that did not have 501(c)(3) status.

Following further discussion, Commissioner Jordan noted that Section A-4 of HUD's letter was a process to start receivership and not a cooperative agreement. She said the County needed to act slowly in this difficult situation. She explained that HUD performed annual reviews and never notified the County Commission of the problem and that the County Commission needed to use this as leverage in negotiating a cooperative agreement. She suggested the County Commission choose its words carefully in developing a response and decide the best way to move forward.

Commissioner Heyman asked who had the information from HUD audits over the last 10 years.

Ms. Curry pointed out the County Manager's report submitted in September 2006, included a listing of all audits, inspections, and reviews since the 1990s. She said HUD did not indicate in any of the reviews since 2001 that the Housing Agency was in trouble. She noted that the County always had the opportunity to respond to audit findings.

Following further discussion, Commissioner Souto stated his position was to find the missing money and to identify the real problems.

Commissioner Sorenson pointed out that the language of the cover letter said: "find a discussion draft." She said she was hopeful that HUD would discuss this with the County. She suggested the County Commission prepare a counter proposal addressing what the County had accomplished already and how to proceed. She noted the County always fought against independent authorities. She commended Senator Kendrick Meek and his staff for their efforts to obtain signatures for a letter opposing the HUD takeover. Commissioner Sorenson noted that Mr. Bernie Frank, Head of the Housing Committee, supported the

County's position and he criticized HUD.

Commissioner Sorenson expressed concern that individuals were trying to make deals on the side with Mr. Orlando Cabrera, HUD Assistant Secretary. She said she was hopeful the Commission would unanimously adopt Commissioner Edmonson's resolution (Agenda Item 11A45). Commissioner Sorenson said she wanted to defend the County's integrity and be prepared to enter an agreement to move forward responsibly.

Following further discussion, it was moved by Commissioner Edmonson that the Commission this proposed resolution be adopted. This motion was seconded by Commissioner Heyman.

Concerning questions raised by Commissioner Diaz, Ms. Lydia Glasgow, Financial Adviser, Housing Agency, said the agency now held \$18,795,000, of which \$17.6 million was used to repair housing units. She said the Housing Agency used the rest of the money on administrative costs. She explained that the Housing Agency received a \$3 million advance of surtax funds in June 2004, and a \$9.6 million advance of surtax funds in February 2006; that the Housing Agency had to repay the 2004 advance over five years and the 2006 advance over 10 years. She said the Housing Agency did not have a revenue stream identified for repaying its deficit balance.

Commissioner Diaz questioned why the Housing Agency did not have a revenue stream identified for repaying its deficit balance.

Ms. Glasgow said that Federal funding for Public Housing Agencies had dropped over the last five years. She noted that the Housing Agency only received 85% of its operating subsidy in 2006 and only 76% for the first quarter of 2007.

Commissioner Diaz expressed concern that HUD was cutting the Public Housing Agency subsidies and complaining about the County's Housing Agency.

Ms. Glasgow said pursuant to the reduction in operating subsidy, the Housing Agency had to decide whether to continue providing housing for families or to board up the units and lay off staff.

County Manager Burgess said the \$9.6 million advance of surtax funds in February 2006, was in lieu of vacating families from public housing. He noted that the County did what was necessary to maintain affordable housing units.

Chairman Barreiro pointed out that HUD was criticizing the County because the County was making up the shortfall to compensate for Federal cut backs.

County Manager Burgess concurred with Chairman Barreiro. He noted that the Commissioners were reading an audit done for HUD by Deloit, and he thought Deloit mischaracterized its report on surtax funds. He said the County needed to repay about \$1.1 million in surtax funds. He said he thought the money to repay the loan should come from revenue and not Federal subsidies. He suggested that this loan was a forgivable loan and the County was not liable.

Following further discussion, Commissioner Seijas asked County Manager Burgess to provide her with a report listing each date the MDH Development Corp. applied for 501(c)(3) status and the reasons each application was

denied.

Commissioner Seijas asked Assistant County Attorney Johnson-Stacks to determine whether or not the Mayor should make the appointments if the County created a new housing board, under the new structure of county government.

