



**MIAMI-DADE COUNTY**  
**FINAL OFFICIAL**  
**Meeting Minutes**

**Board of County Commissioners**

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

Thursday, March 8, 2007  
As Advertised

Harvey Ruvin, Clerk  
Board of County Commissioners

Kay Sullivan, Director  
Clerk of the Board Division

Mary Smith-York, Commission Reporter (305) 375-1598



**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

**Members Absent:** Javier D. Souto

**Members Late:** None.

**Members Excused:** None.

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**Members Absent County Business:** None.

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**1 MINUTES PREPARED BY:**

**Report:** *Mary Smith-York, Commission Reporter (305) 375-1598*

**1A MOMENT OF SILENCE**

**Report:** *Commissioner Barreiro called the meeting to order at 10:35 a.m. and asked that everyone observe a moment of silence followed by the Pledge of Allegiance.*

**1B PLEDGE OF ALLEGIANCE**

**1C ROLL CALL**

**Report:** *The Board of County Commissioners reconvened in regular session to consider today's Carryover Agenda continuing the Tuesday, March 6, 2007, meeting. The following staff members were present: County Manager George Burgess, County Attorney Murray Greenberg, Assistant County Manager Alina Hudak, and Deputy Clerks Kay Sullivan, Diane Collins, and Mary Smith-York.*

7H

070508

Ordinance

Carlos A. Gimenez

*Amended*

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]

**Report:** (SEE AGENDA ITEM 7H AMENDED; LEGISLATIVE FILE NO. 070777.)

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

3/6/2007 Carried over by the Board of County Commissioners

7H AMENDED

070777

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, AND 070508]

*Adopted as amended*  
**Ordinance 07-48**  
**Mover: Carlos A. Gimenez**  
**Seconder: Sally A. Heyman**  
**Vote: 12- 0**  
**Absent, OCB: Souto**

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

Assistant County Attorney Eric Rodriguez asked that this ordinance be amended as follows: 1) to add the State Attorney's Office as one of the appropriate law enforcement agency; 2) to replace the words "public corruption" with the words "all criminal law violations;" 3) to add the Ethics Code as part of corruption involved in investigations; and 4) to clarify that this ordinance was applicable prospectively only after this ordinance was adopted."

It was moved by Commissioner Gimenez that the foregoing proposed resolution be adopted. This motion was seconded by Commissioner Sosa.

Vice Chairman Jordan called for questions or comments.

Commissioner Gimenez noted some issues surfaced in an article that appeared in *The Miami Herald*, which he would like to have addressed by the Department Director today. He noted he had been upset since a memorandum, which was signed by the Director in response to his original proposal, stating that: "MDPD considers this proposed ordinance to be unlawful, unethical, and in direct conflict to State law." He said he took offense to this memorandum, which implied that he and the County Attorney were unethical.

Mr. Robert Parker, Director, Miami-Dade Police Department (MDPD), responded to Commissioner Gimenez' concerns as requested. He stated the article in the *Miami Herald* was not factual and did not prove anything; that it was mischaracterized. He noted he did brief the Manager on issues and matters that the Manager should be briefed on as indicated in the article; however, he did not brief the Manager on "confidential and ongoing criminal investigations," was untrue. Mr. Parker said he had briefed the Manager on numerous occasions on administrative aspects of investigations. He reassured Commissioner Gimenez that the County Manager had not ever asked—nor had he ever volunteered to brief the Manager on anything that was either "confidential" or involved an ongoing criminal investigation.

Mr. Parker responded to questions from Commissioner Gimenez regarding whether or not he understood who the sheriff was under the new Charter or the delegated authority vested in the Manager versus the Mayor under the new Charter. He pointed out that there had been many amendments including the most recent ones today to bring this resolution into compliance as initially it was substantially short of compliance of something that was proper or appropriate.

Commissioner Gimenez noted he disagreed with Mr. Parker; that the original resolution was in no way short, illegal or unethical. He read the following excerpt from a memorandum signed by Sergeant Felix Jimenez: "...recently Police Corruption Investigation Bureau (PCIB) Sergeants were instructed to prepare a synopsis of all open cases, as well as designating any case current or prior, deemed potentially political in nature. Based on related emails, it is apparent that this information is intended for individuals outside of law enforcement..." Commissioner Gimenez noted he had requested a copy of the email referenced in *The Miami Herald* article and it appeared that no one could find it. He questioned Mr. Parker whether this email actually existed.

Mr. Parker noted research was underway to identify this email; that it did not

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exist in his computer and that he did not delete it. Following comments by Commissioner Gimenez regarding Mr. Parker's previous comments that the article was essentially incorrect; that the Manager did not ask him for information on politically sensitive investigation, Mr. Parker clarified that he previously stated the entire contents of the article was not accurate. In response to Commissioner Gimenez' question as to whether the County Manager asked Mr. Parker for information related to investigations about people in Miami-Dade County Government, Mr. Parker stated not regarding ongoing criminal investigations. Mr. Parker further stated the County Manger asked to be briefed in terms of things which he could be briefed on.

In response to Commissioner Gimenez' question as to why Sergeant Jimenez was so upset about the email and whether the words "potentially political in nature" being in quotation marks in the Sergeant's memorandum indicated a direct quote, Mr. Parker stated he could only provide his opinion as to why the Sergeant was upset and that the phrase in quotations marks was mentioned in his email message. He advised that information was already pre-exposed to the media.

Regarding Commissioner Gimenez' question as to why he requested the summary of cases, Mr. Parker advised that they had a situation existing within the within the department of a practice or pattern of conducting investigations without letting the direct Division Chief or the Director know.

Commissioner Gimenez pointed out that this was precisely why the ordinance was needed and commented that Mr. Parker had just proved his point. He stated that it was apparent that the individual who was in charged, Major Trabatore (phonetic), this letter was written October 5, 2006, the Major in charge of that unit was transferred from that unit to the Property Unit October 9, 2006 (four days later); that same person was demoted in February 2007.

In response to Commissioner Gimenez' inquiry as to whether a reason was given for the former Major's transfer or demotion, Mr. Parker replied "actually no, but I do have the reason for both." In regards to Commissioner Gimenez' comment that he did not have to give a reason, Mr. Parker stated that was absolutely correct.

