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, April 8, 2008
As Advertised

Harvey Ruvin, Clerk
Board of County Commissioners

Kay Sullivan, Director
Clerk of the Board Division

Jovel Shaw, Commission Reporter, (305) 375-1289

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

Members Absent: Rebeca Sosa

Members Late: None.

Members Excused: None.

Members Absent County Business: None.

1 MINUTES PREPARED BY:

Report: *Jovel Shaw, Commission Reporter, (305) 375-1289*

1A MOMENT OF SILENCE

Report: *The Board 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 Attorney Robert Cuevas, First Assistant County Attorney Abigail Price-Williams; County Manager George Burgess, Senior Advisor to the County Manager Cynthia Curry, Ms. Jennifer Glazer-Moon, Special Assistant to the County Manager and Office of Strategic Business Management Director; and Deputy Clerks Kay Sullivan, Diane Collins and Jovel Shaw.*

Chairman Barreiro noted this week Miami-Dade County celebrated, "National County Government Week" with a theme of protecting our children, and as part of this week's activities, he acknowledged students who were present at today's (4/8) meeting.

1D REPORTS OF OFFICIAL BOARDS

1D1

080489 **Report**

SUNSET REVIEW OF COUNTY BOARDS FOR 2008 - MIAMI-DADE COUNTY ASIAN AMERICAN ADVISORY BOARD

Accepted
Mover: Barbara J. Jordan
Seconder: Bruno A. Barreiro
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

Report:
Hearing no questions or comments, the Board proceeded to vote on the foregoing report as presented.

3/12/2008 *Report Received by the Economic Development and Human Services Committee*

1D2

080492 **Report**

SUNSET REVIEW OF COUNTY BOARDS FOR 2008 – COMMUNITY SMALL BUSINESS ENTERPRISE ADVISORY BOARD

Accepted
Mover: Barbara J. Jordan
Seconder: Bruno A. Barreiro
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

Report:
Hearing no questions or comments, the Board proceeded to vote on the foregoing report as presented.

3/11/2008 *Report Received by the Budget and Finance Committee*

1D3

080322 **Report**

2007 REPORT ON COMMUNITY IMAGE ADVISORY BOARD

Accepted
Mover: Barbara J. Jordan
Seconder: Bruno A. Barreiro
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

Report:
Hearing no questions or comments, the Board proceeded to vote on the foregoing report as presented.

2/12/2008 *No Action Taken by the Governmental Operations and Environment Committee*

3/11/2008 *Report Received by the Governmental Operations and Environment Committee*

1D4

080601 **Report**

SUNSET REVIEW OF COUNTY BOARDS FOR 2008 - FIRE PREVENTION AND SAFETY APPEALS BOARD

Accepted
Mover: Barbara J. Jordan
Seconder: Bruno A. Barreiro
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

Report:
Hearing no questions or comments, the Board proceeded to vote on the foregoing report as presented.

3/13/2008 *Report Received by the Health and Public Safety Committee*

1E CITIZEN'S PRESENTATIONS (5 MINUTES MAXIMUM)

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

Report: *In addition to the changes noted in the County Manager's memorandum entitled, "Changes for the April 8, 2008 BCC Meeting," County Attorney Robert Cuevas advised the Board of the requested deferral of Agenda Item 5E to the April 22, 2008, Board meeting as requested by Commissioner Jordan, the addition of Agenda Items 8O1E Supplement No. 2, 11A19 Supplement, 16B2 Supplement and an agenda item sponsored by Commissioner Rolle to be distributed during the course of today's (4/8) meeting; and the withdrawal of Item 1.7 contained in Agenda Item 8O1A, entitled, "Original Equipment Manufacturer (OEM) Parts and Services for Metrorail and Metromover Systems" as requested by the County Manager.*

Hearing no objection, it was moved by Commissioner Heyman that the Board approve the County Manager's memorandum entitled, "Changes for the April 8, 2008 BCC Meeting" with the additional changes noted by the County Attorney. This motion was seconded by Commissioner Jordan, and upon being put to a vote, passed by a vote of 9-0, (Commissioners Moss, Seijas, Sosa and Souto were absent).

1G OFFICE OF COMMISSION AUDITOR

1H OFFICE OF INTERGOVERNMENTAL AFFAIRS

1I SPECIAL PRESENTATIONS

1I1

080938 **Special Presentation** **Carlos A. Gimenez**

INSPECTOR GENERAL UPDATE RE: PRIOR AUDITS OF SURTAX FUNDS ***Presented***

Report: *Commissioner Gimenez noted he requested and made a motion at the March 18, 2008, Board meeting for the Office of the Inspector General to provide an update on the prior audits of the County's Documentary Stamp Surtax Fund (Surtax Funds).*

Mr. Christopher Mazzella, Inspector General, Office of the Inspector General (OIG), appeared before the Board to present the OIG assessment of prior audits, inspections and reviews of the County's Surtax Funds. In addition, he noted the Board asked the OIG to provide an independent recommendation on whether any additional audits were necessary. Mr. Mazzella stated an OIG report was delivered to Board members on April 7, 2008, and essentially the report concluded that none of the previous audits or reviews adequately addressed the issue of how Miami-Dade Housing Agency (MDHA) actually used the "borrowed" Surtax Funds. He noted the audits and the overall financial condition of MDHA raised questions on whether the funds supplemented the federal program due to budget shortfalls caused by the lack of federal funding or whether the housing budget was short for other reasons, such as out-of-control spending that was unrelated to legitimate uses of the Surtax Funds. Therefore, OIG recommended that the Board ensure that an audit was conducted to justify the use of those funds before any loans in the approximate total amount of $12.7 million were forgiven. Mr. Mazzella concluded his comments by stating that an audit of those funds was necessary.

Commissioner Gimenez noted a memorandum from the County Manager dated April 8, 2008, states in the last paragraph "As stated on several occasions I have yet to present a final recommendation for the Board's consideration on the subject of forgiving the Surtax loans to MDHA. A final recommendation would be presented once an audit has been performed." Therefore, he stated the Manager and he concurred with the need for an audit. Commissioner Gimenez stated he believed the audit should be done under the auspices of the OIG.

It was moved by Commissioner Gimenez that an audit of the use of the Surtax funds be performed as recommended by the County Manager and done under the auspices of the OIG. Commissioner Heyman seconded this motion.

Commissioner Sorenson noted the OIG report seemed to indicate an audit process had already begun.

County Manager George Burgess noted an audit process has begun; the Finance Department Director was pursuing along with the external auditor to provide an objective factual audit on how the Surtax funds were used. He indicated the County needed to validate the expenses in MDHA was for rehabilitation and renovation types of expenses. Mr. Burgess stated the County would retain an external auditor to perform this audit and to validate this information, and subsequently present that information to the Board.

Commissioner Sorenson expressed her concern that, traditionally, the OIG has not been to conduct audits and usually the County would have an external auditor conduct audits.

Mr. Mazzella noted the OIG has done countless audits on programs and expenditures, and had the capability to perform audits.

Ms. Rachel Baum, Director, Finance Department, noted she had discussed this issue with the County's external auditors KPMG. She noted KPMG was doing the audit of MDHA, but would be willing to talk to other firms to

conduct this particular external audit for the County.

Commissioner Heyman concurred with Commissioner Gimenez regarding the need for an audit.

A discussion ensued between Commissioner Heyman and County Manager Burgess pertaining to external, outside, internal and independent auditors that were all inclusive with ethical standards to adhere to, and costs associated with the investigation to conduct the audit of the Surtax Funds.

Ms. Baum stated the cost of the audit should not exceed $25,000. She clarified it would not be an investigation, it was an audit.

A discussion ensued between Commissioner Heyman and Mr. Mazzella regarding the cost for an in-house audit versus an external audit of the Surtax Funds.

Commissioner Souto noted this was a very important issues and the process should be established and followed.

A discussion occurred among Commissioner Martinez, Mr. Mazzella and Ms. Baum regarding a forensic audit versus a financial audit.

Commissioner Martinez spoke in support of the OIG conducting an audit of the County's Surtax Funds.

Mr. Burgess explained the reason for a forensic audit and a financial audit to validate whether the expenditures of State Homeownership Initiative Partnership (SHIP) and Surtax Funds were consistent with US HUD guidelines, and whether eligible expenses were made in MDHA for the use of these funds. He proceeded to inform the Board that if the OIG disputed the outcome of the audit, the Inspector General could proceed and follow-up on the issue. Mr. Burgess asked the Board to follow the audit of Surtax Funds and asked for staff to provide a recommendation for resolution of the Surtax issue.

Mr. Mazzella stated a financial audit was the appropriate audit at this time. He indicated part of this financial audit would be somewhat a forensic audit in order to examine the expenditures line by line to determine if it was an eligible expense.

Commissioner Diaz and Mr. Mazzella discussed the cost for the audit and the willingness of the OIG to perform an audit.

Following Commissioner Jordan's comments regarding an annual audit done by Audit and Management Services (AMS) Department for each County department, Ms. Baum noted, at their discretion, AMS slated and conducted audits, as well as at the discretion of the County Manager or the Board. She noted external auditors were available that were independent of the County and abided by professional standards.

Commissioner Jordan and Mr. Mazzella discussed the expansion of the OIG's role to conduct an audit and to have an outside auditor assist OIG in this audit.

Commissioner Sorenson noted the County should conduct an audit to protect the integrity of the Surtax funds) to conduct an audit of the Surtax funds and if

the Surtax Funds were expended with criminal intent, then those intentions would be exposed in the audit.

Commissioner Moss expressed concern with the OIG being involved and with conducting a forensic audit until the Finance Department completed the initial financial audit.

County Attorney Cuevas advised the Board had legal authority to allocate the Surtax funding to MDHA, and the Surtax funds allocated could be used to rehabilitate housing.

Commissioner Gimenez stressed the need for an audit and pointed out that all previous audits did not determine if the Surtax funds were expended appropriately.

Commissioner Seijas noted the Commission Auditor and the OIG could do the independent audit.

It was moved by Commissioner Gimenez that the County conduct an audit under the auspices and the direction of the Office of the Inspector General of the use of the Documentary Stamp Surtax Funds in the Miami-Dade Housing Agency. Commissioner Martinez seconded this motion, and upon being put to a roll call vote, failed by a tie vote of 5-5, (Commissioners Gimenez, Heyman, Martinez, Seijas and Souto voted "Yes"; Commissioners Moss, Rolle, Sorenson, Jordan and Chairman Barreiro voted "No"; and Commissioners Diaz, Edmonson and Sosa were absent).

Chairman Barreiro expressed the OIG had the powers to move forward when it was deemed appropriate without the Board's approval.

112

080738 Special Presentation

SPECIAL CHECK PRESENTATION TO MIAMI METROZOO FROM THE SAMI FAMILY [SEE AGENDA ITEM NO. 8M1(A)] ***Presented***

Report: *Mr. Jack Kardys, Director, Miami-Dade Parks and Recreation Department, made a special presentation of a check before the Board to the Miami Metrozoo from the Sami Family.*

Mr. Ron Magill, Zoo Communications Director and Good Will Ambassador, Miami-Dade Parks and Recreation, Miami Metrozoo, informed the Board of his experience meeting Mr. Albert Sami over 15 years ago.

Commissioner Moss expressed appreciation to the Sami Family for the monetary donations made by this family over the years for use solely at Metrozoo.

3/17/2008 Not presented by the Recreation & Cultural Affairs Committee

2 MAYORAL ISSUES

2A MAYORAL VETOES

2B MAYORAL REPORTS

2B1

081078 **Report**

APPROVAL OF DEPARTMENTAL AGENDA ITEMS (Mayor)

Accepted
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3 CONSENT ITEMS

3J1A

080880 **Resolution**

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO APPLY FOR UP TO $1,500,000 IN GRANT FUNDS FROM THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS FOR A FLORIDA COMMUNITIES TRUST (FCT) FLORIDA FOREVER PROGRAM GRANT TO ACQUIRE UP TO 11 ACRES OF LAND ADJACENT TO CASTELLOW HAMMOCK PRESERVE AND NATURE CENTER AND FURTHER AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO ACCEPT, EXPEND FUNDS, AND EXECUTE CONTRACTS AND AMENDMENTS AS REQUIRED (Park & Recreation Department)

Adopted
Resolution R-315-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

4 ORDINANCES FOR FIRST READING

4A

080852 **Ordinance**

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS AVENTURA CROSSINGS 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: May 6, 2008
Mover: Sally A. Heyman
Seconder: Audrey M. Edmonson
Vote: 11- 0
Absent: Sosa, Diaz

Report: *The Board adopted the foregoing proposed ordinance on first reading and scheduled the public hearing before the May 6, 2008, Board of County Commission, at 9:30 a.m.*

4B

080850 **Ordinance**

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS CENTURY STORAGE 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: May 6, 2008
Mover: Sally A. Heyman
Seconder: Audrey M. Edmonson
Vote: 11- 0
Absent: Sosa, Diaz

Report: *The Board adopted the foregoing proposed ordinance on first reading and scheduled the public hearing before the May 6, 2008, Board of County Commission, at 9:30 a.m.*

4C

080844 **Ordinance**

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS COURTYARDS BY LUCKY START 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: May 6, 2008
Mover: Sally A. Heyman
Seconder: Audrey M. Edmonson
Vote: 11- 0
Absent: Sosa, Diaz

Report: *The Board adopted the foregoing proposed ordinance on first reading and scheduled the public hearing before the May 6, 2008, Board of County Commission, at 9:30 a.m.*

4D

080851 **Ordinance**

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS CHAMPION LAKES 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: May 6, 2008
Mover: Sally A. Heyman
Seconder: Audrey M. Edmonson
Vote: 11- 0
Absent: Sosa, Diaz

Report: *The Board adopted the foregoing proposed ordinance on first reading and scheduled the public hearing before the May 6, 2008, Board of County Commission, at 9:30 a.m.*

4E

080498 **Ordinance**

ORDINANCE RELATING TO MUNICIPAL BOUNDARY CHANGE PROCEDURES; REQUIRING MUNICIPALITIES TO SEEK MEDIATION WHEN BOUNDARY CHANGE APPLICATIONS OF TWO OR MORE MUNICIPALITIES CONFLICT; REQUIRING MUNICIPALITIES TO SUBMIT MUTUALLY AGREED UPON BOUNDARIES WITHIN SPECIFIED PERIOD OF TIME AFTER REFERRAL TO A MEDIATOR; PROVIDING THAT PROPOSED MUNICIPAL BOUNDARY CHANGE INITIATED BY AN INDIVIDUAL OR GROUP WHICH CONFLICTS WITH ANOTHER INDIVIDUAL, GROUP OR MUNICIPALITY SUBMIT TO MEDIATION WITHIN TIME PRESCRIBED FOR MUNICIPALITIES; CREATING SECTION 20-3.1 AND AMENDING 20-4 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA ("CODE"); PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE (Office of Strategic Business Management)

Adopted on first reading
Public Hearing: June 10, 2008
Mover: Sally A. Heyman
Seconder: Audrey M. Edmonson
Vote: 11- 0
Absent: Sosa, Diaz

Report: *The Board adopted the foregoing proposed ordinance on first reading and scheduled the public hearing before the June 10, 2008, Governmental Operations and Environment Committee, at 9:30 a.m.*

3/28/2008 *Requires Municipal Notification by the Board of County Commissioners to the Governmental Operations and Environment Committee*

4F

080887 **Ordinance** **Rebeca Sosa**

ORDINANCE WAIVING ALL COUNTY PROCUREMENT POLICIES AND PROCEDURES FOR THE PLANNING, DESIGN AND CONSTRUCTION OF MULTI-PURPOSE FACILITY BY CITY OF HIALEAH ON BEHALF OF MIAMI-DADE COUNTY; AUTHORIZING CITY OF HIALEAH TO USE ITS MUNICIPAL PROCUREMENT POLICIES AND PROCEDURES FOR PLANNING, DESIGN AND CONSTRUCTION OF SUCH MULTI-PURPOSE FACILITY; AND PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE AND AN EFFECTIVE DATE

Adopted on first reading
Public Hearing: June 10, 2008
Mover: Joe A. Martinez
Seconder: Bruno A. Barreiro
Vote: 9- 2
No: Heyman, Sorenson
Absent: Sosa, Diaz

Report: *The Board adopted the foregoing proposed ordinance on first reading and scheduled the public hearing before the June 10, 2008, Governmental Operations and Environment Committee, at 9:30 a.m.*

4/2/2008 *Requires Municipal Notification by the Board of County Commissioners to the Governmental Operations and Environment Committee*

4G

080900 **Ordinance** **Carlos A. Gimenez**

ORDINANCE PERTAINING TO ZONING REGULATION OF SIGNS; AMENDING SECTION 33-107 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA (CODE); DECREASING NUMBER OF MURAL SIGNS ALLOWED TO THIRTY-FIVE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE

Adopted on first reading
Public Hearing: June 10, 2008
Mover: Carlos A. Gimenez
Seconder: Sally A. Heyman
Vote: 8- 3
No: Barreiro, Martinez, Seijas
Absent: Sosa, Diaz

Report: *The Board adopted the foregoing proposed ordinance on first reading and scheduled the public hearing before the June 10, 2008, Governmental Operations and Environment Committee, at 9:30 a.m.*

3/27/2008 *Requires Municipal Notification by the Board of County Commissioners to the Governmental Operations and Environment Committee*

4H

080902 **Ordinance**

ORDINANCE RELATING TO ANNEXATIONS; DELETING REQUIRED RETENTION OF CIGARETTE TAX REVENUES RESULTING FROM A MUNICIPAL DISTRICT BOUNDARY CHANGE; REPEALING SECTION 20-8.3 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA ("CODE"); PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (Office of Strategic Business Management)

Adopted on first reading
Public Hearing: June 10, 2008
Mover: Sally A. Heyman
Seconder: Audrey M. Edmonson
Vote: 11- 0
Absent: Sosa, Diaz

Report: *The Board adopted the foregoing proposed ordinance on first reading and scheduled the public hearing before the June 10, 2008, Governmental Operations and Environment Committee, at 9:30 a.m.*

3/28/2008 *Requires Municipal Notification by the Board of County Commissioners to the Governmental Operations and Environment Committee*

4I

080927 **Ordinance** **Joe A. Martinez**

ORDINANCE AMENDING RULE 5.05 (C) OF SECTION 2-1 OF THE CODE OF MIAMI-DADE COUNTY RELATING TO "4-DAY RULE"; DELETING EXEMPTION OF CERTAIN ITEMS ORIGINATED BY THE DEPARTMENT OF PROCUREMENT MANAGEMENT; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Adopted on first reading
Public Hearing: May 13, 2008
Mover: Sally A. Heyman
Seconder: Audrey M. Edmonson
Vote: 11- 0
Absent: Sosa, Diaz

Report: *The Board adopted the foregoing proposed ordinance on first reading and scheduled the public hearing before the May 13, 2008, Budget and Finance Committee, at 2:00 p.m.*

4J

080891 **Ordinance**

ORDINANCE PERTAINING TO AIRPORT ZONING REGULATIONS; AMENDING SECTION 33-303.2 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA ("CODE") PERTAINING TO THE AIRPORT DEVELOPMENTAL IMPACT COMMITTEE; AMENDING SECTION 33-363.1 OF THE CODE PERTAINING TO USES PERMITTED ON OPA-LOCKA AIRPORT LANDS IN THE GP GOVERNMENT PROPERTY ZONING DISTRICT; PROVIDING FOR CERTAIN SITE PLAN APPROVAL CRITERIA AND PROCEDURES; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (Department of Planning & Zoning)

Adopted on first reading
Public Hearing: May 15, 2008
Mover: Sally A. Heyman
Seconder: Audrey M. Edmonson
Vote: 11- 0
Absent: Sosa, Diaz

Report: *The Board adopted the foregoing proposed ordinance on first reading and scheduled the public hearing before the May 15, 2008, Airport and Tourism Committee, at 9:30 a.m.*

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

5A

080295 **Ordinance**

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS VILLA PERLA 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 08-36
Mover: Joe A. Martinez
Seconder: Sally A. Heyman
Vote: 11- 0
Absent: Sosa, Diaz

Report: *First Assistant County Attorney Abigail Price-Williams read the foregoing proposed ordinance and Agenda Item 5A1, Legislative File No. 080297, the accompanying proposed resolution into the record.*

Chairman Barreiro opened the public hearing. Hearing no one wishing to speak before the Board, Chairman Barreiro closed the public hearing.

The Board proceeded to vote on the foregoing proposed ordinance and the accompanying resolution (Agenda Item 5A1, Legislative File No. 080297) as presented.

3/4/2008 *Tentatively scheduled for a public hearing by the Board of County Commissioners to the Board of County Commissioners*

3/4/2008 *Adopted on first reading by the Board of County Commissioners*

5A1

080297 **Resolution**

RESOLUTION ADOPTING PRELIMINARY ASSESSMENT ROLL PROVIDING FOR ANNUAL ASSESSMENTS AGAINST REAL PROPERTY LOCATED WITHIN BOUNDARIES OF A SPECIAL TAXING DISTRICT KNOWN AS VILLA PERLA 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-316-08
Mover: Dennis C. Moss
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Sosa, Diaz

Report: *See Report under Agenda Item 5A, Legislative File No. 080295.*

5B

080463 **Ordinance**

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS SUNRISE COMMONS 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 08-37
Mover: Joe A. Martinez
Seconder: Sally A. Heyman
Vote: 11- 0
Absent: Sosa, Diaz

Report: *First Assistant County Attorney Abigail Price-Williams read the foregoing proposed ordinance and Agenda Item 5B1, Legislative File No. 080466, the accompanying proposed resolution into the record.*

Chairman Barreiro opened the public hearing. Hearing no one wishing to speak before the Board, Chairman Barreiro closed the public hearing.

The Board proceeded to vote on the foregoing proposed ordinance and the accompanying resolution (Agenda Item 5B1, Legislative File No. 080466) as presented.

