



**MIAMI-DADE COUNTY
FINAL OFFICIAL MINUTES
Governmental Operations and Environment
Committee (GOEC)**

Board of County Commissioners
Stephen P. Clark Government Center
Commission Chambers
111 N.W. First Street
Miami, Florida 33128

September 11, 2007
As Advertised

Harvey Ruvlin, Clerk
Board of County Commissioners

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Jill Thornton, Commission Reporter
(305) 375-2505





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

FINAL OFFICIAL
Meeting Minutes
Governmental Operations and Environment
Committee

Natacha Seijas (13) Chair; Jose "Pepe" Diaz (12) Vice Chair; Commissioners Audrey M. Edmonson (3), Carlos A. Gimenez (7), Joe A. Martinez (11), and Dorrin D. Rolle (2)

Tuesday, September 11, 2007

9:30 AM

COMMISSION CHAMBERS

Members Present: Jose "Pepe" Diaz, Audrey M. Edmonson, Carlos A. Gimenez, Dorrin Rolle, Natacha Seijas.

Members Absent: None.

Members Late: None.

Members Excused: Joe A. Martinez.

Members Absent County Business: None.

1 Minutes Prepared by:

Report: *Jill Thornton, Commission Reporter*
(305) 375-2505

1A **ROLL CALL**

Report: *The following staff members were present: Assistant County Manager Susanne Torriente; Assistant County Attorneys Joni Armstrong-Coffey, Geri Bonzon-Keenan, Hugo Benitez, and Henry Gillman; and Deputy Clerks Doris Dickens and Jill Thornton.*

In addition to the changes listed in the County Manager's Memorandum entitled "Requested Changes to the Governmental Operations and Environment Committee Agenda," dated September 11, 2007, Assistant County Attorney Geri Bonzon-Keenan requested that Agenda Items 3C and 3D be deferred, as requested by Commissioner Sorenson in memorandum; that Agenda Items 2U Supplement #2, 3A Supplement, 3F Supplement and 3J be added to the agenda; that Agenda Items 2W and 2X be withdrawn, in lieu of deferred, and that Items 2KK and 7A be withdrawn, as requested by the County Manager.

It was moved by Commissioner Diaz that Agenda Items 3C and 3D be deferred. This motion was seconded by Commissioner Seijas, and upon being put to a vote, passed 5-0. (Commissioner Martinez was absent)

Chairwoman Seijas noted that Agenda Items 2KK and 7A would be deferred and called for persons wishing to be heard in connection with these items. Hearing no one to respond to Chairperson Seijas call, the public hearing was closed. It was moved by Commissioner Diaz that items 2KK and 7A be deferred. This motion was seconded by Commission Edmonson, and upon being put to a vote, passed by a vote of 5-0. (Commissioner Martinez was absent)

Assistant County Attorney Bonzon-Keenan noted for the record that handwritten page 3 of Agenda Item 2E and handwritten page 13 of Agenda Item 2F were inadvertently omitted, but reprinted and now included in the agenda packages.

It was moved by Commissioner Gimenez that the requested changes in the County Manager's memorandum be approved along with the additional changes noted by Assistant County Attorney Armstrong-Coffey. This motion was seconded by Commissioner Diaz, and upon being put to a vote, passed by a vote of 5-0.

(Commissioner Martinez was absent)

1B CHAIRPERSON

1B1

072539 Discussion Item

REMARKS FROM CHAIRPERSON SEIJAS

Presented

Report: *Chairperson Seijas convened the meeting in a moment of silent prayer in memory of those individuals who lost their lives in the 9/11 terrorists attacks, followed by the pledge of allegiance.*

Chairwoman Seijas noted she received a copy of a memorandum issued by Mr. Charles Anderson, Commissioner Auditor (CA) to the County Manager (CM) regarding information not provided to his office by the Departmental Budget staff. She stated the CA, however, has failed to perform his duties outlined in the ordinance that established his position, and failed to offer useful input to the budgetary process. Chairwoman Seijas suggested the CA recall his memorandum and develop useful recommendations to balance the budget and budget priorities, to be considered at the Budget Hearing scheduled for Thursday September 20, 2007.

Chairwoman Seijas expressed appreciation to Committee members who attended this Committee's Budget workshops held during this summer. She stated she felt the workshops were productive in assuring that the positions of Committee members were reflected in the proposed budget. She noted a report was delivered to Chairman Moss, Budget Conference Committee, regarding missing recommendations from the Proposed Budget Change Memorandum, and would be brought forth at the Friday September 14, 2007 Budget Conference Committee Meeting. Commissioner Seijas expressed confidence that all issues would be resolved by the September 20th Budget Hearing.

Commissioner Gimenez expressed concern regarding the outcome of unfunded capital projects listed in the Budget Book and the County Manager's Memorandum of Changes pertaining to the proposed budget, if the Board of County Commission approved the budget.

It was moved by Commissioner Gimenez to establish a process for a Committee and the County Commission as a whole, to review the capital projects printed in Budget Book#2 before the next scheduled Budget Hearing. This motion

was seconded by Commissioner Edmonson for discussion.

Commissioner Diaz suggested this matter be referred to the Budget Conference Committee for clarity.

Following a brief discussion, Chairwoman Seijas asked Assistant County Manager Torriente to provide clarity on the contract award recommendations listed in the Budget Book #2 and the County Manager's Proposed Budget Change Memorandum, which state these projects would come back for funding approval at a later time.

Later in the meeting, Ms. Jennifer Glazer-Moon provided an explanation on the unfunded capital projects listed on page 346 of the Budget Book and on page 13 of the County Manager's Change Memorandum pertaining to the proposed budget. She noted these projects were dependent upon future approval of financing by the Board, and were delineated in the Change Memorandum for informational purposes and to provide the Board with a list of unfunded needs/projects identified by the departments. Ms. Glazer-Moon noted the Budget Ordinances would only authorize the appropriations for the funded capital projects, and staff would do not proceed on the unfunded projects without the Board's authorization.

Commissioner Gimenez expressed concern that administration would assume these projects were approved for funding as a result of approving the proposed budget.

Ms. Glazer-Moon clarified that a motion could be made to deny those specific projects once funding was adopted, and staff could come back for authorization to expend those funds through a mid-year budget amendment. She stated that plans had not been identified to proceed with the unfunded capital projects listed in attachment H.

2 DEPARTMENT(S)

2A

072577 Resolution

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE TWO MEMORANDUMS OF AGREEMENT WITH THE STATE TO RECEIVE AND EXPEND HAVA FUNDS IN THE AMOUNT OF \$5,011,327.56 FOR OPTICAL SCAN AND BALLOT-ON-DEMAND VOTING EQUIPMENT AND TO RECEIVE AND EXPEND ADDITIONAL FUTURE FUNDS SHOULD THEY BECOME AVAILABLE UNDER THIS PROGRAM FOR THIS PURPOSE (Elections Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Edmonson

Vote: 5-0

Absent: Martinez

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Responding to Committee members questions regarding the total cost of the new voting system, Mr. Lester Sola, Supervisor of Elections, noted the total conversion cost for the new election system was approximately \$12 million. He also noted the State of Florida would provide \$5 million for entering into this contract, and the County would be liable for approximately \$7.5 million. He explained that of the \$250 million allocated by the Federal Government to fund counties for new election equipment and systems, the states were permitted to keep a portion and then pass the rest on to the counties; however, the State of Florida chose to fund the costs of the voters' administration system, and the salaries of state positions through 2012, and held approximately \$67 million. Mr. Sola said he felt those monies should be passed along to the counties, and that his office would pursue lobbying for additional funding from the State's "Help America Vote Fund" at the next legislative session.

Commissioner Diaz noted the County owed approximately \$15 million for the existing equipment, and would be responsible for an additional \$7.5 million for the new equipment mandated by the State.