Commissioner Gimenez again stated Mr. Parker had proven his point. He explained that Mr. Parker worked directly for either the County Manager or directly for the County Mayor at this point; he stated that the Mayor was the Sheriff of this County, so without the foregoing proposed ordinance, the Commission would basically asking the Director of the Police Department to investigate his/her boss, who could remove that director anytime he/she wished to; and the fact that the unit that did the investigating was under the Director's control, and without any reason the Director could remove that individual; which had already happened in this case. Commissioner Gimenez noted there was a direct line between investigations of corruption in Miami-Dade County and the Mayor's Office. He emphasized that the Mayor was a fine, honest gentleman and this was not personally against the Mayor or Mr. Parker, but that this sequence of events had just proven his point as to why this legislation was necessary. Commissioner Gimenez stated that in the future, there might be a not-so-fine Mayor who appointed a not-so-fine Police Chief, who could actually stop all types of corruption investigations.

Regarding Mr. Parker's response that the scenario presented was not possible, Commissioner Gimenez advised that it could and had happened in

other jurisdictions under the same form of government. He explained that was his reason for bringing this issue forward. Commissioner Gimenez explained that what he wanted was to make sure that every corruption investigation was followed-up, followed through, and taken to its logical conclusion.

In response to Commissioner Martinez' question as to whether the Mayor had issued a memorandum stating that all promotions or demotions of exempt positions must be approved by the him, Mayor Alvarez stated he issued a memorandum, with the change of governance, advising that all promotions/demotions of exempt positions and the filling of vacancies and executive level positions had to be cleared by him. He explained that this directive applied to all departments, not specifically the Police Department.

Commissioner Martinez requested that the County Commission, by Charter, retain all its powers to subpoena and investigate the records of every County department in an effort to accomplish what Commissioner Gimenez intended with the foregoing ordinance.

In response to Commissioner Jordan's request for clarification regarding County positions, County Manager George Burgess explained that when faced with a disciplinary action or termination, exempt positions had no civil service rights; civil service positions were protected by the civil service system; and at-will positions could bump back into previously held civil service position.

Commissioner Seijas concurred with Commissioner Gimenez that the use of the word "unethical" in the MDPD Director's letter was offensive and suggested a retraction or statement of misuse be made.

Honorable Mayor Alvarez apologized for anything that was said or taken in an inappropriate fashion. He explained that after several discussions with Commissioner Gimenez, a workable agreement had been reached.

Following Commissioner Seijas' acceptance of the Mayor's apology, County Attorney Greenberg asked that the MDPD Director also apologize for the use of the word "unlawful" in his memorandum.

Mr. Parker apologized for the use of the word "unlawful" in the memorandum.

Commissioner Sorenson spoke in support of the foregoing proposed ordinance and noted the government's structure needed to be one that worked.

Commissioner Moss spoke in support of this ordinance but noted his concern regarding investigations being conducted without the knowledge of the Chief or Director.

Commissioners Rolle and Diaz thanked the Mayor for his appearance today and spoke on the effect of news articles.

Chairman Barreiro spoke in support of the ordinance as amended.

There being no further questions or comments, the Committee proceeded to vote.

71

**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)

*Amended*

**Report:** *It was moved by Commissioner Martinez that the foregoing proposed ordinance be forwarded to the BCC as amended by the Budget and Finance Committee to modify the continuation of the Expedited Purchasing Program through March 16, 2008, in lieu of making the Program permanent. This motion was second by Commissioner Sosa, and upon being put to a vote, passed by a vote of 11-0 (Commissioners Rolle and Souto were absent).*

*The amended version has been assigned Ordinance No. 07-49.*

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

**3/6/2007** Carried over by the Board of County Commissioners

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)

*Adopted*

*Resolution R-310-07*

*Mover: Barbara J. Jordan*

*Seconder: Bruno A. Barreiro*

*Vote: 9- 0*

*Absent: Edmonson, Sosa, Souto, Martinez*

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

**3/6/2007** Carried over by the Board of County Commissioners

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8A1C

**070475 Resolution**

RESOLUTION RELATING TO NORTH TERMINAL DEVELOPMENT PROJECT AT MIAMI INTERNATIONAL AIRPORT; APPROVING THE SECOND COUNTY AMENDMENT TO DESIGN SERVICES AGREEMENT WITH BERMELLO 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)

*Adopted  
Resolution R-311-07  
Mover: Bruno A. Barreiro  
Seconder: Carlos A. Gimenez  
Vote: 9- 0  
Absent: Edmonson, Sosa, Souto,  
Martinez*

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

*3/6/2007 Carried over by the Board of County Commissioners*

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)

*Adopted  
Resolution R-312-07  
Mover: Dorrin D. Rolle  
Seconder: Carlos A. Gimenez  
Vote: 9- 0  
Absent: Edmonson, Sosa, Souto,  
Martinez*

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

*3/6/2007 Carried over by the Board of County Commissioners*

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)

*Adopted  
Resolution R-313-07  
Mover: Dorrin D. Rolle  
Seconder: Carlos A. Gimenez  
Vote: 9- 0  
Absent: Edmonson, Sosa, Souto,  
Martinez*

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

*3/6/2007 Carried over by the Board of County Commissioners*

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)

*Adopted  
Resolution R-314-07  
Mover: Barbara J. Jordan  
Seconder: Bruno A. Barreiro  
Vote: 9- 0  
Absent: Edmonson, Sosa, Souto,  
Martinez*

**Report:** Upon Commissioner Jordan's request for justification of the reduced contract measure, Mr. John Cosgrove, Miami-Dade Aviation Department, explained that the project was nearing completion and that some additional work needed to be completed by the original architect in order to close out this project.

*Hearing no further questions or comments, the Board proceeded to vote.*

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

**3/6/2007** Carried over by the Board of County Commissioners

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)

*Adopted  
Resolution R-315-07*

**Report:** In response to Commissioner Seijas' request to amend the foregoing proposed resolution to add the Miami Times as a designated newspaper for the publication of delinquent tax lists, Assistant County Manager Ian Yorty advised that this was done in Agenda Item 8E1A Supplement 2.

