



**MIAMI-DADE COUNTY
FINAL OFFICIAL MINUTES
Recreation and Cultural Affairs Committee**

Board of County Commissioners

Stephen P. Clark Government Center
Commission Chamber
111 NW 1st Street
Miami, Florida 33128

Meeting Date:

April 9, 2007
2:00 P.M. Commission Chambers

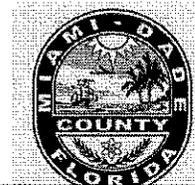
Prepared by:

Harvey Ruvim, Clerk
Board of County Commissioners

Kay Madry Sullivan, Director
Clerk of the Board Division

Reporter:

Zorana Gainer, Commission Reporter
(305) 375-3570





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

FINAL OFFICIAL

Meeting Minutes

Recreation & Cultural Affairs Committee

Javier D. Souto (10) Chair; Dennis C. Moss (9) Vice Chair; Commissioners Audrey M. Edmonson (3), Barbara J. Jordan (1), Katy Sorenson (8), and Dorrin D. Rolle (2)

Monday, April 9, 2007

2:00 PM

COMMISSION CHAMBERS

Members Present: Audrey M. Edmonson, Dennis C. Moss, Dorrin Rolle, Katy Sorenson, Javier D. Souto.

Members Absent: Barbara J. Jordan.

Members Late: None.

Members Excused: None.

Members Absent County Business: None.

1 MINUTES PREPARED BY:

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

1A INVOCATION

1B PLEDGE OF ALLEGIANCE

1C ROLL CALL

Report: *In addition to the Committee members, there being also present the following staff members: Assistant County Manager Alex Munoz; Assistant County Attorney Wilfredo Ferrer and Assistant County Attorney Monica Rizo; Deputy Clerks Doris Dickens and Zorana Gainer.*

1D DISCUSSION MATTERS

1D1

071048 Report

DISCUSSION ITEM RE: THE ESTABLISHMENT OF
EQUESTRIAN PROGRAMS FOR CHILDREN AT ALL
REGIONAL PARKS

Presented

Report: *Assistant County Attorney Wilfredo Ferrer read the foregoing discussion item into the record.*

Ms. Vivian Donnell Rodriguez, Director, Parks & Recreation, noted they were researching the feasibility of adding equestrian lessons at the Equestrian Center at Tropical Park, she stated expansion to other parks may be possible in the future.

Chairman Souto expressed concern regarding the equestrian program being at only one park, and stated these types of programs should be extended to all kids within Miami-Dade.

1D2

071049 Report

DISCUSSION ITEM RE: THE DESIGNATION OF
CERTAIN PARKS FOR SPECIAL ACTIVITIES

Presented

1D3

071050 Report

DISCUSSION ITEM RE: THE OVERALL MAINTENANCE OF THE EXTERIOR OF LIBRARIES, AS WELL AS THE RESTROOMS IN THE LIBRARIES

Presented

Report: *Assistant County Attorney Wilfredo Ferrer read the foregoing discussion item into the record.*

Chairman Souto asked Assistant County Manager Alex Munoz to ensure that the exterior of County libraries as well as the restrooms in libraries, parks and the restroom facilities along the Rickenbacker and Venetian Causeways were maintained and monitored on a regular basis. He noted this including the water and plumbing. He commended Assistant County Attorney Alex Munoz and the Public Library System Director for the progress made in implementing programs at the libraries.

Mr. Bill Urbizu, Assistant Director, Miami-Dade Libraries, responded to Chairman Souto's concern, noting the department had developed more strict written specifications for both the janitorial and grounds maintenance throughout the library system's 44 branches. He noted the janitorial proposals were currently being reviewed and he anticipated that a decision would be made within the next 30 days, providing for more aggressive cleaning of heavily trafficked areas, floors and restrooms in all regional libraries. He also noted the lawns would be cut weekly starting June 1st.

Chairman Souto noted Miami-Dade County was a national and international tourist destination visited by politicians and dignitaries from other countries and it was important to ensure that restrooms and other facilities were always clean and well-maintained.

1D4

071051 Report

DISCUSSION ITEM RE: OUTDOOR EXHIBITION OF
FAMILY FILMS IN PARKS TO BRING FAMILIES AND
CHILDREN TOGETHER IN COMMUNITIES

Presented

Report: *Assistant County Attorney Wilfredo Ferrer read the foregoing discussion item into the record.*

Ms. Vivian Donnell Rodriguez, Director, Parks & Recreation Department, spoke in support of this proposal and noted the department had already done outdoor films in parks, which was a great place. The department did a series of short film at the Deering Estates in a few months ago conjunction with the Miami Film festival. Ms. Donnell Rodriguez pointed out that funding and securing sponsorships for these types of events were an issue; that in other cities corporations had in some cases underwritten the cost of rental equipment and the film itself. She reassured Chairman Souto that the department was exploring the possibilities and had met with a local non-profit film organization and discussed the possibility of doing these types of events in parks.

1E

PUBLIC HEARING

1E1

070452 Ordinance Sen. Javier D. Souto

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

Withdrawn

Report: See Agenda Item 1E1 Substitute Amended; Legislative File No. 071209.