Commissioner Jordan said the County had a strong argument in its favor by lending money to HUD. She noted that Public Housing Authorities across the Country received very little support from local government.

The Commission proceeded to vote.

County Manager Burgess requested permission to have dialogue with HUD to develop a draft that the Commission could consider. He said he thought it was wise to use outside support.

County Attorney Greenberg said he had no problem with the County using outside support if it was necessary, but noted he could not support the County Manager's proposal at this time because he did not know very much about the firm.

Chairman Barreiro asked County Attorney Greenberg to confer with County Manager Burgess on the issue of contacting outside counsel to help the County respond to HUD, and he asked County Attorney Greenberg to provide the County Commission with a recommendation on March 8, 2007, pursuant to discussing his recommendation with Economic Development and Human Services Committee Chairwoman Edmonson, and to keep her informed throughout the process.

Ms. Warren explained that HUD conducted an unfair inspection last week. She said she thought the County needed help from someone in Washington, D.C.

11A45 SUPPLEMENT

070704 Supplement

SUPPLEMENTAL INFORMATION RE: RESOLUTION
URGING US HUD TO LEAVE CONTROL OF MDHA'S
FEDERALLY ASSISTED HOUSING PROGRAMS WITH
MIAMI-DADE COUNTY

Presented

11 B ADDITIONAL BUDGET ALLOCATIONS

11C REPORTS

12 COUNTY MANAGER

12A1

070293 Resolution

RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF MIAMI AND MIAMI-DADE COUNTY TO FACILITATE AN ECOSYSTEM ANALYSIS BY AMERICAN FORESTS AS A FRAMEWORK TO INCORPORATE GREEN INFRASTRUCTURE INTO FUTURE PLANNING (County Manager)

*Adopted
Resolution R-306-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

12A2

070348 Resolution

RESOLUTION ADOPTING THE MIAMI-DADE COUNTY STREET TREE MASTER PLAN (County Manager)

Amended

Report: It was moved by Commissioner Sosa that the foregoing proposed resolution be adopted as amended to include the following language: "Over time as advances in tree science and intergovernmental cooperation progresses during implementation the tree species list in appendix A, the contact information in appendix C, the task list in appendix D may require revisions; these changes will be reviewed and amended as necessary by CIAB and reported to the Board of County Commission as part of the annual report". This motion was seconded by Commissioner Rolle, and upon being put to a vote, passed by a vote of 13-0.

This Resolution was assigned #R-231-07.

2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

12A3

070360 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-307-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

2/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

12A4

070366 Resolution

RESOLUTION APPROVING A PEOPLE'S TRANSPORTATION PLAN (PTP) AMENDMENT TO INCLUDE A PUBLIC EDUCATION CAMPAIGN INCLUDING MIAMI-DADE COUNTY PUBLIC SCHOOLS PROMOTING SHORT-TERM SOLUTIONS TO ALLEVIATE TRAFFIC CONGESTION IN AN AMOUNT NOT TO EXCEED \$350,000 (County Manager)

*Adopted
Resolution R-308-07
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

2/14/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee

12A5

070555 Resolution

RESOLUTION ESTABLISHING USER FEES FOR THE MIAMI-DADE COUNTY HEALTH DEPARTMENT TO COLLECT FOR THE PURPOSE OF MEETING THE PUBLIC HEALTH NEEDS OF RESIDENTS AND VISITORS OF MIAMI-DADE COUNTY [SEE ORIGINAL ITEM UNDER FILE NO. 070077] (County Manager)

Carried over to March 8, 2007

2/15/2007 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Health and Public Safety Committee

12A5 SUPPLEMENT

070663 Supplement

SUPPLEMENTAL INFORMATION FOR RESOLUTION ESTABLISHING USER FEES FOR THE MIAMI-DADE COUNTY HEALTH DEPARTMENT TO COLLECT FOR THE PURPOSE OF MEETING THE PUBLIC HEALTH NEEDS OF RESIDENTS AND VISITORS OF MIAMI-DADE COUNTY

