



**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 22, 2007  
As Advertised

Harvey Ruvlin, Clerk  
Board of County Commissioners

Kay Sullivan, Director  
Clerk of the Board Division

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



**FINAL OFFICIAL**

**Members Present:** Bruno Barreiro; Jose "Pepe" Diaz; Audrey M. Edmonson; Carlos A. Gimenez; Sally A. Heyman; Barbara J. Jordan; Joe A. Martinez; Dennis C. Moss; Dorrin Rolle; Natacha Seijas; Katy Sorenson; Rebeca Sosa; Javier D. Souto

**Members Absent:** None.

**Members Late:** None.

**Members Excused:** None.

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**Members Absent County Business:** None.

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**1 MINUTES PREPARED BY:**

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

**1A MOMENT OF SILENCE**

**Report:** *A moment of silence was observed, followed by the Pledge of Allegiance.*

*Commissioner Martinez expressed his sincere appreciation to his colleagues for their support during his recent hospital stay.*

**1B PLEDGE OF ALLEGIANCE**

**1C ROLL CALL**

**Report:** *The following staff members were present: County Manager George Burgess, Assistant County Manager Susanne Torriente, County Attorney Murray Greenberg, Assistant County Attorneys Robert Cuevas, and Deputy Clerks Kay Sullivan, Diane Collins, and Mary Smith-York.*

**1D REPORTS OF OFFICIAL BOARDS**

**1E CITIZEN'S PRESENTATIONS (5 MINUTES MAXIMUM)**

**Report:** *Commissioner Jordan recognized Norland Elementary School students present to observe government in action. She presented certificates to Ms. Dennis and Ms. Newton, teachers of the fourth grade classes present today.*

*Ms. Robinson, Mentor Principal, Norland Elementary School, appeared before the Board and expressed appreciation for their recognition today.*

1E1

**071559 Citizen's Presentation Carlos A. Gimenez**

PRESENTATION BY SAIF ISHOOF, CHAIR OF THE ASIAN-AMERICAN ADVISORY BOARD RE: ASIA PACIFIC HERITAGE MONTH *Presented*

**Report:** *Mr. Saif Ishoof, Chair of the Asian-American Advisory Board (AAAB), appeared before the Board and expressed appreciation for this opportunity in recognition of Asia Pacific Heritage Month. He noted packets would be distributed listing the AAAB's accomplishments over the past ten years and its plans for the future. He further noted the AAAB would be highlighted at its 10th Anniversary Gala on September 8, 2007. Mr. Ishoof stated proceeds from the Gala would be used to support smaller Community Based Organizations (CBO), and asked that the Board support the event. Mr. Ishoof provided a brief historical overview on why May was Asia Pacific Heritage Month.*

1E2

**071592 Citizen's Presentation**

PRESENTATION BY WILLIAM TALBERTRE:NATIONAL TOURISM WEEK *Presented*

**Report:** *William D. Talbert III, President & CEO, Greater Miami Convention & Visitor's Bureau (GMCVB), appeared before the Board and announced that this was National Tourism Week and that the GMCVB wished to thank the Board for its support. He distributed cards to the Commissioners that provided an overview of the number of jobs supported in each Commission District. He noted the GMCVB had joined the Discover America Partnership national coalition, which has a goal to attract 10.4 million visitors to this country in a short time. Mr. Talbert stated a recent study by Orbitz internet search engine listed Miami in the top ten places to travel to in the United States. He presented the Board of County Commissioners with a plaque in appreciation of its support.*

*Commissioners Diaz, Moss, Heyman, and Seijas expressed their appreciation to Mr. Talbert for doing a great job.*

*Commissioner Seijas asked Mr. William D. Talbert III, President & CEO, Greater Miami Convention & Visitor's Bureau, to showcase Miami-Dade County through magazine advertisements placed in hotels, airplanes, and other facilities in areas outside of the County.*

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

**Report:** County Attorney Greenberg noted in addition to the County Manager's Memorandum of Changes dated May 22, 2007, the following changes were requested:

- Commissioner Heyman asked to be added as a co-sponsor of Agenda Item 7B;
- Commissioner Seijas asked that Item 12A1 be added to today's Pull List; and
- County Manager asked that Item 8O1A be deferred to the June 5, 2007 meeting.
- Commissioner Moss asked that the Property Tax Reform issue be added to today's agenda as a policy discussion item.

The following additional changes were also requested:

Commissioner Seijas invoked the 4-Day-Rule clause on Item 14A3; and

Commissioner Rolle asked to be added as a co-sponsor to Item 7B.

Mr. Greenberg noted the following items were included in today's Pull List: Agenda Item Nos: 7B, 8A1A, 11A3, 11A4, and 12A1.

Commissioner Sorenson asked that her name be listed on the Pull List in connection with Items 11A3 and 11A4.

It was moved by Commissioner Sosa that today's agenda and "Pull List" be approved with the requested changes. This motion was seconded by Commissioner Heyman, and upon being put to a vote, passed by a vote of 12-0 (Commissioner Souto was absent).

**1G**      **OFFICE OF COMMISSION AUDITOR****1H**      **OFFICE OF INTERGOVERNMENTAL AFFAIRS****1I**      **SPECIAL PRESENTATIONS****2**      **MAYORAL ISSUES****2A**      **MAYORAL VETOES****2B**      **MAYORAL REPORTS**

2B1

**071526          Discussion Item**

HUD DISCUSSION

*Presented*

**Report:** County Manager George Burgess provided a brief overview of the update report regarding the U.S. Housing and Urban Development (HUD) issue. He explained that the County was granted an extension to June 7, 2007, to work out an agreement with USHUD. Mr. Burgess advised that a letter was prepared and submitted on May 15, 2007, responding to the two (2) Breach Letters, of which copies were distributed to individual commissioners.

Ms. Cynthia Curry, Assistant County Manager, noted the ultimate 'road block' to reaching a settlement with HUD was the role of the "Recovery Administrator (RA)." She stated the Commission asked that the County not work with a formal "Endeavor Agreement," which would require the County to acknowledge a substantial default and empower a RA to take over all issues at the Housing Agency. Ms. Curry advised that an alternative approach, which entailed the Commission delegating authority to an Oversight Board to work with the RA, was presented to HUD. She pointed out that HUD was adamant that the RA must have the final word in any decisions.

Honorable Mayor Carlos Alvarez stated that on May 3, 2007, Commissioner Edmonson, County Manager Burgess, Ms. Curry, and he met with HUD Secretary Alphonso Jackson in Washington, D.C. Mayor Alvarez noted his discomfort with Mr. Jackson's attempt to make personnel issues the main focus of the discussion. He expressed the County's desire to reach a compromise that would be beneficial to all parties involved, ultimately resulting in more affordable housing in Miami-Dade County. Mayor Alvarez noted this appeared to be a 'Take Over' by HUD and expressed concern with 650 Housing Agency employees' future being in the hands of a Recovery Administrator, who would have the final word at all personnel levels. He noted several issues were resolved during that meeting and after returning, staff worked on additional issues and returned to Washington with two County Attorneys. Mayor Alvarez advised the Commission that staff had visited Washington a total of five times in an effort to resolve these issues and reach a compromise.

Commissioner Edmonson stated she concurred with the Mayor in saying her impression of HUD's offer was a "take it or leave it" proposition. She noted the Recovery Administrator would have full authority to override the Oversight Board's decision, and commented that she felt no one would be interested in serving on a Board with that type of structure.

