



**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, September 16, 2008  
As Advertised

Harvey Ruvlin, Clerk  
Board of County Commissioners

Kay Sullivan, Director  
Clerk of the Board Division

Jill Thornton, Commission Reporter  
(305) 375-2505



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

**Members Absent:** Joe A. Martinez

**Members Late:** None.

**Members Excused:** None.

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**Members Absent County Business:** None.

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**1**      **MINUTES PREPARED BY:**

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

**1A**      **MOMENT OF SILENCE**

**Report:** *The Board convened in a moment of silent prayer for the victims of Hurricane Ike; the family of Sergeant at Arms Rene Cortinas-Lopez, whose mother, Ana Cortinas-Lopez, passed away, and for Mayor Peter Lynch, City of Bal Harbor Islands, followed by the Pledge of Allegiance.*

**1B**      **PLEDGE OF ALLEGIANCE**

**1C**      **ROLL CALL**

**Report:** *The following staff members were present: County Manager George Burgess; Assistant County Managers Susanne Torriente, Alex Munoz and Ysela Llorc; County Attorney Robert Cuevas, First Assistant County Attorney Abigail Price-Williams; Assistant County Attorneys Joni Armstrong-Coffey and Hugo Benitez and Deputy Clerks Kay Sullivan and Jill Thornton.*

**1D**      **REPORTS OF OFFICIAL BOARDS**

**1E**      **CITIZEN'S PRESENTATIONS (5 MINUTES MAXIMUM)**

1E1

**080380      Citizen's Presentation                      Bruno A. Barreiro**

PRESENTATION BY BILL TALBERT, PRESIDENT AND CEO      *Presented*  
OF THE GREATER MIAMI CONVENTION & VISITORS  
BUREAU, TO UPDATE THE BOARD OF COUNTY  
COMMISSIONERS ON TOURISM INDUSTRY INITIATIVES

**Report:** *Mr. Bill Talbert, President/CEO, Greater Miami Convention & Visitor's Bureau, provided an update on the Tourism Industry Initiatives. He noted Miami's tourism continued to grow in record numbers, particularly with international markets. He also noted, at mid-year, Miami rated second in the nation in hotel rates behind New York City, and third in hotel occupancy. Mr. Talbert expressed appreciation to the County Commissioners for providing assistance to the "Miami: Where Worlds Meet" marketing campaign initiative, which launched last week in major international markets. He said he expected to see growth and responsiveness from these customers within the coming months. Mr. Talbert further noted the success of the La Cumbre Latin American Trade Show, held in Miami a few weeks ago; and announced the International POW WOW Tradeshow would be held in Miami in May 2009.*

*Commissioner Diaz noted the importance of supporting Mr. Talbert and his endeavors in this community.*

*Additionally, Mr. Talbert recognized American Airlines, the Beacon Council, Miami International Airport, Miami Seaport and the Greater Miami Convention & Visitors Bureau for providing marketing assistance to the campaign initiative. He also gave special recognition to American Airlines for making a significant financial contribution.*

**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 of Changes, that Agenda Items 8K1A, 8K1B and 8K1C be removed from the Pull List and deferred to no date certain, as requested by the County Manager and that Agenda Item 9A1 be deferred to the next Governmental Operations Environment Committee meeting, as requested by the County Manager. Additionally, he noted Agenda Items 8N1A and 14A13 pertaining to the CDMP process should be added to the Pull List; and Commissioner Seijas requested her name be added to the Pull List as pulling Agenda Item 12B1.

Commissioner Sosa asked that when Agenda Item 9A1 was considered before the Governmental Operations Environment Committee on October 14, 2008, the County Manager ensure a fair process was created that aligned with the community's vote and served the entire County.

Commissioner Edmonson requested Agenda Item 14A11 be withdrawn, and replaced with Agenda Item 14A12.

Commissioner Seijas invoked the 4-day rule for Agenda Item 14A5.

Commissioner Gimenez asked that his name be added to the Pull List for Agenda 14A2 in order to recuse himself due to a conflict of interest, when this item was considered.

Commissioner Edmonson asked that her name be removed from the Pull List for Agenda Item 14A1.

Chairman Barreiro noted all items listed under 14A on today's agenda were subject to the 4-day rule, and would remain on the Pull List.

County Attorney 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 changes he requested. He noted the Board would approve all of these items in a single vote to set the agenda, except special set Agenda Items 11A4 and 11A5, ordinances for first reading, public hearings, ordinances for second reading, and the following Pull List Items: Agenda Items 8N1A, 11A4, 11A5, 12B1, 14A1, 14A2, 14A3, 14A4, 14A6, 14A7, 14A8, 14A9, 14A10, 14A12, 14A12 Supplement and 14A13.

It was moved by Commissioner Sosa that today's agenda be approved with the changes listed in the County Manager's memorandum entitled "Changes for the September 16, 2008 BCC Meeting," along with the additional changes noted by County Attorney Cuevas, and those requested by the Commissioners. This motion was seconded by Commissioner Sorenson, and upon being put to a vote, passed by a vote of 11-0 (Commissioners Martinez and Moss were absent.)

**1G OFFICE OF COMMISSION AUDITOR****1H OFFICE OF INTERGOVERNMENTAL AFFAIRS**

**11**      **SPECIAL PRESENTATIONS**

111

**082603**      **Special Presentation**      **Bruno A. Barreiro**

DISTINGUISHED BUDGET PRESENTATION AWARD BY      *Presented*  
 THE GOVERNMENT FINANCE OFFICERS ASSOCIATION OF  
 THE UNITED STATES AND CANADA TO THE OFFICE OF  
 STRATEGIC BUSINESS MANAGEMENT

**Report:** *Miami-Dade County Mayor Carlos Alvarez presented the Distinguished Budget Presentation Award of the Government Finance Officers Association (GFOA) of the United States and Canada to the Office of Strategic Business Management (OSBM); and commended OSBM Director Jennifer Glazer-Moon and her staff for this achievement.*

*Chairman Barreiro commended Ms. Glazer-Moon and OSBM staff for an excellent job done at balancing the district needs with countywide needs in the County's budget.*

*Ms. Glazer-Moon commended her staff for their hard work and commitment to public service and for delivering excellence. She noted this was OSBM's 4th year receiving this award, and they strive every year to be recognized by the GFOA.*

112

**082621**      **Special Presentation**      **Bruno A. Barreiro**

FPL CARE TO SHARE PROGRAM PRESENTATION TO      *Presented*  
 MIAMI-DADE COUNTY AND SPECIAL ANNOUNCEMENT

**Report:** *Mr. Manny Rodriguez, Florida Power and Light (FPL) Director, Miami-Dade County, presented FPL's Care to Share 2008 contribution check to Miami-Dade County in the amount of \$262,911, to be administered by the County. He noted FPL's Care to Share Program provided emergency funds to assist FPL customers unable to pay their electric bills in a time of crisis. Mr. Rodriguez also announced the FPL Group Foundation would contribute an additional \$1 million for emergency assistance to FPL's most vulnerable customers challenged by difficult economic conditions. He noted this donation would go directly to provide FPL customers with emergency assistance, food, clothing, housing and education on how to manage energy consumption. Mr. Rodriguez noted these funds would be offered to eligible FPL customers within 35 counties statewide that FPL served, and would be available by mid-October and administered by the Salvation Army. He further noted Miami-Dade County residents would benefit in access of half a million dollars from these donations.*

**2**      **MAYORAL ISSUES****2A**      **MAYORAL VETOES****2B**      **MAYORAL REPORTS**

2B1

**082633**

**Report**

**Mayor**

APPROVAL OF DEPARTMENTAL AGENDA ITEMS

*Approved*

*Mover: Rebeca Sosa*

*Second: Katy Sorenson*

*Vote: 11- 0*

*Absent: Moss, Martinez*

**3**

**CONSENT ITEMS**

3J1A

**082355**

**Resolution**

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO APPLY FOR UP TO \$200,000 IN GRANT FUNDS FROM THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM FOR ENHANCEMENTS AND RENOVATIONS AT THE DEERING ESTATE, AND CONSTRUCTION AT DEERING SOUTH ADDITION; AND FURTHER AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO ACCEPT, EXPEND FUNDS, AND EXECUTE CONTRACTS AND AMENDMENTS AS REQUIRED (Park & Recreation Department)

*Adopted*

*Resolution R-960-08*

*Mover: Rebeca Sosa*

*Second: Katy Sorenson*

*Vote: 11- 0*

*Absent: Moss, Martinez*

**Report:** *In response to Commissioner Rolle's question whether the grant match, listed in Agenda Items 3J1A and 3J1E, was a budgeted line-item in the Building Better Community Government Obligation Bond (GOB) program or would it generate from accumulated interest, County Manager George Burgess noted the grant match would come from the bond proceeds within the bond program for each project. He noted the match was an allocation in the bond issue, and not accumulated interest or excess dollars.*

*Regarding Agenda Item 3J1A, Commissioner Rolle asked that Assistant County Manager Munoz verify whether the required matching grant amount, listed in the attached form, was consistent with the \$200,000 grant amount listed in this proposed resolution.*