Mr. Sola noted the potential long-run savings were approximately \$2 million in costs for Presidential elections, and were approximately \$800,000 for Gubernatorial and special elections. He further noted a report was submitted to the Board, detailing a nine (9) year payout by conducting a few large elections per year.

Responding to Commissioner Rolle's concerns

regarding timelines, Mr. Sola noted his office was working aggressively to ensure that the vendor meets the State and Local requirements, and currently negotiating with the vendor to review contract terms and address language issues to ensure the equipment would be working properly by August 2008. He noted he believed the vendor would ensure that the equipment was state certified and delivered to the County by the end of September 2007.

Following comments by Chairwoman Seijas regarding the State's unfunded mandate, the Committee proceeded to vote on the foregoing proposed resolution as presented.

2B

072403 Resolution

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 14.864 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 MORRIS INVESTMENT PARTNERSHIP AS SELLER; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Edmonson

Vote: 5-0

Absent: Martinez

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Hearing no discussion or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.

2C

072404 Resolution

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 10.548 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 INVERSIONES KOMIR, S.A. AS SELLER; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Edmonson

Vote: 5-0

Absent: Martinez

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Hearing no discussion or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.

2C SUPPL.

072406 Report

SUPPLEMENTAL INFORMATION FOR TWO (2) SOUTH DADE WETLANDS PURCHASES

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Edmonson

Vote: 5-0

Absent: Martinez

2D

072469 Resolution

RESOLUTION AUTHORIZING THE ACCEPTANCE BY MIAMI-DADE COUNTY OF A CANAL RIGHT-OF-WAY DEED AND AN EASEMENT FOR CANAL MAINTENANCE, AND AUTHORIZING THE EXECUTION OF A DISCLAIMER FOR THE RELEASE OF EXCESS CANAL RESERVATION IN SECTION 26, TOWNSHIP 52 SOUTH, RANGE 40 EAST (Department of Environmental Resources Management)

Forwarded to BCC with a favorable recommendation

Mover: Edmonson

Seconder: Diaz

Vote: 5-0

Absent: Martinez

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Mr. Carlos Espinosa, Department of Environmental Resource Management Director, responded to Commissioner Diaz concerns regarding an issue with this contract, and noted the issue was resolved.

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

2E

072470 Resolution

RESOLUTION AUTHORIZING THE DISBURSEMENT OF FUNDS FROM THE BISCAYNE BAY ENVIRONMENTAL ENHANCEMENT TRUST FUND TO CONDUCT ENVIRONMENTAL ENHANCEMENT THROUGH THE COUNTY'S ONGOING BISCAYNE BAY RESTORATION AND ENHANCEMENT PROGRAM
(Department of Environmental Resources Management)

Forwarded to BCC with a favorable recommendation

Mover: Edmonson

Seconder: Diaz

Vote: 5-0

Absent: Martinez

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Hearing no discussion or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.

2F

072471 Resolution

RESOLUTION AUTHORIZING THE APPROVAL OF A CONSENT AND SUBORDINATION AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT FOR THE TRANSFER OF A PORTION OF A CERTAIN INTEREST MIAMI-DADE COUNTY HAS BY VIRTUE OF A RESTRICTIVE COVENANT, IN LANDS LOCATED AT WEST AT 12880 S.W. 6 STREET, SAID PORTION OF LAND OWNED BY ARMANDO VALDES AND DAREINI GARCIA, HIS WIFE, IN SECTION 2, TOWNSHIP 54 SOUTH, RANGE 39 EAST (Department of Environmental Resources Management)

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

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Hearing no discussion or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.

2G

072473 Resolution

RESOLUTION AUTHORIZING THE EXECUTION OF AGREEMENT NO. S0337 WITH THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) FOR SUPPORT OF THE AMBIENT AIR QUALITY MONITORING PROGRAM IN MIAMI-DADE COUNTY (Department of Environmental Resources Management)

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

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Hearing no discussion or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.

2H

072511 Resolution

RESOLUTION ACCEPTING THE NORTH CORRIDOR STATION AREA PLANNING CHARRETTE REPORT FOR THE VETERANS WAY METRORAIL STATION INCLUDING ITS PLAN AND RECOMMENDATIONS AND DIRECTING COUNTY STAFF TO BE GUIDED BY THE CHARRETTE REPORT AND FURTHER DIRECTING THE MANAGER TO COORDINATE THE IMPLEMENTATION OF THE REPORT'S RECOMMENDATIONS WITH THE CITY OF OPA-LOCKA AND ALL OTHER PERTINENT AGENCIES (Department of Planning & Zoning)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Edmonson

Vote: 5-0

Absent: Martinez

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Commissioner Rolle asked Assistant County Manager Susanne Torriente to meet with him to discuss the proposed North Corridor Station Planning Charrette before this resolution was considered by the County Commission.

Chairwoman Seijas suggested staff consider identifying a Planning Charrette for the County's Northwest area.

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

2I

072514 Resolution

RESOLUTION ACCEPTING THE NORTH CORRIDOR STATION AREA PLANNING CHARRETTE REPORT FOR THE NW 183RD STREET METRORAIL STATION INCLUDING ITS PLAN AND RECOMMENDATIONS AND DIRECTING COUNTY STAFF TO BE GUIDED BY THE CHARRETTE REPORT AND FURTHER DIRECTING THE MANAGER TO COORDINATE THE IMPLEMENTATION OF THE REPORT'S RECOMMENDATIONS WITH THE CITY OF MIAMI GARDENS AND ALL OTHER PERTINENT AGENCIES (Department of Planning & Zoning)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Edmonson

Vote: 5-0

Absent: Martinez

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Hearing no discussion or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.

2J

072526 Resolution

RESOLUTION ACCEPTING THE NORTH CORRIDOR STATION AREA PLANNING CHARRETTE REPORT FOR THE NW 199TH STREET METRORAIL STATION INCLUDING ITS PLAN AND RECOMMENDATIONS AND DIRECTING COUNTY STAFF TO BE GUIDED BY THE CHARRETTE REPORT AND FURTHER DIRECTING THE MANAGER TO COORDINATE THE IMPLEMENTATION OF THE REPORT'S RECOMMENDATIONS WITH THE CITY OF MIAMI GARDENS AND ALL OTHER PERTINENT AGENCIES (Department of Planning & Zoning)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Edmonson

Vote: 5-0

Absent: Martinez

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Hearing no discussion or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.

2K

072393 Resolution

RESOLUTION DECLARING COUNTY-OWNED PROPERTY LOCATED AT 22 SE 16 STREET, HOMESTEAD, SURPLUS; AUTHORIZING THE PUBLIC SALE OF SAME TO THE HIGHEST BIDDER WITH THE RESTRICTION THAT IT BE USED AS PASSIVE RECREATIONAL OPEN SPACE; AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO TAKE ALL ACTIONS NECESSARY TO ACCOMPLISH THE SALE OF SAID PROPERTY; AND AUTHORIZING EXECUTION OF A COUNTY DEED FOR SUCH PURPOSE (General Services Administration Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Edmonson

Vote: 5-0

Absent: Martinez

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Hearing no discussion or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.

2L

072474 Resolution

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENTS WITH BECK DISASTER RECOVERY, INC., SOLID RESOURCES, INC. AND METRIC ENGINEERING, INC. TO OBTAIN DISASTER DEBRIS REMOVAL MONITORING, AUTHORIZING THE COUNTY MAYOR OR DESIGNEE TO EXECUTE THE AGREEMENTS 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 NOS. RFQ99A, RFQ99B AND RFQ99C (Procurement Management Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Edmonson

Vote: 5-0

Absent: Martinez

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Responding to Commissioner Rolle's concern regarding whether the three recommended companies would be used countywide to remove debris, Ms. Kathleen Woods-Richardson, Department of Solid Waste Management (DSWM) Director, noted the three recommended companies would be used countywide for monitoring services only.