In response to Commissioner Diaz' question as to what the County should file at this point, County Attorney Greenberg advised that the County Manager signed a response letter on May 15th, one day before the deadline. He further noted the County had also filed a lawsuit alleging that HUD failed to comply with its own regulations prior to threatening to take over the Housing Agency on the morning of May 16, 2007. Mr. Greenberg advised that the County also filed a motion for a temporary restraining order the following day to ensure HUD would not be able to take over at any time. He advised that once the injunction was filed, the local U.S. Attorney's office became involved and began negotiations with the County, and by stipulation, HUD agreed not to take any action before June 7, 2007. Mr. Greenberg further noted that at the time the stipulation was filed, Judge Graham entered an order denying the temporary restraining order with a hearing set at 1:00 p.m. the next day, but he cancelled it upon learning of the stipulation. In summary, Mr. Greenberg advised that the County had until June 7th to continue negotiations and that he concurred with the Mayor's assessment that HUD wanted to take over the Housing Agency.

Mayor Alvarez noted although HUD raised concerns regarding the possibility that the County would seek reimbursement for the \$20 million provided by the Commission, who would pay for the \$2 million audit mandated by HUD, and whether the take-over should be effective for 18 months, a large portion of the discussion dealt with personnel decisions at all levels.

Commissioner Diaz expressed concern that approximately 600 employees would be affected by HUD's takeover since their salaries were funded by HUD funds.

County Attorney Greenberg advised that the County had the right to cure and correct whatever HUD alleged was inefficient, but noted the ultimate decision was theirs. He stated County Administration had encouraged HUD to negotiate but concluded that HUD's idea of negotiation was to take over totally.

Assistant County Attorney Cynthia Johnson-Stacks advised that HUD had proposed in its Cooperative Endeavor Agreement that the Recovery Administrator would be in place for 18 months. She stated this would be followed by the Agreement remaining in effect for an additional 18 months. Ms. Johnson-Stacks noted that during the second 18-month period, HUD would consider returning control back to the County provided they had no further violations.

Commissioner Sosa asked the Mayor and the County Administration to prepare a report identifying options available to the Board as alternatives to the Cooperative Endeavor Agreement proposed by US HUD and bring back recommendations to the Board. She asked the County Manager to provide her with a breakdown report of the money currently in the pipeline that was invested in projects which had not begun construction and money for future investments.

Commissioner Jordan expressed additional concern regarding the possibility of U.S. HUD selling the County's assets once it had taken over MDHA, as it had done in other communities. She recommended the Commission ensure the housing situations were addressed within the various communities countywide.

Discussion ensued among Commission members regarding the appropriate response to the proposed CEA and recommendations for corrective actions to address future housing issues. Every Commissioner agreed that the County should continue monitoring the process to ensure deadlines were met and the best practices were implemented.

Chairman Barreiro opened the public hearing, as requested by Commissioner Edmonson, and the following individuals appeared:

Ms. Lottie Mitchell Hines, 7631 NW 17 Avenue, Miami, appeared before the Board and vowed to support the County in its efforts to retain control over the Miami-Dade Housing Agency.

Mr. Jessie Harris, 700 NW 55th Street, appeared before the Board on behalf of Overall Tenant Advisory Council OTAC and expressed total support for the County.

Ms. Sonia Suarez, 1301 NW 7th Street, Miami, appeared before the Board and through an official translator, spoke in support of the County maintaining its control of Miami-Dade Housing.



**3**      **CONSENT ITEMS**

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)

5/8/2007      *Deferred by the Board of County Commissioners*

*Adopted  
Resolution R-614-07  
Mover: Jose "Pepe" Diaz  
Seconder: Rebeca Sosa  
Vote: 13- 0*

**4**      **ORDINANCES FOR FIRST READING**

4A

**071498**                      **Ordinance**                      **Audrey M. Edmonson**

ORDINANCE AMENDING SECTION 17-106 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA RELATING TO THE AFFORDABLE HOUSING ADVISORY BOARD (AHAB) TO ELIMINATE THE REQUIREMENT THAT CERTAIN MEMBERS HAVE EXPERIENCE IN OR BE CONNECTED TO AFFORDABLE HOUSING; RESTRICTING AHAB MEMBERSHIP TO THOSE QUALIFIED PERSONS WHO ARE NOT EMPLOYED BY OR AN OFFICER OF ANY ENTITY THAT RECEIVES OR APPLIES FOR FUNDING FROM MIAMI-DADE COUNTY THROUGH THE AHAB; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

*Adopted on first reading  
Public Hearing: June 13, 2007  
Mover: Jose "Pepe" Diaz  
Seconder: Audrey M. Edmonson  
Vote: 12- 0  
Absent: Seijas*

**Report:** *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Economic Development and Human Services Committee on June 13, 2007 at 9:30 A.M.*

4B

**071263 Ordinance**

ORDINANCE REVISING ZONING AND OTHER LAND DEVELOPMENT REGULATIONS PERTAINING TO THE OJUS COMMUNITY URBAN AREA DISTRICT (OJUS REGULATIONS), AMENDING SECTIONS 33-284.99.16, 33-284.99.18 THROUGH 33-284.99.19, AND DELETING SECTION 33-284.99.16, CODE OF MIAMI-DADE COUNTY, FLORIDA ("CODE"), PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE (Department of Planning & Zoning)

*Adopted on first reading  
Public Hearing: June 12, 2007  
Mover: Jose "Pepe" Diaz  
Seconder: Audrey M. Edmonson  
Vote: 12- 0  
Absent: Seijas*

**Report:** *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Governmental Operations and Environment Committee on June 12, 2007 at 9:30 A.M.*

4C

**071264 Ordinance**

ORDINANCE REVISING ZONING AND OTHER LAND DEVELOPMENT REGULATIONS PERTAINING TO THE GOULDS COMMUNITY URBAN CENTER DISTRICT ("GOULDS REGULATIONS"), AMENDING SECTIONS 33-284.94 THROUGH 33-284.95, CODE OF MIAMI-DADE COUNTY, FLORIDA ("CODE"), PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE (Department of Planning & Zoning)

*Adopted on first reading  
Public Hearing: June 12, 2007  
Mover: Jose "Pepe" Diaz  
Seconder: Audrey M. Edmonson  
Vote: 12- 0  
Absent: Seijas*

**Report:** *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Governmental Operations and Environment Committee on June 12, 2007 at 9:30 A.M.*

4D

**071268 Ordinance**

ORDINANCE REVISING ZONING AND OTHER LAND DEVELOPMENT REGULATIONS PERTAINING TO THE STANDARD URBAN CENTER DISTRICT ("STANDARD REGULATIONS"), AMENDING SECTIONS 33-284.82 THROUGH 33-284.83, 33-284.85 THROUGH 33-284.86, CODE OF MIAMI-DADE COUNTY, FLORIDA ("CODE"), PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE (Department of Planning & Zoning)

*Adopted on first reading  
Public Hearing: June 12, 2007  
Mover: Jose "Pepe" Diaz  
Seconder: Audrey M. Edmonson  
Vote: 12- 0  
Absent: Seijas*

**Report:** *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Governmental Operations and Environment Committee on June 12, 2007 at 9:30 A.M.*

4E

**071271 Ordinance**

ORDINANCE REVISING ZONING AND OTHER LAND DEVELOPMENT REGULATIONS PERTAINING TO THE NARANJA COMMUNITY URBAN CENTER DISTRICT (NARANJA REGULATIONS) AND THE PRINCETON COMMUNITY URBAN CENTER DISTRICT (PRINCETON REGULATIONS), AMENDING SECTIONS 33-284-69 THROUGH 33-284-70 AND 33-284.99.2, CODE OF MIAMI-DADE COUNTY, FLORIDA ('CODE'), PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE (Department of Planning & Zoning)

