



MIAMI-DADE COUNTY
FINAL OFFICIAL
Meeting Minutes

Board of County Commissioners

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

Tuesday, May 6, 2008
As Advertised

Harvey Ruvlin, Clerk
Board of County Commissioners

Kay Sullivan, Director
Clerk of the Board Division

Jill Thornton, Commissioner Reporter
(305) 375-2505



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

Members Absent: Javier D. Souto

Members Late: None.

Members Excused: None.

Members Absent County Business: None.

1 **MINUTES PREPARED BY:**

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

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: Special Assistant to County Manager, Howard Piper; Assistant County Managers Susanne Torriente, Alina Hudak, Alex Munoz and Ysela Llort; County Attorney Robert Cuevas, First Assistant County Attorney Abigail Price-Williams; Assistant County Attorneys Joni Armstrong-Coffey, Craig Coller, Bruce Libhaber, Richard Seavey, and Deputy Clerks Kay Sullivan and Jill Thornton.*

Also present was Mayor Carlos Alvarez.

1D **REPORTS OF OFFICIAL BOARDS**

1D1

080795 **Report**

SUNSET REVIEW OF COUNTY BOARDS FOR 2008 - SMALL BUSINESS ADVISORY BOARD

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

4/15/2008 *Report Received by the Budget and Finance Committee*

1D2

080735 **Report**

SUNSET REVIEW OF COUNTY BOARDS FOR 2008 - CONSTRUCTION TRADES QUALIFYING BOARD - DIVISION "A"

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

4/15/2008 *Report Received by the Governmental Operations and Environment Committee*

1D3

080739 Report

SUNSET REVIEW OF COUNTY BOARDS FOR 2008 -
BOARD OF RULES AND APPEALS

Accepted
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/15/2008 Report Received by the Governmental Operations and Environment Committee

1D4

081079 Report

REPORT - "CLIMATE CHANGE ADVISORY TASK FORCE -
SECOND REPORT AND INITIAL RECOMMENDATIONS" -
HONORABLE HARVEY RUVIN, CLERK OF THE COURTS

Accepted
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/15/2008 Report Received by the Governmental Operations and Environment Committee

1E CITIZEN'S PRESENTATIONS (5 MINUTES MAXIMUM)

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

Report: County Attorney Robert Cuevas requested, in addition to the changes listed in the County Manager's memorandum entitled "Changes for the May 06, 2008 BCC Meeting," that Agenda Item 7A be deferred, as requested by Chairman Barreiro, that Agenda Item 5D be withdrawn, as requested by the County Manager, and that Agenda Item 11A2 be added to the pull list, as requested by Chairman Barreiro.

Mr. Cuevas announced the agenda items to be considered at today's meeting were those listed in the printed final agenda, along with the changes noted in the County Managers' memorandum, and those he requested. He noted the Board would approve all of the items in a single vote to set the agenda, except for the Mayor's Veto Items 2A1 and 2A2, special set Agenda Items 801B and 11A8, ordinances on first reading, public hearings, ordinances on second reading, Agenda Item 16B2, and the following Pull list items: Agenda Items 8A1A, 8A1B, 8A1C, 8A1D, 8D1A, 8F1C, 8J1A, 8J1B, 8J1C, 8J1E, 8J1F, 8J1G, 8J1H, 8K1A, 8K1C, 8M1A, 8M1B, 8O1A, 8O1B, 8O1D, 8O1E, 8O1F, 8P1C, 8P1H, 8P1J, 9A2A, 9A17A, 9A17B, 9A17C, 9A19A, 9A19F, 9A19G, 10C1A, 11A1, 11A2, 11A6, 11A8, 11A9, 11A11, 11A31, 12A3, 12B6, 12B7, 14A1, 14A2, and 15D1.

Commissioner Martinez noted he submitted a memorandum advising he would be leaving today's meeting early, hence, he released Agenda Items 8P1J, 9A17A, 10C1A added by him to the Pull List, as well as his portion of those items he added along with other commissioners.

It was moved by Commissioner Gimenez that today's agenda be approved with the changes listed in the County Manager's memorandum entitled "Changes for the May 06, 2008 BCC Meeting," along with the additional changes noted by County Attorney Cuevas, and those requested by Commissioners. This motion was seconded by Commissioner Diaz, and upon being put to a vote, passed by a vote of 12-0 (Commissioner Souto was absent.)

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

2A1

081365 Mayoral Veto

ORDINANCE RELATING TO MIAMI-DADE COUNTY COMPREHENSIVE DEVELOPMENT MASTER PLAN; PROVIDING DISPOSITION OF APPLICATION NO. 5 FILED IN APRIL 2007 CYCLE TO AMEND, MODIFY, ADD TO OR CHANGE COMPREHENSIVE DEVELOPMENT MASTER PLAN; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE AND AN EFFECTIVE DATE [VETO ITEM] (Mayor)

Veto Overridden
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 8- 4
No: Heyman, Gimenez,
Sorenson, Moss
Absent: Souto

Report: Mayor Carlos Alvarez stated he felt now was not the appropriate time to consider moving the Urban Development Boundary (UDB), pursuant to the advice he received from the experts, and he felt this advice should be followed.

Following Mayor Alvarez comments, the Board proceeded to vote on a motion to override the Mayor's Vetos.

2A2

081366 Mayoral Veto

ORDINANCE RELATING TO MIAMI-DADE COUNTY COMPREHENSIVE DEVELOPMENT MASTER PLAN; PROVIDING DISPOSITION OF APPLICATION NO. 8 FILED IN APRIL 2007 CYCLE TO AMEND, MODIFY, ADD TO OR CHANGE COMPREHENSIVE DEVELOPMENT MASTER PLAN; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE AND AN EFFECTIVE DATE [VETO ITEM] (Mayor)

Veto Overridden
Mover: Jose "Pepe" Diaz
Seconder: Joe A. Martinez
Vote: 8- 4
No: Heyman, Gimenez,
Sorenson, Moss
Absent: Souto

Report: Note: See Agenda Item 2A1 for the report.

2B MAYORAL REPORTS

2B1

081419 Report

APPROVAL OF DEPARTMENTAL AGENDA ITEMS (Mayor)

Accepted
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

3 CONSENT ITEMS

3J1A

081247 Resolution

RESOLUTION APPROVING SUBMISSION OF GRANT APPLICATION FOR UP TO \$500,000 IN GRANT FUNDS FROM THE FLORIDA DEPARTMENT OF STATE DIVISION OF CULTURAL AFFAIRS CULTURAL FACILITIES GRANT PROGRAM TO CONSTRUCT ENHANCEMENTS AT MIAMI DADE COUNTY AUDITORIUM 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-566-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4 ORDINANCES FOR FIRST READING

4A

081017 Ordinance

ORDINANCE CREATING AND ESTABLISHING A SPECIAL TAXING DISTRICT IN MIAMI-DADE COUNTY, FLORIDA, KNOWN AND DESCRIBED AS AMERIFIRST PARK FIRST ADDITION 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: June 3, 2008
Mover: Carlos A. Gimenez
Seconder: Katy Sorenson
Vote: 12- 0
Absent: Souto

4B

081258 Ordinance**Jose "Pepe" Diaz**

ORDINANCE RELATING TO THE TIME OF TERMINATION OF THE CONE OF SILENCE AMENDING SECTION 2-11.1(T) OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Adopted on first reading
Public Hearing: June 10, 2008
Mover: Carlos A. Gimenez
Seconder: Katy Sorenson
Vote: 12- 0
Absent: Souto

Report: *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Budget and Finance Committee on Tuesday, June 10, 2008 at 2:00 p.m.*

4C

081293 Ordinance**Dennis C. Moss**

ORDINANCE RELATING TO ZONING; MODIFYING REGULATIONS RELATING TO SETBACKS IN THE RU-TH (TOWNHOUSE) ZONING DISTRICT; AMENDING SECTION 33-202.3 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA ("CODE"); PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Adopted on first reading
Public Hearing: June 10, 2008
Mover: Carlos A. Gimenez
Seconder: Katy Sorenson
Vote: 12- 0
Absent: Souto

Report: *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Government Operation and Environment Committee on Tuesday, June 10, 2008 at 9:30 am.*

FINAL OFFICIAL

4D

081294 **Ordinance** **Joe A. Martinez**

ORDINANCE AMENDING SECTIONS 2-8.1.1 AND 10-33.1 OF THE CODE OF MIAMI-DADE COUNTY RELATING TO BIDS FROM RELATED PARTIES TO REQUIRE THAT RECOMMENDED BIDDERS SUBMIT AN AFFIDAVIT REGARDING THEIR RELATION TO OTHER BIDDERS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

*Adopted on first reading
Public Hearing: June 10, 2008
Mover: Carlos A. Gimenez
Seconder: Katy Sorenson
Vote: 12- 0
Absent: Souto*

Report: *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Budget and Finance Committee on Tuesday, June 10, 2008 at 2:00 p.m.*

4E

081284 **Ordinance**

ORDINANCE AMENDING SECTION 31-87 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, AUTHORIZING DIRECTOR TO IMPLEMENT A PER TRIP TAXICAB RATE SURCHARGE DUE TO AN UNFORESEEN INCREASE IN THE PRICE OF GASOLINE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (Consumer Services Department)

*Adopted on first reading
Public Hearing: May 14, 2008
Mover: Carlos A. Gimenez
Seconder: Katy Sorenson
Vote: 12- 0
Absent: Souto*

Report: *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Economic Development and Human Services Committee on Wednesday, May 14, 2008 at 9:30 a.m.*

4F

081285 **Ordinance** **Dennis C. Moss**

ORDINANCE AMENDING SECTIONS 2-2011, ET. SEQ. OF THE CODE OF MIAMI-DADE COUNTY, CONCERNING THE COMMUNITY PERIODICAL ADVERTISING PROGRAM; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

*Adopted on first reading
Public Hearing: June 12, 2008
Mover: Carlos A. Gimenez
Seconder: Katy Sorenson
Vote: 12- 0
Absent: Souto*

Report: *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Airport and Tourism Committee on Thursday, June 12, 2008 at 9:30 a.m.*

4G

081309 Ordinance

ORDINANCE RELATING TO MIAMI-DADE COUNTY COMPREHENSIVE DEVELOPMENT MASTER PLAN; ACTING UPON SMALL-SCALE AMENDMENT APPLICATIONS FILED IN OCTOBER 2007 CYCLE TO AMEND, MODIFY, ADD TO OR CHANGE COMPREHENSIVE DEVELOPMENT MASTER PLAN; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE AND AN EFFECTIVE DATE

*Adopted on first reading
Public Hearing: May 29, 2008
Mover: Carlos A. Gimenez
Seconder: Katy Sorenson
Vote: 12- 0
Absent: Souto*

(Department of Planning & Zoning)

Report: *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Board of County Commission's Comprehensive Development Master Plan hearing on Thursday, May 29, 2008 at 9:30 a.m.*

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

5A

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

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

Chairman Barreiro opened the public hearing on the foregoing proposed ordinance. Seeing no one wishing to speak, the public hearing was closed.

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

4/8/2008 Tentatively scheduled for a public hearing by the Board of County Commissioners to the Board of County Commissioners

4/8/2008 Adopted on first reading by the Board of County Commissioners

5A1

080859 Resolution

RESOLUTION ADOPTING PRELIMINARY ASSESSMENT ROLL PROVIDING FOR ANNUAL ASSESSMENTS AGAINST REAL PROPERTY LOCATED WITHIN BOUNDARIES OF A SPECIAL TAXING DISTRICT KNOWN AS AVENTURA CROSSINGS 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-448-08
Mover: Joe A. Martinez
Seconder: Dorrin D. Rolle
Vote: 12- 0
Absent: Souto

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

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

5B

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
Ordinance 08-49
Mover: Sally A. Heyman
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

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

Chairman Barreiro opened the public hearing on the foregoing proposed ordinance. Seeing no one wishing to speak, the public hearing was closed.

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

4/8/2008 *Adopted on first reading by the Board of County Commissioners*

4/8/2008 *Tentatively scheduled for a public hearing by the Board of County Commissioners to the Board of County Commissioners*

5B1

080858 Resolution

RESOLUTION ADOPTING PRELIMINARY ASSESSMENT ROLL PROVIDING FOR ANNUAL ASSESSMENTS AGAINST REAL PROPERTY LOCATED WITHIN BOUNDARIES OF A SPECIAL TAXING DISTRICT KNOWN AS CENTURY STORAGE 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-449-08
Mover: Joe A. Martinez
Seconder: Dorrin D. Rolle
Vote: 12- 0
Absent: Souto*

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

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

5C

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

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

Chairman Barreiro opened the public hearing on the foregoing proposed ordinance. Seeing no one wishing to speak, the public hearing was closed.

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

4/8/2008 *Tentatively scheduled for a public hearing by the Board of County Commissioners to the Board of County Commissioners*

4/8/2008 *Adopted on first reading by the Board of County Commissioners*

5C1

080857 Resolution

RESOLUTION ADOPTING PRELIMINARY ASSESSMENT ROLL PROVIDING FOR ANNUAL ASSESSMENTS AGAINST REAL PROPERTY LOCATED WITHIN BOUNDARIES OF A SPECIAL TAXING DISTRICT KNOWN AS COURTYARDS BY LUCKY START 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-450-08
Mover: Joe A. Martinez
Seconder: Dorrin D. Rolle
Vote: 12- 0
Absent: Souto*

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

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

5D

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)

*Withdrawn
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

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

4/8/2008 *Adopted on first reading by the Board of County Commissioners*

4/8/2008 *Tentatively scheduled for a public hearing by the Board of County Commissioners to the Board of County Commissioners*

5E

081039 Resolution

RESOLUTION AUTHORIZING ISSUANCE OF NOT TO EXCEED \$600,000,000 IN MULTIPLE SERIES OF 2008 AVIATION REVENUE BONDS FOR SPECIFIED PURPOSES PURSUANT TO SECTION 210 OF AMENDED AND RESTATED TRUST AGREEMENT AND APPLICABLE ORDINANCES; APPROVING ISSUANCE AFTER PUBLIC HEARING AS REQUIRED BY SECTION 147(F) OF INTERNAL REVENUE CODE OF 1986, AS AMENDED; AUTHORIZING MAYOR OR HIS DESIGNEE, WITHIN CERTAIN LIMITATIONS AND RESTRICTIONS, TO FINALIZE TERMS AND OTHER PROVISIONS OF BONDS; PROVIDING CERTAIN COVENANTS AND OTHER REQUIREMENTS; FINDING NECESSITY FOR AND AUTHORIZING NEGOTIATED SALE; APPROVING FORMS OF AND AUTHORIZING CERTAIN DOCUMENTS; AUTHORIZING COUNTY OFFICIALS TO TAKE ALL NECESSARY ACTIONS IN CONNECTION WITH ISSUANCE, SALE AND DELIVERY OF BONDS; AND PROVIDING FOR SEVERABILITY (Finance Department)

Adopted
Resolution R-451-08
Mover: Rebeca Sosa
Seconder: Audrey M. Edmonson
Vote: 9- 2
No: Gimenez, Martinez
Absent: Souto, Seijas

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

Chairman Barreiro opened the public hearing on the foregoing proposed resolution, and seeing no one wishing to speak, the public hearing was closed.

Commissioner Gimenez questioned if the amount of capitalized interest to be paid on the 2008 bond series, for the short-period, was \$71 million; and what the short-period timeframe was. He also questioned if this transaction was similar to an inverse mortgage.

Ms. Lilly Monzon-Aguirre, Bond Administration Director, noted when this item was first prepared, the Aviation Department was able to capitalize interest up to three years during the construction phase. She explained that staff had considered a three-year time period for capitalized interest, but would be able to capitalize interest of approximately \$45 million over an 18-month period, based on new calculations. She noted the difference would go into a construction fund.

In response to Commissioner Gimenez' inquiry whether the County would borrow \$45 million from bond proceeds in order to pay back the capitalized interest for the first 18 months, Ms. Monzon noted it was structured that way to allow the department to maintain a level debt service on outstanding debt, and to begin paying down the principle in fiscal year 2016.

Responding to Commissioner Gimenez' question why the County was borrowing money to pay back interest, Ms. Lakshmi McGrath, Representative, First Southwest Company and Financial Advisor to the Aviation Department, explained the concept of capitalized interest during the construction phase of a project, and noted the time period was kept as short as possible.

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

4/15/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

5F

081022 Resolution

RESOLUTION APPROVING SIGNIFICANT MODIFICATION TO BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NO. 138 – "TAMIAMI SWING BRIDGE" IDENTIFIED IN APPENDIX A TO RESOLUTION NO. R-914-04 AFTER A PUBLIC HEARING (Public Works Department)

Adopted
Resolution R-452-08
Mover: Joe A. Martinez
Seconder: Bruno A. Barreiro
Vote: 11- 0
Absent: Souto, Seijas

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

Chairman Barreiro opened the public hearing on the foregoing proposed resolution, and seeing no one wishing to speak in connection with the foregoing resolution, the public hearing was closed.

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

4/15/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

5G

081061 Resolution

RESOLUTION GRANTING PETITION TO CLOSE AN UNNAMED RIGHT-OF-WAY, SOUTH OF NE 121 STREET, FROM NE 16 AVENUE WEST FOR 780 FEET; AND NE 15 AVENUE, FROM NE 121 STREET SOUTH FOR 333 FEET (ROAD CLOSING PETITION NO. P-853) (Public Works Department)

Adopted
Resolution R-453-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 11- 0
Absent: Souto, Seijas

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

Chairman Barreiro opened the public hearing, and the following person(s) appeared in connection with the foregoing resolution:

Mr. Javier Avino, Greenberg Traurig Law Firm, 1221 Brickell Avenue, Attorney representing the applicant, appeared in support of the application and of staff's recommendations, and he urged the Board's support as well.

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

4/15/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

5H

081015 Resolution

RESOLUTION APPROVING THE PLAT OF SHOPS AT 107TH, LOCATED IN THE SOUTHEAST 1/4 OF SECTION 31, TOWNSHIP 53 SOUTH, RANGE 40 EAST (BOUNDED ON THE NORTH BY NW 17 STREET, ON THE EAST BY NW 107 AVENUE, ON THE SOUTH BY APPROXIMATELY NW 16 STREET, AND ON THE WEST BY NW 108 AVENUE) (Public Works Department)

*Adopted
Resolution R-454-08
Mover: Carlos A. Gimenez
Seconder: Sally A. Heyman
Vote: 12- 0
Absent: Souto*

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

Chairman Barreiro opened the public hearing on the foregoing proposed resolution, and seeing no one wishing to speak in connection with the foregoing resolution, the public hearing was closed.

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

5I

081013 Resolution

RESOLUTION APPROVING THE WAIVER OF PLAT OF ISMAEL VALDES AND AMNERIS VALDES, D-22936, LOCATED IN THE SOUTHWEST 1/4 OF SECTION 28, TOWNSHIP 54 SOUTH, RANGE 40 EAST (BOUNDED ON THE NORTH BY APPROXIMATELY SW 66 STREET, ON THE EAST BY APPROXIMATELY SW 93 AVENUE, ON THE SOUTH BY SW 68 STREET, AND ON THE WEST BY SW 94 AVENUE) (Public Works Department)

*Adopted
Resolution R-455-08
Mover: Carlos A. Gimenez
Seconder: Sally A. Heyman
Vote: 12- 0
Absent: Souto*

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

Chairman Barreiro opened the public hearing on the foregoing proposed resolution, and seeing no one wishing to speak in connection with the foregoing resolution, the public hearing was closed.

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

5J

081014 Resolution

RESOLUTION APPROVING THE PLAT OF ZUNJIC ESTATES, LOCATED IN THE SOUTHWEST 1/4 OF SECTION 28, TOWNSHIP 54 SOUTH, RANGE 40 EAST (BOUNDED ON THE NORTH BY APPROXIMATELY SW 68 STREET, ON THE EAST BY APPROXIMATELY SW 95 AVENUE, ON THE SOUTH BY SW 70 STREET, AND ON THE WEST BY SW 97 AVENUE) (Public Works Department)

*Adopted
Resolution R-456-08
Mover: Carlos A. Gimenez
Seconder: Sally A. Heyman
Vote: 12- 0
Absent: Souto*

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

Chairman Barreiro opened the public hearing on the foregoing proposed resolution, and seeing no one wishing to speak in connection with the foregoing resolution, the public hearing was closed.

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

5K

081016 Resolution

RESOLUTION APPROVING THE WAIVER OF PLAT OF OSCAR L. HERNANDEZ AND TERESITA C. HERNANDEZ, D-22880, LOCATED IN THE SOUTHWEST 1/4 OF SECTION 10, TOWNSHIP 55 SOUTH, RANGE 40 EAST (BOUNDED ON THE NORTH BY APPROXIMATELY SW 112 STREET, ON THE EAST BY SW 82 AVENUE, ON THE SOUTH BY APPROXIMATELY SW 114 STREET, AND ON THE WEST BY APPROXIMATELY SW 83 AVENUE) (Public Works Department)

*Adopted
Resolution R-457-08
Mover: Carlos A. Gimenez
Seconder: Sally A. Heyman
Vote: 12- 0
Absent: Souto*

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

Chairman Barreiro opened the public hearing on the foregoing proposed resolution, and seeing no one wishing to speak in connection with the foregoing resolution, the public hearing was closed.

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

5L

081292 Resolution

RESOLUTION PERTAINING TO TEMPORARY MORATORIUM FOR PROPERTIES BEING UTILIZED AS MOBILE HOME PARKS IN UNINCORPORATED MIAMI-DADE COUNTY; DETERMINING WHETHER OR NOT THE MORATORIUM SHOULD BE TERMINATED; DIRECTING THE IMPLEMENTATION OF THE STRATEGIES RECOMMENDED IN THE MOBILE HOME PARK REPORTS DATED FEBRUARY 19, 2008 AS ORDERED BY RESOLUTION R-1161-07 AND MAY 6, 2008 AS ORDERED BY RESOLUTION R-167-08 TO MITIGATE THE IMPACT OF REDEVELOPMENT ON PROPERTIES IN THE STUDY AREA DESCRIBED IN RESOLUTION R-1161-07 (County Manager)

Withdrawn

Report: (See Agenda Item 2L Substitute; Legislative File No.081399)

5L SUBSTITUTE

081399 Resolution

RESOLUTION PERTAINING TO TEMPORARY MORATORIUM FOR PROPERTIES BEING UTILIZED AS MOBILE HOME PARKS IN UNINCORPORATED MIAMI-DADE COUNTY; DETERMINING WHETHER OR NOT THE MORATORIUM SHOULD BE TERMINATED; DIRECTING THE IMPLEMENTATION OF THE STRATEGIES RECOMMENDED IN THE MOBILE HOME PARK REPORTS DATED FEBRUARY 19, 2008 AS ORDERED BY RESOLUTION R-1161-07 AND MAY 6, 2008 AS ORDERED BY RESOLUTION R-167-08 TO MITIGATE THE IMPACT OF REDEVELOPMENT ON PROPERTIES IN THE STUDY AREA DESCRIBED IN RESOLUTION R-1161-07 (SEE ORIGINAL ITEM UNDER FILE NO. 081292) (County Manager)

Amended

Report: (See Agenda Item 2L Substitute Amended; Legislative File No.081659 for the amended version)

5L SUBSTITUTE AMENDED

081659 Resolution

RESOLUTION PERTAINING TO TEMPORARY MORATORIUM FOR PROPERTIES BEING UTILIZED AS MOBILE HOME PARKS IN UNINCORPORATED MIAMI-DADE COUNTY; DETERMINING WHETHER OR NOT THE MORATORIUM SHOULD BE TERMINATED; DIRECTING THE IMPLEMENTATION OF THE STRATEGIES RECOMMENDED IN THE MOBILE HOME PARK REPORTS DATED FEBRUARY 19, 2008 AS ORDERED BY RESOLUTION R-1161-07 AND MAY 6, 2008 AS ORDERED BY RESOLUTION R-167-08 TO MITIGATE THE IMPACT OF REDEVELOPMENT ON PROPERTIES IN THE STUDY AREA DESCRIBED IN RESOLUTION R-1161-07 [SEE ORIGINAL ITEM UNDER FILE NOS. 081399 & 081292] (County Manager)

*Adopted as amended
Resolution R-567-08
Mover: Jose "Pepe" Diaz
Seconder: Rebeca Sosa
Vote: 12- 0
Absent: Souto*

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

Chairman Barreiro opened the public hearing, and the following person(s) appeared in connection with the foregoing resolution:

1) Mr. Charles Elsesser, Florida Legal Services, 3000 Biscayne Blvd, noted he sent each Commissioner a letter outlining several concerns regarding staff's proposed recommendations. He noted the Board gave staff specific directions at the February 19, 2008 BCC meeting to determine the feasibility of rezoning existing mobile home parks; to determine the feasibility of the County's purchasing mobile home parks for affordable housing; and to provide a detailed exit plan, which staff failed to address. He noted staff's core argument for rejecting the rezoning of mobile home parks was cost, which he felt could not be used as a determining factor. He requested the Board re-direct staff to follow through with the directions previously given them.

2) Ms. Regla Gonzalez, Lil Abner Trailer Park resident, Sweetwater, spoke through a Spanish translator and requested the Board's assistance in getting clarity and concrete answers for residents concerning the closure of trailer parks.

3) Ms. Elena Perez, Organizer, South Florida Jobs with Justice, expressed concern with staff not responding to the Board's direction to explore or provide sustainable solutions to alleviate the crisis, but only provided weak mitigating measures. Ms. Perez asked the Board a series of questions pertaining to the immediate steps proposed in staff's plan and whether the County, through county agencies, reached out to address displaced residents and enforcement of code violations through a proposed amnesty program.

