



**MIAMI-DADE COUNTY**  
**FINAL OFFICIAL**  
**Meeting Minutes**

**Board of County Commissioners**  
*Stephen P. Clark Government Center*  
*111 N.W. 1st Street*  
*Miami, FL 33128*

Thursday, January 10, 2008  
As Advertised

Harvey Ruvlin, Clerk  
Board of County Commissioners

Kay Sullivan, Director  
Clerk of the Board Division

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



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

**Report:** County Attorney Cuevas requested, in addition to the County Manager's Memorandum of Changes, the following changes be made to today's (1/10) agenda:

*Items 801B and 12B3 should be added to the Pull List by Commissioner Martinez;*  
*Commissioner Heyman should be listed as co-sponsor of Items 11A3 and 11A9;*  
*Items 8PIC and 11A11 should be added to the Pull List by Commissioner Sosa;*  
*Item 12B1 should be deleted from the Pull List;*  
*Commissioner Sosa released her portion of Items 8K1A and 8PIC from the Pull List;*  
*Commissioner Gimenez released his portion of Item 8I1A from the Pull List;*  
*and*  
*Commissioner Diaz released his portion of Item 8PIC from the Pull List.*

*Mr. Cuevas advised that the items to be considered in today's meeting were those listed in the printed "Final Agenda," with additions, deferrals, withdrawals, and scrivener's errors noted in the County Manager's Changes Memorandum. He stated the County Commissioner would approve all of those items by single vote, setting the agenda, except ordinances on first reading, public hearings, ordinances on second reading, and the following "Pull List" items:*

*8C1A, 8I1A, 8J1B, 8J1C, 8J1D, 8K1A, 8L1A, 8O1A, 8O1B, 8O1C, 8P1D, 8P1E, 8P3A, 8R1A, 11A10, 11A11, 11A12, 11A15, 11A19, 11A22, 11A24, 11A25, 11A26, 11A27, 12A1, 12B2, 12B3, and 12B4.*

*Commissioner Sosa asked to be listed as co-sponsor to Item 11A13.*  
*Commissioner Gimenez released Item 11A26 from the Pull List since it was recommended for deferral.*  
*Commissioner Jordan released Item 11A19.*

*There being no objections, the Board, by motion duly made, seconded, and passed by unanimous vote, accepted today's agenda with the changes listed in the County Manager's Memorandum of Changes and the additional changes requested by Commissioners, as noted by County Attorney Cuevas.*

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

4C

073594

Ordinance

Rebeca Sosa,  
Jose "Pepe" Diaz

ORDINANCE RELATING TO COUNTY BOARDS; AMENDING SECTION 2-11.38 TO PROVIDE THAT ANY PERSON WHO HAS A PENDING LAWSUIT AGAINST THE COUNTY SHALL NOT BE ELIGIBLE TO SERVE ON A COUNTY BOARD UNLESS THIS REQUIREMENT IS WAIVED BY TWO-THIRDS VOTE OF THE MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE

*Adopted on first reading  
Public Hearing: February 12, 2008  
Mover: Joe A. Martinez  
Seconder: Rebeca Sosa  
Vote: 12- 0  
Absent: Souto*

**Report:** *The foregoing proposed ordinance was adopted on first reading and set for public hearing before the Economic Governmental Operations and Environment Committee meeting on February 12, 2008 at 9:30 a.m.*

**5**

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

5A

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  
Ordinance 08-01  
Mover: Joe A. Martinez  
Seconder: Jose "Pepe" Diaz  
Vote: 12- 0  
Absent: Souto*

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

*Chairman Barreiro opened the public hearing and there being no person to appear, the public hearing was closed.*

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

**12/4/2007** *Tentatively scheduled for a public hearing by the Board of County Commissioners to the Board of County Commissioners*

**12/4/2007** *Adopted on first reading by the Board of County Commissioners*

5B1

**073432 Resolution**

RESOLUTION ADOPTING PRELIMINARY ASSESSMENT ROLL PROVIDING FOR ANNUAL ASSESSMENTS AGAINST REAL PROPERTY LOCATED WITHIN BOUNDARIES OF A SPECIAL TAXING DISTRICT KNOWN AS VICTORIA GARDENS 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-03-08*  
*Mover: Joe A. Martinez*  
*Seconder: Jose "Pepe" Diaz*  
*Vote: 12- 0*  
*Absent: Souto*

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

Chairman Barreiro opened the public hearing and there being no person to appear, the public hearing was closed.

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

5C

**073718 Resolution**

RESOLUTION RELATING TO AN APPLICATION BY KEY INTERNATIONAL, INC. FOR A CLASS 1 PERMIT TO CONDUCT NON-MAINTENANCE DREDGING OF AN EXISTING BOAT SLIP TO MINUS FOUR (-4) FEET NOAA MEAN LOW WATER AT 745 NORTH MASHTA DRIVE, KEY BISCAIYNE, MIAMI-DADE COUNTY, FLORIDA (Department of Environmental Resources Management)

*Adopted*  
*Resolution R-04-08*  
*Mover: Carlos A. Gimenez*  
*Seconder: Jose "Pepe" Diaz*  
*Vote: 12- 0*  
*Absent: Souto*

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

Vice Chairwoman Jordan opened the public hearing and there being no person to appear, the public hearing was closed.

It was moved by Commissioner Gimenez that the foregoing proposed resolution be adopted. This motion was seconded by Commissioner Diaz for discussion.

In response to Commissioner Sorenson's inquiry of whether Key International, Inc. (KII) had come into compliance, Mr. Carlos Espinosa, Director, Department of Environmental Resources Management (DERM), explained this company would correct its existing violations by after-the-fact permits. Mr. Espinosa advised that mitigation and/or double fees were applied as consequences for noncompliance; however, KII had removed the pier that was in violation.

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

5F

**073717 Resolution**

RESOLUTION AUTHORIZING THE ERECTION, CONSTRUCTION AND OPERATION OF THE COUNTRY CLUB OF MIAMI COMMUNITY CENTER, IN ACCORDANCE WITH THE DEVELOPMENT PLAN ENTITLED COUNTRY CLUB OF MIAMI COMMUNITY AND AQUATIC CENTER, LOCATED NORTH OF MIAMI GARDENS DRIVE BETWEEN NW 75TH PLACE AND NW 73RD AVENUE, IN COMPLIANCE WITH SECTION 33-303 OF THE CODE OF MIAMI-DADE COUNTY [SEE AGENDA ITEM NO. 5(L)] (General Services Administration Department)

**Adopted**  
**Resolution R-06-08**  
**Mover: Natacha Seijas**  
**Seconder: Barbara J. Jordan**  
**Vote: 12- 0**  
**Absent: Souto**

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

Chairman Barreiro opened the public hearing, and there being no person to appear, the public hearing was closed.

There being no discussion, the Board proceeded to vote on the foregoing resolution.