Carried over to March 8, 2007

12A6

070531 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A SETTLEMENT AGREEMENT, WAIVER AND RELEASE BETWEEN PHILLIPS GROUP LLC AND MIAMI-DADE COUNTY RELATING TO THE PAYMENT OF WATER AND SEWER CONNECTION CHARGES PURSUANT TO MIAMI-DADE COUNTY ORDINANCE 89-95 (County Manager, County Attorney)

Deferred to no date certain

12A7

070532 Resolution

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE A SETTLEMENT AGREEMENT BETWEEN MIAMI-DADE COUNTY AND INTERNATIONAL FIDELITY INSURANCE COMPANY (County Manager, County Attorney)

*Adopted
Resolution R-309-07
Mover: Rebeca Sosa
Seconder: Sally A. Heyman
Vote: 9-0
Absent: Jordan, Rolle, Moss, Seijas*

12B1

070270 Report

PEOPLE'S TRANSPORTATION PLAN 90-DAY REPORT (County Manager)

*Accepted
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13-0*

2/14/2007 Report Received by the Transit Committee

FINAL OFFICIAL

12B2

063371 Report

HALLOWEEN "TRICK-NO-TREAT" INITIATIVE- OPERATION
BOOGEYMAN (County Manager)

Accepted
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0

*12/13/2006 Carried over Due to Lack of a Quorum by the Community Outreach, Safety & Healthcare
Admin Cmte*

2/15/2007 Report Received by the Health and Public Safety Committee

12B3

070351 Report

DIAL-A-LIFE ADVISORY AND OVERSIGHT BOARD SEMI-
ANNUAL STATUS REPORT AND DIAL-A-LIFE PROGRAM
SURPLUS CELLULAR TELEPHONES REPORT (County
Manager)

Accepted
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0

2/15/2007 Report Received by the Airport and Tourism Committee

12B4

070383 Report

MIAMI-DADE COUNTY MEMBERSHIP IN THE CHICAGO
CLIMATE EXCHANGE [SEE AGENDA ITEM NO. 11A16]
(County Manager)

Accepted
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0

2/13/2007 Report Received by the Governmental Operations and Environment Committee

12B5

070161 Report

PERFORMING ARTS CENTER PROGRESS REPORT (County
Manager)

Accepted
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0

2/12/2007 Report Received by the Recreation & Cultural Affairs Committee

12B6

070235 Report

ANNUAL REPORT ON SWAP TRANSACTIONS FOR FISCAL
YEAR ENDED SEPTEMBER 30, 2006 (County Manager)

Accepted
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0

2/13/2007 Report Received by the Budget and Finance Committee

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12B7

070387 Report

PROGRESS REPORT NO. 1: ADVISORY COMMITTEE MEETS
TO ADDRESS WATER CONSERVATION ISSUES AND
ALTERNATIVE WATER SUPPLIES FOR THE
DEVELOPMENT COMMUNITY (County Manager)

Accepted

Mover: Rebeca Sosa

Seconder: Sally A. Heyman

Vote: 9- 0

Absent: Rolle, Moss, Souto, Seijas

2/13/2007 Report Received by the Governmental Operations and Environment Committee

12B8

070416 Report

REPORT REGARDING RFP FOR SELF-FUNDED
HEALTHCARE PLANS (County Manager)

Withdrawn

2/13/2007 Report Received by the Budget and Finance Committee

12B8 SUBSTITUTE

070600

Report

REPORT REGARDING ISSUANCE OF A REQUEST FOR
PROPOSALS FOR A SELF-FUNDED MEDICAL PROGRAM
(County Manager)

Accepted

Mover: Rebeca Sosa

Seconder: Carlos A. Gimenez

Vote: 10- 2

No: Edmonson, Seijas

Absent: Souto

Report: Ms. Wendi Norris, Director, General Services Administration, explained that the intent was to use a request for proposals (RFP) to find one company that would provide three different health plans for point of service, health maintenance organization (HMO), and low option HMO care. She noted that the level of benefits would not be affected. Ms. Norris said County Administration felt comfortable that self-insurance was not risky for the County. She estimated the County would save \$22 million through self-insurance, and recommended the County use that money to reduce the health care premium. She suggested that the County restructure the health care tiers and save an additional \$23 million by differentiating between employee's spouse and children. Ms. Norris suggested that the County use the \$23 million to provide additional savings. She said the County would benefit by using one provider since it would mix all of its risks. She said the RFP would require that the provider have access to networks throughout Florida. Ms. Norris pointed out Exhibits 1 and 2 that illustrated a way to allocate the \$45 million savings to the employees. She said she would bring an actual recommendation with exact rates in July.