3/4/2008	*Tentatively scheduled for a public hearing by the Board of County Commissioners to the Board of County Commissioners*
3/4/2008	*Adopted on first reading by the Board of County Commissioners*

5B1

080466 **Resolution**

RESOLUTION ADOPTING PRELIMINARY ASSESSMENT ROLL PROVIDING FOR ANNUAL ASSESSMENTS AGAINST REAL PROPERTY LOCATED WITHIN BOUNDARIES OF A SPECIAL TAXING DISTRICT KNOWN AS SUNRISE COMMONS 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-317-08
Mover: Dennis C. Moss
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Sosa, Diaz

Report: *See Report under Agenda Item 5B, Legislative File No. 080466.*

5C

080563 **Ordinance**

ORDINANCE AMENDING ORDINANCE NO. 96-7 RELATING TO ROYAL OAKS SECTION I SECURITY GUARD SPECIAL TAXING DISTRICT, ANNEXING THE PROPOSED DUNNHILL COVE FIRST ADDITION AND THE PROPOSED DUNNHILL ISLE SUBDIVISIONS AND PROVIDING AN EFFECTIVE DATE (Public Works Department) ***Amended***

Report: *See Agenda Item 5C Amended, Legislative File No. 081148 for the amended version.*

3/18/2008 *Adopted on first reading by the Board of County Commissioners*

3/18/2008 *Tentatively scheduled for a public hearing by the Board of County Commissioners to the Board of County Commissioners*

5C AMENDED

081148 **Ordinance**

ORDINANCE AMENDING ORDINANCE NO. 96-7 RELATING TO ROYAL OAKS SECTION I SECURITY GUARD SPECIAL TAXING DISTRICT, ANNEXING THE PROPOSED DUNNHILL COVE FIRST ADDITION AND THE PROPOSED DUNNHILL ISLE SUBDIVISIONS AND PROVIDING AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 080563] (Public Works Department)

Adopted as amended
Ordinance 08-38
Mover: Natacha Seijas
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Sosa, Diaz

Report: *First Assistant County Attorney Abigail Price-Williams read the foregoing proposed ordinance and Agenda Item 5C1, Legislative File No. 080591, the accompanying proposed resolution into the record.*

Mr. Jeffrey Bercow, attorney, Bercow and Radell, P.A., 200 South Biscayne Boulevard, representing the applicant Dunnhill Cove First Addition and Dunnhill Isle Subdivisions, noted the following issues were raised, (1) a concern with N.W. 87th Avenue not being dedicated in either of the underlying plats, and he proceeded to inform the Board that the plat was in the process of being approved and N.W. 87th Avenue would be dedicated as part of that approval; and (2) a concern with the tentative plat that needed to move expeditiously, and the desire of the County Attorney's Office to propose a condition to the approval of the Special Taxing District (STD) that would require both plats be recorded within 180 days. He noted his client had no objection to the condition proposed by the County Attorney's Office. Mr. Bercow asked if that condition was added that his client be allowed to request an extension for good cause in the event that the plats were moving in good faith, and for some reason beyond the applicants control the plats could not be timely recorded.

Commissioner Seijas offered an amendment to the foregoing proposed ordinance to add the following language to the end of Section 6: "provided, however, the final plats for Dunnhill Cove First Addition and Dunnhill Isles shall have been approved and recorded in the public records for Miami-Dade County, Florida no later than 180 days from the effective date of this ordinance. Failure to record this final plat within 180 days of the effective date of this ordinance shall automatically repeal this ordinance and shall render this ordinance as null and void."

Assistant County Attorney Thomas Goldstein suggested an agreement between the parties involved be used to accomplish the intent of the 180 day time limit in this offered amendment.

Commissioner Seijas suggested her amendment could read as follows: "provided, however, the final plats for Dunnhill Cove First Addition and Dunnhill Isles shall have been approved and recorded in the public records for Miami-Dade County; and failure to record the final plats shall render this ordinance as null and void."

Assistant County Attorney Goldstein indicated Agenda Item 5C1, the accompanying proposed resolution would be amended to reflect the same changes made to the ordinance.

Hearing no objection, the Board amended the foregoing ordinance and the accompanying resolution Agenda Item 5C1, Legislative File No. 081150, as recommended by Commissioner Seijas.

5C1

080591 **Resolution**

RESOLUTION ADOPTING REVISED PRELIMINARY ASSESSMENT ROLL PROVIDING FOR REVISED ANNUAL ASSESSMENTS AGAINST REAL PROPERTY LOCATED WITHIN BOUNDARIES OF A SPECIAL TAXING DISTRICT KNOWN AS ROYAL OAKS SECTION I SECURITY GUARD SPECIAL TAXING DISTRICT IN ACCORDANCE WITH PROVISIONS OF CHAPTER 18 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA AND ORDINANCE NO. 96-7 AS AMENDED BY ORDINANCE NO. (Public Works Department)

Amended

Report: *See Agenda Item 5C1 Amended, Legislative File No. 081150 for the amended version.*

5C1 AMENDED

081150 **Resolution**

RESOLUTION ADOPTING REVISED PRELIMINARY ASSESSMENT ROLL PROVIDING FOR REVISED ANNUAL ASSESSMENTS AGAINST REAL PROPERTY LOCATED WITHIN BOUNDARIES OF A SPECIAL TAXING DISTRICT KNOWN AS ROYAL OAKS SECTION I SECURITY GUARD SPECIAL TAXING DISTRICT IN ACCORDANCE WITH PROVISIONS OF CHAPTER 18 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA AND ORDINANCE NO. 96-7 AS AMENDED BY ORDINANCE NO. [SEE ORIGINAL ITEM UNDER FILE NO. 081150] (Public Works Department)

Adopted as amended
Resolution R-318-08
Mover: Barbara J. Jordan
Seconder: Joe A. Martinez
Vote: 11- 0
Absent: Sosa, Diaz

Report: *See Report under Agenda Item 5C Amended, Legislative File No. 081148.*

5D

080509 **Ordinance**

ORDINANCE APPROVING COVENANT TO BUDGET AND APPROPRIATE ANNUALLY FROM LEGALLY AVAILABLE NON-AD VALOREM REVENUES OF COUNTY AMOUNTS SUFFICIENT TO PAY REPAYMENT OBLIGATIONS WITH RESPECT TO IRREVOCABLE LETTER OF CREDIT IN AMOUNT OF $75,000,000 IN FAVOR OF FLORIDA DEPARTMENT OF TRANSPORTATION FOR SEAPORT TUNNEL PROJECT; PROVIDING THAT SELECTION OF LETTER OF CREDIT PROVIDER AND RELATED LOAN DETAILS AND AGREEMENTS SHALL BE APPROVED BY SUBSEQUENT RESOLUTION; AND PROVIDING SEVERABILITY AND EFFECTIVE DATE [SEE AGENDA ITEM NO. 8E1A] (Finance Department)

Adopted
Ordinance 08-39
Mover: Dorrin D. Rolle
Seconder: Barbara J. Jordan
Vote: 8- 4
No: Gimenez, Souto, Martinez, Seijas
Absent: Sosa

Report: *First Assistant County Attorney Abigail Price-Williams read the foregoing proposed ordinance and the accompanying resolution Agenda Item 8E1A, Legislative File No. 080621, into the record.*

Chairman Barreiro opened the public hearing. Hearing no one wishing to speak before the Board, Chairman Barreiro closed the public hearing.

Commissioner Edmonson questioned whether the Florida Department of Transportation (FDOT) could draw from the Geotechnical and Relief Contingency Reserve (Contingency Reserve) without authorization from the County.

Assistant County Attorney Gerald Heffernan stated the FDOT could draw from the Contingency Reserve as indicated in the Master Agreement (Agreement) between FDOT, the County, and the City of Miami for construction of the Port Tunnel. He advised the Agreement delineated the financial contributions, and one of the contributions by the County was to fund a $75 million Contingency Reserve for the Port Tunnel project.

Commissioner Edmonson expressed concern regarding the negative impact of allowing FDOT to draw from the Contingency Reserve and of the County requirement to reimburse the Letter of Credit (LOC) provider for any draws on the LOC, plus the accrued interest.

County Manager George Burgess informed Board members during the negotiations the County imposed a limit on the County's exposure. He noted the way the County capped its exposure was with the establishment of the Contingency Reserve.

Commissioner Edmonson questioned whether FDOT was required to notify the County before drawing from this Contingency Reserve.

Assistant County Manager Ysela Llort stated no requirement was approved regarding the use of the funds. She proceeded to provide the Board members of an overview of the eligible uses of this Contingency Reserve that were for unforeseen geotechnical costs associated with the digging of the tunnel and with respect to the County, certain other agreed upon relief events.

Responding to Commissioner Gimenez' comments regarding dispute resolution provisions, Assistant County Attorney Heffernan stated no specific dispute resolutions or mechanisms were included, but a contractual right that deals with challenges, which indicated this LOC would be used for a specific purpose and anything outside of that purpose required notification, was included.

Responding to Commissioner Martinez' comments regarding how the County originally intended to pay for the Port Tunnel project, County Manager Burgess stated the County Administration contemplated a reserve. He indicated different local funding sources provided for the Port Tunnel project.

A discussion ensued between Commissioner Martinez and County Manager Burgess regarding the Global Agreement and the projects that were part of that agreement, including the Port Tunnel project; how this proposed ordinance and Agenda Item 8E1A would also provide funding for the Port Tunnel project; the potential State funding cuts for Miami-Dade County.

Commissioner Seijas informed the Board of the discussion held at the March

20, 2008, Metropolitan Planning Organization (MPO) Governing Board meeting regarding the Rental car Surcharge Funding for South Florida Regional Transportation Authority (SFRTA): Senate Bill 1512 and House Bill 1245.

Ms. Alice Bravo, Director of Transportation Development District No. 6, FDOT, noted the MPO passed two resolutions at the March 20, 2008, meeting: (1) Resolution opposing Senate Bill 1512 and House Bill 1245 redirecting revenue from existing $2 rental car surcharge to the SFRTA (MPO Resolution 05-08), and (2) Resolution urging the SFRTA to seek from the Florida Legislature authorization for an additional Rental Car Surcharge up to $2 (MPO Resolution 06-08).

Commissioner Souto expressed concern with the current economic conditions and the County spending monies it did not have.

Commissioner Gimenez expressed concern regarding the $100 million in Building Better Communities General Obligation Bond (GOB) Program funding and the $500 million in State funding that would be used for the Port Tunnel Project.

A discussion ensued among Commissioner Gimenez, Assistant County Manager Llort and Ms. Bravo regarding State funding for transportation projects in Miami-Dade County.

Commissioner Gimenez questioned if the County did not use the $500 million of State funding for the Port Tunnel project, would the funding be reallocated for use elsewhere within the State of Florida or would the funding be available for the County to use on other transportation projects.

Ms. Bravo stated the $500 million were statewide funds for distribution throughout the State to different districts based on needs.

Assistant County Manager Llort noted the State funds came from a funding source that was earmarked for use on growth management projects. She stated the Port Tunnel was a growth management development issue because of the importance of the Port of Miami.

Commissioner Gimenez noted the trucking and the cruise industry did not support a Port Tunnel.

Chairman Barreiro spoke in support of the Port Tunnel project and noted the need for the County to move forward on this project. He noted the future impact to the roads in the subject area to the development of the high rises and the trucks need to be off the roads in the Downtown area.

Commissioner Heyman expressed concern regarding the economic impact to the County and asked for the Seaport Director's input on the $400-$500 million for the Port Tunnel project in terms of the need for this project, and other competitive transportation projects for this FDOT district.

County Manager Burgess stated this was a statewide project and without the Port Tunnel the funding would go elsewhere within the State of Florida.

Mr. Bill Johnson, Director, Miami-Dade Seaport Department, stated the future of the Port of Miami was contingent upon the Port Tunnel, if the County desired future growth of the Port. He noted discussions with world leaders

who inquired about the Port Tunnel.

Commissioner Sorenson spoke in support of the Port Tunnel project and the positive impact to the community, such as jobs.

Commissioner Edmonson spoke in support of the Port Tunnel, and reiterated her concern that the County had no control over the Contingency Reserve.

Commissioner Diaz spoke in support of this proposed ordinance. He noted it would make the Port more competitive in the industry, create jobs to construct the Port Tunnel, and cap the County's contribution for the Port Tunnel project.

Responding to Commissioner Moss' request for a response from Mr. Jose Abreu, Director, Miami-Dade Aviation Department, on the issue of not expending the State funds on the Port Tunnel, Mr. Abreu noted, in his former role with the FDOT Secretary's Office the State funding for transportation projects were prioritized based on the highest needs in the entire State, especially for growth management.

The Board proceeded to vote on this proposed ordinance and the accompanying resolutions Agenda Items 8E1A, Legislative File No.080621, and 8E1C, Legislative File No. 080853, as presented.

3/4/2008	*Adopted on first reading by the Board of County Commissioners*
3/4/2008	*Tentatively scheduled for a public hearing by the Board of County Commissioners to the Board of County Commissioners*
3/11/2008	*Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

5E

080277 **Resolution** **Barbara J. Jordan**

RESOLUTION CODESIGNATING NW 22ND AVENUE BETWEEN NW 156TH STREET AND NW 158TH STREET AS MINISTER VICTOR LEVELL, SR. BOULEVARD; URGING THE CITY OF MIAMI GARDENS TO DO THE SAME

Deferred to April 22, 2008
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

Report: *During consideration of changes to today's agenda, the Board deferred the foregoing proposed resolution to the April 22, 2008, Board meeting as requested by Commissioner Jordan.*

5F

080698 **Resolution** **Barbara J. Jordan, Audrey M. Edmonson, Sally A. Heyman, Dorrin D. Rolle, Katy Sorenson**

RESOLUTION APPROVING AN AMENDMENT TO THE PEOPLE'S TRANSPORTATION PLAN TO ALLOW FOR THE USE OF SURTAX FUNDS FOR PROJECTS OTHER THAN THOSE RELATED TO THE ORANGE LINE ONLY IF EACH FISCAL YEAR AN ANNUAL ALLOCATION IS MADE SPECIFICALLY TO PROJECTS RELATED TO THE ORANGE LINE

Adopted
Resolution R-320-08
Mover: Katy Sorenson
Seconder: Barbara J. Jordan
Vote: 8- 2
No: Souto, Martinez
Absent: Rolle, Sosa, Gimenez

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

Chairman Barreiro opened the public hearing. Hearing no one wishing to speak before the Board, Chairman Barreiro closed the public hearing.

The Board proceeded to vote on the foregoing proposed resolution as presented.

Commissioner Martinez stated he did not support this resolution because the County does not know how much it would allocate yearly or reserve for future debt service. Therefore, funding provided for projects other than those related to the Orange Line may result in a shortfall.

3/12/2008 *Forwarded to the BCC by the BCC Chairperson with a favorable recommendation from the Transit Committee*

3/18/2008 *4 Day Rule Invoked by the Board of County Commissioners*

5G

080843 **Resolution**

RESOLUTION APPROVING THE WAIVER OF PLAT OF BIRD INDUSTRIAL CENTER, INC., D-21926, LOCATED IN THE NORTHWEST 1/4 OF SECTION 23, TOWNSHIP 54 SOUTH, RANGE 40 EAST (BOUNDED ON THE NORTH BY SW 41 STREET, ON THE EAST BY APPROXIMATELY SW 72 AVENUE, ON THE SOUTH BY APPROXIMATELY SW 42 STREET, AND ON THE WEST BY APPROXIMATELY SW 73 AVENUE) (Public Works Department)

Adopted
Resolution R-321-08
Mover: Audrey M. Edmonson
Seconder: Dennis C. Moss
Vote: 9- 0
Absent: Rolle, Sosa, Gimenez, Martinez

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

Chairman Barreiro opened the public hearing. Hearing no one wishing to speak before the Board, Chairman Barreiro closed the public hearing.

The Board proceeded to vote on the foregoing proposed resolution as presented.

5H

080846 **Resolution**

RESOLUTION APPROVING THE WAIVER OF PLAT OF VERNELL WILLIAMS, D-22882, LOCATED IN THE SOUTHEAST 1/4 OF SECTION 10, TOWNSHIP 53 SOUTH, RANGE 41 EAST (BOUNDED ON THE NORTH BY NW 73 STREET, ON THE EAST BY APPROXIMATELY NW 17 AVENUE, ON THE SOUTH BY THE F.E.C. RAILROAD, AND ON THE WEST BY APPROXIMATELY NW 19 AVENUE) (Public Works Department)

Adopted
Resolution R-322-08
Mover: Audrey M. Edmonson
Seconder: Dennis C. Moss
Vote: 9- 0
Absent: Rolle, Sosa, Gimenez, Martinez

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

Chairman Barreiro opened the public hearing. Hearing no one wishing to speak before the Board, Chairman Barreiro closed the public hearing.

The Board proceeded to vote on the foregoing proposed resolution as presented.

5I

080839 **Resolution**

RESOLUTION APPROVING THE PLAT OF TAMIAMI PETRO, LOCATED IN THE NORTHWEST 1/4 OF SECTION 14, TOWNSHIP 55 SOUTH, RANGE 39 EAST (BOUNDED ON THE NORTH BY SW 120 STREET, ON THE EAST BY APPROXIMATELY SW 131 AVENUE, ON THE SOUTH BY APPROXIMATELY SW 124 STREET, AND ON THE WEST BY SW 132 COURT) (Public Works Department)

Adopted
Resolution R-323-08
Mover: Audrey M. Edmonson
Seconder: Dennis C. Moss
Vote: 9- 0
Absent: Rolle, Sosa, Gimenez, Martinez

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

Chairman Barreiro opened the public hearing. Hearing no one wishing to speak before the Board, Chairman Barreiro closed the public hearing.

The Board proceeded to vote on the foregoing proposed resolution as presented.

5J

080842 **Resolution**

RESOLUTION APPROVING THE PLAT OF VILLAS AT SORRENTO, LOCATED IN THE SOUTHWEST 1/4 OF SECTION 18, TOWNSHIP 56 SOUTH, RANGE 40 EAST (BOUNDED ON THE NORTH BY APPROXIMATELY SW 224 STREET, ON THE EAST BY SW 112 AVENUE, ON THE SOUTH BY SW 227 STREET, AND ON THE WEST BY APPROXIMATELY SW 113 COURT) (Public Works Department)

Adopted
Resolution R-324-08
Mover: Audrey M. Edmonson
Seconder: Dennis C. Moss
Vote: 9- 0
Absent: Rolle, Sosa, Gimenez, Martinez

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

Chairman Barreiro opened the public hearing. Hearing no one wishing to speak before the Board, Chairman Barreiro closed the public hearing.

The Board proceeded to vote on the foregoing proposed resolution as presented.

5K

080845 **Resolution**

RESOLUTION APPROVING THE PLAT OF 149 BIRD, LOCATED IN THE SOUTHEAST 1/4 OF SECTION 16, TOWNSHIP 54 SOUTH, RANGE 39 EAST (BOUNDED ON THE NORTH BY APPROXIMATELY SW 41 LANE, ON THE EAST SW 149 AVENUE, ON THE SOUTH BY SW 42 STREET, AND ON THE WEST BY APPROXIMATELY SW 152 AVENUE) (Public Works Department)

Adopted
Resolution R-325-08
Mover: Audrey M. Edmonson
Seconder: Dennis C. Moss
Vote: 9- 0
Absent: Rolle, Sosa, Gimenez, Martinez

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

Chairman Barreiro opened the public hearing. Hearing no one wishing to speak before the Board, Chairman Barreiro closed the public hearing.

The Board proceeded to vote on the foregoing proposed resolution as presented.

5L

080847 **Resolution**

RESOLUTION APPROVING THE PLAT OF COUNTRYSIDE ESTATES, LOCATED IN THE NORTHEAST 1/4 OF SECTION 14, TOWNSHIP 57 SOUTH, RANGE 38 EAST (BOUNDED ON THE NORTH BY SW 316 STREET, ON THE EAST BY SW 190 AVENUE, ON THE SOUTH BY APPROXIMATELY SW 318 TERRACE, AND ON THE WEST BY SW 192 AVENUE) (Public Works Department)

Adopted
Resolution R-326-08
Mover: Audrey M. Edmonson
Seconder: Dennis C. Moss
Vote: 9- 0
Absent: Rolle, Sosa, Gimenez, Martinez

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

Chairman Barreiro opened the public hearing. Hearing no one wishing to speak before the Board, Chairman Barreiro closed the public hearing.

The Board proceeded to vote on the foregoing proposed resolution as presented.

5M

080841 **Resolution**

RESOLUTION APPROVING THE PLAT OF ROYAL COMMERCE CENTER, LOCATED IN THE NORTHEAST 1/4 OF SECTION 23, TOWNSHIP 56 SOUTH, RANGE 39 EAST (BOUNDED ON THE NORTH BY APPROXIMATELY SW 236 STREET, ON THE EAST BY APPROXIMATELY STATE ROAD 5, ON THE SOUTH BY SW 238 STREET, AND ON THE WEST BY SW 132 AVENUE) (Public Works Department)

Adopted
Resolution R-327-08
Mover: Audrey M. Edmonson
Seconder: Dennis C. Moss
Vote: 9- 0
Absent: Rolle, Sosa, Gimenez, Martinez

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

Chairman Barreiro opened the public hearing. Hearing no one wishing to speak before the Board, Chairman Barreiro closed the public hearing.

The Board proceeded to vote on the foregoing proposed resolution as presented.

6 CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS

7 ORDINANCES SET FOR SECOND READING

7A

080815 **Ordinance** **Barbara J. Jordan**

ORDINANCE PERTAINING TO COMMUNITY SMALL BUSINESS ENTERPRISE ("CSBE") PROGRAM; AMENDING SECTION 10-33.02 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING FOR APPEALS FROM DECERTIFICATION, DENIALS OF CERTIFICATION, AND DETERMINATIONS OF NONCOMPLIANCE WITH SECTION 10-33.02; PROVIDING SEVERABILITY, INCLUSION IN CODE AND EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 080257]

Adopted
Ordinance 08-40
Mover: Barbara J. Jordan
Seconder: Katy Sorenson
Vote: 9- 0
Absent: Rolle, Sosa, Gimenez, Martinez

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

Hearing no questions or comments, the Board proceeded to vote on this proposed resolution as presented.

3/11/2008 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Budget and Finance Committee*

7B

080389 **Ordinance** **Sen. Javier D. Souto**

ORDINANCE REQUIRING PERSONS SELLING BICYCLES AT RETAIL NOT TO SELL A BICYCLE UNLESS THE BUYER ALSO PURCHASES BICYCLE LIGHTS AND REFLECTORS; PROVIDING EXCEPTIONS; AMENDING CHAPTER 8CC TO PROVIDE ENFORCEMENT UNDER THAT PROVISION; PROVIDING PENALTIES, SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Deferred to no date certain
Mover: Sen. Javier D. Souto
Seconder: Dennis C. Moss
Vote: 9- 0
Absent: Rolle, Sosa, Gimenez, Diaz

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

Commissioner Souto explained the intent of this proposed ordinance.

