



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, April 26, 2007
As Advertised

Harvey Ruvlin, Clerk
Board of County Commissioners

Kay Sullivan, Director
Clerk of the Board Division

Zorana Gainer, Commission Reporter
305-375-3570



Members Present: Bruno Barreiro; Jose "Pepe" Diaz; Carlos A. Gimenez; Joe A. Martinez; Dennis C. Moss; Dorrin Rolle; Katy Sorenson; Javier D. Souto

Members Absent: Audrey M. Edmonson; Sally A. Heyman; Natacha Seijas

Members Late: Barbara J. Jordan; Rebeca Sosa

Members Excused: None.

Members Absent County Business: None.

1 **MINUTES PREPARED BY:**

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

1A **MOMENT OF SILENCE**

1B **PLEDGE OF ALLEGIANCE**

1C **ROLL CALL**

Report: *The following staff members were present: Assistant County Manager Roger Carlton; Assistant County Manager Alina T. Hudak; Senior Advisor to the County Manager Cynthia Curry; County Attorney Murray Greenberg; Assistant County Attorney Robert Cuevas; and Deputy Clerks Kay Sullivan and Zorana Gainer.*

5C

070782 Ordinance

ORDINANCE AMENDING ORDINANCE NO. 90-52, RELATING TO THE BISCAIYNE POINTE SECURITY GUARD SPECIAL TAXING DISTRICT TO ADD INSTALLATION OF CAMERAS AND A RECORDING DEVICE IN THE GUARDHOUSE IN ACCORDANCE WITH PROVISIONS OF CHAPTER 18 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA AND PROVIDING AN EFFECTIVE DATE (Public Works Department)

*Adopted
Ordinance 07-62
Mover: Carlos A. Gimenez
Seconder: Bruno A. Barreiro
Vote: 10- 0
Absent: Edmonson, Heyman,
Seijas*

3/20/2007 *Adopted on first reading by the Board of County Commissioners*

3/20/2007 *Scheduled for a public hearing by the Board of County Commissioners before the Board of County Commissioners*

4/24/2007 *Carried over by the Board of County Commissioners*

5C1

071101 Resolution

RESOLUTION CALLING SPECIAL ELECTION IN SPECIAL TAXING DISTRICT FOR THE PURPOSE OF SUBMITTING TO QUALIFIED ELECTORS RESIDING IN BISCAYNE POINT SECURITY GUARD SPECIAL TAXING DISTRICT, FOR THEIR APPROVAL OR DISAPPROVAL, AN ORDINANCE AMENDING ORDINANCE NO. 90-52, RELATING TO THE BISCAYNE POINT SECURITY GUARD SPECIAL TAXING DISTRICT TO ADD INSTALLATION OF CAMERAS AND A RECORDING DEVICE IN THE GUARDHOUSE IN ACCORDANCE WITH PROVISIONS OF CHAPTER 18 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, AND PROVIDING AN EFFECTIVE DATE (Public Works Department)

Adopted
Resolution R-492-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 10-0
Absent: Edmonson, Heyman, Seijas

4/24/2007 Carried over by the Board of County Commissioners

5C2

070906 Resolution

RESOLUTION ADOPTING REVISED PRELIMINARY ASSESSMENT ROLL PROVIDING FOR REVISED ANNUAL ASSESSMENTS AGAINST REAL PROPERTY LOCATED WITHIN BOUNDARIES OF A SPECIAL TAXING DISTRICT KNOWN AS BISCAYNE POINT SECURITY GUARD SPECIAL TAXING DISTRICT IN ACCORDANCE WITH PROVISIONS OF CHAPTER 18 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA AND ORDINANCE NO. 90-52 AMENDED BY ORDINANCE NO. (Public Works Department)

Adopted
Resolution R-493-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 10-0
Absent: Edmonson, Heyman, Seijas

4/24/2007 Carried over by the Board of County Commissioners

7G

071166

Ordinance

Bruno A. Barreiro

ORDINANCE PERTAINING TO ZONING REGULATION OF SIGNS; PROVIDING DEFINITIONS; CREATING LIMITED EXEMPTION FOR CERTAIN MURAL SIGNS WITHIN THE CITY OF MIAMI DOWNTOWN CORE; AUTHORIZING SIGNS WITH NONCOMMERCIAL MESSAGES WHERE COMMERCIAL MESSAGES ARE PERMITTED; PROVIDING TIME LIMITATION TO ISSUE SIGN PERMIT; PROVIDING APPEAL PROCEDURES; RESTRICTING APPLICATION FOR MURALS UNDER CERTAIN CIRCUMSTANCES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NOS. 063589, 070170, 070193, 070788 AND 070976]

*Adopted**Ordinance 07-61**Mover: Bruno A. Barreiro**Seconder: Joe A. Martinez**Vote: 8-2**No: Sorenson, Souto**Absent: Edmonson, Heyman, Seijas*

Report: *Chairman Barreiro explained the intent of the foregoing proposed ordinance.*

Chairman Barreiro opened the public hearing on the foregoing proposed ordinance and the following individual spoke in support of the foregoing ordinance:

~Mr. Dusty Melton, 3430 Poinciana Avenue

The following individual(s) spoke in opposition to the foregoing proposed ordinance:

Ms. Barbara Bisno, 1000 Venetian Way #603

Ms. Judith Sandoval, 2536 S.W. 25th Terrace

There being no other persons to appear in connection with the foregoing proposed ordinance, the public hearing was closed.