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

2M

072371 Resolution

RESOLUTION RATIFYING THE COUNTY MAYOR'S ACTION OF THE EMERGENCY AWARD IN THE AMOUNT OF \$6,418,275.40 BETWEEN PCL CIVIL CONSTRUCTORS, INC. AND MIAMI-DADE COUNTY PROJECT ENTITLED REFURBISH THE NW 17 AVENUE BASCULE BRIDGE OVER THE MIAMI RIVER, LOCATED WITHIN COMMISSION DISTRICTS 3 AND 5 – PROJECT NO: 20070495 (Public Works Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Edmonson

Vote: 5-0

Absent: Martinez

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Hearing no discussion or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.

2N

072405 Resolution

RESOLUTION ACCEPTING CONVEYANCES OF
VARIOUS PROPERTY INTERESTS FOR ROAD
PURPOSES TO MIAMI-DADE COUNTY, FLORIDA
(Public Works Department)

*Forwarded to BCC with a favorable
recommendation*

Mover: Diaz

Seconder: Edmonson

Vote: 5-0

Absent: Martinez

Report: *The foregoing proposed resolution was read into
the record by Assistant County Attorney Geri
Bonzon-Keenan.*

*Hearing no discussion or comments, the
Committee proceeded to vote on the foregoing
proposed resolution as presented.*

20

072397 Resolution

RESOLUTION GRANTING PETITION TO CLOSE THAT PORTION OF THE ALLEY WEST OF SW 87 AVENUE, BEGINNING 135 FEET NORTH OF SW 72 STREET NORTH FOR 150 FEET (ROAD CLOSING PETITION NO. P-838) (Public Works Department)

Forwarded to the BCC by the BCC Chairperson with a favorable recommendation

Mover: Diaz

Seconder: Edmonson

Vote: 5-0

Absent: Martinez

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

At the request of Commissioner Gimenez, Chairwoman Seijas permitted an individual to speak on this matter.

Mr. Michael Carricarte, 6800 SW 85th Avenue, appeared before the Committee and noted that closing the subject alleyway would directly impact those businesses bordering it; and that those businesses were not notified of the proposed road closing or that a public hearing was held.

Ms. Esther Calas, Public Works Department (PWD) Director, noted this application went through the zoning process and the Zoning Department recommended approval based on the developer's proposal to provide a public access easement. She also noted the developer was only required to notify the abutting property owners, and in this case there were none.

In response to Commissioner Gimenez question regarding the direction of the alleyway, Ms. Calas affirmed that the subject alleyway ran parallel with 87th Avenue, and the proposed access easement would run perpendicular to 87th Avenue. She stated that the alleyway south of the proposed development would not be closed, and that the petitioner would provide a public access easement that would run east to west from 87th Court to 87th Avenue, with an access near the north end of the original alley. Ms. Calas said she would be glad to meet with any interested parties to discuss this matter in greater detail.

Chairwoman Seijas noted a public hearing would be held before the Board of County Commissioners. She requested that staff prepare the appropriate memorandum requesting that Chairman Barreiro waive the Committee rules and

procedures and allow the foregoing proposed resolution to be forwarded to the September 18th BCC meeting for consideration, and public hearing.

2P

072442 Resolution

RESOLUTION GRANTING PETITION TO CLOSE THE ALLEY SOUTH OF NE 213 STREET, FROM NE 26 AVENUE EAST FOR 517 FEET; AND THE ALLEY WEST OF WEST DIXIE HIGHWAY, FROM NE 213 STREET SOUTH FOR 100 FEET (ROAD CLOSING PETITION NO. P-832) (Public Works Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Edmonson

Vote: 5-0

Absent: Martinez

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Hearing no discussion or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.

2Q

072443 Resolution

RESOLUTION GRANTING PETITION TO CLOSE SW 9 STREET, FROM SW 68 AVENUE TO SW 68 COURT (ROAD CLOSING PETITION NO. P-815) (Public Works Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Edmonson

Vote: 5-0

Absent: Martinez

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Hearing no discussion or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.

2R

072468 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A JOINT PARTICIPATION AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE CITY OF MIAMI GARDENS TO PROVIDE COUNTY FUNDING IN THE AMOUNT OF \$5,173,000 FOR THE DESIGN AND CONSTRUCTION OF ROADWAY IMPROVEMENTS ALONG NW 7 AVENUE, FROM NW 183 STREET TO NW 199 STREET; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE THE PROVISIONS THEREIN (Public Works Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Edmonson

Vote: 5-0

Absent: Martinez

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Hearing no discussion or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.

2S

072504 Resolution

RESOLUTION AUTHORIZING AN INTERLOCAL AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE VILLAGE OF KEY BISCAZYNE TO FUND IMPROVEMENTS OF CRANDON BOULEVARD WITHIN THE MUNICIPAL BOUNDARIES OF THE VILLAGE OF KEY BISCAZYNE (Public Works Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Edmonson

Vote: 5-0

Absent: Martinez

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Hearing no discussion or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.

2T

072542 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A JOINT PARTICIPATION AGREEMENT (JPA) BETWEEN MIAMI-DADE COUNTY (MDC) AND THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) ESTABLISHING THE TERMS AND CONDITIONS FOR DISBURSEMENT OF FDOT GRANT MONIES FOR THE COST OF DESIGN AND INSTALLATION OF LANDSCAPING ALONG VARIOUS FDOT ROADWAYS THROUGHOUT THE COUNTY (Public Works Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Edmonson

Vote: 5-0

Absent: Martinez

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Hearing no discussion or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.

2U

072159 Resolution

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENTS WITH WASTE SERVICES OF FLORIDA, INC; WASTE MANAGEMENT INC OF FLORIDA; AND CASCADE ENGINEERING, INC. TO OBTAIN CURBSIDE COLLECTION AND HAULING; RECYCLING SERVICES, AND TO PURCHASE 64-GALLON ROLLING CARTS RESPECTIVELY, WAIVING THE REQUIREMENTS OF SECTIONS 2-8.3 AND 2-8.4 OF THE MIAMI-DADE COUNTY CODE, PERTAINING TO BID PROTESTS, BY A TWO-THIRD VOTE OF THE BOARD MEMBERS PRESENT, AUTHORIZING THE COUNTY MAYOR OR DESIGNEE AND AUTHORIZING THE COUNTY MAYOR OR DESIGNEE TO EXECUTE ALL NECESSARY AGREEMENTS FOR AND ON BEHALF OF MIAMI-DADE COUNTY AND TO EXERCISE ANY CANCELLATION AND RENEWAL PROVISIONS, AND TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN CONTRACTS NO. 545A, 545B, AND CG-01-07 (Solid Waste Management Department)

Forwarded to BCC without a recommendation

Mover: Gimenez

Second: Diaz

Vote: 5-0

Absent: Martinez

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Commissioner Edmonson questioned whether staff had negotiated with the two local contractors that applied, and whether points were given for local companies.

Mr. Amos Roundtree, Procurement Competition Advocate, Department of Procurement Management (DPM), noted that staff negotiated with the three companies recommended for award, but not with those who applied. He noted local preferences were applied when a local vendor scored within a certain percentage, and in this particular contract, the recommendations were based on an evaluation process that did not consider local vendors.

Following Commissioner Edmonson's comments regarding the County's dissatisfaction with the services of BFI, Ms. Woods-Richardson, Department of Solid Waste Management (DSWM) Director, explained that BFI failed to provide an adequate level of services and its assets were recently purchased by Waste Services Incorporated. She noted the solicitation process was broad based on the Board's direction, and staff asked for consideration based on dividing the County into six service area zones, which only one

firm responded to that solicitation process. Ms. Woods-Richardson also noted that after the technical evaluation process was completed, staff solicited for prices.

Responding to Commissioner Edmonson's question regarding service area zones, Ms. Woods-Richardson noted that zones were advantageous for administrative purposes because they provide uniformed services countywide; require a minimal amount of service to be provided; and the County could recover faster with zones because a project could be completed by another vendor if a problem arose. Ms. Woods-Richardson noted, however, that prices offered for countywide services were lower than for zones.