1E1 SUB.

071103 Ordinance Sen. Javier D. Souto

ORDINANCE PERTAINING TO CHAPTER 26 OF THE CODE OF MIAMI-DADE COUNTY ENTITLED "PARK AND RECREATION DEPARTMENT RULES AND REGULATIONS"; DELETING SECTION 26-33; CREATING ARTICLE III TO REQUIRE CRIMINAL BACKGROUND CHECKS FOR ALL PERSONS WORKING OR VOLUNTEERING ON COUNTY PARK PROPERTY; REQUIRING CONFIRMATION THAT AN EMPLOYEE OR VOLUNTEER IS NOT LISTED ON THE NATIONAL SEX OFFENDER PUBLIC WEBSITE; PROHIBITING SEXUAL OFFENDERS, SEXUAL PREDATORS, CERTAIN VIOLENT FELONS, CERTAIN NARCOTICS TRAFFICKERS, AND NON-LEGAL IMMIGRANTS FROM WORKING OR VOLUNTEERING ON PARK PROPERTY BELONGING TO MIAMI-DADE COUNTY; PROVIDING AUTHORITY FOR ENFORCEMENT BY CIVIL PENALTY; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE 070452]

Amended

Report: See Agenda 1E1 Substitute Amended; Legislative File No. 071209.

1E1 SUB. Amended

071209 Ordinance

Sen. Javier D. Souto

ORDINANCE PERTAINING TO CHAPTER 26 OF THE CODE OF MIAMI-DADE COUNTY ENTITLED "PARK AND RECREATION DEPARTMENT RULES AND REGULATIONS"; DELETING SECTION 26-33; CREATING ARTICLE III TO REQUIRE CRIMINAL BACKGROUND CHECKS FOR ALL PERSONS WORKING OR VOLUNTEERING ON COUNTY PARK PROPERTY; REQUIRING CONFIRMATION THAT AN EMPLOYEE OR VOLUNTEER IS NOT LISTED ON THE NATIONAL SEX OFFENDER PUBLIC WEBSITE; PROHIBITING SEXUAL OFFENDERS, SEXUAL PREDATORS, CERTAIN VIOLENT FELONS, CERTAIN NARCOTICS TRAFFICKERS, AND NON-LEGAL IMMIGRANTS FROM WORKING OR VOLUNTEERING ON PARK PROPERTY BELONGING TO MIAMI-DADE COUNTY; PROVIDING AUTHORITY FOR ENFORCEMENT BY CIVIL PENALTY; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NOS. 070452 AND 071103]

Forwarded to BCC with a favorable recommendation with committee amendment(s)

Mover: Souto

Seconder: Rolle

Vote: 5-0

Absent: Jordan

Report: *Assistant County Attorney Wilfredo Ferrer read the foregoing proposed ordinance into the record.*

Chairman Souto, as sponsor of this proposed ordinance, relinquished the Chair to Commissioner Moss.

Vice Chairman Moss opened the public hearing and called for persons wishing to be heard.

Mr. Jay Baum, CEO/Risk Manager, Miami-Dade County Fair and Expo Inc. MDCFE, appeared before the Board in support of the foregoing proposed ordinance. He noted he applauded Chairman Souto for developing this proposed resolution, noting the MDCFE had been conducting background checks for 600 plus employees long before this proposal. Consequently, he had been working County staff and they had ironed out some difficulties, which were reflected in the substitute ordinance. Additionally, he questioned Item B1 in the Shannon Melendi Act on handwritten page 6, providing that a volunteer on a County-owned and operated park cannot volunteer more than 72 consecutive hours and Item H on handwritten page 7, defining a volunteer as child event work or a park vendor for more than one (1) day in any (6) month period. He also questioned the language contained within Item D on handwritten page 7, identifying persons and events exempted from the

definition of park vendor. Mr. Baum expressed concern that a conflict or a misunderstanding existed regarding these items and requested further clarification.

Assistant County Attorney Monica Rizo explained the exemption only applied to 1-day events; that 3-day event would not be exempted pursuant to this ordinance.

Following further clarification by the Assistant County Attorney, Chairman Souto noted Mr. Baum was trying to clarify that the language should be change based on whether the event involved children, as opposed to adults. He suggested this ordinance be amended to add appropriate language to exempt 3-day shows (off season events in which only adults attended) from this ordinance. Mr. Baum responded to Commissioner Rolle's request for clarification.

In regards to Mr. Baum's question regarding the definition of a volunteer and the hours they could work, Ms. Rizo stated the volunteer clause was intended to exempt any volunteer that has been a volunteer for only one day in a six month period, they would be exempted from having to undergo a background check altogether. If a volunteer is working a period less than 72 hours, he/she may by-pass the background check requirement provided they are accompanied by someone who has undergone a background check.

Mr. Baum pointed out that the exemption as written would result in extenuating circumstances for events that required up to 600 volunteers.

Chairman Souto noted persons volunteering for 72 hours should not require accompaniment.

