MIAMI-DADE COUNTY
FINAL OFFICIAL
Meeting Minutes

Board of County Commissioners

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

Tuesday, May 8, 2007
As Advertised

Harvey Ruvin, Clerk
Board of County Commissioners

Kay Sullivan, Director
Clerk of the Board Division

Judy Marsh, Commission Reporter, (305) 375-1967

Members Present: Bruno Barreiro; 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: Jose "Pepe" Diaz

Members Late: None.

Members Excused: None.

Members Absent County Business: Javier D. Souto

1 MINUTES PREPARED BY:

Report: *Judy Marsh, Commission Reporter, (305) 375-1967*

1A MOMENT OF SILENCE

1B PLEDGE OF ALLEGIANCE

1C ROLL CALL

1D REPORTS OF OFFICIAL BOARDS

1D1

070977 **Report**

SUNSET REVIEW OF COUNTY BOARDS FOR 2007 - DIAL-A-LIFE ADVISORY AND OVERSIGHT BOARD

Accepted
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/12/2007 *Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee*

1D2

070513 **Report**

SUNSET REVIEW OF COUNTY BOARDS FOR 2007 - SAFE NEIGHBORHOOD PARKS CITIZENS' OVERSIGHT COMMITTEE

Accepted
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

3/12/2007 *Report Received by the Recreation & Cultural Affairs Committee*

1D3

070510 **Report**

SUNSET REVIEW OF COUNTY BOARDS FOR 2007 - PARK AND RECREATION CITIZENS ADVISORY COMMITTEE (PRCAC)

Accepted
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

3/12/2007 *Report Received by the Recreation & Cultural Affairs Committee*

1D4

070511 **Report**

SUNSET REVIEW OF COUNTY BOARDS FOR 2007 - KENDALE LAKES LANDSCAPE & MAINTENANCE SPECIAL TAXING DISTRICT ADVISORY BOARD

Accepted
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

3/12/2007 *Report Received by the Recreation & Cultural Affairs Committee*

1D5

070919 **Report**

SUNSET REVIEW OF COUNTY BOARDS FOR 2007 - LIVING WAGE COMMISSION

Accepted
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Report Received by the Budget and Finance Committee*

1D6

070821 **Report**

SUNSET REVIEW OF COUNTY BOARDS FOR 2007 - LIBRARY ADVISORY BOARD

Accepted
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/9/2007 *Report Received by the Recreation & Cultural Affairs Committee*

1D7

070852 **Report**

SUNSET REVIEW OF COUNTY BOARDS FOR 2007- BUILDING BETTER COMMUNITIES-GENERAL OBLIGATION BOND CITIZENS' ADVISORY COMMITTEE

Accepted
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Report Received by the Governmental Operations and Environment Committee*

1D8

070938 **Report**

SUNSET REVIEW OF COUNTY BOARDS FOR 2007 SOUTH BAY COMMUNITY COUNCIL 15

Accepted
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Report Received by the Governmental Operations and Environment Committee*

1D9

070918 **Report**

SUNSET REVIEW OF COUNTY BOARDS FOR 2007 - MIAMI-DADE SPORTS COMMISSION, INC.

Accepted
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/12/2007 *Report Received by the Airport and Tourism Committee*

1D10

070758 **Report**

SUNSET REVIEW OF COUNTY BOARDS FOR 2006 -METRO-MIAMI ACTION PLAN TRUST

Accepted
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/11/2007 *Report Received by the Economic Development and Human Services Committee*

1E CITIZEN'S PRESENTATIONS (5 MINUTES MAXIMUM)

1E1

071332 Citizen's Presentation **Bruno A. Barreiro**

FRED FROST, PRESIDENT OF SOUTH FLORIDA AFL-CIO, REGARDING EMPLOYEE FREE CHOICE ACT — ***Presented***

Report: *Mr. Fred Frost, President, South Florida AFL-CIO, appeared before the County Commission in support of the Employee Free Choice Act. He noted this legislation would make it easier for workers to join a union if they so desired. Mr. Frost said 80% of union workers had healthcare provided by their employers compared with 50% of non-union workers; 68% had defined pension plans compared with 14% for non-union workers; union wages were 30% higher than non-union wages; 31% higher for women; 38% higher for African-Americans; and 46% higher for Latinos. He expressed appreciation to the members of the Commission for their support of the legislation.*

Ms. Maria Lenore Ramirez, janitor, University of Miami (UM), appeared before the County Commission. She spoke in support of the Employee Free Choice Act and the card check system, via an interpreter.

Mr. Noel Colon, mechanic, Florida Power and Light, appeared before the County Commission. He commented on the difficulties experienced by employees after signing the cards to become union members.

Chairman Barreiro presented a plaque to Mr. Frost, on behalf of Miami-Dade County Mayor Carlos Alvarez and the members of the County Commission, proclaiming May 8, 2007, Employee Free Choice Act Day.

1E2

071331 Citizen's Presentation Bruno A. Barreiro

PRESENTATION BY VIZCAYA MUSEUM AND GARDENS TRUST AND THE VIZCAYANS, RE: NEW PUBLICATION ON VIZCAYA'S HISTORY — ***Presented***

Report: *Mr. Joel Hoffman, Executive Director, Vizcaya Museum and Gardens Trust, appeared before the County Commission. He introduced Mr. Jeffrey Rynor, Chair, Vizcaya Museum and Gardens Trust.*

Mr. Rynor acknowledged the presence of Trust member Dorothy Jenkins Fields, Founder, Black Archives History and Research Foundation of South Florida; Trust Vice Chair Cathy Jones; and members Jorge Lopez, Mireille Chancy Gonzalez, Jose Villalobos and Mark Bisbing.

Mr. Rynor presented a new publication on the history of Vizcaya to members of the Commission on behalf of the Trust members. He urged the Commission to prioritize the care and upkeep of Vizcaya.

Chairman Barreiro and member(s) of the County Commission expressed appreciation to the Vizcaya Museum and Gardens Trust members for the publication and for their outstanding work.

In response to Commissioner Sorenson's inquiry regarding the funding source for Vizcaya, County Manager George Burgess said the Vizcaya Museum and Gardens were funded from revenue generated from the Tourist Development Tax and the Convention Development Tax. He noted, however, funds would have to be reviewed from a zero base level depending on the outcome of the Special Legislative Session on property taxes.

In response to Commissioner Heyman's inquiry regarding legislation proposed last year by the County Commission to assist Vizcaya in its fundraising efforts, Mr. Hoffman said the legislation was pending the Governor's approval.

Commissioner Heyman asked Mr. Hoffman to provide the intergovernmental staff with information regarding the pending legislation for inclusion in the County's Legislative Package.

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

Report: *First Assistant County Attorney Robert Cuevas advised the County Manager was requesting that Agenda Item 12A4 be deferred.*

Chairman Barreiro requested that Agenda Item 4E be scheduled for public hearing before the Governmental Operation and Environment Committee on June 12, 2007 at 9:30 a.m.

Commissioner Seijas, as Chairwoman of the Governmental Operation and Environment Committee (GOEC), requested the GOEC meeting scheduled for July 17, 2007 at 9:30 a.m. be rescheduled to July 11, 2007 at 9:30 a.m.

Commissioner Sosa requested the following items be listed under Agenda Item 16B (Policy Matters for Discussion by the Board) for discussion by the County Commission on Thursday, May 10, 2007:

- *Alternative possibilities of changing the funding formula of the Fire Department;*
- *The fiscal impact of losing 58.40 square miles with the transfer of 185,000 residents from the Unincorporated Municipal Service Area to a municipal jurisdiction.*

Commissioner Moss requested the following items be listed under Agenda Item 16B for discussion by the County Commission on Thursday, May 10, 2007:

- *Incorporation and Mitigation;*
- *State Property Taxes;*
- *Federal HUD Negotiations Status;*
- *Department of Business Development Reorganization;*
- *Greater Miami Neighborhoods Garbage Pickup Problems.*

Commissioner Gimenez requested discussion regarding the County Attorney's replacement process be also listed under Agenda Item 16B.

It was moved by Commissioner Martinez that the County Manager's memorandum entitled "Changes for the May 8, 2007 BCC Meeting" be approved with the foregoing additional changes. This motion was seconded by Commissioner Moss, and upon being put to a vote, passed by a vote of 11-0, (Commissioner Diaz was absent and Commissioner Souto was absent on County business).

1G OFFICE OF COMMISSION AUDITOR

1H OFFICE OF INTERGOVERNMENTAL AFFAIRS

1H1

071499 **Discussion Item**

DISCUSSION ITEM RE: OFFICE OF INTERGOVERNMENTAL AFFAIRS

Report: *Mr. Joe Rasco, Director, Office of Intergovernmental Affairs, provided a preliminary status report on the legislative accomplishments in Tallahassee. He noted the South Florida Evaluation Treatment Center was included in the implementing bills; and other funding appropriations included $20 million for Jackson Health System and $6 million for the Miami River Dredging Project. Mr. Rasco said Article V had an impact of approximately $8 million in recurring revenues to the County on a year-to-year basis. He noted the cap on the Sadowski Act Trust Funds for housing was not repealed; however, funding for a permanent Community Workforce Housing Innovative Program (CWHIP) was approved. Mr. Rasco said it appeared the transfer of the Graham Building would be completed as part of House Bill 1375. He noted staff was successful in opposing any attempts to pre-empt the County in the mining and wetlands area; however, the legislative team was unsuccessful in the Florida Marlins Baseball Stadium Bill and this item might be discussed in the Special Legislative Session.*

Mr. Rasco said he would provide the Commission members with a preliminary report today (5/8) on property tax and a comprehensive report subsequently. He noted a Special Legislative Session would be held June 12, 2007.

Chairman Barreiro expressed appreciation to Commissioner Sosa, Mr. Rasco, members of the Intergovernmental staff, the County Attorney's Office, and the lobbying team for their efforts during the Legislative Session.

Members of the County Commission also commended Mr. Rasco and his staff; and Assistant County Attorney Jess McCarty.

Discussion ensued among the County Commission members and staff regarding the impact of the proposed property tax cuts on Miami-Dade County.

Commissioner Moss suggested the Commission prepare a plan to minimize the impact of the proposed property tax cuts with input from the Florida Association of Counties and the Miami-Dade League of Cities.

Commissioner Sorenson agreed with Commissioner Moss and noted the County's position going forward had to be clear. She indicated areas to be affected by the proposed property tax cuts included police, fire, parks, public works, cultural affairs and human services.

County Manager George Burgess said the proposed property tax cuts would also indirectly affect the subsidy to Jackson Memorial Hospital and possibly the existing bus service. He noted the numbers were enormous and he referred to a report that was sent to the Commission members on May 1st regarding the budget. Mr. Burgess suggested the County work closely with key members of the House, Senate and Governor Crist to determine a tolerable position for local governments.

Commissioner Sorenson suggested the County look at problem areas such as commercial property owners, renters and the issue of portability. She noted the Commission needed to develop a strategy to address the problems while preserving service needs.

Commissioner Martinez said he would follow the will of the Commission but he would not fight for severe tax cuts. He noted local revenue, not state

revenue, was being cut. Commissioner Martinez said the majority of the bills that were impacting Miami-Dade County's Home Rule Charter were being proposed by the Dade Delegation. He noted this year Miami-Dade County celebrates its 50th anniversary of the Home Rule Charter and he suggested that something be done to commemorate this anniversary.

Commissioner Jordan asked the County Manager to provide her with a budgetary analysis outlining the impact of the three major property tax reform proposals on the County's service delivery system and the poor population.

Commissioner Sosa noted she was in favor of a tax reform and preferred cutting duplication of services in County departments before cutting direct services to the community. She asked the County Manager to provide her with a report outlining the percentage of increased revenues to the County from the Year 2000 to the Year 2006; the number of additional positions created; and the number of programs providing direct services to the community as a result of the increased revenues. Commissioner Sosa also asked County Manager Burgess to provide all commissioners with a report on the Graham Building.

In response to Commissioner Sosa's inquiry regarding the total funding secured by the County in this year's legislative session, Mr. Rasco said the total funding could be upward of $65 million to $70 million. He noted the County received Seaport funding which could be $10 million to $15 million.

Commissioner Seijas said the Legislature had not identified the taxes that would be shown on the tax bill and the County Commission should be advocating that the tax bills be sent from the State; not the County.

Commissioner Gimenez noted the middle class could no longer afford to live in Miami-Dade County and he would be voting to lower taxes.

Chairman Barreiro emphasized the importance of the County Commission taking a proactive approach. He noted if the Commission set the right millage that would demonstrate to the public that the Commission was serious about providing tax relief.

Commissioner Gimenez asked County Manager Burgess to provide him with a comparative analysis indicating the tax roll growth from 2001 through 2007-08 with a six percent growth since 2001 versus the actual number from 2001 through 2007-08.

Commissioner Rolle asked County Manager Burgess to provide him with a report outlining projected reduction in services in the Unincorporated Municipal Service Area (UMSA) and in Commission District 2, as a result of the proposed property tax reform. He also asked Mr. Burgess to explain how these cuts would impact the Department of Human Services and other departments that provided social services within the UMSA, including services to the elderly; and the impact on solid waste, parks, police and fire. Commissioner Rolle asked that the cities of Opa-locka, Miami and North Miami be also advised of the potential impact of these services cuts.

Commissioner Heyman asked County Manager Burgess to provide the members of the County Commission and the Miami-Dade Delegation with a breakdown of the financial impact the proposed property tax reform

proposals would have on the County. She asked Mr. Burgess to provide the Commission and the Dade Delegation with a workable formula.

Commissioner Sorenson asked County Manager Burgess to provide members of the Commission with an analysis and explanation as to why the County's budget had increased more than six percent. Commissioner Moss asked that as part of this analysis, Mr. Burgess look at the millage reductions that were approved by the Board and determine where the additional resources were applied.

Commissioner Edmonson asked County Manager Burgess to include in his report, a list of municipalities that might be unable to sustain the impact of the proposed property tax cuts and the impact to the County.

In response to Commissioner Moss' inquiry whether the County's current union contracts could be reopened based on the outcome of the State Legislature's decisions, County Manager Burgess said he believed the contracts could unilaterally be reopened in the event of a fiscal emergency.

Commissioner Jordan noted a scenario must be developed to show the public what their tax bill would look like based on the various property tax reform proposals.

Chairman Barreiro noted he would be scheduling a special Commission meeting to discuss an alternate property tax reform proposal and an information session for Dade Delegation members.

Commissioner Moss urged Chairman Barreiro to schedule the special meeting as quickly as possible to develop a plan to be presented to the State Legislature and the community. He noted property insurance also needed to be revisited.