*Adopted on first reading  
Public Hearing: June 12, 2007  
Mover: Jose "Pepe" Diaz  
Seconder: Audrey M. Edmonson  
Vote: 12- 0  
Absent: Seijas*

**Report:** *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Governmental Operations and Environment Committee on June 12, 2007 at 9:30 A.M.*

4F

**071272 Ordinance**

ORDINANCE REVISING ZONING AND OTHER LAND DEVELOPMENT REGULATIONS PERTAINING TO THE PERRINE COMMUNITY URBAN CENTER DISTRICT (PERRINE REGULATIONS), AMENDING SECTIONS 33-284.99.8 THROUGH 33-284.99.9, CODE OF MIAMI-DADE COUNTY, FLORIDA (CODE), PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE (Department of Planning & Zoning)

*Adopted on first reading  
Public Hearing: June 12, 2007  
Mover: Jose "Pepe" Diaz  
Seconder: Audrey M. Edmonson  
Vote: 12- 0  
Absent: Seijas*

**Report:** *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Governmental Operations and Environment Committee on June 12, 2007 at 9:30 A.M.*

4G

**071470 Ordinance Sen. Javier D. Souto**

ORDINANCE CODIFYING THE COMMUNITY PERIODICAL ADVERTISING PROGRAM; PROVIDING QUALIFICATIONS, STANDARDS, DEFINITIONS, APPLICATIONS, PENALTIES AND OTHER MATTERS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

*Adopted on first reading  
Public Hearing: June 14, 2007  
Mover: Jose "Pepe" Diaz  
Seconder: Audrey M. Edmonson  
Vote: 12- 0  
Absent: Seijas*

**Report:** *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Airport and Tourism Committee on June 14, 2007 at 9:30 A.M.*

4H

**071478                      Ordinance                      Barbara J. Jordan**

ORDINANCE REDUCING THE AUTHORITY DELEGATED TO THE COUNTY MANAGER TO ADVERTISE FOR BID, AWARD AND REJECT BIDS OR PROPOSALS FOR PURCHASES OF SUPPLIES, MATERIALS AND SERVICES INCLUDING PROFESSIONAL SERVICES WITHOUT COMMISSION APPROVAL; REDUCING THE THRESHOLD AMOUNT OF CONTRACTS AUTHORIZED TO BE AWARDED WITHOUT COMMISSION APPROVAL; AMENDING SECTION 2-8.1 OF THE CODE OF MIAMI-DADE COUNTY; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AN EFFECTIVE DATE, AND A SUNSET PROVISION

*Withdrawn*

4I

**071519                      Ordinance**

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS BDG KENDALL 162 STREET LIGHTING SPECIAL TAXING DISTRICT IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 18 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AND PROVIDING AN EFFECTIVE DATE (Public Works Department)

*Adopted on first reading  
Public Hearing: June 26, 2007  
Mover: Jose "Pepe" Diaz  
Seconder: Audrey M. Edmonson  
Vote: 12- 0  
Absent: Seijas*

4J

**071540                      Ordinance**

ORDINANCE APPROVING AND ADOPTING SUPPLEMENTAL BUDGETS FOR VARIOUS COUNTY DEPARTMENTS AND FUNDS; RATIFYING AND APPROVING ADMINISTRATIVE ORDERS AND OTHER BOARD ACTIONS WHICH SET CHARGES; AUTHORIZING FEES CONSISTENT WITH APPROPRIATIONS; APPROPRIATING GRANT FUNDS; PROVIDING SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (Office of Strategic Business Management)

*Adopted on first reading  
Public Hearing: July 10, 2007  
Mover: Jose "Pepe" Diaz  
Seconder: Audrey M. Edmonson  
Vote: 12- 0  
Absent: Seijas*

4K

**071534 Ordinance Joe A. Martinez**

ORDINANCE SUSPENDING HALF OF THE LOCAL GAS TAXES FOR A PERIOD OF THREE MONTHS; AMENDING ORDINANCE NO. 93-91, AS AMENDED BY ORDINANCE NO. 96-101, TO SUSPEND TWO CENTS OF THE REMAINING THREE CENTS OF THE CAPITAL IMPROVEMENTS LOCAL OPTION GAS TAX FOR A PERIOD OF THREE CALENDAR MONTHS; AMENDING ORDINANCE NO. 88-49, AS AMENDED, TO SUSPEND THREE CENTS OF THE SIX CENTS OF THE 1993 LOCAL OPTION GAS TAX ORDINANCE FOR A PERIOD OF THREE CALENDAR MONTHS; DIRECTING CLERK OF THE BOARD TO MAIL CERTIFIED COPY HEREOF TO THE FLORIDA DEPARTMENT OF REVENUE IN TALLAHASSEE FLORIDA; AND PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

*Adopted on first reading  
Public Hearing: June 12, 2007  
Mover: Joe A. Martinez  
Seconder: Jose "Pepe" Diaz  
Vote: 7- 5  
No: Jordan, Heyman, Gimenez,  
Sorenson, Moss  
Absent: Seijas*

**Report:** *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Budget and Finance Committee on July 17, 2007 at 2:00 P.M.*

*On May 24, 2007, the Board rescheduled the public hearing of the foregoing proposed ordinance to be held before the Budget and Finance Committee on June 12, 2007 at 2:00 P.M.*

4L

**071557 Ordinance**

ORDINANCE RELATING TO MIAMI-DADE COUNTY COMPREHENSIVE DEVELOPMENT MASTER PLAN ("CDMP"); CORRECTING ORDINANCE NO. 07-52 CONCERNING COSTS SET FORTH IN THE CAPITAL IMPROVEMENTS ELEMENT OF THE CDMP; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE AND AN EFFECTIVE DATE (Department of Planning & Zoning)

*Adopted on first reading  
Public Hearing: June 5, 2007  
Mover: Jose "Pepe" Diaz  
Seconder: Audrey M. Edmonson  
Vote: 12- 0  
Absent: Seijas*

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

5A

**071079 Ordinance**

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS FOUNTAINS AT SAN SIMEON MULTIPURPOSE MAINTENANCE AND STREET LIGHTING SPECIAL TAXING DISTRICT IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 18 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AND PROVIDING AN EFFECTIVE DATE (Public Works Department)

*Adopted  
Ordinance 07-67  
Mover: Joe A. Martinez  
Seconder: Audrey M. Edmonson  
Vote: 13- 0*

**4/24/2007** *Scheduled for a public hearing by the Board of County Commissioners before the Board of County Commissioners*

**4/24/2007** *Adopted on first reading by the Board of County Commissioners*

5A1

**071086                      Resolution**

RESOLUTION ADOPTING PRELIMINARY ASSESSMENT ROLL PROVIDING FOR ANNUAL ASSESSMENTS AGAINST REAL PROPERTY LOCATED WITHIN BOUNDARIES OF A SPECIAL TAXING DISTRICT KNOWN AS FOUNTAINS AT SAN SIMEON MULTIPURPOSE MAINTENANCE AND STREET LIGHTING SPECIAL TAXING DISTRICT IN ACCORDANCE WITH PROVISIONS OF CHAPTER 18 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA AND ORDINANCE NO. (Public Works Department)

*Adopted  
Resolution R-615-07  
Mover: Joe A. Martinez  
Seconder: Audrey M. Edmonson  
Vote: 13- 0*

5B

**071080                      Ordinance**

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS CORAL STONE ESTATES STREET LIGHTING SPECIAL TAXING DISTRICT IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 18 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AND PROVIDING AN EFFECTIVE DATE (Public Works Department)