4) A member of South Florida Jobs with Justice, identified only as Yvonne, spoke through a Spanish interpreter and expressed concern with the current crisis of closed mobile home parks and displaced residents.

5) Ms. Carol Feiler, 5303 NW 202nd Terrace, Home Owner Association President, Royal Country Mobile Home Park, noted this entire crisis was brought on by the County's Building Department, which descended upon mobile home parks to cite code violations.

6) Mr. Pedro Angel Hernandez, Park Trailer Park resident, 12000 NE 16th Avenue, spoke through a Spanish interpreter and expressed concern with the closure of mobile home parks and the displacement of residents.

There being no other persons to appear in connection with this matter, the public hearing was closed.

Commissioner Diaz expressed concern with staff's proposed plan lacking an option to purchase mobile home parks. He questioned the status of the Board's direction to staff to explore the feasibility of purchasing some existing mobile home parks to keep them intact for affordable housing.

Assistant County Manager Alex Munoz noted staff explored the feasibility of purchasing existing mobile home parks, as well as pursuing zoning options to allow prefabricated structures on the sites. He noted one party was interested in selling a park, but the deal fell through, and two companies were prepared to develop the prefab structures, but that process was complicated. He

suggested staff could speak aggressively with park owners to provide some relief, but that task was also difficult to accomplish.

Commissioner Diaz noted this was a complex issue with no real relief provided in the proposed plan. He suggested staff needed more time to address the issues. He stated it was unfair to blame the Building Department, when that department was legally responsible to respond to code violations.

Commissioner Sosa noted the County needed to be more serious about promoting home ownership and considering trailers as affordable housing units. She expressed concern with statements in this study alluding to the Homeless Trust providing services to the displaced residents of closed mobile home parks. She noted she would not support the proposed plan because it lacked an option to rezone and parcel existing mobile home parks into lots that residents could purchase and remain in their home. Commissioner Sosa advised she received an email from State Representative Julio Robina stating his commitment to sponsor a Bill next year to allow residents of mobile home parks the first rights to buy sites upon rezoning the land. She suggested this item be deferred to allow staff to respond properly to the Board's previous directions.

In response to Commissioner Edmonson's question regarding the funding source to be used to implement the proposals, Assistant County Manager Alex Munoz noted staff was currently developing a budget recommendation to be submitted in the current budget process.

In response to Commissioner Edmonson's question regarding language on handwritten page 5 of this item, regarding mobile homes replaced with permanent structures and the required setbacks, Mr. Subrata Basu, Department of Planning & Zoning (DP&Z) Director, noted staff explored a zoning option to rezone existing mobile parks and provide residents the opportunity to replace their mobile home with a permanent structure over a period of time. He also noted staff was working with the County Attorney's Office to draft an ordinance for the Board's consideration to address the setbacks and building standards for these permanent structures.

Commissioner Edmonson questioned the provision listed on handwritten page 5 that provides mobile home park owners with a voluntarily restrictive covenant option, and questioned if this option would decrease the property value.

Mr. Basu explained the intent of this recommendation was to allow owners of mobile home park land, currently assessed as underlying zoning (commercial, industrial or high density residential) for tax purposes, to be assessed at a lower property value. He noted this was a voluntary incentive for land owners to retain their property as mobile home parks for an adequate length of time, and have their property assessed at a lesser tax rate, based on mobile home income rather than the current, higher zoning. He noted the Property Tax Appraiser would like to see a twenty-year covenant.

Commissioner Heyman expressed concern with the lack of compassion shown towards residents displaced by the sale of mobile home parks, which the County did not own and had no legal holding to regulate. She stated she failed to see any significant relief to residents in staff's proposed plan. She questioned the meaning of the language "...funds allocated to administer the technical assistance program."

Assistant County Manager Munoz noted the Rental Assistance Program was in place to assist displaced residents in relocating or finding alternative housing. He referred to a section in staff's report regarding an exit plan that was allowed by State statute, and gave the local governing body an opportunity to review on a case-by-case basis.

In response to Commissioner Heyman's question whether the State Legislature had granted any authority or dedicated additional funding to assist county residents impacted by the closure of mobile home parks, Assistant County Manager Munoz noted he was unaware of any.

Mr. Basu noted a number of incentives for property owners to keep trailer parks intact as affordable units were addressed in staff's report as follows: "...an amnesty program to resolve code violations; zoning options that would be codified through a Zoning procedure to hold developers responsible for meeting the state requirements; and a voluntary covenant restriction incentive to lower property taxes..." He also noted staff would like to empower the residents through the current assistant program to assist them in organizing a Homeowners' Association (HOA), which was the strongest vehicle for negotiating the best deal in this process.

Responding to Commissioner Heyman's question regarding efforts to expedite the process to obtain state-approved alternative housing, Mr. Charles Danger, Director, Building Department, noted approximately five (5) companies were working to identify a pre-fabricated home that would fit into the footprint of a mobile home park. He noted there was no market for manufactured homes in Miami-Dade County, which needed to be created in order to build and purchase these homes.

Commissioner Sorenson expressed appreciation to mobile home residents for coming forward and expressing their concerns, and to the Planning and Zoning staff members for working on this very difficult issue. She noted staff's proposed plan contained great ideas for the future, but residents living in mobile home communities needed to be respected and the County needed to find solutions now. She questioned whether the Department of Human Services was involved in the task force and whether it was feasible to rezone today.

Mr. Basu clarified that two task forces were created: one to deal with a pilot program for implementing the prefabricated structures, and the other included the involvement of the Department of Human Services. He noted the County did not have a zone designated specifically for mobile home parks, however, mobile homes were approved to exist on properties with an underlying zoning, through a special use process.

In response to Commissioner Sorenson's question whether the Board could rezone today if a public purpose was determined, Assistant County Attorney Joni Armstrong-Coffey advised the courts had ruled that a local government may not rezone exclusively to a mobile home park use, since that would affect a taking by allowing a property to be permanently occupied by strangers. She noted a potential solution would be to create a new district that permitted both a mobile home park use and some other desired uses. She noted the Department was working to create that district now, but would need to determine if it was financially feasible should the Board considered rezoning the land into parcels.

In response to Commissioner Sorenson's question as to what relief could be provided today for residents facing eminent eviction or displacement, Mr. Basu noted the exit plan was the most viable option and the strongest tool staff had to ensure mobile home parks were not closed. He noted staff was not required to take a zoning action until satisfied there was an adequate supply of affordable homes available. He pointed out that an eviction was a business decision made by a property owner, which no zoning action could stop.

Assistant County Manager Munoz added that the Landlord/Tenant relationship was governed by the State, rather than local government.

Commissioner Sorenson expressed her appreciation to Mr. Danger for exploring the feasibility of module homes and other solutions, and for the amnesty program. She noted this ordinance was a start, but felt staff needed to continue working on finding solutions.

Mr. Danger noted the intent of the Building Department was not to have people evicted from mobile home parks, but the department was required by law to respond to complaints of violations, and issue citations.

Commissioner Jordan clarified the issue with using surtax dollars to address mobile home park issues and allowing trailers to be used as affordable housing units, was that trailers were defined legally as a vehicle. She recommended the Board develop legislation to change that definition to encompass alternative housing. She commended the Building Department for addressing only violations pertaining to health and safety issues. Commissioner Jordan expressed concern with escalating fines to mobile home park land owners wanting to sell their properties because of frustration with being fined. She asked if the Board could impose a moratorium on issuing or accruing fines to land owners of mobile home parks, while the County worked at resolving the mobile home park issues.

Assistant County Attorney Armstrong-Coffey advised the Commission had the authority to revise its fee structure for accumulated fines in a separate legislative action apart from the existing moratorium.

Commissioner Jordan asked Assistant County Attorney Armstrong-Coffey to prepare legislation creating a moratorium on fines issued to trailer parks consisting of communities impacted by several violations.

Mr. Danger noted the Building Department was flexible in working with mobile home park residents to quash accumulated penalties, and provide an appeals process. He noted the initial \$500 fine needed to be collected to recoup enforcement costs since those costs were not fully subsidized by permitting fee revenues. He further noted that if a violator complied within a prescribed timeframe, even the \$500 fine could be waived.

In response to Chairman Barreiro's question whether it was stated somewhere in a document that the accumulated penalties could be waived, Mr. Danger noted that action was difficult to codify, but was part of the Building Departments' procedures.

In response to Commissioner Seijas' inquiry whether the State had provided any funding to deal with violations and whether staff had identified funding to

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assist with the relocation of displaced residents, Assistant County Manager Munoz noted the State had not provided any funding for the violations issue, but the County's Rental Assistance Program was funded in the current year to assist with the relocation of displaced residents.

Mr. Basu added that the current funds in the Rental Assistance Program were over \$1 million, and he hoped more would be allocated through the budget process.

In response to Commissioner Seijas' question regarding criteria established for the amount of assistance that could be requested by residents who chose to leave their mobile home, Ms. Phyllis Tynes-Saunders, Director, Department of Human Services, noted the requirement for receiving the housing assistance grant was based on income, family size, and the ability to pay rent. She noted the awards ranged from \$1,200 to \$3,000; however, grants were not given directly to individuals, but to landlords based on staff's determination of eligibility and determination that rent could be maintained.

In response to Commissioner Seijas' question as to how the County would define or declare a "public purpose," Assistant County Attorney Armstrong-Coffey noted a public purpose was a legislative goal that, in some way, met a need of public health, safety or welfare.

Commissioner Moss questioned whether the government could acquire property by eminent domain if a determination was made to retain a mobile home park property as affordable housing for a public purpose.

Assistant County Attorney Armstrong-Coffey noted a Florida Statute was passed by the Legislature in 2006, which prohibited the government from re-conveying its condemned property, with exceptions to public infrastructure. She pointed out that a lease was a re-conveyance of property to a private owner. She noted no case had been defined in that statute, but the language gave rise to arguments either way on whether the government could acquire property through eminent domain for a public purpose.

In response to Commissioner Moss' question whether the transfer of development rights could be applied to mobile home parks, Assistant County Attorney Armstrong-Coffey explained that transferring of development rights could be done on a voluntary basis, but would take time to implement.

Commissioner Moss spoke in support of a motion to defer this resolution. He asked the Planning and Zoning Director to provide the Board with a listing of the assessed property value of each mobile home park within unincorporated Miami-Dade County.

Commissioner Diaz noted the County needed to provide these residents with some relief now. He spoke in support of a motion to defer this resolution to allow some time for staff and other various groups/associations involved to work together and find solutions.

Assistant County Attorney Armstrong-Coffey advised that based on the County's Zoning Code, the motion should be interpreted as a motion to continue the existing moratorium for a length of time exclusively for consideration of rezoning the property.

Commissioner Sosa asked that a Sunshine Meeting be scheduled with

members of the County Administration to discuss the possibility of rezoning existing mobile home park properties within unincorporated Dade County or the feasibility of the County purchasing mobile home parts and funding sources identified for that purpose, as well as other possible alternatives to prevent the displacement of people who reside in mobile home parks.

Following discussion, the Board adopted the foregoing proposed resolution as amended to extend the temporary moratorium for an additional 180 days to explore the possibility of rezoning existing mobile home parks in Unincorporated Miami-Dade County.

6 CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS

7 ORDINANCES SET FOR SECOND READING

7A

080986 Ordinance Bruno A. Barreiro,
Audrey M. Edmonson,
Carlos A. Gimenez,
Sally A. Heyman,
Barbara J. Jordan,
Katy Sorenson

ORDINANCE CREATING ARTICLE IX OF CHAPTER 11A OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING HEALTH INSURANCE ELIGIBILITY AND OTHER BENEFITS TO THE DOMESTIC PARTNERS OF MIAMI-DADE COUNTY EMPLOYEES; PROVIDING FOR THE REGISTRATION OF DOMESTIC PARTNERSHIPS; ESTABLISHING DOMESTIC PARTNER RIGHTS OF VISITATION; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 080406]

Deferred to May 20, 2008
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

Report: *During consideration of the changes to today's agenda, the foregoing proposed ordinance was deferred to the March 18th BCC meeting, as requested by Chairman Barreiro.*

4/16/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

7B

081263

Ordinance

Barbara J. Jordan

ORDINANCE PERTAINING TO WORKFORCE HOUSING DEVELOPMENT PROGRAM; READOPTING ORDINANCE 07-05 AS CODIFIED IN VARIOUS SECTIONS OF CHAPTERS 17, 33, 8, AND 8CC OF THE CODE OF MIAMI-DADE COUNTY; EXCLUDING REPEAL PROVISION IN ORDINANCE 07-05; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 080709]

*Adopted**Ordinance 08-51**Mover: Barbara J. Jordan**Seconder: Carlos A. Gimenez**Vote: 10- 0**Absent: Moss, Souto, Martinez*

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

Chairman Barreiro stated for the record that staff was in the process of exploring a new median income and price range for affordable housing.

Commissioner Sorenson expressed concern with the medium price for affordable housing listed as \$225,000 in this ordinance, since the market had already reduced it significantly. She noted she would support this item provided the median price was re-evaluated and lowered based on a given formula.

Vice Chairwoman Jordan explained she asked staff to re-evaluate the median price because she felt the numbers would be lower, but her intent was to reinstate the efforts already done for providing workforce housing, and to get it on the books. She noted the price range issue could be revisited once a number was provided.

In response to Commissioner Sosa's request for clarification regarding an amendment made at the Economic Development and Human Services Committee meeting to transfer this program to a different department, Ms. Jennifer Glazer-Moon, Director, Office of Strategic Business Management, noted the amendment was to transfer the program from the Miami-Dade Housing Agency (MDHA) to the Office of Community Economic Development (OCED).

Hearing no further comments or questions, the Board proceeded to vote on the foregoing ordinance as presented.

Regarding the medium price range issue, Chairman Barreiro stated he felt the proper method would be for staff to come back every quarter with a re-evaluated price.

4/16/2008 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Economic Development and Human Services Committee

7C

080700

Ordinance

Dennis C. Moss

ORDINANCE RELATING TO COMPREHENSIVE DEVELOPMENT MASTER PLAN ("CDMP"); MODIFYING REQUIREMENTS FOR SUBMISSION OF RESTRICTIVE COVENANT BY APPLICANTS MAKING CERTAIN REPRESENTATIONS ABOUT FUTURE LAND USES; PROVIDING EXCEPTION FOR CDMP AMENDMENT APPLICATIONS CONSIDERED CONCURRENTLY WITH APPLICATIONS FOR DEVELOPMENT OF REGIONAL IMPACT ("DRI") DEVELOPMENT ORDER; AMENDING SECTION 2-116.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA ("CODE"); PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE

*Adopted**Ordinance 08-52**Mover: Dennis C. Moss**Seconder: Jose "Pepe" Diaz**Vote: 11-0**Absent: Souto, Martinez*

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

Commissioner Moss explained the intent of this ordinance was to provide a level of protection by ensuring that developers honored their representations made to constituents during a CDMP process, and that they be included in the Development Regional Impact (DRI) order, as a guarantee. He noted this would allow the development community to move forward expeditiously through the CDMP amendment process when the application was reviewed concurrently with a DRI.

Hearing no further comments or questions, the Board proceeded to vote on the foregoing ordinance as presented.

- 3/18/2008** *Tentatively scheduled for a public hearing by the Board of County Commissioners to the Governmental Operations and Environment Committee*
- 3/18/2008** *Adopted on first reading by the Board of County Commissioners*
- 4/15/2008** *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

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7D

080272

Ordinance

Rebeca Sosa,
Dennis C. Moss,
Carlos A. Gimenez

ORDINANCE RELATING TO COUNTY BOARDS;
AMENDING SECTION 2-11.39.2 OF THE CODE OF MIAMI-
DADE COUNTY, FLORIDA, BY DELETING PROVISIONS
WHICH PROVIDE THAT THE COMMISSION MAY BY
RESOLUTION EXEMPT DESIGNATED COUNTY BOARDS
FROM THE PROVISIONS OF THE CONFLICT OF INTEREST
AND CODE OF ETHICS ORDINANCE; PROVIDING
SEVERABILITY, INCLUSION IN THE CODE, AND AN
EFFECTIVE DATE

Adopted
Ordinance 08-53
Mover: Rebeca Sosa
Seconder: Jose "Pepe" Diaz
Vote: 11- 0
Absent: Souto, Martinez

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

Commissioner Sosa questioned whether this ordinance applied to municipal governments as well as the County. She recalled a comment made at the Committee meeting, that the cities usually abided by the rules of the County.

County Attorney Cuevas noted the language in this ordinance strictly applied to county boards. He noted an issue with the Ethics Commission interpreting an exception that allowed the Board, by resolution, to exempt certain boards from the Ethics Code, and cities might have acted under that interpretation as empowering them to do the same.

Mr. Robert Meyers, Director, Commission on Ethics & Public Trust (COE), explained the Ethics Commission was under the impression that a resolution, passed four years ago, applied to Section 2-11.1, which meant whatever rules applied to the County also applied to the cities, but was actually passed as part of the County Code. He noted the Ethics Commission concluded cities could opt out based on the way the resolution was written, which was not an accurate interpretation. He noted the Ethics Commission should have never said cities could opt out of the Ethics Code. He stated his position was that unless the County gave the cities the expressed authority to opt out, they should be bound by the Ethics Code.

Responding to Commissioner Sosa's questions regarding what the proper recommendation would be, and whether the County should give municipalities an option to opt out if they wanted to, Mr. Meyers noted the Ethics Commission agreed that any member of a county board, irrespective of his/her authority, should be bound by the Ethics Ordinance. He noted his opinion was that it would be a mistake to give cities the legal authority to opt out, and cities should be governed by the ethics rules.

Commissioner Sosa advised that representatives of municipalities were present at Committee to support Mr. Meyers' opinion.

Mr. Meyers noted the City of Coral Gables was the only city that asked to opt out, and the Ethics Commission granted that request. He noted subsequently, the City of Bal Harbor asked to opt out but were advised to wait for the County Commissioner's decision on an item before the Board that would essentially prohibit cities from opting out. He noted the foregoing ordinance stated that no city or county board could opt out of the Ethics Ordinance going forward. Mr. Meyers noted the city that opted out, probably did so in error, and would be held harmless for that period. He also noted the confusion with the initial ordinance was that it was under section 2-11.39.2, which was not part of the Conflict of Interest Code. He noted the Ethics Commission no longer had issues, and certainly agreed with the County Attorney's Office, regarding what this ordinance would accomplish.

County Attorney Cuevas added this ordinance would address the Code as currently written, which gave the Board the authority, by resolution, to exempt a particular board from having to comply with the conflict of interest code, and would amend it to do away with that exception. He noted he believed the confusion originated with some cities that were under the impression they could avail themselves of the exception that the County Commission allowed for county boards. He noted this amendment to eliminate the exception would apply to both county and city boards.

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Mr. Meyers affirmed that current board members would be bound by this ordinance, and that future county boards could only be exempted by another ordinance. He noted there were approximately one hundred (100) county boards currently in existence.

Commissioner Sorenson suggested the County consider reducing the number of boards while considering budget cuts.

Commissioner Diaz advised that he and Commissioner Gimenez participated in a the Government Operations and Economics Committee (GOEC) subcommittee that reviewed all county boards, and would be bringing forth an item that should reduce county boards by at least fifty.

Commissioner Sorenson suggested any board member currently exempted should be notified once this ordinance was approved that those exemptions no longer applied.

Mr. Meyers stated he would work in conjunction with the Clerk of the Board to ensure notifications were sent to all board members.

Hearing no further comments or questions, the Board proceeded to vote on the foregoing ordinance as presented.

- 1/29/2008** Requires Municipal Notification by the Board of County Commissioners to the Health and Public Safety Committee
- 2/5/2008** Tentatively scheduled for a public hearing by the Board of County Commissioners to the Health and Public Safety Committee
- 2/5/2008** Adopted on first reading by the Board of County Commissioners
- 2/11/2008** Municipalities notified of public hearing by the Board of County Commissioners to the Health and Public Safety Committee
- 4/17/2008** Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

7E

080271 Ordinance

ORDINANCE CHANGING THE BOUNDARIES OF THE CITY OF HOMESTEAD, FLORIDA, AND AMENDING THE CHARTER OF SUCH MUNICIPALITY BY PROVIDING FOR THE ANNEXATION OF CERTAIN LANDS, UNDER AND PURSUANT TO PROCEEDINGS PRESCRIBED BY SECTION 6.04(B) OF THE HOME RULE CHARTER; PROVIDING FOR RESERVATION TO THE COUNTY OF ELECTRIC FRANCHISE, UTILITY TAX AND CIGARETTE TAX REVENUES; PROVIDING RETENTION OF GARBAGE AND REFUSE COLLECTION AND DISPOSAL; PROVIDING THAT THE ORDINANCE WILL ONLY BECOME EFFECTIVE UPON THE OCCURRENCE OF CERTAIN EVENTS; PROVIDING INTERDEPENDENCY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE AGENDA ITEM NO. 11(A)12] (County Commission)

Amended

Report: *(See Agenda Item 7E Amended; Legislative File No. 081509 for the amended version.)*

- 2/11/2008** *Requires Municipal Notification by the Board of County Commissioners to the Governmental Operations and Environment Committee*
- 2/19/2008** *Adopted on first reading by the Board of County Commissioners*
- 2/19/2008** *Tentatively scheduled for a public hearing by the Board of County Commissioners to the Governmental Operations and Environment Committee*
- 2/28/2008** *Municipalities notified of public hearing by the Board of County Commissioners to the Governmental Operations and Environment Committee*
- 4/15/2008** *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

7E AMENDED

081509 Ordinance

ORDINANCE CHANGING THE BOUNDARIES OF THE CITY OF HOMESTEAD, FLORIDA, AND AMENDING THE CHARTER OF SUCH MUNICIPALITY BY PROVIDING FOR THE ANNEXATION OF CERTAIN LANDS, UNDER AND PURSUANT TO PROCEEDINGS PRESCRIBED BY SECTION 6.04(B) OF THE HOME RULE CHARTER; PROVIDING FOR RESERVATION TO THE COUNTY OF ELECTRIC FRANCHISE, UTILITY TAX AND CIGARETTE TAX REVENUES; PROVIDING RETENTION OF GARBAGE AND REFUSE COLLECTION AND DISPOSAL; PROVIDING THAT THE ORDINANCE WILL ONLY BECOME EFFECTIVE UPON THE OCCURRENCE OF CERTAIN EVENTS; PROVIDING INTERDEPENDENCY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 080271] (County Commission)

*Adopted as amended
Ordinance 08-54
Mover: Katy Sorenson
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Souto, Martinez, Seijas*

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

Assistant County Attorney Craig Collier read into the record a proposed amendment to delete the language "estimated at approximately \$1,000 per year for approximately 25 years until FY 2028-29 or" from Section 4, line 4, on typed page 4 of this ordinance. He noted deleting this language would render this ordinance consistent with the Interlocal Agreement already approved, which contained updated information on the payoff of the Stormwater debt.

The Board adopted the foregoing proposed ordinance as amended to delete the following language: "estimated at approximately \$1,000 per year for approximately 25 years until FY 2028-29 or" from Section 4, line 4 on typed page 4 of this ordinance.

7F

080347 Ordinance

ORDINANCE AMENDING SECTION 8CC-10 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO SCHEDULE OF CIVIL PENALTIES; AMENDING CHAPTER 24 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, PROVIDING FOR CORRECTION OF SCRIVENER'S ERRORS, GRAMMATICAL, CONTENT, AND SPELLING ERRORS; UPDATING INCORRECT CODE REFERENCES; PROVIDING CONSISTENT TERMINOLOGY; REPEALING SECTION 24-42.6 RELATING TO PROHIBITION AGAINST USE OF HARD DETERGENTS; REPEALING SECTION 24-42.7 RELATING TO DETERGENTS; PROVIDING SEVERABILITY, INCLUSION IN AND EXCLUSION FROM THE CODE, AND AN EFFECTIVE DATE (Department of Environmental Resources Management)

*Adopted
Ordinance 08-55
Mover: Jose "Pepe" Diaz
Seconder: Carlos A. Gimenez
Vote: 10- 0
Absent: Souto, Martinez, Seijas*

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

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

- 3/4/2008** *Tentatively scheduled for a public hearing by the Board of County Commissioners to the Governmental Operations and Environment Committee*
- 3/4/2008** *Adopted on first reading by the Board of County Commissioners*
- 4/15/2008** *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

7G

081295 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 [SEE ORIGINAL ITEM UNDER FILE NOS. 073215 AND 080211] (County Manager)

*Adopted
Ordinance 08-56
Mover: Barbara J. Jordan
Seconder: Sally A. Heyman
Vote: 10- 0
Absent: Souto, Martinez, Seijas*

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

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

- 4/16/2008** *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Economic Development and Human Services Committee*

7H

080507 Ordinance

ORDINANCE RELATING TO REGULATION OF THE GU (INTERIM) ZONING DISTRICT; MODIFYING CRITERIA FOR ESTABLISHING TREND OF DEVELOPMENT FOR GU ZONED PROPERTY; AMENDING SECTION 33-196 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (Department of Planning & Zoning)

Adopted
Ordinance 08-57
Mover: Sally A. Heyman
Seconder: Jose "Pepe" Diaz
Vote: 10- 0
Absent: Souto, Martinez, Seijas

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

Responding to Commissioner Diaz' request for clarification of this ordinance, Assistant County Manager Alex Munoz explained that many properties located outside the Urban Development Boundary (UDB) were zoned many years ago with General Use (GU) zoning that applied Estate Use (EU) property characteristics and did not allow for any agriculture (AG) uses. He noted this ordinance would allow GU zoned properties outside the UDB to have AG uses without having to apply for a zoning change. He noted this would not change the current zoning, and would not apply to those properties located within the UDB.