3J1B

**082392**

**Resolution**

RESOLUTION RATIFYING THE ACTION OF THE COUNTY MAYOR'S DESIGNEE IN APPLYING FOR UP TO \$706,563 IN GRANT FUNDS FROM THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, FLORIDA COMMUNITIES TRUST, FLORIDA FOREVER PROGRAM TO PURCHASE UP TO 7.91 ACRES OF LAND FOR A PASSIVE RECREATIONAL PARK IN THE PRINCETON LAKESIDE AREA, AND FURTHER AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO RECEIVE AND EXPEND FUNDS, AND EXECUTE CONTRACTS AND AMENDMENTS AS REQUIRED (Park & Recreation Department)

*Adopted*

*Resolution R-961-08*

*Mover: Rebeca Sosa*

*Second: Katy Sorenson*

*Vote: 11- 0*

*Absent: Moss, Martinez*

3J1C

**082593 Resolution**

RESOLUTION CERTIFYING THAT THE RONALD REAGAN EQUESTRIAN CENTER SERVES A PUBLIC PURPOSE AS AN AGRICULTURAL EDUCATION AND PROMOTION FACILITY AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO APPLY FOR UP TO \$3.4 MILLION IN FUNDING FROM THE FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, DIVISION OF MARKETING AND DEVELOPMENT FOR CAPITAL IMPROVEMENTS AT RONALD REAGAN EQUESTRIAN CENTER AND FURTHER AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO ACCEPT, EXPEND FUNDS, AND EXECUTE CONTRACTS AND AMENDMENTS AS REQUIRED (Park & Recreation Department)

*Adopted  
Resolution R-962-08  
Mover: Rebeca Sosa  
Seconder: Katy Sorenson  
Vote: 11- 0  
Absent: Moss, Martinez*

3J1D

**082594 Resolution**

RESOLUTION APPROVING SUBMISSION OF A GRANT APPLICATION FOR UP TO \$200,000 IN GRANT FUNDS FROM THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM TO ENHANCE GWEN CHERRY PARK AND FURTHER AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO ACCEPT, EXPEND FUNDS, AND EXECUTE CONTRACTS AND AMENDMENTS AS REQUIRED (Park & Recreation Department)

*Adopted  
Resolution R-963-08  
Mover: Rebeca Sosa  
Seconder: Katy Sorenson  
Vote: 11- 0  
Absent: Moss, Martinez*

3J1E

**082595 Resolution**

RESOLUTION APPROVING SUBMISSION OF A GRANT APPLICATION FOR \$478,000 IN GRANT FUNDS FROM THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, FOR CONSTRUCTION OF THE INTERPRETIVE ELEMENTS OF THE MIAMI METROZOO FLOODED FOREST EXHIBIT AT AMAZON AND BEYOND AND FURTHER AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO ACCEPT, EXPEND FUNDS, AND EXECUTE CONTRACTS AND AMENDMENTS AS REQUIRED (Park & Recreation Department)

*Adopted  
Resolution R-964-08  
Mover: Rebeca Sosa  
Seconder: Katy Sorenson  
Vote: 11- 0  
Absent: Moss, Martinez*

**4 ORDINANCES FOR FIRST READING**

4A

**082121****Ordinance****Bruno A. Barreiro**

ORDINANCE AMENDING CHAPTER 31, ARTICLE II, SECTION 31-89 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO VEHICLE STANDARDS; PHASING- IN FUEL EFFICIENT TAXICABS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

*Adopted on first reading  
Public Hearing: October 15, 2008  
Mover: Jose "Pepe" Diaz  
Seconder: Rebeca Sosa  
Vote: 11- 1  
No: Souto  
Absent: Martinez*

**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, October 15, 2008 at 9:30 a.m.*

4B

**082581****Ordinance**

ORDINANCE AUTHORIZING ISSUANCE OF NOT TO EXCEED \$400,000,000 PRINCIPAL AMOUNT OUTSTANDING AT ANY ONE TIME OF MIAMI-DADE COUNTY, FLORIDA WATER AND SEWER SYSTEM COMMERCIAL PAPER NOTES, IN ONE OR MORE SERIES, IN ANTICIPATION OF ISSUANCE OF MIAMI-DADE COUNTY, FLORIDA WATER AND SEWER SYSTEM REVENUE BONDS; AUTHORIZING ISSUANCE OF NOT TO EXCEED \$800,000,000 MIAMI-DADE COUNTY, FLORIDA WATER AND SEWER SYSTEM REVENUE BONDS, IN ONE OR MORE SERIES, FOR PURPOSE, AMONG OTHERS, OF REPAYING COMMERCIAL PAPER NOTES, PURSUANT TO SECTION 208 OF ORDINANCE NO. 93-134; AUTHORIZING MAYOR OR MAYOR'S DESIGNEE TO OBTAIN PROPOSALS FOR SELECTION OF COMMERCIAL PAPER DEALER(S), ISSUING AND PAYING AGENT(S) AND LETTER OF CREDIT PROVIDER(S) IN CONNECTION WITH COMMERCIAL PAPER NOTES; PROVIDING FOR ESTABLISHMENT OF DETAILS OF COMMERCIAL PAPER NOTES AND BONDS BY SUBSEQUENT RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE (Finance Department)

**Withdrawn**

**Report:** *(See Agenda Item 4B Substitute; Legislative File No. 082630)*

## 4B SUBSTITUTE

**082630 Ordinance**

ORDINANCE AUTHORIZING ISSUANCE OF NOT TO EXCEED \$400,000,000 PRINCIPAL AMOUNT OUTSTANDING AT ANY ONE TIME OF MIAMI-DADE COUNTY, FLORIDA WATER AND SEWER SYSTEM COMMERCIAL PAPER NOTES, IN ONE OR MORE SERIES, IN ANTICIPATION OF ISSUANCE OF MIAMI-DADE COUNTY, FLORIDA WATER AND SEWER SYSTEM REVENUE BONDS; AUTHORIZING ISSUANCE OF NOT TO EXCEED \$800,000,000 MIAMI-DADE COUNTY, FLORIDA WATER AND SEWER SYSTEM REVENUE BONDS, IN ONE OR MORE SERIES, FOR PURPOSE, AMONG OTHERS, OF REPAYING COMMERCIAL PAPER NOTES, PURSUANT TO SECTION 208 OF ORDINANCE NO. 93-134; AUTHORIZING MAYOR OR HIS DESIGNEE TO OBTAIN PROPOSALS FOR SELECTION OF COMMERCIAL PAPER DEALER(S), ISSUING AND PAYING AGENT(S) AND LETTER OF CREDIT PROVIDER(S) IN CONNECTION WITH COMMERCIAL PAPER NOTES; PROVIDING FOR ESTABLISHMENT OF DETAILS OF COMMERCIAL PAPER NOTES AND BONDS BY SUBSEQUENT RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 082581] (Finance Department)

*Adopted on first reading  
Public Hearing: November 18,  
2008*

*Mover: Rebeca Sosa  
Seconder: Katy Sorenson  
Vote: 12- 0  
Absent: Martinez*

**Report:** *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Board of County Commissioners hearing on Tuesday, November 18, 2008 at 9:30 a.m.*

## 4C

**082398 Ordinance**

ORDINANCE AMENDING SECTION 32-78 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; RELATING TO WATER CONNECTIONS; PERMITTING THE MIAMI-DADE WATER AND SEWER DEPARTMENT TO REQUIRE THAT A PREMISES WHICH CAN DERIVE WATER SERVICE FROM TWO OR MORE WATER MAINS CONNECT TO A WATER MAIN IN FRONT OF THE PREMISES; REQUIRING PAYMENT BY THE DEPARTMENT IF IT REQUIRES A PREMISES CONNECTED TO A WATER MAIN IN REAR OF THE PREMISES TO BE CONNECTED TO A WATER MAIN IN FRONT OF THE PREMISES; PROVIDING FOR TERMINATION OF WATER SERVICE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE (Water & Sewer Department)

*Adopted on first reading  
Public Hearing: October 14, 2008  
Mover: Rebeca Sosa  
Seconder: Katy Sorenson  
Vote: 12- 0  
Absent: Martinez*

**Report:** *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Government Operations and Environment Committee on Tuesday, October 14, 2008 at 9:30 am.*

4D

**082587                      Ordinance                      Governmental Operations  
and Environment Committee**

ORDINANCE AMENDING SECTION 2-1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, RELATING TO THE RULES OF PROCEDURE OF THE COUNTY COMMISSION TO WAIVE THE REQUIREMENT FOR COMMITTEE CONSIDERATION AND THE 4-DAY RULE OF CERTAIN BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM ITEMS; AND PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE AGENDA ITEM NO. 9A1]

*Adopted on first reading  
Public Hearing: October 14, 2008  
Mover: Dennis C. Moss  
Seconder: Katy Sorenson  
Vote: 10- 2  
No: Rolle, Souto  
Absent: Martinez*

**Report:** *The foregoing proposed ordinance was adopted on first reading and scheduled for public hearing before the Government Operations and Environment Committee on Tuesday, October 14, 2008 at 9:30 am.*