*Adopted  
Ordinance 07-68  
Mover: Joe A. Martinez  
Seconder: Audrey M. Edmonson  
Vote: 13- 0*

*4/24/2007      Scheduled for a public hearing by the Board of County Commissioners before the Board of County Commissioners*

*4/24/2007      Adopted on first reading by the Board of County Commissioners*

5B1

**071087                      Resolution**

RESOLUTION ADOPTING PRELIMINARY ASSESSMENT ROLL PROVIDING FOR ANNUAL ASSESSMENTS AGAINST REAL PROPERTY LOCATED WITHIN BOUNDARIES OF A SPECIAL TAXING DISTRICT KNOWN AS CORAL STONE ESTATES STREET LIGHTING SPECIAL TAXING DISTRICT IN ACCORDANCE WITH PROVISIONS OF CHAPTER 18 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA AND ORDINANCE NO. (Public Works Department)

*Adopted  
Resolution R-616-07  
Mover: Joe A. Martinez  
Seconder: Audrey M. Edmonson  
Vote: 13- 0*

5C

**071081                      Ordinance**

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS MILLER COVE THIRD ADDITION STREET LIGHTING SPECIAL TAXING DISTRICT IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 18 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AND PROVIDING AN EFFECTIVE DATE (Public Works Department)

*Adopted  
Ordinance 07-69  
Mover: Jose "Pepe" Diaz  
Seconder: Carlos A. Gimenez  
Vote: 13- 0*

*4/24/2007      Scheduled for a public hearing by the Board of County Commissioners before the Board of County Commissioners*

*4/24/2007      Adopted on first reading by the Board of County Commissioners*

5C1

**071089 Resolution**

RESOLUTION ADOPTING PRELIMINARY ASSESSMENT ROLL PROVIDING FOR ANNUAL ASSESSMENTS AGAINST REAL PROPERTY LOCATED WITHIN BOUNDARIES OF A SPECIAL TAXING DISTRICT KNOWN AS MILLER COVE THIRD ADDITION STREET LIGHTING SPECIAL TAXING DISTRICT IN ACCORDANCE WITH PROVISIONS OF CHAPTER 18 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA AND ORDINANCE NO. (Public Works Department)

*Adopted*  
**Resolution R-617-07**  
**Mover: Jose "Pepe" Diaz**  
**Seconder: Carlos A. Gimenez**  
**Vote: 13- 0**

5D

**070646 Resolution**

RESOLUTION GRANTING PETITION TO CLOSE ALL RIGHTS-OF-WAY LYING BETWEEN SW 88 STREET AND SW 96 STREET AND BETWEEN SW 157 PATH AND SW 162 AVENUE (ROAD CLOSING PETITION NO. P-834) (Public Works Department)

*Adopted*  
**Resolution R-618-07**  
**Mover: Joe A. Martinez**  
**Seconder: Dorrin D. Rolle**  
**Vote: 13- 0**

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

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

5E

**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)

*Adopted*  
**Resolution R-619-07**  
**Mover: Sally A. Heyman**  
**Seconder: Natacha Seijas**  
**Vote: 7- 6**  
**No: Jordan, Rolle, Edmonson, Gimenez, Sorenson, Moss**

*5/8/2007 Deferred by the Board of County Commissioners*

5F

**071453 Resolution**

RESOLUTION APPROVING THE WAIVER OF PLAT OF TOMMY CLIFTON MORRISON AND PATRICIA ANN MORRISON, D-22752, LOCATED IN THE NORTHWEST 1/4 OF SECTION 15, TOWNSHIP 55 SOUTH, RANGE 40 EAST (SW 122 STREET AND SW 84 AVENUE) (Public Works Department)

*Adopted*  
**Resolution R-620-07**  
**Mover: Jose "Pepe" Diaz**  
**Seconder: Rebeca Sosa**  
**Vote: 12- 0**  
**Absent: Gimenez**

5G

**071455 Resolution**

RESOLUTION APPROVING THE PLAT OF TERRY ENTERPRISE, LOCATED IN THE NORTHWEST 1/4 OF SECTION 15, TOWNSHIP 54 SOUTH, RANGE 39 EAST (SW 26 STREET AND SW 144 AVENUE) (Public Works Department)

*Adopted*  
**Resolution R-621-07**  
**Mover: Jose "Pepe" Diaz**  
**Seconder: Rebeca Sosa**  
**Vote: 12- 0**  
**Absent: Gimenez**

5H

**071456 Resolution**

RESOLUTION APPROVING THE WAIVER OF PLAT OF JOLYSE AT THE FALLS, LLC AND INVERSIONES CAMVEL, LLC, D-21970, LOCATED IN THE SOUTHWEST 1/4 OF SECTION 17, TOWNSHIP 55 SOUTH, RANGE 40 EAST (SW 134 STREET AND SW 105 AVENUE) (Public Works Department)

*Adopted  
Resolution R-622-07  
Mover: Jose "Pepe" Diaz  
Seconder: Rebeca Sosa  
Vote: 12- 0  
Absent: Gimenez*

5I

**071502 Resolution**

RESOLUTION APPROVING THE WAIVER OF PLAT OF BIRD TRADE CENTER, LLC, D-22519, LOCATED IN THE NORTHWEST 1/4 OF SECTION 22, TOWNSHIP 55 SOUTH, RANGE 40 EAST (SW 40 STREET AND SW 85 AVENUE) (Public Works Department)

*Adopted  
Resolution R-623-07  
Mover: Jose "Pepe" Diaz  
Seconder: Rebeca Sosa  
Vote: 12- 0  
Absent: Gimenez*

**6 CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS**

6A1

**071585 Discussion Item**

COUNTY ATTORNEY ISSUE

*Approved  
Mover: Bruno A. Barreiro  
Seconder: Rebeca Sosa  
Vote: 13- 0*

**Report:** Chairman Barreiro distributed a memorandum stating his recommendation that Mr. Robert "Bob" Cuevas be appointed as the next County Attorney. He provided a brief overview of the responsibilities of the County Attorney and noted Mr. Cuevas' qualifications. Chairman Barreiro advised the Mr. Cuevas would serve as Acting County Attorney at the July 1 through July 24, 2007 Commission meetings.

**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 no date certain**Mover: Jose "Pepe" Diaz**Seconder: Sen. Javier D. Souto**Vote: 11- 0**Absent: Edmonson, Martinez*

**FINAL OFFICIAL**

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

Assistant County Attorney Monica Rizo read into the record the requested amendments to the foregoing proposed ordinance:

- Delete B (1) on Page 6; and D (1) on page 7 under Sec. 26-37: Definitions; and

- amend the language under Section H. to read, "...Volunteer shall refer to any individual performing volunteer duties for a CBO, for a Programming Partner, or for the Miami-Dade Park and Recreation Department as a child's event worker for more than any three (3) days in a six (6) month period. Students volunteering in order to fulfill high school graduation requirements shall be exempted from this definition.

Major Elizabeth Buchholz, Sexual Crimes Bureau, Miami-Dade Police Department, appeared before the Board and noted she was available to answer any questions regarding the foregoing proposed ordinance.

Commissioner Sorenson asked the Park and Recreation Department Director to defer this item until such time as the property tax reform issued was resolved.

Commissioner Sosa asked the Park and Recreation Department Director to prepare a report illustrating how the requirement for background checks would influence senior citizens' desire to volunteer for community services.

Commissioner Diaz noted several concerns needed to be addressed regarding this issue and asked that the item be deferred to allow for further review.

Chairman Barreiro asked the Park and Recreation Department Director to compare the foregoing proposed ordinance with other State and Federal legislation to identify duplicate language and bring back the findings to the Board.