Vice Chairman Moss expressed concern regarding the cost of conducting the proposed background checks, particularly for Community-Based and other volunteer organizations. He questioned whether staff had considered retaining an outside entity to conduct background checks and to defray some of the cost.

Following further comments, Commissioner Moss asked Assistant County Manager Alex Munoz to research the feasibility of retaining an outside entity to conduct criminal background checks for volunteers at County Parks.

Ms. Vivian Donnell Rodriguez, Director, Parks &

Recreation & Cultural Affairs Committee

FINAL OFFICIAL

Meeting Minutes

Monday, April 09, 2007

Recreation Department, Committee members that some organizations did provide background checks, and she would initiate efforts to identify a company and report by to the Committee.

Mr. Baum noted he currently utilized a private professional background screening company at a fee of \$15 for a national background check through one database, including the national sexual predator database. Commissioner Souto recommended that Ms. Donnell Rodriguez work with Baum to identify an entity.

Mr. Kenneth Newman, 1030 SW 1st Avenue spoke in support of the foregoing proposed ordinance, he asked the committee to work closely with the sports community under the national governing bodies to save the county money.

Ms. Mary Pettit (phonetic), 13395 SW 89th Court, spoke in opposition of the foregoing ordinance. She noted she was specifically opposed to the scope and depth of the ordinance. Ms. Pettit suggested the committee seek council from the school board regarding the challenges they have faced with the "Jessica Lunsford Act". She noted this act had placed undue hardship on people that had any kind of criminal activity on their record.

Mr. Paul Broman (phonetic), 10013 SW 223rd Lane, spoke in opposition of the foregoing ordinance. Mr. Broman stated he was a representative of the Zoological Society of Florida. Mr. Broman said most of their events were intensely volunteer driven and they would not be able to carry on large events under the current language of the foregoing ordinance.

Vice Chairman Moss asked if it was Mr. Broman's suggestion that a waiver be provided for weekend/3 day events.

Mr. Broman stated he agreed with Vice Chairman Moss and it would not be feasible to prescreen every volunteer.

In response to Chairman Souto's question regarding adding the 72 hour exemption, Assistant County Attorney Rizo stated this language would be added to the foregoing ordinance.

Mr. David Guzman (phonetic) 1825 Ponce DeLeon Boulevard spoke in support of the foregoing ordinance. He expressed concern regarding how this ordinance would affect high

Recreation & Cultural Affairs Committee
Meeting Minutes

FINAL OFFICIAL

Monday, April 09, 2007

school students that were required to complete community hours to graduate. He stated many students were illegal immigrants and this ordinance would exclude them from doing community hours, He recommended the language be changed to address these issues.

Ms. Katria Whitfield (phonetic) 516 Navarro Avenue, spoke in opposition of the foregoing ordinance.

Hearing no other persons wishing to appear in connection with this item, the public hearing was closed.

Chairman Souto asked that this ordinance also be amended to exclude background checks on students 17 years of age or less.

Assistant County Attorney Rizzo noted the foregoing proposed ordinance should be amended to delete the following language on page 6, under section 26-37, Item B1: "volunteers have to be accompanied by someone having undergone a criminal background check," and to replace it with the following language: "any volunteer who is on a park owned or operated by Miami-Dade County for a period not to exceed 72 consecutive hours." Additionally, Ms. Rizzo noted a scrivener's error existed in Item B3 and should be corrected to read as follows: "official sponsors of a carnival or fair who are at all times accompanied by a person having undergone a criminal background check." On page 7, under D1, delete the providing that a volunteer must be accompanied by a person having undergone a criminal background check and insert the following language: "any volunteer who is on a park owned or operated by Miami-Dade County for a period not to exceed 72 consecutive hours," and Item D8 Trade Show, should be added to the exemption to read as follows: carnivals, festivals, trade shows and fairs that do not host amusement rides. Under H, the definition of volunteers shall be changed from 1 day to 72 consecutive hours, child event workers and park vendors should be deleted and this item should read as follows: "volunteers shall refer to any individual performing volunteer duties for a CBO for a programming partner or for the Miami-Dade Park and Recreation Department for more than 72 consecutive hours in any six month period." In addition, Ms. Rizzo noted this ordinance should only apply to persons 18 years of age and older."

Commissioner Sorenson suggested staff take a closer look at the unintended consequences the foregoing ordinance.

Vice Chairman Moss explained his concerns regarding the unintended consequences may be similar to those experienced by Dade County School System; that school system was extremely stringent in following the letter of the law and did not provide the flexibility to address individual background checks on a case-by-case basis, which hurt a lot of people. He noted the school board had subsequently revisited its process and issued waivers to individuals who were affected.

Commissioners Sorenson asked if a person was arrested for shoplifting when they were 15 years old, would they be precluded from volunteering at a park, in response Mr. Baum stated shoplifting was a misdemeanor and the ordinance called for crimes of violence within the last 5 years, crimes of a sexual nature, selling narcotics within the last 5 years. He stated they were not allowed to run a background check for persons under the age of 18, unless they were convicted as an adult.

Assistant County Attorney Rizzo stated the ordinance would also be amended to reflect that those persons volunteering through a high school volunteering program will also be exempted from the requirement of having to undergo a background check.