Discussion ensued regarding offenders being fined and how this could be enforced.

Commissioner Moss expressed concern regarding enforcement and asked Assistant County Attorney Joni Armstrong-Coffey to research whether civil penalties could be turned into criminal penalties if offenders kept violating the law.

Mr. Sam Walthour, Director, Team Metro noted there were 20 murals in violation, six of them had been issued citations, and eight had been removed.

4/10/2007 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Governmental Operations and Environment Committee

4/24/2007 Carried over by the Board of County Commissioners

8D1M

070578 Resolution

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 10.206 ACRES OF SOUTH DADE WETLANDS PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH THE NATURE CONSERVANCY AS ASSIGNOR, MIAMI-DADE COUNTY AS ASSIGNEE, AND MELBA BOCANEGRA DE RESENDEZ AS SELLER; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE PROVISIONS CONTAINED THEREIN [SEE AGENDA ITEM NO. 8D1(D) SUPPLEMENT] (Department of Environmental Resources Management)

*Adopted
Resolution R-494-07
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Edmonson, Heyman,
Seijas*

3/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

4/24/2007 Carried over by the Board of County Commissioners

8F1A

070498 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A RETROACTIVE SUB-LEASE AGREEMENT AT THE MIAMI-DADE COUNTY HERBERT S. SAFFIR PERMITTING AND INSPECTION CENTER, 11805 S.W. 26 STREET, MIAMI, WITH STATE OF FLORIDA DEPARTMENT OF HEALTH, MIAMI-DADE COUNTY HEALTH DEPARTMENT, BUREAU OF ENVIRONMENTAL HEALTH, FOR PREMISES TO BE UTILIZED TO PROVIDE SERVICES TO CITIZENS REQUIRING PERMITTING AND INSPECTION SERVICES; AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

*Adopted
Resolution R-495-07
Mover: Barbara J. Jordan
Seconder: Dennis C. Moss
Vote: 10- 0
Absent: Edmonson, Heyman,
Seijas*

3/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

3/14/2007 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

4/24/2007 Carried over by the Board of County Commissioners

8F1L

070622 Resolution

RESOLUTION DECLARING SURPLUS COUNTY-OWNED PROPERTY LOCATED AT N.W. 36TH STREET EAST OF N.W. 12TH AVENUE; AUTHORIZING THE PUBLIC SALE OF SAME TO THE HIGHEST BIDDER; WAIVING ADMINISTRATIVE ORDER 8-4 AS IT RELATES TO REVIEW BY THE PLANNING ADVISORY BOARD; AUTHORIZING THE COUNTY MANAGER TO TAKE ALL ACTIONS NECESSARY TO ACCOMPLISH THE SALE OF SAID PROPERTY; AND AUTHORIZING EXECUTION OF A COUNTY DEED FOR SUCH PURPOSE BY THE COUNTY MAYOR OR HIS DESIGNEE (General Services Administration Department)

*Adopted
Resolution R-496-07
Mover: Joe A. Martinez
Seconder: Rebeca Sosa
Vote: 10- 0
Absent: Edmonson, Heyman,
Seijas*

3/14/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee

4/24/2007 Carried over by the Board of County Commissioners

8F1M

070898 Resolution

RESOLUTION DECLARING SURPLUS COUNTY-OWNED PROPERTIES LOCATED ADJACENT TO THE DOUGLAS ROAD METRORAIL STATION, PURSUANT TO SECTION 125.35 FLORIDA STATUTES, AUTHORIZING THE PUBLIC SALE OF SAME TO ONE HIGH BIDDER; WAIVING ADMINISTRATIVE ORDER 8-4 AS IT RELATES TO REVIEW BY THE PLANNING ADVISORY BOARD; AUTHORIZING THE COUNTY MANAGER TO TAKE ALL ACTIONS NECESSARY TO ACCOMPLISH THE SALE OF SAID PROPERTIES; AND AUTHORIZING EXECUTION OF A COUNTY DEED BY THE MAYOR FOR SUCH PURPOSE [SEE ORIGINAL ITEM UNDER FILE NO. 070621] (General Services Administration Department)

Amended

Report: *See Agenda Item 8F1M Amended; Legislative File No. 072362.*

3/14/2007 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Transit Committee

4/24/2007 Carried over by the Board of County Commissioners

8F1M Amended

072362 Resolution

RESOLUTION DECLARING SURPLUS COUNTY-OWNED PROPERTIES LOCATED ADJACENT TO THE DOUGLAS ROAD METRORAIL STATION, PURSUANT TO SECTION 125.35 FLORIDA STATUTES, AUTHORIZING THE PUBLIC SALE OF SAME TO ONE HIGH BIDDER TO THE EXTENT SAID BID IS NO LESS THAN THE APPRAISED VALUE OF THE PROPERTIES; WAIVING ADMINISTRATIVE ORDER 8-4 AS IT RELATES TO REVIEW BY THE PLANNING ADVISORY BOARD; AUTHORIZING THE COUNTY MANAGER TO TAKE ALL ACTIONS NECESSARY TO ACCOMPLISH THE SALE OF SAID PROPERTIES; AND AUTHORIZING EXECUTION OF A COUNTY DEED BY THE MAYOR FOR SUCH PURPOSE [SEE ORIGINAL ITEM UNDER FILE NOS. 070621, 070898] (General Services Administration Department)

*Adopted as amended
Resolution R-497-07
Mover: Dennis C. Moss
Seconder: Jose "Pepe" Diaz
Vote: 7- 2
No: Barreiro, Souto
Absent: Edmonson, Heyman,
Martinez, Seijas*

Report: *In response to Commissioner Gimenez's question regarding zoning, Mr. Frank Talleda, Chief of Joint Development & Leasing, Miami-Dade Transit (MDT), explained that no zoning on the property existed, the zoning had to be created, and the zoning would be compatible with what the Master Plan allowed.*

Commissioner Gimenez noted that he would not vote in favor of the foregoing proposed resolution until he was clear about the zoning of the property.

