



MIAMI-DADE COUNTY
FINAL OFFICIAL
Meeting Minutes

Board of County Commissioners

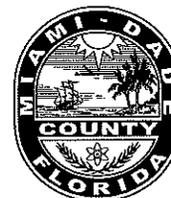
Stephen P. Clark Government Center
111 N.W. 1st Street
Miami, FL 33128

Tuesday, December 4, 2007
As Advertised

Harvey Ruvin, Clerk
Board of County Commissioners

Kay Sullivan, Director
Clerk of the Board Division

Scott Rappleye, Commission Reporter, (305) 375-5108



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

Members Absent: None.

Members Late: Javier D. Souto

Members Excused: Sally A. Heyman

Members Absent County Business: None.

1 MINUTES PREPARED BY

Report: *Scott Rappleye, Commission Reporter, (305) 375-5108*

1A MOMENT OF SILENCE

Report: *Chairman Barreiro called the meeting to order at 10:12 am. The Commission convened in a moment of silence followed by the Pledge of Allegiance.*

1B PLEDGE OF ALLEGIANCE

1C ROLL CALL

Report: *The following staff members were present: County Manager George Burgess; County Attorney Robert Cuevas, First Assistant County Attorney Abigail Price-Williams, Assistant County Attorneys Craig Collier, Geri Bonzon-Keenan, and Randy Duval; and Deputy Clerks Kay Sullivan, Diane Collins, and Scott Rappleye.*

1D REPORTS OF OFFICIAL BOARDS

1D1

073471	Report	Joe A. Martinez
BOARD OF COUNTY COMMISSIONERS HEALTHCARE TASK FORCE FINAL REPORT		<i>Deferred to January 22, 2008</i>

1D2

072973

Report

PRESENTATION BY MS. ROBIN REITER (CHAIRWOMAN)
OF THE BUILDING BETTER COMMUNITIES GENERAL
OBLIGATION BOND PROGRAM CITIZENS ADVISORY
COMMITTEE (County Manager)

Presented

Report: *Ms. Robin Reiter, President, Building Better Communities (BBC) General Obligation Bond (GOB) Citizens Advisory Committee (CAC) noted County voters passed the BBC GOB program in 2004. She noted the program was a \$2.9 billion program over 15-17 years. Ms. Reiter expressed appreciation to County staff for their efforts to help the BBC GOB CAC. She explained that over 625 projects were underway since the first \$266 million of bonds were sold in July 2005, and the County had expended or committed over \$295 million for projects that were completed or underway. Ms. Reiter noted the BBC GOB projects covered the entire County. She pointed out the successes of the GOB program included over 87 percent of all projects were on schedule and projects were being accelerated. Ms. Reiter explained CAC understood that GOB interest earnings would be used to expedite GOB projects. She pointed out CAC was intent on maintaining the integrity of the GOB program, and encouraged the Commission to examine another expedite ordinance similar to the one that sunset in 2006 to allow the County Manager to move projects forward when they were ready. Ms. Reiter expressed concern regarding the GOB funds established for mortgage subsidies; she pointed out mortgage subsidies were not capital expenditures, and asked the County to use those GOB funds for affordable housing.*

Following Commissioner Moss' comment that he was frustrated by the media's unfair emphasis on negative recognition, Ms. Reiter noted CAC was presenting information on the BCC GOB program to the same 200 groups that the County met with and campaigned for the GOB program in 2004.

11/13/2007 Presented by the Governmental Operations and Environment Committee

1E

CITIZEN'S PRESENTATIONS (5 MINUTES MAXIMUM)

1E1

073474 Citizen's Presentation Dennis C. Moss

PRESENTATION BY MR. SONNY CLAYTON AND MR. ROBERT PEREZ, SOUTH DADE SOIL & WATER CONSERVATION DISTRICT *Presented*

Report: *Mr. Lovey Clayton, Mobil Irrigation Lab (MIL), expressed appreciation for the County Commission's previous support of MIL. He pointed out that MIL had conducted water conservation classes and seminars, as well as distributed earth machines in Commission Districts 1, 4, 5, 6, 7, 8, 9, 12, and 13. He noted that MIL had encountered some problems receiving the \$40,000 grant approved by the County Commission.*

Mr. Robert Perez, Head Engineer, MIL, noted MIL documented over 100 million gallons of water were saved in FY 2006-07, and that over 50 percent of the savings was achieved through working with the agricultural community and urban areas. He pointed out that the County could reach its quota for water conservation if MIL could expand its service through additional staff.

Commissioner Seijas clarified that MIL had performed work for the Town of Miami Lakes, but had not performed any work for District 13.

Discussion ensued between Commissioners Rolle and Diaz and Mr. Clayton concerning MIL's work in their districts.

Commissioners Sosa and Jordan commended Mr. Clayton for MIL's work.

1E2

073499 Citizen's Presentation Bruno A. Barreiro

CITIZEN'S PRESENTATION BY REVEREND JONES, PRESIDENT AND CEO OF SOUTH MIAMI HEIGHTS COMMUNITY DEVELOPMENT CORP. *Presented*

Report: *Reverend Larry Jones, President and Chief Executive Officer, South Miami Heights Community Development Corporation (CDC), provided a PowerPoint presentation that documented housing work done by the CDC. He requested the County Commission extend the reverter clause on the Caribbean Palms project.*

Chairman Barreiro asked staff to meet with Rev. Jones regarding his request for an extension of the reverter clause and to present a proposal to the County Commission.

Commissioner Moss requested the County Administration present its proposal before the County Commission before the end of December 2007.

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

Report: *Commissioner Edmonson asked that she be listed as a co-sponsor to Agenda Items 11A12 and 11A15.*

County Attorney Robert Cuevas advised that Commissioner Jordan had asked that she be listed as a co-sponsor to Agenda Item 11A2, and that Commissioner Rolle had asked that he be listed as a co-sponsor to Agenda Item 11A12.

In response to County Attorney Cuevas' inquiry regarding how the County Commission desired to proceed on Agenda Items 8F1H and 11A6, it was moved by Commissioner Martinez that Agenda Items 8F1H and 11A6, be deferred, as recommended by the County Manager. This motion was seconded by Commissioner Edmonson.

Commissioner Seijas clarified that Agenda Item 11A6 should be deferred to a date later than January 22, 2008.

It was moved by Commissioner Moss that Agenda Item 10C1A be deferred. This motion was seconded by Commissioner Diaz.

Commissioner Moss asked staff and the Miami-Dade Homeless Trust to hold a meeting in the Goulds community to discuss the intended use of the land in Site 1 of Agenda item 10C1A.

Commissioner Gimenez asked that he be listed as a co-sponsor to Agenda Item 5C.

It was moved by Commissioner Diaz that the Commission approve the foregoing changes to the December 4, 2007 meeting Agenda with the changes listed in the County Manager's memorandum entitled, "Changes List for the December 4, 2007 Commission meeting," and the additional changes requested by the County Attorney. This motion was seconded by Commissioner Martinez, and upon being put to a vote, passed by a vote of 10-0 (Commissioners Heyman, Sorenson, and Souto were absent).

1G OFFICE OF COMMISSION AUDITOR

1H OFFICE OF INTERGOVERNMENTAL AFFAIRS

1I SPECIAL PRESENTATIONS

111

073383 Special Presentation Natacha Seijas

PRESENTATION BY CHIP MERRIAM OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT RE: "MIAMI-DADE COUNTY WATER & SEWER DEPARTMENT CONSUMPTIVE USE PERMIT RENEWAL AND MODIFICATION"

*Deferred to December 18, 2007
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10-0
Absent: Heyman, Sorenson, Souto*

2 MAYORAL ISSUES

2A **MAYORAL VETOES**

2B **MAYORAL REPORTS**

2B1

073563 Report Mayor
APPROVAL OF DEPARTMENTAL AGENDA ITEMS

*Report Received
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

3 **CONSENT ITEMS**

3O10A

073380 Resolution
RESOLUTION AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO APPLY FOR, RECEIVE AND EXPEND EMERGENCY MEDICAL SERVICES GRANT AWARD FUNDS FOR IMPROVED AND EXPANDED PRE-HOSPITAL EMERGENCY MEDICAL SERVICES (EMS) PROGRAM (Miami-Dade Fire and Rescue Department)

*Adopted
Resolution R-1268-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

3O10B

073431 Resolution
RESOLUTION AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO APPLY FOR, RECEIVE, ACCEPT, AND EXPEND GRANT FUNDS FROM THE STATE OF FLORIDA'S DEPARTMENT OF HEALTH FOR MIAMI-DADE FIRE RESCUE DEPARTMENT'S ANTIVENIN UNIT; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE SUCH CONTRACTS AND AGREEMENTS NECESSARY TO OBTAIN SUCH FUNDS AND TO EXERCISE AMENDMENTS, MODIFICATIONS, RENEWAL, CANCELLATION AND TERMINATION PROVISIONS THEREOF (Miami-Dade Fire and Rescue Department)

*Adopted
Resolution R-1269-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

3O18A

073359 Resolution

RESOLUTION RATIFYING THE COUNTY MAYOR'S ACTION IN APPLYING FOR FEDERAL FUNDS FROM THE FLORIDA PUBLIC SAFETY INTEROPERABLE COMMUNICATIONS (PSIC) PROGRAM FROM THE FLORIDA DIVISION OF EMERGENCY MANAGEMENT AND US DEPARTMENT OF HOMELAND SECURITY, TO SUPPORT THE MIAMI-DADE POLICE DEPARTMENT; AND FURTHER AUTHORIZING THE COUNTY MAYOR TO RECEIVE AND EXPEND FUNDS AND EXECUTE SUCH CONTRACTS AND AMENDMENTS AS REQUIRED IF AWARDED (Miami-Dade Police Department)

*Adopted
Resolution R-1270-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

3P1A

073185 Resolution

RESOLUTION AUTHORIZING THE COUNTY MANAGER TO RECEIVE AND EXPEND \$22,734 IN STATE GRANT FUNDS FROM THE STATE OF FLORIDA DIVISION OF CULTURAL AFFAIRS' FY2007-2008 LOCAL ARTS AGENCIES PROGRAM AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE CANCELLATION PROVISIONS CONTAINED THEREIN (Cultural Affairs Council)

*Adopted
Resolution R-1271-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation & Cultural Affairs Committee

3P1B

073198 Resolution

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO RECEIVE AND EXPEND FUNDS FROM THE STATE OF FLORIDA DEPARTMENT OF STATE DIVISION OF CULTURAL AFFAIRS DISCIPLINE BASED GRANTS PROGRAM IN THE AMOUNT OF \$6,101 FOR FY2007 – 2008 ON BEHALF OF THE SOUTH FLORIDA CULTURAL CONSORTIUM, C/O MIAMI-DADE COUNTY DEPARTMENT OF CULTURAL AFFAIRS; AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE SUCH CONTRACTS AND AGREEMENTS AS REQUIRED; AND TO APPLY FOR, RECEIVE AND EXPEND FUTURE FUNDS SHOULD THEY BECOME AVAILABLE UNDER THIS OR A SIMILAR STATE PROGRAM FOR THIS PURPOSE (Cultural Affairs Council)

*Adopted
Resolution R-1272-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation & Cultural Affairs Committee

4 ORDINANCES FOR FIRST READING

4A

073408 Ordinance

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS WEST BREEZE 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 on first reading
Public Hearing: January 10, 2008
Mover: Carlos A. Gimenez
Seconder: Rebeca Sosa
Vote: 10- 0
Absent: Heyman, Souto, Seijas*

Report: *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Board of County Commissioners on January 10, 2008 at 9:30 a.m.*

4B

073409 Ordinance

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS VICTORIA GARDENS 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: January 10, 2008
Mover: Carlos A. Gimenez
Seconder: Rebeca Sosa
Vote: 10- 0
Absent: Heyman, Souto, Seijas*

Report: *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Board of County Commissioners on January 10, 2008 at 9:30 a.m.*

4C

073410 Ordinance

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS FOUNTAINS AT SAN SIMEON WEST 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 on first reading
Public Hearing: January 10, 2008
Mover: Carlos A. Gimenez
Seconder: Rebeca Sosa
Vote: 10- 0
Absent: Heyman, Souto, Seijas*

Report: *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Board of County Commissioners on January 10, 2008 at 9:30 a.m.*

4D

073411 Ordinance

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS VISTA DEL LAGO 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: January 10,
2008*

Mover: Carlos A. Gimenez

Seconder: Rebeca Sosa

Vote: 10- 0

Absent: Heyman, Souto, Seijas

Report: *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Board of County Commissioners on January 10, 2008 at 9:30 a.m.*

4E

073416 Ordinance

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS COUNTRY GARDENS MULTIPURPOSE MAINTENANCE 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: January 10,
2008*

Mover: Carlos A. Gimenez

Seconder: Rebeca Sosa

Vote: 10- 0

Absent: Heyman, Souto, Seijas

Report: *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Board of County Commissioners on January 10, 2008 at 9:30 a.m.*

4F

073418 Ordinance

ORDINANCE AMENDING CHAPTER 32 OF THE CODE OF MIAMI-DADE COUNTY RELATING TO THE MIAMI-DADE WATER AND SEWER DEPARTMENT; CHANGING IMPOSITION OF INTEREST CHARGES ON SERVICE BILLS FROM SIXTY DAYS AFTER PAST DUE DATE TO SIXTY DAYS AFTER FINAL BILL; CHANGING IMPOSITION OF AUTOMATIC LIEN FROM SIXTY DAYS AFTER PAST DUE DATE TO SIXTY DAYS AFTER FINAL BILL; DELETING TIME PERIOD FOR FILING NOTICE OF LIEN; RAISING THE MINIMUM LIEN AMOUNT FOR WHICH THE COUNTY MUST FILE A NOTICE OF LIEN FROM \$50 TO \$100, PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE (Water & Sewer Department)

*Adopted on first reading
Public Hearing: January 15,
2008*

Mover: Carlos A. Gimenez

Seconder: Rebeca Sosa

Vote: 10- 0

Absent: Heyman, Souto, Seijas

Report: *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Governmental Operations and Environment Committee on January 15, 2008 at 9:30 a.m.*

4G

073427 Ordinance

ORDINANCE AMENDING ARTICLE IV, SECTION 20-43(4) OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, REGARDING THE QUALIFYING PERIOD FOR COMMUNITY COUNCIL CANDIDATES, PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (Elections Department)

*Adopted on first reading
Public Hearing: January 15, 2008
Mover: Carlos A. Gimenez
Seconder: Rebeca Sosa
Vote: 10- 0
Absent: Heyman, Souto, Seijas*

Report: *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Governmental Operations and Environment Committee on January 15, 2008 at 9:30 a.m.*

4H

073352 Ordinance

ORDINANCE RELATING TO FINES IMPOSED FOR MISUSE OF SPECIALLY MARKED PARKING SPACES; AMENDING SECTION 30-447 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA RELATING TO PROCESS FOR DISTRIBUTING FINES TO PARTICIPATING CITIES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (Americans with Disabilities Act Coordination Ofc.)

*Adopted on first reading
Public Hearing: January 15, 2008
Mover: Carlos A. Gimenez
Seconder: Rebeca Sosa
Vote: 10- 0
Absent: Heyman, Souto, Seijas*

Report: *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Governmental Operations and Environment Committee on January 15, 2008 at 9:30 a.m.*

11/27/2007 *Requires Municipal Notification by the Board of County Commissioners to the Governmental Operations and Environment Committee*

41

073215 Ordinance

ORDINANCE CREATING THE EMPOWERMENT ZONE STRATEGIC ALLIANCE; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO PLACE THE RESPONSIBILITY FOR THE IMPLEMENTATION OF THE COUNTY'S EMPOWERMENT ZONE DESIGNATION WITH THE OFFICE OF COMMUNITY AND ECONOMIC DEVELOPMENT AS ADVISED BY THE EMPOWERMENT ZONE STRATEGIC ALLIANCE; AUTHORIZING ANY NECESSARY AMENDMENT TO THE EMPOWERMENT ZONE STRATEGIC PLAN AND FILING OF AMENDED PLAN WITH U.S. HUD; AND PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND EFFECTIVE DATE (County Manager)

*Adopted on first reading
Public Hearing: January 16, 2008
Mover: Audrey M. Edmonson
Seconder: Natacha Seijas
Vote: 10- 0
Absent: Heyman, Souto, Martinez*

Report: *It was moved by Commissioner Edmonson that the County Commission reconsider Agenda Item 40 from the November 6, 2007 County Commission Meeting. This motion was seconded by Commissioner Sorenson, and upon being put to a vote, passed by a vote of 10-0 (Commissioners Martinez, Heyman, and Souto were absent).*

County Attorney Robert Cuevas read the foregoing proposed ordinance into the record.

It was moved by Commissioner Edmonson that this proposed ordinance be adopted on first reading. This motion was seconded by Commissioner Seijas.

Commissioner Jordan asked that this proposed ordinance be scheduled for public hearing before the Economic Development and Human Services Committee on the same date as Agenda Item 4P, Legislative File No. 073208, from the November 6, 2007 County Commission meeting.

Hearing no other questions or comments, the Commission proceeded to vote.

The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Economic Development and Human Services Committee on January 16, 2008 at 9:30 A.M.

- 10/30/2007** *Requires Municipal Notification by the Board of County Commissioners to the Economic Development and Human Services Committee*
- 11/6/2007** *Tentatively scheduled for a public hearing by the Board of County Commissioners to the Economic Development and Human Services Committee*
- 11/6/2007** *Reconsidered by the Board of County Commissioners*

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

5A

073161 Ordinance

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS SUNSET RESIDENTIAL 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 07-171
Mover: Joe A. Martinez
Seconder: Katy Sorenson
Vote: 10- 0
Absent: Heyman, Souto, Seijas*

Report: *First Assistant County Attorney Abigail Price-Williams read the foregoing proposed ordinance into the record.*

The public hearing was opened. It was closed after no one appeared in response to Chairman Barreiro's call for persons wishing to be heard.

Hearing no other questions or comments, the Commission proceeded to vote.

11/6/2007 *Adopted on first reading by the Board of County Commissioners*

11/6/2007 *Tentatively scheduled for a public hearing by the Board of County Commissioners to the Board of County Commissioners*

5A1

073173 Resolution

RESOLUTION ADOPTING PRELIMINARY ASSESSMENT ROLL PROVIDING FOR ANNUAL ASSESSMENTS AGAINST REAL PROPERTY LOCATED WITHIN BOUNDARIES OF A SPECIAL TAXING DISTRICT KNOWN AS SUNSET RESIDENTIAL 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-1273-07
Mover: Joe A. Martinez
Seconder: Katy Sorenson
Vote: 11- 0
Absent: Heyman, Souto*

Report: *First Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.*

The public hearing was opened. It was closed after no one appeared in response to Chairman Barreiro's call for persons wishing to be heard.

Hearing no other questions or comments, the Commission proceeded to vote.

5B

073162 Ordinance

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS SUNSET SQUARE 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 07-172
Mover: Joe A. Martinez
Seconder: Katy Sorenson
Vote: 11- 0
Absent: Heyman, Souto*

Report: *First Assistant County Attorney Abigail Price-Williams read the foregoing proposed ordinance into the record.*

The public hearing was opened. It was closed after no one appeared in response to Chairman Barreiro's call for persons wishing to be heard.