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

5A

**082062                      Resolution**

RESOLUTION AUTHORIZING AND APPROVING, PURSUANT TO SECTION 125.37, FLORIDA STATUTES, THE EXCHANGE OF CERTAIN COUNTY REAL PROPERTIES LOCATED IN SECTIONS 30, TOWNSHIP 56 SOUTH, RANGE 38 EAST AND SECTION 34, TOWNSHIP 55 SOUTH, RANGE 38 EAST, FOR OTHER REAL PROPERTY OWNED BY THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT (SFWMD), LOCATED NORTH OF SW 244 STREET AND WEST OF AND SOUTHWEST OF THE C-102 CANAL (THEORETICAL SW 132 AVENUE) IN SECTION 25, TOWNSHIP 56 SOUTH, RANGE 39 EAST; AUTHORIZING THE COUNTY MANAGER TO COMPLETE SUCH EXCHANGE OF LANDS AND TO EXECUTE THE AGREEMENT WITH THE SFWMD, IN CONNECTION THEREWITH; RATIFYING ACTION OF THE COUNTY MANAGER IN PUBLISHING NOTICE OF EXCHANGE OF REAL PROPERTY; AUTHORIZING THE MAYOR TO EXECUTE A COUNTY DEED AND DISCLAIMER; AND AUTHORIZING THE ACCEPTANCE OF A DEED FROM SFWMD (Public Works Department)

*Adopted  
Resolution R-965-08  
Mover: Katy Sorenson  
Seconder: Dennis C. Moss  
Vote: 12- 0  
Absent: Martinez*

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

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

**7/8/2008**      *Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee*

5B

**082459 Resolution**

RESOLUTION APPROVING THE WAIVER OF PLAT OF HECHT BIRD ROAD PROPERTY, LTD., D-22900, LOCATED IN THE SOUTHWEST 1/4 OF SECTION 15, TOWNSHIP 54 SOUTH, RANGE 40 EAST (BOUNDED ON THE NORTH BY SW 38 STREET, ON THE EAST BY APPROXIMATE SW 84 AVENUE, ON THE SOUTH BY SW 40 STREET AND ON THE WEST BY SW 87 AVENUE) (Public Works Department)

*Adopted  
Resolution R-966-08  
Mover: Sen. Javier D. Souto  
Seconder: Jose "Pepe" Diaz  
Vote: 12- 0  
Absent: Martinez*

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

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

**6 CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS**

**7 ORDINANCES SET FOR SECOND READING**

**8 DEPARTMENTAL ITEMS**

**8A [No items were submitted for these sections.]**

thu 8J

**8K OFFICE OF COMMUNITY & ECONOMIC DEVELOPMENT**

8K1A

**082169 Resolution**

RESOLUTION SUPPORTING CONFIDENTIAL PROJECT #08-00241 FOR A STATE OF FLORIDA BROWNFIELD REDEVELOPMENT BONUS REFUND WHILE OPTING OUT OF THE LOCAL MATCH (Office of Community and Economic Development)

*Deferred to no date certain  
Mover: Jose "Pepe" Diaz  
Seconder: Rebeca Sosa  
Vote: 9- 0  
Absent: Sorenson, Moss,  
Martinez, Seijas*

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

**7/9/2008** *Forwarded to BCC without a recommendation from the Economic Development and Human Services Committee*

8K1B

**082171                      Resolution**

RESOLUTION APPROVING CONFIDENTIAL PROJECT NO. 08-00241 AS A TARGETED JOBS INCENTIVE FUND PROGRAM BUSINESS PURSUANT TO THE CODE OF MIAMI-DADE COUNTY, FLORIDA, CHAPTER 2, ARTICLE LXXXVI, AS MODIFIED BY ORDINANCE NO. 02-251; CONFIRMING THAT THE COMMITMENT OF INCENTIVE AWARDS FOR CONFIDENTIAL PROJECT NO. 08-00241 EXISTS; AND PROVIDING AN APPROPRIATION OF UP TO \$1,056,200 FROM GENERAL REVENUE FUNDS FOR FISCAL YEARS 2013 THROUGH 2019 WITH THE PROVISION THAT ANY TAX ABATEMENT GRANTED TO CONFIDENTIAL PROJECT NO. 08-00241, UNDER FLORIDA STATUTE 196.1995, REDUCES ANY TARGETED JOBS INCENTIVE FUNDS AWARD TO CONFIDENTIAL PROJECT NO. 08-00241 BY THE AMOUNT OF ANY SUCH TAX ABATEMENT GRANTED, AND PROVIDING FOR AN EFFECTIVE DATE (Office of Community and Economic Development)

*Deferred to no date certain*  
*Mover: Jose "Pepe" Diaz*  
*Seconder: Rebeca Sosa*  
*Vote: 9- 0*  
*Absent: Sorenson, Moss,*  
*Martinez, Seijas*

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

*Pursuant to the County Manager's Memorandum of Changes, dated September 16, 2008, a scrivener's error existing on handwritten page 5 of this resolution, in the "Now, therefore..." section was noted, and corrected to replace the words "the County Manager" with the words "the County Mayor and/or the County Mayor's designee."*

**7/9/2008**      *Forwarded to BCC without a recommendation from the Economic Development and Human Services Committee*

8K1C

**082177 Resolution**

RESOLUTION RECOMMENDING CONFIDENTIAL PROJECT NO. 08-00241 AS A QUALIFIED TARGET INDUSTRY BUSINESS PURSUANT TO FLORIDA STATUTES S-288.106, CONFIRMING THAT THE COMMITMENTS OF LOCAL FINANCIAL SUPPORT NECESSARY FOR CONFIDENTIAL PROJECT #08-00241 EXIST; AND PROVIDING AN APPROPRIATION OF UP TO \$574,000 FROM GENERAL REVENUE FUNDS AS LOCAL PARTICIPATION IN THE STATE OF FLORIDA QUALIFIED TARGET INDUSTRY TAX REFUND PROGRAM FOR FISCAL YEARS 2013 THROUGH 2019, INCLUSIVE, OR OVER A TIME PERIOD AS DETERMINED BY THE STATE OF FLORIDA IN ITS APPROVAL OF CONFIDENTIAL PROJECT #08-00241 APPLICATION WITH THE PROVISION THAT ANY TAX ABATEMENT GRANTED TO CONFIDENTIAL PROJECT #08-00241 UNDER FLORIDA STATUTE 196.1995 REDUCES ANY QUALIFIED TARGET INDUSTRY TAX REFUND TO CONFIDENTIAL PROJECT #08-00241 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)

*Deferred to no date certain*  
*Mover: Jose "Pepe" Diaz*  
*Seconder: Rebeca Sosa*  
*Vote: 9- 0*  
*Absent: Sorenson, Moss, Martinez, Seijas*

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

**7/9/2008** Forwarded to BCC without a recommendation from the Economic Development and Human Services Committee

**8L and 8M** **[No items were submitted for these sections.]**

**8N** **PLANNING AND ZONING DEPARTMENT**

8N1A

**082546 Resolution**

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)

*Withdrawn*

**Report:** *(See Agenda Item 14A13; Legislative File No. 082639 for the report)*

**9/9/2008** Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

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

**8P** **PUBLIC WORKS DEPARTMENT**

8P1A

**081848 Resolution**

RESOLUTION APPROVING A CONTRACT AWARD RECOMMENDATION IN THE AMOUNT OF \$709,830.72 BETWEEN BCC ENGINEERING, INC. AND MIAMI-DADE COUNTY FOR THE PROJECT ENTITLED SW 268/264 STREET CONNECTOR, BETWEEN SW 147 AVENUE AND SW 112 AVENUE LOCATED WITHIN COMMISSION DISTRICTS 8 AND 9 (PROJECT NO. E06-PW-06; CONTRACT NO. 20060240) (Public Works Department)

*Adopted*  
**Resolution R-967-08**  
**Mover: Rebeca Sosa**  
**Seconder: Katy Sorenson**  
**Vote: 11- 0**  
**Absent: Moss, Martinez**

**7/8/2008** Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

8P1B

**082069 Resolution**

RESOLUTION APPROVING A CONTRACT AWARD RECOMMENDATION IN THE AMOUNT OF \$795,542.00 BETWEEN UNDER POWER CORP. AND MIAMI-DADE COUNTY FOR THE PEOPLE'S TRANSPORTATION PLAN (PTP) PROJECT ENTITLED STREET LIGHTING INSTALLATION CONTRACT COUNTYWIDE (PROJECT-CICC 7360-0/08 RPQ NO. 20070601) (Public Works Department)

*Adopted*  
**Resolution R-968-08**  
**Mover: Rebeca Sosa**  
**Seconder: Katy Sorenson**  
**Vote: 11- 0**  
**Absent: Moss, Martinez**

**7/9/2008** Forwarded to BCC with a favorable recommendation from the Transit Committee

**9 ADDITIONAL DEPARTMENTAL ITEMS**

9A1

**082605 Resolution**

RESOLUTION RESCINDING RESOLUTION NO. R-1208-06; APPROVING IMPLEMENTING ORDER 3-47 TO PROVIDE A PROCESS FOR ALLOCATION OF BUILDING BETTER COMMUNITIES GENERAL OBLIGATION BOND PROGRAM SURPLUS FUNDS, PREMIUM FUNDS AND UNSPENT BOND PROCEEDS; AND AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND RIGHTS CONFERRED IN IMPLEMENTING ORDER [SEE ORIGINAL ITEM UNDER FILE NO. 081909] [SEE AGENDA ITEM NO. 4D] (Capital Improvement Coordinator)

*Deferred to October 14, 2008*  
**Mover: Jose "Pepe" Diaz**  
**Seconder: Rebeca Sosa**  
**Vote: 9- 0**  
**Absent: Sorenson, Moss, Martinez, Seijas**

**Report:** During consideration of the changes to today's agenda, the foregoing proposed resolution was deferred, and referred back to the October 14, 2008 Government Operations and Environment Committee meeting, as requested by the County Manager.