5G

**073708 Resolution**

RESOLUTION APPROVING THE WAIVER OF PLAT OF VOME, LLC, D-22800, LOCATED IN THE SOUTHWEST 1/4 OF SECTION 32, TOWNSHIP 55 SOUTH, RANGE 40 EAST (BOUNDED ON THE NORTH BY APPROXIMATELY SW 176 STREET, ON THE EAST BY APPROXIMATELY SW 104 AVENUE, ON THE SOUTH BY SW 177 STREET, AND ON THE WEST BY APPROXIMATELY SW 105 AVENUE) (Public Works Department)

**Adopted**  
**Resolution R-07-08**  
**Mover: Jose "Pepe" Diaz**  
**Seconder: Rebeca Sosa**  
**Vote: 12- 0**  
**Absent: Souto**

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

Chairman Barreiro opened the public hearing, and there being no person to appear, the public hearing was closed.

There being no discussion, the Board proceeded to vote on the foregoing resolution.

5J

**073710                      Resolution**

RESOLUTION APPROVING THE PLAT OF BAILES SUBDIVISION, LOCATED IN THE SOUTHWEST 1/4 OF SECTION 18, TOWNSHIP 56 SOUTH, RANGE 40 EAST (BOUNDED ON THE NORTH BY BAILES ROAD, ON THE EAST BY APPROXIMATELY SW 114 AVENUE, ON THE SOUTH BY SW 232 STREET, AND ON THE WEST BY APPROXIMATELY SW 117 AVENUE) (Public Works Department)

*Adopted  
Resolution R-10-08  
Mover: Natacha Seijas  
Seconder: Barbara J. Jordan  
Vote: 12- 0  
Absent: Souto*

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

*Chairman Barreiro opened the public hearing, and there being no person to appear, the public hearing was closed.*

*There being no discussion, the Board proceeded to vote on the foregoing resolution.*

5L

**073775 Resolution**

RESOLUTION APPROVING THE PLAT OF C C OF M COMMUNITY CENTER, LOCATED IN THE SOUTHWEST 1/4 OF SECTION 2, AND THE NORTHWEST 1/4 OF SECTION 11, TOWNSHIP 52 SOUTH, RANGE 40 EAST (BOUNDED ON THE NORTH BY APPROXIMATELY OAKLAND HILLS DRIVE, ON THE EAST BY APPROXIMATELY NW 73 AVENUE, ON THE SOUTH BY NW 183 STREET, AND ON THE WEST BY APPROXIMATELY NW 75 PLACE) [SEE AGENDA ITEM NO. 5(F)] (Public Works Department)

*Adopted  
Resolution R-11-08  
Mover: Jose "Pepe" Diaz  
Seconder: Rebeca Sosa  
Vote: 12- 0  
Absent: Souto*

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

*Chairman Barreiro opened the public hearing, and there being no person to appear, the public hearing was closed.*

*There being no discussion, the Board proceeded to vote on the foregoing resolution.*

5M

**073720 Resolution**

RESOLUTION RELATING TO AN APPLICATION BY MIAMI-DADE COUNTY WATER AND SEWER DEPARTMENT AND THE CITY OF CORAL GABLES FOR A CLASS 1 PERMIT TO INSTALL THIRTY-SIX (36) LINEAR FEET OF NEW STEEL SHEET PILE SEAWALL AND TO BACKFILL THREE HUNDRED (300) SQUARE FEET OF TIDAL WATERS WITHIN THE CORAL GABLES WATERWAY TO PROTECT AN EXISTING, RECENTLY REPAIRED FORTY-EIGHT (48) INCH WATER MAIN AT CORAL GABLES WATERWAY AT BLUE ROAD, CORAL GABLES RIVIERA SEC. PART 1, REV. PB 28-31, LOTS 1 & 2 BLK. 26, MIAMI-DADE COUNTY, FLORIDA (Department of Environmental Resources Management)

*Adopted  
Resolution R-12-08  
Mover: Carlos A. Gimenez  
Seconder: Rebeca Sosa  
Vote: 12- 0  
Absent: Souto*

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

*Chairman Barreiro opened the public hearing, and there being no person to appear, the public hearing was closed.*

*There being no discussion, the Board proceeded to vote on the foregoing resolution.*



7C

073701

Ordinance

Carlos A. Gimenez,  
Rebeca Sosa

ORDINANCE AMENDING SECTION 2-1795 OF THE CODE OF MIAMI-DADE COUNTY RELATED TO PROCEDURES TO BE FOLLOWED IN THE PREPARATION AND ADOPTION OF THE COUNTY'S ANNUAL BUDGET; AMENDING SECTION 2-481 OF THE CODE OF MIAMI-DADE COUNTY RELATED TO THE COMMISSION AUDITOR'S ACCESS TO INFORMATION; AND PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 073189]

*Adopted*  
*Ordinance 08-08*  
*Mover: Carlos A. Gimenez*  
*Seconder: Rebeca Sosa*  
*Vote: 13- 0*

Commissioner Souto commented on the growing importance of the budget and noted with the development of downtown and increased taxes, this issue was becoming more critical. He pointed out the crucial need for the Commission to have a strong auditing group working with it to resolve these issues.

Commissioner Seijas expressed concern with Commission members being unwilling to evaluate the Commission Auditor's Office to ensure it was competent to handle assigned responsibilities until six months later. She explained that an audit would provide a clear indication of the level of support the office needed. Commissioner Seijas noted she supported the idea of putting people in the Commission Auditor's office for support until an assessment of the needs was completed, and stated she would vote in favor of this ordinance. She asked that following the Board's action on the foregoing proposed ordinance, a motion and vote be taken regarding whether an independent auditor should evaluate the Commission Auditor.

County Manager George Burgess noted the significant amount of effort that was involved in preparing the budget report presented at the final budget hearing, and avowed that staff would assist in any way possible to meet the Commission's needs.

Commissioner Gimenez noted, for the record, that the Administration had the right to bring, before this Board, any difference of opinion with the auditor, and the Board would make the final decision.

There being no further questions or comments, the Board proceeded to voted to adopt the foregoing ordinance.

It was moved by Commissioner Seijas that an independent auditor be hired to evaluate this ordinance as it affects the Commission Auditor's Office, to determine whether the staff was appropriate for the change in scope, and that those position currently frozen, remain as such pending the outcome of the audit.

Commissioner Sosa requested the foregoing motion be amended to include language providing that the evaluation be provided on the performance up to today, and to include the analysis on the audit, budget, finance, and legislative components.

Commissioner Seijas accepted the foregoing proposed amendment by Commissioner Sosa.

Commissioner Martinez noted the independent auditor should be selected from the existing pool to expedite the process.

Chairman Barreiro noted he did not feel the County Manager should be involved in this process, rather the Commission or the Budget and Finance Committee should be responsible for selecting the independent auditor.

Commissioner Martinez clarified that the pool of auditors was voted in by the Commission and was available for the Commission's use. He pointed out that an evaluation of the Commission Auditor would be skewed as his performance would be based on piecemeal tasks requested by Commissioners.