Hearing no further comments or discussion, the Committee proceeded to vote on the foregoing ordinance.

2 COUNTY COMMISSION

2A

070972 Resolution

Sen. Javier D. Souto

RESOLUTION ESTABLISHING TAX EXEMPT TRUST FUND TO PAY COST OF BRONZE SCULPTURE OF FORMER PRESIDENT RONALD W. REAGAN TO BE LOCATED AT RONALD REAGAN EQUESTRIAN CENTER

**Amended
Seconder: Rolle**

Recreation & Cultural Affairs Committee

FINAL OFFICIAL

Meeting Minutes

Monday, April 09, 2007

2A Amended

071170 Resolution Sen. Javier D. Souto

RESOLUTION ESTABLISHING TAX EXEMPT TRUST FUND TO PAY COST OF SCULPTURE OF FORMER PRESIDENT RONALD W. REAGAN TO BE LOCATED AT RONALD REAGAN EQUESTRIAN CENTER

Forwarded to BCC with a favorable recommendation with committee amendment(s)
Mover: Souto
Seconder: Rolle
Vote: 5-0
Absent: Jordan

2B

070945 Resolution Bruno A. Barreiro

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE APRIL 12-15, 2007 BOTS IQ NATIONAL ROBOTICS COMPETITION SPONSORED BY BOTS IQ INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$2,232.00 TO BE FUNDED FROM THE DISTRICT 5 IN-KIND RESERVE FUND

Forwarded to BCC with a favorable recommendation
Mover: Rolle
Seconder: Souto
Vote: 5-0
Absent: Jordan

2C

070920 Resolution Rebeca Sosa

RESOLUTION AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE JUNE 9, 2007 DOLPHIN FISHING TOURNAMENT AND FISH FRY SPONSORED BY OPTIMIST CLUB OF MIAMI SPRINGS FLORIDA, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$3,866.00 TO BE FUNDED FROM THE DISTRICT 6 IN-KIND RESERVE FUND

Forwarded to BCC with a favorable recommendation
Mover: Rolle
Seconder: Souto
Vote: 5-0
Absent: Jordan

2D

070678 Resolution Barbara J. Jordan

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE JULY 15, 2006 BACK 2 SCHOOL JAMBOREE SPONSORED BY THE ANTIOCH MISSIONARY BAPTIST CHURCH OF CAROL CITY, FL, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$716.00 TO BE FUNDED FROM THE DISTRICT 1 IN-KIND RESERVE FUND

Forwarded to BCC with a favorable recommendation
Mover: Moss
Seconder: Edmonson
Vote: 5-0
Absent: Jordan

2E

070607 Resolution

Sally A. Heyman

RESOLUTION DIRECTING THE INSPECTOR GENERAL
TO CONDUCT AN AUDIT OF COUNTY-OWNED WORKS
OF ART IN ART IN PUBLIC PLACES INVENTORY

Deferred to next committee meeting

Mover: Moss

Seconder: Edmonson

Vote: 5-0

Absent: Jordan

Report: *Commissioner Heyman provided a brief overview regarding the intent of the foregoing ordinance. She noted the inventory audit should contain a record of all the works of art formally accepted into the collection of Art in Public Places Program (APP), description of each piece, current location of each piece, and a current photograph of each piece. Commissioner Heyman further noted there should be an explanation of the APP's current process of maintaining inventories and catalogues of the collection. She stated there have been concerns regarding the whereabouts of a number of APP's artworks. An audit was conducted in 2000, numerous artworks were listed as "unlocated", and Commissioner Heyman suggested a forensic list be compiled to identify the artworks, locate the pieces and properly catalogue them. She further suggested the audit be conducted by the Inspector General.*

Commissioner Sorenson stated she was alarmed about the missing pieces. She asked the Director of APP to explain how inventory was tracked and what happened to the missing/unaccounted for artwork.

Mr. Ivan Rodriguez, Director, Art in Public Places, explained that the inventory was updated on an annual basis and had been in place since the late 1990's. He stated the database had previously crashed, but was now current. Mr. Rodriguez noted the inventory identified damaged pieces as well as a list of the "unlocated" pieces. He said the pieces were old pieces from the 1970's and 1980's, and staff was aware of the unlocated pieces. Mr. Rodriguez noted the Auditor's Office conducted an inventory audit in 2005, and that police reports were filed for the missing items and copies of the formal audit report were forwarded to the County Commission. He noted the unlocated pieces dated back 20 years ago.

Commissioner Moss asked Mr. Ivan Rodriguez, Director, Art in Public Places (APP), to provide him copies of the formal audit report that was

Recreation & Cultural Affairs Committee

FINAL OFFICIAL

Meeting Minutes

Monday, April 09, 2007

previously submitted to the County Commission regarding the APP's inventory and process of keeping track of Art work.

In response to Mr. Rodriguez's comments regarding inventory and unlocated pieces, Commissioner Heyman stated she possessed a 3 page list comprised of approximately 30 to 40 items that were not on the police report, therefore, the APP's list was inaccurate and inconsistent. She further stated better accountability was needed and a structure to forensically monitor the inventory of artwork.