**7/8/2008** Forwarded to BCC with committee amendments from the Governmental Operations and Environment Committee

**10 AUTHORITIES, BOARDS, COUNCILS AND TRUSTS****11 COUNTY COMMISSION**

**11A      RESOLUTIONS**

11A1

**082447                      Resolution                      Dorrin D. Rolle**

RESOLUTION APPROVING THE ALLOCATION OF FY 2007-2008 DISTRICT DISCRETIONARY RESERVE FUNDS OF DISTRICT 2 AND ALLOCATION OF OFFICE BUDGET FUNDS OF DISTRICT 2

*Adopted  
Resolution R-969-08  
Mover: Rebeca Sosa  
Seconder: Katy Sorenson  
Vote: 11- 0  
Absent: Moss, Martinez*

11A2

**082542                      Resolution                      Sally A. Heyman**

RESOLUTION APPROVING THE ALLOCATION OF FY 2007-2008 DISTRICT 4 COUNTY SERVICES RESERVE FUNDS IN THE AMOUNT OF \$500 EACH TO 22 SCHOOLS LOCATED WITHIN THE BOUNDARIES OF DISTRICT 4

*Adopted  
Resolution R-970-08  
Mover: Rebeca Sosa  
Seconder: Katy Sorenson  
Vote: 11- 0  
Absent: Moss, Martinez*

11A3

**082606                      Resolution                      Dennis C. Moss**

RESOLUTION APPOINTING VOTING TRUSTEES TO THE PUBLIC HEALTH TRUST BOARD OF TRUSTEES FOR THE 2008-2011 TERM

*Adopted  
Resolution R-971-08  
Mover: Natacha Seijas  
Seconder: Katy Sorenson  
Vote: 7- 0  
Absent: Rolle, Heyman,  
Gimenez, Moss, Souto, Martinez*

**Report:** *It was moved by Commissioner Moss that the forgoing resolution, adopted in the balance of the agenda motion earlier in the meeting, be reconsidered to allow for a ballot vote on the Public Health Trust (PHT) Board of Trustees nominees. This motion was seconded by Commissioner Diaz, and upon being put to a vote, passed 12-0. (Commissioner Martinez was absent)*

*Chairman Barreiro asked that each Commissioner submit their ballots to the Clerk before the lunch break so that the ballots could be tallied.*

*Later in the meeting, Chairman Barreiro announced, by ballot vote, the following individuals were re-appointed to the Public Health Trust Board of Trustees:*

- *Jorge L. Arrizurieta*
- *Jauquin Juan Del Cueto*
- *Abraham A. Galbut*
- *Diego L. Mella*
- *Martine G. Zilber*

11A4

**082609**

**Resolution**

**Barbara J. Jordan,  
Audrey M. Edmonson,  
Dennis C. Moss,  
Dorrin D. Rolle,  
Jose "Pepe" Diaz,  
Sally A. Heyman**

RESOLUTION DIRECTING THE COUNTY MAYOR TO DEVELOP A MECHANISM FOR MIAMI-DADE COUNTY TO PROVIDE HUMANITARIAN AID TO THE COUNTRIES IN THE CARIBBEAN THAT HAVE BEEN DEVASTATED BY TROPICAL STORM FAY AND HURRICANES HANNA, GUSTAV, AND IKE; ENCOURAGING ALL COUNTY EMPLOYEES AND RESIDENTS OF MIAMI-DADE COUNTY TO PARTICIPATE IN THE HUMANITARIAN RELIEF EFFORTS; AND DIRECTING THE MAYOR TO PARTNER WITH OTHER AGENCIES IN CARRYING OUT THESE HUMANITARIAN EFFORTS

*Amended*

**Report:** *(See Agenda Item 11A4 Amended; Legislative File No. 082648 for the amended version.)*

11A4 AMENDED

**082648**

**Resolution**

**Barbara J. Jordan,  
Jose "Pepe" Diaz,  
Audrey M. Edmonson,  
Sally A. Heyman,  
Dennis C. Moss,  
Dorrin D. Rolle**

RESOLUTION DIRECTING THE COUNTY MAYOR TO DEVELOP A MECHANISM FOR MIAMI-DADE COUNTY TO PROVIDE HUMANITARIAN AID TO THE COUNTRIES IN THE CARIBBEAN THAT HAVE BEEN DEVASTATED BY TROPICAL STORM FAY AND HURRICANES HANNA, GUSTAV, AND IKE; ENCOURAGING ALL COUNTY EMPLOYEES AND RESIDENTS OF MIAMI-DADE COUNTY TO PARTICIPATE IN THE HUMANITARIAN RELIEF EFFORTS; AND DIRECTING THE MAYOR TO PARTNER WITH OTHER AGENCIES IN CARRYING OUT THESE HUMANITARIAN EFFORTS [SEE ORIGINAL ITEM UNDER FILE NO. 082609]

*Adopted as amended  
Resolution R-972-08  
Mover: Barbara J. Jordan  
Seconder: Audrey M. Edmonson  
Vote: 11- 0  
Absent: Souto, Martinez*

**Report:** *At the request of Vice-Chairwoman Jordan, County Attorney Cuevas read into the record the following proposed amended language:*

*“Now therefore, be it resolved by the Board of County Commissioners of Miami-Dade County, Florida. This Board directs the County Mayor to develop a mechanism for Miami-Dade County to provide direct Humanitarian Aide to the people living in Caribbean countries that have been devastated by Tropical Storm Fay, and Hurricanes Hanna, Gustavo and Ike where Federal Government policy and polices of the countries that permit such aid such as Haiti, the Bahamas, the Dominican Republic and the Turks and Caicos Islands. The Mayor is further directed to develop a mechanism directing humanitarian aide to the people of Cuba, which would become available if the Federal Government announces it will authorize direct humanitarian aide to the people of Cuba. All County employees and residents are encouraged to support and participate in these humanitarian relief efforts. The Mayor is also directed to work with community organizations in carrying out these humanitarian efforts.”*

*Commissioner Jordan noted, basically, the intent of this item was to initiate the County’s efforts to provide humanitarian aide to those Caribbean Islands hit hardest by Hurricane Ike.*

*At Chairman Barreiro’s request, County Attorney Cuevas re-read the portion of the amendment pertaining to Cuba. In response to Chairman Barreiro’s question whether the plan to be developed by the Mayor would require Board approval; County Attorney Cuevas noted the language as written did not provide for Board approval of the plan.*

*Commissioner Souto noted his concerns pertained to underlying issues concerning Cuba, and having to forfeit his voting rights for some control over the Mayor’s plan.*

*Chairman Barreiro stated he felt the amended language relative to Cuba provided a level of comfort, as long as the Mayor worked with the Federal Government in developing a plan, and followed a proper process approved by the Federal Government.*

*Commissioner Sosa questioned if this plan would include providing aide to the victims of Hurricane Ike in the U.S. Gulf Coast who suffered great losses as well. She also asked for clarification on whether the Board would be approving a budget line-item, a fund allocation or would ask the Mayor to prepare a plan requesting community donations. She expressed concern that the language in this item lacked guidance for the Administration, and felt it should be more specific.*

*Vice Chairwoman Jordan noted this process was no different than the process in the item recently approved to provide humanitarian aide to Haiti, except it included other Caribbean Islands and ensured the actions of the Federal Government relative to Cuba were respected. She noted a resolution adopted after Hurricane Katrina, established a fund to respond to U.S. domestic victims on the Gulf Coast, which the County Commissioners could continue contributing to.*

*Commissioner Sosa stated she understood the County Commissioners made allocations from their office funds for Hurricane Katrina victims, and she wanted to clarify this process to ensure the intent was to approve a budget*

line-item; or to allocate from Commission District discretionary office funds or to ask the community for donations.

Commissioner Edmonson advised that she already requested an item be prepared to reactivate the process and account established for Hurricane Katrina victims in order to respond to the victims of Hurricane Ike on the Gulf Coast.

Vice Chairwoman Jordan clarified the process used for Haiti announced to the public that the County was beginning its humanitarian aide drive, and that all fire and police departments would be available for the community to drop off donations. She encouraged her colleagues to continue allocating to the Fund established after Hurricane Katrina since those funds could be tripled by World Vision.

Commissioner Seijas expressed appreciation to Vice Chairwoman Jordan for caring for the people of Cuba. She pointed out the U.S. Government offered \$5 million in aide to Cuba, which was refused by the Cuban Government. She noted this was not an issue about control, but about trust and caring for one another. She also noted her trust in the amended language and in the County's Administration to follow the appropriate process and come back with a plan.

Commissioner Diaz commended Vice Chairwoman Jordan for this resolution, which he supported. He emphasized the importance of everyone working together and remembering the County's economy relied on the import/exports of the Caribbean Islands. The important issues were to carry out a humanitarian effort and have respect for those people, he noted.