Commissioner Edmonson noted her primary concern was with local vendors not hired for the hauling services.

In response to Commissioner Rolle's question regarding whether the RFP indicated the scoring was 80% technical and 20% price, Assistant County Attorney Hugo Benitez explained that the RFP, initially did not yield the desired results; and that the Board followed the County Manager's recommendation to waive the competitive process in favor of a more flexible procurement process; which may explain the wide range of results. He noted the recommendations were the best result for the process that was followed.

Ms. Woods-Richardson noted the firms that initially responded to the RFP were evaluated from a technical point of view. She stated that prices were considered, and the best final price was requested.

Commissioner Rolle stated he believed staff was directed at the last Committee meeting to negotiate price with every firm technically capable of performing these services, but staff only met with them.

Ms. Woods-Richardson noted she understood that they were directed to meet with all of the firms who offered a price. She stated the reason they did not negotiate with them was due to a large disparity in prices after the second request was placed; and they negotiated with the firm offering the best price. Ms. Woods-Richardson noted every firm except one gave a bid on providing the Material Recycling Facility (MRF).

Following a discussion between Committee members and Ms. Woods-Richardson regarding the purchase of the recycling carts, Commissioner Rolle expressed concern that only one firm would service the MRF; that the local preference should have been utilized for the recycling contract; and that staff was directed to negotiate with all of the firms for a better price.

Commissioner Gimenez stated he felt the County Commission gave Administration a very liberal process, and that staff should have negotiated with all of the vendors for the best deal. Regarding the recycling carts, Commissioner Gimenez stated he received information from a company not recommended for this contract, that offered a price based on staff's instruction to lock into an existing contract from a different area of the State, and that they were willing to offer a better price. He noted he would like to see the carts go out for bid again, and for staff to negotiate the best deal.

Mr. Roundtree explained the process followed for contracting the price of the carts. He noted that staff only requested a price but the subject company included a container management service in its bid.

Chairwoman Seijas suggested this resolution be forwarded to the County Commission without a recommendation to allow time for departmental staff to meet with Committee members. She questioned whether this contract needed to be approved within a certain timeframe.

Ms. Woods-Richardson noted the existing contract is extended on a monthly basis, which could impact the level of services.

Commissioner Diaz stated this contract should be simplified by separating the services. He questioned the projected cost of the containers, the funding source, and whether the firms were asked to provide carts as part of their price. Commissioner Diaz stated this contract needed to be clarified and that he would like to meet with staff to address his concerns.

Ms. Woods-Richardson noted the County would pay \$14 million for the containers, and those funds would come from the operations budget. She also noted staff initially requested that carts be included as part of their price, and only one company failed to respond.

Following additional comments made by Commissioners Edmonson and Rolle, Commissioner Gimenez questioned whether staff could be instructed to continue negotiating for the best possible price and come back with recommendations.

Assistant County Attorney Benitez noted the original resolution adopted by the County Commission was broad enough to permit staff to make recommendations.

Chairwoman Seijas suggested that Committee members meet with staff to address their concerns. She questioned whether the Cone of Silence was applicable at this time.

Assistant County Attorney Benitez noted the Cone of Silence was not applicable because the County Manager provided the Board with a written recommendation; and the Committee was only asking staff to revisit the process.

Following further discussion, the foregoing proposed resolution was forwarded to the County Commission without a recommendation, with instruction to Administration to meet with Committee members to address concerns and clarify recommendations.

Chairwoman Seijas asked that the foregoing resolution be placed on the October 16th BCC meeting agenda.

Assistant County Manager Susanne Torriente asked for clarification regarding whether staff had enough flexibility to negotiate for a better price.

Chairwoman Seijas suggested Ms. Torriente meet with the County Attorney to ensure the Cone of Silence was not applicable at this time; and asked that Committee members be advised by the Assistant County Attorneys once the Cone of Silence was applicable.

2U SUPPL.

072626 Supplement

SUPPLEMENTAL INFORMATION RE: APPROVAL TO AWARD CONTRACTS NOS. 545A AND 545B AND CG-01-07 FOR THE CURBSIDE RECYCLING PROGRAM

*Forwarded to BCC without a recommendation
Mover: Gimenez
Seconder: Diaz
Vote: 5-0
Absent: Martinez*

Report: *Chairwoman Seijas asked that the foregoing supplement be placed on the October 16th BCC meeting agenda.*

2U SUPPL.#2

072682 Supplement

SUPPLEMENT NO. 2 TO THE RECOMMENDATION FOR APPROVAL TO AWARD CONTRACTS NO. 545A AND 545B AND CG-01-07 FOR THE CURBSIDE RECYCLING PROGRAM

*Forwarded to BCC without a recommendation
Mover: Gimenez
Seconder: Diaz
Vote: 5-0
Absent: Martinez*

Report: *Chairwoman Seijas asked that the foregoing supplement be placed on the October 16th BCC meeting agenda.*

2V

072401 Resolution

RESOLUTION APPROVING EXECUTION OF AGREEMENT BETWEEN THE COUNTY AND FLORIDA INTERNATIONAL UNIVERSITY FOR THE PROVISION OF RESEARCH AND ANALYSIS SERVICES BY THE COLLEGE OF ENGINEERING (Water & Sewer Department)

*Forwarded to BCC with a favorable recommendation
Mover: Gimenez
Seconder: Edmonson
Vote: 5-0
Absent: Martinez*

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Hearing no discussion or comments, the Committee proceeded to vote on the foregoing proposed resolution as presented.

2W

072409 Resolution

RESOLUTION AUTHORIZING THE COUNTY MAYOR TO EXECUTE AN AGREEMENT WITH THE OMNI REDEVELOPMENT DISTRICT COMMUNITY REDEVELOPMENT AGENCY TO PROVIDE FUNDING TO THE COUNTY FOR CONSTRUCTION COSTS OF \$3,500,000 DOLLARS FOR WATER INFRASTRUCTURE IMPROVEMENTS NECESSARY TO ENCOURAGE REDEVELOPMENT IN THE OMNI REDEVELOPMENT DISTRICT BOUNDED BY N.E. 20 TERRACE TO THE NORTH, INTERSTATE 395 TO THE SOUTH, INTERSTATE 95 TO THE WEST AND BISCAYNE BAY TO THE EAST; FURTHER AUTHORIZING THE COUNTY MAYOR TO EXERCISE PROVISIONS CONTAINED THEREIN (Water & Sewer Department)

Withdrawn
Mover: Gimenez
Seconder: Diaz
Vote: 5-0
Absent: Martinez

Report: *During consideration of the changes to today's agenda, the foregoing proposed resolution was withdrawn, as requested by the County Manager.*

2X

072412 Resolution

RESOLUTION AUTHORIZING THE COUNTY MAYOR TO USE MIAMI-DADE WATER AND SEWER DEPARTMENT FORCES TO CONSTRUCT \$3,500,000 OF WATER INFRASTRUCTURE IMPROVEMENTS TO ENCOURAGE REDEVELOPMENT IN THE CITY OF MIAMI OMNI REDEVELOPMENT DISTRICT BOUNDED BY N.E. 20 TERRACE TO THE NORTH, INTERSTATE 395 TO THE SOUTH, INTERSTATE I-95 TO THE WEST AND BISCAYNE BAY TO THE EAST; FINDING SAID CONSTRUCTION TO BE NECESSARY TO FACILITATE REDEVELOPMENT IN THE AREA; WAIVING THE REQUIREMENTS OF SECTION 5.03(D) OF THE HOME RULE CHARTER, SECTION 2-8.1 OF THE CODE OF MIAMI-DADE COUNTY AND ADMINISTRATIVE ORDER 3-39 (Water & Sewer Department)

Withdrawn
Mover: Gimenez
Seconder: Diaz
Vote: 5-0
Absent: Martinez

Report: *During consideration of the changes to today's agenda, the foregoing proposed resolution was withdrawn, as requested by the County Manager.*

2Y

072505 Bid Awards

CONTRACT AWARD RECOMMENDATION BETWEEN MILIAN, SWAIN & ASSOCIATES, INC. FOR DESIGN OF UPGRADES FOR THE MIAMI-DADE WATER AND SEWER DEPARTMENT'S SANITARY SEWER PUMP STATIONS- IN THE AMOUNT OF \$1,375,000.00. PROJECT NO. E06-WASD-01; CONTRACT NO.: E06-WASD-01; PROJECT LOCATION: VARIOUS LOCATIONS (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Second: Rolle

Vote: 5-0

Absent: Martinez

Report: *The Committee considered Agenda Item 2Y simultaneously with Agenda Items 2Z, 2AA and 2BB.*

The foregoing proposed bid awards were read into the record by Assistant County Attorney Geri Bonzon-Keenan.