Hearing no other questions or comments, the Commission proceeded to vote.

11/6/2007 *Tentatively scheduled for a public hearing by the Board of County Commissioners to the Board of County Commissioners*

11/6/2007 *Adopted on first reading by the Board of County Commissioners*

5B1

073172 Resolution

RESOLUTION ADOPTING PRELIMINARY ASSESSMENT ROLL PROVIDING FOR ANNUAL ASSESSMENTS AGAINST REAL PROPERTY LOCATED WITHIN BOUNDARIES OF A SPECIAL TAXING DISTRICT KNOWN AS SUNSET SQUARE 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-1274-07
Mover: Joe A. Martinez
Seconder: Katy Sorenson
Vote: 11- 0
Absent: Heyman, Souto*

Report: *First Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.*

The public hearing was opened. It was closed after no one appeared in response to Chairman Barreiro's call for persons wishing to be heard.

Hearing no other questions or comments, the Commission proceeded to vote.

5C

073373

Resolution

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

RESOLUTION CODESIGNATING SW 56TH STREET (MILLER ROAD) FROM SW 147TH AVENUE TO SW 157TH AVENUE AS OFFICER JOSE LAZARO SOMOHANO STREET

Adopted
Resolution R-1275-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Heyman

Report: *First Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.*

County Attorney Robert Cuevas advised Commissioners Heyman and Gimenez asked that they be listed as co-sponsors.

The public hearing was opened. It was closed after no one appeared in response to Chairman Barreiro's call for persons wishing to be heard.

Commissioner Jordan asked that she be listed as a co-sponsor to Agenda Item 5C.

Following Commissioner Moss' suggestion that a check for the collective amount of County Commission and Mayoral donations in memory of Officer Jose Lazaro Somohano be presented to the Somohano family at the time of the street naming, Chairman Barreiro asked Ms. Jennifer Glazer-Moon, Budget Director, Office of Strategic Business Management, to provide the County Commission with a breakdown of how much each Commissioner had contributed to the Police Officer Trust Fund in the name of Officer Jose Lazaro Somohano.

Following further discussion regarding Commissioner Moss' suggestion, Commissioner Edmonson asked that she be listed as a co-sponsor to Agenda Item 5C.

Hearing no other questions or comments, the Commission proceeded to vote.

Later in the meeting, Commissioner Martinez provided each commissioner with a handout of the funds raised for Officer Somohano's family, as well as each commissioner's donations.

Commissioner Moss requested the Commission defer further discussion on presenting the contributions to the Somohano family to December 6, 2007.

FINAL OFFICIAL

5D

073242

Resolution

Bruno A. Barreiro,
Jose "Pepe" Diaz,
Carlos A. Gimenez,
Katy Sorenson

RESOLUTION RETROACTIVELY AUTHORIZING A WAIVER OF FACILITY RENTAL FEES FOR THE USE OF VIZCAYA MUSEUM AND GARDENS FOR THE NOVEMBER 15-16, 2007 GALA DINNER OF THE WESTERN HEMISPHERE SYMPOSIUM OF THE AMERICAS SPONSORED BY ASSOCIATION DES CONSEILLERS DU COMMERCE EXTERIEUR DE LA FRANCE, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$16,870.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

Motion to adopt failed
Mover: Dennis C. Moss
Seconder: Carlos A. Gimenez
Vote: 11- 1
No: Seijas
Absent: Heyman

Report: *First Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.*

The public hearing was opened. It was closed after no one appeared in response to Chairman Barreiro's call for persons wishing to be heard.

It was moved by Commissioner Moss that this proposed resolution be adopted. This motion was seconded by Commissioner Gimenez, and upon being put to a vote, passed by a vote of 11-0 (Commissioners Heyman and Souto were absent).

County Attorney Robert Cuevas noted, for the record, this foregoing motion was unanimously approved.

Following County Attorney Cuevas advising the Commission that pursuant to Rule 9.03(a) of the Board of County Commissioners' Rules of Procedure any fee reductions and waivers for the use of Vizcaya Museum and Gardens required a unanimous vote of the board members present, Commissioner Seijas changed her vote to "No."

County Attorney Cuevas advised Commissioner Seijas could change her vote, if the Commission had not called the next Agenda Item.

Commissioner Seijas explained she opposed using tax dollars to pay for a gala dinner at Vizcaya Museum and Gardens.

Chairman Barreiro clarified this proposed resolution originated from his mission to France when he invited Association Des Conseillers Du Commerce Exterieur De La France, Inc. to come to Miami and convince them to use the County as its branch out point for the 100 prescreened companies that were interested in and capable of establishing offices in the Americas.

Ms. Pamela Fuertes, Vice-President of International Economic Development, Beacon Council, pointed out the Gala Dinner at Vizcaya Museum and Gardens was part of a two day symposium, and Association Des Conseillers Du Commerce Exterieur De La France, Inc. was a not for-profit group with a presence in Florida. She noted the symposium grouped leading French Government Officials, Ambassadors, and Consulates, and the County was consistently attempting to attract companies from the French market.

Following comments by Commissioner Diaz in support of this proposed resolution, Commissioner Sorenson questioned whether another way existed to accomplish the intent of this proposed resolution.

County Attorney Cuevas advised the County could make a grant to Association Des Conseillers Du Commerce Exterieur De La France, Inc.

It was moved by Commissioner Sorenson that the County Commission approve a grant in an amount not to exceed \$16,870.00 to the Association Des Conseillers Du Commerce Exterieur De La France, Inc. from the Countywide In-kind Reserve Fund. This motion was seconded by Commissioner Diaz.

Following further discussion related to Rule 9.03(a) and this proposed resolution, Ms. Jennifer Glazer-Moon, Budget Director, Office of Strategic Business Management, clarified the County Commission needed to make the grant to the organization, and the organization could pay the fee; otherwise, the grant would be considered a fee waiver and require unanimous approval.

FINAL OFFICIAL

She pointed out the County made past grants from the Countywide In-kind Reserve funds that were cash allocations to organizations, and the grants did not pay for in-kind services.

Hearing no other questions or comments, the Commission proceeded to vote on Commissioner Sorenson's motion, and upon being put to a vote, passed 11-1 (Commissioner Seijas voted "no") (Commissioner Heyman was absent).

Commissioner Diaz asked the County Attorney to prepare legislation to amend Rule 9.03(a) of the Rules of Procedure for the Board of County Commissioners and its related ordinance to require a 2/3 majority vote of the County Commission to approve fee waivers and reductions for the use of Vizcaya Museum and Gardens.

Commissioner Sosa asked that she be listed as a co-sponsor on the legislation requested by Commissioner Diaz.

11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation & Cultural Affairs Committee

5E

073262

Resolution

Joe A. Martinez,
Jose "Pepe" Diaz

RESOLUTION APPROVING SIGNIFICANT MODIFICATION TO BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NO. 305 - "PRIMARY HEALTH CARE FACILITIES," AS IDENTIFIED IN APPENDIX A TO RESOLUTION NO. R-916-04, TO INCREASE ALLOCATION BY \$10 MILLION TO BE FUNDED FROM INTEREST EARNINGS GENERATED FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BONDS, SERIES 2005 AFTER A PUBLIC HEARING; AND APPROVING ALLOCATION OF SUCH \$10 MILLION TO FLORIDA INTERNATIONAL UNIVERSITY COLLEGE OF MEDICINE AMBULATORY CARE CENTER

Adopted
Resolution R-1276-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 10- 1
No: Rolle
Absent: Heyman, Souto

Report: County Attorney Robert Cuevas read the foregoing proposed resolution into the record.

Mr. Modesto Maidique, President, Florida International University (FIU), explained FIU's new public medical school involved many parts, and this proposed resolution would provide funding for the Ambulatory Primary Care Facility.

The public hearing was opened. It was closed after no one appeared in response to Chairman Barreiro's call for persons wishing to be heard.

Chairman Barreiro emphasized FIU was a community university and the FIU medical school would be good for the County and the surrounding municipalities.

It was moved by Commissioner Martinez that this proposed resolution be adopted. This motion was seconded by Commissioner Diaz.

Commissioner Edmonson noted she spoke with Mr. Maidique after voting "No" to this item in Committee, and explained she had reconsidered her position and would support this proposed resolution. She pointed out the County needed a process for distributing General Obligation Bond (GOB) interest earnings.

Commissioner Rolle pointed out he had been requesting the County establish a process for the use of GOB interest earnings since 2005, when the County Commission approved funds for a medical facility in Miami Beach. He expressed concern that he was not apprised regarding the availability of the \$20 million in GOB interest earnings. He suggested a simple process that would apprise all 13 commissioners the funds were available and would explain how the funds would be disseminated.

Responding to Commissioner Rolle's inquiry concerning the remaining balance of the GOB interest earnings, County Manager Burgess noted the remaining balance was approximately \$15 million before the \$2-3 million administrative cost coverage. He pointed out the County Administration was discussing how to add more structure to the process for using GOB interest earnings. He explained Ordinance 05-47, included a process that required any unspent allocation or surplus funds to be reviewed by the Citizens Advisory Committee (CAC) and the County Commission before they were allocated.

Responding to Commissioner Rolle's request for clarification concerning how the unspent allocation or surplus funds would be reviewed by the CAC and County Commission, County Manager Burgess explained the unspent allocation or surplus funds would go through as a resolution for the use of the funds on a proposed project.

Commissioner Rolle clarified he did not oppose the FIU Medical School Ambulatory Primary Care Facility. He emphasized the County needed to establish a process that apprised all commissioners at the same time of available funds and provided commissioners an equal opportunity to propose uses for those funds on specific projects.

County Manager Burgess noted the idea of surplus funds in the GOB program was presumptuous. He pointed out project costs would increase over time. He explained he preferred to preserve the interest earnings for existing needs in

the GOB program. County Manager Burgess noted the more structured process could include advising the Commission on the status of interest earnings.

Following further discussion between Commissioner Rolle and County Manger Burgess related to Commissioner Rolle's concerns and the more structured process, Chairman Barreiro spoke in support of establishing a process for apprising the Commission of unspent allocations or surplus funds for the GOB program and the entire County budget.

Commissioner Sosa spoke in support of preparing a resolution that established a process for GOB interest earnings, and surtax funds to be divided equally in each Commission District. She emphasized the FIU medical school would benefit the community.

Commissioner Jordan expressed concern regarding the process for allocating any unused or surplus GOB funds. She spoke in opposition to Commissioner Sosa's comment to prepare a resolution that would divide resources equally among each Commission District. She pointed out all Commission Districts were not alike, otherwise no district would have poverty; the resolution should consider District needs. Commissioner Jordan noted she was willing to co-sponsor a resolution under the Chair's sponsorship that directed the County Administration to present a process for expenditure of funds in all eligible interest bearing County accounts. Following adoption of a process, the County Commission could recommend projects for funding from all revenue generating accounts, and decide what projects should be supported, Commissioner Jordan clarified.

Regarding Commissioner Jordan's comments, County Attorney Cuevas advised Commissioner Martinez had made a similar request on this issue and Commissioner Jordan could be listed as a co-sponsor.

Following further comments by Commissioner Jordan, Commissioner Sorenson requested Ms. Robin Reiter, Chairwoman, Building Better Communities (BBC) GOB CAC, address the Commission on this issue.

Ms. Reiter noted this proposed resolution came before the BBC GOB CAC, and much of CAC's discussion related to the absence of an existing policy for spending GOB interest earnings. She pointed out CAC always wanted GOB interest earnings to stay in the GOB program to fund projects approved by voters. Nevertheless, CAC passed this proposed resolution 9-4, with two members representing FIU abstaining, she noted. Ms. Reiter explained CAC members determined they would not discuss using GOB interest earnings again until the County Manager implemented a process that CAC reviewed and the County Commission and the Mayor approved. She emphasized the GOB program would not have sufficient funds to complete all of the projects. Ms. Reiter clarified the \$8 million Commissioner Rolle referenced for the Miami Beach health clinic in 2005 came from the ballot question approved by the voters, and were not excess funds.

Responding to Commissioner Sorenson's inquiry concerning the remaining balance of the GOB interest earnings if this proposed resolution was adopted, County Manager Burgess estimated \$5 million would remain.

Commissioner Sorenson asked the County Manager to provide the County Commission an analysis of the expected cost overruns for all projects in the BBC GOB.

County Manager Burgess pointed out the County could not hold bond sales to accumulate interest for the 17 year life of the GOB program; the County had to spend the interest within a two to three year period. He suggested the County Administration provide quarterly reports regarding ongoing projects that needed additional funding.

Responding to Commissioner Sorenson's request for clarification of the FIU Ambulatory Care Center's functions, Mr. Modesto Maidique pointed out FIU's primary clinical site would operate out of Jackson Memorial Hospital North in Commission District 2. He noted Mr. Marvin O'Quinn, President, Public Health Trust, supported the FIU Medical School. Mr. Maidique explained that through affiliation agreements with Mount Sinai Hospital, Jackson Memorial Hospital, and Jackson Memorial Hospital North, as well as the FIU main campus in West Miami-Dade County, the FIU Medical School was not isolated to one Commission District.

In response to Commissioner Sorenson's question concerning how FIU would leverage the \$10 million in this proposed resolution, Mr. Maidique explained FIU would leverage this \$10 million as part of a \$51 million dollar outpatient center on the FIU main campus. He emphasized public and private funding support of the FIU medical school was critical.

Responding to Commissioner Gimenez's inquiry concerning a Bond Counsel opinion related to the County using the sum of the interest from all eight GOB accounts, Assistant County Attorney Geri Bonzon-Keenan advised the Bond Counsel had verbally confirmed the County could create a lump sum of the interest.

Commissioner Gimenez asked Assistant County Attorney Bonzon-Keenan to provide him with a written copy of the Bond Counsel's opinion that the County could create a lump sum of the interest earned from all BBC GOB accounts.

Commissioner Moss asked the County Attorney to prepare legislation that would ensure that any interest earned from BBC GOB funds would be used for the projects approved by the voters.

Following further comments by Commissioner Rolle emphasizing his concern regarding the lack of a process for GOB interest earnings, the Commission proceeded to vote.

11/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

5F

073273 Resolution Natacha Seijas

RESOLUTION APPROVING SIGNIFICANT MODIFICATION TO BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NUMBER 332 - "HIALEAH HIGH SCHOOL PERFORMING ARTS CENTER" IDENTIFIED IN APPENDIX A TO RESOLUTION R.-919-04 TO INCLUDE THE DEVELOPMENT OF A PARKING STRUCTURE AND RELATED STREET IMPROVEMENTS TO SERVE HIALEAH HIGH SCHOOL PERFORMING ARTS CENTER AND MILANDER PARK COMPLEX

*Adopted
Resolution R-1277-07
Mover: Natacha Seijas
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Heyman, Souto*

Report: First Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.

The public hearing was opened. It was closed after no one appeared in response to Chairman Barreiro's call for persons wishing to be heard.

It was moved by Commissioner Seijas that this proposed resolution be adopted. This motion was seconded by Commissioner Martinez.

In response to Commissioner Sorenson's inquiry concerning the impact of this proposal on the amount of funds that would be spent, Commissioner Seijas noted the same amount of funds would be spent on General Obligation Bond Project 322.

Hearing no other questions or comments, the Commission proceeded to vote.

11/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

5G

073158 Resolution

RESOLUTION AUTHORIZING WAIVER OF SECTION 2-11.1(C) OF THE MIAMI-DADE COUNTY CODE AND AUTHORIZING EXECUTION OF A LEASE AGREEMENT AT 1454 S.W. 1 STREET, SUITE 130 WITH BARREIRO ENTERPRISES, CORP., A FLORIDA CORPORATION, FOR PREMISES TO BE UTILIZED AS A COMMISSION DISTRICT OFFICE FOR CHAIRMAN BRUNO A. BARREIRO; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

*Adopted
Resolution R-1278-07
Mover: Audrey M. Edmonson
Seconder: Dennis C. Moss
Vote: 10- 0
Absent: Heyman, Barreiro, Seijas*

Report: First Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.

Chairman Barreiro relinquished the chair to Vice-Chairwoman Jordan.

The public hearing was opened. It was closed after no one appeared in response to Vice-Chairwoman Jordan's call for persons wishing to be heard.

Hearing no other questions or comments, the Commission proceeded to vote.

11/13/2007 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

5H

073179 Ordinance

ORDINANCE AMENDING ORDINANCE NO. 07-106 WHICH ESTABLISHED KEYS EDGE COMMUNITY DEVELOPMENT DISTRICT BY REPLACING EXHIBIT A WITH REVISED EXHIBIT A TO CORRECT A SCRIVENER'S ERROR; AND PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE AND AN EFFECTIVE DATE (Public Works Department)

Withdrawn

Report: *See Report Under Agenda Item 5H Substitute; Legislative File No. 073438.*

11/6/2007 *Adopted on first reading by the Board of County Commissioners*

11/6/2007 *Tentatively scheduled for a public hearing by the Board of County Commissioners to the Board of County Commissioners*

5H SUBSTITUTE

073438 Ordinance

ORDINANCE AMENDING ORDINANCE NO. 07-106 WHICH ESTABLISHED KEYS EDGE COMMUNITY DEVELOPMENT DISTRICT BY REPLACING EXHIBIT "A" WITH REVISED EXHIBIT "A" AND BY REPLACING DECLARATION OF RESTRICTIVE COVENANTS CONTAINED IN EXHIBIT "B" WITH AN AMENDED DECLARATION OF RESTRICTIVE COVENANTS TO CORRECT SCRIVENER'S ERRORS; AND PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 073179] (Public Works Department)

Adopted***Ordinance 07-173******Mover: Dennis C. Moss******Seconder: Jose "Pepe" Diaz******Vote: 11-0******Absent: Heyman, Seijas***

Report: *First Assistant County Attorney Abigail Price-Williams read the foregoing proposed ordinance into the record.*

Chairman Barreiro relinquished the chair to Vice-Chairwoman Jordan.

The public hearing was opened. It was closed after no one appeared in response to Vice-Chairman Jordan's call for persons wishing to be heard.

Hearing no other questions or comments, the Commission proceeded to vote.

5I

073159 Resolution

RESOLUTION GRANTING PETITION TO CLOSE A PORTION OF SW 264 STREET (BAUER DRIVE), FROM SW 122 AVENUE EAST FOR APPROXIMATELY 298 FEET (ROAD CLOSING PETITION NO. P-848) (Public Works Department)

*Adopted
Resolution R-1279-07
Mover: Katy Sorenson
Seconder: Dorrin D. Rolle
Vote: 11- 0
Absent: Heyman, Seijas*

Report: *First Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.*

The public hearing was opened. It was closed after no one appeared in response to Chairman Barreiro's call for persons wishing to be heard.

Hearing no other questions or comments, the Commission proceeded to vote.

11/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

5J

073160 Resolution

RESOLUTION GRANTING PETITION TO CLOSE A PORTION OF SW 136 PLACE AT THEORETICAL SW 6 STREET (ROAD CLOSING PETITION NO. P-748) (Public Works Department)

*Adopted
Resolution R-1280-07
Mover: Jose "Pepe" Diaz
Seconder: Rebeca Sosa
Vote: 11- 0
Absent: Heyman, Seijas*

Report: *First Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.*

The public hearing was opened. It was closed after no one appeared in response to Chairman Barreiro's call for persons wishing to be heard.