Commissioner Sorenson expressed appreciation to Vice Chairwoman Jordan for her consideration of neighboring nations that were currently suffering and some very poor. She stated she felt the best method would be to encourage the County's community to provide humanitarian aide. She expressed some concern with tax dollars being used for this purpose, since the County had needs as well, but noted the process should be carefully balanced. She agreed the County needed to be concern for its neighboring nations.

Commissioner Gimenez spoke in support of this item, but felt it should be amended further to include language providing that the Mayor outline an all encompassing procedure that provided humanitarian aid wherever it was needed.

Vice Chairwoman Jordan stated she preferred this resolution be restricted to the Caribbean Islands to ensure the process moved quickly to provide needed resources as soon as possible. She reminded everyone of a forthcoming item sponsored by Commissioner Edmonson that would respond to the domestic issues. She noted the need for the County to provide immediate assistance to the victims in the Caribbean nations was much more of an emergency, and she preferred to protect the integrity of this item.

Commissioner Moss asked that he be listed as a co-sponsor to this item, and as a co-sponsor to the forthcoming item sponsored by Commissioner Edmonson. He stated he felt this resolution would assist the community in understanding the needs and sensitivity of neighboring countries. He also stated he felt the County's communities had enough compassion to assist both the victims in the neighboring Caribbean Islands as well as those in the Gulf

Coast.

Commissioner Sosa allocated \$2,000 from District 6 Office Funds to provide Humanitarian aid to Hurricane Ike victims living in the Caribbean Islands.

Commissioner Rolle allocated \$2,000 from District 2 Office Funds to provide Humanitarian aid to Hurricane Ike victims living in the Caribbean Islands. He noted he sponsored an item several years ago to provide surplus equipment to Islands devastated by hurricanes, but incurred some obstacles. He noted Haiti needed some surplus heavy equipment (earth movers) to help repair their infrastructure.

Commissioner Edmonson expressed appreciation to her colleagues for supporting this item. She noted, prior to Hurricane Ike, she and Commissioners Jordan and Moss had the privilege of traveling to Haiti and found the situation in Haiti to be terrible, with people still living on their roof tops. She stated the Board needed to move quickly on this item so aide could be provided to Haiti as soon as possible.

Commissioner Souto noted he was not opposed to providing humanitarian aide to the Caribbean Islands since many of his friends and family members still lived there. He noted he once lived in Cuba, and was very familiar with these nations; however, Cuba's political system was much different than Haiti's and he feared the Cuban Government would only take advantage of the resources provided for the Cuban people. He stated he could support this item if Cuba was separated out and the humanitarian aide was administered by church organizations. He noted he could not support giving aide to the Cuban people that would only be used by the Cuban Administration.

Commissioner Seijas pointed out the Catholic Church had delivered aide to Cuba for many years at great cost. She noted the intent of this item was not to deliver aide to a communistic government without control. She noted she believed the language in the item was appropriately written, and that the County Administration would come up with the appropriate plan.

Commissioner Diaz pointed out those agencies that provide humanitarian aide to needy countries were licensed by the U.S. Government. He concurred with the comments of Commissioner Souto that churches would be a great vehicle to deliver aide, which might be the vehicle the Mayor chooses. Commissioner Diaz noted he asked to be listed as a co-sponsor of this item and supported it because he felt the issue was about humanitarian relief for suffering people who could not be ignored.

Commissioner Heyman suggested, when developing a mechanism for directing aide to the Caribbean Islands, the Mayor consider the mechanism currently in place by Dr. Barth Green and Jackson Memorial Hospital, which provided medical supplies and doctors to Haiti, and would help expedite this process without efforts duplicated and would ensure the aid went to the right places.

Chairman Barreiro suggested it would be a huge level of comfort to many in this community if the County Mayor considered using churches as a vehicle for getting aide to Cuba.

Upon conclusion of the discussion, the Board adopted the foregoing proposed resolution as amended to add the following language: "Now therefore, be it

*resolved by the Board of County Commissioners of Miami-Dade County, Florida. This Board directs the County Mayor to develop a mechanism for Miami-Dade County to provide direct Humanitarian Aide to the people living in Caribbean countries that have been devastated by Tropical Storm Fay, and Hurricanes Hanna, Gustavo and Ike where Federal Government policy and policies of the countries that permit such aid such as Haiti, the Bahamas, the Dominican Republic and the Turks and Caicos Islands. The Mayor is further directed to develop a mechanism directing humanitarian aide to the people of Cuba, which would become available if the Federal Government announces it will authorize direct humanitarian aide to the people of Cuba. All County employees and residents are encouraged to support and participate in these humanitarian relief efforts. The Mayor is also directed to work with community organizations in carrying out these humanitarian efforts.”*

*Later in the meeting, Commissioner Rolle recognized several Haitian Mayors present in the audience, who arrived in Miami today to attend the annual National Leadership Conference of Haitian Mayors held this week in Downtown Miami. He acknowledged their expressed appreciation to the Board of County Commissioners (BCC) for adopting the foregoing resolution. He noted this year’s Conference of Haitian Mayors was sponsored by the American Airlines, the World Conference of Mayors, Florida Memorial University and himself; and the event would feature informative leadership workshops, roundtable discussions and hands-on activities to assist 140 Haitian Mayors and municipalities in developing ways to better serve their constituents.*

*Commissioner Jordan explained the foregoing resolution adopted by the BCC this morning. She noted the BCC recognized the suffering and devastation endured by Haiti as a result of four hurricanes, and committed to provide humanitarian aide to those Caribbean Islands impacted the hardest. She expressed appreciation to the Haitian Mayors for being present at today’s meeting.*

*Commissioner Sorenson spoke in French to the Haitian Mayors present in the audience.*

*Commissioner Edmonson expressed appreciation to the Mayors of Haiti for being present today and for informing the BCC of the devastation suffered by Haiti. She also expressed appreciation to her colleagues for supporting her and Vice Chairwoman Jordan in adopting this resolution. Commissioner Edmonson noted it was an honor to assist Haiti, and she hoped the County Commission would have an opportunity to meet with each Haitian Mayor someday under better circumstances.*

*Commissioner Moss expressed his appreciation to the Mayors of Haiti present today, and asked those Mayors, whom he met while visiting Haiti, to stand and be recognized. Commissioner Moss also recognized Mr. Joseph “Billie” Louise from GALATA, Inc and expressed appreciation to him for helping the County Commissioners better understand the needs of Haiti.*

*Mayor Jean Frantz Theodat, of Tabarre, Haiti, appeared on behalf of his colleagues, and expressed appreciation to the BCC for passing a resolution to help Haiti. He noted it was good to know that Haiti had friends in Miami-Dade County that could help them in tough times. He stated he expected the Mayors of Haiti and Miami-Dade County Commissioners would have a chance to work together in good times as well.*

*Mr. Joseph G. "Billie" Louise, Executive Director, GALATA, Inc, Homestead, Florida, appeared on behalf of the Haitian population, and expressed appreciation to Commissioner Moss for his dependability in assisting the Haitian community of South Florida, and to Commissioners Rolle and Sorenson as well. He stated he felt this resolution was the best solution for Haiti, and hoped that one day Haiti would be part of a Marshall Plan. He also expressed appreciation to Florida International University (FIU), Florida Memorial University (FMU) and to Mayor Otis Wallace, City of Florida City for their support.*

*An unidentified female Haitian Mayor appeared and expressed her appreciation to the BCC for keeping Haiti close to their hearts and helping them. She noted her colleagues could feel better knowing the Haitian people were being cared for by loving people.*

*Commissioner Rolle reminded his colleagues that the 2008 National Leadership Conference of Haitian Mayors would be held this week at the Hilton Hotel in Downtown Miami, from September 17 through September 19, 2008; and invited them to attend.*

11A5

**082487**

**Resolution**

**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

*Adopted*

*Resolution R-973-08*

*Mover: Natacha Seijas*

*Seconder: Audrey M. Edmonson*

*Vote: 9- 0*

*Absent: Heyman, Gimenez,*

*Souto, Martinez*

**Report:** Pursuant to the County Manager's Memorandum of Changes, dated September 16, 2008, a scrivener's error existing in the subject line of the cover memorandum of this resolution; the title of this resolution, and in the 4th Whereas Clause, was noted and corrected to replace the words "City of Miami Lakes" with the words "Town of Miami Lake."

Commissioner Seijas noted, several years ago, the County imposed a moratorium on all incorporation applications, and the Miami Lakes community, as an exception to this moratorium, developed the mitigation concept and offered to pay mitigation to offset the loss in the unincorporated area tax base. She noted the Board accepted this offer, and subsequently, the City of Miami Lakes was created, with other cities following suit. Commissioner Seijas stated she felt enough time had passed since the City of Miami Lakes had incorporated for the County to absorb the impacts, and the County should not spend any more public resources defending this concept in court. She recognized Mayor Wayne Slaton, Vice Mayor Mary Collins, and Council Members Roberto Alonso and Robert Meador, present today from the Town of Miami Lakes, and expressed her appreciation to them for their efforts in resolving this issue. She noted she felt that since the Town of Miami Lakes was the first community to enter into the mitigation payment agreement, it was only fitting that the Town of Miami Lakes be the first to terminate this agreement, and she hoped the remaining cities would join in.