In response to Commissioner Martinez' question of whether criteria existed identifying the level of experience required for Commission Auditor's Office staff, Mr. Charles Anderson, Commission Auditor, noted job descriptions had

*item on the agenda.*

**12/11/2007** *Deferred with committee amendments by the Budget and Finance Committee*

**12/19/2007** *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

7C SUPPLEMENT

**073635**                    **Supplement**

SUPPLEMENTAL INFORMATION RE: ORDINANCE  
RELATED TO PROCEDURES TO BE FOLLOWED IN THE  
PREPARATION AND ADOPTION OF THE COUNTY ANNUAL  
BUDGET

*Accepted*  
*Mover: Carlos A. Gimenez*  
*Seconder: Rebeca Sosa*  
*Vote: 13- 0*

**Report:** *(SEE REPORT UNDER AGENDA ITEM 7C; LEGISLATIVE ITEM NO. 073701.)*

**12/19/2007** *Presented by the Budget and Finance Committee*

**8C      CONSUMER SERVICES DEPARTMENT**

8C1A

**073269              Resolution**

RESOLUTION APPROVING TRANSFER OF CERTIFICATE OF TRANSPORTATION NO. 288 FROM ALLSTATE TRANSPORTATION, INC. TO ALFARO LIMO, INC. TO PROVIDE CONTRACT CARRIER SERVICE AS A PASSENGER MOTOR CARRIER (Consumer Services Department)

*Adopted*  
*Resolution R-13-08*  
*Mover: Katy Sorenson*  
*Seconder: Rebeca Sosa*  
*Vote: 13- 0*

**12/12/2007** Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

8C1B

**073457              Resolution**

RESOLUTION APPROVING TRANSFER OF CERTIFICATE OF TRANSPORTATION NO. 113 FROM M.C.R. HOLDING, INC. D/B/A FIFTH AVENUE BUS AND LIMO SERVICE TO FORT LAUDERDALE TRANSPORTATION, INC. D/B/A USA TRANSPORTATION TO PROVIDE SPECIAL OPERATIONS SERVICES AS A PASSENGER MOTOR CARRIER (Consumer Services Department)

*Adopted*  
*Resolution R-14-08*  
*Mover: Jose "Pepe" Diaz*  
*Seconder: Sally A. Heyman*  
*Vote: 12- 0*  
*Absent: Souto*

**12/12/2007** Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

**8D      ENVIRONMENTAL RESOURCES MANAGEMENT**

8D1A

**073394              Resolution**

RESOLUTION AUTHORIZING EXECUTION OF JOINT FUNDING AGREEMENT NO. 08E0FL208009 BETWEEN MIAMI-DADE COUNTY AND THE U.S. GEOLOGICAL SURVEY; AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE SAID AGREEMENT AND ANY AMENDMENTS THERETO (Department of Environmental Resources Management)

*Adopted*  
*Resolution R-15-08*  
*Mover: Jose "Pepe" Diaz*  
*Seconder: Sally A. Heyman*  
*Vote: 12- 0*  
*Absent: Souto*

**12/11/2007** Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1B

**073393              Resolution**

RESOLUTION AUTHORIZING EXECUTION OF JOINT FUNDING AGREEMENT NO. 08E0FL208014 BETWEEN MIAMI-DADE COUNTY AND THE UNITED STATES GEOLOGICAL SURVEY; AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE SAID AGREEMENT AND ANY AMENDMENTS THERETO (Department of Environmental Resources Management)

*Adopted*  
*Resolution R-16-08*  
*Mover: Jose "Pepe" Diaz*  
*Seconder: Sally A. Heyman*  
*Vote: 12- 0*  
*Absent: Souto*

**12/11/2007** Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

811A

**080029 Resolution**

RESOLUTION AUTHORIZING THE COUNTY MAYOR'S ACTION IN APPLYING FOR STATE FUNDS FROM STATE OF FLORIDA E911 BOARD E911 STATE GRANT PROGRAM 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 [SEE ORIGINAL ITEM UNDER FILE NO. 073430] (Miami-Dade Police Department)

*Adopted  
Resolution R-19-08  
Mover: Joe A. Martínez  
Secunder: Jose "Pepe" Diaz  
Vote: 13- 0*

**Report:** *In response to Commissioner Martinez' concern regarding Lightspeed facility, Ms. Wendi Norris, Director, General Services Administration (GSA), noted a County Manager's Memorandum, which addressed the Inspector General's report, recommended rejecting all bids and issuing a new process. She stated that rejection would be presented at the Budget and Finance Committee's February 2008 meeting.*

**11/28/2007** *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Health and Public Safety Committee*

**8J MIAMI-DADE TRANSIT AGENCY**

8J1A

**073261 Resolution**

RESOLUTION AUTHORIZING THE ISSUANCE OF WORK ORDER NO. FPL-D-NC-1 TO FLORIDA POWER & LIGHT COMPANY, PURSUANT TO THE UTILITY MASTER AGREEMENT, IN THE AMOUNT OF \$67,200 FOR THE PRELIMINARY ENGINEERING REVIEW AND DESIGN NEEDED TO PROVIDE THE BINDING COST ESTIMATE FOR THE RELOCATION OF CONFLICTING ELECTRIC DISTRIBUTION FACILITIES FOR METRORAIL PHASE II -ORANGE LINE (NORTH CORRIDOR) (Miami-Dade Transit Agency)

*Adopted  
Resolution R-20-08  
Mover: Jose "Pepe" Diaz  
Secunder: Sally A. Heyman  
Vote: 12- 0  
Absent: Souto*

**12/12/2007** *Forwarded to BCC with a favorable recommendation from the Transit Committee*

8J1B

**073277 Resolution**

RESOLUTION AUTHORIZING A CITIZENS' AND BUSINESS ADVISORY COMMITTEE (CBAC) TO FACILITATE THE PUBLIC INVOLVEMENT PROCESS FOR THE ADVANCEMENT OF THE METRORAIL ORANGE LINE PHASE III - EAST/WEST CORRIDOR (Miami-Dade Transit Agency)

*Adopted  
Resolution R-21-08  
Mover: Dennis C. Moss  
Secunder: Rebeca Sosa  
Vote: 12- 0  
Absent: Souto*

**12/12/2007** *Forwarded to BCC with a favorable recommendation from the Transit Committee*

**Report:** In response to Commissioner Diaz' concern regarding what had been accomplished on this project for the \$34 million already allocated, Mr. Harpal Kapoor, Director, MDT, provided the status of the three phases of the People Transportation Plan (PTP). He noted the following:

1) *The Miami Intermodal Center (MIC)/Earlington Heights: planning design would be completed by the end of this month (January 2008), which would be followed by issuance of a bid for Construction and Inspection (C&I). It was anticipated a contract to commence construction would be executed by the end of 2008;*

2) *The North Corridor: a Record of Decision (ROD) was received from the Federal Transit Administration (FTA), allowing the project to move to the next phase; preliminary designs and right-of-way expositions were underway to get 118 parcels in that area; cost effectiveness and medium rating were expected from FTA in February 2008; and*

3) *The East/West Corridor: alternate proposals were currently being considered on this project.*

*Discussion ensued among Commissioner and staff regarding the escalating cost of this project and the changes being proposed for the East/West Corridor. Responding to Commissioner Diaz' request for a specific breakdown of expenditures for this project and concern with the cost of the ridership study, Assistant County Manager Ysela Llort advised that the breakdown was contained in the Supplemental document.*

*Mr. Kapoor noted the SW 8th Street alignment calculations should be set by the end of this month (January).*