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

**3/6/2007** Carried over by the Board of County Commissioners

8E1A SUPPLEMENT

**070682 Supplement**

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

*Accepted*  
**Mover: Dorrin D. Rolle**  
**Seconder: Carlos A. Gimenez**  
**Vote: 9- 0**  
**Absent: Edmonson, Sosa, Souto, Martinez**

**Report:** See report under Agenda Item 8E1A; Legislative File No. 070372.

**3/6/2007** Carried over by the Board of County Commissioners

8E1A SUPPLEMENT #2

**070725 Supplement**

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

*Accepted*  
**Mover: Dorrin D. Rolle**  
**Seconder: Carlos A. Gimenez**  
**Vote: 9- 0**  
**Absent: Edmonson, Sosa, Souto, Martinez**

**Report:** See report under Agenda Item 8E1A; Legislative File No. 070372.

8I1A

**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)

*Adopted*  
**Resolution R-316-07**  
**Mover: Dorrin D. Rolle**  
**Seconder: Carlos A. Gimenez**  
**Vote: 9- 0**  
**Absent: Edmonson, Sosa, Souto, Martinez**

**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

**3/6/2007** Carried over by the Board of County Commissioners

8I1C

**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)

*Amended*

**Report:** *(See Agenda Item No. 8I1C Amended; Legislative File No. 071292.)*

- 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*
- 3/6/2007 Carried over by the Board of County Commissioners*

8I1C Amended

**071292 Resolution**

RESOLUTION AUTHORIZING EXECUTION OF FIVE (5) INTERLOCAL COOPERATION AGREEMENTS WITH THE CITIES OF MIAMI, 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 [SEE ORIGINAL ITEM UNDER FILE NO. 063301] (Miami-Dade Police Department)

*Adopted as amended  
Resolution R-317-07  
Mover: Natacha Seijas  
Seconder: Carlos A. Gimenez  
Vote: 9- 0  
Absent: Edmonson, Sosa, Souto, Martinez*

**Report:** *Chairman Barreiro, as sponsor of this proposed resolution, relinquished the Chair to Vice Chairwoman Jordan, and provided a brief overview regarding his intent. It was moved by Chairman Barreiro that this resolution be bifurcated to separate out that portion pertaining to Miami Beach for consideration later. This motion was seconded by Commissioner Heyman.*

*There being no further questions or comments, the Board proceeded to vote on the foregoing resolution as amended.*

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)

*Adopted  
Resolution R-318-07  
Mover: Dorrin D. Rolle  
Seconder: Carlos A. Gimenez  
Vote: 9- 0  
Absent: Edmonson, Sosa, Souto, Martinez*

- 2/14/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee*
- 3/6/2007 Carried over by the Board of County Commissioners*

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)

*Adopted  
Resolution R-319-07  
Mover: Dorrin D. Rolle  
Seconder: Carlos A. Gimenez  
Vote: 9- 0  
Absent: Edmonson, Sosa, Souto,  
Martinez*

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

*3/6/2007 Carried over by the Board of County Commissioners*

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)

*Adopted  
Resolution R-320-07  
Mover: Carlos A. Gimenez  
Seconder: Dorrin D. Rolle  
Vote: 9- 0  
Absent: Edmonson, Sosa, Souto,  
Martinez*

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

*3/6/2007 Carried over by the Board of County Commissioners*

8J11

**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)

*Adopted  
Resolution R-321-07  
Mover: Barbara J. Jordan  
Seconder: Dorrin D. Rolle  
Vote: 9- 0  
Absent: Edmonson, Sosa, Souto,  
Martinez*

**Report:** *Commissioner Jordan expressed concern regarding the increasing cap for the financing of the commuter rail project and questioned how this could be controlled. She also noted that although the County was paying an equal amount, ridership did not distribute equally.*

*Ms. Cheryl Clark (phonetic), South Florida Regional Transportation Authority (SFRTA), appeared before the Board and acknowledged Commissioner Jordan's request, agreeing to research and bring back a report on the ridership numbers. She further stated the five-year budget projections indicated the increased financing directly impacted increased services provided. Ms. Clark (phonetic) advised that she would include in that report information regarding the increased cap as requested by Commissioner Jordan.*

*There being no further questions or comments, the Board proceeded to vote.*

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

*3/6/2007 Carried over by the Board of County Commissioners*

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)

*Adopted  
Resolution R-322-07  
Mover: Rebeca Sosa  
Seconder: Dennis C. Moss  
Vote: 11- 0  
Absent: Rolle, Souto*

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

*3/6/2007 Carried over by the Board of County Commissioners*

9A17A

**063213 Resolution**

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

*Adopted  
Resolution R-323-07  
Mover: Joe A. Martinez  
Seconder: Rebeca Sosa  
Vote: 11- 0  
Absent: Souto, Diaz*

**Report:** *Commissioner Martinez pointed out that no indication of the Board of County Commissioners' role in the Emergency Plan was included in the resolution under Agenda Item 9A17A. He recommended this item be amended to include the Board's information.*

*Following Chairman Barreiro's request that the Fire and Rescue Department Director revisit this emergency plan and consider including information pertaining to the Board's role.*

*There being no further questions or comments regarding this matter, the Board proceeded to vote.*

- 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
- 3/6/2007** Carried over by the Board of County Commissioners

FINAL OFFICIAL

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]

*Adopted  
Resolution R-324-07  
Mover: Natacha Seijas  
Seconder: Carlos A. Gimenez  
Vote: 9- 0  
Absent: Edmonson, Sosa, Souto,  
Martinez*

*Report: Commissioner Sorenson asked to be listed as a co-sponsor of the foregoing proposed resolution and commended Commissioner Seijas for this item. She also mentioned that the U.S. Senate Committee on Energy had indicated that government buildings were the least energy-efficient structures.*

*Commissioner Seijas expressed her gratitude to her colleagues for co-sponsoring this resolution. She provided for the record her intent in bringing this item forth.*

*Commissioner Jordan asked to be listed as a co-sponsor.*

*Hearing no further questions or comments, the Board proceeded to vote.*

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

*3/6/2007 Carried over by the Board of County Commissioners*

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]

*Amended*

**Report:** (SEE AGENDA ITEM 11A17 AMENDED; LEGISLATIVE FILE NO. 070770.)

- 2/15/2007 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Airport and Tourism Committee
- 3/6/2007 Carried over by the Board of County Commissioners

11A17 AMENDED

070770

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 THIRTY (30) DAYS TO CURE ITS DEFAULTS UNDER THE REVIVED AND AMENDED AGREEMENT BETWEEN MIAMI-DADE COUNTY AND CDC, AND IF CDC FAILS TO PROVIDE A CURE WITHIN SUCH THIRTY-DAY PERIOD, DIRECTING THE MAYOR OR HIS DESIGNEE TO SEND A NOTICE OF TERMINATION OF THE AGREEMENT [SEE ORIGINAL ITEM UNDER FILE NOS. 070284 AND 070502]

*Adopted as amended  
Resolution R-325-07  
Mover: Natacha Seijas  
Seconder: Barbara J. Jordan  
Vote: 5- 4  
No: Rolle, Barreiro, Gimenez,  
Diaz  
Absent: Edmonson, Sosa,  
Martinez  
Absent, OCB: Souto*

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

It was moved by Commissioner Gimenez that this resolution be adopted. This motion was seconded by Commissioner Moss.