Commissioner Diaz expressed concern with projects delayed as a result of multiple sub-contractors under one prime consultant trying to resolve issues. He stated he would like to see the process simplified for dealing with pending issues, and questioned whether these contracts were capped.

Mr. John Renfrow noted all of these contracts provided an approximate \$1.8 million cap. He further noted that he usually met with the prime consultant when issues arose. Regarding the foregoing contract, Mr. Renfrow noted a consultant would be assigned to each plant to identify the issues.

Assistant County Attorney Henry Gillman added that this contract provided for a maximum compensation.

Commissioner Edmonson asked the Water and Sewer Department Director to meet with her before the next County Commission meeting to address her concerns regarding these contracts.

Commissioner Gimenez asked the Water and Sewer Department Director to provide Committee members with copies of the cost projections for the design and upgrades of the Water and Sewer pump stations/plants, once he obtained them.

Commissioner Rolle asked the Department of Business Development- Small Business Affairs- Director to ensure that these contracts were

monitored to ensure the CSBE goals were met.

Chairwoman Seijas asked the Department of Business Development-Small Business Affairs-Director to notify Commissioners when the contractors were not meeting the established CSBE goals and why, before the respective contracts expired.

Chairwoman Seijas asked the Water and Sewer Department Director to provide at the November 13th GOEC meeting, a brief presentation on the status of efforts and review of ordinance pertaining to the Department's Water and Wastewater facilities and Consent Decree updates.

Hearing no further comments, the Committee proceeded to vote on the foregoing proposed bid awards, as presented.

2Z

072538 Bid Awards

CONTRACT AWARD RECOMMENDATION BETWEEN SRS ENGINEERING, INC. FOR DESIGN OF UPGRADES FOR THE MIAMI-DADE WATER AND SEWER DEPARTMENT'S SANITARY SEWER PUMP STATIONS IN THE AMOUNT OF \$1,375,000.00 - PROJECT NO. E06-WASD-03; CONTRACT NO. E-06-WASD-03 (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Rolle

Vote: 5-0

Absent: Martinez

Report: *(See Agenda Item 2Y, Legislative File No. 072505 for the report)*

2AA

072581 Bid Awards

CONTRACT AWARD RECOMMENDATION BETWEEN METCALF & EDDY, INC. FOR DESIGN OF UPGRADES TO MIAMI-DADE WATER AND SEWER DEPARTMENT'S HIALEAH WATER TREATMENT PLANT, PIPELINES, WELLFIELDS, RE-PUMPING FACILITIES, REMOTE STORAGE AND APPURTENANT FACILITIES IN THE AMOUNT OF \$8,800,000.00-PROJECT NO. E06-WASD-04; CONTRACT NO. E06-WASD-04 (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Rolle

Vote: 5-0

Absent: Martinez

Report: *(See Agenda Item 2Y, Legislative File No. 072505 for the report)*

2BB

072477 Bid Awards

CONTRACT AWARD RECOMMENDATION BETWEEN CES CONSULTANTS, INC. FOR DESIGN OF UPGRADES FOR THE MIAMI-DADE AND SANITARY SEWER GRAVITY MAINS IN THE AMOUNT OF \$825,000.00 - PROJECT NO. E06-WASD-09 GOB; CONTRACT NO. E06-WASD-09 (Water & Sewer Department)

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

Report: *(See Agenda Item 2Y, Legislative File No. 072505 for the report)*

2CC

072582 Bid Awards

CONTRACT AWARD RECOMMENDATION BETWEEN URS CORPORATION SOUTHERN FOR DESIGN OF UPGRADES TO THE JOHN E. PRESTON WATER TREATMENT PLANT, PIPELINES, WELLFIELDS, RE-PUMPING FACILITIES, REMOTE STORAGE AND APPURTENANT FACILITIES IN THE AMOUNT OF \$8,800,000.00 - PROJECT NO. E06-WASD-11; CONTRACT NO. E06-WASD-11 (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation
Mover: Diaz
Seconder: Gimenez
Vote: 5-0
Absent: Martinez

Report: *The Committee considered Agenda Item 2CC simultaneously with Agenda Items 2DD, 2EE and 2FF.*

The foregoing proposed bid awards were read into the record by Assistant County Attorney Geri Bonzon-Keenan.

Hearing no comments or discussion, the Committee proceeded to vote on the foregoing proposed bid awards as presented.

2DD

072532 Bid Awards

CONTRACT AWARD RECOMMENDATION BETWEEN MWH AMERICAS, INC. FOR PROPOSED UPGRADES TO THE CENTRAL DISTRICT WASTEWATER TREATMENT PLANT AND ITS APPURTENANT FACILITIES INCLUDING PUMP STATIONS 1 AND 2 IN THE AMOUNT OF \$8,800,000.00 - PROJECT NO. E06-WASD-12; CONTRACT NO.: E06-WASD-12 (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation
Mover: Diaz
Seconder: Gimenez
Vote: 5-0
Absent: Martinez

Report: *(See Agenda Item 2CC, Legislative File No. 072582 for the report)*

2EE

072536 Bid Awards

CONTRACT AWARD RECOMMENDATION BETWEEN BROWN AND CALDWELL FOR PROPOSED UPGRADES TO THE NORTH DISTRICT WASTEWATER TREATMENT PLANT AND ITS APPURTENANT FACILITIES IN THE AMOUNT OF \$8,800,000.00- PROJECT NO. E06-WASD-13; CONTRACT NO. E06-WASD-13 (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Gimenez

Vote: 5-0

Absent: Martinez

Report: *(See Agenda Item 2CC, Legislative File No. 072582 for the report)*

2FF

072584 Bid Awards

CONTRACT AWARD RECOMMENDATION BETWEEN CH2M HILL, INC. FOR PROPOSED UPGRADES TO THE SOUTH DISTRICT WASTEWATER TREATMENT PLANT AND ITS APPURTENANT FACILITIES IN THE AMOUNT OF \$8,800,000.00 - PROJECT NO. E06-WASD-14; CONTRACT NO. E06-WASD-14 (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Gimenez

Vote: 5-0

Absent: Martinez

Report: *(See Agenda Item 2CC, Legislative File No. 072582 for the report)*

2GG

072586 Bid Awards

CONTRACT AWARD RECOMMENDATION BETWEEN CAMP DRESSER AND MCKEE, INC. FOR DESIGN OF UPGRADES TO THE MIAMI-DADE WATER AND SEWER DEPARTMENT'S ALEXANDER ORR WATER TREATMENT PLANT AND THE SOUTH MIAMI-DADE WATER SUPPLY SYSTEM (LEISURE CITY, NARANJA, AND ELEVATED WATER TANK, EVERGLADES LABOR CAMP AND NEWTON WATER TREATMENT PLANTS AND APPURTENANT FACILITIES IN THE AMOUNT OF \$8,800,000.00 - PROJECT NO: E06-WASD-15; CONTRACT NO. E06-WASD-15 (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation

Mover: Edmonson

Seconder: Seijas

Vote: 5-0

Absent: Martinez

Report: *The Committee considered Agenda Item 2GG simultaneously with Agenda Item 2HH.*

The foregoing proposed bid awards were read into the record by Assistant County Attorney Geri Bonzon-Keenan.