*Commissioner Seijas asked County Administration to ensure that all future requests for approval of funding amounts in excess of \$1 million, be accompanied by a supplemental report detailing all aspects of the request.*

*Commissioner Sosa asked the Transit Department Administration to revisit the Program Management job description to determine whether County staff could perform that job, and to ensure the proper procurement process was followed.*

*Commissioner Moss asked that presentations requesting funds by the Transit Department before the Transit Committee be brought before the full Board, along with progress reports, highlighting any new costs for equipment purchases and repair services. He asked that a cost breakdown outlining the amount and purpose of expenditures, to date, be included in the presentation.*

*In light of Commissioner Diaz' request that this item be deferred to allow for an update on the multiple facets of the Orange Line and other expenditure items within this subject contract, Assistant County Manager Llort advised against deferral. She noted there would be repercussions if this project was stopped.*

*Responding to Commissioner Gimenez' concern that the process to obtain federal funding was too costly, County Manager George Burgess advised that, with regards to the Orange Line Project, there was no alternative to going through the federal process. He pointed out that the federal government's participation would be approximately 50% of the total cost of the project.*

8K1A

**080036 Resolution**

RESOLUTION APPROVING THE CONDITIONAL TRANSFER OF GENERAL PARTNERSHIP INTEREST IN THE GREATER MIAMI NEIGHBORHOOD (GMN) DEVELOPMENTS THAT HAVE LOANS FROM MIAMI DADE COUNTY TO AFFILIATES OF ENTERPRISE COMMUNITY PARTNERS, INC. AND PRESERVATION OF AFFORDABLE HOUSING, INC. IN LIGHT OF THE FORTHCOMING BANKRUPTCY PROCEEDINGS OF GMN AND FURTHER AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO NEW CONTRACTS WITH THE ENTITIES FOR THE PORTFOLIO OF PROPERTIES TO ASSURE COMPLIANCE WITH FEDERAL, STATE AND LOCAL REQUIREMENTS FOLLOWING APPROVAL BY THE OFFICE OF THE COUNTY ATTORNEY (Office of Community and Economic Development)

*Adopted**Resolution R-24-08**Mover: Joe A. Martinez**Seconder: Jose "Pepe" Diaz**Vote: 13- 0*

**Report:** *Commissioner Moss asked the Solid Waste Department Administration to meet with the residents of the Villages of Naranja to determine if their concerns of garbage not being picked and other issues, were properly addressed and resolved.*

*Chairman Barreiro commended Miami-Dade Office of Community and Economic Development (CED) Director, Jose Cintron and the County Administration for ensuring the transfer of general partnership interest in the Greater Miami Neighborhood Developments was done early in the program.*

*In response to Commissioner Jordan's request, Mr. Cintron confirmed, for the record, that the rents on the subject properties would remain at an affordable level and the properties would be brought up to standard.*

**8L OFFICE OF STRATEGIC BUSINESS MANAGEMENT**

8L1D

**073520 Resolution**

RESOLUTION APPROVING THE BUDGET FOR FISCAL YEAR 2007-08 FOR THE NORTH MIAMI BEACH COMMUNITY REDEVELOPMENT AGENCY (Office of Strategic Business Management)

*Adopted  
Resolution R-27-08  
Mover: Jose "Pepe" Diaz  
Seconder: Sally A. Heyman  
Vote: 12- 0  
Absent: Souto*

*12/12/2007 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee*

**8M PARK AND RECREATION DEPARTMENT**

8M1A

**073508 Resolution**

RESOLUTION CONFIRMING INTENT TO MAINTAIN IMPROVEMENTS WITHIN THE RIGHT OF WAY OF TAMIAMI CANAL (C-4) LOCATED NORTH OF SW 8TH STREET BETWEEN SW 122 AND SW 119 AVENUES (Park & Recreation Department)

*Adopted  
Resolution R-28-08  
Mover: Jose "Pepe" Diaz  
Seconder: Sally A. Heyman  
Vote: 12- 0  
Absent: Souto*

*12/10/2007 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

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

**8O PROCUREMENT MANAGEMENT DEPARTMENT**

801B

**073772 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 NUMBER 073558] (Procurement Management Department)

*Adopted  
Resolution R-30-08  
Mover: Barbara J. Jordan  
Seconder: Carlos A. Gimenez  
Vote: 11- 1  
No: Martinez  
Absent: Seijas*

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

*In response to Commissioner Martinez' question regarding whether findings from the Wackenhut Security Firm audit had been submitted, Ms. Miriam Singer, Director, Department of Procurement Management, answered no. She advised that the audit was being conducted by the County's Audit and Management Services Department, and had been ongoing for approximately two years. Responding to Commissioner Sosa's question of how much time had passed since staff was instructed to proceed with companies with no problems, Ms. Singer stated the direction was issued in March 2007. She explained the circumstances that followed, which included a bid protest being filed, a change in one of the companies, a second recommendation to award, and a new bid protest being filed.*

*Commissioner Sosa asked the Department of Procurement Director to prepare a sequence of events for each contract award recommendation, detailing the steps in the process. She also asked that this report list the date, time, and location of each event and include the name of every individual related to the contract, and to provide this report to the Commission for review.*

*There being no further questions or comments, the Board proceeded to vote.*

**12/11/2007** *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Budget and Finance Committee*

801C

**073773 Resolution**

RESOLUTION AUTHORIZING AWARD OF COMPETITIVE CONTRACTS, WITH AUTHORITY TO EXERCISE OPTIONS-TO-RENEW ESTABLISHED THEREUNDER, AND CONTRACT MODIFICATIONS FOR THE PURCHASE OF GOODS AND SERVICES [SEE ORIGINAL ITEM UNDER FILE NO. 073559] (Procurement Management Department)

*Adopted  
Resolution R-31-08  
Mover: Jose "Pepe" Diaz  
Seconder: Rebeca Sosa  
Vote: 12- 0  
Absent: Seijas*

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

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

**12/11/2007** *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Budget and Finance Committee*

**8P PUBLIC WORKS DEPARTMENT**

8P1E

**073275 Resolution**

RESOLUTION APPROVING THE PUBLIC WORKS DEPARTMENT'S RETROACTIVE USE OF THE PROFESSIONAL SERVICES AGREEMENT WITH 62 FIRMS PROVIDING FOR GENERAL LAND AND ENGINEERING SERVICES (OCI PROJECT NO.: E06-PW-03) FOR PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECTS (Public Works Department)

*Adopted*  
**Resolution R-36-08**  
**Mover: Carlos A. Gimenez**  
**Second: Jose "Pepe" Diaz**  
**Vote: 12- 0**  
**Absent: Seijas**

**12/12/2007** Forwarded to BCC with a favorable recommendation from the Transit Committee

8P1F

**073447 Resolution**

RESOLUTION AUTHORIZING THE APPROVAL OF A FACILITIES RELOCATION AGREEMENT FOR THE REIMBURSEMENT COST ESTIMATED AT \$1,196,230.29 BETWEEN MIAMI-DADE COUNTY AND FLORIDA POWER AND LIGHT COMPANY FOR THE RELOCATION OF TRANSMISSION FACILITIES REQUIRED FOR THE CONSTRUCTION OF SW 160 STREET (PROJECT NO. 20030190) (Public Works Department)