Hearing no other questions or comments, the Commission proceeded to vote.

11/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

5K

073402 Resolution

RESOLUTION APPROVING THE PLAT OF SION ESTATES, LOCATED IN THE NORTHWEST 1/4 OF SECTION 10, TOWNSHIP 54 SOUTH, RANGE 39 EAST (BOUNDED ON THE NORTH BY SW 13 STREET, ON THE EAST BY SW 144 PLACE, ON THE SOUTH BY SW 15 STREET, AND ON THE WEST BY SW 145 AVENUE) (Public Works Department)

*Adopted
Resolution R-1281-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Heyman*

Report: *First Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.*

The public hearing was opened. It was closed after no one appeared in response to Chairman Barreiro's call for persons wishing to be heard.

Hearing no other questions or comments, the Commission proceeded to vote.

5L

073403 Resolution

RESOLUTION APPROVING THE PLAT OF DENIS SUBDIVISION, LOCATED IN THE NORTHWEST 1/4 OF SECTION 7, TOWNSHIP 57 SOUTH, RANGE 39 EAST (BOUNDED ON THE NORTH BY SW 296 STREET, ON THE EAST BY SW 172 COURT, ON THE SOUTH BY SW 298 STREET, AND ON THE WEST BY SW 173 AVENUE) (Public Works Department)

Adopted
Resolution R-1282-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Heyman

Report: *First Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.*

The public hearing was opened. It was closed after no one appeared in response to Chairman Barreiro's call for persons wishing to be heard.

Hearing no other questions or comments, the Commission proceeded to vote.

5M

073404 Resolution

RESOLUTION APPROVING THE PLAT OF GARDENS PARK SUBDIVISION, LOCATED IN THE NORTHEAST 1/4 OF SECTION 12, TOWNSHIP 52 SOUTH, RANGE 40 EAST (BOUNDED ON THE NORTH BY NW 183 STREET, ON THE EAST BY NW 59 AVENUE, ON THE SOUTH BY APPROXIMATE NW 176 TERRACE, AND ON THE WEST BY NW 62 AVENUE) (Public Works Department)

Adopted
Resolution R-1283-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Heyman

Report: *First Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.*

The public hearing was opened. It was closed after no one appeared in response to Chairman Barreiro's call for persons wishing to be heard.

Hearing no other questions or comments, the Commission proceeded to vote.

5N

073407 Resolution

RESOLUTION APPROVING THE PLAT OF MC ESTATES SUBDIVISION, LOCATED IN THE NORTHEAST 1/4 OF SECTION 19 AND THE NORTHWEST 1/4 OF SECTION 20, TOWNSHIP 56 SOUTH, RANGE 40 EAST (BOUNDED ON THE NORTH BY SW 232 STREET, ON THE EAST BY THE HOMESTEAD EXTENSION OF THE FLORIDA TURNPIKE, ON THE SOUTH BY SW 240 STREET, AND ON THE WEST BY SW 112 AVENUE) (Public Works Department)

Adopted
Resolution R-1284-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Heyman

Report: *First Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.*

The public hearing was opened. It was closed after no one appeared in response to Chairman Barreiro's call for persons wishing to be heard.

Hearing no other questions or comments, the Commission proceeded to vote.

50

073401 Resolution

RESOLUTION APPROVING THE WAIVER OF PLAT OF JIRAH INVESTMENT, INC., D-22832, LOCATED IN THE NORTHWEST 1/4 OF SECTION 32, TOWNSHIP 55 SOUTH, RANGE 40 EAST (BOUNDED ON THE NORTH BY SW 173 TERRACE, ON THE EAST BY APPROXIMATELY SW 104 AVENUE, ON THE SOUTH BY SW 174 TERRACE, AND ON THE WEST BY APPROXIMATELY SW 105 AVENUE) (Public Works Department)

Adopted
Resolution R-1285-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Heyman

Report: *First Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.*

The public hearing was opened. It was closed after no one appeared in response to Chairman Barreiro's call for persons wishing to be heard.

Hearing no other questions or comments, the Commission proceeded to vote.

5P

073405 Resolution

RESOLUTION APPROVING THE WAIVER OF PLAT OF NELSON ANGULO AND MARIA ELENA ANGULO, D-22627, LOCATED IN THE SOUTHEAST 1/4 OF SECTION 9, TOWNSHIP 55 SOUTH, RANGE 40 EAST (BOUNDED ON THE NORTH BY APPROXIMATELY SW 116 STREET, ON THE EAST BY APPROXIMATELY SW 88 AVENUE, ON THE SOUTH BY APPROXIMATELY SW 118 STREET, AND ON THE WEST BY SW 89 AVENUE) (Public Works Department)

Adopted
Resolution R-1286-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Heyman

Report: *First Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.*

The public hearing was opened. It was closed after no one appeared in response to Chairman Barreiro's call for persons wishing to be heard.

Hearing no other questions or comments, the Commission proceeded to vote.

5Q

073406 Resolution

RESOLUTION APPROVING THE WAIVER OF PLAT OF MIGUEL ALVARADO AND ELIZABETH ALVARADO, D-22843, LOCATED IN THE SOUTHWEST 1/4 OF SECTION 3, TOWNSHIP 54 SOUTH, RANGE 40 EAST (BOUNDED ON THE NORTH BY SW 5 STREET, ON THE EAST BY APPROXIMATELY SW 84 AVENUE, ON THE SOUTH BY APPROXIMATELY GRAND CANAL DRIVE, AND ON THE WEST BY SW 87 AVENUE) (Public Works Department)

*Adopted
Resolution R-1287-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Heyman*

Report: *First Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.*

The public hearing was opened. It was closed after no one appeared in response to Chairman Barreiro's call for persons wishing to be heard.

Hearing no other questions or comments, the Commission proceeded to vote.

5R

073419 Resolution

RESOLUTION APPROVING THE WAIVER OF PLAT OF JOSEPH NEMEC AND MARCELLA NEMEC, D-22813, LOCATED IN THE NORTHWEST 1/4 OF SECTION 23, TOWNSHIP 57 SOUTH, RANGE 38 EAST (BOUNDED ON THE NORTH BY SW 334 STREET, ON THE EAST BY SW 194 AVENUE, ON THE SOUTH BY APPROXIMATELY SW 336 STREET, AND ON THE WEST BY APPROXIMATELY SW 197 AVENUE) (Public Works Department)

*Adopted
Resolution R-1288-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Heyman*

Report: *First Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.*

The public hearing was opened. It was closed after no one appeared in response to Chairman Barreiro's call for persons wishing to be heard.

Hearing no other questions or comments, the Commission proceeded to vote.

5S

073420 Resolution

RESOLUTION APPROVING THE WAIVER OF PLAT OF MIAMI-DADE PUBLIC LIBRARY SYSTEMS, D-22822, LOCATED IN THE NORTHEAST 1/4 OF SECTION 11, TOWNSHIP 53 SOUTH, RANGE 41 EAST (BOUNDED ON THE NORTH BY NW 83 STREET, ON THE EAST BY NW 7 AVENUE, ON THE SOUTH BY APPROXIMATELY NW 81 STREET, AND ON THE WEST BY APPROXIMATELY NW 8 AVENUE) (Public Works Department)

Adopted
Resolution R-1289-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Heyman

Report: First Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.

The public hearing was opened. It was closed after no one appeared in response to Chairman Barreiro's call for persons wishing to be heard.

Hearing no other questions or comments, the Commission proceeded to vote.

5T

073421 Resolution

RESOLUTION APPROVING THE PLAT OF NORTHSIDE STATION, LOCATED IN THE SOUTHEAST 1/4 OF SECTION 9, TOWNSHIP 53 SOUTH, RANGE 41 EAST (BOUNDED ON THE NORTH BY NW 79 STREET, ON THE EAST BY NW 31 AVENUE, ON THE SOUTH BY NW 77 STREET, AND ON THE WEST BY NW 32 AVENUE) (Public Works Department)

Adopted
Resolution R-1290-07
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Heyman

Report: First Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.

The public hearing was opened. It was closed after no one appeared in response to Chairman Barreiro's call for persons wishing to be heard.

Hearing no other questions or comments, the Commission proceeded to vote.

5U

073425 Resolution

RESOLUTION RELATING TO AN APPLICATION BY SILVERLINE AMERICA, INC. FOR A CLASS I PERMIT TO REPAIR AND REPLACE THE STRUCTURAL COMPONENTS AND ROOF OF AN EXISTING "A-FRAME" NON-WATER-DEPENDENT FIXED STRUCTURE LOCATED OVER AN EXISTING BOAT NOTCH ON THE TAMIAMI CANAL AT 3691 NW 20TH STREET, MIAMI, MIAMI-DADE COUNTY, FLORIDA (Department of Environmental Resources Management)

Adopted
Resolution R-1291-07
Mover: Jose "Pepe" Diaz
Seconder: Audrey M. Edmonson
Vote: 12- 0
Absent: Heyman

Report: First Assistant County Attorney Abigail Price-Williams read the foregoing proposed resolution into the record.

The public hearing was opened. It was closed after no one appeared in response to Chairman Barreiro's call for persons wishing to be heard.

Hearing no other questions or comments, the Commission proceeded to vote.

7A AMENDED

073727

Ordinance

Natacha Seijas,
Jose "Pepe" Diaz

ORDINANCE WAIVING ALL COUNTY PROCUREMENT POLICIES AND PROCEDURES OTHER THAN LIVING WAGE, RESPONSIBLE WAGE AND INSPECTOR GENERAL REQUIREMENTS FOR PLANNING, DESIGN AND CONSTRUCTION OF REVERSE OSMOSIS WATER TREATMENT PLANT JOINTLY OWNED BY COUNTY AND CITY OF HIALEAH AND LOCATED IN CITY OF HIALEAH; AUTHORIZING CITY OF HIALEAH TO USE ITS MUNICIPAL PROCUREMENT POLICIES AND PROCEDURES IN ACCORDANCE WITH JOINT PARTICIPATION AGREEMENT FOR PLANNING, DESIGN AND CONSTRUCTION OF SUCH REVERSE OSMOSIS WATER TREATMENT PLANT; PROVIDING SEVERABILITY; EXCLUSION FROM THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 072873]

*Adopted as amended
Ordinance 07-174
Mover: Jose "Pepe" Diaz
Seconder: Natacha Seijas
Vote: 12- 0
Absent: Heyman*

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

Commissioner Sorenson questioned what provisions would be waived if this proposed ordinance was adopted.

County Attorney Cuevas advised the County would waive the other programs and procedures attached to procurement policies not listed in this proposed ordinance, such as Community Small Business Enterprise provisions, and other provisions of that nature.

Commissioner Sorenson questioned whether the Inspector General would still have jurisdiction of the reverse osmosis water treatment plant in this proposed ordinance.

Mayor Julio Robaina, City of Hialeah, explained the Inspector General would have jurisdiction over the funds proposed by the County, but not the City of Hialeah's \$80 million.

Responding to Commissioner Sorenson's request to ensure the Inspector General was included in this proposal, County Attorney Cuevas noted he would ensure the necessary provision was included and would apply to County funds.

It was moved by Commissioner Diaz that the foregoing proposed ordinance be adopted as amended to include a provision clarifying the Inspector General's jurisdiction. This motion was seconded by Commissioner Seijas.

In response to Commissioner Rolle's inquiry concerning County liability for cost overruns, Mayor Robaina explained the County and the City of Hialeah would equally share any cost overruns or cost savings, and the City of Hialeah would come back to the County Commission to authorize expenditure for any cost overruns.

Hearing no other questions or comments, the Commission proceeded to vote on this proposed ordinance as amended to include a provision clarifying the Inspector General's jurisdiction.

7B

073365 Ordinance

ORDINANCE REPEALING ORDINANCE NOS. 04-136 AND 04-148 OF MIAMI-DADE COUNTY ESTABLISHING THE PRINCETON, LEISURE CITY AND NARANJA (PLANT), AND GOULDS AREA MUNICIPAL ADVISORY COMMITTEES; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE, AND AN EFFECTIVE DATE [SEE AGENDA ITEM NO. 7(E)] (Governmental Operations and Environment Committee)

Deferred to January 22, 2008
Mover: Dennis C. Moss
Seconder: Natacha Seijas
Vote: 11- 1
No: Sorenson
Absent: Heyman

Report: *First Assistant County Attorney Abigail Price Williams read the forgoing proposed ordinance into the record.*

Hearing no objection, the Commission considered Agenda Items 7B and 7E simultaneously.

Commissioner Moss suggested the County Commission defer Agenda Items 7B and 7E to provide the Municipal Advisory Committees (MACs) time to reach an agreement.

Commissioner Sorenson spoke in opposition to deferral of Agenda Items 7B and 7E. She noted that the MACs had years to reach an agreement.

In response to Commissioner Sorenson's inquiry concerning the number of Plant MAC meetings, County Manger Burgess pointed out the Plant MAC was inactive since Sept 2004, and the Redland MAC was inactive since 2001.

Commissioner Seijas noted the MACs came before the Governmental Operations and Environment Committee and made an appealing request for additional time to reach an agreement.

It was moved by Commissioner Moss that Agenda Items 7B and 7E be deferred to January 22, 2008. This motion was seconded by Commissioner Seijas.

Following further discussion regarding deferral of this proposed ordinance and Agenda Item 7E, the Commission proceeded to vote.

11/13/2007 Forwarded to BCC without a recommendation from the Governmental Operations and Environment Committee

7B SUPPLEMENT

073439 Supplement

SUPPLEMENT TO ORDINANCE REPEALING ORDINANCES NO. 04-136, 04-148 ESTABLISHING THE PLANT, AND GOULDS MUNICIPAL ADVISORY COMMITTEES

Deferred to January 22, 2008
Mover: Dennis C. Moss
Seconder: Natacha Seijas
Vote: 11- 1
No: Sorenson
Absent: Heyman

7C

072757 Ordinance

ORDINANCE AMENDING SECTION 24-48.2 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO PERMIT APPLICATION FORMS; AMENDING SECTION 24-48.5 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO PERMIT ISSUANCE AND WAIVER OF BONDING REQUIREMENTS; PROVIDING WRITTEN CONSENT FOR SUBMERGED LANDS OWNED BY GOVERNMENTAL ENTITIES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (Department of Environmental Resources Management)

Adopted***Ordinance 07-175******Mover: Barbara J. Jordan******Seconder: Katy Sorenson******Vote: 7- 0******Absent: Heyman, Gimenez,
Moss, Souto, Martinez, Diaz***

10/2/2007 *Adopted on first reading by the Board of County Commissioners*

10/2/2007 *Tentatively scheduled for a public hearing by the Board of County Commissioners to the Governmental Operations and Environment Committee*

11/13/2007 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

7D

072677 Ordinance

ORDINANCE RELATING TO ANNEXATION PROCEDURES; REQUIRING ENCLAVE INFORMATION TO BE PROVIDED WITH MUNICIPAL BOUNDARY CHANGE APPLICATIONS; DELETING REQUIREMENT THAT APPLICANT MUNICIPALITY OBTAIN CONSENT OF MATERIALLY AFFECTED MUNICIPALITY; REQUIRING PUBLIC HEARING BEFORE PLANNING ADVISORY BOARD ("PAB"); REQUIRING PAB TO PROVIDE CERTAIN RECOMMENDATIONS; AMENDING SECTIONS 20-3, 20-6 AND 20-7 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA ("CODE"); CREATING SECTION 20-3.1 OF THE CODE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE (Office of Strategic Business Management)

Adopted

Ordinance 07-176

Mover: Natacha Seijas

Seconder: Jose "Pepe" Diaz

Vote: 10- 2

No: Sosa, Moss

Absent: Heyman

Report: *First Assistant County Attorney Abigail Price-Williams read the foregoing proposed ordinance into the record.*

It was moved by Commissioner Seijas that this proposed ordinance be adopted. This motion was seconded by Commissioner Sosa.

Commissioner Jordan asked Ms. Jennifer Glazer-Moon, Budget Director, Office of Strategic Business Management, to prepare an assessment of the average income level for the proposed High Pines annexation area, and to provide her with a report of the assessment.

Ms. Glazer-Moon clarified this proposed ordinance would allow a municipality to move forward in the annexation process without obtaining consent of the surrounding municipalities; the input of those municipalities would come before the Planning Advisory Board (PAB).

Responding to Commissioner Jordan's inquiry regarding annexation of a portion of an enclave, Ms. Glazer-Moon explained this proposed ordinance clarified how enclave information needed to be presented to the PAB and the County Commission.

County Manager Burgess clarified this proposed ordinance was a disclosure on behalf of the requesting municipality to ensure they clearly disclosed the effect of the annexation request. He pointed out the County would not be obligated to agree with the request.

Commissioner Sosa expressed concern that municipalities would not need the consent of surrounding municipalities to move forward on an annexation.

Discussion ensued between Commissioner Sosa and Ms. Glazer-Moon regarding the impact of this proposed ordinance on the County Administration and the County Commission, and Commissioner Sosa's concern related to the consent of surrounding municipalities.

Responding to Commissioner Rolle's questions concerning the City of Hialeah annexing the Municipal Advisory Committee (MAC) area in District 2, Ms. Glazer-Moon clarified the County did not recommend, nor suggest, that the City of Hialeah annex the entire MAC area. She noted the County sent a letter inquiring of municipalities' interest level in annexing any of the MAC. She pointed out a map was attached to the letter to help the municipalities understand the complete area of the MAC.

Commissioner Jordan questioned the meaning of "materially affected" on handwritten page two.

Assistant County Attorney Craig Coller advised a city could argue the annexation would financially impact them and the city would benefit financially if it attained that area. He noted other examples of "materially affected" may exist.

Responding to Commissioner Jordan's inquiry regarding the application of "materially affected" even if the municipality had not seen it fit to incorporate that enclave, Assistant County Attorney Coller clarified he was suggesting the municipality may make that argument, and a judge would determine whether it was "materially affected."

Commissioner Jordan noted a municipality that had not taken initiative to

incorporate an enclave should not delay an annexation.

Following further discussion by Commissioners Sosa, Jordan, and Diaz related to annexation, Commissioner Moss noted he would not support proposed annexations if area residents did not want to be annexed.

In response to Commissioner Moss' question regarding surrounding municipalities consenting on the enclave, Ms. Glazer-Moon clarified this proposed ordinance addressed the issues of the timeframe in the annexation process the County would look at the materially affected municipalities and disclosure related to enclaves. She noted these issues would help the annexation process proceed more efficiently.

Responding to Commissioner Moss' comments concerning the existing requirement for municipality consent to annexations, Ms. Glazer-Moon explained the municipality applying to annex any unincorporated area was required to obtain the consent of the materially affected municipalities, and this proposed ordinance would allow the municipality to submit the annexation application before consent was determined. She noted the PAB would determine consent of the materially affected municipalities.

Commissioner Moss expressed concern that this proposed ordinance would create conflict and confusion in the community.