Following Commissioner Heyman's comments on Florida State law regarding reflectors and lights, Assistant County Attorney Thomas Logue advised the Board of Florida Statutes (FS) Section 316.2065 that required every bicycle in use between sunset and sunrise be equipped with lights and reflectors.

Commissioner Heyman stated she supported Commissioner Souto's initiative to get as much protection for individuals using bicycles. She expressed concern with budget cuts in Team Metro and all other County agencies that conducted enforcement activities. Commissioner Heyman stated the County should assume some responsibility to assist in marketing the concept outlined in this proposed ordinance for bicycle safety. She also expressed concern with imposing civil penalties to the bike shop or other merchant selling bicycles if it sold bicycles without selling reflectors/lights as part of the same transaction. She expressed that individuals should be educated on FS 316.2065.

Commissioner Martinez suggested the Board urge the Federal government to ensure bicycle manufacturers included reflectors and lights as a part of the package.

Commissioner Edmonson noted the difficulty for small Mom and Pop stores to keep sales records of the bicycles.

Commissioner Seijas stated the bicycle owner should be responsible for reflectors and lights, not the retailers. She supported the need for the industry to be informed of this proposed ordinance.

Commissioner Souto stated he would table this item and comeback with a modified proposal in the near future.

Hearing no objection, the Board deferred the foregoing proposed ordinance to no date certain as requested by Commissioner Souto.

2/19/2008 *Tentatively scheduled for a public hearing by the Board of County Commissioners to the Economic Development and Human Services Committee*

2/19/2008 *Adopted on first reading by the Board of County Commissioners*

3/12/2008 *Forwarded to BCC without a recommendation from the Economic Development and Human Services Committee*

7C

080211 **Ordinance** **Economic Development and Human Services Committee**

ORDINANCE CREATING THE EMPOWERMENT ZONE STRATEGIES 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 STRATEGIES 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)

Deferred to April 16, 2008
Mover: Audrey M. Edmonson
Seconder: Katy Sorenson
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

Report: *During consideration of changes to today's agenda, the Board deferred and referred the foregoing proposed ordinance to the April 16, 2008, Economic Development and Human Services Committee (EDHSC) at 9:30 a.m. for further review as requested by Commissioner Edmonson, Chair of the EDHSC.*

1/16/2008 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Economic Development and Human Services Committee*

2/5/2008 *Deferred by the Board of County Commissioners*

7C SUPPLEMENT

081074 **Supplement**

SUPPLEMENTAL INFORMATION RE: MIAMI-DADE EMPOWERMENT ZONE STRATEGIES ALLIANCE

Deferred to April 16, 2008
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 12- 0
Absent: Sosa

Report: *During consideration of changes to today's agenda, the Board deferred and referred the foregoing supplement to the April 16, 2008, Economic Development and Human Services Committee (EDHSC) at 9:30 a.m. for further review as requested by Commissioner Edmonson, Chair of the EDHSC.*

7D

080973 **Ordinance** **Joe A. Martinez**

ORDINANCE RELATING TO RULES OF PROCEDURE OF THE COUNTY COMMISSION; AMENDING SECTION 2-1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, TO PROVIDE THAT ANY ITEM ON THE COMMISSION AGENDA THAT HAS BEEN AMENDED IN COMMITTEE SHALL SO INDICATE ON THE COVER MEMORANDUM, INCLUDE A BRIEF DESCRIPTION OF THE AMENDMENT AND IDENTIFY THE CHANGES IN THE ITEM; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 080392]

Adopted
Ordinance 08-41
Mover: Joe A. Martinez
Seconder: Sally A. Heyman
Vote: 8- 0
Absent: Rolle, Sosa, Gimenez, Souto, Diaz

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

The Board proceeded to vote on this proposed ordinance as presented.

Following Commissioner Seijas' request for clarification, Commissioner Martinez explained the intent of this proposed ordinance.

3/11/2008 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Budget and Finance Committee*

7E

080861 **Ordinance** **Rebeca Sosa**

ORDINANCE AMENDING SECTION 2-8.1.6 OF THE CODE OF MIAMI-DADE COUNTY TO EXTEND THE TERM OF THE EXPEDITED PURCHASING PROGRAM FOR ONE YEAR; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 080442] (Procurement Management Department)

Amended

Report: *See Agenda Item 7E Amended, Legislative File No. 081794 for the amended version.*

3/11/2008 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Budget and Finance Committee*

7E AMENDED

081794 **Ordinance** **Rebeca Sosa**

ORDINANCE AMENDING SECTION 2-8.1.6 OF THE CODE OF MIAMI-DADE COUNTY TO EXTEND THE TERM OF THE EXPEDITED PURCHASING PROGRAM FOR ONE YEAR; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NOS. 080442 AND 080861] (Procurement Management Department)

Adopted as amended
Ordinance 08-42
Mover: Dennis C. Moss
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Rolle, Sosa, Souto

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

Assistant County Attorney Oren Rosenthal explained the intent of the proposed amendment outlined in this proposed ordinance.

Assistant County Manager Susanne Torriente noted when this proposed ordinance was drafted the Expedited Purchasing Program (EPP) expired on March 16, 2008.

Chairman Barreiro questioned whether this proposed ordinance was legally proper before the Board.

First Assistant County Attorney Price-Williams explained the intent of this proposed ordinance and the item may or should accurately reflect that the EPP authority was being extended as opposed to the terms of the EPP. She advised the ordinance title as presented could include the extension of the program by extending the County Manager's authority. Ms. Price-Williams suggested this proposed ordinance be amended to reflect the EPP authority.

Commissioner Martinez explained the intent of the amendment made by the Budget and Finance Committee was to extend the County Manager's authority under the EPP.

Ms. Price-Williams stated this ordinance would authorize the County Manager to re-enact the EPP.

County Attorney Robert Cuevas advised Section 2-8.1 (i) of the Code of Miami-Dade County currently reads as follows: "The County Manager shall be authorized to advertise and issue solicitation documents for purchases under the Expedited Purchasing Program through March 16, 2008." He indicated this language was currently in the Code regardless of the passage of date March 16, 2008 or not. Therefore, the date change was from "March 16, 2008" to "March 16, 2009."

A discussion ensued among Board members and County Attorney Cuevas regarding the intent of this proposed ordinance to remove the sunset provision that limits the term of the EPP to a year.

County Attorney Robert Cuevas advised this proposed ordinance should be amended to add to the end of Section 4 the following language: "and this ordinance and the authority granted hereunder shall sunset March 16, 2009."

Hearing no objection, the Board amended this proposed resolution as recommended by County Attorney Cuevas.

8 DEPARTMENTAL ITEMS

8A AVIATION DEPARTMENT

8A1A

080678 **Resolution**

RESOLUTION AUTHORIZING ISSUANCE AND ADVERTISING OF A REQUEST FOR PROPOSALS, NUMBER MDAD-09-06, TO SELECT QUALIFIED FIRMS TO PROVIDE JANITORIAL SERVICES FOR AREAS WITHIN COUNTY AIRPORTS (Aviation Department)

Adopted
Resolution R-391-08
Mover: Dennis C. Moss
Seconder: Audrey M. Edmonson
Vote: 8- 0
Absent: Rolle, Barreiro, Sosa, Martinez, Seijas

Report: *Commissioner Sorenson questioned whether the janitorial contracts used environmentally friendly products at Miami International Airport.*

Mr. Jose Abreu, Director, Miami-Dade Aviation Department (MDAD), noted as part of the Request for Proposals (RFP) for MDAD environmentally friendly products would be used.

Chairman Barreiro asked that the County administration strongly consider the use of electronic paper dispensers to dry hands in public restrooms.

Hearing no further questions or comments, the Board proceeded to vote on this proposed resolution as presented.

3/13/2008 *Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee*

8A1A SUPPLEMENT

080945 **Supplement**

SUPPLEMENTAL INFORMATION RE: REQUEST TO ADVERTISE - RFP JANITORIAL SERVICES RFP NO. MDAD-09-06

Presented

8A1B

080681 **Resolution**

RESOLUTION AUTHORIZING FIRST COUNTY AMENDMENT TO THE DESIGN SERVICES AGREEMENT RELATING TO THE NORTH TERMINAL AUTOMATED PEOPLE MOVER SYSTEM AT MIAMI INTERNATIONAL AIRPORT, PROJECT NO. B702 AND N038A, MIA 702-R-1, BETWEEN MIAMI-DADE COUNTY AND LEA + ELLIOTT, INC., IN THE AMOUNT OF $6,400,000.00; AND AUTHORIZING COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE SAME, AND TO EXERCISE CANCELLATION AND TERMINATION PROVISIONS THEREOF (Aviation Department)

Adopted
Resolution R-392-08
Mover: Jose "Pepe" Diaz
Seconder: Sally A. Heyman
Vote: 8- 0
Absent: Rolle, Barreiro, Sosa, Martinez, Seijas

Report: *Commissioner Heyman asked the Miami-Dade Aviation Department (MDAD) Director to explain the intent of this item.*

Mr. Jose Abreu, MDAD Director, provided the Board an overview of this item and staff's recommendation for the Board to approve a First County Amendment to the Design Services Agreement between Lea and Elliott, Inc. and Miami-Dade County.

During discussion on this item, Commissioner Diaz, as Chair of the Airport and Tourism Committee (ATC) announced the ATC meeting scheduled for Thursday, May 15, 2008, at 9:30 a.m. would be held at Miami International Airport.

Assistant County Manager Ysela Llort indicated notification confirming the date and location for the ATC meeting on May 15th would be provided later.

Hearing no further questions or comments, the Board proceeded to vote on this proposed resolution as presented.

3/13/2008 *Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee*

8A1C

080683 **Resolution**

RESOLUTION APPROVING CHANGE ORDER NO. MDAD-3, WITH DYNALECTRIC COMPANY, MIA C-D PDS CABLING, PROJECT NO. B775B, NORTH TERMINAL DEVELOPMENT PROGRAM, AT MIAMI INTERNATIONAL AIRPORT, INCREASING CONTRACT AMOUNT BY $2,957,370.06; EXTENDING THE CONTRACT TIME BY 1083 DAYS; AND AUTHORIZING THE COUNTY MAYOR OR DESIGNEE TO EXECUTE SAME FOR AND ON BEHALF MIAMI-DADE COUNTY, INCLUDING ANY TERMINATION OR CANCELLATION PROVISIONS (Aviation Department)

Adopted
Resolution R-403-08
Mover: Jose "Pepe" Diaz
Seconder: Dennis C. Moss
Vote: 8- 0
Absent: Rolle, Barreiro, Sosa, Martinez, Seijas

Report: *Commissioner Edmonson questioned the unforeseen field conditions noted in Change Order No. MDAD-3 to the original contract with Dynalectric Company for the Miami International Airport (MIA) Terminal C-D Premis Distribution System (PDS) Cabling Project at MIA. In addition, she noted the cost continued to increase the contract amount and the Community Small Business Enterprise (CSBE) goal decreased.*

Mr. Jose Abreu, Director, Miami-Dade Aviation Department (MDAD), noted the CSBE contract measure for this contract was voluntary. He proceeded to provide an overview of the change in the scope for the contract.

Ms. Penelope Townsley, Director, Miami-Dade Small Business Development (SBD), noted the CSBE goal did not apply to the change order on this particular contract. Therefore, the value for the CSBE goals did not decrease.

Discussion ensued among Commissioner Moss, Ms. Townsley, and Mr. Abreu regarding the CSBE goals and the increase in the contract amount for this change order.

Mr. John Cosgrove, Deputy Aviation Director, MDAD Capital Improvement Program, explained the CSBE contract measure and work on this project.

Hearing no further questions or comments, the Board proceeded to vote on this proposed resolution as presented.

3/13/2008 *Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee*

8A1D

080788 **Resolution**

RESOLUTION AUTHORIZING THE ISSUANCE AND ADVERTISING OF A REQUEST FOR PROPOSALS (RFP) MDAD 04-07) TO SELECT FIRMS TO FINANCE, DESIGN, DEVELOP, FURNISH, MAINTAIN AND OPERATE RETAIL CONCESSIONS AT MIAMI INTERNATIONAL [SEE ORIGINAL ITEM UNDER FILE NO. 080679] (Aviation Department)

Adopted
Resolution R-328-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/13/2008 *Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee*

8A1E

080789 **Resolution**

RESOLUTION APPROVING FOURTH AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH BURNS AND MCDONNELL ENGINEERING COMPANY, INC. FOR MIA SOUTH TERMINAL PROGRAM SUPPLEMENTAL ARCHITECTURAL/ENGINEERING SERVICES, PROJECT NO. H010A AT MIAMI INTERNATIONAL AIRPORT, WHICH INCREASES THE CONTRACT BY UP TO $1,804,500; AUTHORIZING COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE SAME [SEE ORIGINAL ITEM UNDER FILE NO. 080710] (Aviation Department)

Adopted
Resolution R-405-08
Mover: Jose "Pepe" Diaz
Seconder: Dennis C. Moss
Vote: 8- 0
Absent: Rolle, Edmonson, Sosa, Martinez, Seijas

Report: *Commissioner Edmonson questioned the increase in the contract amount and if the Community Business Enterprise (CBE) contract measure goals for this contract increased as well.*

Mr. Jose Abreu, Director, Miami-Dade Aviation Department (MDAD), proceeded to provide a summary of the original contract, and asked Mr. Max Fajardo, Deputy Director, MDAD to provide an explanation on the changes for the South Terminal Program Supplemental Architectural/Engineering Services-Concourse J and H-J Utility Pavement project.

Commissioner Jordan explained the County Attorney's Office or the involved County department must provide full disclosure of information relative to Florida State Statutes to the Miami-Dade County Department of Small Business Development (SBD) for SBD to set the Community Business Enterprise (CBE) contract measure goals. In addition, she asked that legislation be prepared to require submittal of such information to SBD for the purpose of setting the CBE contract measure goal.

Mr. Max Fajardo, Deputy Director, MDAD, concurred with Commissioner Jordan's comments.

Hearing no objection, the Board proceeded to vote on the foregoing proposed resolution and Agenda Item 8A1F as presented.

3/13/2008 *Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee*

8A1F

080790 **Resolution**

RESOLUTION APPROVING FOURTH AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH PEREZ AND PEREZ ARCHITECTS PLANNERS, INC. FOR MIA SOUTH TERMINAL PROGRAM SUPPLEMENTAL ARCHITECTURAL/ENGINEERING SERVICES, PROJECT NO. H010A AT MIAMI INTERNATIONAL AIRPORT, WHICH INCREASES THE CONTRAC BY UP TO $2,807,000; AUTHORIZING COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE SAME [SEE ORIGINAL ITEM UNDER FILE NO. 080711] (Aviation Department)

Adopted
Resolution R-406-08
Mover: Jose "Pepe" Diaz
Seconder: Dennis C. Moss
Vote: 8- 0
Absent: Rolle, Edmonson, Sosa, Martinez, Seijas

Report: *See Report under Agenda Item 8A1E, Legislative File No. 080789.*

3/13/2008 *Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee*

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

8C CONSUMER SERVICES DEPARTMENT

8C1A

080483 **Resolution**

RESOLUTION APPROVING APPLICATION FOR ONE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO INTER S', INC. D/B/A UNLIMITED TRANSPORTATION TO PROVIDE COMBINATION WHEELCHAIR AND STRETCHER NONEMERGENCY MEDICAL TRANSPORTATION SERVICE (NE CONTROL NO. 148A) (Consumer Services Department)

Adopted
Resolution R-329-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/12/2008 *Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee*

8C1B

080488 **Resolution**

RESOLUTION APPROVING APPLICATION FOR ONE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO INTER S', INC. D/B/A UNLIMITED TRANSPORTATION TO PROVIDE COMBINATION WHEELCHAIR AND STRETCHER NONEMERGENCY MEDICAL TRANSPORTATION SERVICE (NE CONTROL NO. 148B) (Consumer Services Department)

Adopted
Resolution R-330-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/12/2008 *Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee*

8D ENVIRONMENTAL RESOURCES MANAGEMENT

8D1A

080532 **Resolution**

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 10 ACRES OF SOUTH DADE WETLANDS PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH THE NATURE CONSERVANCY AS ASSIGNOR, MIAMI-DADE COUNTY AS ASSIGNEE, AND MARIA M. DRUMMOND AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

Adopted
Resolution R-393-08
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 12- 0
Absent: Sosa

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

8D1B

080535 **Resolution**

RESOLUTION ADDING THE METROZOO PINELANDS NATURAL AREAS TO THE ENVIRONMENTALLY ENDANGERED LANDS (EEL) PRIORITY A ACQUISITION LIST FOR MANAGEMENT BY THE EEL PROGRAM (Department of Environmental Resources Management)

Adopted
Resolution R-413-08
Mover: Barbara J. Jordan
Seconder: Dennis C. Moss
Vote: 9- 1
No: Gimenez
Absent: Rolle, Sosa, Martinez

Report: *Commissioner Gimenez spoke in opposition to the foregoing proposed resolution because the County already owned the land and was basically substituting maintenance to the Environmentally Endangered Lands (EEL) Program. He stated he believed the County should maintain and keep as much of the EEL Program to purchase additional land.*

Mr. Carlos Espinosa, Director, Department of Environmental Resources Management, explained the intent of this proposed resolution.

Assistant County Manager Alex Munoz stated the Metrozoo Pinelands was property acquired by the Federal property for development of the Metrozoo. He indicated the EEL Management Trust Fund was set-up for both purchase and maintenance, and this proposal met one of the goals of the EEL Program.

Responding to Commissioner Jordan's question on the process to replenish the EEL Management Trust Fund, Mr. Espinosa noted in 1992 the County received $90 million from the EEL Management Trust Fund, and the County was able to utilize matching funds from State grants and other funding sources. He pointed out the County still had approximately $69 million of the $90 million, plus an additional allocation from the Building Better Communities General Obligation Bond (GOB) Program funds.

The Board proceeded to vote on this proposed resolution as presented.

Commissioner Sorenson stated the EEL Program was one of the best programs in the County and spoke in support of this resolution.

Chairman Barreiro congratulated Mr. Jack Kardys, Director, Miami-Dade Parks and Recreation Department, on the success of the Sony Ericsson Tennis Tournament held at Key Biscayne.

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

8E FINANCE DEPARTMENT

8E1A

080621 **Resolution**

RESOLUTION APPROVING IRREVOCABLE LETTER OF CREDIT TO BE PROVIDED BY BANK OF AMERICA IN AMOUNT OF $75,000,000 FOR BENEFIT OF FLORIDA DEPARTMENT OF TRANSPORTATION FOR SEAPORT TUNNEL PROJECT; APPROVING LINE OF CREDIT WITH BANK OF AMERICA IN AMOUNT OF $85,000,000 TO BE USED BY COUNTY TO DEFER PAYMENT OF ANY DRAWS ON LETTER OF CREDIT, ACCRUED INTEREST ON SUCH DRAWS AND ANY LETTER OF CREDIT FEES; APPROVING DETAILS AND LOAN AGREEMENT WITH RESPECT TO SUCH LINE OF CREDIT; AND PROVIDING SEVERABILITY [SEE AGENDA ITEM NO. 5D] (Finance Department)

Adopted
Resolution R-394-08
Mover: Dorrin D. Rolle
Seconder: Barbara J. Jordan
Vote: 8- 4
No: Gimenez, Souto, Martinez, Seijas
Absent: Sosa

Report: *See Report under Agenda Item 5D, Legislative File No. 080509.*

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

8E1B

080625 **Resolution**

RESOLUTION DESIGNATING MIAMI DAILY BUSINESS REVIEW AS THE NEWSPAPER FOR PUBLICATION OF DELINQUENT TAX LISTS IN 2008 FOR 2007 TAX YEAR IN ACCORDANCE WITH FLORIDA STATUTES §197.402, AND FOR THE PUBLICATION OF DELINQUENT IMPROVEMENT LIENS AND SPECIAL ASSESSMENT LIENS PURSUANT TO SECTION 18-14(8) OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA AND FLORIDA STATUTES §197.363 AND §197.3632 (Finance Department)

Adopted
Resolution R-331-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

8E1C

080853 **Resolution**

RESOLUTION AUTHORIZING ISSUANCE OF MIAMI-DADE COUNTY, FLORIDA, GENERAL OBLIGATION BONDS (BUILDING BETTER COMMUNITIES PROGRAM), SERIES 2008A, PURSUANT TO ORDINANCE NO. 05-47 AND RESOLUTION NO. R-576-05, IN PRINCIPAL AMOUNT NOT TO EXCEED $107,000,000 FOR PURPOSE OF PAYING A PORTION OF THE COUNTY'S FUNDING OBLIGATIONS ASSOCIATED WITH THE PORT TUNNEL PROJECT AND PAYING COSTS OF ISSUING BONDS; AUTHORIZING PUBLIC SALE OF BONDS BY COMPETITIVE BID; PROVIDING CERTAIN DETAILS OF BONDS; DELEGATING TO MAYOR OR HIS DESIGNEE, WITHIN CERTAIN LIMITATIONS AND RESTRICTIONS, AUTHORITY TO (I) FINALIZE TERMS AND OTHER PROVISIONS OF BONDS, INCLUDING ACCEPTANCE OF BID(S), (II) SELECT BOND REGISTRAR AND PAYING AGENT, AND (III) APPROVE FORM OF NOTICE OF SALE, OFFICIAL STATEMENT, BONDS AND CONTINUING DISCLOSURE COMMITMENT; PROVIDING CERTAIN COVENANTS; AUTHORIZING CERTAIN OFFICIALS AND EMPLOYEES TO TAKE ALL ACTION NECESSARY IN CONNECTION WITH ISSUANCE AND SALE OF BONDS; AND PROVIDING SEVERABILITY [SEE ORIGINAL ITEM UNDER FILE NO. 080622] (Finance Department)

Adopted
Resolution R-395-08
Mover: Dorrin D. Rolle
Seconder: Barbara J. Jordan
Vote: 8- 4
No: Gimenez, Souto, Martinez, Seijas
Absent: Sosa

Report: *See Report under Agenda Item 5D, Legislative File No. 080509.*

3/11/2008 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Budget and Finance Committee*