*Adopted*  
**Resolution R-37-08**  
**Mover: Jose "Pepe" Diaz**  
**Second: Sally A. Heyman**  
**Vote: 12- 0**  
**Absent: Souto**

**12/12/2007** Forwarded to BCC with a favorable recommendation from the Transit Committee

8P1G

**073573 Resolution**

RESOLUTION DECLARING THE ACQUISITION OF LAND NEEDED FOR CONSTRUCTION OF THE UNIVERSITY METRORAIL STATION PEDESTRIAN/BICYCLE OVERPASS, INCLUDING A TEMPORARY CONSTRUCTION EASEMENT LOCATED AT THE NORTHWEST CORNER OF THE INTERSECTION OF US-1 (SOUTH DIXIE HIGHWAY-SR 5) AND MARIPOSA COURT, TO BE A PUBLIC NECESSITY (Public Works Department)

*Adopted*  
**Resolution R-38-08**  
**Mover: Jose "Pepe" Diaz**  
**Second: Sally A. Heyman**  
**Vote: 12- 0**  
**Absent: Souto**

**12/12/2007** Forwarded to BCC with a favorable recommendation from the Transit Committee

8P3A

**073543 Bid Awards**

PROJECT AWARD RECOMMENDATION BETWEEN WILLIAMS PAVING COMPANY, INC. AND MIAMI-DADE COUNTY IN THE AMOUNT OF \$7,833,899.52 FOR ROADWAY IMPROVEMENTS ALONG NE 15 AVENUE, FROM NE 159 STREET TO NE 186 STREET (MIAMI GARDENS DRIVE), LOCATED WITHIN COMMISSION DISTRICTS 2 AND 4 - PROJECT NO. 20060217; CONTRACT NO. 20060217 (Public Works Department)

*Approved*  
**Mover: Katy Sorenson**  
**Second: Rebeca Sosa**  
**Vote: 13- 0**

**12/11/2007** Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

**8Q SEAPORT DEPARTMENT**

8R1B

**073624 Resolution**

RESOLUTION APPROVING EXECUTION OF AGREEMENT BETWEEN THE COUNTY AND THE UNIVERSITY OF FLORIDA FOR THE PROVISION OF WATER CONSERVATION ANALYSIS BY THE UNIVERSITY OF FLORIDA'S INSTITUTE OF FOOD AND AGRICULTURAL SCIENCE TROPICAL RESEARCH AND EDUCATION CENTER IN THE AMOUNT OF \$385,000 [SEE ORIGINAL VERSION UNDER FILE NO. 073494] (Water & Sewer Department)

*Adopted  
Resolution R-41-08  
Mover: Jose "Pepe" Diaz  
Seconder: Sally A. Heyman  
Vote: 12- 0  
Absent: Souto*

*12/11/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

**9 ADDITIONAL DEPARTMENTAL ITEMS**

9A10A

**073513 Resolution**

RESOLUTION APPROVING AMENDMENTS TO IMPLEMENTING ORDER 4-76 CREATING ADDITIONAL INCENTIVES PROGRAMS TO ATTRACT QUALIFIED POLL WORKERS (Elections Department)

*Adopted  
Resolution R-42-08  
Mover: Jose "Pepe" Diaz  
Seconder: Sally A. Heyman  
Vote: 12- 0  
Absent: Souto*

*12/11/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

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

**11 COUNTY COMMISSION**

**11A RESOLUTIONS**

11A1

**073534 Resolution Rebeca Sosa**

RESOLUTION AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE APRIL 18-20, 2008 SPRINGS RIVER FESTIVAL SPONSORED BY SPRINGS RIVER FESTIVAL, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$4,266.00 TO BE FUNDED FROM THE DISTRICT 6 IN-KIND RESERVE FUND

*Adopted  
Resolution R-43-08  
Mover: Jose "Pepe" Diaz  
Seconder: Sally A. Heyman  
Vote: 12- 0  
Absent: Souto*

*12/10/2007 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

11A5

**073524                      Resolution                      Bruno A. Barreiro**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE TRANSIT AGENCY FOR THE NOVEMBER 3, 2007 "NATIONAL ARTS MARKETING PROJECT CONFERENCE" SPONSORED BY THE AMERICANS FOR THE ARTS, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$2,742.00 TO BE FUNDED FROM DISTRICT 5 IN-KIND RESERVE FUND

*Adopted  
Resolution R-47-08  
Mover: Jose "Pepe" Diaz  
Seconder: Sally A. Heyman  
Vote: 12- 0  
Absent: Souto*

*12/12/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee*

11A6

**073527                      Resolution                      Bruno A. Barreiro**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE TRANSIT AGENCY FOR THE DECEMBER 6-9, 2007 ART BASEL MIAMI BEACH SPONSORED BY MCH SWISS EXHIBITION (BASEL) LTD., A FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$24,188.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

*Adopted  
Resolution R-48-08  
Mover: Jose "Pepe" Diaz  
Seconder: Sally A. Heyman  
Vote: 12- 0  
Absent: Souto*

*12/12/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee*

11A7

**073243                      Resolution                      Bruno A. Barreiro,  
Jose "Pepe" Diaz,  
Carlos A. Gimenez**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE TRANSIT AGENCY FOR THE NOVEMBER 15-16, 2007 GALA DINNER OF THE WESTERN HEMISPHERE SYMPOSIUM OF THE AMERICAS SPONSORED BY THE ASSOCIATION DES CONSEILLERS DU COMMERCE EXTERIEUR DE LA FRANCE, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$4,098.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

*Adopted  
Resolution R-49-08  
Mover: Jose "Pepe" Diaz  
Seconder: Sally A. Heyman  
Vote: 12- 0  
Absent: Souto*

*12/12/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee*

11A8

**073245                      Resolution                      Dennis C. Moss**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE TRANSIT AGENCY FOR THE OCTOBER 20-21, 2007 "LIVING HISTORY" EVENT SPONSORED BY THE REDLAND TROPICAL GARDENS AND BOTANICAL FOUNDATION, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$3,909.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

*Adopted  
Resolution R-50-08  
Mover: Jose "Pepe" Diaz  
Seconder: Sally A. Heyman  
Vote: 12- 0  
Absent: Souto*

*12/12/2007 Forwarded to BCC with a favorable recommendation from the Transit Committee*

11A11

073510

Resolution

Rebeca Sosa,  
Katy Sorenson,  
Barbara J. Jordan,  
Joe A. Martinez

RESOLUTION URGING THE LEGISLATURE TO ENACT  
APPROPRIATE LEGISLATION TO PREVENT EVICTION OF  
MOBILE HOME PARK TENANTS DUE TO A CHANGE IN  
USE OF LAND DURING THE PENDENCY OF A  
MORATORIUM IMPOSED BY LOCAL GOVERNMENT

*Adopted*  
*Resolution R-53-08*  
*Mover: Rebeca Sosa*  
*Seconder: Carlos A. Gimenez*  
*Vote: 13- 0*