Hearing no further comments or questions, the Board proceeded to vote on the foregoing ordinance as presented.

- 3/4/2008** Tentatively scheduled for a public hearing by the Board of County Commissioners to the Governmental Operations and Environment Committee
- 3/4/2008** Adopted on first reading by the Board of County Commissioners
- 4/15/2008** Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8 DEPARTMENTAL ITEMS**8A AVIATION DEPARTMENT**

8A1A

080792 Resolution

RESOLUTION AUTHORIZING THE COUNTY MANAGER TO EXECUTE A CONTRACT, PROJECT NO. B703A5 WITH URS SOUTHERN CORPORATION IN THE AMOUNT OF \$4,731,800 FOR SERVICES RELATED TO THE BAGGAGE HANDLING SYSTEM AT NORTH TERMINAL; AND AUTHORIZING THE COUNTY MANAGER TO EXECUTE THE TERMINATION AND CANCELLATION PROVISIONS THEREOF (Aviation Department)

*Adopted
Resolution R-458-08
Mover: Jose "Pepe" Diaz
Seconder: Rebeca Sosa
Vote: 11- 0
Absent: Souto, Martinez*

Report: *Vice Chairwoman Jordan questioned whether the County would assume the same terms in this contract pertaining to accommodations that were in the original contract the County assumed from American Airlines. She noted she could not recall the County ever having to pay for housing accommodations in any other contract, and wanted to ensure that was not the case here.*

Mr. Jose Abreu, Miami-Dade Aviation Department Director, noted the reason it took so long to negotiate this contract was because staff could not accept those terms.

Hearing no further comments or questions, the Board proceeded to vote on the foregoing ordinance as presented.

3/13/2008 3-Day Rule Invoked by the Airport and Tourism Committee

4/17/2008 Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee

8A1B

081012 Resolution

RESOLUTION APPROVING CHANGE ORDER NO. 1 TO MISCELLANEOUS CONSTRUCTION CONTRACT NO. MCC-7-05 WITH MIKE GOMEZ CONSTRUCTION CONSULTING, INC., IN THE AMOUNT OF \$0 DOLLARS, AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE CHANGE ORDER AND TO EXERCISE DELEGATED AUTHORITY DESCRIBED THEREIN (Aviation Department)

*Adopted
Resolution R-459-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 8- 0
Absent: Rolle, Sosa, Souto,
Martinez, Seijas*

4/17/2008 Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee

8A1C

081129 Resolution

RESOLUTION RELATING TO MIAMI INTERNATIONAL AIRPORT; WAIVING THE PROVISIONS OF SECTION 7.01 OF THE NON-EXCLUSIVE GENERAL AERONAUTICAL SERVICES PERMIT AGREEMENT BETWEEN THE COUNTY AND AMERICAN SALES & MANAGEMENT ORGANIZATION ("ASMO") AND APPROVING THE TRANSFER OF SUCH AGREEMENT FROM ASMO TO AMERICAN SALES & MANAGEMENT ORGANIZATION, LLC ("ASMO, LLC") AND APPROVING PROPOSED AND POTENTIAL OWNERSHIP INTERESTS OF ASMO AND GRUPO EULEN IN ASMO, LLC (Aviation Department)

*Adopted**Resolution R-460-08**Mover: Barbara J. Jordan**Seconder: Jose "Pepe" Diaz**Vote: 10- 0**Absent: Souto, Martinez, Seijas*

Report: *Vice Chairwoman Jordan questioned what the plan was to increase the LBD goal to 15% by the third quarter.*

Mr. Milton Collins, Associate Director, Miami-Dade Aviation Department (MDAD), noted MDAD set up an action plan with American Sales & Management Organization (ASMO) to reach the 15% goal, which represented the percentage of total revenues ASMO would derive. He noted 10 companies were presently working for ASMO with five of them SBD certified, and two currently working towards receiving their certification. He noted bringing those two companies on board would be a move towards reaching the 15% goal.

In response to Vice Chairwoman Jordan's question regarding what amount the 15% goal represented in terms of dollars, Mr. Miguel Southwell, Assistant Aviation Director, MDAD, noted it represented 15% of the contract amount or 15% of \$250,000 per month.

Vice Chairwoman Jordan asked whether the transfer of ownership limited the County from going after the original firm for any outstanding issues, Mr. Southwell noted the assignment was simply the obligations under the contract with ASMO, not the owners.

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

4/17/2008 Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee

8A1D

080721 Resolution

RESOLUTION AWARDING A NON-EXCLUSIVE LICENSE AGREEMENT FOR WIRELESS HIGH FIDELITY (WI-FI) SYSTEM PROVIDER AT MIAMI INTERNATIONAL AIRPORT, RFP NO. MDAD 01-06, TO OPERATOR ELECTRONIC MEDIA SYSTEMS, INC. (EMS), AUTHORIZING MAYOR OR HIS DESIGNEE TO EXECUTE AGREEMENT AND TO EXERCISE ANY RENEWAL OR TERMINATION PROVISION CONTAINED THEREIN (Aviation Department)

Adopted
Resolution R-461-08
Mover: Jose "Pepe" Diaz
Seconder: Barbara J. Jordan
Vote: 11- 0
Absent: Souto, Martinez

3/13/2008 *Withdrawn by the Airport and Tourism Committee*

4/17/2008 *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

080878 Resolution

RESOLUTION APPROVING APPLICATION FOR ONE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO GOA MEDICAL TRANSPORTATION, INC. TO PROVIDE COMBINATION WHEELCHAIR AND STRETCHER NONEMERGENCY MEDICAL TRANSPORTATION SERVICE (NE CONTROL NO. 147A) (Consumer Services Department)

Adopted
Resolution R-462-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/16/2008 *Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee*

8C1B

080881 Resolution

RESOLUTION APPROVING APPLICATION FOR ONE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO GOA MEDICAL TRANSPORTATION, INC. TO PROVIDE COMBINATION WHEELCHAIR AND STRETCHER NONEMERGENCY MEDICAL TRANSPORTATION SERVICE (NE CONTROL NO. 147C) (Consumer Services Department)

Adopted
Resolution R-463-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/16/2008 *Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee*

8C1C

080882 Resolution

RESOLUTION APPROVING APPLICATION FOR ONE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO COMFORT HOME CARE SERVICES, INC. D/B/A COMFORT CARE SERVICES TO PROVIDE COMBINATION WHEELCHAIR AND STRETCHER NONEMERGENCY MEDICAL TRANSPORTATION SERVICE (NE CONTROL NO. 149) (Consumer Services Department)

*Adopted
Resolution R-464-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/16/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

8C1D

080879 Resolution

RESOLUTION APPROVING APPLICATION FOR ONE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO GOA MEDICAL TRANSPORTATION, INC. TO PROVIDE COMBINATION WHEELCHAIR AND STRETCHER NONEMERGENCY MEDICAL TRANSPORTATION SERVICE (NE CONTROL NO. 147B) (Consumer Services Department)

*Adopted
Resolution R-465-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/16/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

8C1E

080925 Resolution

RESOLUTION APPROVING TRANSFER OF CERTIFICATE OF TRANSPORTATION NO. 124 FROM EXITOURS CO., INC. TO A & E EXPRESS CREW TRANSPORT, INC., TO PROVIDE CONTRACT CARRIER SERVICES AS A PASSENGER MOTOR CARRIER (Consumer Services Department)

*Adopted
Resolution R-466-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/16/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

8D ENVIRONMENTAL RESOURCES MANAGEMENT

8D1A

080897 Resolution

RESOLUTION AUTHORIZING PRIORITY FOCUS AREAS, EVALUATION CRITERIA AND SOLICITATION DOCUMENTS FOR FISCAL YEAR 2008-09 COMMUNITY BASED ORGANIZATIONS (CBO) REQUEST FOR PROPOSALS (RFP) IN THE FUNDING CATEGORY OF ENVIRONMENTAL ENHANCEMENT AND EDUCATION (Department of Environmental Resources Management)

*Adopted
Resolution R-467-08
Mover: Jose "Pepe" Diaz
Seconder: Bruno A. Barreiro
Vote: 11- 0
Absent: Souto, Martínez*

4/15/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1B

080993 Resolution

RESOLUTION AUTHORIZING THE PARTIAL RELEASE OF THE COVENANT RUNNING WITH THE LAND OF LINDGREN TRUST C/O VICTOR L. STOSIK, ESQ. IN FAVOR OF THE BOARD OF COUNTY COMMISSIONERS OF DADE COUNTY, FLORIDA, CONCERNING THE PROTECTION AND MANAGEMENT OF PINELAND HABITAT AND TREE RESOURCES LOCATED AT SW 137 AVENUE AND SW 124 STREET, DADE COUNTY, FLORIDA (Department of Environmental Resources Management)

Adopted
Resolution R-468-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/15/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1C

080530 Resolution

RESOLUTION ADDING CUTLER WETLANDS NORTH ADDITION HAMMOCK TO THE ENVIRONMENTALLY ENDANGERED LANDS (EEL) PROGRAM PRIORITY B ACQUISITION LIST (Department of Environmental Resources Management)

Adopted
Resolution R-469-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

3/11/2008 Deferred by the Governmental Operations and Environment Committee

4/15/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1D

080903 Resolution

RESOLUTION APPROVING SUBMISSION OF GRANT APPLICATIONS FOR UP TO \$900,000 FROM THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS FOR A FLORIDA COMMUNITIES TRUST FLORIDA FOREVER PROGRAM GRANT TO REIMBURSE THE ENVIRONMENTALLY ENDANGERED LANDS (EEL) TRUST FUND AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO ACCEPT FUNDS AND EXECUTE CONTRACTS AND AMENDMENTS AS REQUIRED (Department of Environmental Resources Management)

Adopted
Resolution R-470-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/15/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

FINAL OFFICIAL

8D1E

080904 Resolution

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 9.47 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 SHIRLEY TOUSSEL AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

*Adopted
Resolution R-471-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/15/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1F

080905 Resolution

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 5 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 WILFREDO AND ADALIA GONZALEZ AS SELLERS; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

*Adopted
Resolution R-472-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/15/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1G

080906 Resolution

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 5 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 OMAR AND ZULEMA GARCIA AS SELLERS; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

*Adopted
Resolution R-473-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/15/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1H

080907 Resolution

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 5 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 ANGEL DIAZ AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

*Adopted
Resolution R-474-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/15/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1I

080915 Resolution

RESOLUTION ACCEPTING "ASSIGNMENT OF OPTION TO PURCHASE" APPROXIMATELY 5 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 PABLO MILA AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

*Adopted
Resolution R-475-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/15/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1J

080913 Resolution

RESOLUTION APPROVING "CONTRACT FOR SALE AND PURCHASE" OF APPROXIMATELY 0.07 ACRES IN THE NAVY WELLS #23 PROJECT WITHIN THE ENVIRONMENTALLY ENDANGERED LANDS PROGRAM ACQUISITION SITE WITH MIAMI-DADE COUNTY AS PURCHASER AND GEORGE SHERMAN AS SELLER; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE PROVISIONS CONTAINED THEREIN (Department of Environmental Resources Management)

*Adopted
Resolution R-476-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/15/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8D1K

081177 Resolution

RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR THE CHAPMAN FIELD WETLANDS RESTORATION PROJECT TO WRS INFRASTRUCTURE & ENVIRONMENT, INC.; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE THE CONTRACT AND TO EXERCISE ANY AND ALL RIGHTS CONFERRED THEREIN (Department of Environmental Resources Management)

*Adopted
Resolution R-477-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/15/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8E [No items were submitted for this section.]**8F GENERAL SERVICES ADMINISTRATION**

8F1A

080866 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A LEASE AGREEMENT AND ASSIGNMENT OF LEASE AGREEMENT AT NORTHSIDE SHOPPING CENTER, 7900 N.W. 27 AVENUE, SUITES C-9, AB AND E6-7, MIAMI WITH 7900 N.W. AVENUE LLC, A DELAWARE LIMITED LIABILITY CORPORATION FOR PREMISES TO BE UTILIZED BY THE STATE OF FLORIDA DEPARTMENT OF HEALTH, MIAMI-DADE COUNTY HEALTH DEPARTMENT FOR ITS MEDICAL AND ADMINISTRATIVE OFFICES; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

*Adopted
Resolution R-478-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/15/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

FINAL OFFICIAL

8F1B

080867 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A LEASE AGREEMENT AND ASSIGNMENT OF LEASE AGREEMENT AT A BUILDING TO BE BUILT AT 11200 S.W. 8 STREET, MIAMI, WITH THE FLORIDA INTERNATIONAL UNIVERSITY BOARD OF TRUSTEES, A PUBLIC BODY CORPORATE OF THE STATE OF FLORIDA, ON BEHALF OF FLORIDA INTERNATIONAL UNIVERSITY, FOR PREMISES TO BE UTILIZED BY THE STATE OF FLORIDA DEPARTMENT OF HEALTH, MIAMI-DADE COUNTY HEALTH DEPARTMENT, FOR ADMINISTRATIVE OFFICES AND TO ESTABLISH AN ACADEMIC HEALTH 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-479-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/15/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

8F1C

080987 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH URS CORPORATION, IN AN AMOUNT NOT TO EXCEED \$2,260,012.00, FOR THE PRE-TRIAL DETENTION CENTER RENOVATION AND EXPANSION PROJECT; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

*Adopted
Resolution R-480-08
Mover: Barbara J. Jordan
Seconder: Jose "Pepe" Diaz
Vote: 11- 0
Absent: Souto, Martinez*

Report: Commissioner Sorenson questioned the possibility of staff speaking to the Directors of the Health Department and the Department of Corrections & Rehabilitation about providing a unified kitchen for the entire system in order to save money and provide better food service.

Assistant County Manager Alina Hudak noted staff was currently in the process of working on a master plan for the County's correctional facilities, and a unified kitchen was a part of that vision for the Krome site. Additionally, she noted Director Timothy Ryan, Department of Corrections & Rehabilitation, reported the preliminary findings of that master plan to the Health and Public Safety Committee, on which the committee intended to hold a workshop.

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

4/17/2008 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

8G
thru
8I

[No items were submitted for these sections.]

8J **MIAMI-DADE TRANSIT AGENCY**

8J1A

080930 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A JOINT PARTICIPATION AGREEMENT (JPA) WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) TO PROVIDE STATE FUNDING IN THE AMOUNT OF \$5 MILLION FROM ITS TRANSIT REGIONAL INCENTIVE PROGRAM (TRIP) TO IMPLEMENT CAPITAL ELEMENTS FOR PROVIDING BUS RAPID TRANSIT (BRT) SERVICE ON KENDALL DRIVE; AND AUTHORIZING THE RECEIPT AND EXPENDITURE OF FUNDS AS SPECIFIED IN THE JPA (Miami-Dade Transit Agency)

Adopted

Resolution R-481-08

Mover: Dorrin D. Rolle

Seconder: Carlos A. Gimenez

Vote: 11-0

Absent: Souto, Martinez

FINAL OFFICIAL

Report: Commissioner Edmonson questioned the total cost of this program, and where the additional \$2 million would originate; Mr. Kapoor, Miami Dade Transit (MDT) Director, noted this was a capital project and staff was looking at local option gas tax as a part of the \$2 million funding.

In response to Commissioner Sosa question whether this proposal was for huge, accordion style buses; Mr. Kapoor noted the proposal was for 60-foot hybrid type buses.

Commissioner Sosa noted she recalled a past resolution approving the reduction of large buses because many were not filled to capacity and cost more to operate. She questioned the use of operating funds and a Joint Participation Agreement (JPA) to implement capital elements to provide Bus Rapid Transit (BRT) services on Kendall Drive, when the Board adopted a resolution this morning to eliminate many bus routes countywide, due to a lack of funds.

Mr. Kapoor noted this was a Metropolitan Planning Organization (MPO) project with the Florida Department of Transportation (FDOT), to mitigate the congestion on Kendall Drive, which was studied extensively. He noted the proposal was for a new bus with hybrid technology to move more people efficiently and with fuel usage similar to that of a 40-foot bus.

In response to Commissioner Sosa's question whether this project would extend the route along SW 88th Street for 9.5 miles from Dadeland North Metro Rail Station to SW 167th Avenue; Mr. Kapoor affirmed that it would.

Assistant County Manager Ysela Llort added that the Board would receive a JPA next month (June 2008) to obtain an operating grant from FDOT that would allow for a period of three years for the Operations and Maintenance (O&M) to be covered on that route.

Commissioner Seijas spoke in support of his item, but reiterated her concerns with Transit projects and routes focused more on the south corridors of the County. She noted the reason south buses were filled was because they had better marketing incentives and increments. She noted it was difficult to inspire people in District 13 to serve on the Citizen's Independent Transportation Trust (CITT) because they felt abandoned concerning transit needs.

At Commissioner Moss' request, Mr. Kapoor distributed a photograph of the proposed bus to Board members.

In response to Chairman Barreiro's question regarding traffic light preemption technology, Assistant County Manager Llort noted traffic light signal preemption would be implemented in this technology from the start of the project.

Commissioner Gimenez concurred with Commissioner Seijas' comments regarding transit projects not balanced in the north corridors. He questioned if anything was being done to address the congestion issue in the northeast corridor of Biscayne.

Mr. Kapoor noted MDT was also exploring a BRT for the Biscayne area that should be included in the third phase.

Commissioner Moss asked whether traffic light preemption was currently being utilized on the South Dade Bus Way. He alerted staff to past mistakes made on the South Dade Bus Way in an effort to prevent the same kind of mistakes from being made on the Kendall Corridor.

Mr. Kapoor noted preemption technology was currently not being utilized on the South Dade buses, but staff was working with the Public Works Department to resolve those issues. He noted the new technology was Global Positioning System (GPS) based.

In response to Commissioner Sosa's question whether the Board needed to waive or eliminate the prior resolution that prohibited staff from buying any more large accordion-style buses, in order to approve this resolution today, Assistant County Attorney Bruce Libhaber noted, assuming the prior item was a resolution, and not an ordinance, the Board could modify a prior resolution with a subsequent resolution.

In response to Commissioner Sosa's concerns regarding longer buses, Mr. Kapoor noted the technology had changed since the County purchased the accordion style buses in 1995. He noted MDT tested the turning radius of the new buses, which equaled that of a 40-foot bus, and determined it made sense to have longer buses in Miami-Dade County.

Chairman Barreiro noted the signal light preemption was crucial to obtain the increased ridership for this type of bus proposed.

Commissioner Moss pointed out the proposed buses were intended to run along a Bus Rapid Transit (BRT) line, and not in neighborhoods as the accordion style buses did in the past.

In response to Commissioner Diaz' question whether the new buses would have access to internet capability; Mr. Kapoor noted the proposed buses would provide several capabilities, including internet access. Commissioner Diaz asked the Transit Director to meet with him to discuss the possibility of providing Bus Rapid Transit (BRT) service on State Road 836.

4/16/2008 Forwarded to BCC with a favorable recommendation from the Transit Committee

8J1B

080954 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A SUPPLEMENTAL COUNTY INCENTIVE GRANT PROGRAM (SCIGP) AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) AND MIAMI-DADE COUNTY TO CHANGE THE SCOPE TO PURCHASE 12 40-FOOT, HEAVY-DUTY, LOW FLOOR HYBRID (DIESEL-ELECTRIC) TRANSIT BUSES INSTEAD OF THE ORIGINALLY PROGRAMMED 23 CONVENTIONAL DIESEL BUSES; AND AUTHORIZING THE RECEIPT AND EXPENDITURE OF FUNDS AS SPECIFIED IN THE SCIGP (Miami-Dade Transit Agency)

Adopted
Resolution R-482-08
Mover: Carlos A. Gimenez
Seconder: Dorrin D. Rolle
Vote: 10-0
Absent: Edmonson, Souto,
Martinez

4/16/2008 Forwarded to BCC with a favorable recommendation from the Transit Committee

8J1C

080957 Resolution

RESOLUTION AUTHORIZING THE FILING OF A GRANT APPLICATION FOR FISCAL YEAR 2007 SECTION 5309 DISCRETIONARY FUNDS IN THE AMOUNT OF \$13,845,000 WITH THE UNITED STATES DEPARTMENT OF TRANSPORTATION UNDER THE URBAN PARTNERSHIP PROGRAM; AUTHORIZING THE EXECUTION OF GRANT AGREEMENT PURSUANT TO SUCH APPLICATION; AND AUTHORIZING THE RECEIPT AND EXPENDITURE OF FUNDS AS SPECIFIED IN THE AGREEMENT (Miami-Dade Transit Agency)

Adopted
Resolution R-483-08
Mover: Dorrin D. Rolle
Seconder: Carlos A. Gimenez
Vote: 10- 0
Absent: Edmonson, Souto,
Martinez

Report: *In response to Commissioner Sosa's question whether this was a grant application with Florida Department of Transportation (FDOT) providing a match and no fiscal impact to the County, Mr. Kapoor affirmed that was correct.*

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

4/16/2008 Forwarded to BCC with a favorable recommendation from the Transit Committee

8J1D

081105 Resolution

RESOLUTION AUTHORIZING THE FILING OF A GRANT APPLICATION FOR FISCAL YEAR 2006 SECTION 5309 NEW STARTS FUNDS IN AN AMOUNT OF \$9,801,000 WITH THE UNITED STATES DEPARTMENT OF TRANSPORTATION AND THE FEDERAL TRANSIT ADMINISTRATION UNDER THE SAFE, ACCOUNTABLE, FLEXIBLE, AND EFFICIENT TRANSPORTATION ACT – A LEGACY FOR USERS (SAFETEA-LU); AND AUTHORIZING THE EXECUTION OF GRANT AGREEMENT PURSUANT TO SUCH APPLICATION; AND THE RECEIPT AND EXPENDITURE OF FUNDS AS SPECIFIED IN THE AGREEMENT (Miami-Dade Transit Agency)

Adopted
Resolution R-484-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/16/2008 Forwarded to BCC with a favorable recommendation from the Transit Committee

8J1D SUPPLEMENT

081411 Supplement

SUPPLEMENTAL INFORMATION RE: RESOLUTION AUTHORIZING APPLICATION FOR FISCAL YEAR 2006 SECTION 5309 NEW STARTS FUNDING FOR THE CONSTRUCTION OF METRORAIL EXTENSION BETWEEN THE DR. MARTIN LUTHER KING, JR. METRORAIL STATION AND THE BROWARD COUNTY LINE

Accepted
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

8J1E

081107 Resolution

RESOLUTION AUTHORIZING MIAMI-DADE TRANSIT BUS
SERVICE ADJUSTMENTS TO BE IMPLEMENTED ON OR
ABOUT JUNE 15, 2008 (Miami-Dade Transit Agency)

Adopted
Resolution R-485-08
Mover: Dorrin D. Rolle
Seconder: Barbara J. Jordan
Vote: 9- 2
No: Sosa, Seijas
Absent: Souto, Martinez

Report: Commissioner Edmonson requested an explanation of the language "a reduction of the sixty-five (65) full time equivalent bus operator positions."

Mr. Harpal Kapoor, Director, Miami-Dade Transit (MDT), explained the 65 full time equivalent bus operators would be affected by attrition, and no employee would be laid off. He noted the attrition was calculated at an average of 12.2 bus operators per month.

In response to Commissioner Edmonson's question whether the long-term absentees were due to an acute illness or a disability, Mr. Kapoor noted long-term absentees referred to employees who took off work and had not reported back. He explained that absenteeism was an issue that impacted MDT's operations at a rate greater than 17%, which was reduced to 15% by working with the Union. He noted MDT maintained contact with these employees by sending notices and working through its departmental Human Resources (HR) process. Mr. Kapoor noted the calculation of 12.2 bus operators per month was based on those vacancies and natural attrition. He confirmed that no employee, currently working, would be laid off.

In response to Commissioner Edmonson's question whether 1,300 of the 6,000 boardings impacted by bus routes terminated, would have alternative transit services, Mr. Kapoor noted 1,300 of the 6,000 boardings would not have alternative transportation, however, alternative services were available about a half mile away.

Commissioner Rolle noted the Board needed to focus on MDT's deficit and financial status as reasons to approve these proposals. He noted an independent audit revealed MDT was operating more services than it could afford through its current revenue streams. He asked whether the Union had suggested other alternatives, and suggested the Board re-consider its assignment of in-kind services to Transit in order to save money and help this department.

Commissioner Edmonson questioned whether the monies saved in negotiating the new fare box collection system could be used to offset some of MDT's deficit and issues with terminated routes.

Assistant County Manager Ysela Llord noted upon submittal of the New Starts proposal to the Federal Transit Administration (FTA), staff addressed the strength of MDT's finance plan. She noted MDT had considerable problems in the past with meeting its budget, due to unrealized grants and increased fuel prices. She noted approval of the foregoing proposal would enable MDT to save \$8.3 million annually, and help MDT meet its budget. She clarified the impact to ridership of 1,300 boardings with no alternative services was really 650 people, since boardings represented one-way trips. She noted the Administration made every effort to minimize the impact to MDT's ridership and only terminated those routes that were underutilized. Additionally, she defined attrition as the loss of employees due to a series of normal events, not layoffs, as well as those employees who did not meet job requirements with due diligence.

Vice Chairwoman Jordan disagreed with the definition given for attrition that included loss of employees due to their failure to meet job requirements. She noted attrition was truly defined as overages or vacancies not filled because of a need to meet budget guidelines. She pointed out there was a difference between attrition and people removed for disciplinary or medical reasons.