8E1D

080899 **Resolution**

RESOLUTION AUTHORIZING ISSUANCE OF NOT TO EXCEED $300,000,000 MIAMI-DADE COUNTY, FLORIDA TRANSIT SYSTEM SALES SURTAX REVENUE BONDS, SERIES 2008, PURSUANT TO SECTIONS 201 AND 208 OF ORDINANCE NO. 05-48, FOR PAYING COSTS OF CERTAIN TRANSPORTATION AND TRANSIT PROJECTS AND, TO THE EXTENT NECESSARY, REFUNDING OUTSTANDING LOAN; AUTHORIZING PUBLIC SALE OF BONDS BY COMPETITIVE BID; PROVIDING CERTAIN DETAILS OF BONDS; AUTHORIZING MAYOR OR HIS DESIGNEE, WITHIN CERTAIN LIMITATIONS AND RESTRICTIONS, TO FINALIZE TERMS AND OTHER PROVISIONS OF BONDS, INCLUDING ACCEPTANCE OF BID WITH LOWEST TRUE INTEREST COST, AND REFUNDING OF LOAN; APPROVING FORMS OF AND AUTHORIZING CERTAIN DOCUMENTS; PROVIDING CERTAIN COVENANTS; AUTHORIZING COUNTY OFFICIALS TO DO ALL THINGS DEEMED NECESSARY IN CONNECTION WITH ISSUANCE, SALE, EXECUTION AND DELIVERY OF BONDS; AND PROVIDING SEVERABILITY [SEE ORIGINAL ITEM UNDER FILE NO. 080623] (Finance Department) ***Amended***

Report: *See Agenda Item 8E1D Amended, Legislative File No. 081695 for the amended version.*

3/11/2008 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Budget and Finance Committee*

8E1D AMENDED

081695 **Resolution**

RESOLUTION AUTHORIZING ISSUANCE OF NOT TO EXCEED $300,000,000 MIAMI-DADE COUNTY, FLORIDA TRANSIT SYSTEM SALES SURTAX REVENUE BONDS, SERIES 2008, PURSUANT TO SECTIONS 201 AND 208 OF ORDINANCE NO. 05-48, FOR PAYING COSTS OF CERTAIN TRANSPORTATION AND TRANSIT PROJECTS AND, TO THE EXTENT NECESSARY, REFUNDING OUTSTANDING LOAN; AUTHORIZING PUBLIC SALE OF BONDS BY COMPETITIVE BID; PROVIDING CERTAIN DETAILS OF BONDS; AUTHORIZING MAYOR OR HIS DESIGNEE, WITHIN CERTAIN LIMITATIONS AND RESTRICTIONS, TO FINALIZE TERMS AND OTHER PROVISIONS OF BONDS, INCLUDING ACCEPTANCE OF BID WITH LOWEST TRUE INTEREST COST, AND REFUNDING OF LOAN; APPROVING FORMS OF AND AUTHORIZING CERTAIN DOCUMENTS; PROVIDING CERTAIN COVENANTS; AUTHORIZING COUNTY OFFICIALS TO DO ALL THINGS DEEMED NECESSARY IN CONNECTION WITH ISSUANCE, SALE, EXECUTION AND DELIVERY OF BONDS; AND PROVIDING SEVERABILITY [SEE ORIGINAL ITEM UNDER FILE NOS. 080623 AND 080899] (Finance Department)

Adopted as amended
Resolution R-319-08
Mover: Dennis C. Moss
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

Report: *Commissioner Gimenez noted the Citizens' Independent Transportation Trust (CITT) voted against the use of Transit System Sales Surtax Revenue Bonds, Series 2008 for new Metrorail cars.*

Assistant County Manager Ysela Llort noted the CITT would reconsider the issue of purchasing new Metrorail cars on April 14, 2008. Ms. Llort indicated if the CITT did not reconsider this issue, the Transit Committee would hear this item at its April 16, 2008, Committee meeting with a negative recommendation from the CITT.

Responding to Commissioner Gimenez' comments regarding the assumption of the Sunshine State Loan payments, Ms. Rachel Baum, Director, Miami-Dade Finance Department, stated the Sunshine State Loan was at a variable rate and had a 15-year amortization. She indicated the amortization would remain the same and the debt service would average approximately $10 million per year.

Responding to Commissioner Diaz' request for an explanation of the Bus and Rail Facility Improvements projects in the amount of $27,678,000, Mr. Sergio San Miguel, Chief Financial Officer, Miami-Dade Transit, provided an overview of the $27,678,000 for Bus and Rail Facility Improvements transit projects attached as Exhibit A to this proposed resolution and outlined in the attachment to the April 8, 2008, County Manager's memorandum entitled, "Resolution Authorizing Issuance of Transit System Sales Surtax Revenue Bonds, Series 2008."

Assistant County Manager Llort asked Commissioner Diaz to allow staff to get back with him with the exact location of the Bus and Rail Facility Improvement transit projects.

Discussion ensued among the Board members, Mr. San Miguel and Ms. Esther Calas, Director, Miami-Dade Public Works Department (PWD), regarding the other projects to be funded by People's Transportation Plan (PTP) Revenue Bonds, Series 2008 which included Fare Collection System Replacement, Mover Vehicle and Rail Rehabilitation and Replacement, Rapid Transit Corridor Improvements, Major Highway and Road Improvements and Neighborhood Improvements.

Commissioner Gimenez asked for the original estimate for the Fare Box Collection. He also expressed concern with the additional $11 million for training of customers by the Miami-Dade Transit on the new Fare Box Collection; he felt it was excessive.

Ms. Calas provided an overview of the Neighborhood Improvement projects.

Commissioner Souto noted he would work with Ms. Calas, for security and safety reasons, to develop a method or system to alert the County of non-operating street lights in County neighborhoods.

Ms. Calas noted PWD staff patrolled communities at night to ensure that the contractor for the County's street lights projects met the requirements of the contract terms. She noted the emphasis on Commission District 10 and that she would provide a report to Commissioner Souto within the next two weeks.

Later in the meeting in response to Commissioner Gimenez' question regarding the original Fare Box Collection System Replacement cost estimates for the whole system, Assistant County Manager Llort stated in 2002

the cost estimate was approximately $2 million and she proceeded to provide an overview of the significant differences in the cost estimates since 2002.

Following Ms. Llort's request for Miami-Dade Transit to provide comments regarding the Rapid Transit Corridor Improvements funding for the Earlington Heights/Miami Intermodal Center, Mr. Albert Hernandez, Deputy Director Engineering, Miami-Dade Transit (MDT), stated the projected cost for the Earlington Heights/Miami Intermodal Center (MIC) project was approximately $45,000,000 for 2008. He indicated the Earlington Heights/MIC Project included a bus facility that was being built in conjunction with the Florida Department of Transportation (FDOT). A discussion ensued among Commissioner Diaz, Assistant County Manger Llort, and Mr. San Miguel regarding the $27,678,000 for Bus and Rail Facility Improvements and the type of activities covered under these improvements.

It was moved by Commissioner Diaz that the foregoing proposed resolution be bifurcated to remove and to set-aside the $27,678,000 for Bus and Rail Facility Improvements. In addition, he asked for a report outlining the projects to be funded with the $27,678,000. This motion was seconded by Commissioner Edmonson, and upon being put to a vote passed by a vote of 10-0, (Commissioners Martinez, Rolle and Sosa were absent).

Assistant County Manager Ysela Llort noted she would provide an explanation with the breakdown of the projects to be funded with the $27,678,000, as requested by Commissioner Diaz.

County Manager George Burgess indicated he would ensure the information requested by Commissioner Diaz along with the details of each project would be provided to each Board member within one week.

Subsequently, it was moved by Commissioner Moss that the foregoing proposed resolution be adopted as amended to fund the remaining projects in the PTP Program Revenue Bonds Series 2008 excluding certain Transit projects in the amount of $27,678,000 for Bus and Rail Facility Improvements pending the submittal of the report requested by Commissioner Diaz. Commissioner Diaz seconded this motion, and upon being put to a vote passed by a vote of 10-0, (Commissioners Martinez, Rolle and Sosa were absent).

County Attorney Robert Cuevas clarified this proposed resolution would be amended to delete and to remove the portion of PTP Program Revenue Bonds Series 2008 excluding certain Transit projects in the amount of $27,678,000 for Bus and Rail Facility Improvements.

Hearing no further questions or comments, the Board proceeded to vote on this proposed resolution as amended.

8F GENERAL SERVICES ADMINISTRATION

8F1A

080520 **Resolution**

RESOLUTION AUTHORIZING EXECUTION OF A RETROACTIVE LEASE AGREEMENT FOR BUILDINGS NUMBERED 2, 6A, 9, 22, 23, 28, 29, 30, 31, 32, 33, 34 AND 35, COMPRISING 73,850 SQUARE FEET, LOCATED AT 20600 N.W. 47TH AVENUE, MIAMI, WITH HIS HOUSE, INC. FOR THE BUILDINGS TO BE UTILIZED TO OPERATE CHILD WELFARE AND TRAINING PROGRAMS AND FOR ANCILLARY OFFICE AND STORAGE SPACE AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

Adopted
Resolution R-332-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

8F1B

080521 **Resolution**

RESOLUTION AUTHORIZING EXECUTION OF A RETROACTIVE LEASE AGREEMENT ON COUNTY-OWNED PROPERTY LOCATED AT 1701 N.W. 30 AVENUE, MIAMI, WITH THE CITY OF MIAMI FOR PREMISES TO BE UTILIZED SOLELY FOR ITS POLICE SPECIAL OPERATIONS; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

Amended

Report: *See Agenda Item 8F1B Amended, Legislative File No. 081233 for the amended version.*

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

8F1B AMENDED

081233 **Resolution**

RESOLUTION AUTHORIZING EXECUTION OF A RETROACTIVE LEASE AGREEMENT ON COUNTY-OWNED PROPERTY LOCATED AT 1701 N.W. 30 AVENUE, MIAMI, WITH THE CITY OF MIAMI FOR PREMISES TO BE UTILIZED SOLELY FOR ITS POLICE SPECIAL OPERATIONS; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN [SEE ORIGINAL ITEM UNDER FILE NO. 080521] (General Services Administration Department)

Adopted as amended
Resolution R-414-08
Mover: Audrey M. Edmonson
Seconder: Natacha Seijas
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

Report: *Commissioner Edmonson questioned why the County was eager to lease the County-owned property outlined in this proposed resolution for one year with four consecutive and automatic one-year renewal periods to the City of Miami. She noted she did not want the County to be sued regarding this property that has been designated for affordable housing development being leased and used by the City of Miami for up to five years.*

Responding to Commissioner Edmonson's comments, Ms. Wendi Norris, Director, General Services Administration, provided an overview of the cancellation provision of the proposed lease agreement that required at least thirty (30) days written notice prior to the effective date. She noted an alternative that would require at least thirty (30) days written notice prior to each Option to Renew.

Commissioner Edmonson offered an amendment to remove the language regarding automatic one-year renewal periods.

Chairman Barreiro supported the amendment offered by Commissioner Edmonson and noted the County-owned property outlined in this proposed resolution was in Commission District 5 instead of District 3 as noted in the April 8, 2008, County Manager's memorandum entitled, "Retroactive Lease Agreement on County-Owned Property Located at 1701 N.W. 30 Avenue, Miami with the City of Miami, Folio No. 01-3133-006-0900, Property #3133-00-00."

Hearing no objection, the Board adopted the foregoing proposed resolution as amended to remove the word "automatic" from Article XVI "Option to Renew" as recommended by Commissioner Edmonson.

8F1C

080522 **Resolution**

RESOLUTION AUTHORIZING EXECUTION OF A LEASE AGREEMENT AT JOSEPH H. DAVIS CENTER FOR FORENSIC PATHOLOGY, ONE BOB HOPE ROAD, SUITES 212, 213, 214, AND 215, MIAMI, WITH THE UNIVERSITY OF MIAMI, SCHOOL OF MEDICINE, FOR PREMISES TO BE UTILIZED AS A HISTOPATHOLOGICAL LABORATORY AND STORAGE OF TISSUE; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

Adopted
Resolution R-333-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/13/2008 *Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee*

8F1D

080538 **Resolution**

RESOLUTION AUTHORIZING EXECUTION OF A RETROACTIVE SECOND AMENDMENT TO LEASE AGREEMENT AT 3300 N.W. 27 AVENUE, MIAMI, WITH STATE OF FLORIDA DEPARTMENT OF JUVENILE JUSTICE FOR PREMISES TO BE UTILIZED BY THE ADMINISTRATIVE OFFICE OF THE COURTS FOR ITS JUVENILE AND DOMESTIC RELATIONS COURT; AND AUTHORIZING THE COUNTY MAYOR OR DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

Adopted
Resolution R-396-08
Mover: Dorrin D. Rolle
Seconder: Sally A. Heyman
Vote: 10- 0
Absent: Edmonson, Sosa, Diaz

3/13/2008 *Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee*

8F1E

080539 **Resolution**

RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT FOR SALE AND PURCHASE IN THE AMOUNT OF $284,750 BETWEEN THE CITY OF WEST MIAMI, AS SELLER, AND MIAMI-DADE COUNTY, AS BUYER OF APPROXIMATELY 10,000 SQUARE FEET OF IMPROVED PROPERTY LOCATED AT 975 S. W. 62 AVENUE, WEST MIAMI, AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL RIGHTS CONFERRED THEREIN (General Services Administration Department)

Adopted
Resolution R-334-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/13/2008 *Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee*

8F1F

080542 **Resolution**

RESOLUTION AUTHORIZING EXECUTION OF A LEASE AGREEMENT AT 7845-55 N.W. 148 STREET, MIAMI, WITH THE GRAHAM COMPANIES, A FLORIDA CORPORATION, FOR PREMISES TO BE UTILIZED BY THE MIAMI-DADE CORRECTIONS AND REHABILITATION DEPARTMENT, AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

Adopted
Resolution R-421-08
Mover: Dorrin D. Rolle
Seconder: Sally A. Heyman
Vote: 10- 0
Absent: Edmonson, Sosa, Diaz

3/13/2008 *Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee*

8F1G

080547 **Resolution**

RESOLUTION AUTHORIZING THE COUNTY MAYOR TO EXERCISE THE RENEWAL OPTION OF AN EXISTING LEASE AGREEMENT AT 21 S.W. 2 AVENUE, MIAMI, WITH JACK THOMAS INC., AS AGENTS FOR FLAGLER BUILDING LLLP, A FLORIDA LIMITED LIABILITY CORPORATION AND LIMITED PARTNERSHIP FOR PREMISES BEING UTILIZED BY MIAMI-DADE COUNTY DEPARTMENT OF ENVIRONMENTAL RESOURCES MANAGEMENT, AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

Adopted
Resolution R-335-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

8F1H

080799 **Resolution**

RESOLUTION AUTHORIZING THE CONVEYANCE OF FORTY-TWO (42) SINGLE FAMILY HOME BUILDING SITES TO HABITAT FOR HUMANITY OF GREATER MIAMI, INC. A NOT-FOR-PROFIT FLORIDA CORPORATION FOR INFILL HOUSING DEVELOPMENT AT A PRICE OF TEN DOLLARS ($10.00); AUTHORIZING THE WAIVER OF ADMINISTRATIVE ORDER 3-44 AS IT RELATES TO THE SECTION ENTITLED "AVAILABILITY OF COUNTY PROPERTY;" AND AUTHORIZING THE COUNTY MAYOR TO EXECUTE A COUNTY DEED FOR SAID PURPOSE [SEE ORIGINAL ITEM UNDER FILE NO. 080537] [SEE AGENDA ITEM NO. 12A2 AND 12A2 ALTERNATE] (General Services Administration Department)

Amended

Report: *See Agenda Item 8F1H Amended, Legislative File No. 083322 for the amended version.*

3/12/2008 *Forwarded to the BCC by the BCC Chairperson with favorable recommendation with committee amendments from the Economic Development and Human Services Committee*

3/18/2008 *Deferred by the Board of County Commissioners*

8F1H AMENDED

083322 **Resolution**

RESOLUTION AUTHORIZING THE CONVEYANCE OF FORTY-TWO (42) SINGLE FAMILY HOME BUILDING SITES TO HABITAT FOR HUMANITY OF GREATER MIAMI, INC. A NOT-FOR-PROFIT FLORIDA CORPORATION FOR INFILL HOUSING DEVELOPMENT AT A PRICE OF TEN DOLLARS ($10.00); AUTHORIZING THE WAIVER OF ADMINISTRATIVE ORDER 3-44 AS IT RELATES TO THE SECTION ENTITLED "AVAILABILITY OF COUNTY PROPERTY;' AND AUTHORIZING THE COUNTY MAYOR TO EXECUTE A COUNTY DEED FOR SAID PURPOSE [SEE ORIGINAL ITEM UNDER FILE NO. 080799]

Adopted as amended
Resolution R-415-08
Mover: Carlos A. Gimenez
Seconder: Katy Sorenson
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

Report: *Commissioner Gimenez noted that building housing for displaced Scott Carver residents should continue on the 42 single family homes building sites to be conveyed to Habitat for Humanity of Greater Miami, Inc. in this proposal. He offered an amendment that this language be included in the foregoing proposed resolution.*

Ms. Wendi Norris, Director, Miami-Dade General Services Administration, supported Commissioner Gimenez' comments and explained Habitat for Humanity of Greater Miami, Inc. intended to give priority to displaced Scott Carver residents.

Hearing no objection, the Board adopted the foregoing proposed resolution as amended to add the following language: "offers the homes to former residents of the Scott/Carver Homes, whose homes were demolished as part of the Hope VI Redevelopment of Scott/Carver Homes, prior to offering the units to non-Scott/Carver Home residents," as recommended by Commissioner Gimenez.

The amended version was assigned Resolution No. R-415-08.

(SPECIAL NOTE: See Agenda Item 12A2 Alternate, Legislative File No. 080806).

8G and 8H **[No items were submitted for these sections.]**

8I **MIAMI-DADE POLICE DEPARTMENT**

8I1A

080603 **Resolution**

RESOLUTION TO APPROVE AND ADOPT ADDENDUM A TO THE INTERLOCAL AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE TOWN OF CUTLER BAY SUBSTANTIALLY IN ACCORDANCE WITH THE FORMS ATTACHED HERETO AND MADE PART HEREOF; AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE SAME FOR AND ON BEHALF OF MIAMI-DADE COUNTY; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO FILE AND EXECUTE ANY NECESSARY ADDENDUMS TO THE AGREEMENT (Miami-Dade Police Department)

Adopted
Resolution R-397-08
Mover: Carlos A. Gimenez
Seconder: Bruno A. Barreiro
Vote: 11- 0
Absent: Sosa, Diaz

3/13/2008 *Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee*

8J MIAMI-DADE TRANSIT AGENCY

8J1A

080607 **Resolution**

RESOLUTION AUTHORIZING A COUNTY INCENTIVE GRANT PROGRAM (CIGP) AGREEMENT BETWEEN THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT), MIAMI-DADE COUNTY AND THE CITY OF HIALEAH, IN THE AMOUNT OF $2,750,000 TO PURCHASE 10 SMALL HEAVY-DUTY TRANSIT BUSES AS SPECIFIED IN THE CIGP; AND AUTHORIZING THE COUNTY MAYOR, OR HIS DESIGNEE, TO EXECUTE AGREEMENT (Miami-Dade Transit Agency)

Adopted
Resolution R-336-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/12/2008 *Forwarded to BCC with a favorable recommendation from the Transit Committee*

8J1B

080648 **Resolution**

RESOLUTION AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND BLUE CAPITAL US EAST COAST PROPERTIES, L.P. FOR USE OF MIAMI-DADE COUNTY REAL PROPERTY; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE A LEASE AGREEMENT (Miami-Dade Transit Agency)

Adopted
Resolution R-337-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/12/2008 *Forwarded to BCC with a favorable recommendation from the Transit Committee*

8K OFFICE OF COMMUNITY & ECONOMIC DEVELOPMENT

8K1A

080682 **Resolution**

RESOLUTION RECOMMENDING CONFIDENTIAL PROJECT #08-00207 AS A QUALIFIED TARGET INDUSTRY BUSINESS PURSUANT TO FLORIDA STATUTES S-288.106, CONFIRMING THAT THE COMMITMENTS OF LOCAL FINANCIAL SUPPORT NECESSARY FOR CONFIDENTIAL PROJECT #08-00207 EXIST; AND PROVIDING AN APPROPRIATION OF UP TO $196,000 FROM GENERAL REVENUE FUNDS AS LOCAL PARTICIPATION IN THE STATE OF FLORIDA QUALIFIED TARGET INDUSTRY TAX REFUND PROGRAM FOR FISCAL YEARS 2011 THROUGH 2016, INCLUSIVE, OR OVER A TIME PERIOD AS DETERMINED BY THE STATE OF FLORIDA IN ITS APPROVAL OF CONFIDENTIAL PROJECT #08-00207 APPLICATION WITH THE PROVISION THAT ANY TAX ABATEMENT GRANTED TO CONFIDENTIAL PROJECT #08-00207 UNDER FLORIDA STATUTE 196.1995 REDUCES ANY QUALIFIED TARGET INDUSTRY TAX REFUND TO CONFIDENTIAL PROJECT #08-00207 BY THE AMOUNT OF ANY SUCH TAX ABATEMENT GRANTED, IN COMPLIANCE WITH FLORIDA STATUTE 288.106(5)9; AND PROVIDING FOR AN EFFECTIVE DATE (Office of Community and Economic Development)

Adopted
Resolution R-338-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/12/2008 *Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee*

8K1B

080686 **Resolution**

RESOLUTION CORRECTING SCRIVENER'S ERRORS IN RESOLUTION R-641-07 APPROVED BY THE MIAMI-DADE BOARD OF COUNTY COMMISSIONERS RELATING TO THE CONTRACTING ENTITIES FOR VILLAGE ALLAPATTAH AND ROYALTON APARTMENTS WITHOUT CHANGING THE EXISTING FUNDING AMOUNT; AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE ANY NECESSARY AGREEMENTS (Office of Community and Economic Development)

Adopted
Resolution R-398-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 11- 0
Absent: Sosa, Seijas