Chairwoman Seijas asked the Water and Sewer Department Director to advertise construction jobs related to the design and upgrades of the Water and Sewer Department's Water Distribution and Treatment plants, countywide, as requested by Commissioner Rolle. She also asked that a status report be provided at the November 13th GOEC meeting in connection with Agenda Items 2GG and 2HH regarding the status of Commissioner Rolle's request.

Chairwoman Seijas congratulated the Water and Sewer Department for their efforts that resulted in the County's bond ratings being upgraded to A1 by Moody, and A+ by Standard and Poors.

2HH

072529 Bid Awards

CONTRACT AWARD RECOMMENDATION BETWEEN BCC ENGINEERING, INC. FOR THE DESIGN OF UPGRADES FOR THE MIAMI-DADE WATER AND SEWER DEPARTMENT'S WATER DISTRIBUTION AND SANITARY SEWER FORCE MAINS AND SANITARY SEWER GRAVITY MAINS IN THE AMOUNT OF \$825,000.00 - PROJECT NO.: E06-WASD-16; CONTRACT NO.: E06-WASD-16 (Water & Sewer Department)

Forwarded to BCC with a favorable recommendation

Mover: Edmonson

Seconder: Seijas

Vote: 5-0

Absent: Martinez

Report: *(See Agenda Item 2GG, Legislative File No. 072586 for the report)*

211

072227 Ordinance

ORDINANCE AMENDING CHAPTER 8 OF THE CODE OF MIAMI-DADE COUNTY; AMENDING ARTICLE I REGARDING THE POWERS AND DUTIES OF THE BOARD OF RULES AND APPEALS CLARIFYING THE AUTHORITY TO RE-INSTATE OR ADMINISTRATIVELY CLOSE SUSPENDED BUILDING PERMITS; PROVIDE UNIFORM PROCEDURES FOR RESOLVING PERMITS OBTAINED FRAUDULENTLY OR ISSUED ERRONEOUSLY; PROVIDING SEVERABILITY, INCLUSION IN THE CODE OF MIAMI-DADE COUNTY, AND AN EFFECTIVE DATE (Building Code Compliance Department)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Gimenez

Vote: 5-0

Absent: Martinez

Report: *The foregoing proposed ordinance was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Chairwoman Seijas opened the public hearing on the foregoing proposed ordinance, and hearing no one wishing to speak on this matter, the public hearing was closed.

The Committee proceeded to vote on the foregoing proposed ordinance as presented.

2JJ

071854 Ordinance

ORDINANCE PERTAINING TO PLANNING ADVISORY BOARD AND COMMUNITY COUNCILS; AMENDING SECTIONS 2-107 AND 20-43 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA ("CODE"); MODIFYING COMPOSITION OF MEMBERSHIP TO PROVIDE FOR NONVOTING REPRESENTATIVES OF THE SCHOOL BOARD OF MIAMI-DADE COUNTY AND THE HOMESTEAD AIR RESERVE BASE; AND PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (Department of Planning & Zoning)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Rolle

Vote: 5-0

Absent: Martinez

Report: *The foregoing proposed ordinance was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Chairwoman Seijas opened the public hearing on the foregoing proposed ordinance, and hearing no one wishing to speak on this matter, the public hearing was closed.

The Committee proceeded to vote on the foregoing proposed ordinance as presented.

2KK

071948 Ordinance

ORDINANCE REVISING ZONING AND OTHER LAND DEVELOPMENT REGULATIONS PERTAINING TO THE PERRINE COMMUNITY URBAN CENTER DISTRICT ("PERRINE REGULATIONS"), AMENDING SECTION 33-284.99.13, CODE OF MIAMI-DADE COUNTY, FLORIDA ("CODE"); PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE (Department of Planning & Zoning)

Deferred to no date certain
Mover: Diaz
Seconder: Edmonson
Vote: 5-0
Absent: Martinez

Report: *During consideration of the changes to today's agenda, the foregoing proposed ordinance was deferred.*

3 COUNTY COMMISSION

3A

072037 Ordinance

Bruno A. Barreiro

ORDINANCE CREATING THE MIAMI-DADE COUNTY MANATEE PROTECTION PLAN REVIEW COMMITTEE; PROVIDING FOR PURPOSE, MEMBERSHIP, ORGANIZATION, JURISDICTION, FACILITIES AND STAFF SUPPORT; PROVIDING FOR INITIAL STAKEHOLDER MEETING; AUTHORIZING DISBURSEMENT OF FUNDS TO DERM FROM THE BISCAYNE BAY ENVIRONMENTAL ENHANCEMENT TRUST FUND TO COMPILE DATA AND INFORMATION REQUIRED TO UPDATE MANATEE PROTECTION PLAN; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE AGENDA ITEM NO. 7C]

Withdrawn

Report: *(See Agenda Item 3A Substitute; Legislative File No. 072629)*

3A SUB.

072629 Ordinance Bruno A. Barreiro

ORDINANCE CREATING THE MIAMI-DADE COUNTY MANATEE PROTECTION PLAN REVIEW COMMITTEE; PROVIDING FOR PURPOSE, MEMBERSHIP, ORGANIZATION, JURISDICTION, FACILITIES AND STAFF SUPPORT; AUTHORIZING DISBURSEMENT OF FUNDS TO DERM FROM THE BISCAYNE BAY ENVIRONMENTAL ENHANCEMENT TRUST FUND TO COMPILE DATA AND INFORMATION REQUIRED TO UPDATE MANATEE PROTECTION PLAN; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 072037] [SEE AGENDA ITEM NO. 7C]

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

Report: *The foregoing proposed ordinance was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Chairwoman Seijas opened the public hearing on the foregoing proposed ordinance, and hearing no one wishing to speak on this matter, the public hearing was closed.

Commission Chairman Barreiro, as sponsor of this ordinance, noted his intent was to establish a review committee to revisit the County's Manatee Protection Plan. He stated the committee should be comprised of Marine and Environmental advocates, pursuant to the State law. Chairman Barreiro further noted he put forth a board membership process, which would be lengthy and involve a list of requirements; and noted Miami-Dade County would be the first county to revisit their Manatee Protection Plan.

Hearing no further comments, the Committee proceeded to vote on the foregoing proposed ordinance as presented.

3A SUPPL.

072681 Report

FISCAL IMPACT STATEMENT TO ORDINANCE CREATING THE MIAMI-DADE COUNTY MANATEE PROTECTION PLAN REVIEW COMMITTEE

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

3B

071926 Ordinance **Sally A. Heyman** *Amended*
 ORDINANCE AMENDING SECTION 18-3 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; REVISING PROCEDURES FOR PROCESSING OF SPECIAL TAXING DISTRICT PETITIONS BY REQUIRING PREFERENCE INDICATORS ON PETITIONS, ESTABLISHING PROCEDURES FOR REVISING PREFERENCE INDICATORS ON PETITIONS, AND VALIDATING OR REVALIDATING OF PETITIONS AND COUNTER PETITIONS; CLARIFYING REQUIREMENT FOR THE MAILING OF NOTICES PRIOR TO PUBLIC HEARINGS AND PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Report: *(See Agenda Item 3B Amended; Legislative File No. 072745 for the amended version)*

3B AMENDED

072745 Ordinance **Sally A. Heyman** *Forwarded to BCC with a favorable recommendation with committee amendment(s)*
 ORDINANCE AMENDING SECTION 18-3 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; REVISING PROCEDURES FOR PROCESSING OF SPECIAL TAXING DISTRICT PETITIONS BY CLARIFYING REQUIREMENT FOR THE MAILING OF NOTICES PRIOR TO PUBLIC HEARINGS AND PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 071926]
*Mover: Gimenez
 Seconder: Seijas
 Vote: 5-0
 Absent: Martinez*

Report: *The foregoing proposed ordinance was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Chairwoman Seijas opened the public hearing on the foregoing proposed ordinance, and hearing no one wishing to speak on this matter, the public hearing was closed.