FINAL OFFICIAL

She stated she supported this item in Committee on the condition that if any route was reinstated, then all routes would be reinstated.

Commissioner Sosa spoke in opposition to this resolution because many of the transit routes promised to the community when voting for the half-penny surtax would be impacted. She noted she did not support the elimination of bus routes due to increased gas prices, since the County was promoting public transportation, and recently approved the purchase of new buses using the same surtax. She stated she did not understand how this proposal would avoid eliminating jobs, and noted she was especially opposed to eliminating bus route 278, since she was present at the town meeting when that route was promised to the constituents.

Commissioner Gimenez spoke in support of this measure. He noted he questioned the half-penny tax, and how routes were determined and expanded while he was Chair of the Transit Committee, and he did not receive a good answer. He also noted he asked MDT staff to develop standards on what was a viable route since he had received complaints from constituents about empty buses. He pointed out the 1,300 boarders equated to 650 people impacted and a savings of \$13 million, and the County could not afford to sustain a transportation system that subsidized \$20,000 per rider. He further noted the 650 people only needed to travel half a mile for alternative services.

In response to Commissioner Gimenez question regarding how much was MDT subsidized by taxpayers, Assistant County Manager Llorc noted MDT was subsidized by taxpayers by \$140 million annually through property taxes.

Commissioner Gimenez stated he supported public transportation, but also supported this measure as the appropriate mechanism because it allowed MDT to run efficiently with standards, and prevented bus drivers from being laid off. He noted he had no issues with the reduction of routes, as long as the standards were applied uniformly. He further noted the resources used on non-productive routes were needed for productive routes, and this was one way to show the County's financial viability to the U.S. Department of Transportation.

Commissioner Seijas noted she was uncomfortable with the definition given for attrition that included punitive actions. She stated she did not support the proposal to eliminate bus routes based on a lack of ridership, since no marketing stimulus existed to encourage public transit ridership in the County's north end, which was unfair to the entire community.

Commissioner Heyman recalled when this item was heard at committee, all members expressed concern regarding MDT's \$16 million deficit. She noted this proposal was part of MDT's response to the US Department of Transportation, and was a responsible solution to continue maximizing ridership through viable routes without reducing employment. She noted she received information that MDT would save millions of dollars by adjusting routes without hurting its employees. Commissioner Heyman reminded the Board that during yesterday's (05/07) press conference, the County reaffirmed its commitment to expand mass transit by continuing the North Corridor and East/West Orange Line project. She noted when the Peoples Transportation Plan (PTP) was initiated, the County said it would expand mass transit to all areas of Miami-Dade County, and the foregoing proposed plan, she felt, would help accomplish that.

FINAL OFFICIAL

Commissioner Sorenson expressed concern with eliminating bus routes, but spoke in support of this proposal as a responsible action to address MDT's deficit. She pointed out the County also faced difficult decisions in needing to cut resources for the Tri-Rail, which just increased its ridership as a result of completing the double tracking. She stated she felt the private sector could fill in the gaps caused by discontinued bus routes, and this proposal would prevent employees from losing their jobs. She noted the Board needed to consider Compact Land Use development to support MDT when making Land Use decisions. She spoke in support of the Orange Line project and this proposal, which would tell the FTA that the County would live up to its commitment to be fiscally responsible and provide a functional system. Commissioner Sorenson urged MDT employees to support this proposal.

In response to Commissioner Roll's question whether MDT's overall deficit would dictate layoffs even if the foregoing proposal did not, Assistant County Manager Llort noted she could not say whether there would be any layoffs in the future.

Commissioner Moss noted his respect for MDT employees and Union Representatives present today. He noted several Commissioners spoke at the press conference yesterday about the County needing to get the Orange Line project back on track. He also noted he was in Washington, D.C. when the County was informed that MDT needed to get its finances in order or forfeit the funding needed to build the north corridor and the East/West Orange Line. He questioned whether the MDT Director had an opportunity to meet with union representatives to discuss this proposal and whether they proposed other recommendations for reducing MDT's deficit.

Mr. Kapoor noted regular monthly meetings were held and attrition rates were shared with the Union representatives. He noted the Union had some good ideas and was working with the Planning Department on truncating/merging some routes. He noted the new collection fare box system would generate important information and serve as a planning tool regarding viable routes and ridership. He also noted MDT would have a plan in place by next year and would work with the Union regarding every route. Mr. Kapoor noted that based on the PTP and the FTA models, MDT incurred additional financial strain by attempting to complete 17 million miles in five years, rather than 13 years. He noted FTA wanted to see a good plan, but MDT also needed to be balanced with standards and financial viability.

Commissioner Moss acknowledged the County's attempt to meet all needs and honor promises made, but emphasized the need to realize MDT's finances could not subsidize all causes. He spoke in support of this item, but asked that there be minimal impact to the work force, and that MTD's Director continue working with the Union to identify other opportunities to save money.

In response to Commissioner Edmonson's question as to how much the County originally budgeted and negotiated for the fare box collection system, and whether the negotiations resulted in an \$11 million savings, Mr. Howard Piper, Special Assistant to the County Manager, noted the contract before the Board was approximately \$42.6 million including the options.

Commissioner Gimenez added that a previous contract of approximately \$72.9 million included a base contract of \$47 million, plus options at approximately \$25 million, but the current base contract was \$41.9 plus \$19

million in options for an approximate total of \$61.2 million. He noted the difference in the two (base) contracts with options was approximately \$11.7 million in savings.

Assistant County Manager Llord pointed out the proposal to cut non-viable routes would save MDT \$13.7 million annually in operation costs, but the capital project savings would be a one-time, one-year savings.

Commissioner Edmonson noted she felt staff needed to go back and work with the Union to come up with other options or alternative plans. She further noted her decision to support this proposal today was based on Mr. Kapoor's confirmation that no employee would be laid off.

Commissioner Sosa, noted for the record, she was unaware of yesterday's press conference to support the Orange Line project.

Commissioner Rolle announced a Transit Committee Revenue Generating Workshop was scheduled for tomorrow, May 07, 2008, at 10:30 a.m. He suggested the Union representatives attend this workshop to offer alternatives and/or recommendations to help MDT generate more revenue.

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

4/16/2008 Forwarded to BCC with a favorable recommendation from the Transit Committee

8J1F

081110 Resolution

RESOLUTION APPROVING AN AMENDMENT TO THE PEOPLE'S TRANSPORTATION PLAN (PTP) TO INCLUDE THE PURCHASE OF 17 NEW METROMOVER REPLACEMENT VEHICLES [SEE AGENDA ITEM NO. 8J1G] (Miami-Dade Transit Agency)

Adopted
Resolution R-486-08
Mover: Dorrin D. Rolle
Seconder: Bruno A. Barreiro
Vote: 9- 1
No: Gimenez
Absent: Edmonson, Souto, Martinez

Report: Commissioner Sosa questioned whether the funding source was the half penny surtax, and whether this proposal was part of the initial ballot question placed before the voters.

Assistant County Manager Llord affirmed the funding source was the half penny surtax, and this proposal was part of the implementing ordinance.

In response to Commissioner Sosa's question whether this proposal to buy 17 new metro mover cars was based on a determination that retrofitting the existing cars would cost more money, Mr. Kapoor noted the final decision was to purchase 29 new metro mover cars, of which the first 12 metro mover cars arrived last week. He noted these seventeen cars were the remaining options now being exercised.

In response to Commissioner Sosa' questions whether this was already identified as a critical project and the estimated costs were already budgeted in the current departmental projections, Assistant County Manager Llord stated that was correct.

4/16/2008 Forwarded to BCC with a favorable recommendation from the Transit Committee

8J1G

081111 Resolution

RESOLUTION AUTHORIZING EXERCISING OF AN OPTION IN AN AMOUNT NOT TO EXCEED \$34,370,284 BETWEEN MIAMI-DADE COUNTY AND BOMBARDIER TRANSPORTATION (HOLDINGS) USA, INC., FOR THE PURCHASE OF 17 NEW PHASE 2 METROMOVER REPLACEMENT VEHICLES FOR CONTRACT NO. SS 1908-0/7; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE SAME [SEE AGENDA ITEM NO. 8J1F] (Miami-Dade Transit Agency)

Adopted
Resolution R-487-08
Mover: Dennis C. Moss
Seconder: Dorrin D. Rolle
Vote: 10- 0
Absent: Edmonson, Souto,
Martinez

4/16/2008 Forwarded to BCC with a favorable recommendation from the Transit Committee

8J1H

081201 Resolution

RESOLUTION AMENDING THE PEOPLE'S TRANSPORTATION PLAN (PTP) TO INCLUDE THE PROCUREMENT OF NEW METRORAIL VEHICLES, IN LIEU OF THEIR REHABILITATION [SEE ORIGINAL ITEM UNDER FILE NO. 081108] (Miami-Dade Transit Agency)

Adopted
Resolution R-488-08
Mover: Dorrin D. Rolle
Seconder: Bruno A. Barreiro
Vote: 7- 2
No: Sosa, Gimenez
Absent: Edmonson, Souto,
Martinez, Seijas

Report: *Commissioner Sosa raised concerns again regarding Transit Items being approved based on the use of the half penny surtax funds, while the projections for realizing those revenues were negative, and causing the County to rely on the General Fund to cover MDT's deficit. She questioned whether the projections were stable enough to back these projects with the Peoples Transportation (PTP) funds.*

Assistant County Manager Llort noted this project would be funded solely by PTP funds. She noted a determination was made that the purchase of the new vehicles was more feasible than retrofitting the existing vehicles because the new ones would last longer.

Commissioner Gimenez noted the State had to amend its budget by millions of dollars because of a down turn in the economy and in sales tax revenues. He pointed out that PTP was purely sales tax. He questioned whether staff recalculated the PTP income based on the slow down of the economy.

Assistant County Manager Llort noted staff recalculated the income for the short and long term, and initially the income remained flat; however, it was now a littler lower than predicted. She noted changes to pro forma were a short term issue, even with surtax funds, because of a recovery period in the long term.

In response to Commissioner Gimenez' question as to the impact from year to year, Ms. Llort noted she was unable to provide that information at this time, but would provide the correct numbers for the record, once she received them. She noted last year's projection for PTP funds was approximately \$190 million, and this year would be less.

Chairman Barreiro indicated he was aware that although the number was less, the County was faring much better than the rest of the State.

Commissioner Moss asked that members of the Economic Development and Human Services Committee be present at the next BCC meeting to discuss the County's economic status pursuant to this resolution.

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

4/16/2008 Forwarded to BCC with a favorable recommendation from the Transit Committee

8K

OFFICE OF COMMUNITY & ECONOMIC DEVELOPMENT

8K1A

080684 Resolution

RESOLUTION AUTHORIZING THE MAYOR TO AMEND THE FY 2008 ACTION PLAN TO REFLECT THE REALLOCATION OF FY 2000, 2002, 2003, 2004, 2005, 2006, 2007 AND 2008 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS, IN THE AMOUNT OF \$4,938,506.32 AND HOME AND HODAG FUNDS IN THE AMOUNT OF \$4,601,699.49, AS INDICATED IN EXHIBIT 1; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL CONTRACTS, AGREEMENTS AND AMENDMENTS NECESSARY TO CARRY OUT THE ABOVE PROGRAM; AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN. (Office of Community and Economic Development)

Amended

Report: *(See Agenda Item 8K1A Amended; Legislative File No. 081643 for the amended version)*

- 3/12/2008** *Deferred to next committee meeting by the Economic Development and Human Services Committee*
- 4/16/2008** *Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee*

8K1A AMENDED

081643 Resolution

RESOLUTION AUTHORIZING THE MAYOR TO AMEND THE FY 2008 ACTION PLAN TO REFLECT THE REALLOCATION OF FY 2000, 2002, 2003, 2004, 2005, 2006, 2007 AND 2008 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS, IN THE AMOUNT OF \$4,726,901.10 AND HOME AND HODAG FUNDS IN THE AMOUNT OF \$4,601,699.49, AS INDICATED IN EXHIBIT 1; AUTHORIZING THE MAYOR OF HIS DESIGNEE TO EXECUTE ALL CONTRACTS, AGREEMENTS AND AMENDMENTS NECESSARY TO CARRY OUT THE ABOVE PROGRAM; AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN [SEE ORIGINAL ITEM UNDER FILE NO. 080684] (Office of Community and Economic Development)

*Adopted as amended
Resolution R-489-08
Mover: Katy Sorenson
Seconder: Jose "Pepe" Diaz
Vote: 9- 0
Absent: Edmonson, Souto,
Martinez, Seijas*

Report: *Mr. Jose Citron, Director, Office of Community and Economic Development (OCED), read into the record, the following proposed amendments:*

- that the date be reflected as "FY2007" in lieu of "FY2008" in the last bullet point on handwritten page 3, third paragraph;

-that the funding in the amount of \$111,605.22 for the Goulds Community Development Corporation be deleted from the list on handwritten page 8, and that funding in the amount of \$100, 000 for the Naranja Princeton CDC be deleted from the list on handwritten page 9;

-that the funding in the amount of \$389,149 reflected for MD OCED for Land Acquisition for affordable housing be changed to \$177,543.78 on handwritten page 9;

-that funding in the amount of \$25,000 from Commission District 3 Discretionary Fund be added to the list for Neighbors and Neighbors.

In response to Commissioner Sosa's question whether funds allocated from the District 6 Reserve Fund for economic development projects through the commercial revitalization program, and recommended for recapture, were re-allocated to the Public Works Department for the 21st Street sidewalk improvements in District 6, Mr. Citron noted that was correct, and the allocation was included in this item.

Hearing no further questions or comment, the Board adopted the foregoing proposed resolution as amended, with the corrections noted by Mr. Cintron.

8K1B

080983 Resolution

RESOLUTION RECOMMENDING THAT CONFIDENTIAL PROJECT NO. 07-00240 BE APPROVED 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 #07-00240 EXIST; AND PROVIDING AN APPROPRIATION OF UP TO \$19,800 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 #07-00240 APPLICATION WITH THE PROVISION THAT ANY TAX ABATEMENT GRANTED TO CONFIDENTIAL PROJECT #07-00240 UNDER FLORIDA STATUTE 196.1995 REDUCES ANY QUALIFIED TARGET INDUSTRY TAX REFUND TO CONFIDENTIAL PROJECT #07-00240 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-490-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/16/2008 *Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee*

8K1C

081146 Resolution

RESOLUTION AUTHORIZING THE MAYOR TO AMEND THE FY 2007 ACTION PLAN TO REFLECT THE REALLOCATION OF \$5,950,464 OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ALL CONTRACTS, AGREEMENTS AND AMENDMENTS NECESSARY TO CARRY OUT THE ABOVE PROGRAM; AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN (Office of Community and Economic Development)

Adopted
Resolution R-491-08
Mover: Dennis C. Moss
Seconder: Bruno A. Barreiro
Vote: 8- 2
No: Gimenez, Seijas
Absent: Edmonson, Souto,
Martinez

FINAL OFFICIAL

Report: Commissioner Gimenez questioned whether the County would be using Community Development Block Grant (CDBG) funds to purchase property from itself.

Mr. Cintron, Director, Office of Community and Economic Development (OCED), explained that CDBG funds must be used to purchase the property on behalf of the Miami-Dade Transit Agency (MDTA) in order to release the restrictive use for transit purposes only that was placed on this property by the Federal Transit Authority (FTA) and the Federal Department of Transportation (FDOT).

In response to Commissioner Gimenez' questions whether this would help pay down MDT's \$29 million deficit, and whether the County had to provide parking on this property for transit use, Mr. Cintron answered yes to both questions, and noted the estimated cost to construct a parking garage was approximately \$8 million. Mr. Citron explained the \$5 million used to purchase the land was determined after deducting \$8 million for the cost of replacement parking from the appraised value of the property, which was \$14.1 million. He noted the sites had surface parking now, and the County would replace the surface parking with a garage, in order to build affordable housing in the remaining areas. He explained the County would finance the cost for a developer to build a parking garage.

Ms. Jennifer Glazer Moon, Director, Office of Strategic Business Management (OSBM), added that the County was getting less than the appraised value of the land in order to provide affordable housing units on this property.

Mr. Cintron noted staff contemplated using economic development General Obligation Bond (GOB) funds to construct the parking garage, but had to provide data that demonstrated an economic development benefit to use these funds to build parking. He noted staff would come back before the Board with a subsequent item for approval of the use of these funds when a developer was in place to move forward on these sites.

In response to Commissioner Gimenez' question whether an RFP had been issued and whether staff had a developer in mind, Mr. Cintron noted an RFP had been issued for two sites, but a developer had not been selected. Mr. Cintron noted proposals in response to the RFP were being reviewed, and staff would come before the Transit Committee in June (2008) with recommendations.

Mr. Cintron noted the County would bear the cost of building the parking garage, which would not be necessary had the parcels not been sold. He noted the only way transit oriented affordable housing could be built on these sites would be to replace the parking, and finance the construction.

Commissioner Gimenez stated he would feel more comfortable with approving this item if staff had a fully executed plan in place with the specifics.

Mr. Cintron noted staff presented the Board with its initial report, which included a specific plan on how to proceed with these sites, but that report was further modified to add \$10.5 million for each Commission District. He noted staff would speak with individual Commissioners on how to spend the additional amount, but hoped to move quickly with the funds in place to

develop affordable housing units. He noted staff would need to come back before the BCC for approval of the use of the GOB funds and for a finding that this project was an economic development benefit.

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

4/16/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

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

8M **PARK AND RECREATION DEPARTMENT**

8M1A

080883 Resolution

RESOLUTION AMENDING IMPLEMENTING ORDER 4-119 RELATING TO THE FEE SCHEDULE FOR THE MIAMI-DADE PARK AND RECREATION DEPARTMENT IN ORDER TO CORRECT SCRIVENER'S ERROR, REVISE PARKING FEES AND TO GRANT THE COUNTY MAYOR OR HIS DESIGNEE THE AUTHORITY TO APPROVE TEMPORARY ADJUSTMENTS TO PARKING FEES FOR SPECIAL EVENTS (Park & Recreation Department)

*Adopted
Resolution R-492-08
Mover: Jose "Pepe" Diaz
Seconder: Bruno A. Barreiro
Vote: 11- 0
Absent: Souto, Martinez*

4/14/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

8M1B

081050 Resolution

RESOLUTION AUTHORIZING THE WAIVER OF FORMAL COMPETITIVE BID PROCEDURES, PURSUANT TO SECTION 5.03(D) OF THE HOME RULE CHARTER AND SECTION 2-8.1(B) OF THE CODE OF MIAMI-DADE COUNTY AND AS PROVIDED FOR IN SECTION 255.20 OF THE FLORIDA STATUTES BY A TWO-THIRD (2/3) VOTE OF THE BOARD; AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE AN AGREEMENT IN THE AMOUNT OF \$2,673,246.73 WITH RECREATION DESIGN AND CONSTRUCTION, INC. FOR ENVIRONMENTAL REMEDIATION, DESIGN, AND CONSTRUCTION OF IMPROVEMENTS TO WESTWIND LAKES PARK, AND TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (Park & Recreation Department)

*Adopted
Resolution R-493-08
Mover: Dennis C. Moss
Seconder: Rebeca Sosa
Vote: 9- 0
Absent: Edmonson, Souto,
Martinez, Diaz*

Report: Commissioner Gimenez questioned how the County ended up acquiring a piece of property that, environmentally, was in poor shape and the County now had to remediate.

Mr. Jack Kardys, Director, Park and Recreation Department, explained this property was dedicated by plat in 1988 through a donation by the developer, and was deeded to the County in 1990. He noted staff did not discover the debris until 1997, when staff began boring the property to install a recreation center.

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

4/14/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

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

8O **PROCUREMENT MANAGEMENT DEPARTMENT**

801A

081059 Resolution

RESOLUTION APPROVING IMPLEMENTING ORDER 3-21:
BID PROTEST PROCEDURES; AND RESCINDING
ADMINISTRATIVE ORDER 3-21 (Procurement Management
Department)

*Adopted
Resolution R-494-08
Mover: Barbara J. Jordan
Seconder: Dennis C. Moss
Vote: 9- 0
Absent: Edmonson, Souto,
Martínez, Diaz*

*Report: Vice Chairwoman Jordan questioned the timeline when the
Implementing Order (IO) and the Administration Order (AO) would be
brought before the Board for clarification.*

*Assistant County Attorney Abigail Price-Williams noted the County Attorney's
Office was in the process of reviewing the IOs and the AOs; and hoped to
bring them back in stages within the next two BCC meetings.*

*Hearing no further questions or comment, the Board proceeded to vote on the
foregoing proposed resolution as presented.*

4/15/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance
Committee

801B

081082 Resolution

RESOLUTION WAIVING THE REQUIREMENTS OF SECTION 2-8.4 OF THE MIAMI-DADE COUNTY CODE, PERTAINING TO BID PROTEST PROCEDURES BY A TWO-THIRDS VOTE OF THE BOARD MEMBERS PRESENT; AWARDING CONTRACT NO. 487A-1D TO FEICK SECURITY CORPORATION, CONTRACT NO. 487A-2A TO 50 STATE SECURITY SERVICE, INC., CONTRACT NOS. 487A-3A AND 487B-1B TO BARTON PROTECTIVE SERVICES LLC D/B/A ALLIEDBARTON SECURITY SERVICES, AND CONTRACT NO. 487B-1A TO SECURITY ALLIANCE OF FLORIDA, LLC TO PROVIDE SECURITY GUARD AND SCREENING SERVICES; WAIVING THE REQUIREMENTS OF SECTION 4.03(D) OF THE HOME RULE CHARTER AND SECTION 2-8.1 OF THE COUNTY CODE, PERTAINING TO FORMAL BIDDING PROCEDURES, BY A TWO-THIRDS VOTE OF THE BOARD MEMBERS PRESENT; AWARDING CONTRACT NOS. 487A-1E AND 487A-3B TO SECURITY ALLIANCE OF FLORIDA, LLC AND CONTRACT NO. 487A-2B TO MCRBERTS PROTECTIVE AGENCY, INC.; DIRECTING THE COUNTY MAYOR OR DESIGNEE TO EXECUTE THE ATTACHED AGREEMENTS AND TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN; AND REJECTING ALL BIDS FOR CONTRACT NO 487B-1C AND DIRECTING THE ITEM BE READVERTISED (Procurement Management Department)

Amended

Report: *The Board bifurcated the foregoing resolution and voted on Contract Nos. 487A and 487B seperately.*

(See Agenda Items 801B Amended; Legislative File No. 081552 and 081551 for the amended versions.)

4/15/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

801B AMENDED

081552 Resolution

RESOLUTION WAIVING THE REQUIREMENTS OF SECTION 2-8.4 OF THE MIAMI-DADE COUNTY CODE PERTAINING TO BID PROTEST PROCEDURES BY A TWO-THIRDS VOTE OF THE BOARD MEMBERS PRESENT; AWARDING CONTRACT NO. 487A-1E TO FEICK SECURITY CORPORATION, CONTRACT NO. 487A-2A TO 50 STATE SECURITY SERVICE, INC., CONTRACT NO. 487A-2B TO MCROBERTS PROTECTIVE AGENCY, INC., AND CONTRACT NO. 487A-3A TO BARTON PROTECTIVE SERVICES LLC D/B/A ALLIEDBARTON SECURITY SERVICES, TO PROVIDE SECURITY GUARD AND SCREENING SERVICES; DIRECTING THE COUNTY MAYOR OR DESIGNEE TO EXECUTE THE ATTACHED AGREEMENTS AND TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN; AND DEFERRING THE AWARD OF CONTRACT NOS. 487A-1D AND 487A-3B [SEE ORIGINAL ITEM UNDER FILE NO. 081082] (Procurement Management Department)

*Adopted as amended
Resolution R-496-08
Mover: Barbara J. Jordan
Seconder: Audrey M. Edmonson
Vote: 8- 3
No: Sosa, Sorenson, Diaz
Absent: Souto, Martinez*

FINAL OFFICIAL

Report: Assistant County Manager Susanne Torriente explained the history and intent of the foregoing resolution. She noted the County Manager's recommendation was that five sectors in the Request for Proposal (RFP) be awarded pursuant to the competitive bid process; that bid waivers be approved for three of the sectors containing a Small Business Enterprise (SBE) category; and that bids be rejected and re-advertised for the sector that was awarded to Wackenhut, pending an audit.

In response to Commissioner Heyman's question regarding the name of the firm that continually violated the living wage ordinance by failing to pay its employees, and whether that firm was being recommended for an award today, Ms. Miriam Singer, Director, Department of Procurement Management (DPM), noted that firm, Alanas Security, Inc., was not being recommended today for an award. Pertaining to Commissioner Heyman's concern regarding vendors shifting names or principles, Ms Singer noted none of the firms in today's recommendation had a history of undisclosed principles.

In response to Vice Chairwoman Jordan's question whether the 'proposal guaranteed' check submitted by Art Hall Protective Services, Inc, was deemed non-responsive because it was not made payable to the County, Ms. Singer noted based on the check not made payable to the County, the County Attorney's Office prepared a Responsiveness Determination in June 2006 that deemed this firm non-responsive according to procurement procedures and the law.

Vice Chairwoman Jordan expressed concern that Security Alliance (SA) had not qualified as an SBE company for three years, but was recommended for an SBE set aside award. She also expressed concern with companies circumventing the process by creating subsidiaries to maintain an SBE status. She asked if the current SBE ordinance provided assurances that companies were in fact, small business enterprises.