Commissioner Sosa noted she would not support the foregoing proposed resolution as well.

Commissioner Rolle noted his support of the proposed foregoing resolution and noted that the deficits needed to be addressed.

County Manager Burgess noted that staff would provide an action plan within the coming weeks regarding the shortfall of the project.

Assistant County Attorney Bruce Libhaber noted language would be added that would waive any rights to assert claim.

8J1C

070464 Resolution

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

*Denied**Mover: Carlos A. Gimenez**Seconder: Joe A. Martinez**Vote: 10- 0**Absent: Edmonson, Heyman, Seijas*

Report: *See report under Agenda Item 8J1F.*

- 2/14/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee*
- 3/6/2007 Deferred by the Board of County Commissioners*
- 3/20/2007 Carried over by the Board of County Commissioners*
- 3/22/2007 Deferred by the Board of County Commissioners*
- 4/24/2007 Carried over by the Board of County Commissioners*

8J1D

070959 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A JOINT PARTICIPATION AGREEMENT (JPA) WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) TO PROVIDE \$108,000,000 IN NEW STARTS TRANSIT PROGRAM FUNDING FOR THE CONSTRUCTION OF A 9.5 MILE METRORAIL EXTENSION BETWEEN THE EXISTING MARTIN LUTHER KING JR. METRORAIL STATION AND THE BROWARD COUNTY LINE [SEE ORIGINAL ITEM UNDER FILE NO. 070700] (Miami-Dade Transit Agency)

*Adopted**Resolution R-498-07**Mover: Carlos A. Gimenez**Second: Joe A. Martinez**Vote: 8-0**Absent: Jordan, Rolle, Edmonson, Heyman, Seijas*

Report: *Commissioner Gimenez gave a brief explanation of the intent of the foregoing proposed resolution and asked if the Florida Department of Transportation (FDOT) had given the approval to move forward with the extension of the North Corridor of the Metrorail station.*

In response to Commissioner Gimenez's comments Mr. Alberto Hernandez, Deputy Director, Miami-Dade Transit (MDT), responded that he had received notice to proceed immediately and to begin acquiring land via eminent domain for the North Corridor. However, Mr. Hernandez explained, this was not approval to begin construction.

Commissioner Gimenez expressed concern regarding FDOT only approving land acquisition and asked about the possibility of FDOT not approving construction after land had been acquired.

In response to Commissioner Gimenez's concerns Assistant County Manager Ysela Llord stated there was a possibility that FDOT could deny construction after land had been acquired.

Assistant County Manager Llord assured Commissioner Gimenez that in the event FDOT did not approve construction, Miami-Dade County would not be held liable for the \$108,000,000.

3/14/2007 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Transit Committee

4/24/2007 Carried over by the Board of County Commissioners

8J1F

071063 Resolution

RESOLUTION AUTHORIZING ADDITIONAL APPROPRIATION OF \$10 MILLION INCLUDED UNDER THE PROFESSIONAL SERVICES AGREEMENT BETWEEN MIAMI-DADE COUNTY AND PARSONS BRINCKERHOFF QUADE AND DOUGLAS, INC. TO PROVIDE PROGRAM MANAGEMENT CONSULTING SERVICES FOR THE IMPLEMENTATION OF THE PEOPLE'S TRANSPORTATION PLAN, CONTRACT NO. TR04-PTP1 (Miami-Dade Transit Agency)

Adopted

Resolution R-499-07

Mover: Dorrin D. Rolle

Seconder: Dennis C. Moss

Vote: 9-1

No: Martinez

Absent: Edmonson, Heyman,

Seijas

Report: *There being no objection, the Board considered Agenda Items 8JIC and 8JIF simultaneously.*

Commissioner Gimenez expressed concern regarding the amount of the \$10 million contract (Agenda Item 8JIF) possibly being increased and asked why the increase was so large. He also requested clarification as to why the increased price of steel, concrete and labor had any correlation to engineering.

Mr. Albert Hernandez, Deputy Director, Miami-Dade Transit, stated that the increase in capital costs did not drive the Program Management Consultant (PMC) team costs. He noted the PMC costs would be driven by the complexity of the project, the duration of the job, the scope, labor, and numerous other attributes. He noted an increase in labor costs and in wages to professional had also taken place.

In response to Mr. Hernandez's comments, Commissioner Gimenez noted that he needed a better explanation than had been provided.

Discussion ensued regarding the amount of this contract, the possibility of the amount being increased, and the contract process.

Assistant County Manager Ysela Llord responded to Commissioner Gimenez's concerns, noting that according to her discussions with Miami-Dade Transit (MDT), concrete, asphalt, and steel costs would not drive engineering support costs.