Commissioner Jordan provided a brief historical overview of the foregoing proposed resolution highlighting critical issues that prompted this proposal. She noted in February 1986, the BCC approved an agreement between Miami-Dade County and Opa-locka CDC to develop the airport and industrial park in Opa-locka which was not done within the specified period and lapsed after ten years. Noting that on September 4, 1996, the BCC reinstated the agreement and directed the Aviation Department to amend the terms and conditions, Commissioner Jordan commented that the agreement term was amended to 40-years, and with the previous ten years, totaled 50 years. She reviewed the history of the CDC's continued non-compliance with the agreement terms after 21 years. Commissioner Jordan referred to Higgins Development Partners' proposed Letter of Intent to enter into a Joint Venture with the CDC to develop the property. Advising that the terms stated the JV would be owned five percent by the CDC and 95 percent by Higgins, Commissioner Jordan noted she felt this was not in the best interest of the community. She noted additional concern with the proposed ground sublease, earnest money, confidentiality and exclusivity clauses, and the terms of lease termination and listed the five goals which the subject agreement was created to accomplish. Commissioner Jordan distributed copies of and presented an overview of a comparison of the Joint Venture Agreements of Stagecoach with that of Higgins.

Commissioner Jordan asked requested the foregoing proposed resolution be amended to terminate the lease with the Opa-locka CDC in 30 days; to require in writing that the CDC cure its default; to require two years' advance notification to terminate automatically in 30 days of the notice; delete any language in the resolution that an adequate cure for the default was now to enter into with the JV; and to deny the 90-day extension.

Commissioner Moss withdrew his second to the motion made earlier by Commissioner Gimenez.

Commissioner Heyman then seconded the motion. She expressed concern regarding the additional items presented today that were not presented during committee review, including the "Binding" clause contained in the Letter of Intent. Commissioner Heyman referenced two additional letters sent by OLCDC in 2006 that described the property as unmarketable and indicated additional time was needed. She spoke in support of Commissioner Jordan's amendment terminating the agreement in 30 days.

Chairman Barreiro clarified that the motion was to approve the resolution as presented without the amendment.

Following a brief discussion on proper voting procedure, it was moved by Commissioner Jordan that the amendment to terminate the subject agreement in 30 days be accepted. This motion was seconded by Commissioner Seijas.

Chairman Barreiro accepted into the record Commissioner Jordan's motion on the amendment and Commissioner Seijas' second of that motion for discussion.

**FINAL OFFICIAL**

*Extensive discussion ensued among Board members regarding whether the amended version versus the original resolution would produce the best results. Issues discussed included previous attempts by the Aviation Department to work with the OLCDC in an effort to cure its problems, concern with the County's liability, and the recommendation by the Transit Committee to allow 90 days to cure or terminate.*

*There being no further discussion, the Board conducted a roll call vote on the motion to accept the proposed amendment which passed by a vote of 5-4 (Chairman Barreiro and Commissioners Diaz, Gimenez, and Rolle voted no; Commissioners Edmonson, Martinez, Sosa, and Souto were absent).*

*It was then moved by Commissioner Gimenez that the foregoing proposed resolution be adopted as amended. This motion was seconded by Commissioner Heyman for discussion.*

*In response to Commissioner Rolle's inquiry regarding what OLCDC could accomplish in 30 days, Mr. Willie Logan, President, Opa-locka Community Development Corporation, appeared before the Board and advised that it would be impossible for the OLCDC to provide an adequate cure within 30 days. He explained that the agreement with Higgins Development Partners, LLC contained revenue generating provisions not mentioned by Commissioner Jordan.*

*Following Assistant County Attorney Price-Williams' clarification that the resolution as amended was to provide that written notices be sent to the Opa-locka Community Development Corporation (CDC) requiring the CDC to cure default within thirty (30) days and to delete that portion of the original resolution that represented adequate cure by entering into an acceptable joint venture with a developer.*

*It was then moved by Commissioner Seijas that the foregoing proposed resolution be adopted as amended. Upon Commissioner Jordan's second, the Board proceeded to vote.*

*The Board adopted the foregoing proposed resolution as amended to require that written notices be sent to the Opa-locka Community Development Corporation (CDC) requiring the CDC to cure default within thirty (30) days and to delete that portion of the original resolution that represented adequate cure by entering into an acceptable joint venture with a developer.*

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)

*Withdrawn*

**Report:** (See Agenda Item 11A20 Alternate; Legislative File No. 070495.)

- 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*
- 3/6/2007 *Carried over by the Board of County Commissioners*

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]

*Adopted*  
*Resolution R-326-07*  
*Mover: Dorrin D. Rolle*  
*Seconder: Carlos A. Gimenez*  
*Vote: 9- 0*  
*Absent: Edmonson, Sosa, Souto, Martinez*

**Report:** *In response to Chairman Barreiro's inquiry regarding the Board's authority to ban Trans fats, County Attorney Greenberg advised the Board could only establish policy for County facilities which included jails, Jackson Memorial Hospitals, etc. He further advised that the County had no authority over what restaurants and private facilities served.*

*Commissioner Moss asked to be listed as a co-sponsor to the foregoing proposed resolution.*

- 2/13/2007** Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Budget and Finance Committee
- 3/6/2007** Carried over by the Board of County Commissioners

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]

*Adopted*  
*Resolution R-327-07*  
*Mover: Dorrin D. Rolle*  
*Seconder: Carlos A. Gimenez*  
*Vote: 9- 0*  
*Absent: Edmonson, Sosa, Souto, Martinez*

**Report:** *Commissioner Seijas commended Commissioner Sorenson on her efforts regarding this item and asked the County Manager consult with the Climate Change Advisory Task Force to obtain its input for the five-year strategy regarding alternative fuels.*

- 2/13/2007** Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee
- 3/6/2007** Carried over by the Board of County Commissioners

11B1

**070798 Report**

ALLOCATION OF (FY) 2006/07 DISTRICT DISCRETIONARY RESERVE FUNDS (DISTRICT 1)

*Approved*  
*Mover: Barbara J. Jordan*  
*Seconder: Dennis C. Moss*  
*Vote: 9- 0*  
*Absent: Edmonson, Sosa, Souto, Martinez*

**Report:** *The following funding allocations were made from fiscal year (FY) 2006/07 District 1 Discretionary Reserve funds as requested by Commissioner Jordan.*