Ms. Singer noted assertive SBE measures/set asides, participation goals and selection factors were included in the deliberations of the recommended awards for this contract. She noted SA was determined to be SBE certified at the time of the proposal submission, throughout the review/evaluation process and when the awards were recommended by the Administration.

Ms. Penney Townsley, Director, Department of Small Business Development (DSBD), noted, as part of the re-certification and application process, gross revenues of all affiliates were considered. She noted staff did an analysis of Security Alliance, and determined SA to be properly certified and eligible to participate in this bid.

Responding to Vice Chairwoman Jordan's questions regarding the current revenue limit a firm could earn to remain eligible for the SBE program, and the amount of SA's gross revenues, Ms. Townsley noted a firm was limited to a 3-year average of no more than \$5 million gross revenues. She noted SA was no longer SBE certified, however, it was certified at the time their proposal was submitted and during the procurement process, when SA graduated from the SBE program.

County Attorney Robert Cuevas noted the provisions in the SBE ordinance in effect at that time, allowed for an exception of firms graduating from the SBE program to continue getting the benefit of a sheltered market procurement for

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a one-year period from the point of graduation, which permitted the firm to bid for one year as though they were an SBE firm.

Vice-Chairwoman Jordan questioned whether the Commission could consider that the one-year period extension (upon graduating) had expired during the process when an eligibility determination was made and when the recommendation came before this Board. She also questioned whether the Board would have to approve a bid waiver to award the tiers as recommended by the County Manager.

County Attorney Cuevas explained the reason for the recommended bid waiver before the Board today was because the one-year period had expired. He noted the Board would need to approve a bid waiver as it pertained to the awards to Security Alliance.

In response to Vice-Chairwoman Jordan's question whether the Board could consider substituting a recommended firm with another SBE firm, if determined ineligible as an SBE, County Attorney Cuevas noted the Board could award another SBE firm. He also noted several extraordinary voting procedural requirements inherent in this item, which involved a waiver of the bid protest process requiring a 2/3s vote of the Board before any other action could be taken on this item; and a bid waiver of the awards pertaining to SA that also required a 2/3s vote of the Board.

In response to Commissioner Rolle's questions regarding a previous Invitation to Bid (ITB) that yielded better inclusion, and regarding a bond check that was deemed non-responsive, Ms. Singer noted the emergency contract now in place was issued as an ITB, but not all of the firms in the current emergency contract competed in the Request for Proposals (RFP). She further noted Art Hall Protective Services, Inc. submitted along with their proposal, a bond check that was made payable to themselves.

Commissioner Rolle noted his concerns were similar to those expressed by Commissioner Jordan regarding a firm awarded an SBE set aside that no longer met the SBE guidelines, and he could not support this item.

In response to Commissioner Sosa's questions whether the procurement process had been followed; whether all companies recommended for an award today were given due process; and if any of the recommended companies were currently under investigation, Ms. Singer noted the process was properly followed; that five bid protests were dealt with appropriately, and to her knowledge, no companies recommended for an award today were currently under investigation.

Responding to Commissioner Sosa's question concerning the Manager's recommendation to reject and re-advertise Sector 1C of RFP 487B, Ms. Singer noted that sector was recommended for an award to Wackenhut Corporation, which was the subject of a prolonged audit. She noted staff recommended the bids be rejected and re-advertised to move forward and source that segment again.

In response to Commissioner Seijas' question why SA failed to submit information requested by the County in 2006, including SA's gross receipts for 2004/2005, Ms. Singer noted there was a delay in receiving SA's tax returns because SA requested an extension from the IRS, and DSBD allowed the extension.

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Ms. Townsley noted, based on DSBD records, the last request to SA for tax documents was in October 2006, which was submitted five days after the requested date. She explained that during the recertification process, one SBE program was transitioned into another and firms were grandfathered in, which caused some missteps during review of the applications. She noted once aware of the problem, staff backtracked to verify SA's eligibility for recertification upon receipt of the complete documentation, and determined SA had met the requirements.

In response to Commissioner Seijas' question regarding when DSBD received the requested 2004/2005 tax returns from SA, Ms. Townsley noted DSBD reviewed the certification of SA in March 2005, based on 2003/04/05 gross receipts. She noted SA timely complied with a request for additional information in June 2006, and submitted the requested corporate tax returns on October 23, 2006.

Responding to Commissioner Seijas' point that the one-year extension from graduation had expired when SA's 2005 income tax documents were received, Ms. Townsley noted, based on the analysis, SA graduated from the SBE program in November 2006, and was eligible for a one-year extension that expired in November 2007. She noted SA was SBE eligible at the time of its proposal submission, and within the one-year extension period after graduation.

Commissioner Seijas pointed out that SA would be recommended for an award of a sector that had no SBE requirements if not approved for an SBE set aside in this contract.

In response to Commissioner Edmonson's question, Ms. Singer explained the system used in ranking the firms that participated in each tier of this RFP. She advised that staff negotiated with only those firms recommended for award today, and would need to negotiate contract terms and do responsibility reviews of any firm being recommended that was not included in the County Manager's recommendation.

Responding to Commissioner Rolle's concern with SA being recommended for Tiers 1E, 2B and 3B of the RFP 487A, which contained SBE requirements, and his inquiry of whether Tier 1A of RFP 487B involved federal dollars, Ms. Singer noted Tier 1E was originally a set aside; Tier 2B was a subcontractor goal; and Tier 3B was a selection factor. She noted there were no SBE measures for Tier 1A of RFP 498B.

Chairman Barreiro recognized attorney Gus Maxwell and questioned whether his concerns had been addressed today by the Administration.

Mr. Gus Maxwell, 1 SE 3rd Avenue, attorney representing Wackenhut Corporation, appeared before the Board and explained an ongoing audit of Wackenhut to review allegations made against this company by a disgruntled employee. He requested the Board consider denying or deferring staff's recommendation to reject all bids with respect to Tier 1C of RFP 487B, and let the audit take its course to determine if it was material to the issues at hand. He pointed out that Wackenhut was recommended twice for this award and no bid protests were filed. Mr. Maxwell addressed a technical, legal issue, regarding the issue date (April 1) of the County Manager's Memorandum of Recommendations and the date (April 7) he received a copy.

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He noted based on that, he was unable to properly file a protest against the recommendation to reject all bids under the County's rules. He further noted the County Attorney's Office (CAO) dismissed a prior bid protest on the grounds that the appropriate time to launch a protest would be when the new recommendation was made. He stated, for the record, he believed his client should legally have an opportunity to file a protest to this recommendation.

Commissioner Sosa expressed concern with rejecting a recommended firm that followed the process properly and was SBE eligible at the time the recommendations were due, even though the process was delayed.

Commissioner Rolle recognized Attorney Al Dotson.

Mr. Al Dotson, Bills and Sumberg, 200 S. Biscayne Blvd, attorney representing McRoberts Protective Agency, the agency recommended for award in Tier 2B of RFP 497A, appeared before the Board and expressed concern with collateral damage that might occur as a result of this discussion. He noted at the time McRoberts submitted its response, during the evaluation process and when this recommendation was due to the Commission, Security Alliance was SBE certified. He noted he wanted to understand the process if the Board was to consider substituting SA with another subcontracting firm. He clarified McRoberts had a certified SBE firm in place when its response was submitted and the delay of the process had nothing to do with SA or McRoberts.

In response to Commissioner Diaz' question regarding the date the bids were first advertised and the reasons for the delays in this process, Assistant County Manager Susanne Torriente noted the RFP was advertised in 2006, and a series of events caused the delays, including an audit, decertification and bid protests. She noted delays occurred during the process to no fault of the companies, which allowed for a graduation, and the firms went through the competitive process and were awarded. She noted the CAO and the County Manager staff devised a recommendation that would move this contract forward, since it had been ongoing for sometime.

It was moved by Commissioner Diaz that the County Manager's recommendations presented in the forgoing proposed resolution be approved. This motion was seconded by Commissioner Sosa for further discussion.

Vice-Chairwoman Jordan asked that this item be bifurcated to vote separately on the Tiers in the RFP with SBE set asides. She stated her understanding was, that based on information received in 2006, SA was truly no longer eligible to remain in the SBE program in 2004/05, and that if staff had done its due diligence in 2005, then the true expiration year would have been 2006. She questioned when the affiliates of SA were established.

Ms. Townsley noted, based on the eligibility review in October 2006, SA owned several other companies, and had exceeded the size standards. She noted she could not state how far back the affiliates were established, but staff conducted an analysis of the firms' gross receipts from 2001 to 2005, including affiliate revenues, and found that SA maintained its SBE certification based on those revenues.

Vice Chairwoman Jordan expressed concern with a process that determined the eligibility of an SBE set aside for a firm no longer qualified as an SBE

firm since 2006, based on the program's criteria. She stated her position was that this firm should be substituted with another.

Responding to Commissioner Moss' question as to what the current SBE program rules were, County Attorney Cuevas explained that a firm graduating from the current SBE program would no longer be eligible to bid prospectively on subsequent contracts but would be allowed to finish out any existing ones. He explained that bid waivers were being presented before the Board today for awards involving SA because the one-year grace period had expired. He noted that absent the bid waiver, SA would not be eligible for an award. Mr. Cuevas further noted the ordinance in effect at the time of this procurement process/review, allowed for a one-year grace period upon graduation to bid on contracts, and the SBE program required the firm be SBE eligible at the time of bid.

Assistant County Manager Torriente noted when Ms. Townsley arrived at DSBD, she realized the issue with the grace period and eliminated it from the books. She noted in all fairness, the Manager recommended the bid waivers because SA would have been awarded but for the delays, and SA went through a fair procurement process.

Commissioner Moss noted a process needed to be created that allowed more participation by minority firms. He pointed out that when the ITB process was utilized, more minority firms participated.

Commissioner Seijas clarified that part of the delay was due to SA not producing the proper information/documents in a timely fashion. She emphasized the Board would be awarding a \$40 million SBE set aside contract to a firm that no longer qualified as an SBE. She questioned the possibility of McRoberts Protective Services being held harmless, to allow the opportunity to locate another subcontractor if the Board considered a motion to award another firm.

County Attorney Cuevas responded that he believed a process existed to substitute the subcontractors.

Assistant County Manager Torriente responded yes to Commissioner Diaz' question whether SA was a minority firm at the time of the bid and the procurement process. In response to Commissioner Moss' concerns regarding more minority participation, she noted RFP 487A, Tier 1C, in which the Manager recommended bids be rejected and re-advertised, could be re-advertised as an ITB.

Commissioner Diaz recognized Mr. David Ramirez, Attorney Miguel DeGrandy and Attorney Joseph Goldstein.

Mr. David Ramirez, President/Owner, Security Alliance, 8323 NW 12 Street, appeared before the Board and noted SA understood the SBE process, and did everything possible to ensure it adhered to policy and guidelines in the RFP process. He noted SA abided by the process, and did nothing questionable or intentionally to delay it, and the delays were no fault of SA. He pointed out that based on the criteria of the SBE program, any firm awarded Sector 1E of RFP 487A would have graduated from the program within three years, and no company would have been able to compete or maintain their SBE status throughout the duration of this seven year contract.

Mr. Miguel DeGrandy, Attorney representing Feick Security, pointed out the procurement process required a company be SBE certified at the time of award, and a vote contrary to that, would be a vote contrary to the process. He noted he took issue with staff stating "but for the delays...SA would have gotten the award." Mr. Degrandy noted he filed three bid protests but none were heard because staff failed to calendar them. He noted those protests led to the decertification of two companies ahead of Feick Security, but staff refused to move on SA. He noted Feick Security had not caused any delays; was denied due process; and valid reasons existed to show SA was not SBE certified as of December 31, 2005. He noted Feick Security was SBE certified; had never been challenged and was entitled to the award because it was the highest ranked SBE firm.

Mr. Joseph Goldstein, attorney representing 50 States Security, noted his client also filed timely bid protests challenging the SBE certification of Security Alliance. He noted 50 States Security was the highest ranked vendor in Sector 3B of RFP 487A, with the lowest price for a security award at the Sea Port. He noted the only reason his client was not recommended for award in that sector was because SA received a 10% preference as an SBE. He noted awarding 50 States Security would save the County approximately \$200,000 per year or \$1.4 million over the life of the seven year contract. Mr. Goldstein urged the Board to reject the County Manager's recommendation and follow the competitive procurement code and procedures.

Responding to a question by Commissioner Seijas regarding why she received a letter dated October 2, 2006, that stated SA had not met the requirements by not providing 2004/05 tax return documents, Mr. David Ramirez noted he was unaware of that letter, but possibly DSBD did not have the documents in their file and requested them again. He explained that if SA had not provided the 2004 tax returns in a timely fashion, they would have been removed from the SBE program in 2005. He noted SA filed every document requested from DSBD in a timely fashion.

In response to Commissioner Seijas' question as to when SA filed their 2004/05 tax returns, Ms. Townsley noted SA submitted a recertification application on March 3, 2006, which was returned to them because they were being converted to the new program at that time, and their certification was administratively extended to November 2006.

Commissioner Seijas asked if it was possible that SA provided the 2004/05 tax documents and they were just missing from the files, Assistant County Manager Torriente noted, in all fairness, she reviewed the former DSBD records and the files were not clear.

Responding to Commissioner Gimenez' question as to the names of the companies affiliated with SA and whether they were SBE qualified, Ms. Townsley noted the Department of Business Development's records revealed SA affiliates as: Choice Management Solutions, Business Risk International, Protective Security Training Academy, FC Venture, Security Alliance of New York, Steiner Management Services and SA Corp in the State of Georgia; and all met the SBE requirements. In response to Commissioner Gimenez' question whether staff felt it was fair to award SA because the delays were no fault of their own, Mr. Townsley affirmed that was correct.

In response to Vice Chairwoman Jordan's request for clarification regarding the reason the bid waivers were before the Board, Assistant County Attorney

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Cuevas explained that under the current and prior rules, a firm had to be certified as an SBE at the time of the bid. He noted the rules in effect when the bids were opened were the prior rules, which provided for a one-year grace period from time of graduating the SBE program, but had since been amended to now require a firm be SBE certified at the time of award. He clarified that staff would apply the rules that were in effect at the time of procurement, and the bid waivers were before the Board because the one-year time period had expired.

Chairman Barreiro spoke in support of the foregoing motion to approve the recommendations after hearing that SA remained an SBE firm when their affiliates were taken into account and values were determined.

County Attorney Cuevas reiterated the extraordinary procedural requirement to pass a motion for a bid waiver and waiver of the bid protest process required a 2/3s vote of the Commission.

The Board proceeded to vote on the foregoing motion, and upon a roll call vote, the motion failed 7-4. (Commissioners Edmonson, Rolle, Seijas and Jordan voted No), (Commissioners Souto and Martinez were absent)

Following an extensive discussion on how to appropriately award the RFPs, it was moved by Commissioner Jordan that the Board bifurcate the foregoing resolution and vote on Contract Nos. 487A and 487B separately. This motion was seconded by Commissioner Edmonson, and upon being put to a vote, passed by a unanimous vote of those members present

Upon bifurcating Agenda Item 801B in order to vote on Contract Nos. 487A and 487B separately, the proposed resolution was adopted as amended to exclude Contract No. 487B; waive the bid protest process; and that Contract No. 487A-1E, Tier 1, be awarded to Feick Security Corp as opposed to Security Alliance of Florida recommended by the County Manager; that Contract No. 487A-2A, Tier 2, be awarded to 50 State Security Service, Inc (Sub: Feick Security Corporation) as recommended by the County Manager; that Contract No. 487A-2B, Tier 2, be awarded to McRoberts Protective Agency, Inc, as recommended by the County Manager, except the sub: Security Alliance of Florida, LLC be replaced with another qualified SBE subcontractor; that Contract No. 487A-3A, Tier 3, be awarded to Barton Protect Services LLC d/b/a/Allied Barton Security Services, as recommended by the County Manager; and that the Manager be instructed to revisit the selection process and come back with a revised recommendation for the award of Contract 487A-1D, Tier 1 and Contract 487A-3B, Tier 3.

(See Report under Agenda Item 801B Amended; Legislative File No. 081551)

801B AMENDED

081551 Resolution

RESOLUTION WAIVING THE REQUIREMENTS OF SECTION 2-8.4 OF THE MIAMI-DADE COUNTY CODE PERTAINING TO BID PROTEST PROCEDURES BY A TWO-THIRDS VOTE OF THE BOARD MEMBERS PRESENT; AWARDING CONTRACT NO. 487B-1B TO BARTON PROTECTIVE SERVICES LLC D/B/A ALLIEDBARTON SECURITY SERVICES, AND CONTRACT NO. 487B-1A TO SECURITY ALLIANCE OF FLORIDA, LLC TO PROVIDE SECURITY GUARD AND SCREENING SERVICES; DIRECTING THE COUNTY MAYOR OR DESIGNEE TO EXECUTE THE ATTACHED AGREEMENTS AND TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN; AND REJECTING ALL BIDS FOR CONTRACT NO 487B-1C AND DIRECTING THE ITEM BE READVERTISED [SEE ORIGINAL ITEM UNDER FILE NO. 081082] (Procurement Management Department)

*Adopted as amended
Resolution R-496A-08
Mover: Dorrin D. Rolle
Seconder: Rebeca Sosa
Vote: 11- 0
Absent: Souto, Martinez*

Report: *Upon bifurcating Agenda Item 801B in order to vote on Contract Nos. 487A and 487B separately, the proposed resolution was adopted as amended to waive the bid protest process; and that Contract No. 487B-1A be awarded to Security Alliance of Florida, LLC, as recommended by the County Manager; that Contract No. 487B-1B be awarded to Barton Protective Services LLC d/b/a/ Allied Barton Security Services, as recommended by the Manager; and that Contract No. 487B-1C be rejected and re-advertised, as recommended by the County Manager.*

(See Report under Agenda Item See Agenda Items 801B Amended; Legislative File No. 081552)

SPECIAL NOTE: On Tuesday, May 20, 2008, the foregoing resolution was reconsidered. See Legistar Meeting Key No. 2507

801B SUPPLEMENT

081167 Supplement

SUPPLEMENTAL INFORMATION RE: SECURITY GUARDS AND SCREENING SERVICES

Accepted

4/15/2008 Presented by the Budget and Finance Committee

801C

081275 Resolution

RESOLUTION RATIFYING THE MAYOR'S OR DESIGNEE AWARD OF CONTRACTS UNDER FULL AND OPEN COMPETITION FOR THE PURCHASE OF GOODS AND SERVICES VALUED IN EXCESS OF \$100,000 AND UP TO \$1,000,000 EXECUTED DURING THE PERIOD OF OCTOBER 1, 2007 THROUGH DECEMBER 31, 2007 [SEE ORIGINAL ITEM UNDER FILE NO. 081068] (Procurement Management Department)

*Adopted
Resolution R-495-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/15/2008 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Budget and Finance Committee

801D

081287 Resolution

RESOLUTION AUTHORIZING AWARD OF COMPETITIVE CONTRACTS, WITH AUTHORITY TO EXERCISE OPTIONS-TO-RENEW ESTABLISHED THEREUNDER AND CONTRACT MODIFICATIONS AND AWARD OF COMPETITIVELY BID CONTRACTS OF OTHER GOVERNMENTAL ENTITIES FOR THE PURCHASE OF GOODS AND SERVICES [SEE ORIGINAL ITEM UNDER FILE NO. 081069] (Procurement Management Department)

Amended (pending receipt of Leg. File No. from CA)

Report: *Commissioner Seijas expressed concern with language on handwritten pages 39 and 42 pertaining to Item 3.3 that stated Hydraulic Technician, Inc. had a prior living wage violation, but that the living wage did not apply to this contract. She asked why the living wage did not apply to this contract, if the funding source included the People Transportation Plan (PTP) surtax.*

Mr. Amos Roundtree, Procurement Competition Advocate, Department of Procurement Management, explained that 97% of the value of the contract before the Board today was for the purchase of parts and 3% was for services. He noted he was advised by the County Attorney's Office that when the majority of a contract's value was for parts, the living wage would not apply. He further noted the contract in which the company was in violation, was predominantly for labor so the living wage did apply.

In response to Commissioner Seijas' question whether this firm complied with that past violation, Mr. Roundtree noted the Department of Small Business Development (DSBD) advised that this firm complied by paying the living wages and had no current issues.

Discussion ensued between Commissioner Seijas and staff regarding the funding sources and amounts allocated for this contract, and the determination reached for not applying the living wage ordinance.

Following discussion, it was moved by Commissioner Seijas that the foregoing proposed resolution be adopted as amended to exclude Item 3.3 entitled "Transit Vehicle Parts and Repair Services, Pre-qualification of Vendors" Contract No. 5745-4/08-4. This motion was seconded by Commissioner Sosa, and upon being put to a vote, passed 8-0. (Commissioners Souto, Sorenson, Diaz, Edmonson and Martinez were absent)

It was moved by Commissioner Seijas that Item 3.3 pertaining to Contract No. 5745-4/08-4 be deferred to the May 20 BCC meeting pending further clarification regarding the funding sources. This motion was seconded by Commissioner Jordan, and upon being put to a vote, passed 8-0. (Commissioners Souto, Sorenson, Diaz, Edmonson and Martinez were absent)

Commissioner Jordan asked staff to review this item and clarify when this item comes back before the BCC, whether the portion of the contract for \$40 million involved federal funds, and whether SBD measures should be placed on the \$12 million portion funded by general revenues of the PTP surtax funds.

The amended resolution will be assigned Resolution No. R568--08

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Board of County Commissioners

Meeting Minutes

Tuesday, May 6, 2008

4/15/2008 *Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Budget and Finance Committee*

801E

081288 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. 081067] (Procurement Management Department)

Adopted
Resolution R-497-08
Mover: Dennis C. Moss
Seconder: Natacha Seijas
Vote: 8- 0
Absent: Edmonson, Sorenson,
Souto, Martinez, Diaz

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Report: Commissioner Seijas questioned whether the firm listed on page 17, Item 3.3 for elevator services had a living wage violation in 2005, and why the living wage ordinance did not apply to this \$108,000 contract.

Mr. Amos Roundtree, Procurement Competition Advocate, Department of Procurement Management (DPM), noted two companies were being awarded in this contract and \$8,000 of the award went to the company with the living wage violation, and the \$100,000 award did not. He also noted the living wage provision applied to purchases over \$100,000.

Commissioner Seijas questioned why two companies were being awarded in one contract with no living wage requirement. She asked that this item be bifurcated for staff to provide an explanation as to why the living wage did not apply.

Commissioner Sosa questioned the intent of the emergency contract with Miami Dade Transit (MDT) and Miami-Dade Housing Agency (MDHA) for elevator maintenance services. She noted she wanted to ensure this contract did not pertain to an affordable housing building in District 6 where the elderly were having problems with the elevators, so as not to delay those services.

Mr. Roundtree noted he could not identify the buildings in this contract for housing, but clarified this was an emergency contract and the services had been ongoing since January 2008. He noted MDT estimated that MDHA might use \$100,000 in FHA funds, but in reality, they had used none to date. He noted based on normal contract usages that averaged about \$6,500 per month, MDT projected they would need about \$60,000 over a nine-month period and added \$40,000 in case of emergencies and unexpected circumstances. He noted the intent was not to circumvent the living wage ordinance but to add monies to the amount needed for maintenance on a monthly basis.

Commissioner Seijas noted that adding one dollar more to this contract would have required the living wage be applied and expressed concern with staff being too creative with funds when no real emergency existed. She withdrew her request to bifurcate based on the explanation given that this was an emergency contract and funds were already being utilized.

Chairman Barreiro asked for clarification regarding the difference between this item and the previous item where no measure applied, and was it because of federal funding. Assistant County Manager Benitez noted the last item was bifurcated for an explanation from staff to clarify which portion of the contract would get federal funding because that was unclear.

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

Chairman Barreiro questioned the need for the County to buy Title Insurance for county-purchased properties if the Clerk was the official record keeper of all titles recorded in this County.

County Attorney Cuevas noted title insurance was to insure the County received a sufficient title to its property. He noted all property records were recorded by the Clerk of the Circuit Court and title searches were done based on those records; however, the records in the Clerks Office were not

necessarily indexed or abstracted in the same manner as by a title insurance company.

4/15/2008 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Budget and Finance Committee

801F

081298 Resolution

RESOLUTION REJECTING ALL BIDS FOR CONTRACT NO. 8481-2/22, WAIVING COMPETITIVE BIDS, WAIVING BID PROTEST PROCEDURES, AUTHORIZING AWARD OF CONTRACT TO CUBIC TRANSPORTATION SYSTEM, INC. FOR FARE COLLECTION SYSTEM, AUTHORIZING MAYOR OR HIS 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)

Adopted

Resolution R-498-08

Mover: Carlos A. Gimenez

Seconder: Jose "Pepe" Diaz

Vote: 8-0

Absent: Rolle, Sorenson, Souto, Martinez, Seijas

Report: *Commissioner Gimenez noted this was a good example of the Commission saving \$11.7 million for the same product they would have spent \$72 million for last week. He questioned whether this item limited the Administration's ability to spend only \$61 million on this contract.*

Assistant County Attorney Bruce Libhaber affirmed that was correct.

Commissioner Diaz noted since this process began in October 2007, the County ended up saving over \$11 million by reducing the contract amount to \$61.238 million.

Commissioner Moss stated the County needed to codify the procedure used as part of the procurement process.

Vice Chairwoman Jordan noted she requested the County Attorney draft legislation to have contracts, like this one, automatically renegotiated when within 10% of the cost or the scoring. She advised she and Commissioner Gimenez would schedule a sunshine meeting to discuss this legislation.