Commissioner Gimenez suggested that the language on handwritten page 3, paragraph two, of the foregoing proposed resolution be modified to reflect Ms. Llord's comment.

Ms. Llord responded to Commissioner Gimenez's inquiries regarding a contract process, which Ms. Llord noted would be followed; regarding funding availability as related to progress on the project; regarding remedial action, Ms. Llord noting that efforts were being made to ensure remedial action was in place.

Commissioner Gimenez asked Assistant County Manager Ysela Llord to have the language deleted regarding an increase in the second paragraph on handwritten page 3 of Agenda Item 8JIF, and in the third paragraph on handwritten page two of Agenda Item 8JIC. He also asked that if funds in excess of \$96 million were needed, that the reasons for this need be itemized.

Commissioner Moss asked the County Manager to provide a report regarding the history of this issue, in particular explaining how much funding had been provided for the Program Management Consulting contract, how it was utilized and how much was spent. He expressed further concerns regarding misinformation in the media concerning the amount of the contract.

Mr. Hernandez explained that the original contract was advertised at \$84 million for seven years (7), the Regional Transportation Committee reduced the contract to \$44 million for seven (7) years which was approved, and there was a stipulation that required MDT to return to the Board when \$25 million was reached in order to access the additional \$19 million.

Assistant County Manager Ysela Llord clarified that the reduction to \$44

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million had occurred in the County Manager's Office, not at the Transit Committee meeting.

In response to Commissioner Moss' question regarding how much funding staff had access to from the PMC contract so far, Mr. Hernandez responded that staff had access to \$25 million.

Mr. Hernandez responded affirmatively to Commissioner Moss's question regarding whether the choice presented to the Board today (4/26) was between \$10 million and \$19 million in order to maintain the contract.

Commissioner Moss initiated discussion regarding the addition of three firms by the prime contractor before approval had been received from MDT, and payment of related invoices; the issue that the PMC was told it could meet Disadvantaged Business Enterprise (DBE) requirements by adding DBE firms; the questions of why the PMC was unable to meet its 25% goal regarding DBEs and why it was necessary to bring in additional firms; and the current participation rate regarding the DBE team.

Commissioner Rolle initiated discussion regarding whether development of the 27th Avenue North Corridor would cease if the request for \$10 million was approved and regarding payments to subcontractors.

Assistant County Manager Ysela Llord noted that development would continue if the foregoing resolution was approved.

Discussion ensued regarding the 25% DBE (Disadvantage Business Enterprise) goal not being met and complaints by DBEs of late payments.

Commissioner Rolle asked Assistant County Manager Llord to find out by the next Transit Committee meeting why some DBE subcontractors were not being paid, why prime contractors were delayed in paying the subcontractors, and why the 25% DBE goal had not been met. He also noted he would like to be informed of the methodology for tabulating the percentage of dollars provided to DBEs.

Commissioner Martinez expressed concern regarding the proposed amount of the contract and the services "consultants" provided. He noted he was not in support of the foregoing proposed resolution.

Chairwoman Jordan expressed concern regarding a non-DBE African American female firm being dismissed from the contract. She expressed further concern that if the contract was not awarded to a DBE and a minority or a non-DBE firm was downsized in terms of the profit margin, the profit margin of the principal prime would be increased.

Chairwoman Jordan expressed concern regarding denial of firms and asked that a written report explaining why firms were denied be submitted by the next Transportation Committee meeting scheduled for May 16, 2007.

In response to Commissioner Rolle's question regarding who was responsible for monitoring the contract, Assistant County Manager Llord explained that Mr. Alberto Hernandez, Deputy Director, Miami-Dade Transit (MDT) had been assigned by the Director of MDT as the Contracting Officer's Representative (COR) and it was his duty to monitor and administer this contract.

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Commissioner Gimenez concurred with Vice Chairwoman Jordan's comments and expressed concerns regarding substitution of firms.

In response to Commissioner Gimenez's concerns regarding substitution of firms, Assistant County Manager Llort stated that she was committed to making sure this did not occur.

Discussion ensued regarding whether the non-DBE African-American firm's percentage was counted as part of the DBE percentage, regarding the issue concerning specialized services previously raised by Commissioner Moss, and regarding Commissioner Moss's request that Miami-Dade Transit review the contract on an on-going basis.

Hearing no other discussion, the Committee proceeded to vote on the foregoing proposed resolutions.

4/11/2007 Forwarded to the BCC by the BCC Chairperson with a favorable recommendation from the Transit Committee

4/24/2007 Carried over by the Board of County Commissioners

8J1F SUPPLEMENT

071205 Supplement

SUPPLEMENTAL INFORMATION RE: ADDITIONAL APPROPRIATION OF \$10 MILLION UNDER THE PSA BETWEEN MIAMI-DADE COUNTY AND PARSONS BRINCKERHOFF QUADE AND DOUGLAS, INC.

Presented

4/24/2007 Carried over by the Board of County Commissioners

11A3

070609 Resolution Barbara J. Jordan, Dennis C. Moss

RESOLUTION DEDICATING THE OPA-LOCKA HEAD START/EARLY HEAD START CENTER IN HONOR OF MRS. OPHELIA E. BROWN-LAWSON AND NAMING THIS COUNTY-OWNED BUILDING THE OPHELIA E. BROWN-LAWSON COMMUNITY ENRICHMENT CENTER (R. A. Cuevas, Jr.)