- \$2,500 to Women Fund of Miami-Dade (The Miami Women's Summit)*
- \$2,500 to Miami COSW Special Project Fund (Statute of Julia Tuttle Project)*
- \$5,200 to Florida Memorial University (Tour Study Abroad/Landscapes of England)*
- \$11,500 to North Miami Little League (Baseball Uniforms)*
- \$1,000 to Dade County Firefighter Charities (Stacey K. Williams Golf Tournament)*
- \$15,000 to Speaking Hands*
- \$5,000 to Life & Learning Center (Housing Counseling Programs)*
- \$5,000 to Optimist Club of North County*
- \$2,000 to The Foundation for Democracy in Africa (Alexis Sands of Miami Carol City Senior High to visit Rwanda, East Africa)*
- \$500 to Cathedral of Hope Church*
- \$425 to North County Citizens Association, Inc. (t-shirts for the seniors)*
- \$5,000 to Team Metro for the Cuban Mosaic month of May events*

*For the record, Commissioner Barbara J. Jordan, rescinded the \$5,000.00 allocation made at the December 5, 2006, Board of County Commissioners Meeting to the Haitian American Foundation, Inc.*

11B2

**070800 Report**

ALLOCATION OF (FY) 2006/07 DISTRICT DISCRETIONARY RESERVE FUNDS (DISTRICT 2)

*Approved*  
*Mover: Barbara J. Jordan*  
*Seconder: Dennis C. Moss*  
*Vote: 9- 0*  
*Absent: Edmonson, Sosa, Souto, Martinez*

**Report:** *The following funding allocations were made from fiscal year (FY) 2006/07 District 2 Discretionary Reserve Funds as requested by Commissioner Rolle.*

- \$3,000 to Empower "U", Inc. (for 7th Annual Black HIV/AIDS Awareness Day)*
- \$5,000 to Kinad, Inc., for African American Traveling Exhibit*
- \$300 to Josie Passover and Good Friday Service Silver Anniversary (Make check payable to Biscayne Marriott)*
- \$10,000 to Miami Symphony Orchestra*

11B3

**070801 Report**

ALLOCATION OF (FY) 2006/07 DISTRICT DISCRETIONARY  
RESERVE FUNDS (DISTRICT 4)

*Approved**Mover: Barbara J. Jordan**Seconder: Dennis C. Moss**Vote: 9- 0**Absent: Edmonson, Sosa, Souto,  
Martinez*

**Report:** *The following funding allocations were made from fiscal year (FY)  
2006/07 District 4 Discretionary Reserve Funds as requested by  
Commissioner Heyman.*

*\$10,000 to I Have a Dream Foundation of Miami, Inc.*

*\$1,000 to City of Sunny Isles Beach (10th year anniversary celebration)*

*\$1,000 to World Literacy Crusade of FL., Inc. (Girl Power Program)*

*\$5,000 to Miami COSW for Julia Tuttle Statute Project*

11B4

**070802 Report**

ALLOCATION OF (FY) 2006/07 OFFICE FUNDS (DISTRICT 5)

*Approved**Mover: Barbara J. Jordan**Seconder: Dennis C. Moss**Vote: 9- 0**Absent: Edmonson, Sosa, Souto,  
Martinez*

**Report:** *The following funding allocations were made from fiscal year (FY)  
2006/07 District 5 Office Funds as requested by Chairman Barreiro.*

*\$500 to the Miami Killian Senior High Army Junior ROTC*

*\$5,000 to Team Metro for the Cuban Mosaic month of May events*

11B5

**070804 Report**

ALLOCATION OF (FY) 2006/07 DISTRICT DISCRETIONARY RESERVE FUNDS (DISTRICT 5)

*Approved*  
*Mover: Barbara J. Jordan*  
*Seconder: Dennis C. Moss*  
*Vote: 9- 0*  
*Absent: Edmonson, Sosa, Souto, Martinez*

**Report:** *The following funding allocations were made from fiscal year (FY) 2006/07 District 5 Discretionary Reserve Funds as requested by Chairman Barreiro.*

- \$40,000 to Alliance for Aging*
- \$5,000 to Center for Emerging Art*
- \$5,000 to Center for Folk Art*
- \$10,000 to Centro Mater*
- \$15,000 to Florida Venture Foundation*
- \$10,000 to Hands on Miami*
- \$10,000 to Julia Tuttle Statue*
- \$5,000 to Latinos United in Action Center*
- \$10,000 to Miami Boys Baseball Academy Corp.*
- \$5,000 to Miami Contemporary Dance Company*
- \$15,000 to Miami International Film Festival*
- \$15,000 to Miami Symphony Orchestra*
- \$5,000 to RAIN Parents*
- \$5,000 to Saint Sophia*
- \$15,000 to St. Thomas University Human Rights Institute*
- \$5,000 to Take Stock in Children*
- \$5,000 to Teach For America*
- \$5,000 to Winter Party Festival*

11B6

**070805 Report**

ALLOCATION OF (FY) 2006/07 DISTRICT DISCRETIONARY RESERVE FUNDS (DISTRICT 6)

*Approved*  
*Mover: Barbara J. Jordan*  
*Seconder: Dennis C. Moss*  
*Vote: 9- 0*  
*Absent: Edmonson, Sosa, Souto, Martinez*

**Report:** *The following funding allocations were made from fiscal year (FY) 2006/07 District 6 Discretionary Reserve Funds as requested by Commissioner Sosa.*

- \$1,000 to Tigers Team - Sponsoring their trip to a tournament in Omaha, Nebraska on June 21, 2007*
- \$1,000 to St. John the Apostle Catholic Church*
- \$20,000 to City of Hialeah – in support of the Hialeah Dade Development Inc. (HDDI)*

*For the record, Commissioner Rebeca Sosa made the following clarification: the allocation for the Commission for Women made at the March 6, 2007, Board of County Commissioners Meeting, needed to be amended to be \$1,000 because of her limited discretionary reserve budget.*

11B7

**070806 Report**

ALLOCATION OF (FY) 2006/07 DISTRICT DISCRETIONARY RESERVE FUNDS (DISTRICT 7)

*Approved*  
**Mover: Barbara J. Jordan**  
**Seconder: Dennis C. Moss**  
**Vote: 9- 0**  
**Absent: Edmonson, Sosa, Souto, Martinez**

**Report:** *The following funding allocations were made from fiscal year (FY) 2006/07 District 7 Discretionary Reserve Funds as requested by Commissioner Gimenez.*

- \$2,500 to Sunrise Community Promotions for 2007 Hot Air Balloon Race*
- \$10,000 to Hands On Miami for programmatic support*
- \$7,500 to Rebuilding Together for Coconut Grove Project*
- \$1,500 to Shake-A-Leg for 2007 Caviglia Regatta*
- \$1,500 to Friends of Florida Women of Achievement for 2007 exhibition*
- \$2,500 to St. Andrew Greek Orthodox Church for elderly services*
- \$5,000 to City of Miami Trust Fund for Julia Tuttle Statue*