1I SPECIAL PRESENTATIONS

2 MAYORAL ISSUES

2A MAYORAL VETOES

2B MAYORAL REPORTS

3 CONSENT ITEMS

3I1A

071148 **Resolution**

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO APPLY FOR, RECEIVE, DISBURSE AND EXPEND FUNDS FROM THE FEDERAL DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR COMPREHENSIVE HEALTH AND SOCIAL SERVICES FOR PEOPLE OF COLOR LIVING WITH HIV/AIDS; APPROVAL TO RECEIVE AND EXPEND ADDITIONAL FUNDS WHICH BECOME AVAILABLE; AUTHORIZING CONTRACTS THEREOF (Office of Strategic Business Management)

Amended

Report: *(See Agenda Item 3I1A Amended, Legislative File No. 071564)*

3I1A Amended

071564 **Resolution**

RESOLUTION AUTHORIZING THE COUNTY MAYOR TO APPLY FOR, RECEIVE, DISBURSE AND EXPEND FUNDS FROM THE FEDERAL DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR COMPREHENSIVE HEALTH AND SOCIAL SERVICES FOR RACIAL AND ETHNIC MINORITIES LIVING WITH HIV/AIDS; APPROVAL TO RECEIVE AND EXPEND ADDITIONAL FUNDS WHICH BECOME AVAILABLE; AUTHORIZING CONTRACTS THEREOF [SEE ORIGINAL ITEM UNDER FILE NO. 071148] (Office of Strategic Business Management)

Adopted as amended
Mover: Dorrin D. Rolle
Seconder: Rebeca Sosa
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

Report: *In response to Commissioner Rolle's inquiry, Mr. Dan Wall, Assistant Director, Office of Strategic Business Management, noted approval of the grant funds would increase funding to organizations that provided minority aids initiative funded services. He further noted the terms "people of color" and "communities of color" would be replaced by the term "minority and ethnic groups" and this would be read into the record by Assistant County Attorney Terrence Smith.*

Assistant County Attorney Terrence Smith noted the words "people of color" in the title and body of the foregoing proposed resolution would be amended to read "racial and ethnic minorities" pursuant to the language of the Ryan White Act.

Commissioner Rolle asked that Mr. Wall provide him with a list of the Community Based Organizations currently providing services to the aids population.

In response to Chairman Barreiro's inquiry whether the title change would require the item to be readvertised, County Attorney Greenberg advised if a significant change was being made, the item would need to be readvertised.

The County Commission by motion duly made, seconded and carried, amended the foregoing proposed resolution to replace the words "people of color" in the title and body of the resolution with "racial and ethnic minorities" pursuant to the language of the Ryan White Act.

3J1A

071190 **Resolution**

RESOLUTION RATIFYING THE COUNTY MANAGER'S ACTION IN APPLYING FOR UP TO $25,000 IN GRANT FUNDS FROM THE FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES 2007 URBAN AND COMMUNITY FORESTRY GRANT PROGRAM AND FURTHER AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO ACCEPT, EXPEND FUNDS, AND EXECUTE AMENDMENTS AS REQUIRED (Park & Recreation Department)

Adopted
Resolution R-509-07
Mover: Joe A. Martinez
Seconder: Rebeca Sosa
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

3O12A

070968 **Resolution**

RESOLUTION AUTHORIZING EXECUTION OF A SUBGRANT AGREEMENT BETWEEN THE STATE OF FLORIDA DEPARTMENT OF MANAGEMENT SERVICES AND MIAMI-DADE COUNTY TO RETROACTIVELY ACCEPT RADIO INTEROPERABILITY EQUIPMENT AS PART OF THE STATE AND LOCAL DOMESTIC PREPAREDNESS EQUIPMENT PROGRAM (Enterprise Technology Services Department)

Adopted
Resolution R-510-07
Mover: Joe A. Martinez
Seconder: Rebeca Sosa
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

3P1A

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)

Adopted
Resolution R-511-07
Mover: Rebeca Sosa
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

Report: *Commissioner Sosa requested that in the future the fiscal impact be included in the item.*

4/9/2007 *Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

3P1B

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)

Adopted
Resolution R-512-07
Mover: Joe A. Martinez
Seconder: Rebeca Sosa
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/9/2007 *Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

3P1C

071162 **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 MUSEUM OF CONTEMPORARY ART FOR THE REGIONAL EXHIBITION OF THE SOUTH FLORIDA CULTURAL CONSORTIUM'S FY 2006-2007 VISUAL AND MEDIA ARTISTS FELLOWSHIP PROGRAM (Cultural Affairs Council)

Adopted
Resolution R-513-07
Mover: Joe A. Martinez
Seconder: Rebeca Sosa
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

3R1A

071172 **Resolution**

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO RECEIVE AND EXPEND APPROXIMATELY $492,150 IN GRANT FUNDS FROM THE CHILDREN'S TRUST FOR THE CREATION AND IMPLEMENTATION OF THE MIAMI-DADE COUNTY CHILD AND YOUTH SAFETY INITIATIVE COMMUNITY PARTNERSHIP; AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE, AMEND AND EXTEND SUCH CONTRACTS AND AGREEMENTS AS REQUIRED; AND TO APPLY FOR, RECEIVE, AND EXPEND ADDITIONAL FUTURE FUNDS SHOULD THEY BECOME AVAILABLE UNDER THIS PROGRAM FOR THIS PURPOSE (County Manager)

Deferred to May 22, 2007
Mover: Natacha Seijas
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

Report: *Commissioner Seijas directed questions to Mr. Imran Ali, Office of the Child Advocate, regarding grant funds from the Children's Trust for the creation and implementation of the Miami-Dade County Child and Youth Safety Initiative Community Partnership. She expressed concern regarding the grant funds being administered by the Office of the Child Advocate.*

Assistant County Manager Alina Hudak suggested the foregoing proposed resolution be deferred temporarily pending the arrival of Assistant County Manager Mae Bryant.

Later in the meeting, it was moved by Commissioner Seijas that the foregoing proposed resolution be amended to provide that the grant funds be administered by the Department of Human Services. This motion was seconded by Commissioner Moss.

Following discussion among the County Commission members, Assistant County Manager Hudak suggested that staff provide a supplement on May 22nd addressing concerns regarding administration of the grant funds while ensuring that the award would not be affected by the transfer of the administration to another County agency.

Commissioner Seijas withdrew her motion and the County Commission by motion duly made, seconded and carried, voted to defer the foregoing proposed resolution to May 22, 2007.

3R1B

071173 **Resolution**

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO RECEIVE AND EXPEND FUNDS FROM THE CHILDREN'S TRUST IN THE APPROXIMATE AMOUNT OF $48,662 FOR THE MIAMI-DADE COUNTY OFFICE OF THE CHILD ADVOCATE; TO EXECUTE AMENDMENTS TO SUCH AGREEMENTS AS REQUIRED; AND TO APPLY FOR, RECEIVE AND EXPEND ADDITIONAL FUTURE FUNDS SHOULD THEY BECOME AVAILABLE (County Manager)

Adopted
Resolution R-514-07
Mover: Natacha Seijas
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

Report: *Mr. Imran Ali, Office of the Child Advocate, provided an overview of the foregoing proposed resolution.*

Commissioner Seijas asked that from this point, Mr. Ali provide a report to the County Commission on service delivery by the Office of Child Advocate; and that these issues be reviewed by the appropriate committee.

4 ORDINANCES FOR FIRST READING

4A

071240 **Ordinance**

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS SABAL PALM ROVING PATROL SECURITY GUARD SPECIAL TAXING DISTRICT IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 18 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AND PROVIDING AN EFFECTIVE DATE (Public Works Department)

Adopted on first reading
Public Hearing: June 5, 2007
Mover: Sally A. Heyman
Seconder: Rebeca Sosa
Vote: 10- 0
Absent: Diaz, Seijas
Absent, OCB: Souto

4B

071165 **Ordinance** **Governmental Operations and Environment Committee**

ORDINANCE RELATING TO INCORPORATIONS; SUSPENDING CONSIDERATION OF PROPOSED INCORPORATIONS UNTIL RECEIPT AND CONSIDERATION OF THE COUNTY MANAGER'S REPORT UNDERTAKEN PURSUANT TO THIS ORDINANCE; DIRECTING THE COUNTY MANAGER TO PROVIDE A REPORT TO THE BOARD REGARDING EFFORTS TO MAXIMIZE ANNEXATIONS AND UPDATED FINANCIAL INFORMATION RELATED TO THE NORTH CENTRAL DADE MUNICIPAL ADVISORY COMMITTEE STUDY AREA; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE, AND AN EFFECTIVE DATE

Adopted on first reading
Public Hearing: July 11, 2007
Mover: Joe A. Martinez
Seconder: Dorrin D. Rolle
Vote: 9- 1
No: Sorenson
Absent: Diaz, Seijas
Absent, OCB: Souto

Report: *The foregoing proposed ordinance was adopted on first reading and scheduled for a public hearing before the Governmental Operation and Environment Committee on July 11, 2007 at 9:30 a.m.*

4/16/2007 *Requires Municipal Notification by the Board of County Commissioners to the Governmental Operations and Environment Committee*

4C

071168 **Ordinance** **Barbara J. Jordan**

ORDINANCE CREATING THE COMMUNITY AFFORDABLE HOUSING STRATEGIES ALLIANCE; SETTING FORTH MEMBERSHIP REQUIREMENTS, APPOINTMENT, REMOVAL AND TENURE, OF MEMBERS, SPECIFYING ORGANIZATION AND POWERS, AND DUTIES; AND PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND EFFECTIVE DATE

Adopted on first reading
Public Hearing: July 18, 2007
Mover: Sally A. Heyman
Seconder: Rebeca Sosa
Vote: 10- 0
Absent: Diaz, Seijas
Absent, OCB: Souto

Report: *The foregoing proposed ordinance was adopted on first reading and scheduled for a public hearing before the Economic Development and Human Services Committee on July 18, 2007 at 9:30 a.m.*

4D

071330 **Ordinance** **Barbara J. Jordan**

ORDINANCE PERTAINING TO AFFORDABLE HOUSING PROGRAMS; AMENDING SECTION 17-103, PERTAINING TO ADMINISTRATION AND IMPLEMENTATION OF MIAMI-DADE COUNTY'S LOCAL HOUSING ASSISTANCE PROGRAM; AMENDING SECTION 17-105, PERTAINING TO LOCAL HOUSING PARTNERSHIP; AND PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE (County Manager)

Adopted on first reading
Public Hearing: June 13, 2007
Mover: Sally A. Heyman
Seconder: Rebeca Sosa
Vote: 10- 0
Absent: Diaz, Seijas
Absent, OCB: Souto

Report: *The foregoing proposed ordinance was adopted on first reading and scheduled for a public hearing before the Economic Development and Human Services Committee on June 13, 2007.*

4E

071350 **Ordinance** **Bruno A. Barreiro**

ORDINANCE PERTAINING TO ZONING REGULATION OF SIGNS; AMENDING ORDINANCE NO. 07-61 OF MIAMI-DADE COUNTY, FLORIDA; MODIFYING AREA WHERE MURAL SIGNS MAY BE PERMITTED; INCREASING NUMBER OF MURALS ALLOWED; MODIFYING MURAL SPACING REQUIREMENTS; PERMITTING MURAL SIGNS TO COVER WINDOWS UNDER SPECIFIED CIRCUMSTANCES; AMENDING SECTION 33-107 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA (CODE), TO MODIFY SIGN MAINTENANCE NOTICE REQUIREMENTS; PROVIDING PENALTIES; AMENDING CHAPTER 8CC OF THE CODE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE

Adopted on first reading
Public Hearing: June 12, 2007
Mover: Joe A. Martinez
Seconder: Dorrin D. Rolle
Vote: 9- 1
No: Sorenson
Absent: Diaz, Seijas
Absent, OCB: Souto

Report: *The foregoing proposed ordinance was adopted on first reading, and pursuant to Chairman Barreiro's request, the proposed ordinance was scheduled for a public hearing before the Governmental Operation and Environment Committee on June 12, 2007 at 9:30 a.m.*

Commissioner Seijas, as Chairwoman of the Governmental Operation and Environment Committee (GOEC), requested the GOEC meeting scheduled for July 17, 2007 at 9:30 a.m. be rescheduled to July 11, 2007 at 9:30 a.m.

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

5A

070961 **Resolution**

RESOLUTION APPROVING SIGNIFICANT MODIFICATION TO BUILDING BETTER COMMUNITIES BOND PROGRAM PROJECT NO. 55 - EL PORTAL-ACQUIRE LAND FOR PARK IDENTIFIED IN APPENDIX A TO RESOLUTION NO. R-913-04 AFTER A PUBLIC HEARING (County Manager)

Adopted
Resolution R-515-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Forwarded to BCC due to Charter change from the Governmental Operations and Environment Committee*

5B

071218 **Resolution**

RESOLUTION APPROVING THE PLAT OF TUSCANY VILLAS WEST, LOCATED IN THE SOUTHEAST 1/4 OF SECTION 14, TOWNSHIP 55 SOUTH, RANGE 39 EAST (SW 132 STREET AND SW 132 AVENUE) (Public Works Department)

Adopted
Resolution R-516-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

5C

071221 **Resolution**

RESOLUTION APPROVING THE PLAT OF HILDA'S ESTATES, LOCATED IN THE NORTHEAST 1/4 OF SECTION 16, TOWNSHIP 54 SOUTH, RANGE 39 EAST (SW 32 STREET AND SW 147 AVENUE) (Public Works Department)

Adopted
Resolution R-517-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

5D

071222 **Resolution**

RESOLUTION APPROVING THE PLAT OF LETI SUBDIVISION THIRD ADDITION, LOCATED IN THE SOUTHEAST 1/4 OF SECTION 16, TOWNSHIP 54 SOUTH, RANGE 39 EAST (SW 34 STREET AND SW 148 AVENUE) (Public Works Department)

Adopted
Resolution R-518-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

5E

071223 **Resolution**

RESOLUTION APPROVING THE PLAT OF ROYAL GATE CENTER, LOCATED IN THE NORTHWEST 1/4 OF SECTION 4, TOWNSHIP 57 SOUTH, RANGE 39 EAST (SW 280 STREET AND SW 153 AVENUE) (Public Works Department)

Adopted
Resolution R-519-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

5F

071224 **Resolution**

RESOLUTION APPROVING THE PLAT OF TETRASTAR, LOCATED IN THE NORTHWEST 1/4 OF SECTION 32, TOWNSHIP 51 SOUTH, RANGE 42 EAST (NE 215 STREET AND NE 12 AVENUE) (Public Works Department)

Adopted
Resolution R-520-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

5G

071225 **Resolution**

RESOLUTION APPROVING THE PLAT OF TURNPIKE SQUARE, LOCATED IN THE SOUTHWEST 1/4 OF SECTION 19, TOWNSHIP 55 SOUTH, RANGE 40 EAST (BETHUNE DRIVE AND ACCESS ROAD) (Public Works Department)

Deferred to May 22, 2007
Mover: Dennis C. Moss
Seconder: Barbara J. Jordan
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

Report: *Commissioner Moss requested the foregoing proposed resolution be deferred to May 22, 2007. He noted the item had been controversial and he wanted to ensure the plat was done properly.*

Mr. Jeffrey Bercow spoke in opposition to the deferral.