Commissioner Diaz asked the Park and Recreation Department Director to bring back a report identifying the funding source and method used by the School Board to pay for its background check services.

Commissioner Heyman asked the Park and Recreation Department Director to look into the County's Statutes pertaining to Crime Prevention Forfeiture and explore the possibility of using those funds to cover the cost of background checks.

Hearing no objection, the Board proceeded to vote on the motion to defer.

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

**5/8/2007** Deferred by the Board of County Commissioners

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 no date certain*  
*Mover: Jose "Pepe" Diaz*  
*Seconder: Sen. Javier D. Souto*  
*Vote: 11- 0*  
*Absent: Edmonson, Martinez*

**Report:** (See report under Agenda Item No. 7A; Legislative File No. 071209.)

5/8/2007 *Deferred by the Board of County Commissioners*

7B

**071036 Ordinance**

**Rebeca Sosa,  
 Bruno A. Barreiro,  
 Jose "Pepe" Diaz,  
 Carlos A. Gimenez,  
 Joe A. Martinez,  
 Sen. Javier D. Souto,  
 Audrey M. Edmonson**

ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 99-86 RELATING TO AD VALOREM TAXATION; PROVIDING FOR AN INCREASED ADDITIONAL HOMESTEAD EXEMPTION FOR CERTAIN QUALIFYING SENIOR CITIZENS TO BE APPLIED TO MILLAGE RATES LEVIED BY THE COUNTY; REQUIRING DELIVERY OF ORDINANCE TO PROPERTY APPRAISER; PROVIDING AN EFFECTIVE DATE, AND INCLUSION IN THE CODE

*Adopted*  
*Ordinance 07-70*  
*Mover: Rebeca Sosa*  
*Seconder: Jose "Pepe" Diaz*  
*Vote: 11- 0*  
*Absent: Souto, Martinez*

4/24/2007 *Adopted on first reading by the Board of County Commissioners*

4/24/2007 *Scheduled for a public hearing by the Board of County Commissioners before the Budget and Finance Committee*

5/15/2007 *Forwarded to the BCC by the BCC Chairperson with a favorable recommendation from the Budget and Finance Committee*

7B SUPPLEMENT

**071200 Supplement**

SUPPLEMENTAL INFORMATION RE: ORDINANCE FOR ADDITIONAL SENIOR CITIZEN HOMESTEAD INFORMATION

*Accepted*  
*Mover: Rebeca Sosa*  
*Seconder: Jose "Pepe" Diaz*  
*Vote: 11- 0*  
*Absent: Souto, Martinez*

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

5/15/2007 *Presented by the Budget and Finance Committee*

**8 DEPARTMENTAL ITEMS**

**8A AVIATION DEPARTMENT**

8A1A

**071542 Resolution**

RESOLUTION RELATING TO THE NORTH TERMINAL DEVELOPMENT CONSOLIDATION PROGRAM AT MIAMI INTERNATIONAL AIRPORT; APPROVING CHANGE ORDER NO. 2 WITH PARSONS/ODEBRECHT JOINT VENTURE (POJV); APPROVING THE FIRST AMENDED AND RESTATED CONTRACT BETWEEN POJV AND MIAMI-DADE COUNTY; INCREASING THE CONTRACT AMOUNT BY \$503,459,716; EXTENDING THE CONTRACT TIME BY 393 CALENDAR DAYS; SETTling A STAFFING RELATED DELAY CLAIM FOR \$8,800,000; AND APPROVING PAYMENT AND PERFORMANCE BONDS IN AN AMOUNT LESS THAN THE FULL CONTRACT PRICE (Aviation Department)

*Adopted  
Resolution R-624-07  
Mover: Jose "Pepe" Diaz  
Seconder: Sally A. Heyman  
Vote: 10- 1  
No: Rolle  
Absent: Edmonson, Martinez*

**Report:** *Mr. John Cospers, Deputy Aviation Director, Capital Improvement Program (CIP), explained that the four percent DBE goal achievement represented four percent of the total amount currently authorized to the contractor, and to date, approximately 27% had been paid to the DBEs.*

*Commissioner Edmonson asked the Deputy Aviation Director for CIP John Cospers to provide her with periodic status reports identifying how and when the Prime contractor met each DBE goal, beginning at 15% until the full compliance of 17% was met.*

*Commissioner Heyman noted her concerns with the agreement concerning liability, accountability, and cost containment issues that related to completing the job.*

*Mr. Thomas Wallace, CSBE Manager, Parsons-Odebrecht Joint Venture (POJV), appeared before the Board in response to Commissioner Jordan's inquiry and noted the \$123,497 represented what had been contracted out. He stated this was done just prior to the start of negotiations and that some of the contracts were already completed.*

*Commission Jordan asked the County Attorney and County Manager to meet with her to discuss future direction for contracts coming forward in terms of DBE goals.*

*Commissioner Seijas asked Mr. Cospers to provide her with a report on the number of women that had been hired to perform construction in the subject contract.*

*There being no further discussion, the Board proceeded to vote.*

**8B  
and  
8C**

**[No Items were submitted for these sections.]**

**8D**

**ENVIRONMENTAL RESOURCES MANAGEMENT**

8D1A

**070539 Resolution**

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 9.441 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 PEDRO E. ZUCCOLILLO AND GUNNULF BJORKMAN AS SELLERS; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

*Adopted  
Resolution R-625-07  
Mover: Rebeca Sosa  
Seconder: Dorrin D. Rolle  
Vote: 12- 0  
Absent: Souto*

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

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

8D1A SUPPLEMENT

**071569 Supplement**

SUPPLEMENTAL INFORMATION RE:TO SOUTH DADE WETLANDS PURCHASES [SEE AGENDA ITEM NOS. 8D1B THRU 8D1D]

*Accepted  
Mover: Rebeca Sosa  
Seconder: Dorrin D. Rolle  
Vote: 12- 0  
Absent: Souto*

8D1B

**070553 Resolution**

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 10.011 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 CONSUELO LOZANO DE RANGEL AS SELLER; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE PROVISIONS CONTAINED THEREIN [SEE AGENDA ITEM NO. 8D1A SUPPLEMENT] (Department of Environmental Resources Management)

*Adopted  
Resolution R-626-07  
Mover: Rebeca Sosa  
Seconder: Dorrin D. Rolle  
Vote: 12- 0  
Absent: Souto*

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

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

8D1C

**070567 Resolution**

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 4.85 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 ROOSEVELT G. BIRD AND JEANE BIRD AS SELLERS; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE PROVISIONS CONTAINED THEREIN [SEE AGENDA ITEM NO. 8D1A SUPPLEMENT] (Department of Environmental Resources Management)

*Adopted  
Resolution R-627-07  
Mover: Rebeca Sosa  
Seconder: Dorrin D. Rolle  
Vote: 12- 0  
Absent: Souto*

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

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

8D1D

**070576 Resolution**

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 10.161 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 EMILIO MATA AS SELLER; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE PROVISIONS CONTAINED THEREIN [SEE AGENDA ITEM NO. 8D1A SUPPLEMENT] (Department of Environmental Resources Management)

*Adopted  
Resolution R-628-07  
Mover: Rebeca Sosa  
Seconder: Dorrin D. Rolle  
Vote: 12- 0  
Absent: Souto*