12/11/2007 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

11A12

073566

Resolution

Rebeca Sosa,  
Bruno A. Barreiro,  
Barbara J. Jordan,  
Joe A. Martinez

RESOLUTION URGING THE FLORIDA LEGISLATURE TO  
REMOVE A 30-YEAR RESTRICTION ON COUNTY LEASES  
CURRENTLY IN STATUTE IN THE INTEREST OF  
FACILITATING WORKFORCE AND AFFORDABLE HOUSING

*Adopted*  
*Resolution R-54-08*  
*Mover: Joe A. Martinez*  
*Seconder: Audrey M. Edmonson*  
*Vote: 12- 0*  
*Absent: Seijas*

12/11/2007 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

11A13

072840

Resolution

Audrey M. Edmonson,  
Jose "Pepe" Diaz,  
Katy Sorenson,  
Barbara J. Jordan,  
Sally A. Heyman,  
Rebeca Sosa

RESOLUTION URGING THE U.S. CONGRESS TO PROVIDE A  
SAFE HAVEN FOR UNDOCUMENTED IMMIGRANT  
CHILDREN IN THE U.S. UNTIL SUCH TIME AS CONGRESS  
ADOPTS A NEW POLICY RELATED TO SUCH CHILDREN

*Adopted*  
*Resolution R-55-08*  
*Mover: Jose "Pepe" Diaz*  
*Seconder: Sally A. Heyman*  
*Vote: 12- 1*  
*No: Souto*

12/11/2007 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

FINAL OFFICIAL

11A16

**073514 Resolution Audrey M. Edmonson,  
Dorrin D. Rolle**

RESOLUTION URGING CONGRESS TO AMEND THE HOPE ACT AND RELATED INITIATIVES TO FURTHER EXPAND TEXTILE AND APPAREL TRADE BETWEEN HAITI AND THE U.S.; URGING THE FEDERAL GOVERNMENT TO FULLY FUND TRADE PREFERENCE INITIATIVES RELATED TO HAITI

*Adopted  
Resolution R-58-07  
Mover: Jose "Pepe" Diaz  
Seconder: Sally A. Heyman  
Vote: 12- 0  
Absent: Souto*

*12/11/2007 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

11A17

**073547 Resolution Jose "Pepe" Diaz,  
Joe A. Martinez,  
Carlos A. Gimenez,  
Dorrin D. Rolle,  
Katy Sorenson**

RESOLUTION AUTHORIZING ADDITIONAL PAID LEAVE FOR COUNTY EMPLOYEES ON ACTIVE MILITARY SERVICE AND AMENDING COUNTY LEAVE MANUAL ACCORDINGLY

*Adopted  
Resolution R-59-08  
Mover: Jose "Pepe" Diaz  
Seconder: Sally A. Heyman  
Vote: 12- 0  
Absent: Souto*

*12/11/2007 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

11A18

**073104 Resolution Audrey M. Edmonson**

RESOLUTION DIRECTING COUNTY MANAGER TO PREPARE A REPORT REGARDING THE FEASIBILITY AND ADVISABILITY OF DESIGNATING TAXICAB STANDS ON LAND OWNED BY MIAMI-DADE COUNTY

*Adopted  
Resolution R-60-08  
Mover: Jose "Pepe" Diaz  
Seconder: Sally A. Heyman  
Vote: 12- 0  
Absent: Souto*

*12/12/2007 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee*

11A19

**073105 Resolution Sen. Javier D. Souto**

RESOLUTION DIRECTING COUNTY MANAGER TO PREPARE A REPORT REGARDING THE FEASIBILITY AND ADVISABILITY OF REQUIRING TAXICABS TO BE EQUIPPED WITH FIRE EXTINGUISHERS

*Adopted  
Resolution R-61-08  
Mover: Jose "Pepe" Diaz  
Seconder: Sally A. Heyman  
Vote: 12- 0  
Absent: Souto*

*12/12/2007 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee*

11A23

**073536 Resolution Dennis C. Moss**

RESOLUTION DIRECTING THE MAYOR OR HIS DESIGNEE TO ORGANIZE A CHARRETTE AND FACILITATE THE PREPARATION OF A CHARRETTE REPORT FOR THE RICHMOND HEIGHTS DOWNTOWN CORE

*Adopted  
Resolution R-65-08  
Mover: Jose "Pepe" Diaz  
Seconder: Sally A. Heyman  
Vote: 12- 0  
Absent: Souto*

*12/11/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

11A24

**073552 Resolution Sally A. Heyman**

RESOLUTION DIRECTING COUNTY MAYOR TO STUDY AND PROPOSE A UNIFORM COUNTY PUBLIC RECORDS FEE STRUCTURE TO BE UTILIZED BY ALL COUNTY AGENCIES AND DEPARTMENTS

*Adopted  
Resolution R-66-08  
Mover: Carlos A. Gimenez  
Seconder: Jose "Pepe" Diaz  
Vote: 12- 0  
Absent: Seijas*

*12/11/2007 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

11A25

**073586 Resolution  
Dorrin D. Rolle,  
Carlos A. Gimenez,  
Joe A. Martinez,  
Jose "Pepe" Diaz**

RESOLUTION DIRECTING THE MAYOR OR HIS DESIGNEE TO SUBMIT A REPORT TO THE BOARD RECOMMENDING A PROCESS TO ALLOCATE PREMIUM RECEIVED FROM SALE OF BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BONDS, INTEREST EARNED ON SUCH BOND PROCEEDS AND ANY OTHER SURPLUS BOND FUNDS; AND DIRECTING THE MAYOR OR HIS DESIGNEE TO SUBMIT QUARTERLY REPORTS TO THE BOARD REGARDING SUCH PREMIUM, INTEREST EARNINGS AND SURPLUS BOND FUNDS

*Amended*

**Report:** (SEE AGENDA ITEM 11A25 AMENDED; LEGISLATIVE FILE NO. 080821.)

*12/11/2007 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

11A26

073648

Resolution

Bruno A. Barreiro,  
Jose "Pepe" Diaz

RESOLUTION REQUESTING MAYOR OR HIS DESIGNEE TO NEGOTIATE AND FINALIZE BASEBALL STADIUM AGREEMENT BY AND AMONG COUNTY, CITY OF MIAMI AND FLORIDA MARLINS, LP, RELATED TO DEVELOPMENT OF NEW BALLPARK FOR FLORIDA MARLINS, SUBJECT TO SUBSEQUENT BOARD APPROVAL; AND REAFFIRMING COMMITMENT TO PLEDGE PORTION OF PROJECTED AVAILABLE CONVENTION DEVELOPMENT TAX AND PROFESSIONAL SPORTS FRANCHISE FACILITIES TAX RECEIPTS FOR DEVELOPMENT AND CONSTRUCTION OF SUCH BALLPARK

*Deferred to January 22, 2008*  
*Mover: Jose "Pepe" Diaz*  
*Seconder: Sally A. Heyman*  
*Vote: 12- 0*  
*Absent: Souto*