Discussion ensued between Commissioner Moss and Ms. Glazer-Moon related to the requirement of obtaining consent of the materially affected municipalities.

Responding to Commissioner Moss' request for clarification of the "materially affected municipality," Assistant County Attorney Collier advised Section 6.04.B of the County's Home Rule Charter required approval of the municipal governing bodies concerned to change municipal boundaries.

Commissioner Moss questioned why County staff should go through the annexation process to learn at the end a municipal governing body did not approve the annexation, as was provided in this proposal. He expressed concern regarding the ability of cities to request an annexation that included existing MACs.

Following further discussion, the Commission proceeded to vote.

- 9/12/2007** Requires Municipal Notification by the Board of County Commissioners
- 10/2/2007** Tentatively scheduled for a public hearing by the Board of County Commissioners to the Governmental Operations and Environment Committee
- 10/2/2007** Adopted on first reading by the Board of County Commissioners
- 10/5/2007** Municipalities notified of public hearing by the Board of County Commissioners to the Governmental Operations and Environment Committee
- 11/13/2007** Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

7E

073440 Ordinance

ORDINANCE REPEALING ORDINANCE NO. 01-100 OF MIAMI-DADE COUNTY ESTABLISHING THE REDLAND AREA MUNICIPAL ADVISORY COMMITTEE; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 072675] [SEE AGENDA ITEM NO. 7(B)] (Office of Strategic Business Management)

Deferred to January 22, 2008
Mover: Dennis C. Moss
Seconder: Natacha Seijas
Vote: 11- 1
No: Sorenson
Absent: Heyman

Report: See Report Under Agenda Item 7B, Legislative File No. 073365.

11/13/2007 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Governmental Operations and Environment Committee

7F

073441 Ordinance

ORDINANCE RELATING TO INCORPORATION PROCEDURES; REQUIRING MUNICIPAL ADVISORY COMMITTEES (MACS) TO BE ESTABLISHED BY ORDINANCE; ESTABLISHING DEADLINES FOR MAC STUDIES; REQUIRING CERTAIN INFORMATION TO BE PROVIDED IN MAC REPORTS AND BY COUNTY STAFF; AMENDING SECTIONS 20-23 AND 20-29 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA ("CODE"); PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 072676] (Office of Strategic Business Management)

Adopted
Ordinance 07-177
Mover: Natacha Seijas
Seconder: Carlos A. Gimenez
Vote: 12- 0
Absent: Heyman

Report: First Assistant County Attorney Abigail Price-Williams read the foregoing proposed ordinance into the record.

Commissioner Rolle questioned the impact of this proposed ordinance on the North Central Municipal Advisory Committee (MAC). He noted he had been requesting information on the initial numbers for over a year.

Ms. Jennifer Glazer-Moon, Director, Office of Strategic Business Management, explained this proposal would not impact the North Central MAC; this proposal would apply prospectively. She pointed out the North Central MAC had completed its information, submitted its report, and, subsequently, ceased to exist. Ms. Glazer-Moon noted she had provided Commissioner Rolle with a report of the updated financial information.

Hearing no other questions or comments, the Commission proceeded to vote.

11/13/2007 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Governmental Operations and Environment Committee

7G

073010 Ordinance

ORDINANCE RELATING TO ZONING; AMENDING SECTION 33-18 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO RELIGIOUS FACILITIES AND MISSIONS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (Department of Planning & Zoning)

Adopted
Ordinance 07-178
Mover: Audrey M. Edmonson
Seconder: Barbara J. Jordan
Vote: 12- 0
Absent: Heyman

Report: *First Assistant County Attorney Abigail Price-Williams read the foregoing proposed ordinance into the record.*

Hearing no questions or comments, the Commission proceeded to vote.

In response to Chairman Barreiro's inquiry concerning the impact of this ordinance in municipalities, an unidentified County employee noted this ordinance was only operative in unincorporated areas.

- 10/16/2007** *Tentatively scheduled for a public hearing by the Board of County Commissioners to the Governmental Operations and Environment Committee*
- 10/16/2007** *Adopted on first reading by the Board of County Commissioners*
- 11/13/2007** *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

7H

072665 Ordinance

ORDINANCE AMENDING SECTION 2-8.1.1.1.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, PERTAINING TO THE SMALL BUSINESS ENTERPRISE (SBE) PROGRAM; CHANGING THE REQUIREMENT FOR THE AGREEMENT BETWEEN THE PRIME CONTRACTOR AND THE SBE SUBCONTRACTOR TO REFLECT THE PERCENTAGE OF WORK TO BE PERFORMED BY THE SBE SUBCONTRACTOR RATHER THAN PRICE, AND REMOVING LANGUAGE ALLOWING A SBE/MICRO ENTERPRISE TO RETAIN ITS CERTIFICATION FOR ONE ADDITIONAL YEAR FROM THE DATE IT IS FORMALLY NOTIFIED; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (Department of Small Business Development)

Adopted
Ordinance 07-179
Mover: Dennis C. Moss
Seconder: Rebeca Sosa
Vote: 11- 1
No: Martinez
Absent: Heyman

Report: *First Assistant County Attorney Abigail Price-Williams read the foregoing proposed ordinance into the record.*

Commissioner Moss questioned whether the impact of this proposed ordinance was that agreements between Prime Contractors and Small Business Enterprise (SBE) Subcontractors would reflect the percentage of the work to be performed by the SBE Subcontractor rather than the price.

County Attorney Robert Cuevas advised this proposed ordinance intended to address the two-envelop process to prevent SBE compliance from affecting the technical writing of the proposal.

Pursuant to Commissioner Jordan requesting a synopsis, Ms. Penny Townsley, Director, Department of Small Business Development, noted this proposed ordinance would establish consistency in the Small Business Program graduation requirements; it would enhance the integrity of the selection process by ensuring the subconsultant's price was not divulged in the technical aspect of the selection process.

Ms. Townsley noted the department was addressing Commissioner Jordan's sustainability concern by monitoring graduated small business firms for three years after graduation, and by exploring options to provide incentives to companies in the open market for using graduated firms in their first three years after graduation. She noted she would provide the Commission periodic reports of this program.

Discussion ensued regarding Commissioner Sosa's concern that this proposed ordinance would result in increased contract bids.

Ms. Townsley clarified the process in this proposed ordinance was the process the County currently followed.

Hearing no further questions or comments, the Commission proceeded to vote.

Commissioner Moss questioned how the County was addressing the issue of the total value of some County contracts with prime contractors increasing through change orders, while the subcontractor goals did not equally increase on a percentage basis.

County Attorney Cuevas advised change orders presented difficulty of determining the cause of the price increase and whether the additional work would be in an area the SBE contracted to perform. He suggested contract price increases be addressed in subcontractor agreements with the prime contractor.

Commissioner Moss asked the County Attorney to prepare legislation regarding a process for handling Community Small Business Enterprise, Disadvantaged Business Enterprise, and other contract goals when the original contract amount was amended.

- 10/2/2007** *Tentatively scheduled for a public hearing by the Board of County Commissioners to the Budget and Finance Committee*
- 10/2/2007** *Adopted on first reading by the Board of County Commissioners*
- 11/13/2007** *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

8 **DEPARTMENTAL ITEMS****8A** **AVIATION DEPARTMENT**

8A1A

073304 **Resolution**

RESOLUTION APPROVING THE ASSIGNMENT AGREEMENT FROM DADE AVIATION CONSULTANTS TO MIAMI-DADE COUNTY, FOR SERVICES OF LEA + ELLIOTT, INC. FOR AGREEMENT NO. DAC TSC-0018, "TECHNICAL SERVICES AGREEMENT RELATING TO THE MIC/MIA CONNECTOR PROJECT AT MIAMI INTERNATIONAL AIRPORT", IN THE TOTAL MAXIMUM AMOUNT OF \$13,900,832; AUTHORIZING COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE SAME, AND TO EXERCISE CANCELLATION PROVISIONS THEREOF (Aviation Department)

*Adopted**Resolution R-1292-07**Mover: Jose "Pepe" Diaz**Seconder: Rebeca Sosa**Vote: 8- 2**No: Rolle, Martinez**Absent: Heyman, Barreiro, Seijas*

Report: *Commissioner Jordan expressed concern that the County did not use a competitive process for the technical consulting services Dade Aviation Consultants (DAC) would need on the MIA Mover Automated People Mover System Project (Project No. J104A). She questioned whether the County had any other contracts executed through the use of a third party.*

Mr. Jose Abreu, Director, Miami-Dade Aviation Department, noted the County used a competitive process through DAC. He explained the general consultant—DAC—could not perform the work, and a selection committee chose Lea + Elliott, Inc.

Commissioner Jordan clarified she could not find any information regarding the selection process used by the selection committee. She emphasized her main concern was whether the County had any other contracts awarded in a similar manner.

Commissioner Jordan asked the County Manager to provide her with a report regarding any other contracts executed in a manner similar to the contract in this proposed resolution that did not come before the County Commission for approval; that utilized a third party to perform the work of the contract; and that circumvented the competitive process. She also asked the County Manager to include in the report who authorized the contract.

Hearing no other questions or comments, the Commission proceeded to vote.

11/15/2007 Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee

8A1B

073317 Resolution

RESOLUTION AUTHORIZING FIRST COUNTY AMENDMENT TO THE TECHNICAL SERVICES AGREEMENT RELATING TO THE MIA MOVER AUTOMATED PEOPLE MOVER SYSTEM PROJECT AGREEMENT AT MIAMI INTERNATIONAL AIRPORT PROJECT NO. J104A, MDAD L+E 07-07, BETWEEN MIAMI-DADE COUNTY AND LEA + ELLIOTT, INC., IN THE AMOUNT OF \$10 AND OTHER CONSIDERATION, AUTHORIZING COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE SAME, AND TO EXERCISE CANCELLATION AND TERMINATION PROVISIONS THEREOF (Aviation Department)

Adopted
Resolution R-1293-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto

11/15/2007 Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee

8A1C

073374 Resolution

RESOLUTION APPROVING AGGREGATE EXTRACTION AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) UNDER WHICH FDOT WILL SERVE AS THE MANAGING AGENT FOR ACQUIRING PERMITS, SELECTING A ROCK MINING CONTRACTOR, AND ASSISTING WITH THE MARKETING AND SALE OF LIMEROCK EXTRACTED FROM THE COUNTY'S FORMER OPA-LOCKA WEST GENERAL AVIATION AIRPORT; WAIVING COMPETITIVE BID PROCEDURES UNDER SECTION 5.03D OF THE HOME RULE CHARTER; AUTHORIZING MAYOR OR DESIGNEE TO EXECUTE SUCH AGREEMENT; AUTHORIZING THE MAYOR OR DESIGNEE TO EXERCISE THE TERMINATION PROVISIONS THEREOF; DESIGNATING THE ACCOUNTING FUND INTO WHICH THE PROCEEDS RECEIVED BY THE COUNTY UNDER SUCH AGREEMENT SHALL BE DEPOSITED (Aviation Department)

Amended

Report: See Report Under Agenda Item 8A1C AMENDED, Legislative File No. 080654.

11/15/2007 Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee

8A1C

080654 Resolution

RESOLUTION APPROVING AGGREGATE EXTRACTION AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) UNDER WHICH FDOT WILL SERVE AS THE MANAGING AGENT FOR ACQUIRING PERMITS, SELECTING A ROCK MINING CONTRACTOR, AND ASSISTING WITH THE MARKETING AND SALE OF LIMEROCK EXTRACTED FROM THE COUNTY'S FORMER OPA-LOCKA WEST GENERAL AVIATION AIRPORT; WAIVING COMPETITIVE BID PROCEDURES UNDER SECTION 5.03D OF THE HOME RULE CHARTER; AUTHORIZING MAYOR OR DESIGNEE TO EXECUTE SUCH AGREEMENT; AUTHORIZING THE MAYOR OR DESIGNEE TO EXERCISE THE TERMINATION PROVISIONS THEREOF; DESIGNATING THE ACCOUNTING FUND INTO WHICH THE PROCEEDS RECEIVED BY THE COUNTY UNDER SUCH AGREEMENT SHALL BE DEPOSITED [SEE ORIGINAL ITEM UNDER FILE NO. 073374] (Aviation Department)

*Adopted as amended
Resolution R-1294-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Seijas
Excused: Heyman*

FINAL OFFICIAL

Report: *Commissioner Edmonson questioned whether this proposed resolution would make the County and the Florida Department of Transportation (FDOT) business partners, make FDOT the site manager, or both.*

Mr. Miguel Southwell, Business Development Director, Miami-Dade Aviation Department (MDAD), noted this proposed resolution would do both: FDOT would be the manager and provide oversight of the mining operations and would be a business partner with the County.

Commissioner Edmonson pointed out the County owned the Opa-locka West site, and clarified FDOT would manage the County's business.

Commissioner Gimenez requested this proposed resolution be amended to include a provision that the County Administration provide the Commission with a quarterly report regarding activity on the subject property.

Responding to Commissioner Gimenez's question concerning the County indemnifying itself from the actions of FDOT and the mining company, County Attorney Robert Cuevas noted the proposed contract did not contain indemnification language either way.

County Attorney Cuevas advised the proposed contract did contain an insurance clause. He pointed out State Statute 768.28 would limit the amount FDOT could indemnify the County for FDOT's actions to \$100,000, and the insurance would provide the County coverage for FDOT actions that exceeded \$100,000.

Commissioner Sorenson expressed concern that the County planned to use this nonrecurring revenue source to cover operating expenses, and that the County had no plan to use the land after exhausting the limestone rock. She asked the County Manager to prepare a report regarding potential uses of the land in this proposed resolution after its use for mining had been exhausted; and to present this report to the Commission in six (6) months.

Commissioner Jordan questioned whether Judge Hoeveler's decision regarding other mining projects was relevant to this proposed resolution and would present any environmental issues.

Mr. Southwell explained Judge Hoeveler ruled the Environmental Impact Study was faulty, and he directed the United States (US) Army Corps of Engineers to conduct a Supplemental Environmental Impact Study (SEIS). He noted the US Army Corps of Engineers' draft report recommended to allow no mining, to allow only the existing mines to operate, and five other options that all recommended mining be allowed at Opa-locka West.

Responding to Commissioner Martinez's inquiry concerning who determined what projects within the first priority (handwritten page one) would be sold limestone rock first, Mr. Southwell noted the rock would be sold on a first come, first serve basis.

Responding to further questions by Commissioner Martinez regarding the County ensuring the rock was sold to contractors for County projects, Mr. Jose Abreu, Director, MDAD, noted the Metropolitan Planning Organization (MPO) would approve the projects that would benefit from the mining at Opa-locka West.

FINAL OFFICIAL

Commissioner Diaz requested this proposed resolution be amended to ensure that this rock would be used on projects located inside the County.

It was moved by Commissioner Diaz that this proposed resolution be adopted. This motion was seconded by Commissioner Edmonson.

Commissioner Moss spoke in support of the County ensuring the price of contracts that would use the County's limestone rock were reduced to account for the savings from the County's discounted price, and not allow contractors to increase their profits.

Hearing no other questions or comments, the Commission proceeded to vote on this proposed resolution, as amended, to include a provision that the County Administration provide the Commission with quarterly reports regarding activity on the subject property, and to change the priorities to ensure the rock was used on projects located inside the County.

Later in the meeting, it was moved by Commissioner Moss that this proposed resolution be reconsidered. This motion was seconded by Commissioner Diaz, and upon being put to a vote, passed unanimously.

Commissioner Diaz changed his amendment related to the priorities for selling the limestone rock in this proposed resolution.

Hearing no other questions or comments, the Commission proceeded to vote on this proposed resolution, as amended, to include a provision that the County Administration provide the Commission with a quarterly report regarding activity on the subject property, and to change the priorities for use of the mined limestone rock to the following priorities: (1) To customers for use of the limestone rock for projects in Miami-Dade County; (2) to customers for use of the limestone rock for projects in Monroe and Broward Counties.

8A1C SUPPLEMENT

073482 Supplement

ROCK MINING SUPPLEMENTAL INFORMATION

Presented

8A1C SUPPLEMENT SUB.

073540 Supplement

ROCK MINING SUPPLEMENTAL INFORMATION

Presented

8A1D

073475 Resolution

RESOLUTION RELATED TO AIRLINE LIAISON OFFICE CONSULTING SERVICES; AUTHORIZING AWARD OF NON-EXCLUSIVE PROFESSIONAL SERVICES AGREEMENT FOR \$3,157,875 TO AIRPORT & AVIATION PROFESSIONALS, INC.; AND AUTHORIZING MAYOR TO EXECUTE AGREEMENT AND EXERCISE ALL OTHER RIGHTS INCLUDING CANCELLATION PROVISIONS CONTAINED THEREIN [SEE ORIGINAL ITEM UNDER FILE NO. 073290] (Aviation Department)

Adopted
Resolution R-1295-07
Mover: Jose "Pepe" Diaz
Seconder: Dennis C. Moss
Vote: 10- 2
No: Jordan, Martinez
Absent: Heyman

Report: *Commissioner Jordan noted, for the record, she would vote "no" because this proposed resolution recommended a company that did not include a Small Business Enterprise goal.*

Hearing no other questions or comments, the Commission proceeded to vote.

11/15/2007 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Airport and Tourism Committee*

8A1D SUPPLEMENT

073483 Supplement

SUPPLEMENT TO AWARD RECOMMENDATION - RFQ FOR AIRLINE LIAISON OFFICE CONSULTING SERVICES RFQ NO. MDAD-07 IN THE AMOUNT OF \$3,157,875

Presented

8A1E

073476 Resolution

RESOLUTION AWARDED THE NON EXCLUSIVE AGREEMENT FOR A FOREIGN CURRENCY EXCHANGE AND BUSINESS CENTER AT MIAMI INTERNATIONAL AIRPORT, RFP NO. 10-06, AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE AGREEMENT AND ANY CANCELLATION OR TERMINATION PROVISIONS CONTAINED THEREIN [SEE ORIGINAL ITEM UNDER FILE NO. 073292] (Aviation Department)

Amended

Report: *See Report Under Agenda Item 8A1E AMENDED, Legislative File No. 080052.*

11/15/2007 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Airport and Tourism Committee*

8A1E AMENDED

080052 Resolution

RESOLUTION AWARDING THE NON EXCLUSIVE AGREEMENT FOR A FOREIGN CURRENCY EXCHANGE AND BUSINESS CENTER AT MIAMI INTERNATIONAL AIRPORT, RFP NO. 10-06, AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE AGREEMENT AND ANY CANCELLATION OR TERMINATION PROVISIONS CONTAINED THEREIN [SEE ORIGINAL ITEM UNDER FILE NOS. 073292 AND 073476] (Aviation Department)

Adopted as amended

Mover: Carlos A. Gimenez

Seconder: Jose "Pepe" Diaz

Vote: 12- 0

Absent: Heyman

Report: *Following Commissioner Gimenez requesting this proposed resolution be amended, the Commission proceeded to vote on this proposed resolution, as amended, to change the language: "are at fault" to "are in default" on handwritten page 54, Section 3.24 PENALTIES.*

8B [No items were submitted for these sections.]