5H

071226 **Resolution**

RESOLUTION APPROVING THE PLAT OF CASTELLANOS AT CORAL WAY, LOCATED IN THE NORTHEAST 1/4 OF SECTION 16, TOWNSHIP 54 SOUTH, RANGE 39 EAST (SW 26 STREET AND SW 148 PATH) (Public Works Department)

Adopted
Resolution R-521-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

5I

071227 **Resolution**

RESOLUTION APPROVING THE PLAT OF FONTAINEBLEAU WEST, LOCATED IN THE NORTH 1/2 OF SECTION 5, TOWNSHIP 54 SOUTH, RANGE 40 EAST AND GOVERNMENT LOT 5 BETWEEN TOWNSHIP 53 SOUTH AND TOWNSHIP 54 SOUTH (WEST FLAGLER STREET AND NW 97 AVENUE) (Public Works Department)

Adopted
Resolution R-522-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

5J

071236 **Resolution**

RESOLUTION APPROVING THE PLAT OF PUBLIX AT DADELAND, LOCATED IN THE NORTHWEST 1/4 OF SECTION 2, TOWNSHIP 55 SOUTH, RANGE 40 EAST (SOUTH DADELAND BOULEVARD AND SW 90 STREET) (Public Works Department)

Adopted
Resolution R-523-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

5K

071237 **Resolution**

RESOLUTION APPROVING THE PLAT OF VANESSA ZOE VILLAS, LOCATED IN THE SOUTHEAST 1/4 OF SECTION 11, TOWNSHIP 54 SOUTH, RANGE 40 EAST (SW 22 STREET AND SW 68 COURT) (Public Works Department)

Adopted
Resolution R-524-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

5L

071238 **Resolution**

RESOLUTION APPROVING THE PLAT OF A WALK IN THE FALLS PARK, LOCATED IN THE SOUTHWEST 1/4 OF SECTION 21, TOWNSHIP 55 SOUTH, RANGE 40 EAST (SW 148 STREET AND SW 93 COURT) (Public Works Department)

Adopted
Resolution R-525-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

5M

071216 **Resolution**

RESOLUTION APPROVING THE WAIVER OF PLAT OF RIO VISTA 134, LLC, D-22199, LOCATED IN THE NORTHWEST 1/4 OF SECTION 27, TOWNSHIP 52 SOUTH, RANGE 41 EAST (NW 133 STREET AND NW 27 AVENUE) (Public Works Department)

Adopted
Resolution R-526-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

5N

071217 **Resolution**

RESOLUTION APPROVING THE WAIVER OF PLAT OF TALBERT E. LINWOOD AND YOLETTE LINWOOD, D-22620, LOCATED IN THE NORTHEAST 1/4 OF SECTION 24, TOWNSHIP 52 SOUTH, RANGE 41 EAST (NE 150 STREET AND NE 2 AVENUE) (Public Works Department)

Adopted
Resolution R-527-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

5O

071219 **Resolution**

RESOLUTION APPROVING THE WAIVER OF PLAT OF KANOA, LLC, D-22629, LOCATED IN THE NORTHEAST 1/4 OF SECTION 2, TOWNSHIP 57 SOUTH, RANGE 39 EAST (SW 288 STREET AND SW 132 AVENUE) (Public Works Department)

Adopted
Resolution R-528-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

5P

071220 **Resolution**

RESOLUTION APPROVING THE WAIVER OF PLAT OF JORGE L. MCGARRY AND BRENDA MCGARRY, D-22697, LOCATED IN THE NORTHWEST 1/4 OF SECTION 23, TOWNSHIP 57 SOUTH, RANGE 38 EAST (SW 334 STREET AND SW 194 AVENUE) (Public Works Department)

Adopted
Resolution R-529-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

5Q

071228 **Resolution**

RESOLUTION APPROVING THE WAIVER OF PLAT OF COMMUNITY EQUITY INVESTMENT GROUP, LLC, D-22562, LOCATED IN THE NORTHEAST 1/4 OF SECTION 21, TOWNSHIP 53 SOUTH, RANGE 41 EAST (NW 51 STREET AND NW 29 AVENUE) (Public Works Department)

Adopted
Resolution R-530-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

5R

071229 **Resolution**

RESOLUTION APPROVING THE WAIVER OF PLAT OF HUGO CAMACHO, D-22679, LOCATED IN THE SOUTHWEST 1/4 OF SECTION 32, TOWNSHIP 55 SOUTH, RANGE 40 EAST (SW 177 STREET AND SW 105 AVENUE) (Public Works Department)

Adopted
Resolution R-531-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

5S

071230 **Resolution**

RESOLUTION APPROVING THE WAIVER OF PLAT OF JAMES W. YENZER AND JEAN YENZER, D-22467, LOCATED IN THE NORTHWEST 1/4 OF SECTION 26, TOWNSHIP 54 SOUTH, RANGE 40 EAST (SW 61 STREET AND SW 74 AVENUE) (Public Works Department)

Adopted
Resolution R-532-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

5T

071231 **Resolution**

RESOLUTION APPROVING THE WAIVER OF PLAT OF GLEANA R. GONZALEZ, D-22493, LOCATED IN THE NORTHEAST 1/4 OF SECTION 21, TOWNSHIP 54 SOUTH, RANGE 40 EAST (SW 42 STREET AND SW 90 AVENUE) (Public Works Department)

Adopted
Resolution R-533-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

5U

071232 **Resolution**

RESOLUTION APPROVING THE WAIVER OF PLAT OF ACR AND CHILDREN INVESTMENTS, LLC, D-22713, LOCATED IN THE NORTHWEST 1/4 OF SECTION 31, TOWNSHIP 54 SOUTH, RANGE 41 EAST (SW 80 STREET AND SW 53 PLACE) (Public Works Department)

Adopted
Resolution R-534-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

5V

071233 **Resolution**

RESOLUTION APPROVING THE WAIVER OF PLAT OF COMMUNITY BIBLE BAPTIST CHURCH, D-21899, LOCATED IN THE SOUTHEAST 1/4 OF SECTION 20, TOWNSHIP 55 SOUTH, RANGE 40 EAST (SW 152 STREET AND SW 98 AVENUE) (Public Works Department)

Adopted
Resolution R-535-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

5W

071234 **Resolution**

RESOLUTION APPROVING THE WAIVER OF PLAT OF MERCEDES ABELLA, D-22343, LOCATED IN THE SOUTHWEST 1/4 OF SECTION 9, TOWNSHIP 55 SOUTH, RANGE 40 EAST (SW 118 STREET AND SW 97 AVENUE) (Public Works Department)

Adopted
Resolution R-536-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

5X

071235 **Resolution**

RESOLUTION APPROVING THE WAIVER OF PLAT OF RENE COTERA, D-22714, LOCATED IN THE SOUTHEAST 1/4 OF SECTION 22, TOWNSHIP 53 SOUTH, RANGE 41 EAST (NW 42 STREET AND NW 21 AVENUE) (Public Works Department)

Adopted
Resolution R-537-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

5Y

071259 **Resolution**

RESOLUTION APPROVING AN APPLICATION SUBMITTED BY LINCOLN PROPERTY COMPANY TO USE EXPLOSIVES FOR LAKE EXCAVATION WITHIN THE URBAN DEVELOPMENT BOUNDARY LOCATED IN THE VICINITY OF NW 138 STREET AND NW 115 AVENUE IN PORTIONS OF SECTION 30, TOWNSHIP 52 SOUTH, RANGE 40 EAST AND SECTION 25, TOWNSHIP 52 SOUTH, RANGE 39 EAST, TOWN OF MEDLEY, MIAMI-DADE COUNTY, FLORIDA (Public Works Department)

Adopted
Resolution R-538-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

5Z

071282 **Resolution**

RESOLUTION RELATING TO AN APPLICATION BY MARILYN PROPERTIES, INC. FOR A CLASS I PERMIT TO EXCAVATE UPLANDS TO RELOCATE ONE HUNDRED (100) LINEAR FEET OF BULKHEAD LANDWARD OF ITS PRESENT LOCATION, REPAIR THE PILE FOUNDATION OF A NON-WATER-DEPENDENT FIXED STRUCTURE, REPLACE AN EXISTING CONCRETE PLATFORM, REPLACE SIXTY-ONE (61) LINEAR FEET OF EXISTING BULKHEAD AND INSTALL TWO (2) MOORING DOLPHIN PILINGS AT 745 N.W. 4 STREET, AND 341 AND 377 N.W. SOUTH RIVER DRIVE, MIAMI, MIAMI-DADE COUNTY, FLORIDA (Department of Environmental Resources Management)

Adopted
Resolution R-539-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

5AA

071283 **Resolution**

RESOLUTION RELATING TO AN APPLICATION BY FELIX ISRAEL RODRIGUEZ TO IMPACT 29.18 ACRES OF WETLANDS FOR AGRICULTURAL PURPOSES BETWEEN NW 117 AND NW 122 AVENUES AND BETWEEN NW 154 AND NW 155 STREETS IN SECTION 13, TOWNSHIP 52 SOUTH, RANGE 39 EAST, MIAMI-DADE COUNTY, FLORIDA (Department of Environmental Resources Management)

Amended

Report: *(See Agenda Item 5AA Amended, Legislative File No. 072370)*

5AA Amended

072370 **Resolution**

RESOLUTION RELATING TO AN APPLICATION BY FELIX ISRAEL RODRIGUEZ FOR A CLASS IV PERMIT TO IMPACT 29.18 ACRES OF WETLANDS FOR AGRICULTURAL PURPOSES BETWEEN NW 117 AND NW 122 AVENUES AND BETWEEN NW 154 AND NW 155 STREETS IN SECTION 13, TOWNSHIP 52 SOUTH, RANGE 39 EAST, MIAMI-DADE COUNTY, FLORIDA [SEE ORIGINAL ITEM UNDER FILE NO. 071283]

Adopted as amended
Resolution R-540-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

Report: *County Attorney Greenberg noted the foregoing resolution contained a scrivener's error and should read as follows: "Resolution Relating to an Application by Felix Israel Rodriguez for a Class IV Permit ..."*

6 CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS

7 ORDINANCES SET FOR SECOND READING

7A

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]

Deferred to May 22, 2007
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/9/2007 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Recreation & Cultural Affairs Committee*

7A SUPPLEMENT

071281 **Supplement**

SUPPLEMENTAL INFORMATION TO THE ORDINANCE PERTAINING TO CHAPTER 26 OF THE CODE OF MIAMI-DADE COUNTY ENTITLED "PARK AND RECREATION DEPARTMENT RULES AND REGULATIONS"

Deferred to May 22, 2007
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

7B

070491 **Ordinance** **Joe A. Martinez**

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

Adopted
Ordinance 07-63
Mover: Joe A. Martinez
Seconder: Rebeca Sosa
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

3/6/2007 *Adopted on first reading by the Board of County Commissioners*

3/6/2007 *Scheduled for a public hearing by the Board of County Commissioners before the Health and Public Safety Committee*

3/6/2007 *Scheduled for a public hearing by the Board of County Commissioners before the Budget and Finance Committee*

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

4/12/2007 *Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee*

7C

070603 **Ordinance** **Audrey M. Edmonson**

ORDINANCE AMENDING SECTION 19-4.7.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, TO INCLUDE PUBLIC HOUSING PROPERTY IN THE DISTANCE LIMITATION FOR NUISANCE CONDITIONS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Adopted
Ordinance 07-64
Mover: Audrey M. Edmonson
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Diaz, Seijas
Absent, OCB: Souto

Report: *In response to Commissioner Moss' comments regarding a situation which occurred in Commission District 9 involving the lack of trash pick up, Assistant County Manager Roger Carlton said the situation Commissioner Moss described involved a private, multi-family unit with more than four units that had been experiencing financial difficulty with its private collector. He noted the Department of Solid Waste intervened and the trash was picked up. Mr. Carlton said if the County Commission desired, the County Administration could be instructed to look at this and similar situations and come back with recommendations.*

Responding to Commissioner Moss' inquiry regarding the practical implementation of the foregoing proposed ordinance, County Attorney Greenberg noted the appropriate department would be responsible for implementation of the ordinance.

Ms. Olga Espinosa, Acting Assistant Director, Team Metro, noted currently Team Metro had the ability to expeditiously remove abandoned property located within close proximity to schools or parks, and the foregoing proposed ordinance allowed for inclusion of public housing property.

Commissioner Edmonson noted the intent of the foregoing proposed ordinance.

3/20/2007	*Adopted on first reading by the Board of County Commissioners*
3/20/2007	*Tentatively scheduled for a public hearing by the Board of County Commissioners to the Economic Development and Human Services Committee*
4/11/2007	*Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee*

7D

070463 **Ordinance**

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

Adopted
Ordinance 07-65
Mover: Joe A. Martinez
Seconder: Katy Sorenson
Vote: 10- 0
Absent: Diaz, Seijas
Absent, OCB: Souto

3/6/2007 *Adopted on first reading by the Board of County Commissioners*

3/6/2007 *Scheduled for a public hearing by the Board of County Commissioners before the Budget and Finance Committee*

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

7E

070632 **Ordinance** **Barbara J. Jordan, Natacha Seijas**

ORDINANCE AMENDING RULE 5.05(B)(1) OF SECTION 2-1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO AUTHORITY TO SPONSOR OR PRESENT ITEMS ON COUNTY COMMISSION AGENDA; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 070414]

Withdrawn

Report: *(See Agenda Item 7E Alternate Substitute; Legislative File No. 071448.)*

3/13/2007 *Forwarded to BCC without a recommendation from the Governmental Operations and Environment Committee*

4/24/2007 *Deferred by the Board of County Commissioners*

7E ALTERNATE

071334 **Ordinance** **Barbara J. Jordan, Carlos A. Gimenez**

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

Withdrawn

Report: *(See Agenda Item 7E Alternate Substitute; Legislative File No. 071448.)*

7E ALT. SUBSTITUTE

071448 **Ordinance** **Barbara J. Jordan, Carlos A. Gimenez**

ORDINANCE AMENDING RULE 5.05(B)(1) OF SECTION 2-1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO AUTHORITY TO SPONSOR OR PRESENT ITEMS ON COUNTY COMMISSION AGENDA; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 071334]

Adopted
Ordinance 07-66
Mover: Barbara J. Jordan
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

Report: *It was moved by Commissioner Jordan that the foregoing proposed ordinance be adopted. This motion was seconded by Commissioner Gimenez.*

County Attorney Greenberg explained that the foregoing proposed ordinance included quasi-judicial items.