Adopted Resolution R-500-07 Mover: Barbara J. Jordan Seconder: Joe A. Martinez Vote: 10- 0 Absent: Edmonson, Heyman, Seijas

3/14/2007 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

4/24/2007 Carried over by the Board of County Commissioners

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11A17

070597 Resolution Dennis C. Moss

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE JULY 5-8, 2006 MISS FLORIDA PAGEANT SPONSORED BY THE MISS FLORIDA SCHOLARSHIP PAGEANT ORGANIZATION, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$10,359.60 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

*Adopted
Resolution R-501-07
Mover: Dennis C. Moss
Seconder: Barbara J. Jordan
Vote: 9- 1
No: Sorenson
Absent: Edmonson, Heyman,
Seijas*

3/12/2007 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

4/24/2007 Carried over by the Board of County Commissioners

11A35

**070881 Resolution Joe A. Martinez,
Katy Sorenson**

RESOLUTION REQUIRING PHASED REPLACEMENT OF INCANDESCENT LIGHTBULBS IN COUNTY-OWNED AND COUNTY-OPERATED BUILDINGS WITH ENERGY STAR QUALIFIED COMPACT FLUORESCENT LAMPS (CFLS) [SEE ORIGINAL ITEM UNDER FILE NO. 070660]

Amended

Report: *See Agenda Item No. 11A35 Amended; Legislative File No. 071451.*

3/13/2007 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Budget and Finance Committee

4/24/2007 Carried over by the Board of County Commissioners

11A35 Amended

**071451 Resolution Joe A. Martinez,
Katy Sorenson**

RESOLUTION REQUIRING PHASED REPLACEMENT OF INCANDESCENT LIGHTBULBS IN COUNTY-OWNED AND COUNTY-OPERATED BUILDINGS WITH ENERGY STAR QUALIFIED COMPACT FLUORESCENT LAMPS (CFLS) [SEE ORIGINAL ITEMS UNDER FILE NO. 070660 AND 070881]

*Adopted as amended
Resolution R-502-07
Mover: Joe A. Martinez
Seconder: Carlos A. Gimenez
Vote: 10- 0
Absent: Edmonson, Heyman,
Seijas*

Report: *Assistant County Manager Ian Yorty read into the record an amendment to the foregoing proposed resolution to correct the language as follows: Under Section 1, following "shall not apply to the Vizcaya Museum and Gardens," "and areas in historical buildings, museums, and other County buildings where it would be to the detriment of the County"*

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11A35 SUPPLEMENT

071145 Supplement

SUPPLMENTAL INFORMATION TO RESOLUTION REQUIRING PHASED REPLACEMENT OF INCANDESCENT LIGHT BULBS IN COUNTY-OWNED AND COUNTY-OPERATED BUILDINGS – RECOMMENDING EXEMPTION CRITERIA

Approved
Mover: Joe A. Martinez
Second: Carlos A. Gimenez
Vote: 10-0
Absent: Edmonson, Heyman, Seijas

4/24/2007 Carried over by the Board of County Commissioners

11A36

070639 Resolution Katy Sorenson, Audrey M. Edmonson

RESOLUTION DIRECTING THE COUNTY MANAGER TO STUDY THE FEASIBILITY OF ESTABLISHING A LOCAL RENTAL HOUSING ASSISTANCE PROGRAM FOR VERY LOW INCOME TO MODERATE INCOME FAMILIES RESIDING IN MIAMI-DADE COUNTY

Amended

Report: It was moved by Commissioner Sorenson that the foregoing proposed resolution be adopted as amended. This motion was seconded by Commissioner Rolle, and upon being put to a vote, passed by a vote of 9-0. (Commissioners Heyman, Edmonson, Martinez and Seijas were absent).

The amended version was assigned Resolution No. R-503-07.

- 3/14/2007 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee
3/20/2007 4 Day Rule Invoked by the Board of County Commissioners
4/24/2007 Carried over by the Board of County Commissioners

11A39

070608 Resolution Jose "Pepe" Diaz

RESOLUTION DIRECTING THE CHARTER REVIEW TASK FORCE TO REVIEW WHETHER THE PROPERTY APPRAISER, TAX COLLECTOR, SHERIFF AND SUPERVISOR OF ELECTIONS SHALL BE ELECTED POSITIONS SUBJECT TO RECALL BY THE VOTERS

Adopted
Resolution R-504-07
Mover: Jose "Pepe" Diaz
Second: Joe A. Martinez
Vote: 9-0
Absent: Edmonson, Heyman, Sosa, Seijas

- 3/13/2007 Forwarded to the BCC by the BCC Chairperson with a favorable recommendation from the Governmental Operations and Environment Committee
3/20/2007 Deferred by the Board of County Commissioners
4/24/2007 Carried over by the Board of County Commissioners

11A41

070197 Resolution Bruno A. Barreiro

RESOLUTION URGING THE FLORIDA LEGISLATURE TO AMEND FLORIDA'S SUNSHINE LAW TO ALLOW TWO MEMBERS OF A BOARD OF COUNTY COMMISSIONERS OR CITY COUNCIL THAT HAS MORE THAN TWELVE MEMBERS TO MEET AND DISCUSS CERTAIN ISSUES WITHOUT COMPLYING WITH NOTICE AND OTHER REQUIREMENTS OF THE SUNSHINE LAW

The motion that this Resolution be Adopted failed.