**and
8C**

8D ENVIRONMENTAL RESOURCES MANAGEMENT

8D1A

073118 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A RELEASE OF COVENANT FOR ENVIRONMENTALLY ENDANGERED LAND OWNED BY GEORGE R. TIMINSKY, DESCRIBED AS GABLE ESTATES NO 4 PB 70 – 99 LOT 3 BLK G LOT SIZE – SUBJECT TO EEL COV PER-R-1892-94 ON 1.19 AC OR 11222-1842 0881 1 COC 24380 – 1320 25203 –1715 0306 1 LOCATED AT 9000 ARVIDA DRIVE, CORAL GABLES, MIAMI-DADE COUNTY, FLORIDA IN FAVOR OF THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA (Department of Environmental Resources Management)

Adopted

Resolution R-1297-07

Mover: Carlos A. Gimenez

Seconder: Joe A. Martinez

Vote: 11- 0

Absent: Heyman, Diaz

Report: *Commissioner Jordan pointed out this proposed resolution would remove land from the Environmentally Endangered Land (EEL) program, notwithstanding the owner's repeated violations on protected land, and the owner would only pay an abated tax. She questioned whether the County could enforce any other penalties for deliberate damage to EEL protected lands.*

Commissioner Gimenez explained the owner had paid the violations, and a covenant would be removed to allow the owner to abate the taxes; however, the Natural Forest Community (NFC) designation would not be removed from the property.

In response to Chairman Barreiro's inquiry concerning the penalty if the owner did not restore the protected land, Assistant County Attorney Randy Duval advised the County could file a lawsuit, if recommended by the Department of Environmental Resources Management (DERM) Director, to seek enforcement through court proceedings.

In response to Commissioner Gimenez's inquiry concerning the owner's ability to use the land, Assistant County Attorney Duval advised the owner would not obtain any more land use rights by the County releasing the covenant in this proposed resolution.

Responding to further questions by Commissioner Jordan regarding the owner's ability to use the land, Assistant County Attorney Duval advised 20-30 percent of NFC designated property could be developed and the other portion had to be preserved; the EEL covenant would not permit any development on the property in exchange for a tax reduction.

In response to Commissioner Jordan pointing out the owner would be allowed to develop the property if the County removed the covenant, Mr. Carlos Espinosa, Director, DERM, clarified the owner could apply to develop some of the property.

Responding to Chairman Barreiro's concern that the owner violated the covenant by developing the property and would now be allowed to develop a portion of the property by the County releasing the covenant, Assistant County Attorney Duval clarified the owner's violation was a breach of the NFC legal requirements, and DERM had entered into an agreement with the owner with specific steps to restore the NFC. He advised the owner only had development rights to the extent that the DERM agreement did not circumscribe and limit them, and the DERM agreement was enforceable in a court of law.

Commissioner Gimenez questioned whether the owner would have a greater ability to challenge the NFC designation with the release of the covenant and by paying taxes on the property.

Assistant County Attorney Duval advised the owner would not have a greater ability to challenge the NFC designation. He explained the owner violated the covenant and grossly violated the NFC requirements.

Hearing no other questions or comments, the Commission proceeded to vote.

11/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1B

073190 Resolution

RESOLUTION AUTHORIZING THE APPROVAL OF A COUNTY DISCLAIMER FOR THE RELEASE OF CERTAIN PORTIONS OF CANAL RESERVATION NO LONGER NEEDED BY MIAMI-DADE COUNTY IN SECTION 21, TOWNSHIP 52 SOUTH, RANGE 40 EAST (Department of Environmental Resources Management)

Adopted
Resolution R-1298-07
Mover: Jose "Pepe" Diaz
Seconder: Barbara J. Jordan
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto

11/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1C

073214 Resolution

RESOLUTION AUTHORIZING THE ACCEPTANCE OF FIVE (5) ENVIRONMENTALLY ENDANGERED LANDS COVENANTS IN MIAMI-DADE COUNTY, FLORIDA (Department of Environmental Resources Management)

Adopted
Resolution R-1330-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto

11/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1D

073219 Resolution

RESOLUTION AUTHORIZING THE APPROVAL OF A COUNTY DEED TO VACATE CERTAIN PORTIONS OF COUNTY CANAL RIGHT-OF-WAY AND CANAL MAINTENANCE EASEMENT WHICH ARE NO LONGER NEEDED BY MIAMI-DADE COUNTY IN THE SOUTH ONE-HALF (S½) OF SECTION 26 & SECTION 35, TOWNSHIP 52 SOUTH, RANGE 39 EAST (Department of Environmental Resources Management)

Adopted
Resolution R-1299-07
Mover: Jose "Pepe" Diaz
Seconder: Barbara J. Jordan
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto

11/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1E

073227 Resolution

RESOLUTION AUTHORIZING THE ENVIRONMENTALLY ENDANGERED LANDS (EEL) PROGRAM TO BID ON AND TO PURCHASE TAX DEEDS FOR REAL PROPERTIES WHICH ARE LISTED ON THE EEL PRIORITY A ACQUISITION LIST WHERE THE PURCHASE PRICE IS EQUAL TO OR LESS THAN EITHER THE APPRAISED VALUE OR THE TAX ASSESSED VALUE AND REQUIRING ANNUAL REPORTS OF TAX DEED PURCHASES TO THE BOARD OF COUNTY COMMISSIONERS (Department of Environmental Resources Management)

Adopted
Resolution R-1300-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto

11/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8E **FINANCE DEPARTMENT**

8E1A

073203 **Resolution**

RESOLUTION AMENDING EXHIBIT B TO RESOLUTION NO. R-342-07 TO ADD CAPITAL PROJECTS TO BE FUNDED IN THE AMOUNT OF \$27.3 MILLION FROM COUNTY'S CAPITAL ASSET ACQUISITION SPECIAL OBLIGATION BONDS, SERIES 2007A (Finance Department)

Adopted
Resolution R-1301-07
Mover: Barbara J. Jordan
Seconder: Bruno A. Barreiro
Vote: 12- 0
Absent: Heyman

Report: *Commissioner Gimenez questioned whether all the libraries in Exhibit A of this proposed resolution were under construction.*

Mr. Leland Salomon, Asset Management and Development Specialist, General Services Administration, noted the Kendale Lakes, Naranja, and Pinecrest libraries were under construction, the Arcola Lakes library was in permitting, and the Carfour/Villa Aurora library was not yet under construction.

Commissioner Gimenez expressed concern regarding the County negotiating a reduction to the asking price for the Lightspeed building, which resulted in the County paying approximately the appraised value of the building, notwithstanding the County would expend \$2 million to replace the roof.

Responding to Commissioner Gimenez's concern, County Manager Burgess explained the appraised value was for the building. He noted the purchase price included the building, and \$35 million of equipment inside the building. He further noted individuals had asked the County to sell them the building for over \$30 million.

In response to Commissioner Gimenez's question concerning the County's obligation to the \$59.3 million for the Other Eligible Projects on handwritten page two, Assistant County Attorney Gerald Heffernan advised the County was not obligated to finance those projects, and the County Commission could change the list of eligible projects.

Commissioner Jordan questioned the status of the Martin Luther King office building acquisition.

Ms. Jennifer Glazer-Moon, Budget Director, Office of Strategic Business Management, explained the County Administration had decided not to proceed with that transaction, and it would work with the building operators to reduce operating costs for the County to achieve the projected savings of that acquisition another way.

Hearing no other questions or comments the Commission proceeded to vote.

11/13/2007 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

8F **GENERAL SERVICES ADMINISTRATION**

8F1A

073025 Resolution Joe A. Martinez

RESOLUTION DESIGNATING REAL PROPERTY AND IMPROVEMENTS LOCATED AT 2400 SOUTH DIXIE HIGHWAY AS A MULTI-USE COUNTY GOVERNMENT FACILITY; AUTHORIZING ALLOCATION IN AN AMOUNT EQUAL TO \$5,800,000 FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NO. 232 – “FUTURE MULTI-USE FACILITIES”; AUTHORIZING THE EXECUTION OF A CONTRACT FOR SALE AND PURCHASE, IN THE AMOUNT OF \$5,182,100 BETWEEN 300 GROVE PROFESSIONALS, INC., AS SELLER, AND MIAMI-DADE COUNTY, AS BUYER, OF REAL PROPERTY TOGETHER WITH ITS IMPROVEMENTS LOCATED AT 2400 SOUTH DIXIE HIGHWAY FOR THE PURPOSE OF EXPANDING SERVICES FOR THE DEPARTMENT OF HUMAN SERVICES; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL RIGHTS CONFERRED THEREIN (General Services Administration Department)

Adopted
Resolution R-1302-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto

11/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8F1B

073045 Resolution

RESOLUTION DECLARING COUNTY-OWNED PROPERTY SURPLUS AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO DISPOSE OF SAID PROPERTY IN ACCORDANCE WITH FLORIDA STATUTE 125.35 AND FLORIDA STATUTE 197.592; AUTHORIZING THE WAIVER OF ADMINISTRATIVE ORDER 8-4 AS IT PERTAINS TO REVIEW BY THE PLANNING ADVISORY BOARD; AND AUTHORIZING EXECUTION OF COUNTY DEEDS FOR SUCH PURPOSE (General Services Administration Department)

Adopted
Resolution R-1303-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto

11/13/2007 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

8F1C

072892 Resolution

RESOLUTION DECLARING COUNTY-OWNED PROPERTY LOCATED AT EAST 25TH STREET AND EAST 7TH AVENUE HIALEAH SURPLUS; AUTHORIZING THE PRIVATE SALE OF SAID PROPERTY TO AN ADJACENT PROPERTY OWNER PURSUANT TO FLORIDA STATUTE 125.35-3(2); 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)

Adopted
Resolution R-1304-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto

10/10/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee

11/6/2007 Deferred by the Board of County Commissioners

8F1D

073069 Resolution

RESOLUTION AUTHORIZING EXECUTION OF AN AMENDMENT TO LEASE AGREEMENT WITH MARINA HOT DOGS, CORP., FOR PREMISES LOCATED AT THE SOUTH DADE GOVERNMENT CENTER, 10710 SW 211TH STREET, MIAMI, UTILIZED AS A SNACK BAR; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

*Adopted
Resolution R-1305-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

11/13/2007 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

8F1E

073071 Resolution

RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT FOR SALE AND PURCHASE, IN THE AMOUNT OF \$39,300, BETWEEN VINCENT E. LASCARA, SR., MARY ALICE BOOTH, EXECUTOR, ESTATE OF A. J. LASCARA, ELLYN S. BECKER, EXECUTOR, ESTATE OF RUTH BECKER LEVINSON, AND HOWARD F. SIDMAN, EXECUTOR, ESTATE OF ARLENE R. SIDMAN, AS SELLER, AND MIAMI-DADE COUNTY, AS BUYER OF APPROXIMATELY 1.363-ACRES LOCATED IN THE VICINITY OF N.W. 127TH AVENUE AND N.W. 74TH STREET, IN THE MIAMI-DADE COUNTY NORTHWEST WELLFIELD BUFFER AREA PROJECT, FOR THE PURPOSE OF PROTECTING THE PUBLIC WATER SUPPLY; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL RIGHTS CONFERRED THEREIN (General Services Administration Department)

*Adopted
Resolution R-1306-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

11/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8F1F

073098 Resolution

RESOLUTION AUTHORIZING EXECUTION OF AN AMENDMENT TO LEASE AGREEMENT AT 1100 N.E. 163 STREET, SUITE 303, NORTH MIAMI BEACH, WITH R-GEM CORP., FOR PREMISES TO BE UTILIZED AS A COMMISSION DISTRICT OFFICE FOR COMMISSIONER SALLY A. HEYMAN; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

*Adopted
Resolution R-1307-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

11/13/2007 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

8F1G

073125 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A LEASE AGREEMENT AND ASSIGNMENT OF LEASE AGREEMENT AT 2200 NW 82 AVENUE, DORAL, WITH ADLER OFFICE ASSOCIATES, LTD., A FLORIDA LIMITED PARTNERSHIP, BY ADLER OFFICE ASSOCIATES, LTD., A FLORIDA CORPORATION BY ITS GENERAL PARTNER FOR PREMISES TO BE UTILIZED BY THE FLORIDA DEPARTMENT OF HEALTH, MIAMI-DADE COUNTY HEALTH DEPARTMENT TO STORE AND DISSEMINATE EMERGENCY SUPPLIES; AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

Adopted
Resolution R-1308-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto

11/13/2007 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

8F1H

073294 Resolution

RESOLUTION DECLARING COUNTY-OWNED PROPERTIES SURPLUS AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO CONVEY SAID PROPERTIES IN ACCORDANCE WITH ADMINISTRATIVE ORDER 3-44; AND AUTHORIZING EXECUTION OF COUNTY DEEDS FOR SUCH PURPOSE (General Services Administration Department)

Deferred to December 18, 2007
Mover: Joe A. Martinez
Seconder: Natacha Seijas
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto

11/13/2007 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

8F1I

073319 Resolution

RESOLUTION AUTHORIZING APPROVAL OF IMPLEMENTING ORDER 8-8: ESTABLISHING GUIDELINES TO FURTHER OUR SUSTAINABLE BUILDINGS PROGRAM INITIATIVE; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

Amended

Report: See Report Under Agenda Item 8F1I AMENDED, Legislative File No. 080263.

11/13/2007 Forwarded to BCC without a recommendation from the Governmental Operations and Environment Committee

8F11

080263 Resolution

RESOLUTION AUTHORIZING APPROVAL OF IMPLEMENTING ORDER 8-8: ESTABLISHING GUIDELINES TO FURTHER OUR SUSTAINABLE BUILDINGS PROGRAM INITIATIVE; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN [SEE ORIGINAL ITEM UNDER FILE NO. 073319] (General Services Administration Department)

Adopted
Resolution R-1309-07
Mover: Katy Sorenson
Seconder: Rebeca Sosa
Vote: 12- 0
Absent: Heyman

Report: *Commissioner Martinez expressed concern regarding the discretionary authority this proposed resolution would delegate to the Sustainability Manager. He questioned how the Sustainability Manager would be chosen and by whom.*

Discussion ensued between Commissioners Sorenson and Martinez regarding how to resolve Commissioner Martinez's concern through an amendment to this proposed resolution.

County Manager Burgess pointed out the County Mayor would appoint the Sustainability Manager.

It was moved by Commissioner Sorenson that this proposed resolution be adopted as amended to delete the following language from Order Overview #3, on handwritten page two: "Making final determinations on requests for exemption or substitution of rating standards." This motion was seconded by Commissioner Sosa.

Commissioner Moss pointed out he had requested the Mayor empower the Sustainability Manager's Office with authority on a level similar to the County Manager's Office, the Community Image Advisory Board, and the Agricultural Manager to enable the Sustainability Manager to speak on behalf of the Mayor.

In response to Commissioner Edmonson's question regarding who would make the final determination of exemption or substitution requests if this proposal was adopted as amended, Chairman Barreiro noted the authority would rise to the County Mayor with a void in the language on the final determination.

Hearing no other questions or comments, the Commission proceeded to vote on this proposed resolution, as amended, to delete the following language from Order Overview #3, on handwritten page two: "Making final determinations on requests for exemption or substitution of rating standards."

8F1J

073381 Resolution

RESOLUTION DECLARING COUNTY-OWNED PROPERTY LOCATED WEST OF 1175 NW SOUTH RIVER DRIVE (PARCEL NO 111), SURPLUS; AUTHORIZING THE WAIVER OF ADMINISTRATIVE ORDER 8-4 AS IT RELATES TO REVIEW BY THE PLANNING ADVISORY BOARD; AUTHORIZING THE PRIVATE SALE OF THE SAME, IN THE AMOUNT OF \$208,450.00, TO THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FOR ROAD IMPROVEMENTS; AUTHORIZING THE 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 [SEE ORIGINAL ITEM UNDER FILE NO. 073070] (General Services Administration Department)

*Adopted
Resolution R-1310-07
Mover: Joe A. Martinez
Seconder: Dorrin D. Rolle
Vote: 12- 0
Absent: Heyman*

Report: *Chairman Barreiro questioned why the appraised value for the County-owned land in this proposed resolution was \$208,000 and the appraised value for the land adjacent to it was several million dollars.*

Ms. Wendi Norris, Director, General Services Administration, noted the County used the same square foot value to appraise both pieces of land and the land in this proposed resolution was much smaller.

Hearing no other questions or comments, the Commission proceeded to vote.

11/13/2007 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Budget and Finance Committee*

8F1K

073396 Resolution

RESOLUTION AUTHORIZING EXECUTION AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH HELLMUTH, OBATA & KASSABAUM, INC., TO PROVIDE ARCHITECTURAL AND ENGINEERING SERVICES FOR THE NEW CHILDREN'S COURTHOUSE; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

*Adopted
Resolution R-1311-07
Mover: Rebeca Sosa
Seconder: Dorrin D. Rolle
Vote: 12- 0
Absent: Heyman*

Report: *Commissioner Gimenez requested an explanation of the \$164 million financing proceeds listed on handwritten page one.*

County Manger Burgess noted the overall funding gap for the Juvenile Courthouse project increased to \$65 million when the three floors for the State Attorney, Public Defender, and Guardian Ad Litem were added, and the debt for this funding gap would be issued in 2009.

Following discussion related to the 273 day amendment to the original contract duration on handwritten page two, the Commission proceeded to vote.

**8G
Thru
8J**

[No items were submitted for these sections.]

8K OFFICE OF COMMUNITY & ECONOMIC DEVELOPMENT

8K1A

073470 Resolution

RESOLUTION AUTHORIZING A REDUCTION IN THE NUMBER OF UNITS FOR THE VILLA PATRICIA PHASE I DEVELOPMENT FROM 160 TO 125 UNITS AND AUTHORIZE THE COUNTY MAYOR OR HIS DESIGNEE TO MAKE ANY NECESSARY CHANGES TO EXISTING AGREEMENTS FOLLOWING APPROVAL BY THE COUNTY ATTORNEY'S OFFICE (Office of Community and Economic Development)

*Adopted
Resolution R-1312-07
Mover: Audrey M. Edmonson
Seconder: Dorrin D. Rolle
Vote: 11- 0
Absent: Heyman, Barreiro*

Report: Pursuant to Commissioner Seijas' request for an explanation of this proposed resolution, Mr. Jose Cintron, Director, Office of Community and Economic Development, noted the developer changed its plan in 2007 to enable it to build more units (339 versus 285) by adding Villa Patricia Phase III, however, this change would involve reducing the number of units in Villa Patricia Phase I from 160 to 125. He pointed out Resolution No. R-32-07 awarded Villa Patricia Phase I \$3.38 million to enable the developer to secure all the funding for that phase. Mr. Cintron clarified the developer had originally requested \$5.2 million for Villa Patricia Phase I, and reduced that request to \$3.38 million when the number of units were reduced to 125. However, Resolution No. R-32-07 failed to reflect the reduced number of units in Villa Patricia Phase I, Mr. Cintron noted.

Responding to Commissioner Seijas' inquiries regarding the construction timeframe for Villa Patricia Phases I, II, and III, Mr. Cintron noted all three phases would be done in 12 to 15 months.

Following further discussion between Commissioner Seijas and Mr. Cintron related to assurance that the developer would complete Villa Patricia Phases I, II, and III within 15 months, the Commission proceeded to vote.