11B8

**070807 Report**

ALLOCATION FROM DISTRICT 8 CARRY-OVER OFFICE FUNDS (DISTRICT 8)

*Approved*  
**Mover: Barbara J. Jordan**  
**Seconder: Dennis C. Moss**  
**Vote: 9- 0**  
**Absent: Edmonson, Sosa, Souto, Martinez**

**Report:** *The following funding allocation was made from District 8 Carry-Over Office Funds as requested by Commissioner Sorenson.*

*For the record, Commissioner Katy Sorenson clarified an allocation she read at the December 19, 2006, Board of County Commissioners Meeting. She would like to allocate \$5,000 for Save A Life which is a program put on by the National Council of Jewish Women.*

11B9

**070808 Report**

ALLOCATION OF (FY) 2006/07 DISTRICT DISCRETIONARY RESERVE FUNDS (DISTRICT 8)

*Approved*  
**Mover: Barbara J. Jordan**  
**Seconder: Dennis C. Moss**  
**Vote: 9- 0**  
**Absent: Edmonson, Sosa, Souto, Martinez**

**Report:** *The following funding allocation was made from fiscal year (FY) 2006/07 District 8 Discretionary Reserve Funds as requested by Commissioner Sorenson.*

- \$2,500 to The South Florida Aerospace Scholarship Corp. for the 2007 Air Force Ball*

11B10

**070810 Report**

ALLOCATION OF (FY) 2006/07 DISTRICT DISCRETIONARY RESERVE FUNDS (DISTRICT 9)

*Approved*  
*Mover: Barbara J. Jordan*  
*Seconder: Dennis C. Moss*  
*Vote: 9- 0*  
*Absent: Edmonson, Sosa, Souto, Martinez*

**Report:** *The following funding allocations were made from fiscal year (FY) 2006/07 District 9 Discretionary Reserve Funds as requested by Commissioner Moss.*

- \$500 to Frank C. Martin International K-8 Center PTA to celebrate "A Decade of Educational Excellence"*
- \$6,809 to ABC Distributing for the 2006 District 9 Toy Drive*
- \$2,500 to Team Metro for the 9th Annual "Neighborhood P.R.I.D.E. Week" Program*
- \$1,000 to South Dade Male Chorus Union, Inc. to sponsor two tables for "The Black & White Gospel Ball"*
- \$1,000 to Humane Society of Greater Miami for the Adopt-A-Pet event*
- \$2,500 to Homestead/Florida City Military Affairs Committee for the MAC Awards Banquet*
- \$5,000 to Miami-Dade County Commission for Women for Julia Tuttle Statute Project*
- \$500 to Metro Dade Fire Fighters Charities for their "Fifth Annual Stacey K. Williams Memorial Golf Tournament" to benefit Sickle Cell Anemia Research*
- \$200 to Author Dan & Polly Mays Middle School for the Upward Bound Program*
- \$3,000 to Team Metro for the Cuban Mosaic Month of May Event*

11B11

**070811 Report**

ALLOCATION OF (FY) 2006/07 DISTRICT DISCRETIONARY RESERVE FUNDS (DISTRICT 12)

*Approved*  
*Mover: Barbara J. Jordan*  
*Seconder: Dennis C. Moss*  
*Vote: 9- 0*  
*Absent: Edmonson, Sosa, Souto, Martinez*

**Report:** *The following funding allocations were made from fiscal year (FY) 2006/07 District 12 Discretionary Reserve Funds as requested by Commissioner Diaz.*

- \$30,000 to City of Medley*
- \$2,500 to Cuban Mosaic (Team Metro)*
- \$5,000 to City of Miami Trust Fund*

11B12

**070812 Report**

ALLOCATION OF (FY) 2006/07 DISTRICT DISCRETIONARY RESERVE FUNDS (DISTRICT 13)

*Approved*  
*Mover: Barbara J. Jordan*  
*Seconder: Dennis C. Moss*  
*Vote: 9- 0*  
*Absent: Edmonson, Sosa, Souto, Martinez*

**Report:** *The following funding allocations were made from fiscal year (FY) 2006/07 District 13 Discretionary Reserve Funds as requested by Commissioner Seijas.*

*\$25,000 to Team Metro for the Cuban Mosaic Month of May events*  
*\$30,000 to Hialeah Chamber of Commerce*  
*\$5,000 to Hialeah High School*

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)

*Adopted*  
*Resolution R-328-07*  
*Mover: Dorrin D. Rolle*  
*Seconder: Carlos A. Gimenez*  
*Vote: 9- 0*  
*Absent: Edmonson, Sosa, Souto, Martinez*

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

*3/6/2007 Carried over by the Board of County Commissioners*

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

*Accepted*  
*Mover: Dorrin D. Rolle*  
*Seconder: Carlos A. Gimenez*  
*Vote: 9- 0*  
*Absent: Edmonson, Sosa, Souto, Martinez*

*3/6/2007 Carried over by the Board of County Commissioners*

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 *Amended*

**Report:** *Commissioner Heyman provided a brief historical overview of the intent of this resolution and noted the request for modification of the boundaries for the Enterprise Zone required the establishment of conditions. She noted this property was used previously as a landfill and toxic materials were dumped in this close proximity to the Biscayne Aquifer. Commissioner Heyman advised that with the loss of Federal Super Fund dollars, which obligated the federal government to assist with cleaning up this property, the original property owners committed to fund the cleanup.*

*Commissioner Heyman asked County Attorney Greenberg to develop the appropriate contract agreement affirming that Biscayne Landings, L.L.C. would deposit \$3 million into the Miami-Dade Affordable Housing Trust fund six months after state legislation had passed as agreed to by Mr. Herb Tillman, Vice President, Biscayne Landing, L.L.C., and bring it back for Board approval.*

*In response to Commissioner Moss' inquiry regarding benefit to the Biscayne Landings Project, Honorable Mayor Kevin Burns, Mayor, City of North Miami, appeared before the Board and stated the project contain a large retail component that would provide employment for local residents.*

*Mr. Herb Tillman, Vice President, Biscayne Landing, L.L.C., appeared before the Board and explained that the project included 4060 square feet of retail space. He pointed out that the developer was committed to hiring 22 percent Certified Small Business Enterprise (CSBE) as well as local residents and business from the City of North Miami.*

*Mr. Tony Crapp, Sr., Senior Director, North Miami Community Redevelopment Agency (CRA), appeared before the Board in response to Commissioner Rolle's inquiry regarding benefits. He explained that Enterprise Zone tax credits would provide for greater job opportunities for residents of the community.*

*It was moved by Commissioner Heyman that the foregoing proposed resolution be adopted as amended to include language providing that Biscayne Landings shall deposit \$3 million into the Miami-Dade County Affordable Housing Trust Fund, no later than six months following the State Legislature's approval of expansion/modification to the boundaries of the Miami-Dade County Enterprise Zone to include the Biscayne Landings project. This motion was second by Commissioner Rolle, and upon being put to vote, passed by vote of 11-0 (Commissioners Souto and Seijas were absent).*

*The amended version has been assigned Resolution No. R-329-07.*

**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

3/6/2007 Carried over by the Board of County Commissioners

14A1 SUPPLEMENT

070695 Supplement

SUPPLEMENTAL REPORT ON BISCAYNE LANDING - EXPANSION OF THE ENTERPRISE ZONE *Accepted as amended*

Report: (See report under Agenda Item 14A1; Legislative File No. 0634000.)