3/12/2008 *Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee*

8K1C

080701 **Resolution**

RESOLUTION CORRECTING THE UNIT COMPOSITION OF WESTVIEW TERRACE APARTMENTS DEVELOPMENT, A PREVIOUSLY APPROVED DOCUMENTARY STAMP SURTAX PROGRAM (SURTAX) ALLOCATION, WITHOUT CHANGING THE EXISTING FUNDING AMOUNT, TO REFLECT THAT OF THE TOTAL 421 UNITS, 84 UNITS SHALL BE CONVERTED TO CONDOMINIUM UNITS AND THE REMAINING 337 UNITS SHALL BE RENTAL UNITS FOR VERY LOW, LOW AND MODERATE INCOME FAMILIES (Office of Community and Economic Development)

Deferred to April 16, 2008
Mover: Katy Sorenson
Seconder: Carlos A. Gimenez
Vote: 8- 0
Absent: Rolle, Sosa, Souto, Martinez, Diaz

Report: *The Board deferred and referred the foregoing proposed resolution to the April 16, 2008, Economic Development and Human Services Committee (EDHSC) at 9:30 a.m. for further review as requested by Commissioner Edmonson, Chair of the EDHSC.*

3/12/2008 *Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee*

8K1D

080724 **Resolution**

RESOLUTION AUTHORIZING THE SALE OF CUTLER CANAL APARTMENTS, D/B/A RIVERSIDE APARTMENTS, AND TRANSFERRING $351,000 IN RESERVE ESCROW FUNDS FROM CUTLER CANAL ASSOCIATES, LTD. TO CUTLER RIVERSIDE PRESERVATION, LP, AND APPROVING AN INCREASE OF THE AREA MEDIAN INCOME FROM FIFTY PERCENT (50%) TO SIXTY PERCENT (60%) FOR THE LOW INCOME SET ASIDE UNITS, AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE ANY NECESSARY AGREEMENTS (Office of Community and Economic Development)

Adopted
Resolution R-339-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/12/2008 *Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee*

8L OFFICE OF STRATEGIC BUSINESS MANAGEMENT

8L1A

080741 **Resolution**

RESOLUTION RATIFYING THE PARK AND RECREATION DEPARTMENT COUNTY-OWNED MARINAS PERFORMANCE-BASED GAINSHARING PROGRAM MEMORANDUM OF UNDERSTANDING (Office of Strategic Business Management)

Adopted
Resolution R-340-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/17/2008 *Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

8M PARK AND RECREATION DEPARTMENT

8M1A

080533 **Resolution**

RESOLUTION AUTHORIZING ESTABLISHMENT OF THE MIAMI METROZOO SAMI TRUST FUND TO ACCEPT FUNDS BEQUEATHED BY THE LATE ALBERT SAMI IN THE AMOUNT OF $2,307,684.36 [SEE AGENDA ITEM NO. 1(I)2] (Park & Recreation Department)

Adopted
Resolution R-399-08
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 12- 0
Absent: Sosa

3/17/2008 *Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

8M3A

080660 **Change Orders**

RETROACTIVE CHANGE ORDER NO: ONE (1) AND FINAL FOR HAULOVER PARK FOUR NEW BATHROOMS - PROJECT NO: HAULOVER GOB PROJECT NO. 20, GOB SITE NO. 71630; CONTRACT NO: 222302-02-002 TO ABC CONSTRUCTION, INC. (Park & Recreation Department)

Approved
Mover: Barbara J. Jordan
Seconder: Dennis C. Moss
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

Report: *Commissioner Heyman asked the Miami-Dade Park and Recreation Department Director and the County Attorney's office to try to recapture the cost for the Design Error Change and Design Omission Change that the County did not initiate. In addition, she asked that the Director and the County Attorney hire a professional from the list of RFP respondents to negotiate recovery of the costs associated with the Design Error and Design Omission Changes.*

Commissioner Edmonson concurred with Commissioner Heyman's comments regarding the initiating factor(s) for this change order.

Mr. Jack Kardys, Director, Miami-Dade Parks and Recreation Department, explained the monetary justification for the department requested changes in this change order.

Hearing no further questions or comments, the Board proceeded to vote on this change order as presented.

3/17/2008 *Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

8M3B

080736 **Bid Awards**

CONTRACT AWARD RECOMMENDATION FOR MIAMI METROZOO IMPROVEMENTS PROJECT NO: A06-PARK-01 GOB; CONTRACT NO: 592500-06-003-1, URS CORPORATION [SEE AMENDED ITEM UNDER FILE NO. 081581] (Park & Recreation Department)

Amended

Report: *See Agenda Item 8M3B Amended, Legislative File No. 081581 for the amended version.*

3/17/2008 *Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

8M3B AMENDED

081581 **Bid Awards**

CONTRACT AWARD RECOMMENDATION FOR MIAMI METROZOO IMPROVEMENTS PROJECT N0: AO6-PARK-01 GOB; CONTRACT N0: 592500-06-003-1, URS CORPORATION [SEE ORIGINAL ITEM UNDER FILE NO. 080736] (Park & Recreation Department)

Approved as amended
Mover: Dennis C. Moss
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

Report: *Commissioner Gimenez questioned the contract period for this contract award recommendations for Miami Metrozoo Improvements with URS Corporation and with John Forbes, Inc., d/b/a Forbes Architects as outlined in Agenda Item 8M3C, Legislative File No. 080707.*

Mr. Jack Kardys, Director, Miami-Dade Park and Recreation Department, explained the intent of the contract award recommendations for this bid award and for Agenda Item 8M3C that were designated for Miami Metrozoo improvements.

Assistant County Attorney Mandana Dashtaki advised the foregoing bid award along with Agenda Item 8M3C should be amended to delete the first two sentences in Section 8.02.A.2 entitled, "Payment for Damages arising out of Errors, Omissions or any Combination Thereof." Subsequently, the sentence would begin as follows: "The Owner shall recover the total cost of the damages to the Owner caused by Consultant errors and omissions...." She noted this proposed amendment was contingent upon acceptance by the Consultant.

Mr. Kardys noted the consultants had agreed to this proposed amendment.

Hearing no objection, the Board amended this foregoing bid award along with Agenda Item 8M3C as read by Assistant County Attorney Dashtaki.

8M3C

080707 **Bid Awards**

CONTRACT AWARD RECOMMENDATION FOR MIAMI METROZOO IMPROVEMENTS PROJECT NO: A06-PARK-01 GOB; CONTRACT NO: 592500-06-003-2, JOHN FORBES INC., D/B/A FORBES ARCHITECTS [SEE AMENDED ITEM UNDER FILE NO. 081600] (Park & Recreation Department)

Amended

Report: *See Agenda Item 8M3C Amended, Legislative File No. 081600 for the amended version.*

3/17/2008 *Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

8M3C AMENDED

081600 **Bid Awards**

CONTRACT AWARD RECOMMENDATION FOR MIAMI METROZOO IMPROVEMENTS PROJECT NO: A06-PARK-01 GOB; CONTRACT NO: 592500-06-003-2, JOHN FORBES INC., D/B/A FORBES ARCHITECTS [SEE ORIGINAL ITEM UNDER FILE NO. 080707] (Park & Recreation Department)

Approved as amended
Mover: Dennis C. Moss
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

Report: *Assistant County Attorney Mandana Dashtaki noted the foregoing bid award along with Agenda Item 8M3B should be amended to delete the first two sentences in Section 8.02.A.2 entitled, "Payment for Damages arising out of Errors, Omissions or any Combination Thereof" of the Professional Services Agreement between Miami-Dade County and John Forbes, Inc. d/b/a Forbes Architects. Subsequently, the sentence would begin as follows: "The Owner shall recover the total cost of the damages to the Owner caused by Consultant errors and omissions...." She noted this amendment was contingent upon acceptance by the Consultant.*

It was moved by Commissioner Moss that the Professional Services Agreement for the foregoing bid award be approved as amended. This motion was seconded by Commissioner Diaz, and upon being put to a vote, passed by a vote of 10-0 (Commissioners Martinez, Sosa and Rolle were absent).

See Report under Agenda Item 8M3B Amended, Legislative File 081581.

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

8O PROCUREMENT MANAGEMENT DEPARTMENT

8O1A

080554 **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 (Procurement Management Department)

Amended

Report: *See Agenda Item 8O1A Amended, Legislative File No. 081202 for the amended version.*

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

8O1A AMENDED

081202 **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 VERSION UNDER FILE NO. 080554] (Procurement Management Department)

Adopted as amended
Resolution R-417-08
Mover: Barbara J. Jordan
Seconder: Dennis C. Moss
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

Report: *During consideration of changes to today's agenda, County Attorney Robert Cuevas advised the Board of the County Manager's request for withdrawal of Item 1.7 entitled, "Original Equipment Manufacturer (OEM) Parts and Services for Metrorail and Metromover Systems" from the foregoing proposed resolution authorizing award of contracts.*

Commissioner Gimenez noted Item 1.6 entitled, "Model Year 2008 Pickup Trucks" and his request for a report reflecting the reduction in the number of pick-up trucks in the County vehicle fleet.

Ms. Wendi Norris, Director, Miami-Dade General Services Administration (GSA), noted the finalized report requested by Commissioner Gimenez would be provided at the next Budget and Finance Committee meeting. She stated as of today (4/8) the County's fleet was reduced to 648 vehicles and the detailed information would be provided in the report.

Commissioner Jordan questioned whether staff factored in the cost of gasoline based on the fleet reduction.

Special Assistant to the County Manager Jennifer Glazer-Moon explained the cost for gasoline reflected in the item took into account both the reduction in fuel usage and the increase in prices for gasoline. She noted the number of diesel vehicles did not decrease, the light fleet and the majority of this recommended contract was for diesel fuel.

Commissioner Jordan noted the contract amount for Item 1.2 entitled, "Pumps, Drives, and Motors: Purchase of New and Rebuilt Units and Parts, and Repair and Maintenance Services" was extremely high. She questioned how often the County Administration ordered the pumps and motors.

Responding to Commissioner Jordan's question, Mr. John Renfrow, Director, Miami-Dade Water and Sewer Department, noted the cost for pumps, drives and motors was annual.

Hearing no objection, the Board adopted this proposed resolution as amended to withdraw Item 1.7 entitled, "Original Equipment Manufacturer (OEM) Parts and Services for Metrorail and Metromover Systems," as requested by the County Manager.

Following Chairman Barreiro's comments regarding the five vendors recommended for the award of Item 1.6, Mr. Martin Dareff, Manager, Vehicle Services, GSA, Fleet Management, provided an overview of the contract award recommendation for Item 1.6.

8O1B

080665 **Resolution**

RESOLUTION AUTHORIZING THE REJECTION OF ALL BIDS RECEIVED IN RESPONSE TO BID NO. 8161-0/12: NON-EMERGENCY TRANSPORTATION SERVICES FOR MEDICAID BENEFICIARIES (Procurement Management Department)

Adopted
Resolution R-341-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/12/2008 *Forwarded to BCC with a favorable recommendation from the Transit Committee*

8O1C

080693 **Resolution**

RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH AMERICAN EUROCOPTER, LLC TO PURCHASE FOUR AMERICAN EUROCOPTER AS350 B3 HELICOPTERS FOR THE MIAMI-DADE POLICE DEPARTMENT, 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 CONTRACT NO. 528 (Procurement Management Department)

Adopted
Resolution R-400-08
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 12- 0
Absent: Sosa

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

8O1D

080860 **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. 080560] (Procurement Management Department)

Adopted
Resolution R-342-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Budget and Finance Committee*

8O1E

080609 **Resolution**

RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH CUBIC TRANSPORTATION SYSTEMS, INC. FOR CONTRACT NO. 8481-2/22, IN THE AMOUNT OF $72,978,433, TO OBTAIN AN AUTOMATED FARE COLLECTION SYSTEM, AUTHORIZING THE COUNTY MAYOR OR DESIGNEE TO EXECUTE AN AGREEMENT FOR AND ON BEHALF OF MIAMI-DADE COUNTY AND TO EXERCISE ANY CANCELLATION, OPTIONS AND RENEWAL PROVISIONS, AND TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN (Procurement Management Department)

Deferred to April 16, 2008
Mover: Dorrin D. Rolle
Seconder: Bruno A. Barreiro
Vote: 10- 0
Absent: Sosa, Gimenez, Sorenson

Report: *During consideration of the changes to today's (4/8) agenda, Commissioner Rolle asked County Attorney Robert Cuevas' advice regarding the Commission's rules of procedures following a bid protest and the governance on whether that item should be forwarded to the Board or to the appropriate committee of jurisdiction.*

County Attorney Cuevas advised no committee review was required according to the Board's Rules of Procedures, and the bid protest would come directly from County staff to the Board for its consideration.

Later in the meeting, Chairman Barreiro stated, if the Board approved this proposed resolution, it would go back to Committee, he asked that this proposed resolution come back to the subsequent Board meeting for consideration.

Commissioner Gimenez supported Commissioner Rolle that this proposed resolution should go to the appropriate Committee for consideration.

Commissioners Sorenson, Martinez and Jordan spoke in connection with hearing this proposed resolution today and the need to move forward on the Automated Fare Collection System for the Transit Department.

Later in the meeting, and following Commissioner Rolle's request, the Board deferred and referred this proposed resolution to the April 16, 2008, Transit Committee (TC) at 2:00 p.m. and this proposed resolution would comeback to the April 22, 2008, Board meeting.

8O1E SUPPLEMENT

080949 **Supplement**

SUPPLEMENTAL INFORMATION: PROTEST REGARDING RECOMMENDATION FOR APPROVAL TO AWARD CONTRACT NO. 8481-2/22: AUTOMATED FARE COLLECTION SYSTEM FOR TRANSIT DEPARTMENT

Deferred to April 16, 2008

Report: *The Board deferred and referred the foregoing supplement to the April 16, 2008, Transit Committee (TC) at 2:00 p.m. for further review as requested by Commissioner Rolle, Chair of the TC; and the foregoing supplement would comeback to the April 22, 2008, Board meeting.*

See Report under Agenda Item 8O1E, Legislative File No. 080609.

8O1E SUPPLEMENT #2

081083 **Supplement**

SUPPLEMENTAL INFORMATION RE: AUTOMATED FARE COLLECTION SYSTEM FOR TRANSIT DEPARTMENT — ***Deferred to April 16, 2008***

Report: *The Board deferred and referred the foregoing supplement to the April 16, 2008, Transit Committee (TC) at 2:00 p.m. for further review as requested by Commissioner Rolle, Chair of the TC; and the foregoing supplement would comeback to the April 22, 2008, Board meeting.*

See Report under Agenda Item 8O1E, Legislative File No. 080609.

8P PUBLIC WORKS DEPARTMENT

8P1A

080344 **Resolution**

RESOLUTION ACCEPTING CONVEYANCES OF VARIOUS PROPERTY INTERESTS FOR ROAD PURPOSES TO MIAMI-DADE COUNTY, FLORIDA (Public Works Department) — ***Adopted***
Resolution R-343-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

8P1B

080482 **Resolution**

RESOLUTION APPROVING A CONTRACT AWARD RECOMMENDATION IN THE AMOUNT OF $1,703,036.00 BETWEEN UNDER POWER CORP. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED TRAFFIC SIGNAL INSTALLATION CONTRACT - COUNTYWIDE (PROJECT – NO. 20070604) (Public Works Department) — ***Adopted***
Resolution R-344-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/12/2008 *Forwarded to BCC with a favorable recommendation from the Transit Committee*

8P1C

080491 **Resolution**

RESOLUTION APPROVING A CONTRACT AWARD RECOMMENDATION IN THE AMOUNT OF $1,703,036.00 BETWEEN UNDER POWER CORP. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED TRAFFIC SIGNAL INSTALLATION CONTRACT - COUNTYWIDE (PROJECT – NO. 20070603) (Public Works Department) — ***Adopted***
Resolution R-345-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/12/2008 *Forwarded to BCC with a favorable recommendation from the Transit Committee*

8P1D

080594 **Resolution**

RESOLUTION ACCEPTING AN IMPLIED OFFER OF DEDICATION FOR A PORTION OF SW 328 STREET LYING EAST OF SW 172 AVENUE AND SW 172 AVENUE LYING NORTH OF SW 328 STREET (Public Works Department)

Adopted
Resolution R-346-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

8P1E

080597 **Resolution**

RESOLUTION DESIGNATING A PORTION OF MIAMI-DADE COUNTY OWNED PROPERTY AS ROAD RIGHT-OF-WAY FOR SW 124 STREET, BETWEEN SW 127 AVENUE AND THEORETICAL SW 130 AVENUE AND AUTHORIZING MAYOR OR HIS DESIGNEE TO EXECUTE AGREEMENT BETWEEN WOOLBRIGHT DEVELOPMENT INC. AND COUNTY PURSUANT TO SAID RIGHT-OF-WAY DESIGNATION (Public Works Department)

Adopted
Resolution R-347-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

8P1F

080627 **Resolution**

RESOLUTION APPROVING A CONTRACT AWARD RECOMMENDATION IN THE AMOUNT OF $1,120,000.00 BETWEEN FENCE MASTERS, INC. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED GUARDRAIL INSTALLATION AND REPLACEMENT CONTRACT - COUNTYWIDE (PROJECT NO. 20070574) (Public Works Department)

Adopted
Resolution R-348-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/12/2008 *Forwarded to BCC with a favorable recommendation from the Transit Committee*

8P1G

080646 **Resolution**

RESOLUTION DESIGNATING A PORTION OF MIAMI-DADE COUNTY OWNED PROPERTY AT ARCOLA LAKE PARK AS ROAD RIGHT-OF-WAY FOR NW 14 AVENUE, IN SECTION 11, TOWNSHIP 53 SOUTH, RANGE 41 EAST (Public Works Department)

Adopted
Resolution R-349-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

8P3A

080590 **Bid Awards**

CONTRACT AWARD RECOMMENDATION BETWEEN GENERAL ASPHALT COMPANY, INC. AND MIAMI-DADE COUNTY IN THE AMOUNT OF $3,484,731.17 FOR RICKENBACKER CAUSEWAY ROAD RESURFACING AND BIKE PATH IMPROVEMENTS PHASE III, LOCATED WITHIN COMMISSION DISTRICT 7 - PROJECT NO: 20070597; CONTRACT NO: 20070597 (Public Works Department)

Approved
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

8P3B

080619 **Bid Awards**

CONTRACT AWARD RECOMMENDATION BETWEEN LEYRAM CONSTRUCTION, INC. AND MIAMI-DADE COUNTY IN THE AMOUNT OF $1,109,000.00 FOR QNIP SIDEWALK IMPROVEMENT CONTRACT COUNTYWIDE - PROJECT NO: 20070573; CONTRACT NO: 20070573 (Public Works Department)

Approved
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

8P3C

080631 **Bid Awards**

CONTRACT AWARD RECOMMENDATION BETWEEN QUALITY CONSTRUCTION PERFORMANCE INC. AND MIAMI-DADE COUNTY IN THE AMOUNT OF $1,109,000.00 FOR QNIP SIDEWALK IMPROVEMENT CONTRACT, LOCATED WITHIN COMMISSION DISTRICT 8, PROJECT NO. 20070658, CONTRACT NO: 20070658 (Public Works Department)

Approved
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

8P3D

080637 **Bid Awards**

CONTRACT AWARD RECOMMENDATION BETWEEN LEYRAM CONSTRUCTION, INC. AND MIAMI-DADE COUNTY IN THE AMOUNT OF $1,109,000.00 FOR QNIP SIDEWALK IMPROVEMENT CONTRACT COUNTYWIDE - PROJECT NO: 20070572; CONTRACT NO: 20070572 (Public Works Department)

Approved
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

8P3E

080639 **Bid Awards**

CONTRACT AWARD RECOMMENDATION BETWEEN LEYRAM CONSTRUCTION, INC. AND MIAMI-DADE COUNTY IN THE AMOUNT OF 1,109,000.00 FOR QNIP SIDEWALK IMPROVEMENT CONTRACT, LOCATED WITHIN COMMISSION DISTRICT 11 - PROJECT NO: 20070659; CONTRACT NO: 20070659 (Public Works Department)

Approved
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

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

8R WATER AND SEWER DEPARTMENT

8R1A

080862 **Resolution**

RESOLUTION APPROVING CONTRACT NO. W-836 IN THE AMOUNT OF $5,553,893.42 TO ATLANTIC CIVIL, INC. FOR THE REMOVAL OF CALCIUM CARBONATE DEPOSIT AT THE ALEXANDER ORR JR. WATER TREATMENT PLANT [SEE ORIGINAL ITEM UNDER FILE NUMBER 080258] (Water & Sewer Department)

Adopted
Resolution R-350-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Governmental Operations and Environment Committee*

9 ADDITIONAL DEPARTMENTAL ITEMS

9A9A

080555 **Resolution**

RESOLUTION RETROACTIVELY AUTHORIZING EXECUTION OF THE INTER-LOCAL AGREEMENT FOR FISCAL YEAR 2007-2008 WITH THE MIAMI-DADE COUNTY PUBLIC SCHOOLS/LINDSEY HOPKINS TECHNICAL EDUCATIONAL CENTER FOR THE PROVISION OF ACADEMIC EDUCATION AND CAREER/TECHNICAL EDUCATION FOR INMATES IN THE MIAMI-DADE CORRECTIONS AND REHABILITATION DEPARTMENT; AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE THE RENEWAL AND CANCELLATION PROVISIONS CONTAINED THEREIN (Corrections & Rehabilitation Department)

Adopted
Resolution R-401-08
Mover: Barbara J. Jordan
Seconder: Dorrin D. Rolle
Vote: 8- 3
No: Gimenez, Martinez, Seijas
Absent: Sosa, Diaz

Report: *Commissioner Martinez stated recently Youth Crime Watch of Miami-Dade County had a tremendous program with the School Board of Miami-Dade County Public Schools (School Board). He noted originally this program was budgeted through the Miami-Dade Police Department. Commissioner Martinez noted the School Board during consideration of its budget cuts decided to not fund this program. He spoke in opposition to the foregoing proposed resolution that would allow technical training to inmates. He expressed services for children should come before inmates.*

Commissioner Seijas noted $18 million was returned to the State of Florida from the School Board. She also spoke in opposition to this proposed resolution.

Commissioner Martinez noted certain departments in the State of Florida would lose State funding and he welcomed the opportunity by Board members to fully discuss those budgetary funding cuts.

The Board proceeded to vote on this foregoing proposed resolution as presented.