8L [No items were submitted for this section.]

8M PARK AND RECREATION DEPARTMENT

8M1A

072795 Resolution

RESOLUTION AUTHORIZING THE EXECUTION OF A SUBGRANT AGREEMENT IN AN AMOUNT NOT TO EXCEED \$640,867 WITH THE TOWN OF CUTLER BAY TO TRANSFER A GRANT FROM THE SAFE NEIGHBORHOOD PARKS BOND PROGRAM FOR IMPROVEMENTS AT CUTLER RIDGE PARK AND CUTLER RIDGE POOL (Park & Recreation Department)

*Adopted
Resolution R-1313-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

10/5/2007 Carried over Due to Lack of a Quorum by the Recreation & Cultural Affairs Committee

11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation & Cultural Affairs Committee

8M1B

073143 Resolution

RESOLUTION AUTHORIZING THE EXECUTION OF AN EASEMENT TO FLORIDA POWER AND LIGHT COMPANY FOR THE INSTALLATION AND MAINTENANCE OF ELECTRIC POWER FACILITIES IN BLACK POINT MARINA (Park & Recreation Department)

*Adopted
Resolution R-1314-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation & Cultural Affairs Committee

8M1C

073157 Resolution

RESOLUTION AUTHORIZING WAIVER OF FORMAL COMPETITIVE BID PROCEDURES PURSUANT TO SECTION 5.03(D) OF THE HOME RULE CHARTER AND SECTION 2-8.1(B) OF THE CODE OF MIAMI-DADE COUNTY BY TWO-THIRDS VOTE OF THE BOARD MEMBERS PRESENT; AUTHORIZING NEGOTIATION OF AN AGREEMENT WITH JOHNSON AND WALES UNIVERSITY TO UTILIZE THE COUNTRY CLUB OF MIAMI AS A TRAINING, INTERNSHIP AND TEACHING FACILITY FOR A PERIOD OF NOT LESS THAN FIVE (5) YEARS (Park & Recreation Department)

*Adopted
Resolution R-1315-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation & Cultural Affairs Committee

8N [No items were submitted for this section.]

80 PROCUREMENT MANAGEMENT DEPARTMENT

801A

073332

Resolution

Joe A. Martinez

RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH BLUE CROSS AND BLUE SHIELD OF FLORIDA, INC. FOR THE PURPOSE OF CO-DESIGNING WITH MIAMI-DADE COUNTY A LIMITED BENEFIT INSURANCE PRODUCT, AUTHORIZING THE COUNTY MAYOR OR DESIGNEE TO EXECUTE AN AGREEMENT FOR AND ON BEHALF OF MIAMI-DADE COUNTY AND TO EXERCISE ANY CANCELLATION AND RENEWAL PROVISIONS, AND TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN; PROVIDING FOR APPROVAL OF THE PRODUCT BY THE BOARD OF COUNTY COMMISSIONERS; WAIVING COMPETITIVE BIDDING BY OPERATION OF SECTION 5.03(D) OF THE CHARTER TO ALLOW THE MAYOR OR DESIGNEE TO NEGOTIATE A CONTRACT TO PILOT THE IMPLEMENTATION OF ANY APPROVED PRODUCT WITH BLUE CROSS AND BLUE SHIELD OF FLORIDA, INC., CONTRACT NO. 8347 (Procurement Management Department)

Adopted

Resolution R-1316-07

Mover: Joe A. Martinez

Seconder: Katy Sorenson

Vote: 10- 0

Absent: Heyman, Barreiro, Sosa

Report: *Commissioner Moss emphasized the County should proceed carefully with the limited benefit insurance product in this proposed resolution to ensure the County would not be liable for the subsidy necessary for this type of low cost insurance product.*

Commissioner Seijas questioned whether County employees would be allowed to enroll in this proposed limited benefit insurance product.

Ms. Janet Perkins, Director, Office of Countywide Healthcare Planning (OCHP), explained this proposed insurance product was designed for the estimated 600,000 uninsured people in the County.

Responding to Commissioner Seijas' comment that some County employees could not afford health insurance, Ms. Perkins note OCHP would carefully monitor enrollment to ensure people who had access to health insurance or had health insurance coverage did not refuse that health insurance in favor of this proposed program.

Discussion ensued between Commissioner Seijas and Ms. Miriam Singer, Director, Procurement Management Department, regarding the competitive process between Blue Cross and Blue Shield of Florida and United Healthcare.

Responding to Commissioner Seijas' inquiry concerning this proposed resolution putting the General Fund at risk to provide a subsidy, Ms. Perkins noted the General Fund would not be at risk.

Responding further to Commissioner Seijas' question regarding the impact of this proposed resolution on State Medicaid and other grant funding sources, Ms. Perkins emphasized this proposed insurance program would not enroll people qualified for Medicaid and Medicare.

Following further discussion concerning the impact of this proposal on Medicaid and how this proposal would be subsidized, Ms. Perkins noted the State's Low Income Pool was created to fund efforts like this proposal, and that subsidy did not take away from resources intended for Medicaid providers. She explained national and local grant funds were also available.

Discussion ensued between Commissioner Seijas and Ms. Perkins related to the impact on people with long-term, catastrophic illnesses if this program was discontinued after the three year pilot program.

Commissioner Seijas emphasized the issues she raised needed to be addressed in the design that would be presented in six months.

It was moved by Commissioner Martinez that this proposed resolution be adopted. This motion was seconded by Commissioner Sorenson.

Responding to Commissioner Sorenson's inquiry related to ownership of the proposed insurance product, Ms. Perkins clarified Blue Cross and Blue Shield would hold all of the risk and the County was protected from any responsibility.

Commissioner Martinez explained Blue Cross and Blue Shield could implement this proposed health product without approval from the County; however, the County could inform social services, the Health Department, Mom and Pop programs, and Community Small Business Enterprises of this

FINAL OFFICIAL

program to help address the uninsured population in the County. He emphasized that this proposal was never a concept that would use tax payer dollars.

Following comments by Commissioner Jordan noting her concerns were addressed during discussion on the item, the Commission proceeded to vote.

11/13/2007 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

801B

073388 Resolution

RESOLUTION AUTHORIZING AWARD OF COMPETITIVE CONTRACTS, WITH AUTHORITY TO EXERCISE OPTIONS-TO-RENEW ESTABLISHED THEREUNDER, CONTRACT MODIFICATIONS AND AWARD OF COMPETITIVELY BID CONTRACTS OF OTHER GOVERNMENTAL ENTITIES FOR THE PURCHASE OF GOODS AND SERVICES (SEE ORIGINAL ITEM UNDER FILE NUMBER 073218) (Procurement Management Department)

Amended

Report: Ms. Miriam Singer, Director, Procurement Management Department, noted this proposed resolution should be amended, on handwritten page 36, to change the contract amount to \$1,667,524.

Commissioner Gimenez questioned why the contract amount for Item 4.1: Tires and Related Services, notwithstanding Ms. Singer's proposed amendment, was 66 percent above the previous allocation when the County was reducing the vehicle fleet.

Ms. Singer pointed out the fleet reduction was for the light fleet and Item 4.1 included tires for the complete vehicle fleet.

Mr. Martin Dareff, Fleet Management, General Services Administration, explained the County was seeking to access the Florida Sheriffs' Association contract in the event the State Tire Contract failed to provide the number and size of tires the County needed. He pointed out the price of tires had increased with the price of crude oil. He clarified the County would access both contracts on a tire by tire basis based on the contract with the lower price.

Responding to Commissioner Gimenez's question regarding the hourly rate the County paid for the computer software training in Item 4.2., Mr. Angel Petisco, Assistant Director, Enterprise Technology Services Department, noted the County paid per computer course, not per hour.

In response to Commissioner Gimenez's question concerning the increase of contract no. 973-890-05-1 (Item 4.2) from \$50,000 to \$1.440 million, Ms. Singer noted the cost of the contract increased as the County increased its utilization of the contract.

Following Ms. Singer apprising the Commission the original contract began in February 2006, Commissioner Gimenez expressed concern regarding the large increase of the contract.

Discussion ensued between Commissioner Gimenez, Ms. Singer, and Mr. Petisco related to the cost of the computer training classes and the number of employees the County enrolled in a training class per year.

Commissioner Gimenez asked that Item 4.2: Computer Software Training be deferred to December 18, 2007.

County Attorney Cuevas advised Commissioner Gimenez's request would be to delete Item 4.2 from this proposed resolution.

It was moved by Commissioner Gimenez that this proposed resolution be adopted, as amended, to change the contract amount on handwritten page 36, to \$1,667,524, and to delete Item 4.2, in its entirety. This motion was seconded by Commissioner Moss.

Following Ms. Singer's response to his question requesting an explanation of the increased amount for the computer software training contract, Commissioner Moss clarified the County was accessing an existing contract that went through a competitive process; the initial amount of necessary services was \$12,600; and the computer software training was increasing and the requested modification was needed to train the number of people the County anticipated training.

It was moved by Commissioner Gimenez that the foregoing proposed

resolution be adopted as amended to change the contract amount on handwritten page 36, to \$1,667,524, and to delete Item 4.2, in its entirety. This motion was seconded by Commissioner Moss, and upon being put to a vote, passed 11-0 (Commissioners Sosa and Heyman were absent).

The amended version of this Resolution was assigned Resolution No. R-1317-07.

11/13/2007 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Budget and Finance Committee

801C

073391 Resolution

RESOLUTION WAIVING FORMAL BID PROCEDURES FOR THE PURCHASE OF GOODS AND SERVICES AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO AWARD SAME, WITH AUTHORITY TO EXERCISE OPTIONS-TO-RENEW ESTABLISHED THEREUNDER [SEE ORIGINAL ITEM UNDER FILE NO. 073220] (Procurement Management Department)

*Adopted
Resolution R-1318-07
Mover: Barbara J. Jordan
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Heyman, Sosa*

Report: Commissioner Jordan expressed concern that the contracts in this proposed resolution appeared to be a breach of contract due to staff not completing these contracts on time.

Hearing no other questions or comments, the Commission proceeded to vote.

11/13/2007 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Budget and Finance Committee

8P PUBLIC WORKS DEPARTMENT

8P1A

073115 Resolution

RESOLUTION DECLARING THE ACQUISITION OF LAND FOR RIGHT-OF-WAY NEEDED FOR IMPROVEMENTS ALONG SW 328 STREET, FROM US1 TO SW 162 AVENUE TO BE A PUBLIC NECESSITY, AND AUTHORIZING THE MAYOR AND THE COUNTY ATTORNEY TO EMPLOY APPRAISERS AND EXPERT WITNESSES, OBTAIN REQUIRED ENVIRONMENTAL AUDITS AND TAKE ANY AND ALL APPROPRIATE ACTION TO ACQUIRE THE SUBJECT PROPERTIES IN FEE SIMPLE, BY DONATION, DEDICATION BY MAINTENANCE PER F.S. 95.361, PURCHASE AT VALUES ESTABLISHED BY APPRAISALS, OR BY EMINENT DOMAIN PROCEEDINGS, INCLUDING A DECLARATION OF TAKING AS NECESSARY, FOR AND ON BEHALF OF MIAMI-DADE COUNTY (Public Works Department)

*Deferred to December 18, 2007
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

11/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8P1B

073255 Resolution

RESOLUTION AUTHORIZING EXECUTION OF THE FIRST AMENDMENT TO THE JOINT PARTICIPATION AGREEMENT IN THE AMOUNT OF \$400,500 BETWEEN MIAMI-DADE COUNTY AND THE CITY OF CORAL GABLES TO PARTICIPATE IN FUNDING IMPROVEMENTS ALONG THE PONCE DE LEON BOULEVARD CORRIDOR AND THREE TRAFFIC ROUNDABOUTS; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE THE PROVISIONS THEREIN (Public Works Department)

Adopted
Resolution R-1319-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto

11/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8P1C

073257 Resolution

RESOLUTION RATIFYING THE COUNTY MAYOR'S ACTIONS IN THE CERTIFICATION OF A VALID PUBLIC EMERGENCY PURSUANT TO FLORIDA STATUTES AND IN AUTHORIZING THE SELECTION OF AN ENGINEERING CONSULTANT FOR VENETIAN CAUSEWAY BRIDGES REHABILITATION (Public Works Department)

Adopted
Resolution R-1320-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto

11/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8Q SEAPORT DEPARTMENT

8Q1A

073423 Resolution

RESOLUTION AUTHORIZING AN AMENDMENT TO THE PREVIOUSLY APPROVED SETTLEMENT AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE HASKELL COMPANY; AND TO EXERCISE ALL RIGHTS CONFERRED THEREIN (Seaport Department)

Carried over to December 6, 2007

Report: See the Thursday, December 6, 2007, Board meeting minutes, Legistar Meeting Key No. 2426.

8Q1B

073422 Resolution

RESOLUTION AUTHORIZING THE EXECUTION OF AN \$800,000 SETTLEMENT AGREEMENT AND RELEASE BETWEEN MIAMI-DADE COUNTY AND TETRA TECH EC., INC.; AND TO EXERCISE ALL RIGHTS CONFERRED THEREIN (Seaport Department)

Carried over to December 6, 2007

Report: See the Thursday, December 6, 2007, Board meeting minutes, Legistar Meeting Key No. 2426.

8R WATER AND SEWER DEPARTMENT

8R1A

073117 Resolution

RESOLUTION APPROVING A JOINT FUNDING AGREEMENT BETWEEN MIAMI-DADE COUNTY AND U.S. GEOLOGICAL SURVEY TO CONDUCT AN ASSESSMENT OF SEAWATER ENCROACHMENT AND SEAWATER ENCROACHMENT MONITORING NETWORK IMPROVEMENTS IN MIAMI-DADE COUNTY, FLORIDA IN THE AMOUNT OF \$1,825,764 (Water & Sewer Department)

*Adopted
Resolution R-1321-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

11/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8R1B

073119 Resolution

RESOLUTION APPROVING A JOINT FUNDING AGREEMENT BETWEEN MIAMI-DADE COUNTY AND U.S. GEOLOGICAL SURVEY TO CONDUCT A QUANTIFICATION OF GROUNDWATER FLOWS IN SUPPORT OF SIMULATION OF SURFACE AND GROUNDWATER FLOWS TO BISCAYNE BAY IN MIAMI-DADE COUNTY, FLORIDA IN THE AMOUNT OF \$2,702,870 (Water & Sewer Department)

*Adopted
Resolution R-1322-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

11/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8R1C

073413 Resolution

RESOLUTION APPROVING SETTLEMENT AGREEMENT BETWEEN NOVA CONSULTING, INC. AND MIAMI-DADE COUNTY IN THE AMOUNT OF \$798,230.26 RELATING TO DESIGN AND INSTALLATION OF 54-INCH SEWER FORCE MAIN AT OPA-LOCKA AIRPORT (Water & Sewer Department)

*Adopted
Resolution R-1323-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

8R1D

073414 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A SETTLEMENT AGREEMENT BETWEEN THE POOLE AND KENT COMPANY AND MIAMI-DADE COUNTY IN THE AMOUNT OF \$939,388.74 TO SETTLE CLAIMS IN CONNECTION WITH COUNTY CONTRACT NO. W-655 (Water & Sewer Department)

*Adopted
Resolution R-1324-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

8R1E

073417 Resolution

RESOLUTION APPROVING SETTLEMENT AGREEMENT BETWEEN BND ENGINEERS, INC. AND MIAMI-DADE COUNTY IN THE AMOUNT OF \$714,881.41 RELATING TO DESIGN AND INSTALLATION OF 54-INCH SEWER FORCE MAIN AT OPA-LOCKA AIRPORT (Water & Sewer Department)

*Adopted
Resolution R-1325-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

8R1F

073398 Resolution

RESOLUTION APPROVING AN AWARD OF A NON-EXCLUSIVE PROFESSIONAL SERVICE AGREEMENT NUMBER E07-WASD-02(A) IN AN AMOUNT NOT TO EXCEED \$55,750,000 TO CAMP, DRESSER & MCKEE, INC. TO PROVIDE DESIGN AND CONSTRUCTION MANAGEMENT SERVICES FOR THE WATER RECLAMATION FACILITY AT THE SOUTH DISTRICT WASTEWATER TREATMENT PLANT AND AUTHORIZING COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE SAME AND TO EXERCISE PROVISIONS CONTAINED THEREIN (Water & Sewer Department)

*Adopted
Resolution R-1326-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

8R1G

073400 Resolution

RESOLUTION APPROVING AWARD OF A NON-EXCLUSIVE PROFESSIONAL SERVICE AGREEMENT CONTRACT NUMBER E07-WASD-05 (A) IN AN AMOUNT NOT TO EXCEED \$6,050,000 TO EARTH TECH CONSULTING, INC. TO PROVIDE CONSTRUCTION ENGINEERING AND INSPECTION SERVICES FOR THE SOUTH DISTRICT WASTEWATER TREATMENT PLANT HIGH LEVEL DISINFECTION FACILITY AND AUTHORIZING COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE SAME AND TO EXERCISE PROVISIONS CONTAINED THEREIN (Water & Sewer Department)

*Adopted
Resolution R-1327-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

8R1H

073399 Resolution

RESOLUTION APPROVING AWARD OF A NON-EXCLUSIVE PROFESSIONAL SERVICE AGREEMENT CONTRACT NUMBER E07-WASD-03 (A) IN AN AMOUNT NOT TO EXCEED \$2,530,000 TO MWH AMERICAS, INC. TO PROVIDE PLANNING, DESIGN, PERMITTING AND CONSTRUCTION MANAGEMENT SERVICES FOR THE WATER RECLAMATION FACILITY AT THE CENTRAL DISTRICT WASTEWATER TREATMENT PLANT AND AUTHORIZING COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE SAME AND TO EXERCISE PROVISIONS CONTAINED THEREIN (Water & Sewer Department)

*Adopted
Resolution R-1328-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

8R3A

073426 Bid Awards

CONTRACT AWARD RECOMMENDATION FOR SOUTH DISTRICT WASTEWATER TREATMENT PLANT, HLD UPGRADE TO 285 MGD, TEMPORARY OFFICE FACILITIES - PROJECT NO: N/A; CONTRACT NO: S-825(A) (Water & Sewer Department)

Approved
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson, Souto

8R3A SUPPLEMENT

073429 Supplement

SUPPLEMENTAL REPORT: MIAMI-DADE WATER AND SEWER DEPARTMENT CONSTRUCTION CONTRACT AWARD NO. 825(A): SOUTH DISTRICT WASTEWATER TREATMENT PLANT HIGH LEVEL DISINFECTION UPGRADE TO 285 MILLION GALLONS PER DAY; TEMPORARY OFFICE FACILITIES

Presented

9 ADDITIONAL DEPARTMENTAL ITEMS

9A14A

072899 Resolution

RESOLUTION AUTHORIZING THE COUNTY MAYOR TO EXECUTE A LEASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE CITY OF MIAMI PROVIDING FOR THE LEASE OF EIGHT CITY OF MIAMI PARCELS TO BE USED AS MIAMI-DADE PUBLIC LIBRARY SYSTEM FACILITIES; AUTHORIZING THE COUNTY MAYOR TO EXECUTE ALL CONTRACTS, AGREEMENTS AND AMENDMENTS; AND AUTHORIZING THE COUNTY MAYOR TO EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN (Library Department)