Mayor Wayne Slaton, Town of Miami Lakes, noted at times and in some circumstances, mitigation had been warranted; however, he felt from the beginning that the circumstances would change in the future and mitigation would no longer be warranted. He expressed appreciation to the Board for this resolution, which presented a good opportunity for the residents of Miami Lakes to end mitigation.

Commissioner Seijas expressed appreciation to Mayor Wayne Slaton for a magnificent job done serving as Mayor of the Town of Miami Lakes for the past eight years.

Vice-Mayor Mary Collins, Town of Miami Lakes, expressed appreciation to Commissioner Seijas for putting forth this resolution and providing the Town of Miami Lakes with an opportunity to end the mitigation payment issues.

Councilmember Roberto Alonso, Town of Miami Lakes, expressed appreciation to the Board of County Commissioners (BCC) for this resolution and noted he looked forward to a good relationship between the Town of Miami Lakes and the County.

Councilmember Robert Meador, Town of Miami Lakes, expressed appreciation to the BCC for this resolution, which, he noted, served as a bright light in a dark tunnel.

It was moved by Commissioner Seijas that the Board adopt the foregoing proposed resolution. This motion was seconded by Commissioner Edmonson, followed by discussion.

Commissioner Sorenson spoke in support of this item, and hoped the Cities of Palmetto Bay and Doral would join Miami Lakes in ending mitigation. She noted she sponsored a resolution that was amended in Committee to treat all three municipalities equitably. She noted that resolution was not before the Board today, but was what she desired to see happen. Commissioner

Sorenson noted the Board now understood that mitigation caused divisiveness and created too much animosity between municipalities and the County, and needed to be ended. She spoke in support of this item, and hoped her colleagues would support her resolution involving the Cities of Palmetto Bay and Doral.

Commissioner Sosa noted, coming from a municipal government, she understood the difficulty in delivering services. She stated she hoped the mitigation issue would be resolved with the remaining cities as well, but also hoped this would send a message to the municipalities considering annexations going forward that the County could no longer entertain mitigation. She noted she hoped that the County Management was prepared to absorb in the budget, the exit of mitigation payments charged to those municipalities for the past years, if this item was approved.

Commissioner Diaz noted he sponsored a resolution some time ago to address the mitigation issues with the City of Doral, and wanted to ensure the resolutions pertaining to all three municipalities, particularly the City of Doral, were clear and equitable.

Vice Chairwoman Jordan noted there were donor and recipient communities when the mitigation process was created, and Miami Gardens was considered a recipient, revenue neutral, community. She noted at that time, the County was left with the remaining unincorporated areas, and she felt mitigation was the only fair process. Vice Chairwoman Jordan asked the County Manager to provide a report reflecting the name of the remaining communities currently providing mitigation and what the amounts were.

In response to Vice Chairwoman Jordan's question whether any annexations had ever provided mitigation payments, County Manager Burgess noted several annexations had provided mitigation payments. Vice Chairwoman Jordan spoke in support of this item, but stated she wanted a policy kept in place that ensured the integrity of the remaining unincorporated areas and prevented the same issues from occurring in the future.

Commissioner Sorenson asked staff to clarify whether the amended resolution she proposed, pertaining to the City of Palmetto Bay, would proceed to the next BCC meeting in the same manner as the forgoing resolution, or would further steps be needed.

Assistant County Attorney Craig Collier noted the resolution proposed by Commissioner Sorenson was more general in terms, and directed the County Mayor or his designee to work out a detailed resolution similar to that for Miami Lakes, and would not be ready by the next BCC meeting, but did not require a 2/3's vote of the Commission.

In response to Commissioner Sorenson question whether the resolution she sponsored, pertaining to the City of Palmetto Bay, could be amended to mirror the forgoing resolution, Commissioner Seijas stated she had no problems with requesting a waiver of the Committee process to allow both Commissioners Sorenson and Diaz' resolutions to be forwarded to the next BCC meeting.

Commissioners Sorenson and Diaz asked Assistant County Attorney Craig Collier to prepare the appropriate resolutions for eliminating the mitigation payments of the Cities of Doral and Palmetto Bay to Miami-Dade County that

*mirrors the City of Miami Lakes resolution, in order to be fair and equitable.*

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

**9/9/2008** Forwarded to BCC with a favorable recommendation from the Governmental Operations and Environment Committee

11A6

**082381**                      **Resolution**    **Rebeca Sosa,  
Joe A. Martinez**

RESOLUTION URGING THE FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION TO INCLUDE IN ITS LEGISLATIVE PACKAGE AND THE FLORIDA LEGISLATURE TO PASS LEGISLATION PHASING IN BOATER SAFETY EDUCATION FOR ALL VESSEL OPERATORS IN FLORIDA AND TO NAME THE 2009 LEGISLATION IN HONOR OF OSMANY "OZZIE" CASTELLANOS **Withdrawn**

**Report:** (See Agenda Item 11A6 Substitute; Legislative file No. 082635.)

11A6 SUBSTITUTE

**082635**                      **Resolution**    **Rebeca Sosa**

RESOLUTION URGING THE FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION TO INCLUDE IN ITS LEGISLATIVE PACKAGE AND THE FLORIDA LEGISLATURE TO PASS LEGISLATION PHASING IN BOATER SAFETY EDUCATION FOR ALL VESSEL OPERATORS IN FLORIDA AND TO NAME THE 2009 LEGISLATION IN HONOR OF OSMANY "OZZIE" CASTELLANOS [SEE ORIGINAL ITEM UNDER FILE NO. 082381] **Adopted  
Resolution R-974-08  
Mover: Rebeca Sosa  
Seconder: Katy Sorenson  
Vote: 11- 0  
Absent: Moss, Martinez**

**11 B**      **ADDITIONAL BUDGET ALLOCATIONS**

11B1

**082666 Report**

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

*Approved*  
*Mover: Natacha Seijas*  
*Second: Katy Sorenson*  
*Vote: 7- 0*  
*Absent: Rolle, Heyman, Gimenez, Moss, Souto, Martinez*

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

- \$450 to Greater Love Full Gospel Baptist Church (Pastor Appreciation Banquet)*
- \$750 to City of Miami Gardens (Sponsorship for 7 district one students to attend the 2008 Annual Legislative Conference in Washington, DC)*
- \$1,000 to Theodore Roosevelt Gibson Memorial Fund, Inc. (26th Annual Unity Dinner)*
- \$1,500 to NAACP Miami-Dade Branch (for the 20th Annual Freedom Fund Celebration)*
- \$1,500 to The Links Incorporated/Dade County Chapter (Breast Cancer Awareness Gala)*

*On September 18, 2008, it was moved by Commissioner Martinez and seconded by Commissioner Moss that the following be approved: Vice-Chairwoman asked to rescind a portion of an allocation she had made in 2005 to the Hurricane Relief Fund. She requested that \$12,500 of the original \$15,000 allocation be rescinded and reallocated to Embrace Girl Power.*

11B2

**082667 Report**

ALLOCATION OF (FY) 2007/08 OFFICE OPERATING BUDGET FUNDS (DISTRICT 3)

*Approved*  
*Mover: Natacha Seijas*  
*Second: Katy Sorenson*  
*Vote: 7- 0*  
*Absent: Rolle, Heyman, Gimenez, Moss, Souto, Martinez*

**Report:** *The following funding allocation was made from fiscal year (FY) 2007/08 District 3 Office Operating Budget Funds as requested by Commissioner Edmonson.*

- \$400 to 7 Star Transportation, Inc., (Re: Charter to transport seniors from New Horizon to Partners Park for Miami Convoy of Hope event held on Saturday, September 13, 2008)*

*On September 18, 2008, County Commissioners meeting of September 18, 2008, it was moved by Commissioner Martinez and seconded by Commissioner Moss that the following allocation from District 3 Office Operating Budget be approved:*

- \$2,000 to World Vision (Re: Caribbean Relief Effort)*

11B3

**082668 Report**

REIMBURSEMENT FROM COMMUNITY-BASED ORGANIZATION FUNDS - COUNTY SERVICES RESERVE FUNDS (DISTRICT 4)

*Approved*  
*Mover: Natacha Seijas*  
*Seconder: Katy Sorenson*  
*Vote: 7- 0*  
*Absent: Rolle, Heyman, Gimenez, Moss, Souto, Martinez*

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

*\$100 to Kristi House*  
*\$65 to League of Women Voters*  
*\$45 to Greater Miami Jewish Federation*

11B4

**082669 Report**

ALLOCATION OF (FY) 2007/08 OFFICE FUNDS (DISTRICT 5)

*Approved*  
*Mover: Natacha Seijas*  
*Seconder: Katy Sorenson*  
*Vote: 7- 0*  
*Absent: Rolle, Heyman, Gimenez, Moss, Souto, Martinez*

**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 A.L.B.A., Inc.*  
*\$5,000 to Voices for Children*  
*\$2,000 to World Vision*  
*\$5,000 to Hermanitas de la Caridad for Cuba*

11B5

**082670 Report**

ALLOCATION OF (FY) 2007/08 COUNTY SERVICE FUNDS (DISTRICT 6)

