



Governmental Operations and Environment Committee

September 9, 2008

Prepared by: Nelson Diaz

EXHIBITS LIST

| NO. | DATE | ITEM # | DESCRIPTION |
|-----|----------|--------|--|
| 1 | 9/9/2008 | | County Manager's Memorandum re: Changes to Agenda |
| 2 | 9/9/2008 | | Chairwoman Seijas Memorandum re: Request for Waiver of Agenda Items to the September 9, 2008 BCC meeting |
| 3 | 9/9/2008 | | Resolution from the City of Sweetwater |
| 4 | | | |
| 5 | | | |
| 6 | | | |
| 7 | | | |
| 8 | | | |
| 9 | | | |
| 10 | | | |
| 11 | | | |
| 12 | | | |
| 13 | | | |
| 14 | | | |
| 15 | | | |
| 16 | | | |
| 17 | | | |
| 18 | | | |
| 19 | | | |
| 20 | | | |

Memorandum



Date: September 9, 2008

To: Honorable Chairperson and Members
Governmental Operations and Environment
Committee

From: George M. Burgess
County Manager 

Subject: Requested Changes to the
Governmental Operations and Environment
Committee Agenda

Scrivener's Errors

2P

082339 RESOLUTION ACCEPTING A QUIT CLAIM DEED FROM FDG BEACON COUNTYLINE, LLC, A FLORIDA CORPORATION, FOR A PORTION OF TRACT 29 OF THE PLAT OF FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 1 AS RECORDED IN PLAT BOOK 2, PAGE 17 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY IN SECTION 17, TOWNSHIP 52 SOUTH, RANGE 40 EAST (Public Works Department)

Note: *On handwritten page 1 the subject line in the Manager's memorandum should read: Resolution Accepting a Quit Claim Deed from FDG Beacon Countyline, LLC for a Portion of Tract 29 of the Plat of Florida Fruit Lands, as recorded in Plat Book 2, Page 17, in Miami-Dade County, 17-52-40 Commission District: 12*

Scrivener's Errors

2V

082482 RESOLUTION WAIVING FORMAL BID PROCEDURES RATIFYING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE AWARD OF THREE EMERGENCY CONTRACTS: CONTRACT NO. E8805-0/09 IN THE AMOUNT OF \$5,153,374 WITH CASCADE ENGINEERING, INC. FOR RECYCLING CONTAINERS, CONTRACT NO. E8806-0/09 WITH BARKER ENVIRONMENTAL COMPANY LLC IN THE AMOUNT OF \$609,000 FOR ASSEMBLY AND DELIVERY OF RECYCLING CONTAINERS AND CONTRACT NO. E8807-0/09 IN THE AMOUNT OF \$3,847,214 WITH OTTO ENVIRONMENTAL SYSTEMS FOR RECYCLING CONTAINERS (Solid Waste Management Department)

Note: *On handwritten page 1, Item No. 2 should read: Barker Environmental Co. LLC - Assembly and Delivery Services for 210,000 carts at \$2.90 per cart for a total fiscal impact of \$609,000.*

Memorandum



Date: September 9, 2008

To: Honorable Chairman Bruno A. Barreiro
Board of County Commissioners

From: Honorable Natacha Seijas, Chairperson 
Governmental Operations and Environment Committee

Subject: Waiver to the September 16, 2008 Board of County Commissioners Meeting

The below items heard at the September 9, 2008 Governmental Operations and Environment Committee meeting were forwarded to the Board with a favorable recommendation. I respectfully request that these items be waived onto the next available Board meeting on September 9, 2008.

2K - 082546

RESOLUTION PERTAINING TO THE AUTHORIZATION OF AN OCTOBER 2008 AMENDMENT PROCESS FOR FILING APPLICATION REQUESTING AMENDMENTS TO THE COMPREHENSIVE DEVELOPMENT MASTER PLAN (Department of Planning & Zoning)

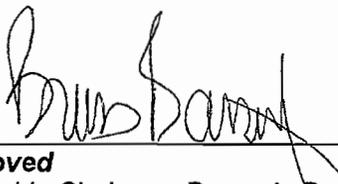
- *The item is time sensitive because according to the Code of Miami-Dade County during even numbered years there is an optional October filing period for amendments to the CDMP if such a process is authorized by affirmative recommendation of the County Manager and approved by resolution of the Board of County Commissioners on or before the 16th day of September in that year.*

3H - 082487

Natacha Seijas

RESOLUTION APPROVING AN AMENDMENT TO THE CITY OF MIAMI LAKES CHARTER ELIMINATING MITIGATION PAYMENTS TO MIAMI-DADE COUNTY AND THE "MOST FAVORED NATIONS CLAUSE" AS IT APPLIES TO MITIGATION UPON CERTAIN CONDITIONS

Thank you for your consideration. By virtue of the signature below, this request is approved:



Approved
Honorable Chairman Bruno A. Barreiro
Board of County Commissioners

c: Robert Cuevas, County Attorney
Susanne M. Torriente, Assistant County Manager
Jennifer Glazer-Moon, Director, Office of Strategic Business Management
Dianne Davis, Agenda Coordinator

Supplement to

Agenda Item No. 2(U)

September 9, 2008

RESOLUTION NO. 3362

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF SWEETWATER AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN AGREEMENT WITH MIAMI-DADE COUNTY TO ASSIST IN IMPROVING THE PERCENTAGE OF CANOPY COVER IN THE CITY; PROVIDING FOR EFFECTIVE DATE.