County Manager Burgess said he proposed self-insurance to provide savings to County employees, and noted the additional tiers would help parents afford health care for their children. He noted that 19% of County employees did not carry insurance for their children. He said he needed the results to the RFP to determine the real savings of self-insurance and noted that the County would not reduce benefits, would not change providers, and would accept pre-existing conditions.

Commissioner Edmonson expressed concern that the employees would not have any selection for a health care provider.

County Manager Burgess noted in addition to the single point of service and HMO provider in the RFP, JMH would remain an option for JMH and County employees.

In response to Commissioner Edmonson, Ms. Marsha Pascual, Director, Risk Management, noted that 800 employees or 2.9% of County employees were enrolled in the JMH health plan and that 97% of County employees were enrolled in other plans.

Commissioner Edmonson asked if the County had attempted to renegotiate with the current health care providers to help families insure their children.

Discussion ensued in connection with the issue of the uninsured children.

Ms. Norris said that she had asked the current providers to provide the County with a health care premium based on a self-insured plan which they had not done.

Discussion ensued regarding whether or not proceeds generated from savings would be used to provide health insurance for uninsured children.

Commissioner Edmonson asked Ms. Pascual to negotiate with all of the current County healthcare providers and other interested healthcare providers to determine who could best address the problem of uninsured children of County employees. She expressed concern that some County employees could not afford health care for their children.

County Manager Burgess said Commissioner Edmonson's concern was the

FINAL OFFICIAL

reason why he was proposing self-insurance. He noted that County employees could save over \$100 per pay period with self-insurance.

Commissioner Seijas asked for the survey results to each possible response to question 2.

Ms. Norris noted that 32% of survey respondents said their child(ren) were covered only under their medical plan at the County; 14% of survey respondents said their child(ren) were covered only under other parent's medical plan; 1% of survey respondents said their child(ren) were covered under both their medical plan at the County and other parent's medical plan.

Commissioner Seijas noted that almost half of the survey respondents indicated that their children were insured; that the survey did not provide a reason why 19% of survey respondents did not insure their children. She asked if the County would save money every year by being self-insured.

Ms. Pascual said the County would save money every year; she could not provide a specific annual savings.

Commissioner Seijas asked Ms. Pascual to determine the actual annual savings to the County by being self-insured. She said she thought County employees would have to change doctors, clinics, medications, and hospitals. She expressed concern that County employees would have treatment complications for existing chronic and life threatening diseases. She said she would be satisfied if the RFP asked for two or three options. She asked if the County could achieve equivalent non-claim expenses under a fully insured environment.

Ms. Pascual said that the County could not achieve that; that she recommended the County be self-insured for that reason.

Commissioner Seijas asked for a comparison of HMO discounts and the discounts the County would provide by being self-insured.

Ms. Pascual noted that the RFP would provide the information on discounts; on whether or not employees would need to change doctors, clinics, medications, and hospitals; and on how chronic diseases would be covered. She said she would provide an analysis after the response to the RFP was received.

Commissioner Seijas expressed concern that not all of the doctors treating chronic diseases for County employees would be part of the new provider and they would not be paid for continuing services to County employees.

Ms. Pascual said the language of the contract would ensure that doctors not part of the new provider were paid.

Discussion ensued in connection with the issue of how many health care providers to use.

It was moved by Commissioner Heyman that the Commission extend the meeting. This motion was seconded by Commissioner Martinez, upon being put to a vote, passed unanimously.

Discussion ensued between Commissioner Martinez and Ms. Pascual regarding the difference in premium rates on Agenda Item 12B8 Substitute,

handwritten page 10, and 12B8 Supplement, handwritten page 4.

Commissioner Martinez questioned whether or not the County provided insurance to part-time and temporary employees.