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

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

**8E  
thru  
8N**

**[No Items were submitted for these sections.]**

**8O**

**PROCUREMENT MANAGEMENT DEPARTMENT**

801A

**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 June 5, 2007*

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

*5/8/2007 Deferred by the Board of County Commissioners*

801A 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 June 5, 2007*

*5/8/2007 Deferred by the Board of County Commissioners*

**9 ADDITIONAL DEPARTMENTAL ITEMS**

**10 AUTHORITIES, BOARDS, COUNCILS AND TRUSTS**

**11 COUNTY COMMISSION**

**11A RESOLUTIONS**

11A1

**071467 Resolution Natacha Seijas**

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

*Adopted  
 Resolution R-629-07  
 Mover: Rebeca Sosa  
 Seconder: Dorrin D. Rolle  
 Vote: 12- 0  
 Absent: Souto*

11A2

**071370 Resolution Joe A. Martinez**

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

*Adopted  
 Resolution R-630-07  
 Mover: Rebeca Sosa  
 Seconder: Dorrin D. Rolle  
 Vote: 12- 0  
 Absent: Souto*

FINAL OFFICIAL

11A3

071532 Resolution Joe A. Martinez, Sen. Javier D. Souto

RESOLUTION URGING THE U.S. CONGRESS AND/OR THE FEDERAL GOVERNMENT QUICKLY TO IMPOSE A TEMPORARY REDUCTION IN FEDERAL MOTOR FUEL TAXES FOR A PERIOD OF THREE MONTHS Amended

Report: See Agenda Item 11A3 Amended; Legislative File No. 071604.

5/15/2007 Forwarded to the BCC by the BCC Chairperson without recommendation from the Budget and Finance Committee

11A3 Amended

071604 Resolution Joe A. Martinez, Sen. Javier D. Souto

RESOLUTION URGING THE U.S. CONGRESS AND/OR THE FEDERAL GOVERNMENT QUICKLY TO IMPOSE A TEMPORARY REDUCTION IN FEDERAL MOTOR FUEL TAXES FOR A PERIOD OF THREE MONTHS PROVIDED SUCH LEGISLATION ENSURES THAT THE REDUCTION PASSES THROUGH TO CONSUMERS; FURTHER URGING THE FEDERAL GOVERNMENT TO INVESTIGATE GASOLINE PRICING IN THE U.S., AND PROVIDE A REPORT ON THE PROBLEM OF CONTINUING INCREASES IN THE PRICE OF GASOLINE AND POSSIBLE SOLUTIONS [SEE ORIGINAL ITEM UNDER FILE NO. 071532] Adopted as amended Resolution R-631-07 Mover: Joe A. Martinez Seconder: Jose "Pepe" Diaz Vote: 8-4 No: Jordan, Gimenez, Sorenson, Moss Absent: Edmonson

Report: The Board adopted the foregoing proposed resolution as amended to include language providing that savings resulting from the reduction in federal motor fuel taxes be passed through to consumers.

11A4

071536 Resolution Joe A. Martinez, Sen. Javier D. Souto

RESOLUTION URGING THE GOVERNOR OR SENATE PRESIDENT AND HOUSE SPEAKER TO EXPAND THE CALL OF THE SPECIAL SESSION SCHEDULED FOR JUNE 12, 2007 TO INCLUDE A TEMPORARY REDUCTION IN STATE MOTOR FUEL TAXES FOR A PERIOD OF THREE MONTHS Amended

Report: See Agenda Item 11A4 Amended; Legislative File No. 071600.

5/15/2007 Forwarded to the BCC by the BCC Chairperson without recommendation from the Budget and Finance Committee

11A4 Amended

071600

Resolution

Joe A. Martinez,  
Sen. Javier D. Souto

RESOLUTION URGING THE GOVERNOR OR SENATE PRESIDENT AND HOUSE SPEAKER TO EXPAND THE CALL OF THE SPECIAL SESSION SCHEDULED FOR JUNE 12, 2007 TO INCLUDE A TEMPORARY REDUCTION IN STATE MOTOR FUEL TAXES FOR A PERIOD OF THREE MONTHS PROVIDED SUCH LEGISLATION ENSURES THAT THE REDUCTION PASSES THROUGH TO CONSUMERS; FURTHER URGING THE FLORIDA LEGISLATURE, THE FLORIDA ATTORNEY GENERAL, THE COMMISSIONER OF AGRICULTURE AND CONSUMER SERVICES, AND OTHER PUBLIC OFFICIALS TO INVESTIGATE GASOLINE PRICING IN FLORIDA, AND PROVIDE A REPORT TO THE CITIZENS OF FLORIDA ON THE PROBLEM OF CONTINUING INCREASES IN THE PRICE OF GASOLINE AND POSSIBLE SOLUTIONS [SEE ORIGINAL ITEM UNDER FILE NO. 071536]

*Adopted as amended**Resolution R-632-07**Mover: Joe A. Martinez**Seconder: Jose "Pepe" Diaz**Vote: 8- 4**No: Jordan, Gimenez, Sorenson,  
Moss**Absent: Edmonson*

**Report:** *The Board adopted the foregoing proposed resolution as amended to include language providing that savings resulting from the reduction in federal motor fuel taxes be passed through to consumers.*

**11 B ADDITIONAL BUDGET ALLOCATIONS**

11B1

071636

Report

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

*Approved**Mover: Sally A. Heyman**Seconder: Jose "Pepe" Diaz**Vote: 9- 0**Absent: Edmonson, Sosa, Souto,  
Martinez*

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

*\$3,500 to 5000 Role Models (\$500.00 scholarship for each of the seven graduating seniors in District 1*

11B2

**071637 Report**

ALLOCATION OF (FY) 2006/07 OFFICE FUNDS (DISTRICT 3)

*Approved*  
*Mover: Sally A. Heyman*  
*Seconder: Jose "Pepe" Diaz*  
*Vote: 9- 0*  
*Absent: Edmonson, Sosa, Souto,*  
*Martinez*

**Report:** *The following funding allocation was made from fiscal year (FY) 2006/07 District 3 Office Funds as directed by Commissioner Edmonson.*

*\$6,000 to Miami-Dade Housing Finance Authority Re: Anti-Predatory Lending Campaign.*

*NOTE: For the record, on Tuesday, June 26, 2007, Commissioner Edmonson rescinded the foregoing allocation to the Miami-Dade Housing Finance Authority and reallocated it to the Miami-Dade Affordable Housing Foundation (See Agenda Item No. 11B3, Legislative File No. 071997 under Meeting Key No. 2318).*

11B3

**071638 Report**

ALLOCATION OF (FY) 2006/07 DISTRICT DISCRETIONARY RESERVE FUNDS (DISTRICT 3)

*Approved*  
*Mover: Sally A. Heyman*  
*Seconder: Jose "Pepe" Diaz*  
*Vote: 9- 0*  
*Absent: Edmonson, Sosa, Souto,*  
*Martinez*

**Report:** *The following funding allocations were made from fiscal year (FY) 2006/07 District 3 Discretionary Reserve funds as requested by Commissioner Edmonson.*

*\$4,000 to Virginia Key Beach Park Trust*  
*\$2,500 to The Links Incorporated Greater Miami Chapter*  
*\$2,500 to YWCA of Greater Miami-Dade Re: Eliminating Racism Empowering Women*  
*\$2,000 to Delta Sigma Theta Sorority, Inc.*  
*\$1,000 to Miami-Dade County Public Schools, Edison Park Elementary School PTA Re: Haitian Flag Day*  
*\$1,000 to Alhambra Heights Residential Force, Inc.*  
*\$750 to New Birth Baptist Church Cathedral of Faith International*

11B4

**071639 Report**

REIMBURSEMENT FROM COMMUNITY BASED  
ORGANIZATION OFFICE FUNDS (DISTRICT 4)

*Approved**Mover: Sally A. Heyman**Secunder: Jose "Pepe" Diaz**Vote: 9- 0**Absent: Edmonson, Sosa, Souto,  
Martinez*