Mover: Bruno A. Barreiro

Secunder: Jose "Pepe" Diaz

Vote: 4- 6

No: Sosa, Gimenez, Sorenson, Moss, Souto, Martinez

Absent: Edmonson, Heyman, Seijas

Report: *Chairman Barreiro relinquished the Chair to Commissioner Sorenson.*

Commissioner Gimenez noted he was not in support of the foregoing proposed resolution, and stated he felt the Florida Legislature would not support this either.

Commissioners Moss and Sosa concurred with Commissioner Gimenez and noted they were not in support of the foregoing proposed resolution.

Commissioner Martinez noted his concerns regarding which entity should implement the proposal contained in this resolution.

Commissioner Barreiro spoke in support of the foregoing proposed resolution, noting it would promote consensus with regard to large boards consisting of more than 12 members. He also expressed concerns regarding the Sunshine Law as related to the empowerment of lobbyists and special interests and restrictions on the public and public representatives. He also expressed concern that neither Congress nor the Senate had imposed it upon themselves.

Commissioner Diaz expressed concern regarding other states not adopting the Sunshine Law and noted he was in support of the foregoing proposed resolution.

3/13/2007 Forwarded to the BCC by the BCC Chairperson without recommendation from the Budget and Finance Committee

3/20/2007 Carried over by the Board of County Commissioners

3/22/2007 Deferred by the Board of County Commissioners

4/24/2007 Carried over by the Board of County Commissioners

11A42

070829 Resolution Joe A. Martinez

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

Amended

Report: *See Agenda Item 11A42 Amended; Legislative File No. 071324.*

4/24/2007 Carried over by the Board of County Commissioners

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11A42 Amended

071324 Resolution Joe A. Martinez

RESOLUTION APPROVING THE ALLOCATION OF FY 2006-2007 DISTRICT RESERVE FUNDS OF DISTRICT 11 [SEE ORIGINAL ITEM UNDER FILE NO. 070829]

Adopted as amended
Resolution R-505-07
Mover: Joe A. Martinez
Seconder: Rebeca Sosa
Vote: 10- 0
Absent: Edmonson, Heyman, Seijas

Report: Commissioner Sorenson relinquished the Chair to Chairman Barreiro.

Commissioner Martinez noted the following amendment to the District Reserve Allocation for District 11:

- ~Victim Services - \$1,000
- ~Citizen's Crime Watch - \$400
- ~Movie Night in Dist 11- up to \$1,000
- ~Soccer Academy of the Americas Miami - \$5,000
- ~Christopher Columbus High School - \$2,500
- ~St. Thomas the Apostle School - \$1,000

11A62

071179 Resolution Joe A. Martinez

RESOLUTION DIRECTING THE COMMISSION AUDITOR TO CREATE AND STAFF A BUDGET SECTION WITHIN THE OFFICE OF COMMISSION AUDITOR

Adopted
Resolution R-506-07
Mover: Joe A. Martinez
Seconder: Rebeca Sosa
Vote: 8- 1
No: Sorenson
Absent: Jordan, Edmonson, Heyman, Seijas

Report: Commissioner Moss noted his support of the foregoing proposed resolution and stated this was an opportunity to make sure numbers were accurate, set priorities and make decisions on how to spend funds.

Commissioner Sorenson stated that the budget was policy and she felt this resolution was duplicating a service that the Commission Auditor could currently provide.

4/24/2007 Carried over by the Board of County Commissioners

11B1

071337 Report

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

*Approved**Mover: Joe A. Martinez**Seconder: Jose "Pepe" Diaz**Vote: 9-0**Absent: Jordan, Edmonson,
Heyman, Seijas*

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

\$10,000 to Dolphin Stadium (4th Annual Family Fall Festival)

\$1,500 to National Coalition of 100 Black Women, Inc.

\$600 to Progressive Officers Club

\$320 to Citizens Crime Watch of Miami Dade Annual Awards Ceremony

(table for 8 members of Northeast 15th Avenue Crime Watch Group)

*\$5,000 to Young Ladies of Integrity, Inc. (for the Community Book and Dance
Academy)*

*\$500 to Miami Gardens Elementary School (for Fifth Grade Graduating Class
of 2007 end of the year activities)*

*\$10,000 to Florida Memorial University (for the Judge Wilkie D. Ferguson,
Jr., Memorial Golf Tournament)*

11B2

071338 Report

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

*Approved**Mover: Joe A. Martinez**Seconder: Jose "Pepe" Diaz**Vote: 9- 0**Absent: Jordan, Edmonson,
Heyman, Seijas*

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

\$1,575 to Miami-Dade County Fair & Exposition, Inc. (sponsor 70 students to attend the Youth Fair)

\$1,207.96 to Walmart (Easter Egg Bash)

\$4,904.50 to Phillips Fine Dining (Easter Egg Bash)

\$181.08 to Allied Bingo Supplies (Easter Egg Bash)

\$5,000 to Overtown Community Optimist Club (Winner of the 2006 Rolle Bowl)

\$6,000 to Kinad, Inc. (Brain Bowl)

\$1,250 to Adams Catering, Inc. (Prayer Breakfast)

\$7,000 to Botein La Liberty (Haitign Business Directory)

For the record, Commissioner Rolle clarified that the allocation made on March 6, 2007, to Josie Passover and Good Friday Service, Inc., the check should be made payable to Josie Passover and Good Friday Service, Inc., in the amount of \$300.00 and not to Biscayne Marriot.