Adopted
Resolution R-1329-07
Mover: Barbara J. Jordan
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson, Souto

10/5/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation & Cultural Affairs Committee

11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation & Cultural Affairs Committee

9A21A

073468 Bid Awards

CONTRACT AWARD RECOMMENDATION BETWEEN MALCOLM PIRNIE, INC. AND MIAMI-DADE COUNTY PROFESSIONAL BOND ENGINEERING SERVICES IN THE AMOUNT OF \$6,100,000.00-PROJECT NO. E05-SWM-01; CONTRACT NO. E05-SWM-01[SEE ORIGINAL ITEM UNDER FILE NO. 073323] (Solid Waste Management Department)

Approved
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson, Souto

11/13/2007 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Governmental Operations and Environment Committee

10 AUTHORITIES, BOARDS, COUNCILS AND TRUSTS

10B1A

073144 Resolution

RESOLUTION AUTHORIZING THE APPROVAL OF THIRTY-FIVE (35) GRANTS FROM THE DEPARTMENT OF CULTURAL AFFAIRS FY 2007-2008 COMMUNITY GRANTS PROGRAM – FIRST QUARTER WITH 4TH DOOR, INC., THE; ALHAMBRA HEIGHTS RESIDENTIAL FORCE, INC.; CARIBISLES SPORTS CLUB, INC.; CENTRO CULTURAL BRASIL-USA DA FLORIDA, INC.; CITIZENS FOR A BETTER SOUTH FLORIDA, INC.; COMMUNITY HEALTH OF SOUTH FLORIDA, INC.; ENTERTAINMENT INDUSTRY INCUBATOR, INC. A/F/A COCONUT GROVE FILM EXPOSITION; FLORIDA INTERNATIONAL UNIVERSITY BOARD OF TRUSTEES, THE, FOR THE BENEFIT OF AFRICAN NEW WORLD STUDIES; FRIENDS OF THE MIAMI-DADE PUBLIC LIBRARY, INC.; GERMAN SCHOOL OF SOUTH FLORIDA, INC., THE; GREATER SOUTH DADE/SOUTH MIAMI/KENDALL; CHAMBER OF COMMERCE, INC., D/B/A CHAMBER SOUTH; HAITIAN HERITAGE MUSEUM A/F/A MONUMENTAL WORLD; HISPANIC-AMERICAN LYRIC THEATRE, INC. A/F/A FOR HISPANIC CHAMBER OF COMMERCE; HISPANIC-AMERICAN LYRIC THEATRE, INC. A/F/A FOR HISTORIC FLORIDA, INC.; HISPANIC-AMERICAN LYRIC THEATRE, INC. A/F/A FOR MIAMI ART WORKSHOP; HOLOCAUST MEMORIAL COMMITTEE, INC.; INTER-NATIONAL FOUNDATION FOR THE LIVING ARTS, INC.; LITTLE HAVANA GRAND ORCHESTRA INC., THE; M. ATHALIE RANGE CULTURAL ART FOUNDATION, INC.; MERRICK FESTIVAL, INC.; MIAMI BEACH COMMUNITY DEVELOPMENT CORPORATION, INC.; MIAMI BEACH JEWISH COMMUNITY CENTER; MIAMI CHAPTER OF THE AMERICAN INSTITUTE OF ARCHITECTS, INC.; MIAMI SHORT FILM FESTIVAL; MUSEUM OF CONTEMPORARY ART A/F/A BAS.FISHER INVITATIONAL; NATIONAL PARK FOUNDATION/SOUTH FLORIDA NATIONAL PARKS TRUST; READ2SUCCEED, INC.; RED CHEMISTRY, INC. A/F/A ANIMATE OBJECTS; RICHMOND HEIGHTS HOMEOWNERS ASSOCIATION, INC.; SHIMMY CLUB INC., THE; ST. CATHERINE OF SIENA CATHOLIC CHURCH; SUNFLOWER SOCIETY, INC.; TROY FOUNDATION, INC. A/F/A FRIENDS OF LUMMUS; VOICES FOR CHILDREN FOUNDATION, INC.; VOICES UNITED; AND AUTHORIZING THE COUNTY MAYOR OR DESIGNEE TO EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN (Cultural Affairs Council)

Adopted**Resolution R-1331-07****Mover: Natacha Seijas****Seconder: Joe A. Martinez****Vote: 12- 0****Absent: Heyman**

11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation & Cultural Affairs Committee

10B1B

073148 Resolution

RESOLUTION AUTHORIZING APPROVAL OF THIRTY-THREE GRANTS FROM THE DEPARTMENT OF CULTURAL AFFAIRS' 2007-2008 DEVELOPING ARTS IN NEIGHBORHOODS GRANTS PROGRAM TO ACADEMIA DE LAS LUMINARES DE LAS BELLAS ARTES, INC.; ALHAMBRA MUSIC, INC. D/B/A ALHAMBRA ORCHESTRA; ARTS AT ST. JOHNS, INC.; BALLET CONCERTO COMPANY OF MIAMI, INC.; BRAZZ DANCE THEATER, INC.; CACEC, INC. (CENTER FOR ARTISTIC AND CULTURAL EVENTS IN THE COMMUNITY, INC.); CIRCULO LIRICO DE LA OPERA, INC.; CIVIC CHORALE OF GREATER MIAMI, INC.; CLARITA FILGUEIRAS - FLAMENCO PURO, INC.; COMMUNITY ARTS AND CULTURE, INC.; COMMUNITY CONCERT ASSOCIATION F/A FOR THE EDGE THEATER; COMMUNITY PERFORMING ARTS ASSOCIATION, INC.; COMMUNITY THEATRE OF MIAMI LAKES, INC.; COVE/RINCÓN, CORPORATION, THE; CRYSTAL PARROT PLAYERS, INC.; DANCE NOW! ENSEMBLE, INC.; DECO ECHO ARTISTS' DELEGATION D/B/A CENTER FOR FOLK AND COMMUNITY ART (CFCA); FREDDICK BRATCHER AND COMPANY, INC.; FUNDARTE, INC.; GABLESTAGE, INC. F/A FOR GROUND UP AND RISING, INC.; HAITIAN HERITAGE MUSEUM; HISPANIC-AMERICAN LYRIC THEATRE, INC. F/A FOR ART AND DECORATION, INC.; HOMESTEAD COMMUNITY CONCERT ASSOCIATION, INC.; MIAMI CLASSICAL GUITAR SOCIETY INC.; MIAMI HISPANIC BALLET CORPORATION F/A FOR CUBAN CLASSICAL BALLET OF MIAMI; MIAMI LYRIC OPERA COMPANY; MIAMI WATERCOLOR SOCIETY, INC.; MZ. GOOSE, INC.; NORTH MIAMI COMMUNITY CONCERT BAND; SOUTH BEACH CHAMBER ENSEMBLE, INC.; SOUTH FLORIDA BLUEGRASS ASSOCIATION, INC.; TEATRO EN MIAMI CORPORATION; THE UNCONSERVATORY, INC. AND AUTHORIZING EXECUTION OF THE GRANT AGREEMENTS AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN (Cultural Affairs Council)

Adopted***Resolution R-1332-07******Mover: Jose "Pepe" Diaz******Seconder: Joe A. Martínez******Vote: 10- 0******Absent: Heyman, Sorenson, Souto***

11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation & Cultural Affairs Committee

10B1C

073197 Resolution

RESOLUTION AUTHORIZING APPROVAL OF THIRTY-THREE (33) GRANT AWARDS FROM THE FY2007-08 YOUTH ARTS ENRICHMENT GRANTS PROGRAM TO: ACTORS' PLAYHOUSE PRODUCTIONS, INC.; ARTS BALLET THEATRE OF FLORIDA, INC.; ARTSOUTH; ARTSPRING, INC.; BISCAYNE FOUNDATION, INC., THE; BRAZZ DANCE THEATER INCORPORATED; CENTER FOR EMERGING ART, INC.; CENTER FOR THE ADVANCEMENT OF JEWISH EDUCATION, INC.; CITY THEATRE, INC.; COMMUNITY CONCERT ASSOCIATION, INC.; CREATIVE CHILDREN THERAPY, INC.; DANCE NOW! ENSEMBLE, INC., THE; FLORIDA GRAND OPERA, INC.; FREDDICK BRATCHER & COMPANY, INC.; GABLESTAGE, INC.; HISTORICAL ASSOCIATION OF SOUTHERN FLORIDA; KAREN PETERSON AND DANCERS, INC.; M ENSEMBLE COMPANY, INC.; MARJORY STONEMAN DOUGLAS BISCAYNE NATURE CENTER, INC.; MAXIMUM DANCE COMPANY, INC. D/B/A BALLET GAMONET; MIAMI CHILDREN'S MUSEUM, INC., THE; MIAMI LIGHT PROJECT, INC.; MIAMI MOMENTUM DANCE COMPANY, INC.; MIAMI SYMPHONY ORCHESTRA, INC., THE; MICHAEL-ANN RUSSELL JEWISH COMMUNITY CENTER; MUSEUM OF CONTEMPORARY ART, INC.; MUSEUM OF SCIENCE, INC.; MYSTERY PARK ARTS; PAN, PERFORMING ARTS NETWORK; PERFORMING ARTS CENTER TRUST, INC., D/B/A/ CARNIVAL CENTER FOR THE PERFORMING ARTS; SHAKE-A-LEG MIAMI, INC.; TIGERTAIL PRODUCTIONS, INC.; YOUNG PATRONESSES OF THE OPERA, INC., AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE CANCELLATION PROVISIONS CONTAINED THEREIN (Cultural Affairs Council)

Adopted
Resolution R-1333-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson, Souto

11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation & Cultural Affairs Committee

10C1A

073234 Resolution

RESOLUTION AUTHORIZING DUE DILIGENCE ANALYSIS, RELATED STUDIES AND THE EMPLOYMENT OF APPRAISERS OF THREE SITES OF LAND LOCATED AT 21220 & 21230 S.W. 115 ROAD, 21143 S.W. 117 AVENUE, 21281-83 S.W. 117 AVENUE, AND 102 AND 114 N.W. 62 STREET, 5429 N.W. 6 PLACE, AND 5435 N.W. 6 PLACE, AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO NEGOTIATIONS WITH THE PROPERTY OWNERS TO ACQUIRE THE SITES FOR THE DEVELOPMENT OF PERMANENT SUPPORTIVE HOUSING FOR FORMERLY HOMELESS PERSONS AND FAMILIES AND AFFORDABLE HOUSING FOR LOW INCOME PERSONS AND FAMILIES (Miami-Dade Homeless Trust)

Amended

Report: See Report Under Agenda Item 10C1A AMENDED, Legislative File No. 080837.

11/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

10C1A AMENDED

080837 Resolution

RESOLUTION AUTHORIZING DUE DILIGENCE ANALYSIS, RELATED STUDIES AND THE EMPLOYMENT OF APPRAISERS OF TWO SITES OF LAND LOCATED AT 102 AND 114 N.W. 62ND AVENUE, AND 5429 N.W. 6 PLACE, 5435 N.W. 6 PLACE, AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO ENTER INTO NEGOTIATIONS WITH THE PROPERTY OWNERS TO ACQUIRE THE SITES FOR THE DEVELOPMENT OF PERMANENT SUPPORTIVE HOUSING FOR FORMERLY HOMELESS PERSONS AND FAMILIES AND AFFORDABLE HOUSING FOR LOW INCOME PERSONS AND FAMILIES [SEE ORIGINAL ITEM UNDER FILE NO. 073234] (Miami-Dade Homeless Trust)

*Adopted as amended
Resolution R-1334-07
Mover: Audrey M. Edmonson
Seconder: Dennis C. Moss
Vote: 11-0
Absent: Heyman, Souto*

Report: During consideration of today's (12/4) agenda, Commissioner Moss asked staff and the Miami-Dade Homeless Trust to hold a meeting in the Goulds community to discuss the intended use of the land in Site 1 of the foregoing proposed resolution.

It was moved by Commissioner Edmonson that this proposed resolution be reconsidered. This motion was seconded by Commissioner Moss, and upon being put to a vote, passed by a vote of 10-0 (Commissioners Sosa, Souto, and Heyman were absent).

It was moved by Commissioner Edmonson that the foregoing proposed resolution be adopted as amended to bifurcate Land Site 1, and to defer consideration of that site to no date certain. This motion was seconded by Commissioner Moss.

10C1B

073263 Resolution

RESOLUTION AUTHORIZING MIAMI-DADE COUNTY THROUGH THE HOMELESS TRUST TO ENTER INTO A MEMORANDA OF UNDERSTANDING (MOU) WITH THE NATIONAL COALITION FOR THE HOMELESS FOR THE SERVICES OF AN AMERICACORPS* VISTA MEMBER TO PERFORM PUBLIC EDUCATION AND AWARENESS ACTIVITIES RELATED TO HOMELESSNESS AND FOR THE COUNTY TO SERVE AS A PROJECT STATION FOR THE VISTA MEMBER (Miami-Dade HomelessTrust)

Adopted
Resolution R-1335-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto

11 COUNTY COMMISSION**11A RESOLUTIONS**

11A1

073180 Resolution Carlos A. Gimenez

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO USE MIAMI-DADE WATER AND SEWER DEPARTMENT FORCES TO DESIGN AND INSTALL APPROXIMATELY THREE MILLION DOLLARS OF WATER PIPELINES AND FIRE HYDRANTS IN THE AREA BOUNDED BY SW 72ND STREET TO THE NORTH, SW 80TH STREET TO THE SOUTH, SW 84TH COURT TO THE WEST AND SW 77TH COURT TO THE EAST; FINDING INSTALLATION OF WATER PIPELINES AND FIRE HYDRANTS BY MIAMI-DADE WATER AND SEWER DEPARTMENT FORCES TO BE NECESSARY TO THE PUBLIC'S HEALTH, SAFETY AND WELFARE; AND WAIVING RESOLUTION NO. R-120-83 [SEE AGENDA ITEM NO. 12B4]

Adopted
Resolution R-1336-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto

11/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

FINAL OFFICIAL

11A4

073472 Resolution Sally A. Heyman

RESOLUTION APPROVING THE ALLOCATION OF FY 2007-2008 DISTRICT DISCRETIONARY RESERVE FUNDS OF DISTRICT 4 *Withdrawn*

Report: See Agenda Item 11A4 Substitute; Legislative File No. 073554.

11A4 SUBSTITUTE

073554 Resolution Sally A. Heyman

RESOLUTION APPROVING THE ALLOCATION OF FY 2007-2008 DISTRICT DISCRETIONARY RESERVE FUNDS OF DISTRICT 4 [SEE ORIGINAL ITEM UNDER FILE NO. 073472] *Adopted
Resolution R-1338-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

11A5

073009 Resolution Audrey M. Edmonson

RESOLUTION DIRECTING THE COUNTY MANAGER TO PROVIDE OFFICE SPACE AT THE JOSEPH CALEB CENTER FOR THE HISTORIC HAMPTON HOUSE COMMUNITY TRUST, INC., A NON-PROFIT FLORIDA CORPORATION *Adopted
Resolution R-1339-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

11/13/2007 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

11A6

072867 Resolution Barbara J. Jordan

RESOLUTION DIRECTING THE COUNTY MANAGER TO FILE THE NECESSARY COMPREHENSIVE DEVELOPMENT MASTER PLAN (CDMP) AMENDMENTS PERTAINING TO THE LANDMARK PROPERTY IN THE OCTOBER 2007 CYCLE AND TO PRESENT A PLAN OF ACTION TO IMPLEMENT THE LANDMARK MASTER PLAN AS ACCEPTED BY THE COMMUNITY *Deferred to January 22, 2008
Mover: Joe A. Martinez
Seconder: Natacha Seijas
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

10/12/2007 Forwarded to BCC without a recommendation from the Governmental Operations and Environment Committee

11A7

073236 Resolution Audrey M. Edmonson

RESOLUTION DIRECTING COUNTY MANAGER TO IMPLEMENT PROGRAMMING TIME ON MIAMI-DADE TELEVISION ON A WEEKLY BASIS TO ADVISE THE PUBLIC OF UPCOMING CULTURAL EVENTS AND SHOWCASE RECENT CULTURAL EVENTS HOSTED BY THE PARK AND RECREATION DEPARTMENT

*Adopted
Resolution R-1340-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation & Cultural Affairs Committee

11A8

073284 Resolution Dennis C. Moss

RESOLUTION RELATING TO THE IMPROVEMENT OF ANIMAL RELIEF AREAS AT MIAMI INTERNATIONAL AIRPORT; AND REQUESTING MAYOR OR DESIGNEE TO REPORT WITHIN THIRTY DAYS ON THE FEASIBILITY OF IMPROVING SAME

*Adopted
Resolution R-1341-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

11/15/2007 Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee

11A9

073060 Resolution Sally A. Heyman

RESOLUTION DIRECTING COMMUNITY COUNCILS TO PROMOTE, IN THEIR ROLE AS MEMBERS OF THE COMMUNITY ZONING APPEALS BOARDS, THE BENEFITS OF THE DESIGN AND CONSTRUCTION OF "GREEN BUILDINGS"

*Adopted
Resolution R-1342-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

11/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

11A10

073268 Resolution Sally A. Heyman

RESOLUTION DIRECTING THE SUPERVISOR OF ELECTIONS TO ASSIST THE SECRETARY OF STATE IN SELLING OR OTHERWISE DISPOSING OF EXISTING, EXCESS TOUCH SCREEN VOTING MACHINES

*Adopted
Resolution R-1343-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

11/13/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

FINAL OFFICIAL

11A11

073066 Resolution Rebeca Sosa

RESOLUTION RETROACTIVELY DECLARING THE MONTH OF OCTOBER AS ADULT AND FAMILY LITERACY MONTH *Amended*

Report: See Report Under Agenda Item 11A11 AMENDED, Legislative File No. 080348.

11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation & Cultural Affairs Committee

11A11 AMENDED

080348 Resolution Rebeca Sosa

RESOLUTION RETROACTIVELY DECLARING THE MONTH OF JANUARY AS ADULT AND FAMILY LITERACY MONTH [SEE ORIGINAL ITEM UNDER FILE NO. 073066] *Adopted as amended Resolution R-1344-07 Mover: Rebeca Sosa Seconder: Barbara J. Jordan Vote: 10- 0 Absent: Heyman, Sorenson, Souto*

Report: It was moved by Commissioner Sosa that the foregoing proposed resolution be adopted as amended to declare the month of January as Adult and Family Literacy Month. This motion was seconded by Commissioner Jordan, and upon being put to a vote, passed 10-0 (Commissioners Heyman, Sorenson, and Souto were absent).