Ms. Pascual said the County provided some part-time employees with insurance. She noted that she contacted the State of Florida to identify registered plans that could provide health care services to the uncovered part-time and temporary employees; that she would distribute information on these plans to all employees.

Following comments by Commissioner Sosa, Commissioner Sorenson noted that she thought that all doctors would be interested in participating in a group with 40,000 members; that the County was in control and could ensure that catastrophic illnesses were covered. She pointed out that many other governments and private corporations were self-insured. She urged the Commission to move forward.

Commissioner Diaz asked what action the Commission could take after the RFP was received.

Ms. Norris said she would apprise the Commission of the RFP results and submit her best recommendation.

Following a discussion regarding the RFP process and potential savings, the following Employee Union representatives appeared and spoke in support of this proposed resolution and noted that cost was the most important factor for their members:

1. Mr. Jay Staley, President, American Federation of State, County and Municipal Employees (AFSCME) 121
2. Mr. William Fuller, AFSCME 199
3. Mr. Antonio Rojan (phonetic), President, Local 1542 Aviation
4. Mr. Greg Blackman, Government Supervisors Association of Florida, OPIU, Local 100
5. Mr. Steadman Stone, Vice-President, Dade County PBA
6. Mr. Frank Cobanks, President, Retired Police Officers Council of Dade County PBA

Mr. Milton Vickers, 7946 NW 162 St, urged the Commission to make a decision based on the cost and the coverage service that would be provided.

Commissioner Heyman emphasized the need for the County to have a health care plan to cover employee and significant other.

Commissioner Gimenez asked if the County Manager had considered building reserve funds for self-insurance.

County Manager Burgess noted the self-insured trust fund was funded with premiums and the savings were passed on to employees and that the employee's share was funded from departments. He explained that the trust fund was funded at 100% of the estimated coverage, that excess funding was carried over year to year, and that the County would have shock loss coverage for between 120% and 140% of the estimated needs.

In response to Commissioner Gimenez, Ms. Pascual said the County did not move forward to put away some of the savings because IRS regulations could

require mandatory participation by every department. She said that the County had made assumptions on additional people coming into the plan due to reduced rates, including children who were low risk.

Following further discussion, Ms. Pascual noted that the County would not have a referral process and would allow open access. She pointed out that the RFP would prohibit excluding pre-existing conditions for employees and dependents.

Commissioner Jordan asked if the RFP would provide savings for people that participated in preventative care programs. She expressed concern that the provider's coordination, collaboration, and relationship were important and she was unsure whether those issues were covered in the RFP. She asked Ms. Pascual to have healthcare providers include after care and follow up when they responded to the RFP for a self-funded medical program.

Following further discussion, it was moved by Commissioner Sosa that the foregoing report be accepted and the county manager be directed to include in the RFP a complete healthcare plan that included an annual open enrollment period, no pre-existing conditions clause, and that the County Manager would annually prepare figures for maximum and minimum exposure as part of the County budget with all legally allowed precautionary measures. This motion was seconded by Commissioner Gimenez.

Hearing no other questions or comments, the Commission proceeded to vote.

12B8 SUPPLEMENT

070601 Supplement

SUPPLEMENTAL INFORMATION ON THE REPORT
REGARDING ISSUANCE OF A REQUEST FOR PROPOSALS
FOR A SELF-FUNDED MEDICAL PROGRAM

Accepted

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)

Deferred to March 20, 2007
Mover: Carlos A. Gimenez
Second: Rebeca Sosa
Vote: 13- 0

Report: County Attorney Greenberg said that this report could be deferred to March 20, 2007.

Hearing no other questions or comments, the Commission proceeded to vote.

2/20/2007 Not presented by the Board of County Commissioners

14 ITEMS SUBJECT TO 4-DAY RULE

14A1

**063400 Resolution Sally A. Heyman,
Dorrin D. Rolle**

RESOLUTION URGING THE FLORIDA LEGISLATURE TO AUTHORIZE AN EXPANSION OR MODIFICATION OF THE BOUNDARIES OF THE STATE-DESIGNATED MIAMI-DADE COUNTY ENTERPRISE ZONE TO INCLUDE THE BISCAYNE LANDING PROJECT IN THE CITY OF NORTH MIAMI

Carried over to March 8, 2007

12/12/2006 Forwarded to BCC with a favorable recommendation from the Community Empowerment & Econ. Revitalization Cmte.