For the record, Commissioner Rolle clarified that the allocation made on March 22, 2007, to Miami Northwestern High School in the amount of \$6,000 should be made payable to The Herff Jones Company (for championship rings)

11B3

071339 Report

REIMBURSEMENT FROM COMMUNITY-BASED
ORGANIZATION FUNDS (DISTRICT 4)

*Approved**Mover: Joe A. Martinez**Seconder: Jose "Pepe" Diaz**Vote: 9- 0**Absent: Jordan, Edmonson,
Heyman, Seijas*

Report: *The following funding allocations were reimbursed from District 4 Community Based Organization – Office Funds as requested by Commissioner Heyman.*

\$150 from Actors Playhouse

\$5,000 from Victory School

\$53 from March of Dimes

\$250 from National Council of Jewish Women

\$100 from Sierra Club Miami Branch

11B4

071349 Report

ALLOCATION OF (FY) 2006/07 OFFICE FUNDS (DISTRICT 4)

*Approved**Mover: Joe A. Martinez**Seconder: Jose "Pepe" Diaz**Vote: 9- 0**Absent: Jordan, Edmonson,
Heyman, Seijas***Report:** *The following funding allocation was made from fiscal year (FY) 2006/07 District 4 Office Funds as requested by Commissioner Heyman.**\$800 to MAR JCC*

11B5

071340 Report

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

*Approved**Mover: Joe A. Martinez**Seconder: Jose "Pepe" Diaz**Vote: 9- 0**Absent: Jordan, Edmonson,
Heyman, Seijas***Report:** *The following funding allocations were made from fiscal year (FY) 2006/07 District 4 Discretionary Reserve Funds as requested by Commissioner Heyman.**\$5,000 to American Civil Liberties Union Foundation of Florida**\$600 to South Florida Fire Fighters**\$5,000 to Informed Families**\$5,000 to The Wolfsonian/FIU Foundation**\$5,000 to Special Olympics/David L. Singer Memorial Foundation*

11B6

071341 Report

ALLOCATION OF (FY) 2006/07 OFFICE FUNDS (DISTRICT 6)

*Approved**Mover: Joe A. Martinez**Seconder: Jose "Pepe" Diaz**Vote: 9- 0**Absent: Jordan, Edmonson,
Heyman, Seijas***Report:** *The following funding allocation was made from fiscal year (FY) 2006/07 District 6 Office Funds as requested by Commissioner Sosa.**\$750 to Charles B. Staffor Memorial Golf Tournament*

11B7

071342 Report

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

Approved
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 9- 0
Absent: Jordan, Edmonson,
Heyman, Seijas

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

\$15,000 to Amigos For Kids
\$2,000 to South Dade Soil & Water Conservation District – For the mobile irrigation lab in District 6
\$5,000 to Team Metro for the Cuban Mosaic month of May events
\$10,000 to Community Coalition, Inc.
\$10,000 to Adult Mankind Organization, Inc.

For the record, Commissioner Sosa clarified that the allocation of \$1,000 for the Tigers Team made on March 8, 2007, should reflect the legal name of Hialeah Tigers Team

11B8

071343 Report

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

Approved
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 9- 0
Absent: Jordan, Edmonson,
Heyman, Seijas

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

\$500 to Dade County Firefighter Charities for Sickle Cell Anemia Research
\$2,500 to MAST Academy Scholarship Sponsorship
\$1,000 to St. Thomas the Apostle Golf Tournament
\$1,000 to Save the Arts Youth Foundation for 2007 Youth Summit
\$1,250 to Sant La Haitian Neighborhood Center
\$2,000 to The Murray Dranoff Foundation for Two Piano Competition
\$2,500 to Shake-A-Leg Miami for 2007 Summer Program
\$300 to Glades Middle School PTSA for 2007 Scripps National Spelling Bee
\$2,500 to Christopher Columbus High School 6th Annual Dolphin Tournament
\$300 to St. John AME Church for Community Breakfast Meeting
\$1,500 to Glades Middle School PTSA for landscaping project
\$2,000 to South Florida Progress Foundation for Tucker Elementary Playground Improvements

For the record, Commissioner Gimenez rescinded an allocation made at the December 19, 2006, Board of County Commissioners Meeting to Wounded Healers, Inc., in the amount of \$13,000.

11B9

071344 Report

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

*Approved**Mover: Joe A. Martinez**Seconder: Jose "Pepe" Diaz**Vote: 9- 0**Absent: Jordan, Edmonson,
Heyman, Seijas*

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

*\$2,000 to The Historical Museum of South Florida Annual Croquet and
Croquetas*

\$30,000 to The Women's Fund of Miami Dade County

*\$500 to Committee for the Willie Brown, Sr., Street renaming and memorial
concert*

\$883.75 to Whispering Pines Woman's Club P.R.I.D.E. Week

\$1,000 to Care Resource AIDS Walk 2007

\$20,002 to Agricultural Patrol (ATV, trailer and accessories)

11B10

071345 Report

ALLOCATION OF COMMUNITY IMAGE GRANT (DISTRICT
8)

*Approved**Mover: Joe A. Martinez**Seconder: Jose "Pepe" Diaz**Vote: 9- 0**Absent: Jordan, Edmonson,
Heyman, Seijas*