In response to Commissioner Martinez' concerns regarding the Executive branch being able to place legislative items including street naming on the County Commission's agenda, County Attorney Greenberg advised the foregoing proposed ordinance applied to departmental items only and did not remove any commissioner's authority to place items on the agenda. He noted the ordinance would limit the Mayor in a non-delegable manner to present departmental items only.

Commissioner Gimenez spoke in support of the foregoing proposed ordinance.

Responding to Commissioner Moss' inquiry, County Attorney Greenberg noted the County Commission's Chairman controlled the Commission agenda.

Commissioner Moss indicated he felt the Commission Chairman should be given control of the items that were placed on the agenda from the Administration.

Chairman Barreiro noted he was considering whether the Commission should operate under Roberts Rules.

County Attorney Greenberg noted the Commission members needed to ensure they heard from department directors who were now under the jurisdiction of the Mayor.

Commissioner Sosa suggested that if the mayor was incapacitated for a period in excess of three weeks, his or her authority to sponsor a departmental item be vested in the manager until the incapacity was removed.

In response to Commissioner Sosa's inquiries, County Attorney Greenberg noted departmental items could only be presented to the County Commission by the Mayor and the foregoing proposed ordinance only addressed the Mayor and the County Manager's Office.

Commissioner Jordan spoke in support of the foregoing proposed ordinance. She expressed appreciation to Commissioner Seijas for co-sponsoring the original item, and noted the item before the Commission today included recommendations from the last meeting. Commissioner Jordan recommended that if the mayor was incapacitated for a period in excess of two weeks, his or her authority to sponsor a departmental item be vested in the manager until the incapacity was removed.

The County Commission by motion duly made, seconded and carried, voted to adopt the foregoing proposed ordinance.

8 DEPARTMENTAL ITEMS

8A AVIATION DEPARTMENT

8A1A

070993 **Resolution**

RESOLUTION RELATED TO BANKING AND AUTOMATED TELLER MACHINE SERVICES AT MIAMI INTERNATIONAL AIRPORT; AUTHORIZING AWARD OF NON-EXCLUSIVE LEASE AND CONCESSION AGREEMENT FOR AUTOMATED TELLER MACHINE SERVICES TO COMMUNITEL, INC.; AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE AGREEMENT; AND AUTHORIZING COUNTY MANAGER TO EXERCISE ALL OTHER RIGHTS INCLUDING CANCELLATION PROVISIONS CONTAINED THEREIN (Aviation Department)

Adopted
Resolution R-541-07
Mover: Barbara J. Jordan
Seconder: Audrey M. Edmonson
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/12/2007 *Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee*

8A1A SUPPLEMENT

071415 **Supplement**

SUPPLEMENTAL REPORT ON PROJECTED REVENUES TO THE COUNTY FOR THE BANKING/ATMS SERVICE, RFP MDAD 02-05 [SEE AGENDA ITEM NO. 8(A)1(B)]

Presented

8A1B

070994 **Resolution**

RESOLUTION RELATED TO BANKING AND AUTOMATED TELLER MACHINE SERVICES AT MIAMI INTERNATIONAL AIRPORT; AUTHORIZING AWARD OF NON-EXCLUSIVE LEASE AND CONCESSION AGREEMENT FOR FULL SERVICE BANK AND AUTOMATED TELLER MACHINE SERVICES TO BANK OF AMERICA, N.A.; AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE AGREEMENT; AND AUTHORIZING COUNTY MANAGER TO EXERCISE ALL OTHER RIGHTS INCLUDING CANCELLATION PROVISIONS CONTAINED THEREIN [SEE AGENDA ITEM NO. 8A1A SUPPLEMENT] (Aviation Department)

Adopted
Resolution R-542-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/12/2007 *Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee*

8A1C

070996 **Resolution**

RESOLUTION RATIFYING ACTIONS OF COUNTY MANAGER IN APPROVING PROFESSIONAL SERVICES AGREEMENT WITH BND ENGINEERS, INC. FOR PROJECT NO. E03-MDAD-05 MIA TRACT ONE DRAINAGE AND GRADING AND PAVEMENT IMPROVEMENTS (Aviation Department)

Adopted
Resolution R-543-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/12/2007 *Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee*

8A1D

071002 **Resolution**

RESOLUTION REJECTING ALL PROPOSALS RECEIVED FOR PACKAGE 4 OF RFP NO. MDAD 05-05, THE RETAIL CONCESSION PROGRAM AT MIAMI INTERNATIONAL AIRPORT AND AUTHORIZING THE ADVERTISEMENT OF A NEW REQUEST FOR PROPOSAL (Aviation Department)

Adopted
Resolution R-544-07
Mover: Audrey M. Edmonson
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/12/2007 *Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee*

8A1E

071213 **Resolution**

RESOLUTION APPROVING CONTRACT AWARD FOR MDAD PROJECT NO. ITN-MDAD-01-06, BAGGAGE HANDLING SYSTEM OPERATION AND MAINTENANCE (BHS O&M) TO FMC TECHNOLOGIES, INC. IN THE MAXIMUM AMOUNT OF $37,338,979.39, WAIVING FORMAL BIDDING, AND AUTHORIZING THE MAYOR OR DESIGNEE TO EXECUTE SAME AND TO EXERCISE THE TERMINATION AND RENEWAL PROVISIONS CONTAINED THEREIN [SEE ORIGINAL ITEM UNDER FILE NO. 071025] (Aviation Department)

Adopted
Resolution R-545-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/12/2007 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Airport and Tourism Committee*

8A1F

071075 **Resolution**

RESOLUTION APPROVING THE AGREEMENT TO HOST THE FLORIDA AIRPORTS COUNCIL 2009 ANNUAL CONFERENCE TO BE HELD IN MIAMI ON AUGUST 1-5, 2009; AUTHORIZING THE EXPENDITURE OF NOT-TO-EXCEED $50,000 IN AVIATION DEPARTMENT PROMOTIONAL FUNDS AND THE PROVISION OF IN-KIND SERVICES; AND WAIVING FORMAL BID PROCEDURES FOR THE ACQUISITION OF GOODS AND SERVICES RELATING TO THIS EVENT (Aviation Department)

Adopted
Resolution R-546-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/12/2007 *Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee*

8B COMMUNITY ACTION AGENCY [No items were submitted for this section.]

8C CONSUMER SERVICES DEPARTMENT

8C1A

070917 **Resolution**

RESOLUTION APPROVING TRANSFER OF CERTIFICATE OF TRANSPORTATION NO. 148 FROM CLASS TRANSPORTATION & TOURS, CORP. TO ADM WORLDWIDE, INC. D/B/A WORLDWIDE LIMOUSINE, INC. TO PROVIDE SPECIAL OPERATIONS SERVICE AS A PASSENGER MOTOR CARRIER (Consumer Services Department)

Adopted
Resolution R-547-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/11/2007 *Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee*

8C1B

071193 **Resolution**

RESOLUTION CONDITIONALLY GRANTING HOTWIRE COMMUNICATIONS, LLC. A NON-EXCLUSIVE CABLE LICENSE AND LICENSE AREA; GRANTING CERTAIN RIGHTS AND PRIVILEGES WITHIN SAID AREA TO HOTWIRE COMMUNICATIONS, LLC.; PROVIDING FOR TERMS AND CONDITIONS FOR THE LICENSE; AND PROVIDING FOR FUTURE CONSIDERATIONS BY THE COUNTY COMMISSION [SEE ORIGINAL ITEM UNDER FILE NO. 070979] (Consumer Services Department)

Adopted
Resolution R-548-07
Mover: Natacha Seijas
Seconder: Rebeca Sosa
Vote: 10- 0
Absent: Rolle, Diaz
Absent, OCB: Souto

Report: *In response to Chairman Barreiro's inquiry, Ms. Cathy Peel, Director, Consumer Services Department, noted the State Legislature passed a Bill regulating cable television providers which pre-empted local regulations. Ms. Peel said effective July 1, 2007 the State would be the licensing authority for cable television providers. She noted existing licenses would remain in place; however, companies had the right to terminate those licenses after July 1st. Ms. Peel said some provisions would remain, for example, the State Bill if it was signed by the Governor, retained the access channels as long as they made certain programming requirements. She noted the possibility of some capital support although staff was still reading the language to determine whether that would remain in place if the providers opted out.*

Mr. Gary Resnick, representing Hotwire Communications, LLC, noted Hotwire had applied for a non-exclusive cable license and felt it was in the best interest of Hotwire and Miami-Dade County residents for Hotwire to operate and provide services under the County's license. Mr. Resnick said currently, Hotwire had no plans to terminate its license should the Board approve its license application and operate under a State franchising scheme should the Governor sign the Bill.

In response to Commissioner Gimenez' inquiry, Ms. Peel said the State pre-empted the County from collecting franchise fees from cable providers.

Commissioner Gimenez asked Ms. Peel to determine any potential impact (s) on the Communication hg Tax collected by the State.

4/11/2007 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Economic Development and Human Services Committee*

8D ENVIRONMENTAL RESOURCES MANAGEMENT

8D1A

070953 **Resolution**

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 2.48 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 CARRAZANA FAMILY LIMITED PARTNERSHIP, L.P. AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

Adopted
Resolution R-549-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

8D1A SUPPLEMENT

070970 **Supplement**

SUPPLEMENTAL INFORMATION RE: THE SOUTH DADE WETLANDS PURCHASES

Presented

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

8D1B

070991 **Resolution**

RESOLUTION AUTHORIZING THE EXECUTION OF A THIRD AMENDMENT TO AN INTERLOCAL AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE FLORIDA DEPARTMENT OF TRANSPORTATION, DISTRICT VI; PROVIDING FOR PERFORMANCE OF PROFESSIONAL SERVICES ASSOCIATED WITH THE FIVE YEAR NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) MUNICIPAL SEPARATE STORM SEWER SYSTEM PERMIT NO. FLS000003; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE THE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

Adopted
Resolution R-550-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

8D1C

071021 **Resolution**

RESOLUTION RATIFYING EXECUTION OF AN AMENDMENT TO AN EXISTING AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE NATURE CONSERVANCY FOR CONTINUED PROVISION OF LAND ACQUISITION AND OTHER SERVICES FOR THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM (Department of Environmental Resources Management)

Adopted
Resolution R-551-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

8E FINANCE DEPARTMENT

8E1A

071013 **Resolution**

RESOLUTION AUTHORIZING RELEASE OF SURPLUS TAX DEED 05A-00215 SALE PROCEEDS IN THE AMOUNT OF $100,665.28 TO SEEDDHA NHEM, REASEY PRAING AND RAKSMEY PRAING (Finance Department)

Adopted
Resolution R-552-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

8F GENERAL SERVICES ADMINISTRATION

8F1A

070950 **Resolution**

RESOLUTION AUTHORIZING EXECUTION OF A LEASE AGREEMENT AT 7855 N.W. 12 STREET, SUITE 114, MIAMI, WITH ADLER OFFICE ASSOCIATES, A FLORIDA LIMITED PARTNERSHIP FOR PREMISES TO BE UTILIZED BY THE MIAMI-DADE CORRECTIONS AND REHABILITATION DEPARTMENT FOR ADMINISTRATIVE OFFICES; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

Adopted
Resolution R-553-07
Mover: Natacha Seijas
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/12/2007 *Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee*

8F1B

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)

Amended

Report: *(See Agenda Item 8F1B Amended, Legislative File Number 072685)*

4/9/2007 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Recreation & Cultural Affairs Committee*

8F1B Amended

072685 **Resolution**

RESOLUTION AUTHORIZING STAFF TO CONTINUE NEGOTIATIONS EXPLORING THE FIRST OPTION, SECOND OPTION AND THIRD OPTION, THAT IS: 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; AND TO BRING THE ITEM BACK TO THE PROPER COMMITTEE AS DETERMINED BY THE CHAIRMAN AND TO THE BOARD WITH A COMPLETE ANALYSIS OF ALL THE OPTIONS [SEE ORIGINAL ITEM UNDER FILE NOS. 070978 AND 071273] (General Services Administration Department)

Adopted as amended
Resolution R-554-07
Mover: Rebeca Sosa
Seconder: Audrey M. Edmonson
Vote: 9- 2
No: Martinez, Seijas
Absent: Diaz
Absent, OCB: Souto

Report: *In response to Commissioner Edmonson's inquiry, Assistant County Manager Roger Carlton said the lot owned by the Florida Department of Transportation (FDOT) would be paved and would consist of 400 parking spaces. He noted these spaces would be in place while the County was constructing either one or two of the permanent garages, depending on the negotiations.*

Responding to Commissioner Gimenez' inquiry whether representatives of the Omni were willing to agree to a contractual relationship that would guarantee the number of parking spaces available and to have the market dictate the price, Mr. Carlton said the County was currently operating under a short-term agreement with the Omni. He noted representatives of the Omni had not decided on options for the Omni property.

Following Mr. Carlton's summary of the County's negotiations with Murphy/Jahn and Maefield Holdings (Maefiled), Commissioner Gimenez asked Mr. Carlton to provide him with a report outlining the three parking space proposals for the Carnival Center for the Performing Arts and to continue negotiations with representatives of the Omni parking garage.

In response to Commissioner Heyman's inquiry regarding the Murphy/Jahn proposal, Assistant County Manager Carlton noted a performance bond or some similar instrument would be in place that had an outside guarantor that the garage would be completed.

Commissioner Heyman asked Mr. Carlton to continue negotiations with all entities and to continue working on the broadest option, and the County Commission would pare down these options.

In response to Commissioner Martinez' inquiry, County Manager George Burgess noted funding for the parking garage would involve funds from the bed tax; not property tax.

Commissioner Martinez and Commissioner Rolle expressed concern regarding the $25,000 cost per parking space.

In response to Commissioner Moss' concern regarding the view around the concert halls being impaired by adjacent development, Assistant County Manager Carlton noted he would provide the County Commission members with the results of shadow studies as part of the final recommendation.

In response to Commissioner Seijas' inquiry, Assistant County Manager Carlton said the County administration had not agreed with the $37 million guarantee. He noted Maefield was proposing that the County borrow $37 million which would remain in escrow for thirty years and the County would keep the interest.

County Manager Burgess noted the County Commission was not being asked to do anything official today and any negotiations would have to come back to the Board for approval. He suggested further discussions be held with Maefield. Mr. Burgess noted the foregoing proposed resolution could be amended to remove the word "complete" and replace it with "continue."

Commissioner Seijas noted she was not supportive of the foregoing proposed resolution.

Commissioner Sorenson asked Mr. Carlton to provide her with a plan demonstrating how Metrorail and Metromover could be better utilized to provide transportation to patrons attending performances at the Carnival Center for the Performing Arts. She also asked that the plan include enhanced security to alleviate the need for parking.

In response to Commissioner Sosa's inquiry, Chairman Barreiro said the foregoing proposed resolution was not considered by the Budget and Finance Committee as this was more of a policy issue of moving forward on negotiations. He noted the final item would be considered by the Committee.