Commissioner Moss expressed great concern regarding an audit being conducted by the Inspector General. He suggested Auditing Management conduct the review, and forward any criminal activities found to the Inspector General.

In response to Commissioner Rolle's question regarding the total value of the unaccounted items, Mr. Rodriguez assessed approximately \$20,000.

Assistant County Manager Munoz clarified that there were two categories involved, accession and unlocated items. He asked Mr. Rodriguez to obtain accurate totals for each category.

Mr. Rodriguez stated he welcomed an audit and noted this stemmed from the so-called missing sculpture from South Miami's Metro-rail Station, which was never missing. Mr. Rodriguez said he had written documentation since 2005 indicating the sculptures location; the sculpture had been dismantled without authorization and moved.

An annual update was conducted to keep track of inventory stated Mr. Rodriguez. Staff physically visited sites and recorded the artworks inventory number. He noted it took time to locate artwork when departments changed locations without notifying APP.

Chairman Souto concurred with Commissioner Moss regarding the audit being conducted by another entity rather than the Inspector General.

Hearing no further questions or comments, the Committee proceeded to vote on the foregoing proposed ordinance.

2F

070831 Resolution

Joe A. Martinez

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE COUNTY PARK AND RECREATION DEPARTMENT FOR THE MARCH 30-31, 2007, RELAY FOR LIFE EVENT OF WEST KENDALL SPONSORED BY AMERICAN CANCER SOCIETY, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$3,586.00 TO BE FUNDED FROM THE DISTRICT 11 IN-KIND RESERVE FUND

Forwarded to BCC with a favorable recommendation

Mover: Rolle

Seconder: Souto

Vote: 5-0

Absent: Jordan

2G

070673 Resolution

Bruno A. Barreiro

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE MARCH 3, 2007 AZUCAR AWARDS SPONSORED BY THE UNITY COALITION OF MIAMI-DADE, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$4,000.00 TO BE FUNDED FROM THE DISTRICT 5 IN-KIND RESERVE FUND

Forwarded to BCC with a favorable recommendation

Mover: Rolle

Seconder: Souto

Vote: 5-0

Absent: Jordan

2G SUPP.

071093 Report

FISCAL IMPACT STATEMENT AND OTHER PERTINENT INFORMATION RELATING TO RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE MARCH 3, 2007 AZUCAR AWARDS SPONSORED BY THE UNITY COALITION OF MIAMI-DADE, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$4,000.00 TO BE FUNDED FROM THE DISTRICT 5 IN-KIND RESERVE FUND

Forwarded to BCC with a favorable recommendation

Mover: Rolle

Seconder: Souto

Vote: 5-0

Absent: Jordan

2H

070675 Resolution**Katy Sorenson**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE MARCH 17-18, 2007 RELAY FOR LIFE SPONSORED BY THE AMERICAN CANCER SOCIETY- RELAY FOR LIFE OF EAST KENDALL, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$1,091.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

Forwarded to BCC with a favorable recommendation

Mover: Rolle

Seconder: Souto

Vote: 5-0

Absent: Jordan

2H SUPP.

071092 Report

FISCAL IMPACT STATEMENT AND OTHER PERTINENT INFORMATION RELATING TO RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE MARCH 17-18, 2007 RELAY FOR LIFE SPONSORED BY THE AMERICAN CANCER SOCIETY- RELAY FOR LIFE OF EAST KENDALL, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$1,091.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

Forwarded to BCC with a favorable recommendation

Mover: Rolle

Seconder: Souto

Vote: 5-0

Absent: Jordan

2I

071009 Resolution**Dorrin D. Rolle**

RESOLUTION DIRECTING COUNTY MANAGER TO CONDUCT A GREENWAYS AND BICYCLE TRAILS FEASIBILITY STUDY TO IDENTIFY PROJECT AREAS IN DISTRICT 2, AND TO IDENTIFY FUNDING SOURCES FOR SUCH STUDY AND FUNDING SOURCES FOR THE DEVELOPMENT OF THE GREENWAYS AND BICYCLE TRAILS

Forwarded to BCC with a favorable recommendation

Mover: Rolle

Seconder: Moss

Vote: 5-0

Absent: Jordan

2J

071010 Resolution**Dorrin Rolle**

RESOLUTION DIRECTING THE COUNTY MANAGER TO CONDUCT A FEASIBILITY STUDY TO ERECT A MINI PARK WITHIN THE PROPERTY BETWEEN N.W. 107-105 STREETS ALONG N.W. 17 AVENUE, AND TO IDENTIFY FUNDING SOURCES FOR SUCH A MINI PARK

Forwarded to BCC with a favorable recommendation

Mover: Rolle

Seconder: Souto

Vote: 5-0

Absent: Jordan

3 DEPARTMENTS

3A

070886 Resolution

RESOLUTION AUTHORIZING THE RECEIPT AND EXPENDITURE OF \$22,734 IN STATE GRANT FUNDS FROM THE STATE OF FLORIDA DIVISION OF CULTURAL AFFAIRS' FY2006-2007 LOCAL ARTS AGENCIES PROGRAM (Cultural Affairs Council)