*12/18/2007 Carried over by the Board of County Commissioners*

*12/20/2007 Deferred by the Board of County Commissioners*

11A26 SUPPLEMENT

073661

Supplement

SUPPLEMENTAL INFORMATION RE: FLORIDA MARLINS BALLPARK PROJECT

*Deferred to January 22, 2008*  
*Mover: Jose "Pepe" Diaz*  
*Seconder: Sally A. Heyman*  
*Vote: 12- 0*  
*Absent: Souto*

*12/18/2007 Carried over by the Board of County Commissioners*

*12/20/2007 Deferred by the Board of County Commissioners*

11A29 AMENDED

080791	Resolution	County Commission
<p>RESOLUTION DISPENSING WITH CONFLICT RESOLUTION PROCEDURES PRIOR TO INITIATING COURT PROCEEDINGS AGAINST THE VILLAGE OF PINECREST AND THE VILLAGE OF INDIAN CREEK IN ACCORDANCE WITH CHAPTER 164 OF FLORIDA STATUTES (SEE ORIGINAL ITEM UNDER FILE NO. 073740)</p>		<p><i>Adopted as amended Resolution R-70-08 Mover: Carlos A. Gimenez Seconder: Jose "Pepe" Diaz Vote: 12- 0 Absent: Souto</i></p>

**Report:** *The foregoing resolution was adopted during the motion, by the Board, to accept today's agenda. Later in the meeting, County Attorney Robert Cuevas asked the Board to reconsider its action on this item to amend the resolution to include "Indian Creek Village."*

*It was moved by Commissioner Seijas that Agenda Item 11A29 be reconsidered. This motion was seconded by Commissioner Diaz, and upon being put to a vote, passed by a unanimous vote of those members present.*

*The Board adopted the foregoing resolution as amended to include the municipality, "Indian Creek Village."*

**11 B     ADDITIONAL BUDGET ALLOCATIONS**

11B1

080136	Report	
<p>ALLOCATION OF (FY) 2007/08 DISTRICT DISCRETIONARY RESERVE FUNDS (DISTRICT 1)</p>		<p><i>Approved Mover: Jose "Pepe" Diaz Seconder: Sally A. Heyman Vote: 7- 0 Absent: Rolle, Sosa, Sorenson, Souto, Martinez, Seijas</i></p>

**Report:** *The following funding allocations were made from fiscal year (FY) 2007/08 District 1 Discretionary Reserve funds as requested by Vice-Chairwoman Jordan.*

- \$1,500 to South Florida Youth Symphony (Youth Summer Music Camp @ Florida Memorial)*
- \$10,000 to City of Miami Gardens (for the 2008 Jazz in the Gardens Event)*
- \$1,000 to Delta Education, Health and Cultural Initiative (2008 Youth Empowerment Summit)*
- \$5,000 to Citizens Crime Watch of Miami-Dade County*

11B4

**080139 Report**

ALLOCATION OF (FY) 2007/08 DISTRICT DISCRETIONARY RESERVE FUNDS (DISTRICT 4)

*Approved*  
*Mover: Jose "Pepe" Diaz*  
*Seconder: Sally A. Heyman*  
*Vote: 7- 0*  
*Absent: Rolle, Sosa, Sorenson, Souto, Martinez, Seijas*

**Report:** *The following funding allocations were made from fiscal year (FY) 2007/08 District 4 Discretionary Reserve Funds as requested by Commissioner Heyman.*

- \$1,000 to Miami Children's Museum*
- \$5,000 to Women's Fund of Miami-Dade County*
- \$1,000 to Master Chorale of South Florida*
- \$5,000 to Greater Miami Jewish Federation*
- \$5,000 to Informed Families*
- \$5,000 to Florida Immigrant Advocacy Center, Inc.*
- \$5,000 to David L. Singer Memorial Foundation, Inc.*
- \$1,000 to Haitian Heritage Museum*

11B5

**080140 Report**

ALLOCATION OF (FY) 2007/08 COUNTY SERVICES RESERVES FUNDS (DISTRICT 5)

*Approved*  
*Mover: Jose "Pepe" Diaz*  
*Seconder: Sally A. Heyman*  
*Vote: 7- 0*  
*Absent: Rolle, Sosa, Sorenson, Souto, Martinez, Seijas*

**Report:** *The following funding allocation was made from fiscal year (FY) 2007/08 District 5 County Services Reserves Funds as requested by Chairman Barreiro.*

*\$500 to National Kidney Foundation of Florida for the 2008 Miami Kidney Walk*

*For the record, Chairman Barreiro made the following clarification: On December 20, 2007, he made an allocation to the Girl Scouts – Troop 263 in the amount of \$500.00. This allocation should have been made out to Poinciana United Methodist Church for the Girl Scouts – Troop 263.*

11B9

**080144 Report**

ALLOCATION OF (FY) 2007/08 DISTRICT DISCRETIONARY RESERVE FUNDS (DISTRICT 9)

*Approved*  
*Mover: Jose "Pepe" Diaz*  
*Seconder: Sally A. Heyman*  
*Vote: 7- 0*  
*Absent: Rolle, Sosa, Sorenson, Souto, Martinez, Seijas*

**Report:** *The following funding allocations were made from fiscal year (FY) 2007/08 District 9 Discretionary Reserve Funds as requested by Commissioner Moss.*

- \$500 to The National Kidney Foundation of Florida to support Mailyn Sola-Castellanos*
- \$500 to The Miami Alumnae Chapter of Delta Sigma Theta Sorority, Inc., for 2008 Youth Empowerment Summit "Diamonds in the Rough"*
- \$1,500 to Continental Societies, Inc., Greater Miami Chapter for the 20th Anniversary of service to the children and youth in the South Florida Community*
- \$2,000 to Miami Southridge Senior High School Spartan Track Program for the 1st Annual Sam Burley Track and Field Hall of Fame Invitational*
- \$828 to Miami-Dade Transit for Naranja Community Advisory Board (invoice #6819, \$400.82) and Homestead Gardens (Dodge City Event \$426.32)*
- \$3,341 to Parks and Recreation Department for the rental of large showmobile and sound system for Dodge City Event*

11B10

**080145 Report**

ALLOCATION OF (FY) 2007/08 DISTRICT DISCRETIONARY RESERVE FUNDS (DISTRICT 10)

*Approved*  
*Mover: Jose "Pepe" Diaz*  
*Seconder: Sally A. Heyman*  
*Vote: 7- 0*  
*Absent: Rolle, Sosa, Sorenson, Souto, Martinez, Seijas*

**Report:** *The following funding allocations were made from fiscal year (FY) 2007/08 District 10 Discretionary Reserve Funds as requested by Commissioner Souto.*

- \$1,000 to GBSL Baseball and Softball League, Inc.*
- \$7,000 to CAMACOL*
- \$2,000 to National Kidney Foundation of Florida for the 2008 Miami Kidney Walk*

12A1 AMENDED

**081721                      Resolution**

RESOLUTION DETERMINING WHETHER TO RECONVEY  
PARCELS 36, 45N, AND 56N TO THE SOUTHEAST  
OVERTOWN/PARK WEST COMMUNITY REDEVELOPMENT  
AGENCY AND / OR THE CITY OF MIAMI

*Adopted as amended  
Resolution R-71-08  
Mover: Audrey M. Edmonson  
Seconder: Jose "Pepe" Diaz  
Vote: 11- 0  
Absent: Souto, Seijas*

(County Manager)

lots had been the subject of various lawsuits, with the most recent resulting in the City settling at approximately \$6.5 million, which was to be paid as part of the Crosswinds Sawyer's Walk Development. He stated the City wished to make an appeal to the County Commission to consider an extension of the reversion to allow the Crosswinds Project to move forward; and to consider an extension for Lot 36, since the City had awarded a mixed-use development project that included low-income rental, homeownership, and commercial components. He acknowledged the County's patience and asked that the Commission would defer the reversion of these lots.