Commissioner Sosa said no one from the County Administration or the Carnival Center had discussed the item with her.

Following questions to Assistant County Manager Carlton, Commissioner Sosa noted she could not support the foregoing proposed resolution because of the wording to "complete negotiations." She suggested the administration wait until they were aware of the number of parking spaces from FDOT; and the assessment and value of the County-owned land.

It was moved by Commissioner Sosa that the administration be allowed to continue negotiations exploring the first, second and third option and to bring the item back to the appropriate committee to be decided by Chairman Barreiro, with a complete analysis of all the options to the County Commission. This motion was seconded by Commissioner Edmonson.

Chairman Barreiro noted by the end of the year, pedestrian traffic on Biscayne Boulevard would have an unprecedented effect on downtown Miami.

In response to Commissioner Moss' inquiry, Mr. Carlton said Mayor Carlos Alvarez supported the foregoing proposed resolution.

The County Commission by motion duly made, seconded and carried, adopted the foregoing proposed resolution as amended to allow the administration to continue negotiations exploring the first, second and third option and to bring the item back to the appropriate committee to be decided by Chairman Barreiro, with a complete analysis of all options to the County Commission.

8G HOUSING AGENCY

8G1A

071034 **Resolution**

RESOLUTION AUTHORIZING THE REQUEST TO INCREASE THE SALES PRICE OF THE SET ASIDE UNITS OF THE URBAN DEVELOPMENT GROUP II, LLC FOR THE ATRIUM AT SPRING GARDEN CONDOMINIUM DEVELOPMENT; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE ANY NECESSARY AGREEMENTS (Miami-Dade Housing Agency)

Adopted
Resolution R-555-07
Mover: Audrey M. Edmonson
Seconder: Barbara J. Jordan
Vote: 10- 1
No: Martinez
Absent: Diaz
Absent, OCB: Souto

Report: *Commissioner Martinez noted he would not be supportive of the foregoing proposed resolution as $1 million was being spent in Surtax funds because the developer's cost increased.*

In response to Commissioner Martinez, Mr. Jose Cintron, Director, Office of Community and Economic Development, noted originally, the $1 million was to be put into construction to be paid back from proceeds from sale by the developer. He noted rather than have the developer increase the prices on the 14 units which were set aside for low-income families, Surtax dollars would be used as a purchase price buy-down for each of the set aside units and the developer would be released from the obligation to repay the $1 million. Mr. Cintron stated a 20-year restrictive covenant would be placed on the property; the County would be notified when units were sold and the units must be sold to eligible families. He noted while the parameters of the overall project had changed in order to make it feasible to build, the parameters of the County's deal which was $1 million of Surtax funds in exchange for 14 low income units had not changed.

Commissioner Seijas noted she would not be supportive of the foregoing proposed resolution. She stated the burden was now placed on the County to ensure some of the units were affordable.

Commissioner Sorenson asked the developer to explain why the project was delayed.

Mr. Alberto Milo, President, Urban Development Group (UDG) II, LLC, 1801 SW 3rd Avenue, said the project which originally consisted of 75 units was now reduced to 47 units due to increased construction costs. He noted the intent was to provide the same 14 affordable units, allow UDG to break even on those units and to develop a new policy that would benefit homebuyers. Mr. Milo said the entire $1 million in the proposed project would benefit the homebuyers and the purchase price buy-down strategy would not be a soft second mortgage but a purchase price buy-down with a 20-year restrictive covenant on the property. He noted for the first three years, the units could not be sold without the County receiving the entire equity and could only be sold to an income eligible buyer. Mr. Milo said the purchase price buy-down allowed the buyer to have lower real estate taxes on the units and the restrictive covenant protected the County's $1 million investment for 20 years.

Commissioner Sorenson noted she felt this was a reasonable proposal.

In response to Commissioner Sosa's inquiries, Mr. Cintron said it was his understanding that City of Miami HOME funds were subsequently approved for the proposed project.

Responding to Commissioner Sosa, County Manager Burgess said any recommendations before the County Commission were supported by Mayor Alvarez. Mr. Burgess noted he was comfortable with the recommendation.

Commissioner Gimenez noted while he supported the concept of using the funds to buy down the price and the covenants attached, he was not comfortable with the numbers.

In response to Commissioner Gimenez' inquiry regarding the City of Miami funds, Mr. Milo noted the $1,046,000 in HOME funds from the City of Miami

would be used to further reduce the cost of the units from $127,571 and the homebuyers would be financing approximately $74,000.00. He said the City's funds would be used as a soft second mortgage with no payments for 20 years with a restrictive covenant. Mr. Milo noted the City's restrictions included a 20-year restrictive covenant with a five percent equity sharing for 20 years. He said the City's funds would be used for 11 units, with a minimum of $53,897.00, depending on where the buyer fell on the income stream.

Commissioner Jordan said she understood the Board members' concerns; however, the proposed project gave the benefit to the homebuyer upfront in terms of buying down the cost of the home. She noted the developer was only blameless to the extent that each one of the units would go to a person who would be low income in terms of forgiveness of the $71,000. Commissioner Jordan said the project was more appealing because of the additional $50,000 plus coming from the City toward the additional 11 buyers. She noted this project could be used as a future model for other affordable housing deals. Commissioner Jordan said although the development may have decreased in number, the commitment for affordability did not decrease and she commended the developer for coming to the Board with this concept.

In response to Commissioner Moss, Mr. Cintron said the City would ensure the buyers met the HOME requirements and the County would ensure the buyers met its restrictive covenant requirements. He noted a $1,000.00 mortgage would be included to ensure that anyone who tried to sell the units must receive a clear title from the County. Mr. Cintron said the City would also have to be informed of any sale and their restrictive covenant only allowed five percent per year. He noted if the buyer tried to sell the unit after one year they would only receive five percent of the equity.

Commissioner Moss said he would support the foregoing proposed resolution in good faith; however, he still had some concerns.

Commissioner Rolle noted he would support the foregoing proposed resolution but expressed concern regarding the size of the bedrooms.

Chairman Barreiro spoke in support of the foregoing proposed resolution.

Commissioner Edmonson expressed appreciation to Mr. Milo for working with the County and Commissioner Jordan.

The County Commission by motion duly made, seconded and carried, adopted the foregoing proposed resolution.

4/11/2007 *Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee*

8H HUMAN SERVICES DEPARTMENT [No items were submitted for this section.]

8I MIAMI-DADE POLICE DEPARTMENT

8I1A

071061 **Resolution**

RESOLUTION APPROVING THE AGREEMENT BETWEEN THE FLORIDA SHERIFFS ASSOCIATION AND MIAMI-DADE COUNTY FOR PARTICIPATION IN THE FEDERAL PROCUREMENT PROGRAM KNOWN AS THE "1122 PROGRAM;" AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE THE SAME FOR AND ON BEHALF OF MIAMI-DADE COUNTY; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE ANY AND ALL RIGHTS CONFERRED THEREIN (Miami-Dade Police Department)

Adopted
Resolution R-556-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/12/2007 *Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee*

8J MIAMI-DADE TRANSIT AGENCY

8J1A

070983 **Resolution**

RESOLUTION AUTHORIZING EXECUTION OF A JOINT PARTICIPATION AGREEMENT (JPA) WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) TO PROVIDE STATE FUNDING IN THE AMOUNT OF $420,600 FOR OPERATION OF THE 7TH AVENUE MAX, AUTHORIZING LOCAL MATCH FUNDING FROM THE CHARTER COUNTY TRANSIT SYSTEM SURTAX IN THE AMOUNT OF $420,600, AND AUTHORIZING THE RECEIPT AND EXPENDITURE OF FUNDS AS SPECIFIED IN THE JPA (Miami-Dade Transit Agency)

Adopted
Resolution R-557-07
Mover: Dorrin D. Rolle
Seconder: Rebeca Sosa
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

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

8J1A SUPPLEMENT

071407 **Supplement**

SUPPLEMENTAL INFORMATION RE: RESOLUTION AUTHORIZING THE EXECUTION OF A JOINT PARTICIPATION AGREEMENT (JPA) WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) TO PROVIDE STATE FUNDING FOR OPERATION OF THE 7TH AVENUE MAX IN THE AMOUNT OF $420,600

Presented

8J1B

071028 **Resolution**

RESOLUTION AUTHORIZING WAIVER OF FORMAL BID PROCEDURES AND PROVISIONS OF ADMINISTRATIVE ORDER 3-38 AND AUTHORIZING THE EXECUTION OF A WEBSITE E-COMMERCE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND TRANSPORTMAX; AND AUTHORIZING EXECUTION OF SAME (Miami-Dade Transit Agency)

Adopted
Resolution R-558-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

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

8J1C

071120 **Resolution**

RESOLUTION AUTHORIZING EXECUTION OF A RETROACTIVE CHANGE ORDER #2 (FINAL) – FOR A DECREASE IN COST OF ($1,246.13) AND A TIME EXTENSION OF 122 CALENDAR DAYS TO THE MISCELLANEOUS IMPROVEMENT #2 TO CONTRACT TA00-MF11 [SEE ORIGINAL ITEM UNDER FILE NO. 071045] (Miami-Dade Transit Agency)

Adopted
Resolution R-559-07
Mover: Barbara J. Jordan
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Gimenez, Diaz
Absent, OCB: Souto

Report: *Commissioner Jordan asked that staff be more vigilant in processing documents in a timely manner.*

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

8K OFFICE OF COMMUNITY & ECONOMIC DEVELOPMENT

8K1A

070963 **Resolution**

RESOLUTION APPROVING CONFIDENTIAL PROJECT NO. 07-00135 AS A TARGETED JOBS INCENTIVE FUND PROGRAM BUSINESS PURSUANT TO THE CODE OF MIAMI-DADE COUNTY, FLORIDA, CHAPTER 2, ARTICLE LXXXVI, AS MODIFIED BY ORDINANCE NO. 02-251; CONFIRMING THAT THE COMMITMENT OF INCENTIVE AWARDS FOR CONFIDENTIAL PROJECT NO. 07-00135 EXISTS; AND PROVIDING AN APPROPRIATION OF UP TO $733,450 FROM GENERAL REVENUE FUNDS FOR FISCAL YEARS 2008 THROUGH 2015 WITH THE PROVISO THAT ANY TAX ABATEMENT GRANTED TO CONFIDENTIAL PROJECT NO. 07-00135, UNDER FLORIDA STATUTE 196.1995, REDUCES ANY TARGETED JOBS INCENTIVE FUNDS AWARD TO CONFIDENTIAL PROJECT NO. 07-00135 BY THE AMOUNT OF ANY SUCH TAX ABATEMENT GRANTED, AND PROVIDING FOR AN EFFECTIVE DATE [SEE AGENDA ITEM NO. 8K1B] (Office of Community and Economic Development)

Adopted
Resolution R-560-07
Mover: Dorrin D. Rolle
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/11/2007 *Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee*

8K1B

070966 **Resolution**

RESOLUTION APPROVING CONFIDENTIAL PROJECT NO. 07-00135 AS A QUALIFIED TARGET INDUSTRY BUSINESS PURSUANT TO FLORIDA STATUTES S-288.106, CONFIRMING THAT THE COMMITMENTS OF LOCAL FINANCIAL SUPPORT NECESSARY FOR CONFIDENTIAL PROJECT #07-00135 EXIST; AND PROVIDING AN APPROPRIATION OF UP TO $105,000 FROM GENERAL REVENUE FUNDS AS LOCAL PARTICIPATION IN THE STATE OF FLORIDA QUALIFIED TARGET INDUSTRY TAX REFUND PROGRAM FOR FISCAL YEARS 2008 THROUGH 2018, INCLUSIVE, OR OVER A TIME PERIOD AS DETERMINED BY THE STATE OF FLORIDA IN ITS APPROVAL OF CONFIDENTIAL PROJECT #07-00135 APPLICATION WITH THE PROVISO THAT ANY TAX ABATEMENT GRANTED TO CONFIDENTIAL PROJECT #07-00135 UNDER FLORIDA STATUTE 196.1995 REDUCES ANY QUALIFIED TARGET INDUSTRY TAX REFUND TO CONFIDENTIAL PROJECT #07-00135 BY THE AMOUNT OF ANY SUCH TAX ABATEMENT GRANTED, IN COMPLIANCE WITH FLORIDA STATUTE 288.106(5)9; AND PROVIDING FOR AN EFFECTIVE DATE [SEE AGENDA ITEM 8K1A] (Office of Community and Economic Development)

Adopted
Resolution R-561-07
Mover: Dorrin D. Rolle
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/11/2007 *Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee*

8L OFFICE OF STRATEGIC BUSINESS MANAGEMENT [No items were submitted for this section.]

8M PARK AND RECREATION DEPARTMENT

8M1A

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)

Adopted
Resolution R-562-07
Mover: Rebeca Sosa
Seconder: Carlos A. Gimenez
Vote: 10- 0
Absent: Martinez, Diaz
Absent, OCB: Souto

4/9/2007 *Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

8M1B

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)

Adopted
Resolution R-563-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/9/2007 *Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

8N PLANNING AND ZONING DEPARTMENT [No items were submitted for this section.]

8O PROCUREMENT MANAGEMENT DEPARTMENT

8O1A

070967 **Resolution**

RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH ADVOCATE PROGRAM, INC. TO OBTAIN MISDEMEANOR PROBATION SERVICES FOR THE ELEVENTH JUDICIAL CIRCUIT, AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE AN AGREEMENT FOR AND ON BEHALF OF MIAMI-DADE COUNTY AND TO EXERCISE ANY CANCELLATION AND RENEWAL PROVISIONS, AND TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN CONTRACT NO. 525 (Procurement Management Department)

Adopted
Resolution R-564-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

Report: *In response to Chairman Barreiro's inquiry, Ms. Linda Kearson, General Counsel for the Eleventh Judicial Circuit, said defendants would have the option of using the services provided by the Advocate Program or by another service provider.*

Mr. David McGriff, Chief Executive Officer, Advocate Program, said defendants were given an option of programs, convenience, hours and locations.

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

8O1B

071033 **Resolution**

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

Adopted
Resolution R-565-07
Mover: Dorrin D. Rolle
Seconder: Barbara J. Jordan
Vote: 10- 0
Absent: Sosa, Diaz
Absent, OCB: Souto

Report: *In response to Commissioner Jordan's concern whether the high rate of non-local vendor participation resulted from how the specifications were written, Ms. Miriam Singer, Director, Procurement Management Department, said public outreach was conducted in the local community regarding opportunities to do business with the County and the local preference legislation was applied to all contracts. She noted staff tried to be aware of restrictive specifications and examined solicitations in other jurisdictions to ensure that what was being requested was not unreasonable.*

Commissioner Jordan asked Ms. Singer to provide her with a report outlining the differential amounts between the local and non-local firms in the foregoing proposed resolution.