3/13/2008 *Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee*

9A19A

080585 **Resolution**

RESOLUTION AUTHORIZING EXECUTION OF THE INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN PALM ISLE AT DORAL COMMUNITY DEVELOPMENT DISTRICT AND MIAMI-DADE COUNTY TO PROVIDE SERVICES TO PALM ISLE COMMUNITY DEVELOPMENT DISTRICT IN ACCORDANCE WITH SECTION 197.3632, FLORIDA STATUTES, UNIFORM METHOD FOR THE LEVY, COLLECTION AND ENFORCEMENT OF NON-AD VALOREM ASSESSMENTS (Property Appraisal Department)

Adopted
Resolution R-351-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

9A19B

080586 **Resolution**

RESOLUTION AUTHORIZING EXECUTION OF THE INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN CENTURY GARDENS AT TAMIAMI COMMUNITY DEVELOPMENT DISTRICT AND MIAMI-DADE COUNTY TO PROVIDE SERVICES TO CENTURY GARDENS AT TAMIAMI COMMUNITY DEVELOPMENT DISTRICT IN ACCORDANCE WITH SECTION 197.3632, FLORIDA STATUTES, UNIFORM METHOD FOR THE LEVY, COLLECTION AND ENFORCEMENT OF NON-AD VALOREM ASSESSMENTS (Property Appraisal Department)

Adopted
Resolution R-352-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

9A19C

080587 **Resolution**

RESOLUTION AUTHORIZING EXECUTION OF THE INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN LANDMARK AT DORAL COMMUNITY DEVELOPMENT DISTRICT AND MIAMI-DADE COUNTY TO PROVIDE SERVICES TO THE LANDMARK AT DORAL COMMUNITY DEVELOPMENT DISTRICT IN ACCORDANCE WITH SECTION 197.3632, FLORIDA STATUTES, UNIFORM METHOD FOR THE LEVY, COLLECTION AND ENFORCEMENT OF NON-AD VALOREM ASSESSMENTS (Property Appraisal Department)

Adopted
Resolution R-353-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

9A19D

080588 **Resolution**

RESOLUTION AUTHORIZING EXECUTION OF THE INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN PEBBLEWALK VILLAGE COMMUNITY DEVELOPMENT DISTRICT AND MIAMI-DADE COUNTY TO PROVIDE SERVICES TO PEBBLEWALK VILLAGE COMMUNITY DEVELOPMENT DISTRICT IN ACCORDANCE WITH SECTION 197.3632, FLORIDA STATUTES, UNIFORM METHOD FOR THE LEVY, COLLECTION AND ENFORCEMENT OF NON-AD VALOREM ASSESSMENTS (Property Appraisal Department)

Adopted
Resolution R-354-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

9A31A

080476 **Resolution**

RESOLUTION CONCERNING POTENTIAL TELEVISION PROGRAM FEATURING MIAMI-DADE 311; AUTHORIZING AND DIRECTING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE ATTACHED CONTRACT IN SUBSTANTIALLY THE FORM ATTACHED AND TO EXERCISE THE RENEWAL PROVISIONS CONTAINED THEREIN (Government Information Center)

Adopted
Resolution R-355-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

9A31A SUPPLEMENT

080865 **Supplement**

SUPPLEMENTAL INFORMATION RE: RESOLUTION CONCERNING POTENTIAL TELEVISION SERIES FEATURING MIAMI-DADE 311 ANSWER CENTER

Presented

10 AUTHORITIES, BOARDS, COUNCILS AND TRUSTS

10B1A

080534 **Resolution**

RESOLUTION AUTHORIZING APPROVAL OF TWENTY-TWO (22) GRANT AWARDS FROM THE FY2007-08 SUMMER ARTS & SCIENCE CAMPS FOR KIDS (SAS-C) GRANTS PROGRAM TO: ACTORS' PLAYHOUSE PRODUCTIONS, INC.; BISCAYNE FOUNDATION, INC., THE; CATHOLIC CHARITIES OF THE ARCHDIOCESE OF MIAMI, INC; CREATIVE CHILDREN THERAPY, INC.; ENFAMILIA, INC.; FAMILY & CHILDREN FAITH COALITION, INC; FLORIDA MEMORIAL UNIVERSITY, INC.; GREATER MIAMI YOUTH SYMPHONY OF DADE COUNTY, FL INC; HISTORICAL ASSOCIATION OF SOUTHERN FLORIDA; MARJORY STONEMAN DOUGLAS BISCAYNE NATURE CENTER; MIAMI CHILDREN'S MUSEUM, INC., THE; MIAMI DANCE PROJECT, INC; MIAMI LIGHT PROJECT, INC; MIAMI STAGE COMPANY/MIAMI CHILDREN'S THEATER, INC.; MUSEUM OF CONTEMPORARY ART, INC.; MUSEUM OF SCIENCE, INC.; MYSTERY PARK ARTS COMPANY, INC.; NEW WORLD SCHOOL OF THE ARTS; PLAYGROUND THEATRE, INC., THE; SOUTH FLORIDA ART CENTER, INC. (D.B.A. ARTCENTER/SOUTH FLORIDA); THOMAS ARMOUR YOUTH BALLET, INC.; UNIVERSITY OF MIAMI FROST SCHOOL OF MUSIC; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE CANCELLATION PROVISIONS CONTAINED THEREIN (Cultural Affairs Council)

Adopted
Resolution R-402-08
Mover: Dorrin D. Rolle
Seconder: Sally A. Heyman
Vote: 10- 0
Absent: Edmonson, Sosa, Diaz

3/17/2008 *Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

11 COUNTY COMMISSION

11A1

080598 **Resolution** **Carlos A. Gimenez, Jose "Pepe" Diaz, Sally A. Heyman, Dennis C. Moss, Rebeca Sosa, Sen. Javier D. Souto, Audrey M. Edmonson, Dorrin D. Rolle**

RESOLUTION CREATING "CHILD SAFETY AWARENESS WEEK," DIRECTING THE COUNTY MAYOR OR HIS DESIGNEE TO COORDINATE ACTIVITIES ASSOCIATED THEREWITH AND MAKE RECOMMENDATIONS CONCERNING THE ESTABLISHMENT OF DESIGNATED ROADWAYS FOR ATV USAGE

Adopted
Resolution R-356-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/13/2008 *Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee*

11A2

080448 **Resolution** **Dennis C. Moss, Audrey M. Edmonson, Barbara J. Jordan, Dorrin D. Rolle**

RESOLUTION DIRECTING THE MAYOR OR HIS DESIGNEE TO STUDY THE FEASIBILITY OF REINSTATING THE ORANGE BLOSSOM CLASSIC FOOTBALL GAME IN MIAMI-DADE COUNTY AND TO REPORT BACK TO THE BOARD OF COUNTY COMMISSIONERS WITHIN 60 DAYS

Adopted
Resolution R-418-08
Mover: Dennis C. Moss
Seconder: Audrey M. Edmonson
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

Report: *Commissioner Moss explained the intent of the foregoing proposed resolution.*

Hearing no objection, the Board proceeded to vote on this proposed resolution as presented.

Commissioner Diaz noted his support and the Miami-Dade Sports Commission support of this resolution as well.

3/13/2008 *Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee*

11A3

080712 **Resolution** **Dennis C. Moss, Audrey M. Edmonson, Barbara J. Jordan, Katy Sorenson, Sen. Javier D. Souto**

RESOLUTION DIRECTING THE MAYOR OR HIS DESIGNEE TO STUDY THE FEASIBILITY OF ATTRACTING THE TROPICAL PLANT INDUSTRY EXPOSITION, THE FOOD SERVICE CONFERENCE & EXPO, AND THE FRESH SUMMIT TO MIAMI-DADE COUNTY AND TO REPORT BACK TO THE BOARD WITHIN 60 DAYS

Adopted
Resolution R-357-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/12/2008 *Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee*

11A4

080545 **Resolution** **Natacha Seijas, Audrey M. Edmonson, Barbara J. Jordan, Dennis C. Moss, Katy Sorenson, Sen. Javier D. Souto, Dorrin D. Rolle**

RESOLUTION REQUESTING THE MAYOR, OR HIS DESIGNEE, TO PROVIDE ADMINISTRATIVE SUPPORT TO CREATE A WEBSITE THAT USES GIS TECHNOLOGY TO ANALYZE ECONOMIC DEVELOPMENT ACTIVITY AND TO ASSIST NEW AND EXISTING BUSINESSES FIND LOCATIONS IN MIAMI-DADE COUNTY

Adopted
Resolution R-358-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/12/2008 *Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee*

11A5

080732 **Resolution** **Natacha Seijas, Jose "Pepe" Diaz, Audrey M. Edmonson**

RESOLUTION DIRECTING THE COUNTY MAYOR OR HIS DESIGNEE TO APPLY FOR UNITED STATES ENVIRONMENTAL PROTECTION AGENCY'S SMART GROWTH IMPLEMENTATION ASSISTANCE RELATED TO MIAMI-DADE COUNTY'S URBAN DEVELOPMENT BOUNDARY

Adopted
Resolution R-416-08
Mover: Natacha Seijas
Seconder: Bruno A. Barreiro
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

Report: *Commissioner Seijas stressed to County Manager George Burgess that the County Administration needed to file an application expeditiously in response to the United States Environmental Protection Agency's (EPA's) Smart Growth Implementation Assistance (SGIA) Program 2008 Request for Applications that was due in May 2008.*

County Manager Burgess stated he would ensure the County staff moved forward expeditiously on filing an application in response to the EPA's SGIA 2008 Request for Applications.

Hearing no objection, the Board proceeded to vote on this proposed resolution as presented.

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

11A6

080611 **Resolution** **Rebeca Sosa, Jose "Pepe" Diaz, Carlos A. Gimenez, Sally A. Heyman, Dennis C. Moss, Sen. Javier D. Souto, Audrey M. Edmonson, Barbara J. Jordan, Dorrin D. Rolle**

RESOLUTION DECLARING THE MONTH OF FEBRUARY BEGINNING IN FEBRUARY 2009 AND EACH YEAR THEREAFTER AS HEART MONTH IN MIAMI-DADE COUNTY; DIRECTING THE MAYOR OR DESIGNEE TO PREPARE A PLAN, WORKING WITH JACKSON HEALTH SYSTEM AND OTHER HOSPITALS IN MIAMI-DADE COUNTY, FOR A PUBLIC INFORMATION AND EDUCATIONAL CAMPAIGN, EVENTS AND ACTIVITIES DURING HEART MONTH IN MIAMI-DADE COUNTY EACH FEBRUARY TO INCREASE AWARENESS OF HEART DISEASE

Adopted
Resolution R-359-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/13/2008 *Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee*

11A7

080814 **Resolution** **Rebeca Sosa, Joe A. Martinez**

RESOLUTION DIRECTING THE MAYOR OR HIS DESIGNEE TO STUDY ALL POSSIBLE ALTERNATIVES AND ALL OPTIONS FOR FUNDING THE MIAMI-DADE FIRE RESCUE DEPARTMENT; DIRECTING THE MAYOR OR DESIGNEE TO PROVIDE A REPORT AND RECOMMENDATIONS TO THE BOARD WITHIN THIRTY (30) DAYS [SEE ORIGINAL ITEM UNDER FILE NO. 080615]

Adopted
Resolution R-360-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/13/2008 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Health and Public Safety Committee*

11A8

080819 **Resolution** **Natacha Seijas**

RESOLUTION APPROVING THE ALLOCATION OF FY 2007-2008 DISTRICT 13 OFFICE BUDGET FUNDS

Adopted
Resolution R-361-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

11A9

080617 **Resolution** **Bruno A. Barreiro**

RESOLUTION URGING THE FLORIDA LEGISLATURE TO DESIGNATE A PROMINENT STATE ROAD IN MIAMI-DADE COUNTY AS "ROSENDO ROSELL ROAD"; APPROVING SUCH DESIGNATION

Adopted
Resolution R-362-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

11A19 SUPPLEMENT

081084 **Report**

BUDGET FOR THE MARCH 17-23, 2008 WORLD GOLF CHAMPIONSHIPS - CA CHAMPIONSHIP FOR IN-KIND SERVICES FROM MIAMI-DADE FIRE RESCUE DEPARTMENT

Presented

11A10

080551 **Resolution** **Carlos A. Gimenez**

RESOLUTION URGING THE CITY OF MIAMI TO DESIGNATE S.W. 35TH AVENUE FROM S.W. 4TH STREET TO S.W. 13TH STREET AS OLGA Y TONY AVENUE

Adopted
Resolution R-363-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

11A11

080737 **Resolution** **Audrey M. Edmonson, Dorrin D. Rolle**

RESOLUTION URGING THE FLORIDA LEGISLATURE TO PASS H.B. 3, S.B. 500 OR SIMILAR LEGISLATION CREATING A CHILDREN'S ZONE PROGRAM AND/OR A CHILDREN'S ZONE PILOT PROJECT IN MIAMI-DADE COUNTY

Adopted
Resolution R-364-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

11A12

080227 **Resolution** **Sally A. Heyman**

RESOLUTION URGING THE FLORIDA LEGISLATURE TO PASS LEGISLATION PROVIDING TAX COLLECTORS WITH ADDITIONAL TOOLS TO COLLECT ON DELINQUENT TANGIBLE PERSONAL PROPERTY TAXES

Adopted
Resolution R-365-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

2/12/2008 *No Action Taken by the Budget and Finance Committee*

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

11A13

080610 **Resolution** **Barbara J. Jordan**

RESOLUTION URGING THE FLORIDA LEGISLATURE TO REINSTATE LANGUAGE PROHIBITING MUNICIPAL WATER AND SEWER UTILITIES FROM CHARGING A SURCHARGE TO CONSUMERS LOCATED OUTSIDE THE CITY AS "TAXATION WITHOUT REPRESENTATION"

Amended

Report: *See Agenda Item 11A13 Amended, Legislative File No. 081283 for the amended version.*

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

11A13 AMENDED

081283 **Resolution** **Barbara J. Jordan**

RESOLUTION URGING THE FLORIDA LEGISLATURE TO PROHIBIT MUNICIPAL WATER AND SEWER UTILITIES FROM LEVYING A SURCHARGE TO CONSUMERS LOCATED OUTSIDE THE CITY UNLESS AN EQUAL SURCHARGE IS LEVIED ON CONSUMERS LOCATED INSIDE THE CITY [SEE ORIGINAL ITEM UNDER FILE NO. 080610]

Adopted as amended
Resolution R-404-08
Mover: Barbara J. Jordan
Seconder: Dennis C. Moss
Vote: 8- 0
Absent: Rolle, Sosa, Souto, Martinez, Diaz

Report: *It was moved by Commissioner Jordan that the Board adopt the foregoing proposed resolution as presented. Commissioner Moss seconded this motion.*

Commissioner Jordan explained the intent of this proposed resolution.

Commissioner Seijas offered an amendment to this proposed resolution to urge the Florida Legislature to reinstate language prohibiting municipal water and sewer utilities from levying a surcharge to consumers outside the city unless an equal surcharge was levied on consumers inside the city.

Commissioner Jordan, the sponsor, accepted the amendment offered by Commissioner Seijas.

Commissioner Jordan asked the County Attorney to research and to review whether the County had a defensible case for filing lawsuits for taxation without representation.

Hearing no further questions or comments, the Board proceeded to vote on this proposed resolution as amended.

11A14

080608 **Resolution** **Dennis C. Moss**

RESOLUTION URGING CONGRESS TO RESTORE FUNDING FOR THE NATIONAL INSTITUTE OF CORRECTIONS THAT THE WHITE HOUSE HAS PROPOSED ELIMINATING IN THE FEDERAL BUDGET FOR FISCAL YEAR 2008-09

Adopted
Resolution R-366-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

11A15

080613 **Resolution** **Rebeca Sosa, Dorrin D. Rolle**

RESOLUTION URGING THE U.S. CONGRESS TO STRENGTHEN THE UNFUNDED MANDATES REFORM ACT OF 1995; URGING CONGRESS AND FEDERAL AGENCIES NOT TO IMPOSE ADDITIONAL UNFUNDED MANDATES ON STATES AND LOCAL GOVERNMENTS AND FUND UNFUNDED MANDATES THAT ALREADY EXIST

Adopted
Resolution R-367-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

11A16

080352 **Resolution** **Barbara J. Jordan**

RESOLUTION DECLARING ONE 2001 BLUEBIRD BUS SURPLUS AND AUTHORIZING ITS DONATION TO HOLY TEMPLE HUMAN SERVICES CORPORATION, INC.

Adopted
Resolution R-368-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

11A17

080652 **Resolution** **Bruno A. Barreiro**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE TRANSIT AGENCY FOR THE FEBRUARY 28 - MARCH 9, 2008 MIAMI INTERNATIONAL FILM FESTIVAL SPONSORED BY MIAMI DADE COLLEGE, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $15,573.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

Adopted
Resolution R-369-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/12/2008 *Forwarded to BCC with a favorable recommendation from the Transit Committee*

11A18

080634 **Resolution** **Jose "Pepe" Diaz**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE POLICE DEPARTMENT FOR THE MARCH 17-23, 2008 WORLD GOLF CHAMPIONSHIPS - CA CHAMPIONSHIP SPONSORED BY SOUTH FLORIDA GOLF FOUNDATION, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $69,574.44 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

Adopted
Resolution R-370-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/13/2008 *Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee*

11A19

080649 **Resolution** **Jose "Pepe" Diaz**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE FIRE RESCUE DEPARTMENT FOR THE MARCH 17-23, 2008 WORLD GOLF CHAMPIONSHIPS - CA CHAMPIONSHIP SPONSORED BY SOUTH FLORIDA GOLF FOUNDATION, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $26,119.00 TO BE FUNDED FROM THE NON-AD VALOREM PORTION OF THE FIRE RESCUE DISTRICT IN-KIND RESERVE FUND

Adopted
Resolution R-371-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/13/2008 *Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee*

11A19 SUPPLEMENT

081084 **Report**

BUDGET FOR THE MARCH 17-23, 2008 WORLD GOLF CHAMPIONSHIPS - CA CHAMPIONSHIP FOR IN-KIND SERVICES FROM MIAMI-DADE FIRE RESCUE DEPARTMENT

Presented

11A20

080668 **Resolution** **Jose "Pepe" Diaz**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE FEBRUARY 22, 2008 FCAT TESTING PREP RALLY SPONSORED BY EUGENIA B. THOMAS K-8 CENTER, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $7,318.00 TO BE FUNDED FROM THE DISTRICT 12 IN-KIND RESERVE FUND

Adopted
Resolution R-372-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/17/2008 *Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

11A21

080605 **Resolution** **Audrey M. Edmonson, Barbara J. Jordan**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE TRANSIT AGENCY FOR THE FEBRUARY 15, 2008 NATIONAL WOMEN'S HEART DAY SPONSORED BY THE SISTER TO SISTER: EVERYONE HAS A HEART FOUNDATION, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $1,739.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

Adopted
Resolution R-373-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/12/2008 *Forwarded to BCC with a favorable recommendation from the Transit Committee*

11A22

080651 **Resolution** **Audrey M. Edmonson**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE TRANSIT AGENCY FOR THE FEBRUARY 22, 2008 ELDERLY SERVICES PROGRAM SPONSORED BY WARD TOWERS TENANT ASSOCIATION INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $1,188.00 TO BE FUNDED FROM THE DISTRICT 3 IN-KIND RESERVE FUND

Adopted
Resolution R-374-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/12/2008 *Forwarded to BCC with a favorable recommendation from the Transit Committee*

11A23

080647 **Resolution** **Sally A. Heyman, Carlos A. Gimenez**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT AND THE MIAMI-DADE TRANSIT AGENCY FOR THE MARCH 30, 2008 CELEBRITY 5K SPONSORED BY COMMUNITY PARTNERSHIP FOR HOMELESS, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $4,353.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

Adopted
Resolution R-375-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

11A24

080653 **Resolution** **Sally A. Heyman**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE MARCH 27, 2008 FIELD DAY SPONSORED BY HIGHLAND OAKS MIDDLE SCHOOL, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $1,146.00 TO BE FUNDED FROM THE DISTRICT 4 IN-KIND RESERVE FUND

Adopted
Resolution R-376-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/17/2008 *Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

11A25

080612 **Resolution** **Barbara J. Jordan**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI DADE FIRE RESCUE DEPARTMENT FOR THE FEBRUARY 16, 2008 THE OLD SCHOOL 70'S LOVE FESTIVAL SPONSORED BY CONCERNED AFRICAN WOMEN, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $1,035.00 TO BE FUNDED FROM THE NON-AD VALOREM PORTION OF THE FIRE RESCUE DISTRICT IN-KIND RESERVE FUND

Adopted
Resolution R-377-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/13/2008 *Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee*

11A26

080618 **Resolution** **Dennis C. Moss**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE TRANSIT AGENCY FOR THE FEBRUARY 16, 2008 COMMUNITY HEALTH FAIR SPONSORED BY MIAMI DADE COLLEGE, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $485.00 TO BE FUNDED FROM THE DISTRICT 9 IN-KIND RESERVE FUND

Adopted
Resolution R-378-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/12/2008 *Forwarded to BCC with a favorable recommendation from the Transit Committee*

11A27

080638 **Resolution** **Dennis C. Moss**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT AND MIAMI-DADE POLICE DEPARTMENT FOR THE MARCH 23, 2008 SPRING FESTIVAL SPONSORED BY ARYA SAMAJ OF MIAMI, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $3,213.00 TO BE FUNDED FROM THE DISTRICT 9 IN-KIND RESERVE FUND

Adopted
Resolution R-379-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

11A28

080659 **Resolution** **Dennis C. Moss**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT AND THE MIAMI-DADE PUBLIC WORKS DEPARTMENT FOR THE MARCH 7-9 AND MARCH 14-16, 2008 "DAY OUT WITH THOMAS" EVENT SPONSORED BY THE GOLD COAST RAILROAD MUSEUM, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $11,080.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

Adopted
Resolution R-380-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

11A29

080650 **Resolution** **Dorrin D. Rolle**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT AND THE MIAMI-DADE POLICE DEPARTMENT FOR THE JANUARY 26, 2008 WILLIS MCGAHEE FLAG FOOTBALL AND MUSIC FESTIVAL SPONSORED BY GWEN CHERRY PARK FOUNDATION, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $20,891.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

Adopted
Resolution R-381-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee*