Forwarded to BCC with a favorable recommendation
Mover: Rolle
Seconder: Sorenson
Vote: 5-0
Absent: Jordan

3B

070887 Resolution

RESOLUTION AUTHORIZING FUNDING OF FOURTEEN FELLOWSHIP AWARDS IN THE AMOUNT OF \$150,000 TO SOUTH FLORIDA ARTISTS FROM THE DEPARTMENT OF CULTURAL AFFAIRS FISCAL AGENT FOR THE FY 2006-2007 SOUTH FLORIDA CULTURAL CONSORTIUM VISUAL AND MEDIA ARTISTS FELLOWSHIP PROGRAM (Cultural Affairs Council)

Forwarded to BCC with a favorable recommendation
Mover: Rolle
Seconder: Moss
Vote: 5-0
Absent: Jordan

3C

070888 Resolution

RESOLUTION APPROVING FUNDING OF A \$20,000 GRANT FROM THE DEPARTMENT OF CULTURAL AFFAIRS AS FISCAL AGENT FOR THE SOUTH FLORIDA CULTURAL CONSORTIUM TO THE FRIENDS OF THE BASS MUSEUM FOR THE REGIONAL EXHIBITION OF THE SOUTH FLORIDA CULTURAL CONSORTIUM'S FY 2006-2007 VISUAL AND MEDIA ARTISTS FELLOWSHIP PROGRAM (Cultural Affairs Council)

Forwarded to BCC with a favorable recommendation
Mover: Rolle
Seconder: Moss
Vote: 5-0
Absent: Jordan

3D

070909 Resolution

RESOLUTION AUTHORIZING THE APPROVAL OF THIRTY-SEVEN (37) GRANTS FROM THE DEPARTMENT OF CULTURAL AFFAIRS FY 2006-2007 COMMUNITY GRANTS PROGRAM – THIRD QUARTER WITH ARCA IMAGES, INC. A/F/A MADERAMEN; ART WORKS FOR US, INC.; BRAZZ DANCE THEATER, INC.; CITY OF MIAMI - GENERAL SERVICES ADMINISTRATION/OFFICE OF PROTOCOL; COCONUT GROVE CHAMBER OF COMMERCE; CORAL GABLES CHAMBER SYMPHONY AND OPERA, INC.; CUBAN CULTURAL HERITAGE CORPORATION (HERENCIA CULTURAL CUBANA); EARTH LEARNING, INC.; EARTHMAN PROJECT, INC., THE; ESPANOLA WAY ASSOCIATION, THE; FANTASY THEATRE FACTORY A/F/A MIAMI ACTING COMPANY, INC.; FLORIDA INTERNATIONAL UNIVERSITY BOARD OF TRUSTEES, THE, FOR THE BENEFIT OF THE CUBAN RESEARCH INSTITUTION; FLORIDA INTERNATIONAL UNIVERSITY BOARD OF TRUSTEES, THE, FOR THE BENEFIT OF THE SCHOOL OF MUSIC; FRIENDS OF THE YOUNG MUSICIANS CAMP, INC.; GALATA, INC.; GREATER MIAMI BILLFISH TOURNAMENT; HISPANIC-AMERICAN LYRIC THEATRE, INC. A/F/A FOR HISPANIC CULTURAL CENTER; JACQUES MARITAIN FOUNDATION, INC.; KENDALL CHURCH OF GOD, INC.; KNOWLEDGE BUILDERS OF FLORIDA, INC.; MAD CAT THEATRE COMPANY; MASTER CHORALE OF SOUTH FLORIDA, INC.; MIAMI DANCE PROJECT, INC.; MIAMI OVERSEAS CHINESE ASSOCIATION, INC.; MIAMI WORLD THEATER, INC.; MIAMI-DADE PUBLIC LIBRARY FOUNDATION, INC.; MICHAEL ANN RUSSELL JEWISH COMMUNITY CENTER; NATIONAL ART EXHIBITION BY THE MENTALLY ILL, INC.; NEW WORLD FESTIVAL, INC.; RETHINK AND REUSE CENTER, INC.; ROOTS AND CULTURE, INC.; SOCIEDAD CULTURAL SANTA CECILIA, INC. A/F/A FOR EMILIO PUJOL CLASSICAL GUITAR FOUNDATION, INC.; SOUTH FLORIDA COMPOSERS ALLIANCE, INC. A/F/A FOR ARTEMIS PERFORMANCE NETWORK; TALENT ARTISTIC JUVENILE, INC.; TEMPLE BETH SHOLOM; UNIDAD OF MIAMI BEACH, INC. D/B/A MIAMI BEACH HISPANIC COMMUNITY CENTER; VERY SPECIAL ARTS OF FLORIDA (VSA OF FLORIDA); AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN (Cultural Affairs Council)