11A12

073092 Resolution Joe A. Martinez, Jose "Pepe" Diaz, Carlos A. Gimenez, Katy Sorenson, Rebeca Sosa, Sen. Javier D. Souto, Audrey M. Edmonson, Dennis C. Moss, Dorrin D. Rolle

RESOLUTION RETROACTIVELY AUTHORIZING THE CONTINUATION OF CERTAIN COMPENSATION TO COUNTY EMPLOYEES ON ACTIVE MILITARY SERVICE *Adopted Resolution R-1345-07 Mover: Jose "Pepe" Diaz Seconder: Joe A. Martinez Vote: 10- 0 Absent: Heyman, Sorenson, Souto*

11/13/2007 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

11A13

073059 Resolution Sen. Javier D. Souto

RESOLUTION APPROVING THE DESIGNATION OF N. KENDALL DRIVE BETWEEN S.W. 117 AVENUE TO S.W. 127 AVENUE AS "AMBASSADOR ARMANDO VALLADARES DRIVE"

Carried over to December 6, 2007

Report: See the Thursday, December 6, 2007, Board meeting minutes, Legistar Meeting Key No. 2426.

11/13/2007 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

11A14

073155 Resolution Rebeca Sosa

RESOLUTION DECLARING TWO 1994 FLXIBLE BUSES SURPLUS AND AUTHORIZING THEIR DONATION TO THE CITY OF MIAMI POLICE DEPARTMENT

*Adopted
Resolution R-1346-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

11/13/2007 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

11A15

**072981 Resolution Barbara J. Jordan,
Rebeca Sosa,
Audrey M. Edmonson,
Dennis C. Moss,
Sen. Javier D. Souto**

RESOLUTION URGING THE FLORIDA LEGISLATURE TO DESIGNATE OPA-LOCKA BOULEVARD/N.W. 135TH STREET FROM N.W. 7TH AVENUE TO N.W. 47TH AVENUE AS THE "HONORABLE ROBERT B. INGRAM, PH.D. BOULEVARD"; APPROVING SUCH DESIGNATION; AND URGING THE CITY OF OPA-LOCKA TO APPROVE SUCH DESIGNATION

Carried over to December 6, 2007

Report: During consideration of the Agenda, Commissioner Edmonson asked that she be listed as a co-sponsor.

See the Thursday, December 6, 2007, Board meeting minutes, Legistar Meeting Key No. 2426.

11/13/2007 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

FINAL OFFICIAL

11A16

073076 Resolution Rebeca Sosa

RESOLUTION URGING THE CITY OF MIAMI TO
CODESIGNATE NW 59TH AVENUE FROM WEST FLAGLER
STREET TO NW 7TH STREET AS RAMON AND POLITA
GRAU ALSINA AVENUE

*Adopted
Resolution R-1347-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

*11/13/2007 Forwarded to BCC with a favorable recommendation from the Budget and Finance
Committee*

11A17

073217 Resolution Barbara J. Jordan

RESOLUTION URGING PERFORMING ARTS CENTER
FOUNDATION OF GREATER MIAMI, INC. TO REQUEST
THAT THE CARNIVAL CORPORATION CONSIDER
INCLUSION OF WORD "MIAMI-DADE" IN NAME OF
CARNIVAL CENTER FOR PERFORMING ARTS

*Adopted
Resolution R-1348-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

Report: *Hearing no questions or comments, the Commission proceeded to
vote.*

*11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation &
Cultural Affairs Committee*

11A18

072838 Resolution Dennis C. Moss

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND
SERVICES FROM THE MIAMI-DADE PARK AND
RECREATION DEPARTMENT FOR THE APRIL 15, 2007
NATIONAL VOLUNTEER WEEK FAMILY PICNIC
SPONSORED BY NATIONAL VOLUNTEER WEEK
COMMITTEE OF DADE COUNTY, INC., A NOT-FOR-PROFIT
ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$300.00
TO BE FUNDED FROM THE DISTRICT 9 IN-KIND RESERVE
FUND

*Adopted
Resolution R-1349-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

10/5/2007 Carried over Due to Lack of a Quorum by the Recreation & Cultural Affairs Committee

*11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation &
Cultural Affairs Committee*

FINAL OFFICIAL

11A19

072854 **Resolution** **Dennis C. Moss,
Audrey M. Edmonson,
Barbara J. Jordan,
Dorrian D. Rolle**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE AUGUST 28, 2007 NAACP MARCH/RALLY EVENT SPONSORED BY THE NAACP, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$2,166.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

*Adopted
Resolution R-1350-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation & Cultural Affairs Committee

11A20

072868 **Resolution** **Bruno A. Barreiro**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE MAY 1, 2007 FLORIDA ALLIANCE PRO-LEGALIZATION AND IMMIGRATION REFORM CARAVAN AND RALLY SPONSORED BY HISPANIC COALITION CORP., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$1,306.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

*Adopted
Resolution R-1351-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

10/5/2007 Carried over Due to Lack of a Quorum by the Recreation & Cultural Affairs Committee

11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation & Cultural Affairs Committee

11A21

072869 **Resolution** **Rebeca Sosa**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE JUNE 8 AND 29, 2007, JULY 13, 2007, AND AUGUST 3, 2007 SUMMER CAMP FIELD TRIP OUTINGS TO CRANDON PARK SPONSORED BY THE CITY OF WEST MIAMI, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$495.00 TO BE FUNDED FROM THE DISTRICT 6 IN-KIND RESERVE FUND

*Adopted
Resolution R-1352-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

10/5/2007 Carried over Due to Lack of a Quorum by the Recreation & Cultural Affairs Committee

11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation & Cultural Affairs Committee

FINAL OFFICIAL

11A22

072871 Resolution Audrey M. Edmonson

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE JUNE 30, 2007 HAITIAN RARA FEST SUMMER 2007 SPONSORED BY THE HAITIAN RARA FEST, CORP., A FOR PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$1,500.00 TO BE FUNDED FROM THE DISTRICT 3 IN-KIND RESERVE FUND

*Adopted
Resolution R-1353-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation & Cultural Affairs Committee

11A23

072876 Resolution Audrey M. Edmonson

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE APRIL 8, 2007 EASTER COMMUNITY CELEBRATION SPONSORED BY MIAMI BETHANY COMMUNITY SERVICES, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$3,450.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

*Adopted
Resolution R-1354-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

10/5/2007 Carried over Due to Lack of a Quorum by the Recreation & Cultural Affairs Committee

11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation & Cultural Affairs Committee

11A24

073194 Resolution Joe A. Martinez

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE OCTOBER 12, 2007 HISPANIC HERITAGE NIGHT SPONSORED BY THE GLADEVIEW BAPTIST CHURCH OF MIAMI, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$1,581.00 TO BE FUNDED FROM THE DISTRICT 11 IN-KIND RESERVE FUND

*Adopted
Resolution R-1355-07
Mover: Jose "Pepe" Diaz
Seconder: Sen. Javier D. Souto
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation & Cultural Affairs Committee

FINAL OFFICIAL

11A25

073244 Resolution Dennis C. Moss

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE OCTOBER 26, 2007 "BLACK OUT" EVENT SPONSORED BY ST. PETERS MISSIONARY BAPTIST CHURCH OF PERRINE, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$716.00 TO BE FUNDED FROM THE DISTRICT 9 IN-KIND RESERVE FUND

Adopted
Resolution R-1356-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson, Souto

11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation & Cultural Affairs Committee

11A26

073246 Resolution Natacha Seijas

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE NOVEMBER 8-11, 2007 IMMACULATE CONCEPTION CARNIVAL SPONSORED BY THE ARCHDIOCESE OF MIAMI, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$4,666.00 TO BE FUNDED IN PART FROM THE DISTRICT 13 IN-KIND RESERVE FUND

Adopted
Resolution R-1357-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson, Souto

11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation & Cultural Affairs Committee

11A27

073248 Resolution Sally A. Heyman

RESOLUTION AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE DECEMBER 8, 2007 MIAMI DRAGON BOAT CHALLENGE SPONSORED BY THE MIAMI OVERSEAS CHINESE ASSOCIATION, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$1,050.00 TO BE FUNDED FROM THE DISTRICT 4 IN-KIND RESERVE FUND

Adopted
Resolution R-1358-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson, Souto

11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation & Cultural Affairs Committee

11A28

073270 Resolution Jose "Pepe" Diaz

RESOLUTION AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE DECEMBER 8, 2007 "LA CRITERIA" AND HOLIDAY CELEBRATION SPONSORED BY THE COMMUNITY PERFORMING ARTS ASSOCIATION, INC. A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$2,166.00 TO BE FUNDED FROM THE DISTRICT 12 IN-KIND RESERVE FUND

Adopted
Resolution R-1359-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson, Souto

11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation & Cultural Affairs Committee

FINAL OFFICIAL

11A29

073271 Resolution Jose "Pepe" Diaz

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT AND THE MIAMI-DADE FIRE RESCUE DEPARTMENT FOR THE NOVEMBER 4-11, 2007 MIAMI-DADE SENIOR GAMES SPONSORED BY THE MIAMI-DADE SPORTS COMMISSION, INC, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$8,396.00 TO BE FUNDED IN PART FROM THE COUNTYWIDE IN-KIND RESERVE FUND, AND IN PART FROM THE NON-AD VALOREM PORTION OF THE FIRE RESCUE IN-KIND RESERVE FUND

*Adopted
Resolution R-1360-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

11/13/2007 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

11A30

073372 Resolution Natacha Seijas

RESOLUTION APPROVING THE ALLOCATION OF FY 2007-2008 DISTRICT DISCRETIONARY RESERVE FUNDS OF DISTRICT 13

*Adopted
Resolution R-1361-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

11A31

073370 Resolution Jose "Pepe" Diaz

RESOLUTION DIRECTING THE COUNTY MAYOR TO PREPARE AND SUBMIT TO THE BOARD OF COUNTY COMMISSIONERS A REPORT WITH RECOMMENDATIONS CONCERNING CONTROL AND ERADICATION OF THE FIG WHITEFLY

Carried over to December 6, 2007

Report: *See the Thursday, December 6, 2007, Board meeting minutes, Legistar Meeting Key No. 2426.*

11A32

073473 Resolution Joe A. Martinez

RESOLUTION APPROVING THE ALLOCATION OF FY 2007-2008 DISTRICT DISCRETIONARY RESERVE FUNDS OF DISTRICT 11

*Adopted
Resolution R-1362-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

11A33

073437 Resolution Katy Sorenson

RESOLUTION APPROVING THE ALLOCATION OF FY 2007-2008 DISTRICT DISCRETIONARY RESERVE FUNDS OF DISTRICT 8

*Adopted
Resolution R-1363-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

11B ADDITIONAL BUDGET ALLOCATIONS

11C REPORTS

12 COUNTY MANAGER

12A1

072856 Resolution

RESOLUTION AUTHORIZING ALLOCATION OF SAFE NEIGHBORHOOD PARKS RECAPTURED FUNDING TO SPECIFIC ENTITIES FOR SPECIFIC PARK PROJECTS AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO NEGOTIATE AND EXPEDITE EXECUTION OF RELATED GRANT AGREEMENTS (County Manager)

*Adopted
Resolution R-1364-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto*

10/5/2007 Carried over Due to Lack of a Quorum by the Recreation & Cultural Affairs Committee

11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation & Cultural Affairs Committee

12A2

072857 Resolution

RESOLUTION AUTHORIZING ALLOCATION OF SAFE NEIGHBORHOOD PARKS DISCRETIONARY FUNDING AND PRE-AGREEMENT LAND ACQUISITION FUNDING TO SPECIFIC ENTITIES FOR SPECIFIC PARK PROJECTS AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO NEGOTIATE AND EXPEDITE EXECUTION OF RELATED GRANT AGREEMENTS AND TO EXERCISE PROVISIONS THEREIN (County Manager)

*Adopted
Resolution R-1365-07
Mover: Barbara J. Jordan
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Souto, Seijas*

10/5/2007 Carried over Due to Lack of a Quorum by the Recreation & Cultural Affairs Committee

11/14/2007 Forwarded to the BCC by BCC Chairperson due to lack of a quorum from the Recreation & Cultural Affairs Committee

FINAL OFFICIAL

12B1

073123 Report

QUARTERLY REPORT: AUTHORIZED NEGOTIATIONS AND SETTLEMENTS OF ENFORCEMENT ACTIONS AGAINST MIAMI-DADE COUNTY RESULTING FROM THE OPERATION OF THE COUNTY'S WATER AND SEWER SYSTEM (County Manager)

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

12B2

073154 Report

REPORT ON INFORMATION AND ISSUES REGARDING AN ORDINANCE PERTAINING TO CHAPTER 26 OF THE CODE ENTITLED "PARK & RECREATION RULES AND REGULATIONS", CRIMINAL BACKGROUND CHECKS (County Manager)

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

11/14/2007 Carried over Due to Lack of a Quorum by the Recreation & Cultural Affairs Committee

12B3

073296 Report

REPORT ON THE USE OF SUNPASS AS PAYMENT METHOD AT MIAMI INTERNATIONAL AIRPORT'S PUBLIC PARKING FACILITIES (County Manager)

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

11/15/2007 Report Received by the Airport and Tourism Committee

12B4

073216 Report

MANAGER'S MEMORANDUM REGARDING RESOLUTION AUTHORIZING THE COUNTY MAYOR OR DESIGNEE TO USE MIAMI-DADE WATER AND SEWER DEPARTMENT'S FORCES TO DESIGN AND INSTALL WATER PIPELINES AND FIRE HYDRANTS IN A CERTAIN AREA OF MIAMI-DADE COUNTY TO PROVIDE POTABLE WATER TO HOMES AFFECTED BY A CONCENTRATION OF ARSENIC [SEE AGENDA ITEM NO. 11A1] (County Manager)

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

11/13/2007 Report Received by the Governmental Operations and Environment Committee

12B5

073258 Report

REPORT ON THE INSTALLATION OF GUARDRAILS ALONG CANALS AND OTHER BODIES OF WATER ADJACENT TO THE COUNTY-MAINTAINED ROADWAYS (County Manager)

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

11/13/2007 Report Received by the Governmental Operations and Environment Committee

12B6

073186 Report

CHICAGO CLIMATE EXCHANGE PROGRESS REPORT
(County Manager)

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

11/13/2007 Report Received by the Governmental Operations and Environment Committee

12B7

072319 Report

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

Deferred to December 18, 2007
Mover: Katy Sorenson
Seconder: Jose "Pepe" Diaz
Vote: 11- 0
Absent: Heyman, Sosa

9/11/2007 Report Received by the Governmental Operations and Environment Committee

10/2/2007 Deferred by the Board of County Commissioners

10/12/2007 Report Received by the Governmental Operations and Environment Committee

12B7 SUPPLEMENT

073048 Supplement

SUPPLEMENTAL INFORMATION RE: CITY OF HOMESTEAD
ANNEXATION

Deferred to December 18, 2007
Mover: Katy Sorenson
Seconder: Jose "Pepe" Diaz
Vote: 11- 0
Absent: Heyman, Sosa

10/12/2007 Report Received by the Governmental Operations and Environment Committee

13 COUNTY ATTORNEY

13A1

073182 Resolution

RESOLUTION AUTHORIZING CERTAIN SETTLEMENT IN
COUNTY EMINENT DOMAIN PROCEEDINGS BY COUNTY
ATTORNEY IN CONNECTION WITH THE ACQUISITION OF
LAND FOR THE RIGHT-OF-WAY NEEDED FOR THE
CONSTRUCTION OF THE MIAMI INTERMODAL CENTER
(MIC) EARLINGTON HEIGHTS EXTENSION OF THE
METRORAIL (County Attorney)

Adopted
Resolution R-1267-07
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto

14 ITEMS SUBJECT TO 4-DAY RULE

15 CLERK OF THE BOARD

15B REPORTS

15B1

073442 Report

PROPOSED PUBLIC HEARING DATES FOR ORDINANCES SUBMITTED FOR FIRST READIG ON DECEMBER 4, 2007 (Clerk of the Board)

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

15B2

073443 Report

COUNTY COMMISSION MINUTES FOR APPROVAL BY THE BOARD SEPTEMBER 6, 2007 (FIRST BUDGET HEARING) (Clerk of the Board)

Approved
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson, Souto

15C COUNTY ADVISORY BOARD APPOINTMENTS

15C1

073445 Report

APPOINTMENT OF HORACE FELIU TO THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST NOMINATING COMMITTEE (Clerk of the Board)

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

15C2

080167 Report

APPOINTMENT OF COMMISSIONER NATACHA SEIJAS AS CHAIRPERSON TO THE JAY MALINA INTERNATIONAL TRADE CONSORTIUM

Approved
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson, Souto

Report: *The Board of County Commissioners accepted and the Clerk of the Board of County Commissioners received the appropriate memorandum for the foregoing appointment made by Chairman Barreiro.*

15D COUNTY ADVISORY BOARD APPOINTMENTS BY BALLOT

15D1

073448 Report

BALLOT APPOINTMENTS OF MEMBERS TO THE LAND ACQUISITION SELECTION COMMITTEE (Clerk of the Board)

Carried over to December 6, 2007

Report: *See the Thursday, December 6, 2007, Board meeting minutes, Legistar Meeting Key No. 2426.*

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

15E1

073461 Report

MAYOR'S ALLOCATIONS FROM (FY) 2007/08
DISCRETIONARY RESERVE FUNDS (Clerk of the Board)

Approved
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 10- 0
Absent: Heyman, Sorenson,
Souto

16 ITEMS SCHEDULED FOR THURSDAY

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

16A1

073382 Service Awards Bruno A. Barreiro

MIGUEL A. NOBO - AVIATION - 30 YEARS
ANIBAL RODRIGUEZ - AVIATION -35 YEARS
STEVEN M. BOBES - CONSUMER SERVICES-30 YEARS
LIDIA MONZON-AGUIRRE - FINANCE - 35 YEARS
JOAO C. DESOUZA - GSA- 30 YEARS
SHEDRICK REEVES - MDHA - 35 YEARS
BRENDA J. ALEXANDER - TRANSIT 30 YEARS
BRETT C. FORDHAM - TRANSIT - 30 YEARS
CRAIG A. ROLLE - TRANSIT - 30 YEARS
EGBERT R. JORDINE - P & R-30 YEARS
ARNETT E. LEE JR. -W&SD-30 YEARS
SARA C. LEU - W&SD- 30 YEARS

Carried over to December 6, 2007

Report: See the Thursday, December 6, 2007, Board meeting minutes,
Legistar Meeting Key No. 2426.

16A2

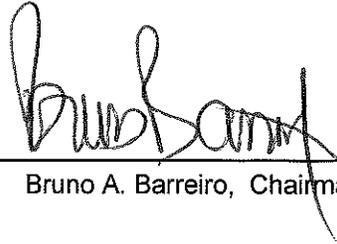
073478 Proclamation Joe A. Martinez

PRESENTATION OF PROCLAMATIONS PRESENTED FOR
THE DIAL-A-LIFE PROGRAM VOLUNTEERS TO:
1. TYLER SHAPIRO DAY
2. DEVEE ELIZABETH SANCHEZ DAY
3. MAX SANCHEZ DAY

Carried over to December 6, 2007

Report: See the Thursday, December 6, 2007, Board meeting minutes,
Legistar Meeting Key No. 2426.

FINAL OFFICIAL



Bruno A. Barreiro, Chairman

ATTEST: HARVEY RUVIN, CLERK



By: Kay Sullivan, Deputy Clerk