11A30

080635 **Resolution** **Katy Sorenson**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE NOVEMBER 7, 2007 50TH ANNIVERSARY CELEBRATION OF PALMETTO ELEMENTARY SCHOOL SPONSORED BY PALMETTO ELEMENTARY SCHOOL, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $716.00 TO BE FUNDED FROM THE DISTRICT 8 IN-KIND RESERVE FUND

Adopted
Resolution R-382-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/17/2008 *Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

11A31

080641 **Resolution** **Katy Sorenson, Dennis C. Moss**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE TRANSIT AGENCY FOR THE MARCH 29, 2008 "MARCH FOR PARKS 2008" EVENT SPONSORED BY THE OPERATION GREEN LEAVES, INC. A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $4,145.00 TO BE FUNDED IN PART FROM THE DISTRICT 8 IN-KIND RESERVE FUND AND IN PART FROM THE DISTRICT 9 IN-KIND RESERVE FUND

Adopted
Resolution R-383-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/12/2008 *Forwarded to BCC with a favorable recommendation from the Transit Committee*

11A32

080644 **Resolution** **Sen. Javier D. Souto**

RESOLUTION AUTHORIZING IN-KIND SERVICES FROM THE MIAMI DADE FIRE RESCUE DEPARTMENT AND THE MIAMI-DADE POLICE DEPARTMENT FOR THE MAY 3-4, 2008 ZIMMERMAN MS BIKE RIDE SPONSORED BY THE NATIONAL MULTIPLE SCLEROSIS SOCIETY – SOUTH FLORIDA CHAPTER, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $46,520.00 TO BE FUNDED IN PART FROM THE COUNTYWIDE IN-KIND RESERVE FUND, AND IN PART FROM THE NON-AD VALOREM PORTION OF THE FIRE RESCUE DISTRICT IN-KIND RESERVE FUND

Adopted
Resolution R-384-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/13/2008 *Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee*

11A33

080868 **Resolution** **Joe A. Martinez, Carlos A. Gimenez**

RESOLUTION URGING THE FLORIDA LEGISLATURE NOT TO PASS HB 683, SB 2148 OR SIMILAR LEGISLATION THAT PREEMPTS LOCAL GOVERNMENTS' AUTHORITY TO CARRY OUT PUBLIC CONSTRUCTION PROJECTS IN THE MOST EFFICIENT AND COST-EFFECTIVE MANNER

Adopted
Resolution R-385-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

11A34

080869 **Resolution** **Joe A. Martinez, Carlos A. Gimenez**

RESOLUTION URGING THE FLORIDA LEGISLATURE TO PASS SB 1694, HB 997 OR SIMILAR LEGISLATION THAT CREATES A VOLUNTARY CERTIFICATION OF 911 EMERGENCY DISPATCHERS

Adopted
Resolution R-386-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

11A35

080873 **Resolution** **Joe A. Martinez**

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

Adopted
Resolution R-387-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

11A36

080940 **Resolution** **Bruno A. Barreiro**

RESOLUTION URGING THE FLORIDA LEGISLATURE NOT TO MAKE PROPOSED FUNDING REDUCTIONS FOR THE SCHOOL READINESS GRANT PROGRAM WHICH MAY RESULT IN THE ELIMINATION OF 1,400 TO 2,200 SUBSIDIZED CHILD CARE SLOTS IN MIAMI-DADE COUNTY, FURTHER PLACING THESE CHILDREN AT HIGH RISK

Amended

Report: *See Agenda Item 11A36 Amended, Legislative File No. 081200 for the amended version.*

11A36 AMENDED

081200 **Resolution** **Bruno A. Barreiro**

RESOLUTION URGING THE FLORIDA LEGISLATURE NOT TO MAKE PROPOSED FUNDING REDUCTIONS FOR THE SCHOOL READINESS GRANT PROGRAM WHICH MAY RESULT IN THE ELIMINATION OF 1,400 TO 2,200 SUBSIDIZED CHILD CARE SLOTS IN MIAMI-DADE COUNTY, FURTHER PLACING THESE CHILDREN AT HIGH RISK [SEE ORIGINAL ITEM UNDER FILE NO. 080940]

Adopted as amended
Resolution R-388-08
Mover: Natacha Seijas
Seconder: Jose "Pepe" Diaz
Vote: 11- 0
Absent: Sosa, Moss

Report: *It was moved by Commissioner Heyman that the Board approve the foregoing proposed resolution as presented. This motion was seconded by Commissioner Jordan, and upon being put to a vote, passed by a vote of 9-0, (Commissioners Moss, Seijas, Sosa and Souto were absent).*

Upon the arrival of Commissioner Seijas, she asked that the Board reconsider this resolution to make a correction to the resolution.

It was moved by Commissioner Jordan that the Board reconsider this proposed resolution, and Commissioner Diaz seconded this motion, and this motion passed by a vote of 11-0, (Commissioners Moss and Sosa were absent).

Commissioner Seijas offered an amendment to the foregoing proposed resolution to change the 6th whereas clause to read as follows: "$5 million dollars" instead of "$30 million dollars" in Miami-Dade County.

Hearing no objection, the Board adopted the foregoing proposed resolution as amended to change the 6th whereas clause to state "$5 million dollars" instead of "$30 million dollars" in Miami-Dade County.

11A37

080944 **Resolution** **Jose "Pepe" Diaz, Carlos A. Gimenez**

RESOLUTION URGING THE FLORIDA LEGISLATURE TO DESIGNATE THAT PORTION OF U.S. HIGHWAY 27 IN MIAMI-DADE COUNTY AS A PART OF THE NATIONAL PURPLE HEART TRAIL; AND APPROVING SUCH DESIGNATION

Adopted
Resolution R-419-08
Mover: Jose "Pepe" Diaz
Seconder: Carlos A. Gimenez
Vote: 9- 0
Absent: Rolle, Barreiro, Sosa, Martinez

Report: *Commissioner Diaz explained the intent of the foregoing proposed resolution.*

Mr. Fred Arbello, 344 Wine Road Northwest, Lake Placid, Florida, Commander to the Military Order of the Purple Heart of the United States of America, Chapter 601, Highland County, along with Abbey Marsh, Senior Vice Commander, Military Order of the Purple Heart, Chapter 601, appeared before the Board, urged the Board to support this proposed resolution urging the Florida Legislature to designate U.S. Highway 27 in Miami-Dade County as part of the National Purple Heart Highway.

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

11A38

081113 **Resolution** **Jose "Pepe" Diaz**

RESOLUTION URGING THE FLORIDA LEGISLATURE TO FIGHT IDENTITY THEFT BY CLOSING LOOPHOLES THAT REQUIRE GOVERNMENT AGENCIES TO MAKE SOCIAL SECURITY NUMBERS AND OTHER PERSONAL INFORMATION AVAILABLE PURSUANT TO PUBLIC RECORDS REQUESTS IN CERTAIN CIRCUMSTANCES

Adopted
Resolution R-422-08
Mover: Jose "Pepe" Diaz
Seconder: Sally A. Heyman
Vote: 9- 0
Absent: Rolle, Barreiro, Sosa, Martinez

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

Commissioner Diaz explained the intent of this proposed resolution.

The Board proceeded to vote on the foregoing proposed resolution as presented.

Following Commissioner Diaz' request for a clarification on the social security numbers and other personal information being sold, County Attorney Cuevas stated social security numbers were considered personal information and the information obtained and maintained by the Department of Health and the State of Florida Department of Highway Safety and Motor Vehicles (DHSMV) was exempt from disclosure except in the normal course of business for legitimate businesses for that purpose only. He stated the Florida Statutes allowed for these uses in the normal course of business by legitimate business or its agency, employees, and contractors in which they could verify that information from the State of Florida.

Commissioner Seijas suggested the following language as an amendment to this proposed resolution as follows: "if applicable to social security numbers."

11 B ADDITIONAL BUDGET ALLOCATIONS

11B1

081154 **Report**

ALLOCATION OF (FY) 2007/08 DISTRICT DISCRETIONARY RESERVE FUNDS (DISTRICT 1)

Approved
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

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

$600 to City of Miami Gardens (Five Years of Progress Banners)
$200 to P.U.L.S.E. (Full Page Ad for their 27th Annual Convention)
$15,000 to James E. Scott Community Association, Inc. (Homeless Assistance Program)
$260 to National Black Nurses Association, Inc. (In support of their 29th Annual Scholarship Luncheon)
$1,500 to Hands on Miami
$1,000 to Women's International Film Festival (Tickets for District 1 residents to attend the 3rd annual Women's International Film Festival)

11B2

081155 **Report**

ALLOCATION OF (FY) 2007/08 DISTRICT DISCRETIONARY RESERVE FUNDS (DISTRICT 3)

Approved
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

Report: *The following funding allocations were made from fiscal year (FY) 2007/08 District 3 Discretionary Reserve Funds as requested by Commissioner Edmonson.*

$5,000 to AARP Northwest Chapter #4686
$2,500 to Restoring Hope Community Development Corporation
$2,000 to Women International Film Festival
$2,000 to Alhambra Heights Residential Force, Inc.
$1,250 to 100 Black Men of South Florida
$1,000 to Delta Education, Health & Cultural Initiative, Inc.
$1,000 to American Diabetes Association
$500 to World Literacy Crusade

11B3

081156 **Report**

REIMBURSEMENT FROM COMMUNITY-BASED ORGANIZATION OFFICE FUNDS (DISTRICT 4)

Approved
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

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

$200 from Actors Playhouse
$500 from Macks Cycle
$500 from Shake-A-Leg
$108 from Quality Custom Designs
$200 from Planned Parenthood
$3,000 from The Victory School
$40 from Steve Balaam Books
$119.25 from Quality Custom Designs
$1,500 from The Adrienne Arsht Center
$60 from National Council for Jewish Women
$25 from Dade Heritage Trust

11B4

081157 **Report**

REIMBURSEMENT FROM COMMUNITY-BASED ORGANIZATION FUNDS (DISTRICT 4)

Approved
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

Report: *The following funding allocations were reimbursed from District 4 Community Based Organization – Expenses Associated with various District 4 Events as requested by Commissioner Heyman*

$98.10 from Expenses associates with the Sunny Isles Passport Event
$65 from Expenses associates with the NACo Experience Commission Day

11B5

081158 **Report**

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

Approved
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

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 Mothers Against Drunk Driving (MADD) Miami-Dade County
$5,000 to SAVE Foundation
$2,500 to Michael-Ann Russell Jewish Community Center
$2,500 to Special Olympics Miami-Dade County
$2,500 to Fairchild Tropical Garden

11B6

081159 **Report**

ALLOCATION OF (FY) 2007/08 DISTRICT DISCRETIONARY RESERVE FUNDS (DISTRICT 6)

Approved
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

Report: *For the record, Commissioner Rebeca Sosa amended a previous March 18, 2008, allocation to the American Lung Association of Florida, Inc. The allocation source should have been district funds and not office funds. The allocation for the American Lung Association of Florida, Inc., remains $1,000.00*

11B7

081160 **Report**

ALLOCATION OF (FY) 2007/08 DISTRICT DISCRETIONARY RESERVE FUNDS (DISTRICT 7)

Approved
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

Report: *The following funding allocations were made from fiscal year (FY) 2007/08 District 7 Discretionary Reserve Funds as requested by Commissioner Gimenez.*

$2,700 to Sunrise Community, Inc.
$586 to Dade Jewish Journal
$1,200 to St. Thomas the Apostle Golf & Luau
$2,500 to Shake-A-Leg Foundation
$2,500 to St. Andrew Greek Orthodox Program
$5,000 to Centro de Derechos Humanos y Democracia

For the record, Commissioner Carlos A. Gimenez asked that the Stirrup Plaza Senior Center donation of food for the seniors in the amount of $268.74 be taken from the District 7 Event Fund that was allocated on December 4, 2007.

11B8

081161 **Report**

ALLOCATION OF CARRY-OVER OFFICE FUNDS (DISTRICT 8)

Approved
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

Report: *The following funding allocations were made from District 8 Carry-Over Office Funds as requested by Commissioner Sorenson.*

$5,000 to Orchestra Miami, Inc., (Funding for Concert for students)
$420 to Community Partnership for the Homeless, Inc. (Transportation reimbursement for Halloween Event)
$1,500 to American Civil Liberties Union of Florida, Inc. (Day of Action)
$1,000 to Dade County Farm Bureau (30th Annual Barbeque & "Fun" Raiser)

11B9

081162 **Report**

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

Approved
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

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 Metro Dade Fire Fighters IAFF Local 1403 for the Stacey K. Williams Golf Tournament
$450 to Florida Memorial University for the Fifth Annual Judge Wilkie D. Ferguson, Jr., Memorial Golf Tournament
$500 to Hands on Miami for their Hands on Miami Day 2008
$1,000 to Goulds Coalition of Ministers and Lay People, Inc., for the 24th Annual Anniversary Banquet
$2,500 to Galata, Inc., for the One People One Community Multi-Cultural Street Festival
$1,250 to Sant La towards the Annual Fundraising Dinner
$500 to My Perfect Image, Inc., for the Hat and Glove Afternoon Tea and Fashion Show
$1,000 to Community Health of South Florida, Inc., for the Robert Bailey/Glen Rice "Celebrity Fundraising Golf Tournament"
$7,400 to Reimbursement to my office funds for the 2007 Holiday Events
$1,000 to Miami Lighthouse for Dog a Thon De "Tails"
$1,000 to Delta Sigma Theta Sorority, Inc., for the Annual Scholarship "Putting on the Ritz"
$2,020 to Miami-Dade County Water and Sewer Department for the Holiday Party 12/13/0 (#0000000288)
$1,500 to 100 Black Men of South Florida, Inc., for Preserving the Legacy in Paradise Charity Gala
$1,000 to Las Palmas f/k/a The United Property Owners of the 8.5 Square Mile Area, Inc., 7th Corn Festival
$600 to Arthur Polly Mays Middle Community Schools c/o the Science Department for a Science field trip
$1,000 to South Florida Film Festival towards the South Florida Film Festival
$1,000 to South Ridge I & II Resident Council, Inc., for services the resident Council provides to residents
$1,500 to The Progressive Officers Club for the Annual Scholarship Ball "Empower our Youth Through Education"
$2,500 to Dade County Farm Bureau for 30th Annual Barbeque and Fund Raiser

11B10

081163 **Report**

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

Approved
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

Report: *For the record, Commissioner Javier D. Souto made the following clarification: the District 10 Allocation of $18,000 on December 20, 2007, was listed as "The Florida International University Research Foundation Inc.", and should have been listed as "The Florida International University Board of Trustees on behalf of the Metropolitan Center."*

For the record, Commissioner Javier D. Souto made the following clarification: the District 10 Allocation of $10,000 on February 21, 2008, was listed as "Iglesia/Museo Peru" and should have been listed as "Corpus Christi Church on behalf of the Iglesia/Museo Peru Project."

11B11

081164 **Report**

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

Approved
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

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

$1,500 to Christopher Columbus High School for the Mas Technology and Academic Resource Complex
$1,000 to Royal Palm Elementary School PTA
$1,000 to Rockway Middle School for the State & National Chess Competitions
$1,000 to Tropical Elementary School
$500 to PIAG Museum on Wheels
$500 to Citizens Crime Watch Kendall Station
$500 to Citizens Crime Watch Midwest Station
$500 to Citizens Crime Watch Hammocks Station

11B12

081165 **Report**

ALLOCATION OF (FY) 2007/08 DISTRICT DISCRETIONARY RESERVE FUNDS (DISTRICT 12)

Approved
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

Report: *The following funding allocations were made from fiscal year (FY) 2007/08 District 12 Discretionary Reserve Funds as requested by Commissioner Diaz.*

$20,000 to City of Sweetwater
$5,000 to Switchboard of Miami c/o Seniors Never Alone Program

11C REPORTS

12 COUNTY MANAGER

12A1

080583 **Resolution**

RESOLUTION AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE TRANSIT AGENCY FOR THE MAY 3, 2008, "CINCO DE MIMO FESTIVAL" SPONSORED BY DADE COMMUNITY FOUNDATION, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED $610.00 TO BE FUNDED FROM THE MAYOR'S IN-KIND RESERVE FUND (County Manager)

Adopted
Resolution R-389-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/12/2008 *Forwarded to BCC with a favorable recommendation from the Transit Committee*

12A2

080801 **Resolution**

RESOLUTION APPROVING THE TRANSITIONAL AGREEMENT WITH THE MDHA DEVELOPMENT CORPORATION (MDHADC) WHICH, AMONG OTHER MATTERS, PROVIDES FOR THE RETURN OF PROPERTY AND RELATED FUNDING FOR AFFORDABLE HOUSING PROJECTS TO THE COUNTY AND RELINQUISHMENT OF CONTRACTS AND LEASES BY MDHADC, PROVIDES FOR MDHADC TO RETAIN THE WARD TOWERS AND POSTMASTER PROJECTS AND RELATED FUNDING IN ACCORDANCE WITH THE TERMS OF SUCH AGREEMENT; AUTHORIZES AND REQUIRES THE APPOINTMENT OF A FIDUCIARY AGENT BY MDHADC; ACCEPTING ALL REAL AND PERSON PROPERTY CONVEYED OR TRANSFERRED TO THE COUNTY; AUTHORIZING ANY AND ALL NECESSARY RELATED ACTIONS TO EFFECTUATE THE INTENT OF THIS TRANSITIONAL AGREEMENT; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE TRANSITIONAL AGREEMENT; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ESTABLISH A TRUST FUND TO RECEIVE FUNDS FROM MDHADC AND TO USE THESE FUNDS TO ADDRESS ANY SHORTFALLS OF MDHADC; AND WAIVING THE REQUIREMENTS OF R-130-06 [SEE ORIGINAL ITEM UNDER FILE NO. 080677] [SEE AGENDA ITEM NOS. 8F1H] (County Manager)

Withdrawn

Report: *See Report under Agenda Item 12A2 Alternate, Legislative File No. 080806.*

3/12/2008 *Forwarded to the BCC by the BCC Chairperson with favorable recommendation with committee amendments from the Economic Development and Human Services Committee*

3/18/2008 *4 Day Rule Invoked by the Board of County Commissioners*

12A2 SUPPLEMENT

080784 **Supplement**

SUPPLEMENTAL INFORMATION ON THE TRANSITIONAL AGREEMENT BETWEEN MIAMI-DADE COUNTY AND MDHA DEVELOPMENT CORPORATION [SEE AGENDA ITEM NO. 12A2 ALTERNATE]

Presented

3/12/2008 *Report Received by the Economic Development and Human Services Committee*

3/18/2008 *4 Day Rule Invoked by the Board of County Commissioners*

12A2 ALTERNATE

080806 **Resolution**

RESOLUTION APPROVING THE TRANSITIONAL AGREEMENT WITH THE MDHA DEVELOPMENT CORPORATION (MDHADC) WHICH, AMONG OTHER MATTERS, PROVIDES FOR THE RETURN OF PROPERTY AND RELATED FUNDING FOR AFFORDABLE HOUSING PROJECTS TO THE COUNTY AND RELINQUISHMENT OF CONTRACTS AND LEASES BY MDHADC, PROVIDES FOR MDHADC TO RETAIN THE WARD TOWERS AND POSTMASTER PROJECTS AND RELATED FUNDING IN ACCORDANCE WITH THE TERMS OF SUCH AGREEMENT; AUTHORIZES AND REQUIRES THE APPOINTMENT OF A FIDUCIARY AGENT BY MDHADC; ACCEPTING ALL REAL AND PERSONAL PROPERTY CONVEYED OR TRANSFERRED TO THE COUNTY; AUTHORIZING ANY AND ALL NECESSARY RELATED ACTIONS TO EFFECTUATE THE INTENT OF THIS TRANSITIONAL AGREEMENT; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE TRANSITIONAL AGREEMENT; AUTHORIZING THE MAYOR OR DESIGNEE TO ESTABLISH A TRUST FUND TO RECEIVE FUNDS FROM MDHADC AND TO USE THESE FUNDS TO ADDRESS ANY SHORTFALLS OF MDHADC; AND WAIVING THE REQUIREMENTS OF R-130-06 [SEE ORIGINAL ITEM UNDER FILE NO. 080801] [SEE AGENDA ITEM NOS. 8F1H AND 12A2 SUPPLEMENT] (County Manager)

Adopted
Resolution R-412-08
Mover: Dennis C. Moss
Seconder: Jose "Pepe" Diaz
Vote: 9- 1
No: Gimenez
Absent: Rolle, Sosa, Martinez

3/18/2008 *4 Day Rule Invoked by the Board of County Commissioners*

12A3

080886 **Resolution**

RESOLUTION APPROVING THE MODEL PROCESS FOR THE SOLICITATION AND ALLOCATION OF FUNDING FOR COMMUNITY-BASED HUMAN SERVICES ORGANIZATIONS COMMENCING IN FY 2008-09 [SEE ORIGINAL ITEM UNDER FILE NO. 080670] (County Manager)

Amended

Report: *See Agenda Item 12A3 Amended, Legislative File No. 081238 for the amended version.*

3/12/2008 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Economic Development and Human Services Committee*

12A3 AMENDED

081238 **Resolution**

RESOLUTION APPROVING THE MODEL PROCESS FOR THE SOLICITATION AND ALLOCATION OF FUNDING FOR COMMUNITY-BASED HUMAN SERVICES ORGANIZATIONS COMMENCING IN FY 2008-09 [SEE ORIGINAL ITEM UNDER FILE NOS. 080670 AND 080886] (County Manager)

Adopted as amended
Resolution R-420-08
Mover: Natacha Seijas
Seconder: Audrey M. Edmonson
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

Report: *Commissioner Gimenez expressed his desire to turnover the County's Community-Based Human Services Organization Funding process to the United Way of Miami-Dade County ("United Way").*

Chairman Barreiro stated United Way did not have to adhere to Florida State Sunshine Laws.

Commissioner Seijas noted she and Commissioner Jordan had met with United Way President and Chief Executive Officer Harve Mogul, and he expressed no desire to facilitate the County's Community-Based Human Services Organization Funding process.

Commissioner Jordan confirmed Commissioner Seijas' comments that United Way expressed no desire to facilitate the County's Community-Based Human Services Organization Funding process.

Chairman Barreiro suggested that each of the agencies listed to serve on an Advisory Board for the County's Community-Based Human Services Organization should submit three names to the Board for nomination. Subsequently, the Board would appoint the Advisory Board members similar to how the State of Florida Governor made appointments from the nominations.