Commissioner Diaz asked that he be included in that Sunshine Meeting. He stated he hoped today's outcome would result in positive feedback from the media.

Commissioners Gimenez and Diaz commended Mr. Howard Piper for a job well done in negotiating this contract down to a lesser amount.

8P

PUBLIC WORKS DEPARTMENT

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8P1A

080840 Resolution

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

*Adopted
Resolution R-499-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/15/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8P1B

080849 Resolution

RESOLUTION AUTHORIZING THE EXECUTION OF A TRI-PARTY AGREEMENT AMONG MIAMI-DADE COUNTY, THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION AND FLORIDA EAST COAST RAILWAY, LLC FOR THE INSTALLATION OF RAILROAD CROSSING PROTECTIVE DEVICES AT NE 87 STREET, IN THE VICINITY OF NE 5 AVENUE (Public Works Department)

*Adopted
Resolution R-500-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/15/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8P1C

080922 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A COUNTY INCENTIVE GRANT PROGRAM (CIGP) AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) IN THE AMOUNT OF \$5,500,000 FOR VENETIAN CAUSEWAY BRIDGE REHABILITATION; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE THE PROVISIONS THEREIN (Public Works Department)

*Adopted
Resolution R-501-08
Mover: Jose "Pepe" Diaz
Seconder: Carlos A. Gimenez
Vote: 8- 0
Absent: Rolle, Sosa, Souto, Martinez, Seijas*

Report: Pursuant to the County Manager's Memorandum entitled "Changes for the May 6, 2008 BCC Meeting," a scrivener's error was noted pertaining to the funding source in the foregoing resolution, handwritten page 1, that should be corrected to read: Causeways Toll Revenue (\$3,000,000) and loan proceeds from the Sunshine State Governmental Financing Commission (\$2,500,000).

Commissioner Heyman asked the County Manager to advise the Board on the feasibility of placing the Venetian and Rickenbacker Causeways under the jurisdiction of the Expressway Authority; including the costs, containment, savings and efficiencies if implemented.

4/15/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

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8P1D

080923 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A COUNTY INCENTIVE GRANT PROGRAM (CIGP) AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) IN THE AMOUNT OF \$1,500,000 FOR THE DESIGN OF VENETIAN CAUSEWAY REPLACEMENT BRIDGES; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE THE PROVISIONS THEREIN (Public Works Department)

*Adopted
Resolution R-502-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/15/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8P1E

080931 Resolution

RESOLUTION APPROVING A CONTRACT AWARD RECOMMENDATION IN THE AMOUNT OF \$409,139.01 BETWEEN REPUBLIC INTELLIGENT TRANSPORTATION SERVICES, INC. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED INTERNALLY ILLUMINATED STREET NAME SIGNS INSTALLATION CONTRACT - COUNTYWIDE (PROJECT - CICC 7360-0/08 RPQ NO. 20070820) (Public Works Department)

*Adopted
Resolution R-503-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/16/2008 Forwarded to BCC with a favorable recommendation from the Transit Committee

8P1F

080988 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A JOINT PARTICIPATION AGREEMENT IN THE AMOUNT OF \$113,202 BETWEEN MIAMI-DADE COUNTY AND THE FLORIDA DEPARTMENT OF TRANSPORTATION TO FUND THE CONSTRUCTION OF INTERSECTION AND DRAINAGE IMPROVEMENTS AT OKEECHOBEE ROAD/SR 25 AND NW 138 STREET; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE THE PROVISIONS THEREIN (Public Works Department)

*Adopted
Resolution R-504-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/15/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8P1G

080997 Resolution

RESOLUTION APPROVING A CONTRACT AWARD RECOMMENDATION IN THE AMOUNT OF \$6,139,886.44 BETWEEN HORIZON CONTRACTORS, INC. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED ROADWAY IMPROVEMENTS ALONG SW 136 STREET, FROM SW 152 AVENUE TO SW 139 COURT, LOCATED WITHIN COMMISSION DISTRICT 11 (PROJECT - NO. 20070616) (Public Works Department)

Adopted
Resolution R-505-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/16/2008 Forwarded to BCC with a favorable recommendation from the Transit Committee

8P1H

081018 Resolution

RESOLUTION APPROVING EXECUTION OF AN INTERLOCAL AGREEMENT WITH THE FLORIDA INTERNATIONAL UNIVERSITY FOR THE PROVISION OF RESEARCH AND TECHNICAL ASSISTANCE WITH TRAFFIC ENGINEERING AND TRANSPORTATION PLANNING ISSUES ON AN AS NEEDED BASIS, PURSUANT TO AVAILABLE FUNDING, IN AN AMOUNT NOT TO EXCEED \$200,000 PER YEAR FOR A TERM OF FIVE (5) YEARS (Public Works Department)

Adopted
Resolution R-506-08
Mover: Natacha Seijas
Seconder: Sally A. Heyman
Vote: 8- 0
Absent: Edmonson, Sorenson, Souto, Martinez, Diaz

Report: *Commissioner Seijas stated she wanted to ensure the Labor Studies Institute, which provided major studies for the County, was protected by this item.*

Ms. Esther Calas, Director, Public Works Department, noted this item involved only the Lehman Transportation Research Center at Florida International University.

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

4/16/2008 Forwarded to BCC with a favorable recommendation from the Transit Committee

8P1I

081020 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A MAINTENANCE AGREEMENT BETWEEN MIAMI-DADE COUNTY (MDC) AND THE FLORIDA DEPARTMENT OF TRANSPORTATION, FLORIDA'S TURNPIKE ENTERPRISE (TURNPIKE), TO ESTABLISH THE TERMS AND CONDITIONS FOR DISBURSEMENT OF TURNPIKE GRANT MONIES TO MDC IN AN AMOUNT OF APPROXIMATELY \$37,870 (ANNUAL EXPENSES) FOR THE COST OF LANDSCAPING SERVICES PERFORMED ALONG VARIOUS TURNPIKE ROADWAYS (Public Works Department)

Adopted
Resolution R-507-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/15/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8P1J

081029 Resolution

RESOLUTION RATIFYING EXECUTION OF AN AGREEMENT BETWEEN THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT AND MIAMI-DADE COUNTY FOR THE CORAL GABLES LOOP CANAL BANK STABILIZATION PROJECT; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (Public Works Department)

*Adopted
Resolution R-508-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/15/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8P1K

081297 Resolution

RESOLUTION AUTHORIZING THE MAYOR AND THE COUNTY ATTORNEY TO ACCEPT THE DEDICATIONS AND DONATIONS OF LAND FOR RIGHT-OF-WAY NEEDED FOR IMPROVEMENTS ALONG NW 138 STREET, FROM NW 107 AVENUE TO FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY AT I-75, FOR AND ON BEHALF OF MIAMI-DADE COUNTY [SEE ORIGINAL ITEM UNDER FILE NO. 081178] (Public Works Department)

*Adopted
Resolution R-509-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/15/2008 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Governmental Operations and Environment Committee

8Q SEAPORT DEPARTMENT

8Q1A

080995 Resolution

RESOLUTION AUTHORIZING THE RECEIPT AND EXPENDITURE OF FUNDS FROM THE SEAPORT TRANSPORTATION AND ECONOMIC DEVELOPMENT COUNCIL AND THE FLORIDA INSURANCE COMMISSION REGULATORY TRUST FUND FOR THE EXPRESS PURPOSE OF SCREENING CARGO CONTAINERS FOR STOLEN AUTOMOBILES; AUTHORIZING THE MAYOR OR DESIGNEE TO EXECUTE ANY CONTRACTS OR OTHER DOCUMENTS IN CONNECTION THEREWITH (Seaport Department)

*Adopted
Resolution R-510-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/16/2008 Forwarded to BCC with a favorable recommendation from the Transit Committee

8R WATER AND SEWER DEPARTMENT

8R3A

080855 Change Orders

CHANGE ORDER BETWEEN STONE PAVING COMPANY AND MIAMI-DADE COUNTY FOR REMOVAL OF CALCIUM CARBONATE RESIDUALS FROM THE MIAMI SPRINGS LAGOON - PROJECT NO: W-813; CONTRACT NO: W-813, TO STONE PAVING COMPANY; PROJECT LOCATION: SHADOW WAY AND DOVE AVENUE, IN THE CITY OF MIAMI SPRINGS, MIAMI-DADE COUNTY, FLORIDA (Water & Sewer Department)

Approved
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/15/2008 Amended by the Governmental Operations and Environment Committee

9

ADDITIONAL DEPARTMENTAL ITEMS

FINAL OFFICIAL

9A2A

081210 Resolution

RESOLUTION APPROVING APPOINTMENT OF INITIAL
DIRECTORS OF MIAMI-DADE ANIMAL SERVICES
FOUNDATION, INC. (Animal Services)

Deferred to no date certain

Mover: Rebeca Sosa

Seconder: Natacha Seijas

Vote: 7- 0

Absent: Rolle, Edmonson,

Sorenson, Souto, Martínez, Diaz

FINAL OFFICIAL

Report: *Commissioner Seijas questioned the appointments made to the Miami-Dade Animal Services Foundation Board of Directors, and how this foundation would be staffed, since no funding was dedicated for staffing.*

Dr. Sara Pizano, Director, Animal Services, noted a slate of candidates selected for the Board of Directors was being presented before the Board today for approval. She noted once approved, the Board of Directors would decide how the foundation would be staffed. She added there would be no budget implications to the Animal Services Department, and she would be a non-voting member.

Assistant County Manager Alina Hudak noted the creation of this foundation was based on the model used for creating the Parks Foundation. She noted the County Attorney's Office (CAO), together with Dr. Pizano, facilitated the creation of this foundation as a private, non-profit entity through bylaws approved by the Board of County Commissioners (BCC) and attached hereto. She further noted the intent was to have the volunteers provide support to the foundation once created, and was intended to be a fundraising opportunity to benefit the Animal Services Department and its Trust Fund.

In response to Commissioner Seijas' question whether this foundation would have enough staff to support it; Dr. Pizano noted whatever was needed, Animal Services would absorb with its current staff.

Commissioner Seijas expressed concern with the BCC having no input in the selection process.

Dr. Pizano noted the Board approved the creation, the bylaws and the articles for incorporation, and outlined the selection process. She noted two of the nine seats on the Board of Directors were appointed by the Mayor, and the remaining seven were opened to the community and advertised countywide in the tri-lingual languages. She noted the selection committee, appointed by the County Manager, reviewed the applications and chose a slate of seven to present to the BCC.

Responding to Commissioner Seijas' comments regarding the BCC not knowing who the other twenty-nine candidates were, Ms. Pizano noted she could provide the Board with a list of all candidates not included in this slate.

Chairman Barreiro questioned how vacancies would be filled going forward, once the initial appointments were approved.

Ms. Pizano noted two of the vacancies would coincide with the Mayor's term and would be appointed by the next Mayor. She pointed out this was not an advisory board and not part of Animal Services, but was a separate 501(c)3 entity, and the Board of Directors would elect members to its board. Chairman Barreiro expressed concern with this arrangement where the BCC made the initial appointments, but the Board of Directors, once appointed, would reappoint themselves while the County provided services. He noted this could become an issue should the Board of Directors oppose the County Commission on a policy issue. He stated he would support this resolution provided the BCC continued to make the board appointments or consider recommendations to fill the vacancies.

It was moved by Commissioner Sosa that this resolution be deferred until the County Commission had an opportunity to review the guidelines. She

FINAL OFFICIAL

expressed concern with many problems encountered in the past by the County creating boards that became totally independent.

Commissioner Seijas seconded the motion, followed by further discussion.

Commissioner Heyman noted the CAO worked directly with Animal Services to structure this foundation based on the Library's, Parks' and Performing Arts Center's Foundations, in order to make it an outside, tax deductible, fundraising arm for an under-funded department. She noted aside from input, advertisements and solicitations for appointments, the department was exploring bringing in more people once the governing board was established, based on models like the Tourist Development Council. Commissioner Heyman noted the importance of moving this foundation forward, which was structured on a precedent model and involved the guidance of the CAO; otherwise, the County could miss an opportunity for people to donate to this entity.

In response to Commissioner Gimenez' question whether the BCC could abolish this foundation once it was established, Assistant County Attorney Joni Armstrong-Coffey noted she did not see a provision for dissolution in this item, but noted the vacancies on the Board of Directors would continue to be appointed by that board of Directors or the Mayors Office.

Commissioner Gimenez spoke in support of the motion to defer. He referenced another provision in this item regarding the Board of Directors reporting back to the County Manager, and stated he felt that provision needed further review, and that the report should come back to the BCC. He expressed concern with a self-perpetuating board that had no outside input.

Hearing no further questions or comments, the Board proceeded to vote on the foregoing motion to defer this resolution.

4/17/2008 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

9A17A

081116 Resolution

RESOLUTION AUTHORIZING THE MIAMI-DADE FIRE RESCUE DEPARTMENT TO PURCHASE ANTI-VENIN SERUM FROM ANY SOURCE WORLD-WIDE; WAIVING COMPETITIVE PROCESS PURSUANT TO SECTION 5-03 D OF THE MIAMI-DADE COUNTY CHARTER AND SECTION 2-8.1 OF THE CODE OF MIAMI-DADE COUNTY; FINDING SUCH WAIVER TO BE IN THE BEST INTERESTS OF MIAMI-DADE COUNTY; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE ANY NECESSARY AGREEMENTS (Miami-Dade Fire and Rescue Department)

*Adopted
Resolution R-511-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/17/2008 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

9A17B

081117 Resolution

RESOLUTION AUTHORIZING COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE AN AGREEMENT WITH 2C MEDIA, INC. FOR THE PRODUCTION OF A BROADCAST "PITCH REEL" AND "PILOT EPISODE" BASED ON THE OPERATION OF MIAMI-DADE FIRE RESCUE FIRE BOATS, AND AUTHORIZING THE COUNTY MAYOR TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (Miami-Dade Fire and Rescue Department)

*Adopted
Resolution R-512-08
Mover: Natacha Seijas
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/17/2008 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

9A17C

081211 Resolution

RESOLUTION REJECTING ALL PROPOSALS RECEIVED FOR THE ARCHITECTURAL AND ENGINEERING DESIGN SERVICES FOR THE HIGHLAND OAKS FIRE RESCUE STATION AND THE CRANDON PARK OCEAN RESCUE FACILITY, PROJECT NO. A06-FIRE-02-GOB, CONTRACT NO. MDFRD-T26/MDFRD-T28 (Miami-Dade Fire and Rescue Department)

*Adopted
Resolution R-513-08
Mover: Sally A. Heyman
Seconder: Natacha Seijas
Vote: 12- 0
Absent: Souto*

4/17/2008 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

9A17D

081118 Change Orders

CHANGE ORDER FOR TRAIL FIRE RESCUE STATION NO. 61 - PROJECT NO: DB04-FIRE-01; CONTRACT NO: MDFR-DB-09 WITH PINO KAIBA & ASSOCIATES, INC. (Miami-Dade Fire and Rescue Department)

*Approved
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/17/2008 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

9A19A

080951 Resolution

RESOLUTION AUTHORIZING EXECUTION OF THE INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN THE CITY OF HIALEAH AND MIAMI-DADE COUNTY TO PROVIDE SERVICES TO THE CITY OF HIALEAH 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-514-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 9- 0
Absent: Moss, Souto, Martinez,
Seijas*

Report: *Commissioner Gimenez questioned whether this was an assessment for fire services by the City of Hialeah, and whether it was constitutional.*

Mayor Julio Robaina, City of Hialeah, responded yes; this would be a revenue neutral assessment fee to continue having a class one rated fire department. He noted it was constitutional and had been studied. Mayor Robaina noted this was already considered before the City Council, and would go back before the City Council for an ordinance once approved by the County Commission, and the City would decide through a budget process whether or not to implement it. He noted this was just to have a tool available should the City decide to continue providing this service to its residents.

4/15/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

9A19B

080952 Resolution

RESOLUTION AUTHORIZING EXECUTION OF THE INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN CORONADO COMMUNITY DEVELOPMENT DISTRICT AND MIAMI-DADE COUNTY TO PROVIDE SERVICES TO CORONADO 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-515-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/15/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

9A19C

080953 Resolution

RESOLUTION AUTHORIZING EXECUTION OF THE INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN NORTH DADE COMMUNITY DEVELOPMENT DISTRICT AND MIAMI-DADE COUNTY TO PROVIDE SERVICES TO NORTH DADE 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-516-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/15/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

FINAL OFFICIAL

9A19D

080955 Resolution

RESOLUTION AUTHORIZING EXECUTION OF THE INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN MAJORCA ISLES COMMUNITY DEVELOPMENT DISTRICT AND MIAMI-DADE COUNTY TO PROVIDE SERVICES TO MAJORCA ISLES 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-517-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/15/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

9A19E

081046 Resolution

RESOLUTION AUTHORIZING EXECUTION OF THE INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN ISLANDS AT DORAL TOWNHOMES COMMUNITY DEVELOPMENT DISTRICT AND MIAMI-DADE COUNTY TO PROVIDE SERVICES TO ISLANDS AT DORAL TOWNHOMES 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-518-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/15/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

9A19F

081047 Resolution

RESOLUTION AUTHORIZING EXECUTION OF THE INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN THE CITY OF HOMESTEAD AND MIAMI-DADE COUNTY TO PROVIDE SERVICES TO THE CITY OF HOMESTEAD 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-519-08
Mover: Dennis C. Moss
Seconder: Carlos A. Gimenez
Vote: 7- 0
Absent: Rolle, Edmonson,
Sorenson, Souto, Martinez, Diaz*

Report: In response to Commissioner Gimenez' question as to how the Hurricane Recovery Service fee, listed in this item, would be levied, Ms. Shari Kamali, Director Development Services, City of Homestead, noted the City Council passed an ordinance allowing \$1 to be added to the City's garbage service fee for each household, which had since been implemented.

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

4/15/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

9A19G

081048 Resolution

RESOLUTION AUTHORIZING EXECUTION OF THE
INTERGOVERNMENTAL COOPERATION AGREEMENT
BETWEEN THE HOMESTEAD EDUCATIONAL FACILITIES
BENEFIT DISTRICT AND MIAMI-DADE COUNTY TO
PROVIDE SERVICES TO THE HOMESTEAD EDUCATIONAL
FACILITIES BENEFIT 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)

Amended

Report: *(See Agenda Item 9A19G Amended; Legislative File No. 081573 for
the amended version)*

4/15/2008 *Forwarded to BCC with a favorable recommendation from the Budget and Finance
Committee*

9A19G AMENDED

081573 Resolution

RESOLUTION AUTHORIZING EXECUTION OF THE INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN THE HOMESTEAD EDUCATIONAL FACILITIES BENEFIT DISTRICT AND MIAMI-DADE COUNTY TO PROVIDE SERVICES TO THE HOMESTEAD EDUCATIONAL FACILITIES BENEFIT DISTRICT IN ACCORDANCE WITH SECTION 197.3632, FLORIDA STATUTES, UNIFORM METHOD FOR THE LEVY, COLLECTION AND ENFORCEMENT OF NON-AD VALOREM ASSESSMENTS [SEE ORIGINAL ITEM UNDER FILE NO. 081048] (Property Appraisal Department)

*Adopted as amended
Resolution R-520-08
Mover: Dennis C. Moss
Seconder: Bruno A. Barreiro
Vote: 7-0
Absent: Rolle, Edmonson,
Sorenson, Souto, Martinez, Diaz*

Report: *Mr. Marcus Saiz, Interim Property Appraiser, read into the record, proposed amendments to make changes to the County Manager's Memorandum as follows:*

-to add the following language "after re-execution of said Agreement by the Homestead EFPD" on handwritten page 1, second line of the RECOMMENDATION paragraph following the words "Miami-Dade County;" and

-to delete all language in the SCOPE paragraph after the words "for the" and insert the following language "construction, maintenance and operation of public educational facilities at particular sites within the EFPD boundaries."

In addition, to make changes to the attached Intergovernmental Cooperation Agreement, as follows:

-to add the following language "after re-execution of said agreement by the Homestead Educational Facilities Benefit District" to handwritten page 4, following the word "County" and

-to delete all language in the first Whereas paragraph, handwritten page 6, after the words "...for the" and replace with the following language "cost of providing construction, maintenance and operations of public educational facilities at particular sites within the EFPD boundaries, pursuant to Sections 1013.355-1013.357 Florida Statutes through cooperative arrangements among district school boards, local general purpose governments and benefited private development interests; and"

The Board adopted the foregoing proposed resolution as amended, as noted by Mr. Saiz.

9A29A

081063 Resolution

RESOLUTION RATIFYING THE COUNTY MANAGER'S ACTIONS, AS AUTHORIZED BY SECTION 2-10.4 OF THE CODE OF MIAMI-DADE COUNTY IN APPROVING AGREEMENTS FOR CONTINUING SERVICES UNDER THE COUNTY'S EQUITABLE DISTRIBUTION PROGRAM (Office of Capital Improvements)

Adopted
Resolution R-521-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/15/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

10 AUTHORITIES, BOARDS, COUNCILS AND TRUSTS

10B1A

080884 Resolution

RESOLUTION APPROVING FUNDING OF A \$20,000 GRANT FROM THE DEPARTMENT OF CULTURAL AFFAIRS AS FISCAL AGENT FOR THE SOUTH FLORIDA CULTURAL CONSORTIUM TO THE MUSEUM OF ART, FORT LAUDERDALE FOR THE REGIONAL EXHIBITION OF THE SOUTH FLORIDA CULTURAL CONSORTIUM'S FY 2007-2008 VISUAL AND MEDIA ARTISTS FELLOWSHIP PROGRAM (Cultural Affairs Council)

Adopted
Resolution R-522-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/14/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

10B1B

080885 Resolution

RESOLUTION AUTHORIZING THE FUNDING OF THIRTY-ONE (31) GRANTS FROM THE FY2007-2008 THIRD QUARTER TOURIST DEVELOPMENT ROOM TAX PLAN AND SURTAX CATEGORY TO PROMOTE MIAMI-DADE COUNTY TOURISM WITH: 76TH ANNUAL CONFERENCE OF MAYORS HOST COMMITTEE, INC.; AQUA FOUNDATION FOR WOMEN, INC.; CITY THEATRE, INC.; COCONUT GROVE ARTS & HISTORICAL ASSOCIATION, INC.; COUNCIL OF INTERNATIONAL FASHION DESIGNERS, INC.; FLORIDA DANCE ASSOCIATION, INC.; FLORIDA GRAND OPERA; GALATA, INC.; GREATER MIAMI BILLFISH TOURNAMENT; GREATER MIAMI CONVENTION AND VISITORS BUREAU, INC.; HISPANIC THEATER GUILD CORPORATION; INFINITO ART & CULTURAL FOUNDATION, INC.; MAD DOG MANDICH FISHING CLASSIC, LLC.; MAXIMUM DANCE COMPANY DBA BALLET GAMONET; MIAMI DESIGN PRESERVATION LEAGUE, INC.; MIAMI GAY & LESBIAN FILM FESTIVAL, INC.; MIAMI HISPANIC BALLET CORPORATION FA CUBAN CLASSICAL BALLET; MIAMI MOMENTUM DANCE COMPANY, INC.; MIAMI OVERSEAS CHINESE ASSOCIATION, INC.; MIAMI RIVER FUND, INC. DBA MIAMI RIVER COMMISSION; MIAMI/BAHAMAS GOOMBAY FESTIVAL IN COCONUT GROVE, INC.; MIAMI-DADE PUBLIC LIBRARY FOUNDATION, INC.; MICHAEL EPSTEIN SPORTS PRODUCTIONS, INC.; MICHAEL-ANN RUSSELL JEWISH COMMUNITY CENTER, INC.; ORANGE BOWL COMMITTEE, INC., ; PATRONS OF EXCEPTIONAL ARTISTS, INC., THE; POLO LIFE, LLC., THE; ROTARY FOUNDATION OF SOUTH MIAMI, INC.; SUNRISE COMMUNITY PROMOTIONS, INC.; UNCONSERVATORY, INC., THE; VIRGINIA KEY BEACH PARK TRUST AND AUTHORIZING THE COUNTY MAYOR OR DESIGNEE TO EXECUTE GRANT AGREEMENTS FOLLOWING COUNTY ATTORNEY APPROVAL OF FORM AND LEGAL SUFFICIENCY AND TO EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN (Cultural Affairs Council)

*Adopted**Resolution R-523-08**Mover: Carlos A. Gimenez**Seconder: Jose "Pepe" Diaz**Vote: 12- 0**Absent: Souto*

4/17/2008 *Forwarded to BCC with a favorable recommendation from the Airport and Tourism Committee*