Chairwoman Seijas noted some questions pertaining to this ordinance were still pending, and suggested this ordinance be bifurcated to forward only the portion pertaining to public hearing notifications, and allow Commissioner Heyman, as sponsor of this ordinance, to decide what to do with the remaining portions.

Hearing no objection, the foregoing proposed ordinance was bifurcated to forward the portion of the Code section 18-3 (d) entitled "Notice of Public Hearing" that clarifies the requirement of the mailing of notices prior to public hearings.

3C

072067 Ordinance **Katy Sorenson**
 ORDINANCE PERTAINING TO ZONING; AMENDING SECTION 33-310 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING TIME TO SUBMIT RESTRICTIVE COVENANTS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE
Deferred to no date certain
Mover: Diaz
Secunder: Seijas
Vote: 5-0
Absent: Martinez

Report: *During consideration of the changes to today's agenda, the foregoing proposed ordinance was deferred, as requested by Commissioner Sorenson.*

3D

072068 Ordinance **Katy Sorenson**
 ORDINANCE PERTAINING TO PLANNING; AMENDING SECTION 2-116.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING TIME TO SUBMIT RESTRICTIVE COVENANTS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE
Deferred to no date certain
Mover: Diaz
Secunder: Seijas
Vote: 5-0
Absent: Martinez

Report: *During consideration of the changes to the agenda, the foregoing proposed ordinance was deferred, as requested by Commissioner Sorenson.*

3E

072166 Resolution **Sen. Javier D. Souto,**
Carlos A. Gimenez, Joe A. Martinez, Rebeca Sosa
 RESOLUTION DIRECTING COUNTY MANAGER TO EXPLORE FEASIBILITY OF LEASING VACANT LANDS CURRENTLY OWNED BY MIAMI-DADE WATER AND SEWER DEPARTMENT TO CREATIVE CHILDREN THERAPY, INC., A FLORIDA NON-PROFIT CORPORATION, FOR DEVELOPMENT OF FACILITY TO PROVIDE PEDIATRIC THERAPY SERVICES FOR SPECIAL NEEDS CHILDREN
Amended

Report: *(See Agenda Item 3E Amended, Legislative File No. 072850 for the amended version)*

3F SUPPL.

072683 Supplement

SUPPLEMENTAL INFORMATION RELATING TO THE
CHARTER REVIEW TASK FORCE

*Forwarded to BCC with a favorable
recommendation*

Mover: Diaz

Seconder: Gimenez

Vote: 5-0

Absent: Martinez

3G

072255 Resolution

Dennis C. Moss,

Rebeca Sosa, Katy Sorenson

RESOLUTION DIRECTING COUNTY MANAGER TO
STUDY FEASIBILITY OF INSTALLING DRY HYDRANTS
AND WELLS IN AGRICULTURAL AREAS OUTSIDE OF
THE URBAN DEVELOPMENT BOUNDARY

*Forwarded to BCC with a favorable
recommendation*

Mover: Edmonson

Seconder: Diaz

Vote: 5-0

Absent: Martinez

Report: *The foregoing proposed resolution was read into
the record by Assistant County Attorney Geri
Bonzon-Keenan.*

*Chairwoman Seijas asked that this feasibility study
include a cost analysis.*

*Hearing no further comments or discussion, the
Committee proceeded to vote on the foregoing
proposed resolution as presented.*

3H

072205 Resolution

Rebeca Sosa

RESOLUTION DIRECTING THE COUNTY MANAGER
TO EVALUATE THE FEASIBILITY AND ADVISABILITY
OF CONSOLIDATING MUNICIPAL ELECTIONS ONTO
ONE DAY OR CONDUCTING MUNICIPAL ELECTIONS
IN CONJUNCTION WITH COUNTY-WIDE ELECTIONS

*Forwarded to BCC with a favorable
recommendation*

Mover: Edmonson

Seconder: Diaz

Vote: 5-0

Absent: Martinez

Report: *The foregoing proposed resolution was read into
the record by Assistant County Attorney Geri
Bonzon-Keenan.*

*Hearing no comments or discussion, the
Committee proceeded to vote on the foregoing
proposed resolution as presented.*

31

072556 Resolution

Audrey M. Edmonson

RESOLUTION DIRECTING COUNTY MANAGER TO
HOLD AGENDA BRIEFINGS FOR COUNTY
COMMISSIONERS AND THEIR STAFF AT LEAST TWO
BUSINESS DAYS PRIOR TO COMMISSION MEETINGS

Amended

Report: *(See Agenda Item 31 Amended; Legislative File
No. 072846 for the amended version)*

3I AMENDED

072846 Resolution

Audrey M. Edmonson,

Joe A. Martinez

RESOLUTION DIRECTING COUNTY MANAGER TO HOLD AGENDA BRIEFINGS FOR COUNTY COMMISSIONERS AND THEIR STAFF NO LATER THAN TWO BUSINESS DAYS PRIOR TO COMMISSION MEETINGS [SEE ORIGINAL ITEM UNDER FILE NO. 072556]

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

Mover: Edmonson

Seconder: Diaz

Vote: 5-0

Excused: Martinez

Report: *The foregoing proposed resolution was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Commissioner Diaz stated he felt it was important that the County Manager provide a more thorough agenda briefing; and that he provide commission staff members with an explanation of his position on issues in question, specifically concerning items sponsored by the County Commissioners.

Chairwoman Seijas asked for clarification regarding the timeframes stated in this ordinance for setting agenda briefings. She suggested the ordinance state that agenda briefings be set no later than two business days prior to a Board of County Commission meeting.

Commissioner Edmonson stated she would accept the suggestions by both Chairwoman Seijas and Commissioner Diaz as amendments.

Chairwoman Seijas suggested staff provide a short memorandum to Committee members explaining the process followed for agenda briefings.

Hearing no objection, the foregoing proposed resolution was forwarded to the County Commission with a favorable recommendation with Committee amendment(s) that the County Manager or designee provide commission staff members with a brief explanation of the County Manager's position on items to be discussed at the Board of County Commission meetings; and that agenda briefings be held no later than two business days prior to Commission meetings and conducted early in the day.

3J

072680 Resolution **Jose "Pepe" Diaz**
 RESOLUTION REQUESTING THE COUNTY MANAGER *Amended*
 TO ISSUE AN ADMINISTRATIVE BUILDING
 MORATORIUM PURSUANT TO SECTION 33-319 OF THE
 CODE OF MIAMI-DADE COUNTY FOR A CERTAIN
 MOBILE HOME PARK LOCATED IN NORTHWEST
 MIAMI-DADE COUNTY

Report: *(See Agenda Item 3J Amended; Legislative File
 No. 072754 for the amended version)*

3J AMENDED

072754 Resolution **Jose "Pepe" Diaz**
 RESOLUTION REQUESTING THE COUNTY MANAGER
 TO ISSUE AN ADMINISTRATIVE BUILDING *Forwarded to BCC with a favorable
 recommendation with committee
 amendment(s)*
 MORATORIUM PURSUANT TO SECTION 33-319 OF THE
 CODE OF MIAMI-DADE COUNTY FOR A CERTAIN
 MOBILE HOME PARK LOCATED IN NORTHWEST
 MIAMI-DADE COUNTY [SEE ORIGINAL ITEM UNDER
 FILE NO. 072680] *Mover: Diaz
 Seconder: Edmonson
 Vote: 5-0
 Absent: Martinez*

Report: *The foregoing proposed resolution was read into
 the record by Assistant County Attorney Geri
 Bonzon-Keenan.*

*Hearing no comments or discussion, the
 Committee proceeded to vote on the foregoing
 proposed resolution as presented.*