Forwarded to BCC with a favorable recommendation

Mover: Edmonson

Seconder: Rolle

Vote: 5-0

Absent: Jordan

3E

070942 Resolution

RESOLUTION AUTHORIZING CHANGE ORDER NO. 01 TO CONTRACT NO. CUA 9722 SMDCC WITH THE TOWER GROUP, INC., TO REPLENISH THE OWNER-CONTROLLED CONTINGENCY ACCOUNT, INCREASE FUNDS IN THE INSPECTOR GENERAL ACCOUNT, AND FUND A DEDICATED ALLOWANCE ACCOUNT IN THE SOUTH MIAMI-DADE CULTURAL ARTS CENTER'S CONSTRUCTION CONTRACT (Cultural Affairs Council)

Forwarded to BCC with a favorable recommendation

Mover: Moss

Seconder: Edmonson

Vote: 5-0

Absent: Jordan

3E Substitute

071118 Resolution

RESOLUTION AUTHORIZING CHANGE ORDER NO. 01 TO CONTRACT NO. CUA 9722 SMDCC WITH THE TOWER GROUP, INC., TO REPLENISH THE OWNER-CONTROLLED CONTINGENCY ACCOUNT, INCREASE FUNDS IN THE INSPECTOR GENERAL ACCOUNT, AND FUND A DEDICATED ALLOWANCE IN THE SOUTH MIAMI-DADE CULTURAL ARTS CENTER'S CONSTRUCTION CONTRACT [SEE ORIGINAL ITEM UNDER FILE NO. 070942] (Cultural Affairs Council)

Forwarded to BCC with a favorable recommendation

Mover: Moss

Seconder: Edmonson

Vote: 5-0

Absent: Jordan

3F

070978 Resolution

RESOLUTION AUTHORIZING STAFF TO COMPLETE NEGOTIATIONS WITH MURPHY/BAKLOT LLC (PAUL MURPHY AND ARVA JAHN) ("MURPHY/JAHN") FOR THE DEVELOPMENT OF A 199 CAR GARAGE ON THE SITE PREVIOUSLY OCCUPIED BY THE CONSTRUCTION TRAILERS SOUTH OF THE ZIFF BALLET OPERA HOUSE AND OWNED BY THE COUNTY, AND AN ADDITIONAL APPROXIMATELY 500 SPACES ON A LOT OWNED BY FLORIDA DEPARTMENT OF TRANSPORTATION ("FDOT") BUT UNDER LONG TERM PURCHASE OPTION WITH MURPHY/JAHN DIRECTLY WEST OF THE COUNTY'S LAND; COMPLETE NEGOTIATIONS UNDER CERTAIN DEFINED PARAMETERS WITH MAEFIELD HOLDINGS ("MAEFIELD") FOR THE PROPERTY EAST OF THE BOULEVARD SHOPS AND NORTH OF THE KNIGHT CONCERT HALL, A TWO ACRE TRACT THAT CAN ACCOMMODATE AN APPROXIMATELY 1,600 SPACES; AND, COMPLETE NEGOTIATIONS WITH THE FDOT FOR THE USE OF SEVERAL LOTS ADJACENT TO THE CCPA FOR APPROXIMATELY 405 TEMPORARY PARKING SPACES (General Services Administration Department)

Amended

3F Amended

071273 Resolution

RESOLUTION AUTHORIZING STAFF TO COMPLETE NEGOTIATIONS WITH MURPHY/BAKLOT LLC (PAUL MURPHY AND ARVA JAHN) ("MURPHY/JAHN") FOR THE DEVELOPMENT OF A 199 CAR GARAGE ON THE SITE PREVIOUSLY OCCUPIED BY THE CONSTRUCTION TRAILERS SOUTH OF THE ZIFF BALLET OPERA HOUSE AND OWNED BY THE COUNTY, AND AN ADDITIONAL APPROXIMATELY 500 SPACES ON A LOT OWNED BY FLORIDA DEPARTMENT OF TRANSPORTATION ("FDOT") BUT UNDER LONG TERM PURCHASE OPTION WITH MURPHY/JAHN DIRECTLY WEST OF THE COUNTY'S LAND; COMPLETE NEGOTIATIONS UNDER CERTAIN DEFINED PARAMETERS WITH MAEFIELD HOLDINGS ("MAEFIELD") FOR THE PROPERTY EAST OF THE BOULEVARD SHOPS AND NORTH OF THE KNIGHT CONCERT HALL, A TWO ACRE TRACT THAT CAN ACCOMMODATE AN APPROXIMATELY 1,600 SPACES; AND, COMPLETE NEGOTIATIONS WITH THE FDOT FOR THE USE OF SEVERAL LOTS ADJACENT TO THE CCPA FOR APPROXIMATELY 405 TEMPORARY PARKING SPACES [SEE ORIGINAL ITEM UNDER FILE NO. 070978] (General Services Administration Department)

Forwarded to BCC with a favorable recommendation with committee amendment(s)

Mover: Moss

Seconder: Edmonson

Vote: 5-0

Absent: Jordan

Report: *Assistant County Attorney Wilfredo Ferrer read the foregoing proposed resolution into the record.*

Assistant County Manager Roger Carlton explained the intent of the foregoing proposed resolution. He stated this resolution would give the authority to negotiate to develop 699 parking spaces on the west side of the Ziff Ballet Opera House, 199 across the street, and 500 on the west side of 2nd Avenue, with no net costs to the County (creating a surplus). Mr. Carlton noted the cost of land on the east side was significantly higher and the resolution allowed for negotiation on certain perimeters such as the company would assume costs for building and managing the garage and the County would commit to a fixed annual contribution as follows: The county would not own the garage at the end of the 30 years and the other that the county would own the garage. In addition to that proposal, 400 parking spaces would be constructed, on an interim basis with FDOT on land available until construction begins on Highway 395. Mr. Carlton reiterated that the resolution would only allow negotiations.