*Approved*  
*Mover: Natacha Seijas*  
*Seconder: Katy Sorenson*  
*Vote: 7- 0*  
*Absent: Rolle, Heyman, Gimenez, Moss, Souto, Martinez*

**Report:** *The following funding allocations were made from fiscal year (FY) 2007/08 District 6 County Service Funds as requested by Commissioner Sosa.*

*\$20,000 to City of West Miami – Congregate Meal Program*  
*\$1,000 to Little Gables Homeowners Association*  
*\$750 to Miami Hispanic Ballet*  
*\$1,000 to Leukemia & Lymphoma Society – Team in Training*  
*\$2,000 to provide humanitarian aid to the countries in the Caribbean that have been devastated by Tropical Storm Fay and Hurricanes Hanna, Gustav and Ike – to World Vision \$1,000 and to Hermanitas de la Caridad, \$1,000*

11B6

**082671 Report**ALLOCATION OF (FY) 2007/08 DISTRICT DISCRETIONARY  
RESERVE FUNDS (DISTRICT 7)*Approved**Mover: Natacha Seijas**Seconder: Katy Sorenson**Vote: 7- 0**Absent: Rolle, Heyman,  
Gimenez, Moss, Souto, Martinez*

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

*\$500 to Miami-Dade County Sister Cities Program for Sixth Annual Miami-  
Dade "Celebrating Our Diversity"  
\$1,000 to Rebuilding Together*

11B7

**082672 Report**

ALLOCATION OF (FY) 2007/08 OFFICE FUNDS (DISTRICT 8)

*Approved**Mover: Natacha Seijas**Seconder: Katy Sorenson**Vote: 7- 0**Absent: Rolle, Heyman,  
Gimenez, Moss, Souto, Martinez*

**Report:** *The following funding allocation was made from fiscal year (FY)  
2007/08 District 8 Office Funds as requested by Commissioner Sorenson.*

*\$2,000 to The Wildlife Research Team, Inc.*

11B8

**082673 Report**

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

*Approved*  
*Mover: Natacha Seijas*  
*Second: Katy Sorenson*  
*Vote: 7- 0*  
*Absent: Rolle, Heyman,*  
*Gimenez, Moss, Souto, Martinez*

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

- \$4,000 to Galata, Inc., for the 3rd Annual National Leadership Conference of Haitian Mayors*
- \$1,500 for a foursome for the Larry Little Legends Golf Classic in support of the Virginia Key Beach Park Trust*
- \$500 to Run for the Stars for the 2nd Annual High School Cross Country Championships*
- \$3,000 to Hispanic Chamber of Commerce, Inc. (CAMARA HISPANA DE COMERCIO, INC.) for the Hispanic Heritage Celebration*
- \$2,500 to The South Dade Male Chorus Union for their Annual Conference*
- \$716 to Miami-Dade Parks and Recreation for the Cathedral House Back to the Books Festival*

*For the record, Commissioner Moss asked that the following allocations made from FY 2005-2006 be rescinded:*

- \$1,000 allocated to Mt. Zion AME Church on 4/25/2006*
- \$500 allocated to Alpha Kappa Alpha Sorority on 6/20/2006*
- \$500 allocated to Watchdog Report on 7/15/2008*

11B9

**082674 Report**

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

*Approved*  
*Mover: Natacha Seijas*  
*Second: Katy Sorenson*  
*Vote: 7- 0*  
*Absent: Rolle, Heyman,*  
*Gimenez, Moss, Souto, Martinez*

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

- \$1,200 to Parks Department for the Agriculture Show Volunteer Appreciation Picnic*
- \$1,200 to ALBA – Academia de las Luminarias de las Bellas Artes*

*For the record, Commissioner Souto corrected the allocation made for Publix Supermarket at the 9/02/08 BCC meeting from his Discretionary Reserve Funds. The allocation should have been \$1,750 and not \$1,200*

11B10

**082675 Report**

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

*Approved*  
*Mover: Natacha Seijas*  
*Second: Katy Sorenson*  
*Vote: 7- 0*  
*Absent: Rolle, Heyman, Gimenez, Moss, Souto, Martinez*

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

- \$3,950 to Grupo Folklore Latino (Festival Chileno)*
- \$1,000 to Lissette Alvarez (Summer Internship District 12)*
- \$250 to Claudio Escandell (Pepe's Summer Blast)*
- \$500 to Christina Maria Fuentes c/o Close Up*
- \$2,500 to Hermanitas de la Caridad*

*At the September 18, 2008, meeting, moved by Commissioner Martinez and seconded by Commissioner Moss, Commissioner Diaz restated the allocations he had made at the Board of County Commission meeting of 9/16/08, and added the following allocation.*

*\$2,000 to Belen Baseball Team*

*At the Zoning Meeting of September 18, 2008, it was moved by Commissioner Moss and seconded by Commissioner Rolle that the following allocation from District 12 Discretionary Reserve Funds be approved:*

*\$2,500 to Food for the Poor (Hurricane Relief)*

11B11

**082676 Report**

ALLOCATION OF (FY) 2007/08 OFFICE BUDGET FUNDS (DISTRICT 13)

*Approved*  
*Mover: Natacha Seijas*  
*Second: Katy Sorenson*  
*Vote: 7- 0*  
*Absent: Rolle, Heyman, Gimenez, Moss, Souto, Martinez*

**Report:** *The following funding allocation was made from fiscal year (FY) 2007/08 District 13 Office Budget Funds as requested by Commissioner Seijas.*

*\$5,000 to American Cancer Society (Making Strides Against Breast Cancer Walk)*

**11C REPORTS**

**12 COUNTY MANAGER**

12A1

**082409                      Resolution**

RESOLUTION APPROVING AND AUTHORIZING  
EXECUTION OF SETTLEMENT AGREEMENT RESOLVING  
PENDING LITIGATION BETWEEN MIAMI-DADE COUNTY  
AND ARCHITECTS HALL DESIGNERS, INC. AKA HALL  
GROUP, INC. (County Manager, County Attorney)

*Adopted*  
*Resolution R-975-08*  
*Mover: Rebeca Sosa*  
*Seconder: Katy Sorenson*  
*Vote: 11- 0*  
*Absent: Moss, Martinez*

12B1

**082559**                      **Report**

HOUSEHOLD DEPENDENT SURVEY (County Manager)

*Deferred to October 7, 2008*

*Mover: Jose "Pepe" Diaz*

*Seconder: Natacha Seijas*

*Vote: 8- 0*

*Absent: Heyman, Gimenez,  
Moss, Souto, Martinez*

**Report:** *Commissioner Diaz expressed disappointment with receiving only part of the analysis he requested from the private consultant. He stated he needed to review the background data in order to review and understand the conclusions of the study. Commissioner Diaz asked that this item be deferred to the next BCC meeting for him to receive all of the information he requested.*

*Commissioner Seijas indicated she thought the most important piece of information missing was the actuary studies, and noted this was not the proper way to present a proposal. She stated she felt Commissioner Diaz fought hard for this proposal and deserved to receive and review a complete study.*

*Hearing no further comments or questions, the Board proceeded to vote on a motion to defer.*

*Chairman Barreiro asked the County Manager to follow through with providing Commissioner Diaz with the complete information and the actuary studies he previously requested.*

*Later in the meeting, Commissioner Diaz advised the County Manager that he had asked his Chief of Staff to contact the consultant who performed the study, and obtain the missing information, but was informed by the consultant that the information could not be provided to the Commission directly, but to the Department, which was the client. Commissioner Diaz directed a question to the County Attorney regarding whether the information he requested was public record and if the vendor was required to provide it.*

*County Attorney Cuevas advised that the Commission was entitled to the information requested, and the vendor was required to provide it.*

*County Manager Burgess noted staff would absolutely ensure that each County Commissioner received the actuary analysis data by tomorrow (09/17) morning.*

*Commissioner Diaz stated he was upset with receiving an incomplete report, and a recommendation on the numbers he had not seen yet, even though he only asked for a report. He also expressed concern with the vendor not providing information requested by a Commissioner, and the reason given was that the Commission was not the entity that hired him.*

*Commissioner Seijas stated she felt this consultant had a misconception of who the client really was. She noted consultants were paid by the County and the actuary studies provided to the County were public records and should be the privy of the Mayor and the County Commission to review them. Commissioner Seijas inquired if the actuary studies, which should be included in this report, were a public record and was the County the client. She pointed out that the tax payers, whom the Board represents, were the actual client, and she hoped this issue would be resolved within 24 hours.*

*County Attorney Cuevas advised that the County was the client and the Board was entitled to see any work product as soon as it was filed with the Clerk's Office, at which time it became a public record.*

*Commissioner Sosa commented that sometimes consultants were unaware of the process, but she hoped this issue would be resolved quickly.*

*Hearing no further comments or questions, the Board proceeded to vote on a motion to defer.*

**13**      **COUNTY ATTORNEY**

13A1

**082538**              **Resolution**

RESOLUTION AUTHORIZING BUSINESS DAMAGE SETTLEMENT IN COUNTY EMINENT DOMAIN PROCEEDINGS BY COUNTY ATTORNEY IN THE AMOUNT OF \$114,080.00 IN CONNECTION WITH THE ACQUISITION OF LAND NEEDED FOR THE RIGHT-OF-WAY FOR THE CONSTRUCTION OF THE MIAMI INTERMODAL CENTER (MIC)/EARLINGTON HEIGHTS CONNECTOR, A 2.4 MILE CORRIDOR LINKING THE MIC TO THE EARLINGTON HEIGHTS METRORAIL STATION LOCATED AT STATE ROAD (SR) 112 AND NW 22 AVENUE, IN MIAMI-DADE COUNTY, FLORIDA (County Attorney)