12/13/2006 Forwarded to the BCC by the BCC Chairperson with a favorable recommendation from the Intergov., Recreation & Cultural Affairs Cmte.

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

14A1 Supplement

070695 Supplement

SUPPLEMENTAL REPORT ON BISCAYNE LANDING - EXPANSION OF THE ENTERPRISE ZONE

15 CLERK OF THE BOARD

15B REPORTS

15B1

070518 Report

PROPOSED PUBLIC HEARING DATES FOR ORDINANCES SUBMITTED FOR FIRST READING ON MARCH 6, 2007 (Clerk of the Board)

*Accepted
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

15B2

070519 Report

COUNTY COMMISSION MINUTES FOR APPROVAL BY THE BOARD:
SEPTEMBER 12, 2006 (REGULAR BCC MEETING)
DECEMBER 5, 2006 (REGULAR BCC MEETING) (Clerk of the Board)

*Accepted
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

15C COUNTY ADVISORY BOARD APPOINTMENTS

15C1

070520 Nomination

APPOINTMENT OF DR. GERMAN MUNOZ TO THE SOCIAL AND ECONOMIC DEVELOPMENT COUNCIL FOR MIAMI-DADE COUNTY (Clerk of the Board)

*Appointed
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 13- 0*

15C2

070727 Report

APPOINTMENT OF A MEMBER TO THE NUSIANCE ABATEMENT BOARD: *Appointed*
STEVE SESSLER

Report: *The Board of County Commissioners accepted and the Clerk of the Board of County Commissioners received the appropriate form and the memorandum for the foregoing appointment made by Commissioner Heyman.*

15C3

070731 Report

APPOINTMENT OF A MEMBER THE JAY MALINA INTERNATIONAL TRADE CONSORTIUM: *Appointed*
RAY FLORES

Report: *The Board of County Commissioners accepted and the Clerk of the Board of County Commissioners received the appropriate form and the memorandum for the foregoing appointment made by Commissioner Sosa.*

15D COUNTY ADVISORY BOARD APPOINTMENTS BY BALLOT

15D1

070523 Nomination

BALLOT APPOINTMENT OF MEMBERS TO THE PUBLIC LIBRARY ADVISORY BOARD:
MR. MOHAMMED K. FAROUK
MR. YONEL MARTIZ CARDENAS (Clerk of the Board)

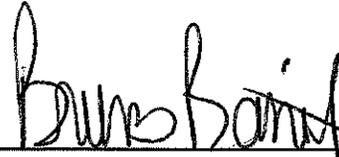
15E MAYOR'S REQUEST FOR ALLOCATIONS FROM DISCRETIONARY RESERVE FUNDS**16 ITEMS SCHEDULED FOR THURSDAY****16A SPECIAL PRESENTATIONS (Scheduled for 8:00 a.m.)**

16A1

070514 Service Awards Bruno A. Barreiro

SERVICE AWARDS CEREMONY FOR THE FOLLOWING EMPLOYEES:
MARCELLA D. WASHINGTON - CORRECTIONS - 35 YEARS
DIANE G. O'QUINN WILLIAMS - DPZ - 35 YEARS
ROBERT F. JULIEN - GSA - 30 YEARS
BERNARD B. COATS - PARKS - 35 YEARS
HUGO FUENTES - PWD - 35 YEARS
ESSIE K. COX - WASD - 30 YEARS
TYRONE MC INTYRE - WASD - 30 YEARS
CHARLES MUELLER, III - WASD - 30 YEARS
JULIO MURIAS - WASD - 30 YEARS

- 16B POLICY MATTERS FOR DISCUSSION BY THE BOARD
- 16C ZONING AGENDA (Scheduled for 9:30 a. m.)
- 19 ADJOURNMENT



Bruno A. Barreiro, Chairman

ATTEST: HARVEY RUVIN, CLERK



By: Kay Sullivan, Deputy Clerk