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

16A1

070514 Service Awards Bruno A. Barreiro

SERVICE AWARDS CEREMONY FOR THE FOLLOWING EMPLOYEES: *Presented*

- 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

**071778**

**Report**

**NON-AGENDA ITEMS REPORT**

*Presented*

**Report: 1) STATE LEGISLATURE/PROPERTY TAX REFORM**

Chairman Barreiro invited interested Commissioners to accompany him in Tallahassee on Wednesday, March 14, 2007, to attend a briefing by the Speaker of the House at 3:00 p.m. concerning property tax issues. Chairman Barreiro stated upon his return, he would schedule a subsequent meeting with Commissioners the following Friday to discuss the information obtained. He further noted the Senate was not expected to decide this issue at the present time.

Commissioner Sorenson emphasized the importance of Commissioners taking a position on the issue to eliminate the potential for divisiveness before attending the briefing. She suggested Commission members meet to discuss this issue prior to going to Tallahassee.

Discussion ensued among Commissioners in support of Commissioner Sorenson's recommendation that a County position be established prior to attending the briefing in Tallahassee. Commissioner Sorenson noted her concern that a resolution sponsored by Commissioner Sosa in support of tax reform was being viewed as the County's position.

Commissioner Sosa advised that she made it very clear that the resolution she sponsored was strictly the position of the District 6 Commissioner. She requested the Chair's direction as to whether a conflict of interest existed in regards to her serving as Chair of the State Intergovernmental Affairs Subcommittee.

Commissioner Heyman expressed her appreciation for the letter by Commissioner Sosa confirming that her opinion on tax reform was not that of the entire county. She asked the County Manager to provide her with a list of the consequences Miami-Dade County would encounter as a result of the State proposed tax reform before March 14, 2007.

Chairman Barreiro asked the County Manager to meet with individual commissioners to discuss the proposed legislation's impact countywide.

Commissioner Gimenez suggested the County Manager and the Office of Strategic Business Management Director accompany the commissioners to the briefing in Tallahassee on March 14th. He concurred with Chairman Barreiro that more information from the State Legislature was needed before a decision could be made.

Commissioner Jordan noted her concern that small municipalities might not survive the State's tax reform proposal. She expressed her desire to have a complete analysis of the overall impact to those communities and what the county's ability to address the needs of those communities.

Commissioner Moss emphasized the urgent nature of this tax reform issue and acknowledged the need for some changes based on the impact from those proposed changes.

Commissioner Martinez expressed support of his colleagues' recommendation that the Board adopt one position regarding this matter. He suggested that, if the sales tax legislation passed, the County take a position regarding the distribution of sales taxes.

Chairman Barreiro advised that Commissioner Sosa would continue as the

*Chairperson of the State Intergovernmental Affairs Subcommittee and the Spokesperson to convey the message to Tallahassee regarding the Board's position on issues.*

*Commissioner Sosa advised that the Office of Strategic Business Management Director and the County Manager were in communicating with Tallahassee and reviewing the proposed tax rollback date for impact to the County.*

*Commissioner Sorenson distributed copies of a proposed resolution regarding the tax reform issue and asked Commission members to review and provide feedback.*

*Chairman Barreiro noted in regards to the resolution distributed by Commissioner Sorenson that it was not in the best interest of the County to establish a firm position at this time. He stated the date to discuss information gathered at the briefing in Tallahassee would be scheduled and noticed.*

## **2) HUD FOLLOW-UP ISSUE**

*Chairman Barreiro provided a brief historical overview of the course of action the County was pursuing to maintain control of the MDHA and related programs. He acknowledged the need to change and incorporate best practices into the housing process.*

*Honorable Mayor Carlos Alvarez, Miami-Dade County, advised that on March 5, 2007, the County received a draft letter of "Cooperative Endeavor Agreement" from U.S. Housing and Urban Development (HUD). He asked that the Commission establish parameters under which a response should be developed and appoint a member to assist with preparing such response. He noted this response would be presented for the Commission's review prior being submitted to HUD. Mayor Alvarez stated he concurred with the Board's position that the Housing Agency and its Federally-funded programs should remain under the County's control. He commended Senior Advisor to the County Manager Cynthia Curry and Miami-Dade Housing Agency Director Kris Warren for the good job they did in addressing this issue.*

*In response to Commissioner Sosa's inquiry as to the legal response for disputing the Cooperative Endeavor Agreement, Mayor Alvarez advised that rather than stand in disagreement, he preferred to respond with an alternative proposal. He pointed out that this alternative proposal needed to be received within thirty days.*

*County Attorney Greenberg advised that it was the Board's responsibility to establish the terms of negotiation. He stated the letter received from HUD should not intimidate anyone and pointed out that alternatives existed. Mr. Greenberg provided several scenarios in which the County could use as leverage to strengthen its ability to remain in control of MDHA.*

*In response to Chairman Barreiro's comment pointing out that the letter requested a response within thirty days while the actual agreement requested a response within ten days from receipt, Mr. Greenberg advised that the letter would serve as the official request period. He agreed to investigate this discrepancy further and report the findings back to the Board.*

*Commissioner Moss spoke in opposition to the U.S. HUD agency's letter and noted his support of presenting an alternative proposal.*

*Commissioner Sorenson concurred with Commissioner Moss' comment that*

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*the County should negotiate first and follow up with a more aggressive strategy if that failed. She recognized the housing advocates present in support of the County's opposition to HUD's proposal. Commissioner Sorenson recommended Commissioner Edmonson, Chair of the Economic Development and Human Services Committee, be the Board's point person to work with the Mayor on directing the response to US HUD.*