Commissioner Seijas suggested this proposed resolution be bifurcated and bring back the portion regarding the process for the creation of an Advisory Board for the County's Community-Based Human Services Organization. Therefore, more details could be provided for the creation of an Advisory Board.

Commissioner Sorenson offered an amendment to the foregoing proposed resolution to add language to provide that if any agency became defunded for any reason the funding for that agency would subsequently be rolled over to the next fiscal year's Community-Based Organizations Competitive Process.

Hearing no objection, the Board adopted this proposed resolution as amended by Commissioner Sorenson.

Commissioner Jordan stated that some agencies may face unintended consequences which may require them to provide additional resources.

Commissioner Seijas suggested the Commission consider setting aside some allocation of funding for the Community-Based Human Services Organization that would be for specific emergency uses.

Mr. David Raymond, Executive Director, Office of the Homeless Trust, provided information to the Board regarding the creation of a second tier or a separate cycle of the Model Process for the Solicitation Allocation of funding process to fund those agencies in an emergency situation.

12A4

080929 **Resolution**

RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF SETTLEMENT AGREEMENT BETWEEN AND AMONG THE FORMER MEMBER JURISDICTIONS OF THE SOUTH FLORIDA EMPLOYMENT AND TRAINING CONSORTIUM AND THE STATE OF FLORIDA AGENCY FOR WORKFORCE INNOVATION (County Manager, County Attorney)

Adopted
Resolution R-407-08
Mover: Audrey M. Edmonson
Seconder: Bruno A. Barreiro
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

12A5

080765 **Resolution**

RESOLUTION APPROVING A SETTLEMENT AGREEMENT BETWEEN TURNER CONSTRUCTION COMPANY, AUSTIN COMMERCIAL , INC., AMERICAN AIRLINES, AND MIAMI-DADE COUNTY, IN THE AMOUNT OF $4.75 MILLION DOLLARS, RELATING TO CLAIMS ARISING OUT OF CONSTRUCTION OF THE NORTH TERMINAL AT MIAMI INTERNATIONAL AIRPORT; AUTHORIZING THE MAYOR OR DESIGNEE TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY TO IMPLEMENT THE AGREEMENT, SUBJECT TO APPROVAL OF THE COUNTY ATTORNEY AS TO LEGAL SUFFICIENCY (County Manager, County Attorney)

Adopted
Resolution R-390-08
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

12B1

080459 **Report**

BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND (BBC-GOB) PROGRAM QUARTERLY STATUS REPORT - FIRST QUARTER FY-08 (OCTOBER 1 – DECEMBER 31, 2007) (County Manager)

Accepted
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/11/2008 *Report Received by the Governmental Operations and Environment Committee*

12B2

080626 **Report**

SEAPORT DEPARTMENT QUARTERLY REPORT OF EXECUTED JOINT PARTICIPATION AGREEMENTS AND SUPPLEMENTAL JOINT PARTICIPATION AGREEMENTS BETWEEN OCTOBER 1, 2007 AND DECEMBER 31, 2007 (County Manager)

Accepted
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/12/2008 *Report Received by the Transit Committee*

12B3

080779 **Report**

REPORT ON THE FEASIBILITY AND FISCAL IMPACT OF LOCATING A MINI POLICE/FIRE STATION TO HOUSE THE EXISTING POLICE AND FIRE UNITS CLOSER TO THE TERMINAL AT MIAMI INTERNATIONAL AIRPORT (County Manager)

Accepted
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

3/13/2008 *Report Received by the Airport and Tourism Committee*

13 COUNTY ATTORNEY

14 ITEMS SUBJECT TO 4-DAY RULE

14A1

081057 **Resolution** **Dorrin D. Rolle**

RESOLUTION APPROVING THE ALLOCATION OF FY 2007-2008 DISTRICT DISCRETIONARY RESERVE FUNDS OF DISTRICT 2

Adopted
Resolution R-408-08
Mover: Barbara J. Jordan
Seconder: Audrey M. Edmonson
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

14A2

081056 **Resolution** **Dorrin D. Rolle**

RESOLUTION APPROVING THE ALLOCATION OF FY 2007-2008 DISTRICT 2 OFFICE BUDGET FUNDS

Adopted
Resolution R-409-08
Mover: Barbara J. Jordan
Seconder: Audrey M. Edmonson
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

14A3

081042 **Resolution**

RESOLUTION DECLARING THE ACQUISITION OF PARCEL 501 AND FOUR (4) YEAR TEMPORARY CONSTRUCTION EASEMENTS (TCE) NEEDED FOR THE CONSTRUCTION OF THE ORANGE LINE PHASE I: MIAMI INTERMODAL CENTER (MIC) – EARLINGTON HEIGHTS CONNECTOR PROJECT, A 2.4 MILE CORRIDOR LINKING THE MIC TO THE EARLINGTON HEIGHTS METRORAIL STATION LOCATED AT STATE ROAD (SR) 112 AND NW 22 AVENUE, TO BE A PUBLIC NECESSITY; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE AND THE COUNTY ATTORNEY TO TAKE ANY AND ALL APPROPRIATE ACTIONS TO ACCOMPLISH ACQUISITION OF THE SUBJECT PROPERTY IN FEE SIMPLE AND TEMPORARY CONSTRUCTION EASEMENTS BY DONATION, PURCHASE AT VALUES ESTABLISHED BY APPRAISALS OR BY EMINENT DOMAIN COURT PROCEEDINGS INCLUDING DECLARATIONS OF TAKING, AS NECESSARY (Public Works Department)

Adopted
Resolution R-410-08
Mover: Barbara J. Jordan
Seconder: Audrey M. Edmonson
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

14A4

081075 **Resolution**

RESOLUTION AUTHORIZING ISSUANCE OF NOT TO EXCEED $500,000,000 MIAMI DADE COUNTY, FLORIDA WATER AND SEWER SYSTEM REVENUE REFUNDING BONDS, SERIES 2008, PURSUANT TO ORDINANCE NO. 93-134, AS AMENDED AND SUPPLEMENTED, FOR PURPOSE OF REFUNDING ALL OR A PORTION OF OUTSTANDING DADE COUNTY, FLORIDA WATER AND SEWER SYSTEM REVENUE BONDS, SERIES 1994 AND PAYING RELATED COSTS; AUTHORIZING MAYOR OR HIS DESIGNEE, WITHIN CERTAIN LIMITATIONS, TO RESTRUCTURE RELATED INTEREST RATE SWAP, TO FINALIZE TERMS AND PROVISIONS OF SUCH REFUNDING BONDS, TO APPOINT AGENTS AND TO APPROVE AND FINALIZE ANY RELATED AGREEMENTS; FINDING NECESSITY AND AUTHORIZING NEGOTIATED SALE; APPROVING FORMS OF AND AUTHORIZING EXECUTION AND DELIVERY OF BONDS AND CERTAIN DOCUMENTS; APPROVING FORM OF PRELIMINARY OFFICIAL STATEMENT AND AUTHORIZING DISTRIBUTION OF PRELIMINARY OFFICIAL STATEMENT AND FINAL OFFICIAL STATEMENT; AUTHORIZING COUNTY OFFICIALS TO DO ALL THINGS DEEMED NECESSARY IN CONNECTION WITH ISSUANCE SALE, EXECUTION AND DELIVERY OF BONDS; AND PROVIDING FOR SEVERABILITY (Finance Department)

Adopted
Resolution R-411-08
Mover: Barbara J. Jordan
Seconder: Audrey M. Edmonson
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

15 CLERK OF THE BOARD

15B REPORTS

15B1

080816 **Report**

PROPOSED PUBLIC HEARING DATES FOR ORDINANCES SUBMITTED FOR FIRST READING ON APRIL 8, 2008 (Clerk of the Board) — ***Amended***

Report: *Commissioner Seijas expressed concern regarding an ordinance that would have two public hearings before two different committees. She indicated one committee should hear the proposed ordinance. Commissioner Seijas noted the proposed public hearings for Agenda Item 4J, Legislative File No. 080891, were to be heard before the May 13, 2008, Governmental Operations and Environment Committee and the May 15, 2008, Airport and Tourism Committee.*

Chairman Barreiro noted Commissioner Seijas' concern and noted on some occasions more than one committee needed to hear an ordinance. He indicated that unless committee chairpersons requested that their respective committee not hear the ordinance, the item would be heard before the designated committee(s).

It was moved by Commissioner Gimenez that the foregoing report be approved as amended to delete the public hearing for Agenda Item 4J before the Governmental Operations and Environment Committee. This motion was seconded by Commissioner Moss, and upon being put to a vote, passed by a vote of 10-0, (Commissioners Rolle, Sosa and Martinez were absent).

15B2

080817 **Report**

COUNTY COMMISSION MINUTES FOR APPROVAL BY THE BOARD
SEPTEMBER 20, 2007 (SECOND BUDGET HEARING)
NOVEMBER 8, 2007 (REGULAR MEETING)
DECEMBER 6, 2007 (ZONING MEETING)
DECEMBER 18, 2007 (REGULAR MEETING)
FEBRUARY 21, 2008 (SPECIAL MEETING) (Clerk of the Board)

Approved
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

15B3

080820 **Report**

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

Approved
Mover: Carlos A. Gimenez
Seconder: Dennis C. Moss
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

Report: *Commissioner Gimenez requested the County Administration provide him with a running total of all the challenges that impacted the Miami-Dade Property Appraiser and the cost of the impacts of those challenges.*

Hearing no further questions or comments, the Board proceeded to vote on the foregoing report as presented.

15C COUNTY ADVISORY BOARD APPOINTMENTS

15C1

081168 **Report**

APPOINTMENT OF JORGE PEREZ TO THE CULTURAL AFFAIRS COUNCIL

Appointed
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

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 Commissioner Diaz.*

15C2

081169 **Report**

APPOINTMENT OF FAYE DAVIS, RENE J. GONZALEZ-LLORENS, AND ROSARIO SAAVEDRA-ROMAN TO THE EQUAL OPPORTUNITY BOARD

Appointed
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

Report: *The Board of County Commissioners accepted and the Clerk of the Board of County Commissioners received the appropriate memorandum for the foregoing appointments as follows:*

Faye T. Davis made by Commissioner Edmonson,
Rene J. Gonzalez-Llorens made by Commissioner Heyman, and
Rosario Saavedra-Roman made by Commissioner Martinez.

15C3

081170 **Report**

APPOINTMENT OF YVELICE T. GONZALEZ AND VIVIAN ROSADO TO THE HISPANIC AFFAIRS ADVISORY BOARD

Appointed
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

Report: *The Board of County Commissioners accepted and the Clerk of the Board of County Commissioners received the appropriate memorandum for the foregoing appointments as follows:*

Yvelice T. Gonzalez made by Commissioner Moss, and
Vivian Rosado made by Commissioner Martinez.

15C4

081171 **Report**

APPOINTMENT OF SPENCER ENSLEIN TO THE PLANNING ADVISORY BOARD (PAB)

Appointed
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

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 Commissioner Heyman.*

15D COUNTY ADVISORY BOARD APPOINTMENTS BY BALLOT

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

15E1

080870 **Report**

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

Approved
Mover: Sally A. Heyman
Seconder: Barbara J. Jordan
Vote: 9- 0
Absent: Sosa, Moss, Souto, Seijas

16 ITEMS SCHEDULED FOR THURSDAY

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

16B POLICY MATTERS FOR DISCUSSION BY THE BOARD

16B1

080838 **Miscellaneous**

APPROVAL OF PRIORITIES AND POLICY OBJECTIVES FOR COMING YEAR'S BUDGET (PER ORDINANCE 07-45)

Deferred to April 22, 2008
Mover: Carlos A. Gimenez
Seconder: Sally A. Heyman
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

Report: *Chairman Barreiro asked for the deferral of the foregoing miscellaneous item to the April 22, 2008, Board meeting.*

Hearing no further questions or comments, the Board proceeded to vote to defer the foregoing item along with 16B1 Supplement, Supplement #2, and Supplement #3 as requested by Chairman Barreiro.

16B1 SUPPLEMENT

081058 **Supplement**

SUPPLEMENTAL INFORMATION TO APPROVAL OF PRIORITIES AND POLICY OBJECTIVES FOR COMING YEAR'S BUDGET (PER ORDINANCE 07-45)

Deferred to April 22, 2008

16B1 SUPPLEMENT #2

081065 **Supplement**

SUPPLEMENTAL INFORMATION TO APPROVAL OF PRIORITIES AND POLICY OBJECTIVES FOR COMING YEAR'S BUDGET (PER ORDINANCE 07-45)

Deferred to April 22, 2008

16B1 SUPPLEMENT #3

081066 **Miscellaneous**

SUPPLEMENTAL INFORMATION TO APPROVAL OF PRIORITIES AND POLICY OBJECTIVES FOR COMING YEAR'S BUDGET (PER ORDINANCE 07-45)

Deferred to April 22, 2008

16B2

080939 **Discussion Item** **Bruno A. Barreiro**

BASEBALL STADIUM *Amended*

Report: *County Manager George Burgess noted he was asked to come back to the Board within 30 days of the approval of the Baseball Stadium Agreement (BSA). He explained this report contain the same language that would be presented to the City of Miami Commission on Thursday, April 10, 2008. Mr. Burgess stated the language was the result of discussions between the City and County Mayors and Managers on the issue of staffing public safety services at the future baseball stadium site. He noted the City and County police and fire unions were present to respond to any questions and/or concerns. Mr. Burgess proceeded to provide an overview of the report which addressed the Public Safety Services Staffing, Police Off-Duty Staffing, Fire Rescue Off-Duty Staffing and the Labor Peace Agreement. He pointed out all of this information would be provided to the Board in the Management Agreement that required the Board's approval prior to July 1, 2008.*

A discussion ensued between Commissioner Seijas and County Manager Burgess regarding the areas assigned to the City and County for the off-duty public safety services staffing, and the Labor Peace Agreement between the Florida Marlins (the Team) and the labor union(s) (Unite Here) representing concessionaire workers.

County Manager Burgess clarified the Team and representatives of Unite Here had met and he would schedule follow-up meetings to ensure they were able to mutually agree on the terms of the Labor Peace Agreement.

Mr. Ray Baker, Assistant to the County Manager, noted the Team had a concern regarding what the Labor Peace Agreement (LPA) entailed and the Team was conducting research to ensure the LPA addressed the terms it should address.

Commissioner Seijas stated she preferred to be apprised by the County Administration of the details of the Baseball Stadium Agreement as well as the progress of the stadium and not by others outside the administration.

Mr. Armando Aguilar, President, Miami's Fraternal Order of Police, 710 SW 12 Avenue, appeared before the Board, and clarified the County and the City police unions had not agreed to the information outlined in this report. He indicated a proposal was submitted, but not agreed upon as of yet.

Commissioner Martinez spoke in opposition to the use of public funds and taxpayer funding for the efforts outlined in the County Manager's memorandum.

A discussion ensued among Board members and County Attorney Cuevas regarding the deadline for negotiations between the County and the City on the issues outlined in this report.

Assistant County Attorney Geri Bonzon-Keenan clarified today's (4/8) vote by the Board required seven votes and the Management Agreement would require nine votes of the entire Board for approval.

A discussion ensued among Board members and County Manger Burgess regarding the County's contribution and the other funding sources for the Baseball Stadium Site.

County Manager Burgess pointed out the County did commit funds for public infrastructure and the public infrastructure cost should not be significant.

Mr. John Rivera, President, Police Benevolent Association (PBA), appeared before the Board, and noted the County Manager's report along with the additions noted by the County Manager today (4/8) were acceptable to the PBA.

Mr. Al Cruz, First Vice President, Miami-Dade Fire Rescue International Association of Firefighters Local 1403, appeared before the Board, and advised the Board that the Fire Union was willing to share in providing services at this future County/City facility.

County Attorney Cuevas clarified to the Board that today's (4/8) vote would be a simple majority vote and in July 2008 when the agreements comeback to the Board the vote would require two-thirds vote of the Board members present.

Commissioner Gimenez spoke in support of the County Manager's recommendation outlined in this report. He reminded the Board of his opposition to the BSA in terms of the funding sources for the baseball stadium.

Responding to Commissioner Souto's question regarding the wording of the ballot for the Building Better Communities General Obligation Bonds (GOB) Program funding in the amount of $50 million approved for the renovation of the Orange Bowl stadium site, Assistant County Attorney Bonzon-Keenan noted the project description for renovation of the Orange Bowl. She read a portion of the ballot question as follows: "Provide needed renovation to the Orange Bowl." She noted a public hearing was held as mandated by the resolution that approved the project contained in the ballot question. Ms. Bonzon-Keenan advised the Board that the language contained in the resolution stated that any additions, deletions, and significant modifications to the GOB projects may be approved after a public hearing and by a majority vote of this Board.

A discussion ensued between Commissioner Souto and Ms. Rachel Baum, Director, Finance Department regarding the issuance of bonds and the different types of bonds for issuance.

Commissioner Souto expressed concern with the County's funding sources for the baseball stadium.

Commissioner Seijas stressed the County needed to review the Labor Peace Agreement and to further review the Global Agreement to ensure that these issues outlined in this report were not part of that agreement prior to supporting this report.

A discussion ensued between Commissioner Martinez and County Manager Burgess regarding the County Manger's memorandum dated December 18, 2007, pertaining to the resolution approving an Interlocal Agreement (Global Agreement) among Miami-Dade County, City of Miami, Omni Community Redevelopment Agency, and Southeast Overtown Park West Community Redevelopment Agency with respect to expansion and extension of term for the Omni and Southeast Overtown/Park West Districts in order to fund certain capital projects, including the new Marlins Baseball Stadium, Port Tunnel and Museum Park; approving the first amendment to the Omni CRA Interlocal Agreement among Miami-Dade County, City of Miami and Omni Community Redevelopment Agency.

It was moved by Commissioner Rolle that the foregoing County Manager's

report be accepted as presented. Commissioner Moss seconded this motion and upon being put to a vote, passed by a vote of 7-3, (Commissioners Martinez, Seijas and Souto voted "No" and Commissioners Gimenez, Sorenson and Sosa were absent).

Following Mr. Baker advising the Board of an amendment to this report, Commissioner Moss presented a motion for reconsideration, and Commissioner Diaz seconded this motion.

Mr. Baker read into the record the following change to the language in the third bullet of the Police-Off-Duty Section as follows: "For Community Events, as defined in Section 7.03 of the Baseball Stadium Agreement (BSA), both the City and the County are each entitled to use the Baseball Stadium eight (8) times per year. For these events, the City and the County may provide off-duty police services using their own forces inside and outside the Baseball Stadium Site."

It was moved by Commissioner Moss that the foregoing discussion item, a County Manager's Baseball Stadium Agreement Status Report be amended to change the language in the third bullet of the Police-Off-Duty Section to read as follows: "For Community Events, as defined in Section 7.03 of the Baseball Stadium Agreement (BSA), both the City and the County are each entitled to use the Baseball Stadium eight (8) times per year. For these events, the City and the County may provide off-duty police services using their own forces inside and outside the Baseball Stadium Site." This motion was seconded by Commissioner Diaz, and upon being put to a vote, passed by a vote of 7-3 (Commissioners Martinez, Seijas and Souto voted "No" and Commissioners Gimenez, Sorenson and Sosa were absent).

16B2 SUPPLEMENT

081128 **Report**

SUPPLEMENTAL REPORT RE: AMENDED VERSION OF BASEBALL STADIUM AGREEMENT STATUS REPORT — ***Amended***

16B2 SUPPLEMENT #2

081085 **Report**

BASEBALL STADIUM AGREEMENT STATUS REPORT — ***Accepted as amended***

16B3

081036 **Discussion Item**

CHARTER REVIEW

Deferred to April 22, 2008
Mover: Carlos A. Gimenez
Seconder: Sally A. Heyman
Vote: 10- 0
Absent: Rolle, Sosa, Martinez

Report: *Chairman Barreiro noted the April 3, 2008, Board workshop held to discuss the proposed amendments to the Home Rule Amendment and Charter. He stated the foregoing discussion item was to determine the election date, August 26 or November 4, 2008, for the ballot questions pertaining to charter amendments.*

Commissioner Seijas supported the November 4 election date for the ballot questions pertaining to the County's charter amendments.

Chairman Barreiro spoke in support of the August 26 election date noting several ballot questions were scheduled for November 4, and the drop off rate for voters was more likely for the November 4 election date.

Hearing no further questions or comments, Chairman Barreiro announced this discussion item would be deferred to the next Board meeting scheduled for April 22, 2008.

County Attorney Robert Cuevas advised Board members that the window for the August 26 Primary election was from April 28 – June 27.

081174 **Report**

NON-AGENDA ITEMS REPORT FOR THE APRIL 8, 2008, BOARD MEETING — ***Presented***

Report: *1. Commissioner Diaz noted information was disseminated at the March 13, 2008, Airport and Tourism Committee regarding the International POW WOW 2008 scheduled to be held in Las Vegas, Nevada on May 31 to June 4, 2008. He noted this event would occur next year in Miami-Dade County. Commissioner Diaz encouraged each commissioner to attend this event in Las Vegas.*

2. Chairman Barreiro relinquished the Chair to Vice Chairwoman Jordan to nominate the reappointment of Commissioner Seijas to the Early Learning Coalition of Miami-Dade/Monroe.

It was moved by Commissioner Barreiro that the Board approve the foregoing appointment. This motion was seconded by Commissioner Sorenson, and upon being put to a vote, passed by a vote of 10-0 (Commissioners Martinez, Rolle and Sosa were absent).

3. Commissioner Rolle spoke in connection with the South Florida Regional Transportation Authority (SFRTA) that operated Tri-Rail. He asked County Attorney Robert Cuevas and County Manager George Burgess to empower and to direct the County's Legislative lobbyists to urge the Florida Legislature not to pass legislation that would cut funding to the County's transportation programs.

Later in the meeting, it was moved by Commissioner Rolle that the County's lobbyist be empowered to oppose House Bill 1245 and Senate Bill 1512. This motion was seconded by Commissioner Moss, and upon being put to a vote, passed by a vote of 8-2 (Commissioner Martinez and Chairman Barreiro voted "No" and Commissioners Sorenson, Sosa and Souto were absent).

19 ADJOURNMENT

Report: *There being no further business to come before the Board, the meeting adjourned at 5:05 p.m.*

Bruno A. Barreiro, Chairman

ATTEST: HARVEY RUVIN, CLERK

By: Kay Sullivan, Deputy Clerk