WHEREAS, It is the desire of the City to improve its street tree canopy; and,

WHEREAS, Miami-Dade County, through its Community Image Advisory Board has agreed to assist municipalities in their endeavors:

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COMMISSION OF THE CITY OF SWEETWATER, FLORIDA AS FOLLOWS:

SECTION 1. That the Mayor and City Clerk are hereby authorized to enter into a Memorandum of Agreement with Miami-Dade County to assist in the city's endeavors to expand its tree canopy, a copy of which is attached to and made part of this resolution.

SECTION 2. That this resolution shall become effective upon its adoption by the City Commission and approval by the Mayor or if vetoed, upon its re-enactment by the City Commission as provided by the Charter of the City of Sweetwater.

PASSED AND ADOPTED this 8th day of September, 2008.

MANUEL MAROÑO, MAYOR

ORLANDO LOPEZ, COMMISSION PRESIDENT

RESOLUTION NO. 3362

PAGE 2

ATTEST:

Marie O. Schmidt
MARIE O. SCHMIDT, CITY CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

Ralph Ventura
RALPH VENTURA, CITY ATTORNEY

VOTE UPON ADOPTION:

ORLANDO LOPEZ, COMMISSION PRESIDENT
JOSE M. DIAZ, COMMISSION VICE PRESIDENT
ARIEL J. ABELAIRAS , COMMISSIONER
PRISCA BARRETO, COMMISSIONER
JOSE BERGOUIGNAN, JR., COMMISSIONER
MANUEL DUASSO, COMMISSIONER
JOSE M. GUERRA, COMMISSIONER

YES
YES
YES
YES
YES
YES
YES

MEMORANDUM OF AGREEMENT

This **AGREEMENT**, made and entered into this ____ day of _____, 2008, by and between the **CITY OF SWEETWATER, FLORIDA**, a political subdivision of the STATE OF FLORIDA, hereinafter referred to as the "**CITY**", and **MIAMI-DADE COUNTY**, a political subdivision of the STATE OF FLORIDA, hereinafter referred to as the "**COUNTY**".

WITNESSETH

WHEREAS, the **CITY** and **COUNTY** are concerned that recent losses in tree cover due to hurricanes, citrus canker, and urban development have had a negative impact on the green infrastructure and its ability to mitigate pollution and enhance air and water quality, and

WHEREAS, the **COUNTY** through the Community Image Advisory Board (CIAB) Street Tree Master Plan (STMP) has committed to assisting municipal governments improve the percentage of canopy cover in their cities, and

WHEREAS, the **COUNTY** through the CIAB has agreed to assisting municipal governments train their personnel in best practices for tree planting and maintenance, and

WHEREAS, the **CITY** Commission has by proper resolution attached hereto as attachment "A" and by reference made a part thereof, authorized its City Manager/Mayor or his designee to enter into this **AGREEMENT**.

NOW, THEREFORE, in consideration of the promises and the covenants contained herein, the parties agree:

1. The **COUNTY** shall purchase and deliver trees (up to a value of \$20,000) for planting in parks, medians and public rights-of-way within the **CITY** limits, see exhibit A-1.
2. The **COUNTY** shall arrange for training **CITY** employees on best practices for tree care and arborist certification.
3. The **CITY** will plant and maintain the trees planted as part of this **AGREEMENT** using the best tree care standard practices set by one of the organizations that certify arborists.

4. The **CITY** shall identify and obtain all necessary permits, utility adjustments and right-of-way to perform the project tree plantings in accordance with applicable State, Federal, and local laws and ordinances, and shall not commence the work described in this **AGREEMENT** until all necessary permits have been obtained.
5. The **CITY** shall clear all utilities within the planting areas at least forty-eight (48) hours prior to any tree installation activities.
6. The **CITY** shall not allow trees to obstruct the view of the **COUNTY'S** Public Works or Florida Department of Transportation's roadway signs.
7. The **CITY** shall be responsible for the inspection of the tree installations, see exhibit A1. Plantings shall be completed prior to February 28, 2009.
8. The **CITY** commits to adopting the principles of Street Tree Master Plan by approving the **COUNTY'S** plan or preparing an original plan that complements the concepts presented in the **COUNTY'S** plan.
9. To the extent permitted by law, the **CITY** shall indemnify and hold harmless the **COUNTY** its officers and employees, from all suits, actions, claims of liability arising out of the **CITY'S** negligent performance of the work under this **AGREEMENT**, due to the failure of the **CITY** to construct and maintain the tree plantings in conformance with the standards described in this **AGREEMENT**.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed the day and year first above written.

CITY OF SWEETWATER

**MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS**

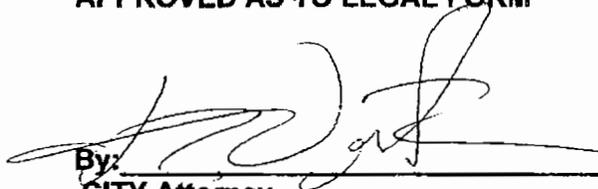
By: 
City Manager/Mayor

By: _____
Mayor or his designee

ATTEST:  (SEAL)
City Clerk

ATTEST: _____ (SEAL)
County Clerk

APPROVED AS TO LEGAL FORM

By: 
CITY Attorney

By: _____
County Attorney

**ATTACHMENT "A"
CITY RESOLUTION**

**CITY Resolution No. 3283 dated April, 2007,
attached hereto and incorporated herein.**