Commissioner Rolle asked Ms. Singer and Ms. Calas to meet with him to explain the additional Seven Hundred Thousand Dollars ($700,000) included in the contract amount under Item 1.2 for the purchase of traffic signal poles, mast arms and street light poles for the Public Works Department.

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

8O1C

071328 **Resolution**

RESOLUTION WAIVING FORMAL BID PROCEDURES FOR THE PURCHASE OF GOODS AND SERVICES AND AUTHORIZING THE COUNTY MAYOR TO AWARD SAME, WITH AUTHORITY TO EXERCISE OPTIONS-TO-RENEW ESTABLISHED THEREUNDER [SEE ORGINAL ITEM UNDER FILE NO. 071035] (Procurement Management Department)

Amended

Report: *It was moved by Commissioner Jordan 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 10-0 (Commissioners Diaz, Sosa and Souto were absent).*

This Resolution was assigned #R-566-07.

4/10/2007 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Budget and Finance Committee*

8O1C Amended

Report: *In response to Commissioner Jordan, Ms. Miriam Singer, Director, Procurement Management Department, said the items included in the bid waiver package were not competed items and no scope was issued for open competition. She noted it was determined that it was in the County's best interest to waive the bidding process or in the case of sole sources, only one single source of supply was available based on market research.*

Commissioner Jordan asked Ms. Singer to meet with her.

In response to Chairman Barreiro's comments regarding the purchase of Microsoft licenses, Ms. Singer noted she would determine whether there were any other competed contracts that had a better pricing schedule.

Pursuant to Ms. Singer's request to read an amendment into the record, it was moved by Commissioner Martinez that the foregoing resolution be reconsidered. This motion was seconded by Commissioner Gimenez, and upon being put to a vote, passed by a vote of 10-0, (Commissioners Diaz, Sosa and Souto were absent).

Ms. Singer noted the language in the second paragraph of Item 7.1, handwritten page 19, should be amended to read as follows: "The Public Works Department allocation will be funded with proceeds from the Charter County Transit Systems Sales Surtax. Additionally, construction items and/or construction related services purchased to provide ongoing preventive maintenance and/or repair services to Public Works ..."

The County Commission by motion duly made, seconded and carried, adopted the foregoing proposed resolution as amended as noted by Ms. Singer.

8O1D

071329 **Resolution**

RESOLUTION WAIVING FORMAL BID PROCEDURES AUTHORIZING AWARD OF A SOLE SOURCE CONTRACT NO. SS1245-3/27 TO SCHINDLER ELEVATOR CORPORATION FOR ELEVATOR AND ESCALATOR MAINTENANCE AND REPAIR SERVICES, AND AUTHORIZING THE COUNTY MAYOR TO AWARD SAME, WITH AUTHORITY TO EXERCISE OPTIONS-TO-RENEW ESTABLISHED THEREUNDER [SEE ORIGINAL ITEM UNDER FILE NO. 071035] (Procurement Management Department)

Deferred to May 22, 2007
Mover: Barbara J. Jordan
Seconder: Carlos A. Gimenez
Vote: 9- 1
No: Martinez
Absent: Sosa, Diaz
Absent, OCB: Souto

Report: *It was moved by Commissioner Jordan that the foregoing proposed resolution be adopted. This motion was seconded by Chairman Barreiro.*

Commissioner Martinez noted extensive discussion occurred at the Budget and Finance Committee on the foregoing item which resulted in Item 1.1 (Elevator and Escalator Maintenance and Repair Services) being bifurcated.

In response to Commissioner Moss, Ms. Miriam Singer, Director, Procurement Management Department, said Agenda Item 8O1D Supplement addressed the concerns raised by the Budget and Finance Committee members. She noted the proposed contract was to support 260 units of elevators and escalators of varying ages, from two to fifty years. Additionally, Ms. Singer said, one of the greatest cost drivers for this contract was the implementation of upgrades to the Florida Building Code which were costly to implement.

Mr. Michael Chavez, Manager, Office of Elevator Safety, General Services Administration, provided an overview of the proposed contract.

Commissioner Gimenez expressed concern regarding the cost per elevator ($175,000) and noted he would not be supportive of the foregoing proposed resolution.

Chairman Barreiro noted the need to consolidate technology.

Ms. Singer said while she understood the County Commission's concerns, the current contract expired June 27th, and the Florida Building Code required the safety upgrades. She noted staff needed to maintain the units and she suggested coming back coming back to the Commission for an approval on a year to year basis as a condition of the contract award. Ms. Singer emphasized the importance of maintaining the elevators and escalators for Miami-Dade Transit and the Aviation Department. She noted significant market research was conducted in order to reach a professional recommendation.

Responding to the Commission's concerns regarding the contract amount, Mr. Chavez said the amount was competitive to the amount paid to other vendors. He noted the total cost for all County-owned elevators and escalators was approximately $15 million per year for maintenance, excluding modernization.

In response to Commissioner Heyman's inquiry whether the County was precluded from having one company maintain and repair the elevators and escalators, Assistant County Manager Susanne Torriente said staff would look at the system as a whole.

Responding to Commissioner Heyman, Ms. Singer said negotiation on the contract for elevator and escalator maintenance and repair services was completed and the pricing was based on the services contemplated over the five-year term. She noted prospectively staff could include long-term maintenance; however, she was not sure it could be done today. Ms. Singer said if the County Commission's direction was to go back and re-negotiate in a different manner, staff would do so.

Commissioner Gimenez asked Ms. Singer to provide the members of the Commission with a report outlining the cost of maintenance and repair

services of elevators and escalators in private buildings.

Commissioner Sorenson asked County Manager Burgess to explore the feasibility of installing additional stairs in the future at various Metrorail and Metromover stations and fewer escalators and elevators.

County Manager Burgess noted staff would prepare a comprehensive report, meet with individual commissioners and defer further discussion on the foregoing proposed resolution to May 22, 2007.

Following Commissioner Jordan's withdrawal of her motion to adopt, the County Commission by motion duly made, seconded and carried, deferred the foregoing proposed resolution to May 22, 2007.

4/10/2007 *Forwarded to BCC without a recommendation from the Budget and Finance Committee*

8O1D SUPPLEMENT

071374 **Supplement**

RESPONSE TO BUDGET AND FINANCE COMMITTEE DIRECTIVES RE: ELEVATOR AND ESCALATOR MAINTENANCE AND REPAIR SERVICES, CONTRACT NO. SS1245 - 3/27

Deferred to May 22, 2007
Mover: Barbara J. Jordan
Seconder: Carlos A. Gimenez
Vote: 9- 1
No: Martinez
Absent: Sosa, Diaz
Absent, OCB: Souto

8P PUBLIC WORKS DEPARTMENT

8P1A

071037 **Resolution**

RESOLUTION APPROVING A PROJECT AWARD RECOMMENDATION IN THE AMOUNT OF $6,689,187.31 BETWEEN APAC-SOUTHEAST, INC. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED ROADWAY IMPROVEMENTS ALONG NE 2 AVENUE, FROM WEST LITTLE RIVER (NE 84 STREET) TO NE 91 STREET, LOCATED WITHIN COMMISSION DISTRICT 3 - PROJECT NO. 20060227 (Public Works Department)

Adopted
Resolution R-567-07
Mover: Dorrin D. Rolle
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

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

8P1B

071038 **Resolution**

RESOLUTION APPROVING A PROJECT AWARD RECOMMENDATION IN THE AMOUNT OF $1,405,265.28 BETWEEN MEF CONSTRUCTION, INC. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED ROADWAY IMPROVEMENTS ALONG NW 112 AVENUE, FROM NW 41 STREET TO NW 42 LANE; AND NW 114 AVENUE, FROM NW 41 STREET TO NW 42 TERRACE, LOCATED WITHIN COMMISSION DISTRICT 12 - PROJECT NO. 20060280 (Public Works Department)

Carried over to May 10, 2007

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

8P1C

070982 **Resolution**

RESOLUTION APPROVING A PROJECT AWARD RECOMMENDATION IN THE AMOUNT OF $163,691.46 BETWEEN RAYDAN ELECTRIC, INC. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED TRAFFIC SIGNAL INSTALLATION AT HIALEAH GARDENS BOULEVARD AND WEST 80 STREET IN COMMISSION DISTRICT 12 (PROJECT – CICC 7360-0/08 RPQ NO. 20060358) (Public Works Department)

Adopted
Resolution R-568-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

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

8P1D

070987 **Resolution**

RESOLUTION APPROVING A PROJECT AWARD RECOMMENDATION IN THE AMOUNT OF $1,151,000.00 BETWEEN H & J ASPHALT, INC. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED ROADWAY RESURFACING CONTRACT COUNTYWIDE (PROJECT – CICC 7360-0/08 RPQ NO. 20060440) (Public Works Department)

Carried over to May 10, 2007

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

8P1E

070985 **Resolution**

RESOLUTION APPROVING A PROJECT AWARD RECOMMENDATION IN THE AMOUNT OF $1,151,000.00 BETWEEN H & J ASPHALT, INC. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED ROADWAY RESURFACING CONTRACT COUNTYWIDE (PROJECT – CICC 7360-0/08 RPQ NO. 20060441) (Public Works Department)

Carried over to May 10, 2007

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

8P1F

070989 **Resolution**

RESOLUTION APPROVING A FIRST WORK ORDER APPROVAL RECOMMENDATION IN THE AMOUNT OF $23,220.00 BETWEEN TECHNO ENGINEERING, INC. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED DESIGN OF ROADWAY LIGHTING ALONG SW 117 AVENUE, BETWEEN SW 36 STREET AND CORAL WAY IN COMMISSION DISTRICT 10 (PROJECT NO. 20070474) (Public Works Department)

Adopted
Resolution R-569-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

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

8Q SEAPORT DEPARTMENT [No items were submitted for this section.]

8R WATER AND SEWER DEPARTMENT

8R1A

070951 **Resolution**

RESOLUTION APPROVING EXECUTION OF LEASE AGREEMENT WITH THE CITY OF MIAMI SPRINGS FOR 751 DOVE AVENUE BY THE COUNTY TO THE CITY FOR USE OF AN ATHLETIC FIELD AND DOG PARK (Water & Sewer Department)

Adopted
Resolution R-570-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

8R1B

070952 **Resolution**

RESOLUTION APPROVING EXECUTION OF A CONTRACT WITH THE CITY OF MIAMI SPRINGS FOR PROVISION OF WATER SERVICE BY THE COUNTY TO THE CITY (Water & Sewer Department)

Adopted
Resolution R-571-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

8R1C

070955 **Resolution**

RESOLUTION APPROVING EXECUTION OF A CONTRACT WITH THE CITY OF NORTH BAY VILLAGE FOR PROVISION OF WATER SERVICE BY THE COUNTY TO THE CITY (Water & Sewer Department)

Adopted
Resolution R-572-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

8R1D

070956 **Resolution**

RESOLUTION APPROVING EXECUTION OF A CONTRACT WITH THE VILLAGE OF VIRGINIA GARDENS FOR PROVISION OF WATER SERVICE BY THE COUNTY TO THE VILLAGE (Water & Sewer Department)

Adopted
Resolution R-573-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

8R1E

070957 **Resolution**

RESOLUTION APPROVING EXECUTION OF A CONTRACT WITH THE CITY OF WEST MIAMI FOR PROVISION OF WATER SERVICE BY THE COUNTY TO THE CITY (Water & Sewer Department)

Adopted
Resolution R-574-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

9 ADDITIONAL DEPARTMENTAL ITEMS

9A2A

071052 **Resolution**

RESOLUTION ESTABLISHING DEPOSIT TO BE COLLECTED WITH AGREEMENT TO STERILIZE ANIMALS ADOPTED FROM COUNTY ANIMAL SHELTER AND WITH RENTAL OF CAT AND DOG TRAPS FROM DEPARTMENT; ESTABLISHING ANIMAL SERVICES DEPOSIT TRUST FUND TO RECEIVE DEPOSITS; ESTABLISHING TERMS AND CONDITIONS FOR DISBURSEMENTS FROM TRUST FUND; AND WAIVING ADMINISTRATIVE ORDER 3-38 WITH RESPECT TO SMALL PURCHASE ORDERS (Animal Services)

Adopted
Resolution R-575-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/12/2007 *Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee*

9A19A

070883 **Resolution**

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

Adopted
Resolution R-576-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

9A19B

070884 **Resolution**

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

Adopted
Resolution R-577-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

9A19C

070885 **Resolution**

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

Adopted
Resolution R-578-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

9A21A

071006 **Resolution**

RESOLUTION AUTHORIZING AN EXTENSION OF THE INTERDEPARTMENTAL AGREEMENT BETWEEN THE DEPARTMENT OF SOLID WASTE MANAGEMENT AND THE METRO-MIAMI ACTION PLAN TO SUPPORT ECONOMIC DEVELOPMENT INITIATIVES (Solid Waste Management Department)

Carried over to May 10, 2007

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

9A21B

070958 **Bid Advertisement**

REQUEST TO ADVERTISE FOR NORTHEAST TRANSFER STATION COMPACTOR REPLACEMENT - PROJECT NO: 06E022; CONTRACT NO: 06E022; PROJECT LOCATION: 18701 NE 6 AVENUE, MIAMI, FLA. 33179 (Solid Waste Management Department)

Accepted
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

10 AUTHORITIES, BOARDS, COUNCILS AND TRUSTS

10B1A

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)

Adopted
Resolution R-579-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/9/2007 *Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

10B1B

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 ACCOUNT IN THE SOUTH MIAMI-DADE CULTURAL ARTS CENTER'S CONSTRUCTION CONTRACT [SEE ORIGINAL ITEM UNDER FILE NO. 070942] (Cultural Affairs Council)

Adopted
Resolution R-580-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/9/2007 *Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

10D1A

070964 **Resolution**

RESOLUTION APPROVING THE FORM OF AND AUTHORIZING EXECUTION OF AGREEMENT WITH FIRST HOUSING DEVELOPMENT CORPORATION OF FLORIDA AND CITY-WIDE ASSOCIATES, INC. FOR COMPLIANCE MONITORING SERVICES TO HOUSING FINANCE AUTHORITY OF MIAMI-DADE COUNTY (Housing Finance Authority)

Adopted
Resolution R-581-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/11/2007 *Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee*

11 COUNTY COMMISSION

11A RESOLUTIONS

11A1

070921 **Resolution** **Joe A. Martinez**

RESOLUTION DECLARING ONE 1999 DODGE CARGO VAN SURPLUS AND AUTHORIZING ITS DONATION TO THE SOCIETY OF SAINT VINCENT DE PAUL, ARCHDIOCESAN COUNCIL OF MAMI, INC.