In response to Commissioner Moss' question whether this resolution would be forwarded for

Recreation & Cultural Affairs Committee

Meeting Minutes

FINAL OFFICIAL

Monday, April 09, 2007

consideration by the County Commission, Mr. Carlton responded this resolution would authorize negotiations under the aforementioned terms, extending the negotiation period for an additional 30 days. He noted the final negotiated contract must be considered by the County Commission.

Commissioner Moss initially moved to defer the foregoing proposed resolution, upon clarification of what the resolution allowed staff to do; however, he rescinded this motion, and presented an alternate motion to forward with committee amendment(s).

Hearing no further questions or comments, the Committee proceeded to vote on the foregoing proposed resolution.

3G

070939 Resolution

RESOLUTION APPROVING PRIORITY FOCUS AREAS, EVALUATION CRITERIA, AND SOLICITATION DOCUMENTS FOR FY 2007-2008 COUNTY FUNDING OF COMMUNITY BASED ORGANIZATIONS FOR THE PARK PROGRAMMING AND CAPITAL IMPROVEMENTS REQUEST FOR PROPOSALS (Park & Recreation Department)

Forwarded to BCC with a favorable recommendation
Mover: Moss
Seconder: Edmonson
Vote: 5-0
Absent: Jordan

3H

070941 Resolution

RESOLUTION AUTHORIZING EXECUTION OF EASEMENT TO FLORIDA POWER AND LIGHT COMPANY FOR THE INSTALLATION AND MAINTENANCE OF ELECTRICAL FACILITIES IN TROPICAL PARK AND AUTHORIZING THE COUNTY MANAGER TO TAKE SUBSEQUENT ACTION (Park & Recreation Department)

Forwarded to BCC with a favorable recommendation
Mover: Edmonson
Seconder: Moss
Vote: 5-0
Absent: Jordan

3I

071106 Resolution

RESOLUTION AUTHORIZING A REQUEST TO INITIATE AND ADVERTISE IN FOR CONSTRUCTION CONTRACT FOR THE HAULOVER MARINA DOCKMASTER COMPLEX, CONTRACT NO. 222302-03-003 (Park & Recreation Department)

Forwarded to BCC with a favorable recommendation

Mover: Moss

Seconder: Edmonson

Vote: 5-0

Absent: Jordan

Report: *Chairman Souto requested that staff prepare the appropriate memorandum requesting that Chairman Barreiro waive the Committee rules and procedures and allow the foregoing resolution to be forwarded to the April 24, 2007 BCC meeting for consideration.*

4 COUNTY MANAGER

4A

070962 Resolution

RESOLUTION RETROACTIVELY AUTHORIZING EXECUTION OF A MODIFICATION OF AGREEMENT TO THE LEASE WITH MUSEUM OF SCIENCE, INC FOR USE OF 3290 SOUTH MIAMI AVENUE, MIAMI, FOR THE OPERATION OF A MUSEUM OF SCIENCE AND PLANETARIUM; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (County Manager)

Forwarded to BCC with a favorable recommendation

Mover: Moss

Seconder: Rolle

Vote: 5-0

Absent: Jordan

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

6A

070973 Report

APPROVAL OF CLERKS SUMMARY OF MINUTES FOR THE MARCH 12, 2007 RECREATION AND CULTURAL AFFAIRS COMMITTEE MEETING (Clerk of the Board)

Approved

Mover: Moss

Seconder: Rolle

Vote: 5-0

Absent: Jordan

7 REPORTS

7A

070897 Report

REPORT ON UPCOMING SPECIAL EVENTS, OPENINGS
AND GROUNDBREAKING CEREMONIES (County
Manager)

Report Received

7B

070821 Resolution

SUNSET REVIEW OF COUNTY BOARDS FOR 2007 -
LIBRARY ADVISORY BOARD

Report Received

7C

071019 Report

STATUS REPORT ON THE COCONUT GROVE
PLAYHOUSE (County Manager)

Report Received

7D

071065 Report

DEPARTMENTAL BUDGET PRESENTATIONS (County
Manager)

Report Received

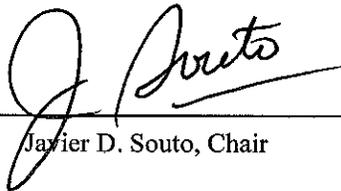
7D SUPP.

071105 Resolution

DEPARTMENTAL BUDGET PRESENTATIONS
SUPPLEMENTAL INFORMATION (County Manager)

Report Received

8 ADJOURNMENT



Javier D. Souto, Chair