Chairman Barreiro stated, for the record, that he received a telephone call from City Manager Pedro "Pete" Hernandez, requesting the item be deferred in light of his inability to attend the County Commission meeting due to his obligation to attend the City's Commission meeting. Referring to a letter received from Mr. Hernandez regarding this issue, Chairman Barreiro stated he advised Mr. Hernandez the entire Commission would make this decision.

Commissioner Rolle recalled the City Manager, at the last County Commission meeting, requesting the opportunity to explain the timeline and difficulties incurred in attempting development of these properties.

Mr. Spring expressed apologies, on behalf of the City Manager, for his inability to attend, and referenced a handout outlining the history of events, transpiring between 1983 and 2007, that impacted development of Lot Nos. 36, 45, and 56.

Chairman Barreiro noted he supported the motion to approve the County Manager's recommendation; however, he expressed caution with regard to immediately issuing an RFP at this time. He provided some of the challenges housing development currently faced, including funding sources, and suggested separating the issues to allow consideration of the reverter issue today.

Commissioner Edmonson clarified that her instruction was to have the RFP prepared, but not issued right away. She explained that she would like to divide the three parcels and market them for development individually.

Discussion ensued among Commissioners and Mr. Spring regarding ownership of the properties, which were reverter properties, and whether this item should be bifurcated. Mr. Spring advised that the City owned a parcel adjacent to one of the reverter lots, and had awarded a project to Gatehouse Developers for the Crosswinds development. He again requested the Commission consider re-conveyance of the property to allow this project to move forward. Mr. Spring pointed out that the Crosswinds project was situated fifty percent on City-owned property and 50 percent on County-owned property.

Commissioner Edmonson advised that approximately four extensions had been granted on the subject parcels. She stated the contract for Lot No. 36 was awarded to Gatehouse Developers after the County's decision on December 18, 2007, to revert the property back to the County.

The Board adopted the foregoing resolution as amended to accept the County Manager's recommendation that the parcels not be re-conveyed; to direct the County Attorney to vigorously defend the County against the City of Miami's latest lawsuit; and to direct the Mayor or designee to prepare a Request for Proposals (RFP) for development of the three (3) sites and to present it before

12B4

**072965 Report**

REPORT ON IMPLEMENTATION OF A MULTI-FAMILY HOUSING DEVELOPMENT PROGRAM (County Manager)

*Accepted**Mover: Dennis C. Moss**Seconder: Bruno A. Barreiro**Vote: 7- 0**Absent: Rolle, Sosa, Sorenson, Souto, Martinez, Seijas*

**Report:** *Mr. Jose Cintron, Director, Office of Community and Economic Development, confirmed the 20-year affordable housing and the equity sharing provisions were what was adopted by the Board, in response to Commissioner Gimenez' inquiry.*

*Chairman Barreiro expressed concern that the foregoing report contained instructions to staff, requiring action by the Board. He expressed a need to develop a standard format for presentation of reports and informational items before the Board.*

*Commissioner Moss noted the importance of being able to move forward with policy defining affordable housing and determining percentage requirement, to respond to inquiries from the South Florida Regional Planning Council. He also asked the County Manager to look into working with other organizations controlling land within the Scott Carver Community to build housing and assist in fulfilling the County's commitment to develop housing in that area.*

*County Manager George Burgess advised that the County's commitment to provide restoration of housing within the larger boundaries of the Scott Carver area remained intact. He noted the budget adopted by the Board committed, in addition to the Hope VI dollars, local funds to be applied to development on the Scott Carver site.*

**10/10/2007** *Deferred by the Economic Development and Human Services Committee*

**12/12/2007** *Report Received by the Economic Development and Human Services Committee*

12B4 SUPPLEMENT

**080117 Supplement**

SUPPLEMENTAL REPORT ON IMPLEMENTATION OF A MULTI-FAMILY HOUSING DEVELOPMENT PROGRAM

*Presented*

12B5

**073278 Report**

PEOPLE'S TRANSPORTATION PLAN 90-DAY REPORT  
4TH QUARTER FISCAL YEAR 2006-2007 (County Manager)

*Accepted**Mover: Jose "Pepe" Diaz**Seconder: Sally A. Heyman**Vote: 12- 0**Absent: Souto*

**12/12/2007** *Report Received by the Transit Committee*

**15C      COUNTY ADVISORY BOARD APPOINTMENTS**

15C1

**073759                  Report**

APPOINTMENT OF MEMBER TO THE DIAL-A-LIFE  
PROGRAM ADVISORY AND OVERSIGHTBOARD  
LUIS DE JESUS (Clerk of the Board)

*Appointed*  
*Mover: Jose "Pepe" Diaz*  
*Seconder: Sally A. Heyman*  
*Vote: 12- 0*  
*Absent: Souto*

15C2

**073760                  Report**

APPOINTMENT TO THE SOCIAL AND ECONOMIC  
DEVELOPMENT COUNCIL OF MIAMI-DADE COUNTY  
ELISA S. MONCARZ (Clerk of the Board)

*Appointed*  
*Mover: Jose "Pepe" Diaz*  
*Seconder: Sally A. Heyman*  
*Vote: 12- 0*  
*Absent: Souto*

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

**15E      MAYOR'S REQUEST FOR ALLOCATIONS FROM DISCRETIONARY OR IN-  
KIND RESERVE FUNDS**

15E1

**080028                  Report**

MAYOR'S ALLOCATION FROM (FY) 2007/08  
DISCRETIONARY RESERVE FUNDS

*Approved*  
*Mover: Jose "Pepe" Diaz*  
*Seconder: Sally A. Heyman*  
*Vote: 13- 0*

**16      ITEMS SCHEDULED FOR THURSDAY**

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

16A1

**080040                  Special Presentation                  Barbara J. Jordan**

DISTRICT 1 2007 TURKEY GIVEAWAY AND TOY DRIVE                  *Presented*

16A2

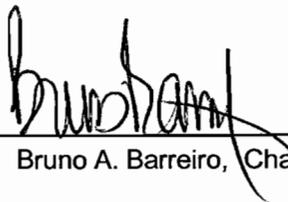
**080041                  Special Presentation                  Dennis C. Moss**

DODGE CITY PRESENTATION                  *Presented*

16A3

**080116                  Special Presentation                  Dennis C. Moss**

PUBLIC SAFETY RECOGNITION                  *Presented*



Bruno A. Barreiro, Chairman

ATTEST: HARVEY RUVIN, CLERK



By: Kay Sullivan, Deputy Clerk