10B1C

080961 Resolution

RESOLUTION AUTHORIZING THE APPROVAL OF THIRTY-TWO (32) GRANTS FROM THE DEPARTMENT OF CULTURAL AFFAIRS FY 2007-2008 COMMUNITY GRANTS PROGRAM -THIRD QUARTER WITH BOYS & GIRLS CLUBS OF MIAMI, INC.; COMMUNITY CONCERT ASSOCIATION, INC. A/F/A FOR PINECREST PLAYERS, INC.; DADE COMMUNITY FOUNDATION A/F/A MIMO BISCAYNE ASSOCIATION, INC.; EARTH LEARNING, INC.; EARTHMAN PROJECT, INC.; THE FLORIDA INTERNATIONAL UNIVERSITY BOARD OF TRUSTEES, THE, FOR THE BENEFIT OF DEPARTMENT OF ENGLISH; FLORIDA INTERNATIONAL UNIVERSITY BOARD OF TRUSTEES, THE, FOR THE BENEFIT OF THE CUBAN RESEARCH INSTITUTION; FLORIDA INTERNATIONAL UNIVERSITY BOARD OF TRUSTEES, THE, FOR THE BENEFIT OF THE SCHOOL OF ART AND ART HISTORY; FLORIDA STORYTELLING ASSOCIATION, INC.; FRIENDS OF THE YOUNG MUSICIANS CAMP, INC.; GALATA, INC.; GREATER MIAMI BILLFISH TOURNAMENT; HAITIAN AMERICAN YOUTH ORGANIZATION, INC.; HAITIAN AMERICAN YOUTH TASK FORCE, INC.; HISPANIC-AMERICAN LYRIC THEATRE, INC. A/F/A EXPECTATION ARTIST PRODUCTIONS; HISPANIC-AMERICAN LYRIC THEATRE, INC. A/F/A IDUNA LITERARIA; HISPANIC-AMERICAN LYRIC THEATRE, INC. A/F/A MARTI PRODUCTIONS; HOLOCAUST DOCUMENTATION AND EDUCATION CENTER, INC.; KINAD, INC.; MASTER CHORALE OF SOUTH FLORIDA, INC.; MIAMI DANCE PROJECT, INC.; MIAMI OVERSEAS CHINESE ASSOCIATION, INC.; MIAMI RIVER FUND, INC. DBA MIAMI RIVER COMMISSION; MIAMI-DADE PUBLIC LIBRARY FOUNDATION, INC.; MICHAEL ANN RUSSELL JEWISH COMMUNITY CENTER; MYSTERY PARK ARTS DBA SOBE MUSIC INSTITUTE; NATIONAL ART EXHIBITIONS BY THE MENTALLY ILL, INC.; NEW WORLD FESTIVAL, INC.; SOCIEDAD CULTURAL SANTA CECILIA, INC.; ST. PATRICK'S DAY COMMITTEE, INC.; TALENT ARTISTIC JUVENILE, INC.; TEMPLE BETH SHOLOM AND ARTS FESTIVAL, INC.; AND AUTHORIZING THE COUNTY MAYOR OR DESIGNEE TO EXERCISE THE CANCELLATION PROVISIONS CONTAINED THEREIN (Cultural Affairs Council)

*Adopted**Resolution R-524-08**Mover: Carlos A. Gimenez**Seconder: Jose "Pepe" Diaz**Vote: 12- 0**Absent: Souto*

4/14/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

FINAL OFFICIAL

10C1A

081072 Resolution

RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE, THROUGH THE MIAMI-DADE COUNTY HOMELESS TRUST, TO ISSUE A REQUEST FOR APPLICATIONS AND ENTER INTO A CONTRACT FOR A DEVELOPMENT PARTNER TO DEVELOP 52 ACRES OF PROPERTY AS HOUSING FOR HOMELESS/FORMERLY HOMELESS FAMILIES, A PRODUCE/LANDSCAPE NURSERY, AND FARMER'S MARKET (Dade County Homeless Trust)

Adopted
Resolution R-525-08
Mover: Joe A. Martinez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/16/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

10G1A

081121 Resolution

RESOLUTION AUTHORIZING THE PUBLIC HEALTH TRUST TO DEMOLISH PROPERTY DESCRIBED AS TWO ABANDONED RESIDENTIAL BUILDINGS AND ONE STORAGE SHED LOCATED AT 20201 N.W. 37TH AVENUE, WITHIN THE JACKSON NORTH COMMUNITY MENTAL HEALTH CENTER PROPERTY (Public Health Trust)

Adopted
Resolution R-526-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/17/2008 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

10L1A

081119 Resolution

RESOLUTION APPROVING IMPLEMENTING ORDER 2-8 ESTABLISHING EXPEDITED PROCESS FOR DISPOSITION OF ALLEGED VIOLATIONS OF ETHICAL CAMPAIGN PRACTICES ORDINANCE (Commission on Ethics)

Adopted
Resolution R-527-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/17/2008 Forwarded to BCC with a favorable recommendation from the Health and Public Safety Committee

10L1A SUPPLEMENT

081386 Supplement

SUPPLEMENTAL INFORMATION RE: EXPEDITED PROCESS FOR DISPOSITION OF ALLEGED VIOLATIONS OF ETHICAL CAMPAIGN PRACTICES ORDINANCE

Accepted
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

11 COUNTY COMMISSION

11A RESOLUTIONS

FINAL OFFICIAL

11A1

081011 Resolution Bruno A. Barreiro

RESOLUTION DIRECTING COUNTY MAYOR OR HIS
DESIGNEE TO NEGOTIATE GRANT AGREEMENT
BETWEEN COUNTY AND NEW WORLD SYMPHONY TO
PROVIDE CAPITAL GRANT TO FUND DEVELOPMENT OF
NEW EXPANDED CAMPUS FOR NEW WORLD SYMPHONY
IN AN AMOUNT OF \$27,000,000 TO BE FUNDED
ANNUALLY FROM LEGALLY AVAILABLE CONVENTION
DEVELOPMENT TAX FUNDS UNTIL PAID IN FULL AND TO
PRESENT SUCH GRANT AGREEMENT TO THE BOARD FOR
ITS CONSIDERATION

Amended

Report: (See Agenda Item 11A1 Amended; Legislative File No. 081510 for the amended version)

4/14/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

11A1 AMENDED

081510 Resolution Bruno A. Barreiro

RESOLUTION DIRECTING COUNTY MAYOR OR HIS
DESIGNEE TO NEGOTIATE GRANT AGREEMENT
BETWEEN COUNTY AND NEW WORLD SYMPHONY TO
PROVIDE CAPITAL GRANT TO FUND DEVELOPMENT OF
NEW EXPANDED CAMPUS FOR NEW WORLD SYMPHONY
IN AN AMOUNT OF \$27,000,000 TO BE FUNDED IN
ANNUAL INCREMENTS FROM LEGALLY AVAILABLE
CONVENTION DEVELOPMENT TAX FUNDS UNTIL PAID IN
FULL AND TO PRESENT SUCH GRANT AGREEMENT TO
THE BOARD FOR ITS CONSIDERATION [SEE ORIGINAL
ITEM UNDER FILE NO. 081011]

*Adopted as amended
Resolution R-528-08
Mover: Jose "Pepe" Diaz
Seconder: Bruno A. Barreiro
Vote: 11- 0
Absent: Souto, Martinez*

Report: The foregoing proposed resolution was adopted as amended to change the wording "\$27,000,000 funded annually" to "\$27,000,000 funded in annual increments" in both the body and the title of this resolution.

11A2

081262 Resolution Bruno A. Barreiro

RESOLUTION APPOINTING MEMBERS TO THE
COMMUNITY AFFORDABLE HOUSING STRATEGIES
ALLIANCE (CAHSA) [SEE ORIGINAL ITEM UNDER FILE
NO. 081180]

*Deferred to no date certain
Mover: Bruno A. Barreiro
Seconder: Rebeca Sosa
Vote: 7- 0
Absent: Rolle, Edmonson,
Sorenson, Souto, Martinez, Diaz*

4/16/2008 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Economic Development and Human Services Committee

11A3

081040 Resolution Carlos A. Gimenez

RESOLUTION DIRECTING THE MAYOR OR HIS DESIGNEE TO PROVIDE A REPORT REGARDING THE REVENUES AND EXPENDITURES OF THE COUNTY RELATED TO THE SLOT MACHINE REFERENDUM IN 2005 AND ANTICIPATED SLOT MACHINE REVENUES FROM FUTURE GAMING, INCLUDING THE POSSIBLE CREATION OF A TRUST FUND FOR SLOT MACHINE REVENUES

Adopted
Resolution R-529-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/15/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

11A4

081172 Resolution Carlos A. Gimenez

RESOLUTION AUTHORIZING PLACEMENT OF A COMMEMORATIVE PLAQUE AT THE GARDENS OF THE KEY BISCAIYNE BRANCH LIBRARY TO HONOR THE CONTRIBUTIONS OF ELLEN MERRITT [SEE ORIGINAL ITEM UNDER FILE NO. 080876]

Adopted
Resolution R-530-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/14/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

11A5

**081000 Resolution Carlos A. Gimenez,
Rebeca Sosa,
Audrey M. Edmonson**

RESOLUTION EXPRESSING SUPPORT FOR THE OUTSTANDING WORK OF CITY YEAR IN IMPROVING THE LIVES OF THIS NATION'S YOUTH

Adopted
Resolution R-531-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/16/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

FINAL OFFICIAL

11A6

081220 Resolution Carlos A. Gimenez

RESOLUTION REQUIRING A REPORT FROM THE MAYOR OR HIS DESIGNEE REGARDING THE FINANCIAL AND OPERATIONAL STATUS OF THE COUNTY'S SELF-FUNDED MEDICAL PROGRAM, WHICH REPORT SHALL INCLUDE RECOMMENDATIONS FROM THE COUNTY'S INSURANCE CONSULTANTS, A STATEMENT CONCERNING THE NEED FOR AN ACTUARIAL STUDY, AND RECOMMENDATIONS FOR POTENTIAL COST-SAVINGS BY REBIDDING THE COUNTY'S LIFE, DENTAL AND/OR VISION PROGRAMS [SEE ORIGINAL ITEM UNDER FILE NO. 080977]

Adopted
Resolution R-532-08
Mover: Carlos A. Gimenez
Seconder: Barbara J. Jordan
Vote: 7- 0
Absent: Rolle, Edmonson, Sorenson, Souto, Martinez, Diaz

Report: Commissioner Seijas directed questions to Commissioner Gimenez as to whether the vision and dental insurance could be bid out again, and how the fund would be structured.

Commissioner Gimenez explained the intent of this item was to solicit the County Mayor's recommendation on whether the County should re-bid the Group Life Dental and Visual at the end of the three-year period. He noted it also requested the County Manager to provide a status report by August 15, 2008, on the County's savings once self-funded, to provide a basis for what would be needed the next fiscal year.

Commissioner Seijas expressed concern with there being less than a full year left to make that assessment.

Commissioner Gimenez noted that issue was discussed during the committee process when the deadline for the report was changed from 30 days to August 15, 2008 to allow the Administration more time to make the assessment. He noted some kind of estimate was needed to budget for the next fiscal year.

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

4/15/2008 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Budget and Finance Committee

11A7

081137 Resolution Barbara J. Jordan

RESOLUTION DIRECTING THE COUNTY MAYOR OR HIS DESIGNEE TO FILE THE NECESSARY COMPREHENSIVE DEVELOPMENT MASTER PLAN (CDMP) AMENDMENTS PERTAINING TO THE LANDMARK PROPERTY IN THE APRIL 2008 CYCLE AND TO PRESENT A PLAN OF ACTION TO IMPLEMENT THE CONCEPTUAL PLAN FOR THE DEVELOPMENT OF THE LANDMARK PROPERTY AS ACCEPTED BY THE COMMUNITY

Adopted
Resolution R-533-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/15/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

FINAL OFFICIAL

11A8

081136

Resolution

Barbara J. Jordan,
Bruno A. Barreiro,
Audrey M. Edmonson,
Sally A. Heyman,
Joe A. Martinez,
Katy Sorenson,
Sen. Javier D. Souto,
Carlos A. Gimenez,
Jose "Pepe" Diaz

RESOLUTION CALLING SPECIAL ELECTION IN MIAMI-DADE COUNTY, FLORIDA IN CONJUNCTION WITH A STATEWIDE ELECTION TO BE HELD ON TUESDAY, AUGUST 26, 2008 FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF MIAMI-DADE COUNTY THE QUESTION OF WHETHER TO RENEW THE CHILDREN'S TRUST, THE INDEPENDENT SPECIAL DISTRICT FOR CHILDREN'S SERVICES, AND CONTINUE TO LEVY AN ANNUAL AD VALOREM TAX NOT TO EXCEED ONE-HALF (1/2) MILL AS REQUIRED BY SECTION 1.01 (A) (11) OF THE HOME RULE CHARTER

Adopted
Resolution R-534-08
Mover: Barbara J. Jordan
Seconder: Audrey M. Edmonson
Vote: 10- 0
Absent: Moss, Souto, Martinez

Report: Commissioner Jordan commended Mr. David Lawrence for his leadership in creating the Children's Trust Fund (CTF), which was due to sunset. She noted the CTF was the only foundation in Miami-Dade County that dedicated its revenues solely to the welfare of children.

Mr. David Lawrence commended Commissioner Jordan for her efforts contributed to the CTF. He noted the CTF was a significant anti-violence effort that provided after-school care and summer camp for thousands of children, and invested \$15 million for children with special needs. He noted if approved by voters on August 26, 2008, the CTF would become a great legacy for the future of this community, and would provide health teams in 164 public schools by this August (2008), compared to the 19 nurses and 24 health clinics of two years ago. He expressed his appreciation to the Board for their support of the CTF.

Commissioner Jordan noted a number of colleagues agreed to co-sponsor this item, and she welcomed the co-sponsorship of others who had not yet committed their support.

Commissioner Sorenson expressed appreciation to Mr. Lawrence for his efforts with the CTF. She noted much had resulted in this community as a result of the CTF, which was greatly needed and she would join the campaign to see it continue.

Commissioner Sosa commended the legal department for the way they worded the ballot question, which allowed the public to know step-by-step what had been accomplished.

Commissioner Diaz asked to be added as a co-sponsor to this resolution.

Chairman Barreiro and Commissioner Gimenez noted they were proud to be co-sponsors, and would be supporting the campaign.

FINAL OFFICIAL

4/16/2008 Forwarded to BCC with a favorable recommendation from the Economic Development and Human Services Committee

11A9

080914 Resolution Natacha Seijas

RESOLUTION DIRECTING THE COUNTY ATTORNEY'S OFFICE TO BRING LEGAL ACTION AGAINST THE OWNER AND/OR ANY RESPONSIBLE PARTY WITH RESPECT TO THE PROPERTY LOCATED AT 19431 EAST LAKE DRIVE, MIAMI, FLORIDA, FOR COUNTY CODE VIOLATIONS EXISTING ON THE PROPERTY, AUTHORIZING THE COUNTY ATTORNEY TO BRING SUIT AND TO COMPROMISE AND RESOLVE THE ACTION IN A MANNER THAT IS IN THE BEST INTEREST OF THE COUNTY

*Adopted
Resolution R-535-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 8- 0
Absent: Rolle, Sosa, Souto,
Martinez, Seijas*

4/15/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

11A10

080756 Resolution Rebeca Sosa

RESOLUTION APPROVING THE CODESIGNATION OF THE CORNER OF W. FLAGLER STREET AND LEJEUNE ROAD IN HONOR OF ARISTIDES SASTRE

*Adopted
Resolution R-536-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/15/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

11A11

081296

Resolution

Rebeca Sosa,
Dorrin D. Rolle

RESOLUTION APPROVING ALLOCATIONS TO EACH COMMISSION DISTRICT OF \$10,592,307 FROM BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM PROJECT NUMBER 249 - "PRESERVATION OF AFFORDABLE HOUSING UNITS AND EXPANSION OF HOME OWNERSHIP" TO FUND DEVELOPMENT OF AFFORDABLE HOUSING UNITS [SEE ORIGINAL ITEM UNDER FILE NO. 080889]

Adopted
Resolution R-537-08
Mover: Rebeca Sosa
Seconder: Dennis C. Moss
Vote: 5- 2
No: Jordan, Seijas
Absent: Rolle, Edmonson,
Sorenson, Souto, Martinez, Diaz

Report: *Commissioner Moss noted the intent of this resolution was to divide the total allocation of General Obligation Bond (GOB) funds for affordable housing among the 13 Commission Districts, and to have each District Commissioner determine how those resources would be spent on affordable housing.*

Commissioner Heyman questioned whether the Building Department would set the standards for useful life of an asset and whether the infrastructure and/or trailers in mobile home parks could constitute a capital improvement option for affordable housing.

Assistant County Attorney Bonzon-Keenan noted the reference to useful life pertained to debt issuance, and a project with a low or insufficient useful life could not be considered a capital asset to secure debt. She noted capital cost was the threshold and, depending on whether the project recommended was for construction or the acquisition of a mobile home park, the bond council would determine the useful life of the asset.

Commissioner Heyman noted her primary concern was the displacement of residents of closed mobile home parks. She expressed concern that the funds allocated would be insignificant compared to the costs associated with the area.

Commissioner Seijas stated, although this resolution was well intended, she did not support it because she felt it was divisive and would not help those communities that need the most help.

Vice Chairwoman Jordan expressed concern with staff not responding to the Board's request for a recommended housing priority and guidelines for spending these resources. She noted she would not support this item because the Board needed to know how best to spend the housing dollars countywide to effectuate change without being parochial.

Commissioner Gimenez stated he agreed, philosophically, with Commissioner Seijas' comments, but spoke in support of this item on behalf of his constituents.

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

4/15/2008 Forwarded to BCC with a favorable recommendation with committee amendment(s) from the Governmental Operations and Environment Committee

FINAL OFFICIAL

11A12

080812 Resolution County Commission

RESOLUTION APPROVING AN INTERLOCAL AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE CITY OF HOMESTEAD IN CONNECTION WITH THE PROPOSED ANNEXATION BY THE CITY OF HOMESTEAD; AUTHORIZING THE COUNTY MAYOR TO EXECUTE THE AGREEMENT IN SUBSTANTIALLY THE FORM ATTACHED AND TAKE ANY ACTION REQUIRED BY THE COUNTY HEREIN [SEE AGENDA ITEM NO. 7(E)]

*Adopted
Resolution R-538-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/15/2008 *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

11A13

081028 Resolution Bruno A. Barreiro

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE APRIL 30 - MAY 4, 2008 BOTS IQ NATIONAL ROBOTICS COMPETITION SPONSORED BY BOTS IQ, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$2,625.00 TO BE FUNDED FROM THE DISTRICT 5 IN-KIND RESERVE FUND

*Adopted
Resolution R-539-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/14/2008 *Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee*

11A14

081025 Resolution Jose "Pepe" Diaz

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE TRANSIT AGENCY FOR THE MARCH 28, 2008 MILITARY FAMILIARIZATION TOUR EVENT SPONSORED BY THE GREATER MIAMI CHAMBER OF COMMERCE, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$580.00 TO BE FUNDED FROM THE DISTRICT 12 IN-KIND RESERVE FUND

*Adopted
Resolution R-540-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/16/2008 *Forwarded to BCC with a favorable recommendation from the Transit Committee*

FINAL OFFICIAL

11A18

081041 Resolution Sally A. Heyman

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE WATER AND SEWER DEPARTMENT FOR THE FEBRUARY 24, 2008 SPECIAL OLYMPICS SUMMER GAMES 2008 SPONSORED BY THE SPECIAL OLYMPICS FLORIDA, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$133.00 TO BE FUNDED FROM THE DISTRICT 4 IN-KIND RESERVE FUND

*Adopted
Resolution R-544-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/15/2008 Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

11A19

081023 Resolution Sally A. Heyman

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE MARCH 29-30, 2008 SURFSIDE ART FESTIVAL SPONSORED BY THE TOWN OF SURFSIDE, A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$3,066.00 TO BE FUNDED FROM THE DISTRICT 4 IN-KIND RESERVE FUND

*Adopted
Resolution R-545-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/14/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

11A20

081034 Resolution Barbara J. Jordan

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT AND DEPARTMENT OF SOLID WASTE MANAGEMENT FOR THE MARCH 28-29, 2008 RELAY FOR LIFE OF NORTHWEST DADE SPONSORED BY THE AMERICAN CANCER SOCIETY, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$1,542.00 TO BE FUNDED FROM THE DISTRICT 1 IN-KIND RESERVE FUND

*Adopted
Resolution R-546-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/15/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

FINAL OFFICIAL

11A21

081031 Resolution Joe A. Martinez, Carlos A. Gimenez

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT, THE MIAMI-DADE FIRE RESCUE DEPARTMENT, AND THE MIAMI-DADE AVIATION DEPARTMENT FOR THE APRIL 19-20, 2008 SUNRISE COMMUNITY HOT AIR BALLOON RACE SPONSORED BY SUNRISE COMMUNITY PROMOTIONS, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$5,202.00 TO BE FUNDED IN PART FROM THE COUNTYWIDE IN-KIND RESERVE FUND AND IN PART FROM THE NON-AD VALOREM PORTION OF THE FIRE RESCUE IN-KIND RESERVE FUND

Adopted Resolution R-547-08 Mover: Carlos A. Gimenez Seconder: Jose "Pepe" Diaz Vote: 12- 0 Absent: Souto

4/15/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

11A22

081045 Resolution Dennis C. Moss

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE TRANSIT AGENCY FOR THE MARCH 5, 2008 MIAMI HEAT BASKETBALL GAME SPONSORED BY THE SOUTHRIDGE I AND II RESIDENT COUNCIL, INC. A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$440.00 TO BE FUNDED FROM THE DISTRICT 9 IN-KIND RESERVE FUND

Adopted Resolution R-548-08 Mover: Carlos A. Gimenez Seconder: Jose "Pepe" Diaz Vote: 12- 0 Absent: Souto

4/16/2008 Forwarded to BCC with a favorable recommendation from the Transit Committee

11A23

081024 Resolution Dennis C. Moss

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE MARCH 23, 2008 COMMUNITY WEEKEND SPONSORED BY COMMUNITY EMPOWERMENT AND OUTREACH, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$2,160.00 TO BE FUNDED FROM THE DISTRICT 9 IN-KIND RESERVE FUND

Adopted Resolution R-549-08 Mover: Carlos A. Gimenez Seconder: Jose "Pepe" Diaz Vote: 12- 0 Absent: Souto

4/14/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

FINAL OFFICIAL

11A24

081049 Resolution Dennis C. Moss

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE MARCH 15, 2008 WALK/RUN EVENT SPONSORED BY THE JUVENILE DIABETES RESEARCH FOUNDATION INTERNATIONAL, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$21,775.00 TO BE FUNDED FROM THE COUNTYWIDE IN-KIND RESERVE FUND

Adopted
Resolution R-550-08
Mover: Carlos A. Gimenez
Second: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/14/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

11A25

081051 Resolution Katy Sorenson

RESOLUTION AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT FOR THE JULY 4, 2008 41ST ANNUAL FOURTH OF JULY CELEBRATION SPONSORED BY THE GFWC WHISPERING PINES WOMAN'S CLUB, INC. A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$926.00 TO BE FUNDED FROM THE DISTRICT 8 IN-KIND RESERVE FUND

Adopted
Resolution R-551-08
Mover: Carlos A. Gimenez
Second: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/14/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

11A26

081053 Resolution Rebeca Sosa

RESOLUTION AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT AND THE MIAMI-DADE ELECTIONS DEPARTMENT FOR THE MARCH 1, 2008 RELAY FOR LIFE SPONSORED BY THE CITY OF MIAMI SPRINGS AND THE AMERICAN CANCER SOCIETY, INC., NOT-FOR-PROFIT ORGANIZATIONS, IN AN AMOUNT NOT TO EXCEED \$1,840.00 TO BE FUNDED FROM THE DISTRICT 6 IN-KIND RESERVE FUND

Adopted
Resolution R-552-08
Mover: Carlos A. Gimenez
Second: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/15/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

11A27

081055 Resolution Rebeca Sosa

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE TRANSIT AGENCY FOR THE APRIL 12, 2008 HISTORICAL BUS TOUR EVENT SPONSORED BY THE MIAMI SPRINGS HISTORICAL SOCIETY, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$325.00 TO BE FUNDED FROM THE DISTRICT 6 IN-KIND RESERVE FUND

Adopted
Resolution R-553-08
Mover: Carlos A. Gimenez
Second: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/16/2008 Forwarded to BCC with a favorable recommendation from the Transit Committee

FINAL OFFICIAL

11A28

081064 Resolution Jose "Pepe" Diaz

RESOLUTION DECLARING ONE 1993 INTERNATIONAL RESCUE VEHICLE SURPLUS AND AUTHORIZING ITS DONATION TO THE CITY OF SWEETWATER POLICE DEPARTMENT

*Adopted
Resolution R-554-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

4/15/2008 Forwarded to BCC with a favorable recommendation from the Budget and Finance Committee

11A29

081212 Resolution Rebeca Sosa

RESOLUTION APPROVING THE ALLOCATION OF FY 2007-2008 DISTRICT 6 OFFICE BUDGET FUNDS

Withdrawn

Report: (See Agenda Item 11A29 Substitute, Legislative File No. 081402)

11A29 SUBSTITUTE

081402 Resolution Rebeca Sosa

RESOLUTION APPROVING THE ALLOCATION OF FY 2007-2008 DISTRICT 6 OFFICE BUDGET FUNDS [SEE ORIGINAL ITEM UNDER FILE NO. 081212]

*Adopted
Resolution R-555-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

11A30

081243 Resolution Rebeca Sosa

RESOLUTION APPROVING THE ALLOCATION OF FY 2007-2008 DISTRICT DISCRETIONARY RESERVE FUNDS OF DISTRICT 6

*Adopted
Resolution R-556-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto*

11A31

073792 Resolution Sally A. Heyman

RESOLUTION DIRECTING COUNTY MAYOR TO INCORPORATE DATA ON STUDENT ENROLLMENT IN PRIVATE SCHOOLS, CHARTER SCHOOLS, AND MAGNET SCHOOLS IN CALCULATION OF STUDENT GENERATION RATES FOR RESIDENTIAL DEVELOPMENT

Amended

Report: (See Agenda Item 11A31 Amended; Legislative File No. 081529 for the amended version)

1/18/2008 Forwarded to BCC without a recommendation from the Governmental Operations and Environment Committee

3/4/2008 Deferred by the Board of County Commissioners

11A31 AMENDED

081529

Resolution

Sally A. Heyman

RESOLUTION DIRECTING COUNTY MAYOR TO
INCORPORATE DATA ON STUDENT ENROLLMENT IN
PRIVATE SCHOOLS, CHARTER SCHOOLS, AND MAGNET
SCHOOLS IN CALCULATION OF STUDENT GENERATION
RATES FOR RESIDENTIAL DEVELOPMENT [SEE ORIGINAL
ITEM UNDER FILE NO. 073792]

*Adopted as amended
Resolution R-557-08
Mover: Sally A. Heyman
Seconder: Carlos A. Gimenez
Vote: 7- 0
Absent: Rolle, Edmonson,
Sorenson, Souto, Martinez, Diaz*

Report: *Commissioner Moss questioned how private schools could be factored into the process for determining capacity and impact, if students attending private schools resided in other areas.*

Commissioner Heyman distributed a proposed amended item with new language to Board members through the County Attorney and noted the new language was to be used as reference only to a concurrency management system and as a measuring tool. She noted all private, charter, and magnet schools were licensed and registered with seats and capacity, and the 2000 U.S. Census revealed an increasing number of students now attending private schools. She noted she felt this information was important input for residential development since calculations already existed. Commissioner Heyman noted the County already used the South Florida Regional Planning for Charter Schools as a reference tool, because no boundaries had been set as to where a child lived and attended school.