Adopted
Resolution R-582-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

11A2

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

Adopted
Resolution R-583-07
Mover: Dorrin D. Rolle
Seconder: Barbara J. Jordan
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/9/2007 *Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

11A3

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

Adopted
Resolution R-584-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/9/2007 *Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

11A4

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

Adopted
Resolution R-585-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/9/2007 *Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

11A5

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

Adopted
Resolution R-586-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/9/2007 *Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

11A6

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

Adopted
Resolution R-587-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/9/2007 *Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

11A7

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

Adopted
Resolution R-588-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/9/2007 *Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

11A8

070944 **Resolution** **Carlos A. Gimenez**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT, THE MIAMI-DADE FIRE RESCUE DEPARTMENT, AND THE MIAMI-DADE AVIATION DEPARTMENT FOR THE APRIL 14 AND 15, 2007 "SUNRISE COMMUNITY HOT AIR BALLOON RACE" SPONSORED BY SUNRISE COMMUNITY PROMOTIONS, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $5,352.00 TO BE FUNDED IN PART FROM THE COUNTYWIDE IN-KIND RESERVE FUND AND IN PART FROM THE NON-AD VALOREM PORTION OF THE FIRE RESCUE DISTRICT BUDGET

Adopted
Resolution R-589-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

11A9

070940 **Resolution** **Rebeca Sosa**

RESOLUTION DIRECTING COUNTY MAYOR/MANAGER TO RESEARCH AND REPORT ON MEASURES NECESSARY TO CONSOLIDATE AND PROMOTE GREATER UNIFORMITY OF CAPITAL CONSTRUCTION ACTIVITIES WITHIN MIAMI-DADE COUNTY [SEE ORIGINAL ITEM UNDER FILE NO. 070400]

Adopted
Resolution R-590-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Government Operations and Environment Committee*

11A10

071003 **Resolution** **Barbara J. Jordan**

RESOLUTION DIRECTING THE COUNTY MAYOR TO IMPLEMENT REVISIONS TO THE COUNTY'S TUITION REIMBURSEMENT PROGRAM, AND TO CONDUCT NEGOTIATIONS WITH THE COUNTY'S COLLECTIVE BARGAINING AGENTS AS APPROPRIATE [SEE ORIGINAL ITEM UNDER FILE NOS. 070140 AND 071137]

Carried over to May 10, 2007

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

11A10 ALTERNATE

071137 **Resolution** **Budget and Finance Committee, Sally A. Heyman**

RESOLUTION DIRECTING THE COUNTY MAYOR TO IMPLEMENT REVISIONS TO THE COUNTY'S TUITION REIMBURSEMENT PROGRAM, AND TO CONDUCT NEGOTIATIONS WITH THE COUNTY'S COLLECTIVE BARGAINING AGENTS AS APPROPRIATE [SEE ORIGINAL ITEM UNDER FILE NOS. 070140 AND 071003]

Carried over to May 10, 2007

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

11A11

070813 **Resolution** **Rebeca Sosa**

RESOLUTION DIRECTING THE COUNTY MANAGER TO IMPLEMENT A PROGRAM FOR THE DISCOVERY AND DESTRUCTION OF AFRICANIZED HONEY BEES IN THE MIAMI-DADE COUNTY AREA

Adopted
Resolution R-591-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/12/2007 *Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee*

11A12

070946 **Resolution** **Jose "Pepe" Diaz, Dennis C. Moss, Dorrin D. Rolle, Barbara J. Jordan**

RESOLUTION DIRECTING THE COUNTY MANAGER TO STUDY THE FEASIBILITY AND EFFECTIVENESS OF ESTABLISHING A WARNING SYSTEM TO ALERT THE PUBLIC OF IMMINENT SEVERE WEATHER CONDITIONS SUCH AS TORNADOS AND TO REPORT BACK TO THE BOARD OF COUNTY COMMISSIONERS WITHIN 90 DAYS

Adopted
Resolution R-592-07
Mover: Dorrin D. Rolle
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/12/2007 *Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee*

11A13

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

Adopted
Resolution R-593-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/9/2007 *Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

11A14

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

Adopted
Resolution R-594-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/9/2007 *Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

11A15

071040 **Resolution** **Natacha Seijas**

RESOLUTION DIRECTING THE COUNTY MANAGER TO DEVELOP A CONSTRUCTION SEQUENCING PLAN TO IMPROVE N. W. 87TH AVENUE BETWEEN MIAMI GARDENS DRIVE AND 154TH STREET

Adopted
Resolution R-595-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

11A16

071156 **Resolution** **Dorrin D. Rolle, Audrey M. Edmonson**

RESOLUTION DIRECTING THE COUNTY MANAGER TO STUDY THE FEASIBILITY AND EFFECTIVENESS OF ESTABLISHING STRATEGIC RELATIONSHIPS WITH THE FLORIDA VENTURE FOUNDATION, SOUTH FLORIDA WORKFORCE BOARD, INC. AND ANY OTHER SIMILAR AGENCY FOR THE PURPOSE OF PROVIDING A DEDICATED POOL OF SKILLED TRADE LABORERS TO EFFECTUATE THE INTENT OF THE COMMUNITY WORKFORCE AND JOB CLEARING HOUSE PROGRAMS AND TO REPORT BACK TO THE BOARD WITHIN 60 DAYS [SEE ORIGINAL ITEM UNDER FILE NO. 070947]

Adopted
Resolution R-596-07
Mover: Joe A. Martinez
Seconder: Carlos A. Gimenez
Vote: 10- 0
Absent: Sosa, Diaz
Absent, OCB: Souto

Report: *Commissioner Sosa exited the Chambers due to a conflict of interest.*

4/11/2007 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Economic Development and Human Services Committee*

11A17

071169 **Resolution** **Dorrin D. Rolle**

RESOLUTION DIRECTING THE COUNTY MANAGER TO PREPARE A FEASIBILITY STUDY FOR THE CONSOLIDATION OF THE COUNTY'S TRANSIT SYSTEM ROUTE SCHEDULES AND MAPS [SEE ORIGINAL ITEM UNDER FILE NO. 070975]

Adopted
Resolution R-597-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/11/2007 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Transit Committee*

11A18

071182 **Resolution** **Joe A. Martinez**

RESOLUTION DIRECTING THE COUNTY MANAGER TO INITIATE EDUCATIONAL/AWARENESS CAMPAIGN ADVISING PUBLIC OF DANGERS OF UTILIZING CRUISE CONTROL DURING CONDITIONS OF INCLEMENT WEATHER [SEE ORIGINAL ITEM UNDER FILE NO. 070871]

Adopted
Resolution R-598-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/12/2007 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Health and Public Safety Committee*

11A19

070661 **Resolution** **Sally A. Heyman, Audrey M. Edmonson**

RESOLUTION DIRECTING THE CLERK OF THE BOARD OF COUNTY COMMISSIONERS TO PROVIDE THE COMMISSION WITH NOTICE OF CERTAIN ADVISORY BOARD VACANCIES

Adopted
Resolution R-599-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

11A20

071143 **Resolution** **Rebeca Sosa**

RESOLUTION DIRECTING THE CLERK OF THE BOARD TO TAKE THE NECESSARY STEPS TO IMPLEMENT A SYSTEM FOR PROCESSING LOBBYIST REGISTRATIONS, REPORTS AND PAYMENTS ON-LINE [SEE ORIGINAL ITEM UNDER FILE NO. 070824]

Adopted
Resolution R-600-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Budget and Finance Committee*

11A21

071005 **Resolution** **Jose "Pepe" Diaz**

RESOLUTION EXPRESSING THE INTENT OF THE BOARD OF COUNTY COMMISSIONERS, UPON THE REQUEST OF THE CITY OF DORAL, TO REDUCE ITS MITIGATION PAYMENT FROM 1.5 MILS IN THE RESIDENTIAL AREA, AS ADJUSTED AND 1.5 MILS IN THE COMMERCIAL, BUSINESS, INDUSTRIAL AREA (CBI) TO 1 MIL IN THE CITY OF DORAL, SUBJECT TO ADJUSTMENTS

Carried over to May 10, 2007

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

11A22

071016 **Resolution** **Natacha Seijas**

RESOLUTION RATIFYING THE ACTION OF THE EXECUTIVE DIRECTOR OF THE JAY MALINA INTERNATIONAL TRADE CONSORTIUM, AS AUTHORIZED BY SECTION §2-1505(I) OF THE CODE OF MIAMI-DADE COUNTY, IN EXECUTING THE ATTACHED AGREEMENT BETWEEN FLORIDA INTERNATIONAL UNIVERSITY (FIU) AND MIAMI-DADE COUNTY TO STUDY TRADE DEVELOPMENT AGENCIES AND PROVIDE TRADE PROMOTION & WORKFORCE EDUCATION AND TRAINING

Adopted
Resolution R-601-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/11/2007 *Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee*

11A23

071057 **Resolution** **Bruno A. Barreiro, Dorrin D. Rolle**

RESOLUTION EXPRESSING SUPPORT FOR THE MIAMI RIVER COMMISSION'S APPLICATION TO THE DEPARTMENT OF COMMUNITY AFFAIRS WATERFRONTS FLORIDA PARTNERSHIP PROGRAM AND PLEDGING MIAMI-DADE COUNTY'S CONTINUED PARTICIPATION AND PARTNERSHIP WITH THE MIAMI RIVER COMMISSION TO IMPROVE THE MIAMI RIVER

Adopted
Resolution R-602-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

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

11A24

071077 **Resolution** **Natacha Seijas**

RESOLUTION ACCEPTING SOUTH MIAMI-DADE WATERSHED STUDY AND PLAN; RECOGNIZING EFFORTS OF THE ADVISORY COMMITTEE FOR THE SOUTH MIAMI-DADE WATERSHED PLAN ("WATERSHED ADVISORY COMMITTEE") AND THE BISCAYNE NATIONAL PARK BUFFER DEVELOPMENT REVIEW COMMITTEE ("BUFFER REVIEW COMMITTEE"); FINDING THAT THE EFFORTS OF THE WATERSHED ADVISORY COMMITTEE ARE CONCLUDED PURSUANT TO THE REQUIREMENTS OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; DIRECTING THE COUNTY MANAGER TO UNDERTAKE APPROPRIATE ACTIONS TO CONCLUDE THE RESPONSIBILITIES AND EXISTENCE OF THE BUFFER REVIEW COMMITTEE AND TRANSFER ITS DUTIES TO COUNTY PROFESSIONAL STAFF [SEE AGENDA ITEM NO. 12B5]

Amended

Report: *(See Agenda Item 11A24 Amended, Legislative File No. 071816)*

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

11A24 Amended

071816 **Resolution** **Natacha Seijas**

RESOLUTION ACCEPTING SOUTH MIAMI-DADE WATERSHED STUDY AND PLAN; RECOGNIZING EFFORTS OF THE ADVISORY COMMITTEE FOR THE SOUTH MIAMI-DADE WATERSHED PLAN ("WATERSHED ADVISORY COMMITTEE") AND THE BISCAYNE NATIONAL PARK BUFFER DEVELOPMENT REVIEW COMMITTEE ("BUFFER REVIEW COMMITTEE"); FINDING THAT THE EFFORTS OF THE WATERSHED ADVISORY COMMITTEE ARE CONCLUDED PURSUANT TO THE REQUIREMENTS OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; DIRECTING THE COUNTY MANAGER TO UNDERTAKE APPROPRIATE ACTIONS TO CONCLUDE THE RESPONSIBILITIES AND EXISTENCE OF THE BUFFER REVIEW COMMITTEE AND TRANSFER ITS DUTIES TO COUNTY PROFESSIONAL STAFF [SEE ORIGINAL ITEM UNDER FILE NOS. 071077, 071000]

Adopted as amended
Resolution R-603-07
Mover: Natacha Seijas
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

Report: *During discussion of Agenda Item 12B5, the County Commission voted to adopt the foregoing proposed resolution as amended to provide that the second "Whereas" clause on handwritten page 4 of of the proposed resolution be stricken: "and in such form the Watershed Study and Plan is not satisfactory or appropriate for approval by this Board" and the third "Whereas" clause would be amended to read as follows: "Whereas, this Board desires to accept rather than adopt the final Watershed Study and Plan as submitted.*

(See Agenda Item 12B5 for additional notes)

11A25

071100 **Resolution** **Rebeca Sosa,**
Joe A. Martinez,
Audrey M. Edmonson,
Bruno A. Barreiro,
Dorrin D. Rolle

RESOLUTION DECLARING THE MONTH OF MAY AS OLDER AMERICANS' MONTH

Adopted
Resolution R-604-07
Mover: Rebeca Sosa
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

Report: *Commissioners Martinez and Edmonson requested to be listed as co-sponsors to the foregoing proposed resolution.*

4/11/2007 *Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee*

11A26

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 [SEE ORIGINAL ITEM UNDER FILE NO. 070972]

Adopted
Resolution R-605-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/9/2007 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Recreation & Cultural Affairs Committee*

11A27

071114 **Resolution** **Carlos A. Gimenez, Rebeca Sosa**

RESOLUTION DIRECTING THE COUNTY MAYOR TO INSTITUTE A HIRING FREEZE EFFECTIVE _____ AND AUTHORIZING A PROCEDURE FOR EXCEPTIONS TO ENSURE THE CONTINUING EFFECTIVE PROVISION OF COUNTY SERVICES [SEE ORIGINAL ITEM UNDER FILE NO. 070685]

Carried over to May 10, 2007

3/13/2007 *Forwarded to BCC without recommendation with committee amendments from the Budget and Finance Committee*

4/24/2007 *Deferred by the Board of County Commissioners*

11A28

071288 **Resolution** **Natacha Seijas**

RESOLUTION EXPRESSING THE INTENT OF THE BOARD OF COUNTY COMMISSIONERS TO MAKE THE TOWN OF MIAMI LAKES WHOLE BY REIMBURSEMENT OF MITIGATION PAYMENTS AS APPROPRIATE, IN THE EVENT THE BOARD APPROVES A MUNICIPAL CHARTER CHANGE FOR THE CITY OF DORAL OR THE VILLAGE OF PALMETTO BAY WHICH HAS THE EFFECT OF ALLOWING THOSE CITIES TO PAY MITIGATION FOR FEWER YEARS THAN MIAMI LAKES OR IS OTHERWISE INEQUITABLE

Carried over to May 10, 2007

11B ADDITIONAL BUDGET ALLOCATIONS

12 COUNTY MANAGER

12A1

070901 **Resolution**

RESOLUTION APPROVING AMENDMENT ONE TO A TRAINING AND MENTORING CONTRACT BETWEEN MIAMI-DADE COUNTY AND FLORIDA VENTURE FOUNDATION, INC WITH AN EFFECTIVE DATE OF MAY 15, 2006 (County Manager)

Adopted
Resolution R-606-07
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

12A2

070962 **Resolution**

RESOLUTION RETROACTIVELY AUTHORIZING EXECUTION OF A MODIFICATION OF AGREEMENT TO THE LEASE WITH MUSEUM OF SCIENCE, INC FOR USE OF 3280 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)