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

*\$100 from North Miami Mayors Economic Task Force**\$200 from American Civil Liberties Union**\$200 from Jewish National Fund*

11B5

**071640 Report**

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

*Approved**Mover: Sally A. Heyman**Secunder: Jose "Pepe" Diaz**Vote: 9- 0**Absent: Edmonson, Sosa, Souto,  
Martinez*

**Report:** *The following funding allocation was made from fiscal year (FY)  
2006/07 District 4 Office Funds as directed by Commissioner Heyman.*

*\$500 to Humane Society of Greater Miami*

11B6

**071641 Report**

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

*Approved**Mover: Sally A. Heyman**Secunder: Jose "Pepe" Diaz**Vote: 9- 0**Absent: Edmonson, Sosa, Souto,  
Martinez*

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

*\$1,000 to Aventura/North Miami Beach Lions Club**\$5,000 to North Beach Development Corporation**\$5,000 to Pelican Harbor Seabird Station**\$5,000 to Hispanic Coalition**\$3,500 to American Cancer Society*

*For the record, Commissioner Heyman rescinded the allocation for the  
Michael-Ann Russell Jewish Community Center made at the May 10, 2007,  
Board of County Commissioners meeting in the amount of \$1,000.00*

11B7

**071642 Report**

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

*Approved**Mover: Sally A. Heyman**Seconder: Jose "Pepe" Diaz**Vote: 9- 0**Absent: Edmonson, Sosa, Souto,  
Martinez*

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

*\$1,000 to The John Gale Trust Account for The Miami Suns All Star Baseball team to participate in the Italian Baseball Tournament  
\$1,200 to the Cuban Museum, Inc.*

*At the Board of County Commissioners Carryover Meeting of Thursday, May 24, 2007, Chairman Barreiro made the following allocations from (FY) 2006/07 District 5 Office Funds:*

*\$2,000 to the Florida Council on Aging  
\$10,000 to La Liga Contra El Cancer*

11B8

**071643 Report**

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

*Approved**Mover: Sally A. Heyman**Seconder: Jose "Pepe" Diaz**Vote: 9- 0**Absent: Edmonson, Sosa, Souto,  
Martinez*

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

*\$10,000 to League Against Cancer  
\$1,000 to The South Florida After-School All Star Program*

11B9

**071644 Report**

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

*Approved**Mover: Sally A. Heyman**Seconder: Jose "Pepe" Diaz**Vote: 9- 0**Absent: Edmonson, Sosa, Souto,  
Martinez*

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

*\$500 to Miami Alumnae Chapter-Iota Pi Chapter (FIU) of Delta Sigma Theta  
Sorority, Inc., for The Annual Cooking Gents Affairs 2007*

*\$500 to Community Action Agency c/o Goulds CAC for the Annual  
Scholarship fundraising efforts*

*\$5,000 to Goulds CDC operational support*

*\$4,040 to United Bags Inc., for sand bags for District 9 Hurricane  
Preparedness*

11B10

**071645 Report**

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

*Approved**Mover: Sally A. Heyman**Seconder: Jose "Pepe" Diaz**Vote: 9- 0**Absent: Edmonson, Sosa, Souto,  
Martinez*

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

*\$400 to the Citizens Crime Watch on behalf of the Kendall District Police  
Station*

*\$1,000 to the Miami All Star Baseball Team to represent this community in a  
tournament in Europe*

*At the Board of County Commissioners Carryover Meeting of Thursday, May  
24, 2007, Commissioner Souto made the following allocation from (FY)  
2006/07 District 10 Office Funds:*

*\$5,000 to the Miami-Dade Parks Department to pay for Free Summer Learn  
to Swim Classes for the children in District 10*

11B11

**071646 Report**

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

*Approved*  
*Mover: Sally A. Heyman*  
*Seconder: Jose "Pepe" Diaz*  
*Vote: 9- 0*  
*Absent: Edmonson, Sosa, Souto, Martinez*

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

- \$500 to Miami Dade County Sister Cities Program Coordinating Council*
- \$5,000 to ENLACE*
- \$1,650 to Adolfo Hernandez Office Supplies*
- \$5,000 to Paradise Christian School & Development Center, Inc.*
- \$5,000 to American Fraternity, Inc.*
- \$10,000 to South Florida After-School All Stars, Inc.*
- \$1,000 to Ramtech Robotics Booster Club*
- \$500 to Boy Scout Troop 552*

*For the record, at the Board of County Commissioners Carryover meeting of Thursday, May 24, 2007, Commissioner Diaz rescinded the allocation made at the BCC of May 22, 2007, to the City of Hialeah Gardens in the amount of \$1,000 and instead allocated the following:*

- \$20,000 to the City of Hialeah Gardens*

11B12

**071648 Report**

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

*Approved*  
*Mover: Sally A. Heyman*  
*Seconder: Jose "Pepe" Diaz*  
*Vote: 9- 0*  
*Absent: Edmonson, Sosa, Souto, Martinez*

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

- \$1,000 to The Miami Suns All Star Baseball Team*

**12**

**COUNTY MANAGER**

12A1

**071363 Resolution**

RESOLUTION RATIFYING THE COUNTY MANAGER'S ACTION, AS AUTHORIZED BY SECTION 2-8.2.7 OF THE CODE OF MIAMI-DADE COUNTY IN APPROVING ACTIVITY LISTED ON THE ATTACHED SCHEDULES FOR CAPITAL IMPROVEMENT PROJECTS [SEE ORIGINAL ITEM UNDER FILE NO. 070974] (County Manager)

*Amended*

**Report:** *It was moved by Commissioner Seijas that the foregoing proposed resolution be amended. This motion was seconded by Chairman Barreiro, and upon being put to a vote, passed by a vote of 11-0 (Commissioners Souto and Martinez were absent).*

*The amended version has been assigned Resolution No. R-633-07.*

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

12A2

**071366 Resolution**

RESOLUTION RATIFYING THE COUNTY MANAGER'S ACTIONS, AS AUTHORIZED BY SECTION 2-8.2.7 OF THE CODE OF MIAMI-DADE COUNTY IN APPROVING ACTIVITIES LISTED ON THE ATTACHED SCHEDULE FOR CAPITAL IMPROVEMENT PROJECTS [SEE ORIGINAL ITEM UNDER FILE NO. 070974] (County Manager)

*Adopted  
Resolution R-634-07  
Mover: Rebeca Sosa  
Secunder: Dorrin D. Rolle  
Vote: 12- 0  
Absent: Souto*

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

**13 COUNTY ATTORNEY**

**14 ITEMS SUBJECT TO 4-DAY RULE**

14A1

**071530 Resolution**

**Joe A. Martinez**

RESOLUTION DIRECTING COUNTY MANAGER TO PREPARE A REPORT AND ACTION PLAN RELATED TO REDUCING THE LOCAL OPTION GAS TAXES BY 50 PERCENT FOR A THREE-MONTH PERIOD

*Adopted  
Resolution R-635-07  
Mover: Rebeca Sosa  
Secunder: Dorrin D. Rolle  
Vote: 12- 0  
Absent: Souto*

**5/15/2007** Forwarded to the BCC by the BCC Chairperson without recommendation from the Budget and Finance Committee

14A2

**071404 Resolution Barbara J. Jordan,  
Audrey M. Edmonson,  
Dennis C. Moss**

RESOLUTION DECLARING A SYMBOLIC MORATORIUM ON THE USE OF THE "N-WORD" IN UNINCORPORATED MIAMI-DADE COUNTY AND URGING MUNICIPALITIES TO APPROVE SIMILAR RESOLUTIONS