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

\$4,000 to Tremendous Miami – Tree planting in Sandy Pines

11B11

071346 Report

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

*Approved**Mover: Joe A. Martinez**Seconder: Jose "Pepe" Diaz**Vote: 9- 0**Absent: Jordan, Edmonson,
Heyman, Seijas*

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

\$3,000 to Program Support for the Black Affairs Advisory Board

\$1,450 to Abstinence Between Strong Teens International, Inc., for the 2nd Annual Fundraiser Award Banquet

\$1,000 to Dade County Police Benevolent Association, Inc., for the PBA Love Fund

\$2,000 to South Florida Warriors Basketball, Inc., to supporting our 12U and 16U boys' basketball teams

\$600 to National Black Nurses Association, Inc., Miami Chapter for the 28th Annual Scholarship Dinner/Dance

\$1,500 to Homestead Sr. High Drama Department for the production of "Romeo and Juliet"

\$600 to Progressive Officers Club for the Scholarship Ball

\$5,000 to Miami-Dade Parks for the Neighborhood Parks Concert Series

\$400 to Citizens' Crime Watch of Miami-Dade County for Sabrina Homes Crime Watch

\$1,050 to LJ's Mobile Food Express complimentary refreshments for the Neighborhood Parks Concert Series at Sgt. Joseph Delancy Park

\$1,000 to Two foursomes for the 4th Annual Judge Wilkie D. Ferguson, Jr., Memorial Golf Tournament

\$10,000 to GALATA, Inc., for "One People, One Community, Multi-Cultural Street Festival"

\$2,500 to CMB Visions Unlimited, Inc., for youth and family services programs

\$2,882 to Miami-Dade Parks & Recreation Department for Goulds March Against Crime

\$5,000 to Miami-Dade Parks "Metro Zoo" for District 9 child admissions to the Zoo

\$2,500 to Community Expressive Arts Youth Group for enrichment programs for children in the South Miami-Dade County

\$5,000 to Goulds Coalition of Ministers for 23rd Annual Banquet

11B12

071347 Report

ALLOCATION OF (FY) 2006/07 OFFICE FUNDS (DISTRICT 10)

Approved
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 9- 0
Absent: Jordan, Edmonson,
Heyman, Seijas

Report: *The following funding allocation was made from fiscal year (FY) 2006/07 District 10 Office Funds as requested by Commissioner Souto.*

\$500 to Citizens Crime Watch on behalf of the Midwest District Police Station

For the record, Commissioner Souto clarified that the allocation he made on March 22, 2007, for the Knowing Jesus Camp is for the Church in Dade County which runs this camp.

11B13

071348 Report

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

Approved
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 9- 0
Absent: Jordan, Edmonson,
Heyman, Seijas

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

- \$5,200 to Walmart Stores, Inc.*
- \$200 to All Star Events, Inc.*
- \$5,000 to City of Sweetwater*
- \$1,396.50 to Team Metro for One Nation Event*
- \$4,900 to Adolfo Hernandez Office Supplies*
- \$1,000 to YMCA Benefit the "Strong Kid's Campaign"*
- \$1,000 to Miami Dade Citizen Crime Watch*

12B3

070312 Report

COMMUNITY AFFORDABLE HOUSING STRATEGIES ALLIANCE (CAHSA) TASK FORCE FINAL REPORT (County Manager)

Accepted
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Edmonson, Heyman,
Seijas

- 3/14/2007 Report Received by the Economic Development and Human Services Committee*
- 4/11/2007 Report Received by the Economic Development and Human Services Committee*
- 4/24/2007 Carried over by the Board of County Commissioners*

16A SPECIAL PRESENTATIONS

FINAL OFFICIAL

16A1

071111 Proclamation Sen. Javier D. Souto
PRESENTATION OF A PROCLAMATION FOR LOS TIEMPOS *Not presented*
26 ANIVERSARIO
4/24/2007 Carried over by the Board of County Commissioners

16A2

071115 Certificate of Sen. Javier D. Souto
 Appreciation
CERTIFICATE OF APPRECIATION TO BERNARDO "BERNIE" *Presented*
BESTARD
4/24/2007 Carried over by the Board of County Commissioners

16A3

071134 Service Awards Bruno A. Barreiro
SERVICE AWARDS CEREMONY FOR THE FOLLOWING *Presented*
EMPLOYEES:

ANDREW L. BENNETT - AVIATION - 35 YEARS
GENE A. FINNIE - COMMUNITY ACTION AGENCY - 30
YEARS
HERBERT MATTHEWS - GSA - 30 YEARS
HELEN A. MCCRAY - LIBRARY - 35 YEARS
EDWARD L. SCOTT SR. - MIAMI-DADE TRANSIT - 30 YEARS
ANTONIO ESCOBAR - PARK & RECREATION - 30 YEARS
ERNESTO A. ALZOLA - PUBLIC WORKS - 35 YEARS
JOSE AYLLON - SEAPORT - 30 YEARS
GLORIA Y. TAYLOR - TEAM METRO - 35 YEARS
ANNA VICKERS-MCDUFF - TEAM METRO - 30 YEARS
4/24/2007 Carried over by the Board of County Commissioners

ADJOURNMENT

FINAL OFFICIAL
Meeting Minutes

Board of County Commissioners

Thursday, April 26, 2007



Bruno A. Barreiro, Chairman

ATTEST: HARVEY RUVIN, CLERK



By: _____
Kay Sullivan, Deputy Clerk