Carried over to May 10, 2007

4/9/2007 *Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

12A3

071126 **Resolution**

RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE SETTLEMENT AGREEMENT AND MUTUAL RELEASE SETTLING ALL LEGAL CLAIMS AND COUNTERCLAIMS BETWEEN MIAMI-DADE COUNTY AND SIGNAL SERVICE INDUSTRIES, INC. IN CONNECTION WITH CONTRACT NO. 18 FOR THE ANNUAL TRAFFIC SIGNAL SAFETY IMPROVEMENT PROJECT (MIAMI-DADE COUNTY PUBLIC WORKS DEPARTMENT PROJECT NO. 671811) (County Manager, County Attorney)

Carried over to May 10, 2007

12A4

071333 **Resolution**

RESOLUTION APPROVING THE TERMS OF A MEMORANDUM OF UNDERSTANDING BETWEEN MIAMI-DADE COUNTY AND THE ALLIANCE FOR HUMAN SERVICES, INC.; AUTHORIZING THE COUNTY MANAGER TO EXECUTE THE SAME FOR AND ON BEHALF OF MIAMI-DADE COUNTY; AMENDING R-162-07 TO PROVIDE THAT COUNTY GENERAL REVENUE FUNDS REPLACING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS SHALL BE AWARDED TO ORGANIZATIONS PROVIDING SERVICES WITHIN NRSA AREAS, EQUITABLY DISTRIBUTING FUNDS BASED ON POVERTY STATISTICS; DIRECTING THE ALLIANCE FOR HUMAN SERVICES TO AMEND RFPS, RFQS OR NOFAS ALREADY ADVERTISED, PUBLISHED AND IN EFFECT TO ENSURE THEY ARE CONSISTENT WITH THIS RESOLUTION [SEE ORIGINAL ITEM UNDER FILE NO. 071125] (County Manager)

Deferred as recommended by the County Manager
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/11/2007 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Economic Development and Human Services Committee*

12B1

071175 **Report**

STUDY RELATING TO INCORPORATIONS AND ANNEXATIONS [SEE ORIGINAL ITEM UNDER FILE NO. 061315] (County Manager)

Accepted
Mover: Dorrin D. Rolle
Seconder: Bruno A. Barreiro
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

Report: *Ms. Jennifer Glazer-Moon, Budget Director, Office of Strategic Business Management (OSBM), stated that a budget workshop on incorporations and annexations was held March 29, 2007 and staff was asked to prepare information on different proposals relating to incorporations. She noted these items would be presented to the Governmental Operations and Environment Committee in the upcoming months. Ms. Glazer-Moon said staff was asked to place the report on incorporations and annexations on the County Commission agenda in order to lift the moratorium on incorporations and annexations. She noted a first reading item extending the moratorium for incorporations was listed on today's agenda (5/8) and was scheduled for public hearing before the Governmental Operation and Environmental Committee in July.*

Commissioner Rolle asked that Mr. Mack Samuel be allowed to address the Commission.

Mr. Mack Samuel appeared before the County Commission. He acknowledged the presence of members of the North Central Steering Committee and the community. Mr. Samuel noted residents in North Central Dade wanted the opportunity to vote on incorporating this area and did not wish to be annexed into any other city as this would destroy the predominantly Black community in North Central Dade. He asked that the moratorium on incorporations be lifted.

Commissioner Rolle noted Mr. Samuel would be given an opportunity to express his concerns at the Committee level.

7/11/2006 *Report Received by the Infrastructure and Land Use Committee*

12B2

070997 **Report**

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

Accepted
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Report Received by the Governmental Operations and Environment Committee*

12B3

070999 **Report**

STATUS REPORT ON THE MIAMI RIVER DREDGING PROJECT - APRIL 2007 (County Manager)

Accepted
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

4/10/2007 *Report Received by the Governmental Operations and Environment Committee*

12B4

070355 **Report**

FIRST ANNUAL "GREEN GOVERNMENT" REPORT (County Manager)

Accepted
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

2/13/2007 *Deferred by the Governmental Operations and Environment Committee*

3/13/2007 *Deferred by the Governmental Operations and Environment Committee*

4/10/2007 *Report Received by the Governmental Operations and Environment Committee*

12B5

071000 **Report**

SOUTH MIAMI-DADE WATERSHED STUDY AND PLAN *Amended*
[SEE AGENDA ITEM NO. 11A24] (County Manager)

Report: *The following members of the Watershed Advisory Committee appeared before the County Commission regarding the South Miami-Dade Watershed Study and Plan:*

Mr. Mark Lewis, Superintendent, Biscayne National Park, 9700 S.W. 328 Street, spoke in support of the Watershed Study and Plan. He noted the Plan addressed smart growth and offered good recommendations for the Park and the County. Mr. Lewis suggested the Biscayne Bay Buffer Development Review Committee be maintained.

Mr. John Frederick, 28525 S.W. 182 Avenue, Dade County Farm Bureau, urged the County Commission to adopt Agenda Item 11A24. He noted the Plan consultant failed to address property rights and flooding which were the two primary concerns of area residents.

Ms. Amy Contin, representing the Trust for Public Land, 7900 Red Road, spoke in support of the Study and Plan. She noted the Plan offered recommended changes to the County Code which helped to support a diverse, agricultural economy.

Mr. Carter McDowell, 200 South Biscayne Boulevard, spoke in opposition to the Plan. He noted he was disappointed that the portion of the Plan relating to the protection of Biscayne Bay was considered late in August. Mr. McDowell said he did not believe that many of the conclusions in the final document were supported by the science and documentation that was provided for the Study; and he urged the Board not to adopt the Plan.

Mr. Mark Herkovoch, (phonetic), 12200 S.W. 110 Avenue, noted the Plan met all the requirements of Land Use Policy 3E of the Comprehensive Development Master Plan (CDMP) and should be adopted and implemented. He said the Advisory Committee did not vote on whether to approve or disapprove specific recommendations or the entire Plan. Mr. Herkovoch noted if the County Commission was in favor of smart growth, the Plan should be adopted and written into the CDMP.

Ms. Jaime Furgang, National Audobon Society, 444 Brickell Avenue, said Audobon viewed the Plan as a roadmap for community sustainable growth into the future. She noted current and future impact of sprawl could not be ignored and she urged the Board to accept and forward the report to the Planning Department for review. Ms. Furgang suggested the Board strike the following language in Agenda Item 11A24: "WHEREAS, the consultants have issued a Watershed Study and Plan that includes the findings reached through the comprehensive study but no final recommendations or strategies endorsed by the Watershed Advisory Committee, and in such form the Watershed Study and Plan is not satisfactory or appropriate for approval by this Board." She also suggested the Board strike the "Whereas" clause sunsetting the Biscayne Buffer Review Committee. Ms. Furgang noted the process started by the Watershed Plan was incomplete.

Ms. Louise King, 21910 S.W. 250 Street, representing Redland Citizens Association (RCA), urged the Board to accept and implement the Watershed Study and Plan expeditiously. She expressed appreciation to Mr. Roger Carlton for chairing the Watershed Advisory Committee.

Ms. Colleen Ross, 16300 S.W. 184 Street, representing the Florida Nurserymen, Growers and Landscape Association, spoke in support of

Agenda Item 11A24. She asked that County staff not be allowed to advance any of the implementation strategies as amendments to the Comprehensive Development Master Plan (CDMP). Ms. Ross urged that the CDMP be enforced and used wisely for the growth and development of South Miami-Dade County.

Mr. Robert Johnson, 8465 S.W. 185 Street, Cutler Bay, urged the Board to forward the Plan to staff. He noted the Watershed recommendations were closely tied to the environmental restoration components included within the Comprehensive Everglades Restoration Plan and the Biscayne Bay Coastal Wetlands Project.

Ms. Bonnie Rodenberry, 285 Rodin Court, Coral Gables, representing the Sunny South Acres Homeowners Association, noted during the Watershed process she pointed out the problem with saltwater intrusion into homeowners' drinking wells. Ms. Rodenberry said it was important that potable water be provided to people who had drinking wells.

Commissioner Seijas asked Assistant County Attorney Joni Armstrong-Coffey to make an adjustment to the "Whereas" clause on handwritten page 4, Agenda Item 11A24.

Assistant County Attorney Armstrong noted it was suggested that the following language in the second "Whereas" clause on handwritten page 4 of Agenda Item 11A24, be stricken: "and in such form the Watershed Study and Plan is not satisfactory or appropriate for approval by this Board" and the third "Whereas" clause would be amended to read as follows: "Whereas, this Board desires to accept rather than adopt the final Watershed Study and Plan as submitted."

It was moved by Commissioner Seijas that the foregoing proposed resolution be adopted as amended. This motion was seconded by Commissioner Martinez.

In response to Commissioner Moss' inquiry regarding the issue raised that the Advisory Committee was not asked to vote on the Plan, Assistant County Attorney Armstrong-Coffey noted the manner in which the Committee chose to operate was at the Committee's discretion.

Responding to Commissioner Moss' inquiry, Mr. Roger Carlton, Chair, Watershed Advisory Committee, 888 Brickell Key Drive, explained the voting process utilized by the Committee. He noted the Committee members voted individually on 68 individual items but did not achieve 80% support of any of the 68 items.

Commissioner Moss noted he would support the proposed resolution accepting the South Miami-Dade Watershed Study and Plan (Agenda Item 11A24 on today's agenda). He asked that the Plan be forwarded to staff and then submitted to the County Commission so that each recommendation could be evaluated by the Board. Commissioner Moss noted if in the future, the Commission decided to address density along the transit corridor he wanted to ensure there was a true transit system along the South corridor to accommodate growth along the transit line. He expressed appreciation to the Advisory Committee members for their participation in this process.

Commissioner Heyman expressed concern about concluding the

responsibilities of the Watershed Advisory Committee. She noted she felt it was not duplicitous to have a comprehensive review on a proposed plan or policy for an issue as important as quality of life, development, natural resources, preservation and land use.

Responding to Commissioner Heyman's inquiry, Assistant County Attorney Armstrong-Coffey explained that "accept" denoted the County Commission was receiving the Plan and acknowledging that the consultant's and Advisory Committee's work was completed and there was no approval associated with any of the 68 votes that were taken.

Members of the County Commission expressed appreciation to the Watershed Advisory Committee members for completing the Study.

The County Commission then voted to adopt the foregoing report and Agenda Item 11A24 as amended.

4/10/2007 *Report Received by the Governmental Operations and Environment Committee*

13 COUNTY ATTORNEY

14 ITEMS SUBJECT TO 4-DAY RULE

15 CLERK OF THE BOARD

15B REPORTS

15B1

071248 **Report**

PROPOSED PUBLIC HEARING DATES FOR ORDINANCES SUBMITTED FOR FIRST READING ON MAY 8, 2007 (Clerk of the Board)

Accepted
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

Report: *Chairman Barreiro requested that Agenda Item 4E, a proposed ordinance relating to zoning regulation of signs, be scheduled for public hearing on June 12, 2007, before the Governmental Operations and Environment Committee.*

Commissioner Seijas, as Chairwoman of the Governmental Operation and Environment Committee (GOEC), requested the GOEC meeting scheduled for July 17, 2007 at 9:30 a.m. be rescheduled to July 11, 2007 at 9:30 a.m.

15B2

071249 **Report**

APPROVAL OF MIAMI-DADE PROPERTY APPRAISER PERSONAL PROPERTY CUT-OUT SUMMARY SHEETS (Clerk of the Board)

Approved
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

15C COUNTY ADVISORY BOARD APPOINTMENTS

15C1

071250 **Nomination**

APPOINTMENT OF JUAN M. CLARK, PH.D., TO THE SOCIAL AND ECONOMIC DEVELOPMENT COUNCIL FOR MIAMI-DADE COUNTY (Clerk of the Board)

Appointed
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

15D COUNTY ADVISORY BOARD APPOINTMENTS BY BALLOT

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

15E1

071325 **Report**

MAYOR'S ALLOCATION FROM FY 2006/07 DISCRETIONARY RESERVE FUNDS (Clerk of the Board)

Approved
Mover: Joe A. Martinez
Seconder: Dennis C. Moss
Vote: 11- 0
Absent: Diaz
Absent, OCB: Souto

16 ITEMS SCHEDULED FOR THURSDAY

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

16A1

071279 **Service Awards** **Bruno A. Barreiro**

SERVICE AWARDS CEREMONY FOR THE FOLLOWING EMPLOYEES: *Not presented*
JIMMIE L. ANDERSON - AVIATION DEPARTMENT- 35 YEARS
LOUVENIA A. TOSTON - MIAMI-DADE PUBLIC LIBRAR -35 YEARS
VICTOR M. HERNANDEZ - MIAMI-DADE TRANSIT- 35 YEARS
FRANK D. TALLEDA - MIAMI-DADE TRANSIT- 30 YEARS
JOSEPH L. TOMLIN - MIAMI-DADE TRANSIT- 35 YEARS
DONALD SMITH - SOLID WASTE MANAGEMENT- 30 YEARS
ERNESTO J. CAYO - WATER AND SEWER DEPARTMENT- 30 YEARS

Report: *(See Agenda Item 16A1, Key No. 2293)*

16A2

071318 **Proclamation** **Bruno A. Barreiro**

PRESENTATION OF A PROCLAMATION FOR "EMPLOYMENT FREE CHOICE ACT DAY" *Presented*

16A3

071319 **Proclamation** **Joe A. Martinez**

PRESENTATION OF A PROCLAMATION DECLARING "DR. LUIS E. MARIN DAY" *Not presented*

Report: *(See Agenda Item 16A3, Key No. 2293)*

16A4

071375 **Proclamation** **Dorrin D. Rolle**

PRESENTATION OF A PROCLAMATION DECLARING "KOREAN WAR VETERANS MONTH" *Not presented*

Report: *(See Agenda Item 16A4, Key No. 2293)*

16A5

071445 **Proclamation** **Dorrin D. Rolle**

PRESENTATION OF A PROCLAMATION DECLARING "STEPHANIE HERNANDEZ DAY" *Not presented*

Report: *(See Agenda Item 16A5, Key No. 2293)*

16A6

071446 **Proclamation** **Sally A. Heyman**

PRESENTATION OF A PROCLAMATION TO AMARILIS MORAN OSORIO *Not presented*

Report: *(See Agenda Item 16A6, Key No. 2293)*

16B POLICY MATTERS FOR DISCUSSION BY THE BOARD

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

073623 **Report**

NON-AGENDA ITEMS

Report: *1. Commissioner Jordan noted she prepared a statement regarding the merger of the Department of Business Development which would be emailed and faxed to other members of the County Commission allow them the opportunity of participating in this statement.*

2. Commissioner Rolle requested an update on lighting at public parks.

3. Commissioner Moss recognized students from Southridge Senior High School who were members of the 5000 Role Models.

ADJOURNMENT

Bruno A. Barreiro, Chairman

ATTEST: HARVEY RUVIN, CLERK

By: Kay Sullivan, Deputy Clerk