*Later in the meeting, it was moved by
 Commissioner Diaz that this ordinance be
 reconsidered for an amendment. This motion was
 seconded by Commissioner Seijas, and upon being
 put to a vote, passed 5-0.*

*Commissioner Diaz noted this land was unique
 because portions of it fell within the boundaries of
 the County and in the City of Sweetwater. He
 stated he wanted to ensure the rights of citizens in
 both jurisdictions were respected.*

*Following Commissioner Diaz comments, the
 Committee forwarded the foregoing proposed
 ordinance to the County Commission with a
 favorable recommendation, with Committee
 amendment(s) to request that the City of
 Sweetwater consider imposing a building
 moratorium for the portion of the park land within
 its municipal boundaries.*

4 COUNTY MANAGER

4A

072502 Resolution

RESOLUTION APPROVING A TWO-YEAR TIME
EXTENSION OF THE MISCELLANEOUS
CONSTRUCTION CONTRACT (MCC) NO. CICC 7040-
0/07 (County Manager)

*Forwarded to BCC with a favorable
recommendation
Mover: Edmonson
Secunder: Seijas
Vote: 5-0
Absent: Martinez*

Report: *The foregoing proposed resolution was read into
the record by Assistant County Attorney Geri
Bonzon-Keenan.*

*Hearing no discussion or comments, the
Committee proceeded to vote on the foregoing
proposed resolution as presented.*

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

6A

072540 Report

CLERK'S SUMMARY OF MINUTES FOR
GOVERNMENTAL AND ENVIRONMENT COMMITTEE
MEETING RE: JULY 11, 2007 (Clerk of the Board)

*Approved
Mover: Gimenez
Secunder: Rolle
Vote: 5-0
Absent: Martinez*

7 REPORTS

Governmental Operations and Environment Committee

FINAL OFFICIAL

Meeting Minutes

Tuesday, September 11, 2007

7A

072318 Report

REPORT RE: MIAMI SHORES VILLAGE ANNEXATION
(County Manager)

Deferred to no date certain
Mover: Diaz
Seconder: Edmonson
Vote: 5-0
Absent: Martinez

Report: *During consideration of the changes to today's agenda, the foregoing report was deferred.*

7B

072319 Report

REPORT RE: CITY OF HOMESTEAD ANNEXATION
APPLICATION OF AREA NW 1 (County Manager)

Report Received
Mover: Rolle
Seconder: Edmonson
Vote: 4-0
Absent: Martinez, Diaz

Report: *The foregoing report was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Chairwoman Seijas opened the public hearing, and the following individual(s) appeared in connection with the foregoing report:

Mr. Mitchell Bierman, City of Homestead City Attorney, appeared in support of the foregoing annexation.

Hearing no other persons wishing to speak on this matter, the public hearing was closed and the report was received by the Committee.

7C

072414 Report

REPORT RE: MIAMI-DADE COUNTY MANATEE
PROTECTION PLAN REVIEW COMMITTEE-
STANDARDS FOR THE CREATION AND REVIEW OF
BOARDS [SEE AGENDA ITEM NO. 3A] (County Manager)

Report Received
Mover: Diaz
Seconder: Edmonson
Vote: 5-0
Absent: Martinez

Report: *(See the report under related Agenda Item 3A Substitute; Legislative File No. 072629)*

7D

072423 Report

REPORT ON VIOLATIONS OF ENVIRONMENTAL REGULATIONS AT GOVERNMENT FACILITIES AND PROPERTIES IN MIAMI-DADE COUNTY, FLORIDA (County Manager)

Report Received
Mover: Rolle
Seconder: Gimenez
Vote: 4-0
Absent: Martinez, Diaz

Report: *The foregoing report was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Commissioner Edmonson asked the Aviation Director to provide a status report on the violations cited on Eastern Airlines Properties, and whether a resolution was adopted to allow Building #39 and Hangar #22 to be built on these properties. She also asked that this report include the current status of the enforcement notice issued on the Annie Coleman Facility; and the status of the Miami Northwestern High School Facility; the Ward Tower; and the Villages of Miami Shores operations of solid waste management facility and resource recovery.

7E

072503 Report

REPORT REGARDING BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND (BBC-GOB) PROGRAM QUARTERLY STATUS REPORT - THIRD QUARTER FY-07(APRIL 1-JUNE 30, 2007) (County Manager)

Report Received
Mover: Rolle
Seconder: Gimenez
Vote: 4-0
Absent: Martinez, Diaz

Report: *The foregoing report was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

7F

072512 Report

STORM DRAIN CLEANING REPORT NO. 6 (County Manager)

Report Received
Mover: Rolle
Seconder: Gimenez
Vote: 4-0
Absent: Martinez, Diaz

Report: *The foregoing report was read into the record by Assistant County Attorney Geri Bonzon-Keenan.*

Governmental Operations and Environment Committee

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7G

072516 Report

REPORT RE: AMERICAN HIGH SCHOOL TRAFFIC
STUDY (County Manager)

Report Received

Mover: Rolle

Secunder: Gimenez

Vote: 4-0

Absent: Martinez, Diaz

Report: *The foregoing report was read into the record by
Assistant County Attorney Geri Bonzon-Keenan.*

7H

072543 Report

ORAL REPORT RE: ENERGY PERFORMANCE
CONTRACTING (County Manager)

Report Received

Mover: Rolle

Seconder: Gimenez

Vote: 4-0

Absent: Martinez, Diaz

Report: *Ms. Wendy Norris, Director, General Services Administration (GSA), provided a Power Point presentation entitled "Energy Performance Contracting." (See Exhibit). She explained this financing technique would provide the County with upfront capital costs, and allow the County to implement capital upgrades paid through the realized energy savings. Ms. Norris further explained that this program involved Energy Service Companies (EDSOs) conducting energy performance evaluations/audits of County buildings and making recommendations for retrofits to yield energy savings.*

Ms. Norris noted a contract was awarded through a Request for Qualifications (RFQ) process for a pre-qualified pool; that seven vendors responded and four firms were initially added to the pool (FPL Services, Honeywell, Landis & Staefa and AMSI Holdings). Ms. Norris noted that changes occurred in the ownerships of Landis & Staefa and AMSI Holdings, and that Honeywell withdrew from the contract, leaving the County with the three following vendors: FPL Services, Siemens Technologies and Chevron Energy Solutions.

Ms. Norris noted that when the current contract expires in June 2008, pending retrofit projects would be reviewed for a new contract; and that staff intends to include a separate section in this contract for federally funded projects pertaining to Miami-Dade Transit and Miami-Dade Housing Authority.

Chairwoman Seijas asked Ms. Wendy Norris, GSA Director, to meet with Mr. Harvey Ruvim, Clerk of Court, and the Climate Change Task Force members for input before she begins the next solicitation process for the new contract. She also asked Ms. Norris to provide the Committee with a report listing all the proposed projects submitted by each firm and performed to date.

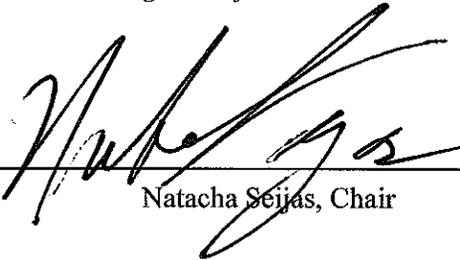
073008 Report

NON-AGENDA ITEM - SEPTEMBER 11, 2007 GOEC
MEETING

Report: *Commissioner Rolle asked Public Works Director to check the lighting on 22nd and 27th Avenues from 95th Street to 135th Street. He noted he was experiencing a lot of outages on 7th, 17th, 22nd and 27th Avenues.*

ADJOURNMENT

Report: *There being no further business to come before this Board, the Governmental Operations and Environment Committee meeting was adjourned at 12:37 p.m.*



Natacha Seijas, Chair