*Ms. Cynthia Curry, Senior Advisor to the County Manager, advised that since April 2006, staff had begun identifying issues that needed to be addressed. In July 2006, staff provided the Commission with a report identifying several issues that needed to be addressed regarding the Housing Agency. She noted the Miami Herald published a series highlighting many of the items contained in that report. Ms. Curry stated that US HUD Assistant Secretary for Public and Indian Housing, Mr. Orlando J. Cabrera, appointed the firm, Deloitte & Touche, to conduct the MDHA audit. She stated the Deloitte & Touche representatives did not provide an exit interview, neither the opportunity to respond, once the audit was completed. Ms. Curry advised that the County was denied a written copy of the audit report as well as backup documentation. She noted for the record that HUD had indicated at that time that it would proceed with a Cooperative Endeavor Agreement to gain control of MDHA. Ms. Curry advised that HUD Inspectors had visited MDHA and scheduled the Exit Interview, but cancelled. She stated Mr. Cabrera had pointed out that HUD was not concerned with the current management at MDHA, rather with oversight. She further noted HUD had indicated its position that MDHA should be controlled by a local board rather than the County Commission.*

*Ms. Kris Warren, Director, Miami-Dade Housing Agency, in response to Commissioner Sorenson's comments regarding the need for information, reiterated that the Housing Agency was not provided an Exit conference. She expressed hope that the information would be reviewed by the Agency before it was provided to the media and appeared in print.*

*Ms. Mary Alice Whatley, Low-Income Families Fighting Together (LIFFT), appeared before the Board in support of the County's position. She expressed her gratitude to the County Commission for working with LIFFT to accomplish their mutual goal.*

*Ms. Yvonne (no last name stated), Low-Income Families Fighting Together (LIFFT), appeared before the Board and expressed her appreciation to Honorable Mayor Carlos Alvarez and Ms. Kris Warren for working with LIFFT.*

*Mr. Tony Romano, Miami Workers Center, appeared before the Board and expressed his pleasure in working together with the County Commission to accomplish a common goal. He indicated his organization would support the Commission in its efforts to resolve the housing issues. Mr. Romano clarified that the Miami Workers Center's purpose was to do what it deemed as being in the best interest of low-income and very low income residents of Miami-Dade County. He stated that with the Housing Agency under the Commission's jurisdiction, the residents possessed certain rights and could voice concerns to influence situations. Mr. Romano spoke in opposition to the Housing Agency being governed by US HUD or an independent entity and noted his organization would assist in preventing this. He stated that progress in terms of accountability and greater transparency needed to take place under the current structure. Mr. Romano expressed the Miami Workers Center's support and commended Commissioners for their efforts in this matter.*

*Mr. Al Hardemon, private citizen, appeared before the Board and inquired as to what the position on this issue was for other departments that contributed funds to US HUD.*

*In comparison with other agencies that had been placed in receivership by US HUD, Ms. Warren advised that she had not seen the same types of situations within the MDHA as with the others.*

*Commissioner Gimenez expressed his support of the Mayor's and County Manager's approach in responding to the issues identified in the Cooperative Agreement. He then seconded Commissioner Sorenson's recommendation that Commissioner Edmonson be the point person to work with the Mayor on this matter.*

*In response to Commissioner Diaz' inquiry regarding issues related to past audits, Ms. Warren advised that the department had addressed those issues previously and all previous audits had been closed.*

*Commissioner Diaz expressed concern with the federal government's sudden interest in taking control of the MDHA after the County's aggressive action to house residents and to address these issues.*

*Ms. Curry explained that US HUD would have its Recovery Administrator, identified in the draft CEA as D.J. Lavoy (phonetic), visit the Housing Agency approximately two days per week and serve as the Board to which Ms. Warren would report. She added that this process would continue until such time as a local Board was assembled.*

*Commissioner Diaz expressed opposition to the one-man board approach and suggested the Commission not wait any longer, rather respond immediately.*

*Commissioner Jordan referenced a specific project-based Section 8 facility located in District 1, which under U.S. HUD management failed to meet minimum housing standards for several years. She suggested this site be considered an example of HUD's management style locally. Commissioner Jordan expressed concern regarding U.S. HUD's failure to report its findings during the audit and commented this issue should be noted as a cause for a limited response. Regarding the large amount of support the County provides to MDHA as compared to other independent housing authorities, Commissioner Jordan recommended this be considered an asset. She also suggested the Overall Tenant Advisory Council (OTAC) be involved in the County's response process. She advised that the Commission should now begin taking a look at the Affordable Housing Advisory Board to avoid potential problems with the State programs.*

*In response to Commissioner Rolle's inquiry regarding whether assistance from Washington was required, County Attorney Greenberg advised his opinion that there was no need to engage the County's Washington team at this time. He further stated that the County currently had advocates in Washington, including Representatives Kendrick Meek and Lincoln and Mario Diaz-Balart, as well as other lobbyists. Mr. Greenberg advised that if the County went into receivership, he would provide the Board with recommendations regarding outside counsel.*

*Commissioner Rolle recommended that the County take advantage of all available resources in Washington.*

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Responding to Commissioner Edmonson's agreement with Commissioner Rolle regarding the Washington team advocating on the County's behalf, County Attorney Greenberg stated he was not opposed to bringing in outside counsel. He recommended that any independent lobbyist firm brought in, should work under the County Attorney's Office with respect to legal matters.

Commissioner Martinez suggested the response include a recommendation that a board be created by ordinance, comprised of approximately nine members, including a Mayor appointee, the Senior Advisor to the County Manager, three appointed by the Commission (Banking/Finance industry and at-large), two representatives from related community groups, an Inspector General's representative, and a Commission Auditor's representative.

In response, County Attorney Greenberg advised that legal issues and charter questions were related to Commissioner Martinez' forgoing proposed board creation. He explained that he was unaware of a state statute for the creation of such a board and requested the opportunity to research the legal issues involved.

Following a brief discussion among Board members regarding whether a volunteer board should be created, Chairman Barreiro advised that governance of the Housing Agency would remain with the Commission. He stated a committee comprised of the Mayor, the County Attorney, and the Economic Development and Human Services Committee Chair would monitor, supervise, benchmark, and negotiate the best deal in response to U.S. HUD's letter. Chairman Barreiro further advised that the County Attorney would be authorized to engage outside counsel whenever it was deemed necessary without coming before the Board. He stated he would contact the County's federal lobbying team for support regarding this issue.

It was moved by Commissioner Heyman that the parameters set forth by Chairman Barreiro be approved. This motion was seconded by Commissioner Gimenez, and upon being put to a vote, passed by a vote of 8-0 (Commissioners Seijas, Sosa, Souto, Diaz, and Martinez were absent).

**ADJOURNMENT**



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Bruno A. Barreiro, Chairman

ATTEST: HARVEY RUVIN, CLERK



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By: Kay Sullivan, Deputy Clerk