*Adopted  
Resolution R-636-07  
Mover: Rebeca Sosa  
Seconder: Dorrin D. Rolle  
Vote: 12- 0  
Absent: Souto*

*5/16/2007 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee*

14A3

**071572 Resolution**

RESOLUTION AUTHORIZING THE REQUEST OF THE LITTLE HAITI HOUSING ASSOCIATION'S VILLA JARDIN PROJECT TO CHANGE FROM A RENTAL PROJECT TO A HOMEOWNERSHIP CONDOMINIUM PROJECT; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE ANY NECESSARY AGREEMENTS [SEE ORIGINAL ITEM UNDER FILE NO. 071423] (Office of Community and Economic Development)

*4 Day Rule Invoked*

*5/16/2007 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Economic Development and Human Services Committee*

14A4

**071578 Resolution Carlos A. Gimenez**

RESOLUTION URGING THE MAYOR TO ADVISE THE COMMISSION AS TO WHETHER HE WISHES TO CONTINUE THE COMPENSATION AGREEMENT BETWEEN MIAMI-DADE COUNTY AND COUNTY MANAGER GEORGE BURGESS [SEE ORIGINAL ITEM UNDER FILE NO. 071215] [SEE AGENDA ITEM NO. 2B2]

*Adopted  
Resolution R-637-07  
Mover: Rebeca Sosa  
Seconder: Dorrin D. Rolle  
Vote: 12- 0  
Absent: Souto*

*5/15/2007 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

**15 CLERK OF THE BOARD**

**15B REPORTS**

15B1

**071482 Report**

PROPOSED PUBLIC HEARING DATES FOR ORDINANCES SUBMITTED FOR FIRST READING ON MAY 22, 2007 (Clerk of the Board)

*Approved  
Mover: Rebeca Sosa  
Seconder: Dorrin D. Rolle  
Vote: 12- 0  
Absent: Souto*

15B2

**071483 Report**

COUNTY COMMISSION MINUTES FOR APPROVAL BY THE BOARD  
 FEBRUARY 6, 2007 (REGULAR BCC MEETING)  
 MARCH 6, 2007 (REGULAR BCC MEETING) (Clerk of the Board)

*Approved*  
*Mover: Rebeca Sosa*  
*Seconder: Dorrin D. Rolle*  
*Vote: 12- 0*  
*Absent: Souto*

15B3

**071484 Report**

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

*Accepted*  
*Mover: Rebeca Sosa*  
*Seconder: Dorrin D. Rolle*  
*Vote: 12- 0*  
*Absent: Souto*

15B4

**071486 Report**

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

*Accepted*  
*Mover: Rebeca Sosa*  
*Seconder: Dorrin D. Rolle*  
*Vote: 12- 0*  
*Absent: Souto*

**15C COUNTY ADVISORY BOARD APPOINTMENTS**

15C1

**071487 Nomination**

APPOINTMENT OF MEMBERS TO THE KENDALE LAKES LANDSCAPE MAINTENANCE SPECIAL TAXING DISTRICT ADVISORY BOARD  
 REGION 2 - EDUARDO CARDENAL  
 REGION 4 - RICHARD MALCY  
 REGION 6 - FRIEDA KRUGER TRIFONOV (Clerk of the Board)

*Appointed*

15C2

**071489 Nomination**

APPOINTMENTS AND RE-APPOINTMENT TO THE HEALTH COUNCIL OF SOUTH FLORIDA, INC.  
 MELVYN FLETCHER, MD  
 FERMIN LEGUEN, MD  
 RE-APPOINTMENT OF ED ROSASCO (Clerk of the Board)

*Appointed*

**15D COUNTY ADVISORY BOARD APPOINTMENTS BY BALLOT**

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

**16**      **ITEMS SCHEDULED FOR THURSDAY****16A**      **SPECIAL PRESENTATIONS (Scheduled for 8:00 a.m.)**

16A1

**071473**              **Service Awards**                      **Bruno A. Barreiro**SERVICE AWARDS CEREMONY FOR THE FOLLOWING                      *Presented*  
EMPLOYEES:SALVADOR SEPULVEDA - AVIATION - 30 YEARS  
NEIL B. WYATT - AVIATION - 30 YEARS  
SHEILA RICHARDSON - CORRECTIONS & REHAB. - 30  
YEARS  
KATIE L. MITCHELL - EMPLOYEE RELATIONS - 35 YEARS  
RALPH A. GOMEZ - ETSD - 35 YEARS  
WILLIAM MARTIR JR. - MDT - 30 YEARS  
CLARENCE WILLIAMS - MDT - 30 YEARS  
ANNETTE EDWARDS - PROPERTY APPRAISAL - 30 YEARS  
GONZALO R. FARINAS - PUBLIC WORKS - 30 YEARS  
JOSE J. BONILLA - SFETC - 35 YEARS  
WILLIAM C. SIEGMUND JR. - WASD - 35 YEARS

16A2

**071504**              **Proclamation**                      **Audrey M. Edmonson**PRESENTATION OF A PROCLAMATION DECLARING                      *Presented*  
"JENNIE REAVES DAY"

16A3

**071509**              **Proclamation**                      **Audrey M. Edmonson**PRESENTATION OF A PROCLAMATION DECLARING  
"MONICA ALGANON WATKINS HANNA DAY"

16A4

**071510**              **Proclamation**                      **Audrey M. Edmonson**PRESENTATION OF A PROCLAMATION TO HAZEL                      *Presented*  
LIGHTBOURNE PIERRE

16A5

**071511**              **Congratulatory**                      **Dorria D. Rolle**  
**Certificate**PRESENTATION OF A CONGRATULATORY CERTIFICATE                      *Presented*  
TO PIER POINTDUJOUR

16A6

**071565**              **Certificate of**                      **Bruno A. Barreiro**  
**Appreciation**CERTIFICATE OF APPRECIATION TO DR. DENIS ROD                      *Presented*

16A7

**071567 Proclamation Rebeca Sosa**  
 PRESENTATION OF A PROCLAMATION TO THE KOREAN WAR VETERANS *Presented*

16A8

**071575 Proclamation Audrey M. Edmonson**  
 PRESENTATION OF A PROCLAMATION TO SCOTT PAYNE

**16B POLICY MATTERS FOR DISCUSSION BY THE BOARD**

16B1

**071652 Resolution Dennis C. Moss**  
 RESOLUTION DIRECTING THE COUNTY MANAGER TO WORK WITH ALL INTERESTED PARTIES TO CRAFT A PROPERTY TAX SOLUTION THAT PROVIDES MEANINGFUL PROPERTY TAX RELIEF WITHOUT UNDULY IMPACTING COUNTY SERVICES AND PROGRAMS *Adopted*  
*Resolution R-638-07*  
*Mover: Dennis C. Moss*  
*Seconder: Barbara J. Jordan*  
*Vote: 9-0*  
*Absent: Rolle, Sosa, Martinez, Diaz*

*Report: On Thursday, May 24, 2007 the Board adopted the foregoing proposed resolution.*

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

*Report: The official minutes of the May 24, 2007, zoning meeting are on file in the Office of the Clerk of the Board of County Commissioners.*

**16D METROPOLITAN PLANNING ORGANIZATION AGENDA (Scheduled for 2:00 p.m.)**

**19 ADJOURNMENT**

*Report: There being no further business to come before the Board, the meeting was adjourned at 5:57 p.m.*

FINAL OFFICIAL



Bruno A. Barreiro, Chairman

ATTEST: HARVEY RUVIN, CLERK



By: Kay Sullivan, Deputy Clerk