Assistant County Attorney Joni Armstrong-Coffey clarified she believed the intent of the revised version, provided by Commissioner Heyman, was to address the Student Generation Multiplier. She noted its language was designed to ask staff to obtain more detail on students attending traditional public, charter, magnet or private schools in areas specific, rather than countywide, to enable the Board to incorporate this information into the student generation multiplier, if desired.

In response to Commissioner Moss' question whether further steps would be needed by the Board once staff obtained this information; Assistant County Attorney Armstrong-Coffey stated she believed the Student Generation Multiplier would not need to come back before the Board, unless the Board desired so.

Commissioner Moss noted his primary concern was how to make a valid determination of capacity and impact to educational facilities when considering new development.

Commissioner Heyman clarified this was not a calculation and was not to implement a particular procedure, but to serve as an information gathering tool for providing a better understanding of the total concurrency management system, and to have staff come back to the Board with numbers for consideration. She pointed out various pockets within districts, countywide, where children were calculated in the residential formula who were not attending public schools.

Responding to Commissioner Seijas' question regarding how this resolution would impact the Interlocal Agreement that the County was now in the process of working out with the School System, Assistant County Attorney Armstrong-Coffey noted the Student Generation Multiplier was only referenced in the Interlocal Agreement, not an exact number, and the County would have to reach an agreement with the School Board as to how it worked.

Hearing no further questions or comment, the Board voted to adopt the foregoing proposed resolution as amended, as follows:

-to delete the second and third paragraphs on handwritten page 3, and insert the following language: "WHEREAS, an essential component of the public school concurrency management system is the Student Generation Multiplier-

the formula, developed by the Miami-Dade County Department of Planning & Zoning in consultation with Miami-Dade County Public Schools, that is used to project the number of public school students generated by a residential development and thereby estimate the impact of the development on public schools in the area;"

-to delete the sixth paragraph on handwritten page 3 and insert the following language: "WHEREAS, the Student Generation Multiplier is based on data derived from the United States Census concerning the attendance of school-age children at public schools;"

- to delete the second paragraph on handwritten page 4 and insert the following language: "WHEREAS, anecdotal evidence suggests a trend since the 2000 U.S. Census for increasing numbers of school-age children to attend private, charter, or magnet schools rather than the public schools near their homes, and anecdotal evidence further suggests that the trend is not uniformed throughout Miami-Dade County but rather is more pronounced in some areas than others; and

WHEREAS, more data concerning this trend would be helpful in determining whether and how to revise the Student Generation Multiplier to more accurately assess the impacts of residential development on public school facilities and to more accurately account for those impacts in the public school concurrency management system, in the assessment of impact fees, and in the application of zoning and other applicable land development regulations"

-to delete lines 3 thru 6 of the third paragraph on handwritten page 4 and insert the following language: "...directs the County Mayor or designee to review data concerning attendance of school-age children in private, charter, and magnet schools as well as traditional public schools since the 2000 U.S. Census and, if feasible, revise the Student Generation Multiplier to better account for students who attend private, charter, and magnet schools, including accounting for differences among the various areas of Miami-Dade County concerning the proportion of students attending such schools.

11A32

081241

Resolution

Natacha Seijas

RESOLUTION APPROVING THE ALLOCATION OF FY 2007-2008 DISTRICT 13 OFFICE BUDGET FUNDS AND RESCINDING PREVIOUS ALLOCATION TO MIAMI-DADE PARKS AND RECREATION

Adopted
Resolution R-558-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

11 B

ADDITIONAL BUDGET ALLOCATIONS

11B1

081489 Report

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

Approved
Mover: Carlos A. Gimenez
Seconder: Dennis C. Moss
Vote: 7- 0
Absent: Rolle, Edmonson,
Sorenson, Souto, Martinez, Diaz

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

\$1,000 to JESCA, Inc. (In support of its 83rd Annual Dinner/Honoring the Retirement of Commissioner Dorrin Rolle)

\$500 to North County Citizens Association, Inc. (for their 2008 Profile in Giving Gala)

\$1,000 to Omega Psi Phi Fraternity, Inc. (to support the Pi Nu Chapter's Ninth Annual Purple and Gold Gala)

\$500 to Girl Power (for sponsorship of 20 young ladies from District 1 to attend the stage play "Shakin the Mess Outta Misery")

11B2

081490 Report

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

Approved
Mover: Carlos A. Gimenez
Seconder: Dennis C. Moss
Vote: 7- 0
Absent: Rolle, Edmonson,
Sorenson, Souto, Martinez, Diaz

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 Hands on Miami

\$3,000 to Switchboard of Miami, Inc.

\$2,000 to Dade County Dental Research Clinic d/b/a Community Smiles

\$2,000 to The PBA Love Fund

\$1,500 to Brownsville Middle School (Re: School-wide Field Day)

\$1,500 to School for Applied Technology

\$1,000 to City of Miami Model City N.E.T. (Re: 7th Annual Juneteenth Cultural Celebration)

\$1,000 to The James E. Scott Community Association, Inc.

11B3

081491 ReportREIMBURSEMENT FROM COMMUNITY-BASED
ORGANIZATION - OFFICE FUNDS (DISTRICT 4)

Approved
Mover: Carlos A. Gimenez
Seconder: Dennis C. Moss
Vote: 7- 0
Absent: Rolle, Edmonson,
Sorenson, Souto, Martinez, Diaz

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

\$385 from Aventura – NMB Lions
\$500 from Sunny Isles Beach Democratic Club
\$40 from North Miami Mayors Economic Task Force
\$85 from Greater Miami Jewish Federation
\$110 from Association of Retarded Citizens of South Florida
\$500 from March of Dimes
\$100 from Crystal Spring Water
\$1,000 from Miami Lighthouse for the Blind

11B4

081492 ReportALLOCATION OF (FY) 2007/08 DISTRICT DISCRETIONARY
RESERVE FUNDS (DISTRICT 4)

Approved
Mover: Carlos A. Gimenez
Seconder: Dennis C. Moss
Vote: 7- 0
Absent: Rolle, Edmonson,
Sorenson, Souto, Martinez, Diaz

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

\$5,000 to Alliance for Aging, Inc.
\$5,000 to The Barton G. KIDS HEAR NOW Foundation (to benefit the Thomas J. Balkany Cochlear Implant Center at the University of Miami Miller School of Medicine)
\$500 to Cystic Fibrosis Foundation – South Florida Office
\$10,000 to Team Metro Northeast (for District 4 home rehab program to be administrated by Team Metro Northeast Office)
\$7,500 to I Have A Dream Foundation of Miami, Inc.
\$1,000 to Recording for Blind & Dyslexic (RFB&D)
\$300 to World Literacy Crusade & Girl Power
\$5,000 to Hands On Miami
\$1,500 to Museum of Contemporary Art (MOCA)

11B5

081493 Report

ALLOCATION OF (FY) 2007/08 DISTRICT OFFICE FUNDS
(DISTRICT 5)

Approved
Mover: Carlos A. Gimenez
Seconder: Dennis C. Moss
Vote: 7-0
Absent: Rolle, Edmonson,
Sorenson, Souto, Martinez, Diaz

Report: *The following funding allocations were made from fiscal year (FY) 2007/08 District 5 Office Funds as requested by Chairman Barreiro.*

\$1,000 to Human Services Coalition for 8th Annual Theater Event
\$10,000 to Liga Contra el Cancer

11B6

081494 Report

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

Approved
Mover: Carlos A. Gimenez
Seconder: Dennis C. Moss
Vote: 7-0
Absent: Rolle, Edmonson,
Sorenson, Souto, Martinez, Diaz

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

\$7,500 to Cocoanut Grove Village Council
\$7,500 to Rebuilding Together, Miami Dade County
\$300 to Friends of Prime Time Seniors
\$1,000 to Mast Academy: Under the Radar Awards

11B7

081495 Report

ALLOCATION OF CARRY-OVER OFFICE FUNDS (DISTRICT 8)

Approved

Mover: Carlos A. Gimenez

Seconder: Dennis C. Moss

Vote: 7- 0

*Absent: Rolle, Edmonson,
Sorenson, Souto, Martinez, Diaz*

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

\$400 to Citizens' Crime Watch of Miami-Dade (Funding for 33rd Annual Award Banquet)

\$1,050 to City of Homestead (Demonstration Xeriscape Project)

\$2,500 to Hispanic Coalition (Funding for the Telemundo Foreclosure Mobile)

For the record, Commissioner Sorenson requested to add an additional \$8,500 to the allocation made to the Community Action Agency – Howard Community Connection Water Project on December 20, 2007, from her County Services Reserve Funds.

11B8

081496 ReportALLOCATION OF (FY) 2007/08 DISTRICT DISCRETIONARY
RESERVE FUNDS (DISTRICT 7)*Approved**Mover: Carlos A. Gimenez**Second: Dennis C. Moss**Vote: 7- 0**Absent: Rolle, Edmonson,**Sorenson, Souto, Martinez, Diaz***Report:** *The following funding allocations were made from fiscal year (FY) 2007/08 District 9 Discretionary Reserve Funds as requested by Commissioner Moss.**\$1,000 to The James E. Scott Community Association, Inc. for a table of ten 91) towards the 83rd Annual Dinner**\$1,000 to South Dade Male Chorus Union, Inc., for program support**\$1,000 to Albany State University Miami Alumni Chapter for Scholarship Breakfast**\$1,000 to Pi NU Chapter of Omega PSI Fraternity, Inc. for the 9th Annual Purple & Gold Ball**\$1,000 to The Hard Knocks Foundation for a college tour**\$1,000 to South Dade Soil & Water Conservation District for operational support**\$1,000 to South Miami-Dade Weed and Seed Coalition, Inc., for program support**\$1,000 to Miami/Bahamas Goombay Festival in Coconut Grove, Inc., towards the 32nd Annual Goombay Festival**\$500 to The Advocate Program, Inc., for the Homestead Senior Appreciation Day**\$500 to Naranja Optimist Club, Inc., for the "Christmas in July" event**\$600 to Goulds Plaza Resident Council, Inc., for program support**\$500 to Prodigal Son Ministry for "Voting & Outreach Through Entertainment"**\$400 to Citizen's Crime Watch of Miami-Dade County for the purchase of a table on behalf of the Richmond Heights Crime Watch towards the 33rd Annual Citizen's Crime Watch Dinner**\$500 to Miami Killian JROTC Parent Booster Club for program support*

11B9

081497 ReportALLOCATION OF (FY) 2007/08 OFFICE BUDGET FUNDS
(DISTRICT 12)*Approved**Mover: Carlos A. Gimenez**Second: Dennis C. Moss**Vote: 7- 0**Absent: Rolle, Edmonson,**Sorenson, Souto, Martinez, Diaz***Report:** *The following funding allocation was made from fiscal year (FY) 2007/08 District 12 Office Budget Funds as requested by Commissioner Diaz.**\$2,275 to All Star Events for District 12 Mother's Day Celebration*

11C

REPORTS

12 **COUNTY MANAGER**

12A1

080909 **Resolution**

RESOLUTION AUTHORIZING EXECUTION OF A SETTLEMENT AGREEMENT AND MUTUAL RELEASE WITH A.C.T. SERVICES, INC., FOR WORK PERFORMED IN CONNECTION WITH THE CONSTRUCTION OF THE GOLDEN GLADES LIBRARY; AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (County Attorney, County Manager)

Adopted
Resolution R-559-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/14/2008 Forwarded to BCC with a favorable recommendation from the Recreation & Cultural Affairs Committee

12A2

081204 **Resolution**

RESOLUTION APPROVING THE SETTLEMENT AGREEMENT AND MUTUAL RELEASE BETWEEN MIAMI-DADE COUNTY AND WILLIAMS SCOTSMAN, INC., CIRCUIT COURT CASE NO. 04-26925 CA 13, IN THE AMOUNT OF \$75,000 TO MIAMI-DADE COUNTY AND AUTHORIZING MAYOR OR DESIGNEE TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY TO IMPLEMENT THE AGREEMENT (County Manager, County Attorney)

Adopted
Resolution R-560-08
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

FINAL OFFICIAL

12A3

081019 Resolution Natacha Seijas

RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE SETTLEMENT AGREEMENT SETTling ALL LEGAL CLAIMS AND COUNTERCLAIMS BETWEEN MIAMI-DADE COUNTY AND SOUTH FLORIDA RESOURCE CONSERVATION AND DEVELOPMENT COUNCIL, INC. IN CONNECTION WITH THE COOPERATIVE AGREEMENT DATED DECEMBER 27, 2000 (County Manager, County Attorney)

*Adopted
Resolution R-561-08
Mover: Natacha Seijas
Seconder: Dennis C. Moss
Vote: 7- 0
Absent: Rolle, Edmonson,
Sorenson, Souto, Martinez, Diaz*

Report: Commissioner Seijas noted this resolution pertained to a settlement agreement with the South Florida Resource Conservation and Development Council, Inc., and pointed out this was the second lawsuit filed by this entity. She noted the County consistently lost money and prestige from conducting business with this entity because of undesired business practices. She asked for clarification regarding an unsigned document.

Assistant County Attorney Richard Seavey noted this item was placed on the agenda pursuant to a Court mediation order before the settlement agreement had been signed. He noted it was now signed by council, and he had filed a copy of the signed document with the Clerk's Office.

Commissioner Moss asked Assistant County Attorney Richard Seavey to meet with him to discuss this pending lawsuit against the County, and identify ways to prevent similar claims in the future.

12B1

080872 Report

CONCEPTUAL STUDY OF BAY OF PIGS MUSEUM AND LIBRARY ON PARCEL "B" SITE (County Manager)

*Accepted
Mover: Natacha Seijas
Seconder: Dennis C. Moss
Vote: 7- 0
Absent: Rolle, Edmonson,
Sorenson, Souto, Martinez, Diaz*

4/14/2008 Report Received by the Recreation & Cultural Affairs Committee

12B2

081027 Report

SEAPORT DEPARTMENT QUARTERLY REPORT OF EXECUTED JOINT PARTICIPATION AGREEMENTS AND SUPPLEMENTAL JOINT PARTICIPATION AGREEMENTS BETWEEN JANUARY 1, 2008 AND MARCH 31, 2008 (County Manager)

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

4/16/2008 Report Received by the Transit Committee

12B3

081141 Report

CHICAGO CLIMATE EXCHANGE PROGRESS REPORT
(County Manager)

Accepted
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/15/2008 Report Received by the Governmental Operations and Environment Committee

12B4

081181 Report

RESOURCE CONSERVATION COMMITTEE ANNUAL
REPORT FY 2007 (County Manager)

Accepted
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

4/15/2008 Report Received by the Governmental Operations and Environment Committee

12B5

081307 Report

REPORT PROPOSED EXPENDITURES FOR THE LAW
ENFORCEMENT TRUST FUND (County Manager)

Accepted
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

12B6

080996 Report

REPORT ON RESOLUTION DIRECTING THE COUNTY
MANAGER TO STUDY THE FEASIBILITY OF LOCATING
AN OBSERVATION WHEEL, SIMILAR TO THE LONDON
EYE, AT THE PORT OF MIAMI (County Manager)

Accepted
Mover: Jose "Pepe" Diaz
Seconder: Bruno A. Barreiro
Vote: 11- 0
Absent: Souto, Martinez

4/16/2008 Report Received by the Transit Committee

12B7

081277 Report

FOLLOW-UP REPORT ON THE MODEL PROCESS FOR
SOLICITATION AND ALLOCATION OF FUNDING FOR
COMMUNITY BASED ORGANIZATION (REF R-420-08)
(County Manager)

Accepted
Mover: Jose "Pepe" Diaz
Seconder: Bruno A. Barreiro
Vote: 11- 0
Absent: Souto, Martinez

13 COUNTY ATTORNEY

14 ITEMS SUBJECT TO 4-DAY RULE

FINAL OFFICIAL

14A1

081299 **Resolution** **Dennis C. Moss,
Carlos A. Gimenez,
Rebeca Sosa**

RESOLUTION EXPRESSING SUPPORT FOR EMERGENCY
MEDICAL SERVICES WEEK MAY 18 - 24, 2008

*Adopted
Resolution R-562-08
Mover: Barbara J. Jordan
Seconder: Natacha Seijas
Vote: 7- 0
Absent: Rolle, Edmonson,
Sorenson, Souto, Martinez, Diaz*

Report: *Commissioner Sosa requested to be added as a co-sponsor to this resolution.*

14A2

081340 **Resolution** **Joe A. Martinez**

RESOLUTION APPROVING THE ALLOCATION OF FY 2007-
2008 DISTRICT 11 DISCRETIONARY RESERVE FUNDS AND
RESCINDING PREVIOUS ALLOCATION TO MIAMI-DADE
PARKS AND RECREATION

*Adopted
Resolution R-563-08
Mover: Barbara J. Jordan
Seconder: Natacha Seijas
Vote: 7- 0
Absent: Rolle, Edmonson,
Sorenson, Souto, Martinez, Diaz*

14A3

081433 **Resolution** **Rebeca Sosa,
Carlos A. Gimenez,
Bruno A. Barreiro,
Natacha Seijas,
Dennis C. Moss,
Barbara J. Jordan,
Sally A. Heyman**

RESOLUTION EXPRESSING SUPPORT FOR THE VICTIMS
OF HATE CRIMES AND PLEDGING THE SUPPORT OF THE
MIAMI-DADE COUNTY POLICE DEPARTMENT TO HELP
APPREHEND THOSE RESPONSIBLE FOR SUCH ACTS

*Adopted
Resolution R-564-08
Mover: Barbara J. Jordan
Seconder: Natacha Seijas
Vote: 7- 0
Absent: Rolle, Edmonson,
Sorenson, Souto, Martinez, Diaz*

Report: *Commissioner Sosa suggested the Administration send a copy of this resolution to those entities that suffered the most, as an expression of the Board's support for the community and zero tolerance for hate crimes against religions.*

Chairman Barreiro and Commissioners Moss, Jordan, Gimenez and Seijas asked to be added as co-sponsors to this resolution.

14A4

081438

Resolution

Barbara J. Jordan,
Dennis C. Moss,
Carlos A. Gimenez,
Bruno A. Barreiro,
Sally A. Heyman

RESOLUTION DIRECTING THE COUNTY MAYOR TO START A FOOD RELIEF DRIVE FOR HAITI; ENCOURAGING ALL COUNTY EMPLOYEES AND CITIZENS OF MIAMI-DADE COUNTY TO DONATE FOOD TO THE HAITIAN FOOD RELIEF DRIVE; AND DIRECTING THE MAYOR TO PARTNER WITH OTHER AGENCIES IN CARRYING OUT THE FOOD RELIEF DRIVE

Amended (pending receipt of Leg. File No. from CA)

Report: *Chairman Barreiro and Commissioners Moss, Jordan, and Gimenez asked to be added as co-sponsors to this resolution*

Commissioner Seijas expressed concern with including the International Trade Consortium (ITC) in the direction given to the County Mayor to work with relief organizations. She noted the ITC should not be involved because this was not the ITC's mission, and the County did not have funding to support working with the ITC.

Assistant County Manager Susanne Torriente noted the ITC was recommended based on their expertise provided in the 2005 hurricane relief efforts.

Vice Chairwoman Jordan offered an amendment to include the ITC for logistical support only.

Following Commissioner Seijas comments that she was willing to support this resolution provided the ITC was removed, Vice Chairwoman Jordan noted she had no problem with removing the ITC from this item, as long as the job was done by an appropriate organization.

It was moved by Commissioner Jordan that the foregoing proposed resolution be adopted as amended to delete the following language "including the International Trade Consortium" from the first paragraph, second line, on handwritten page 4. This motion was seconded by Commissioner Seijas, and upon being put to a vote, passed by a vote of 7-0 (Commissioners Souto, Martinez, Rolle, Sorenson, Edmonson and Diaz were absent).

The amended version has been assigned Resolution No. R-565-08.

15

CLERK OF THE BOARD

15B

REPORTS

15B1

081259 Report

PROPOSED PUBLIC HEARING DATES FOR ORDINANCES
SUBMITTED FOR FIRST READING ON MAY 6, 2008 (Clerk of
the Board)

Approved
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

15B2

081260 Report

COUNTY COMMISSION MINUTES FOR APPROVAL BY THE
BOARD
JANUARY 10, 2008 (REGULAR MEETING) (Clerk of the Board)

Approved
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

15B3

081264 Report

CERTIFICATION OF COUNTY CANVASSING BOARD FOR
THE AVENTURA SPECIAL MAIL BALLOT ELECTION HELD
ON APRIL 22, 2008 (Clerk of the Board)

Approved
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

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

15D1

081391 Nomination

BALLOT NOMINATION FOR APPOINTMENT TO THE
CHILDREN'S TRUST BY THE GOVERNOR (Clerk of the Board)

Report: *Chairman Barreiro announced, by ballot vote, the candidates were ranked by the highest number of votes as follows:*

- *David Williams* *7 votes*
- *Ruth Alperin* *6 votes*
- *Lawrence S. Foreman* *5 votes*
- *Joseph P. George, Jr.* *5 votes*
- *Angelita Saldo* *5 votes*

As a result of the tie-votes, the Board members voted to submit the entire roster of candidates to the Governor for the selection of one (a) gubernatorial appointment to the Children's Trust.

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

15E1

081261 Report

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

Approved
Mover: Carlos A. Gimenez
Seconder: Jose "Pepe" Diaz
Vote: 12- 0
Absent: Souto

16 ITEMS SCHEDULED FOR THURSDAY

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

16A1

081252 Service Awards Bruno A. Barreiro

PRESENTATION OF SERVICE AWARDS: *Presented*

- ELLIS L. BURNS - AVIATION - 35 YEARS
- ELA CHIO - AVIATION - 30 YEARS
- ZULEMA F. GONZALEZ - CAA - 30 YEARS
- ELOIS F. HOLTON - CORRECTIONS - 30 YEARS
- ROBERT C. SMITH - CORRECTIONS - 30 YEARS
- ARTIE ANDERSON - DHS - 30 YEARS
- JUAN C. LLERENA - MDT - 30 YEARS
- ALVIN J. ROBINSON - SWMD - 30 YEARS

16A2

081312 Proclamation Barbara J. Jordan

PRESENTATION OF A PROCLAMATION TO FABIO
ALEXANDER V *Presented*

16A3

081313 Proclamation Bruno A. Barreiro

PRESENTATION OF A PROCLAMATION DECLARING
NATIONAL CORRECTIONAL OFFICER'S WEEK *Presented*

16A4

081360 Proclamation Barbara J. Jordan

PRESENTATION OF A PROCLAMATION TO MONSIGNOR
PACE HIGH SCHOOL BASKETBALL TEAM CLASS 4A
CHAMPIONS *Presented*

16A5

**081361 Certificate of
Appreciation Barbara J. Jordan**

PRESENTATION OF CERTIFICATES OF APPRECIATION TO
THE MONSIGNOR PACE HIGH SCHOOL BASKETBALL
TEAM *Presented*

08339 NON-AGENDA REPORTS- MAY 6, 2008 BCC MEETING**2****Report:**

1. Chairman Barreiro recognized Ms. Aida Talavera, School Teacher from Ruben Dario Middle School, District 10, and students present today, observing government in action.
 2. Chairman Barreiro asked Board members to turn in their budget priorities to the Clerk. He advised there would be no Zoning hearing this week for lack of quorum. He also noted the Charter questions issue was still pending and needed a resolution, and that he might possibly address this issue first on the May 20th BCC meeting agenda.
- Commissioner Seijas advised she would be leaving at 2:00 pm from the May 20th BCC, and requested that any discussion regarding the Charter questions issue be heard in the morning.
3. Vice Chair Jordan announced a Transit Committee workshop was scheduled for tomorrow, May 07, 2008, at 10:00 am. And, that the Head Start Regional Office would be making a presentation before the Economic, Health and Safety Committee on Thursday, May 08, 2008.

19**ADJOURNMENT**

Report: There being no further business to come before the Board, the meeting adjourned at 7:50 p.m.



Bruno A. Barreiro, Chairman

ATTEST: HARVEY RUVIN, CLERK



By: Kay Sullivan, Deputy Clerk