*Adopted  
Resolution R-976-08  
Mover: Rebeca Sosa  
Seconder: Katy Sorenson  
Vote: 11- 0  
Absent: Moss, Martinez*

13A2

**082580**              **Resolution**

RESOLUTION AUTHORIZING CERTAIN SETTLEMENT IN COUNTY EMINENT DOMAIN PROCEEDINGS BY COUNTY ATTORNEY IN THE AMOUNT OF \$519,622.78 IN CONNECTION WITH THE ACQUISITION OF LAND FOR THE RIGHT-OF-WAY NEEDED FOR IMPROVEMENTS TO THE NW 72ND AVENUE FROM NW 74TH STREET TO OKEECHOBEE ROAD, STATE ROAD NO. 25 IN MIAMI COUNTY, FLORIDA (County Attorney)

*Adopted  
Resolution R-977-08  
Mover: Rebeca Sosa  
Seconder: Katy Sorenson  
Vote: 11- 0  
Absent: Moss, Martinez*

**14**      **ITEMS SUBJECT TO 4-DAY RULE**

14A1

**082607**              **Resolution**

RESOLUTION APPROVING AMENDMENT TO STANDBY BOND PURCHASE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND JPMORGAN CHASE BANK, NATIONAL ASSOCIATION WITH RESPECT TO \$295,240,000 WATER AND SEWER SYSTEM REVENUE REFUNDING VARIABLE RATE DEMAND BONDS, SERIES 2005; AND AUTHORIZING MAYOR OR COUNTY MAYOR'S DESIGNEE TO SOLICIT PROPOSALS FOR SUBSTITUTE LIQUIDITY PROVIDER (Finance Department)

*Adopted  
Resolution R-978-08  
Mover: Rebeca Sosa  
Seconder: Dorrin D. Rolle  
Vote: 12- 0  
Absent: Martinez*

**9/9/2008**      *Forwarded to the BCC by the BCC Chairperson with a favorable recommendation from the Budget and Finance Committee*

14A2

**082413 Resolution**

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE A DESIGN-BUILD SERVICES AGREEMENT BETWEEN MIAMI-DADE COUNTY AND MAGNUM CONSTRUCTION MANAGEMENT CORP. (MCM), IN AN AMOUNT NOT TO EXCEED \$13,373,332, TO PROVIDE DESIGN AND CONSTRUCTION SERVICES FOR THE NEW GENERAL SERVICES ADMINISTRATION (GSA) TRADES SHOP FACILITY, GSA CONTRACT NO. W80021, FOR AND ON BEHALF OF MIAMI-DADE COUNTY AND TO EXERCISE ANY AND ALL OTHER RIGHTS CONTAINED THEREIN (General Services Administration Department)

*Adopted  
Resolution R-979-08  
Mover: Katy Sorenson  
Seconder: Jose "Pepe" Diaz  
Vote: 11- 0  
Absent: Martinez  
Absent, COI: Gimenez*

**Report:** *Due to a conflict of Interest, Commissioner Gimenez recused himself from consideration of this item and absent himself from the chambers.*

*In response to Commissioner Sosa's question whether the revised bid amount in the foregoing contract award recommendation was 3.6% lower than the original lump sum bid, Ms. Wendy Norris, Director, General Services Administration, affirmed that was correct.*

*Commissioner Sosa expressed concern with bids that come in lower than the original bids but result in change orders later. She asked if that was the case with this contract.*

*Ms. Norris assured the Board that was not the case with this contract, and noted the Negotiating Committee considers those issues very carefully.*

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

**9/9/2008** Forwarded to the BCC by the BCC Chairperson with a favorable recommendation from the Budget and Finance Committee

14A3

**082618 Resolution**

RESOLUTION WAIVING FORMAL BID PROCEDURES FOR TWO CONFIRMATION PURCHASES AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO AWARD SAME [SEE ORIGINAL ITEM UNDER FILE NO. 082494] (Procurement Management Department)

*Adopted  
Resolution R-980-08  
Mover: Katy Sorenson  
Seconder: Barbara J. Jordan  
Vote: 12- 0  
Absent: Martinez*

**Report:** *Commissioner Sosa asked that Assistant County Manager Susanne Torriente provide the appropriate Commission Committee with a report within 60 days, identifying any vendor(s) on this contract that have been cited for DBE, CSBE or other contract violations.*

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

**9/9/2008** Forwarded to the BCC by the BCC Chairperson with favorable recommendation with committee amendments from the Budget and Finance Committee

14A4

**082589**

**Resolution**

**Joe A. Martinez,  
Jose "Pepe" Diaz,  
Audrey M. Edmonson,  
Carlos A. Gimenez,  
Sally A. Heyman,  
Dennis C. Moss,  
Dorrin D. Rolle,  
Rebeca Sosa**

RESOLUTION APPROVING THE MIAMI-DADE COUNTY - BLUECROSS BLUESHIELD OF FLORIDA, INC. CONTRACT FOR A THREE YEAR PILOT IMPLEMENTATION OF THE CO-DESIGNED HEALTH INSURANCE PRODUCT FOR UNINSURED RESIDENTS OF MIAMI-DADE COUNTY, AND DIRECTING THE COUNTY MAYOR OR DESIGNEE TO PROVIDE REPORTS TO THE BOARD – CONTRACT NO. EPP-8347A

*Adopted  
Resolution R-981-08  
Mover: Dennis C. Moss  
Seconder: Rebeca Sosa  
Vote: 11- 0  
Absent: Martinez, Seijas*

**Report:** *Commissioners Edmonson, Rolle and Heyman asked to be added as co-sponsors to this item.*

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

**9/11/2008** *Forwarded to the BCC by the BCC Chairperson with a favorable recommendation from the Health and Public Safety Committee*

14A5

**082590**

**Resolution**

RESOLUTION AUTHORIZING THE ADOPTION OF THE MIAMI-DADE COUNTY COMPREHENSIVE EMERGENCY MANAGEMENT PLAN (CEMP); AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO EXECUTE SAME FOR AND ON BEHALF OF MIAMI-DADE COUNTY, TO EXECUTE AGREEMENTS WITH LOCAL MUNICIPALITIES NECESSARY TO CARRY OUT THE REQUIREMENTS OF THE CEMP, AND TO FILE AND EXECUTE ANY NECESSARY MODIFICATIONS (Dept. of Emergency Management & Homeland Security)

**4 Day Rule Invoked**

**Report:** *During consideration of the changes to today's agenda, the 4-Day Rule was invoked by Commissioner Seijas.*

**9/11/2008** *Forwarded to the BCC by the BCC Chairperson with a favorable recommendation from the Health and Public Safety Committee*

14A6

**082527 Resolution**

RESOLUTION AUTHORIZING EXECUTION OF A LICENSE AGREEMENT BETWEEN MIAMI-DADE COUNTY AND FLORIDA POWER & LIGHT COMPANY FOR THE PURPOSE OF INSTALLING HOMELAND SECURITY SURVEILLANCE EQUIPMENT; AND AUTHORIZING THE MAYOR OR DESIGNEE TO EXECUTE THE AGREEMENT FOR AND ON BEHALF OF MIAMI-DADE COUNTY, AND TO EXERCISE TERMINATION RIGHTS CONFERRED THEREIN (Seaport Department)

*Adopted  
Resolution R-982-08  
Mover: Audrey M. Edmonson  
Seconder: Carlos A. Gimenez  
Vote: 11- 0  
Absent: Martinez, Seijas*

**9/10/2008** Forwarded to BCC with a favorable recommendation from the Transit Committee

14A7

**082460 Resolution**

RESOLUTION APPROVING AWARD OF CONTRACT FOR THE MIA CONCOURSE "E" FIRE SPRINKLERS AND FIRE ALARM UPGRADES AT MIAMI INTERNATIONAL AIRPORT, PROJECT NO. F117A, IN AN AMOUNT NOT TO EXCEED \$4,465,125.00 TO AARYA CONSTRUCTION AND DESIGN, INC.; AUTHORIZING COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE SAME, AND TO EXERCISE ALLOWANCE ACCOUNT, CANCELLATION AND TERMINATION PROVISIONS THEREOF (Aviation Department)

*Adopted  
Resolution R-983-08  
Mover: Carlos A. Gimenez  
Seconder: Jose "Pepe" Diaz  
Vote: 11- 0  
Absent: Martinez, Seijas*

**9/11/2008** Forwarded to the BCC by the BCC Chairperson with a favorable recommendation from the Airport and Tourism Committee

14A8

**082462 Resolution**

RESOLUTION APPROVING PROFESSIONAL SERVICES AGREEMENT BETWEEN MIAMI-DADE COUNTY AND H.J. ROSS ASSOCIATES, INC., FOR MIA RUNWAY 8R/26L PAVEMENT REHABILITATION, PROJECT NO. E07-MDAD-02; IN AN AMOUNT NOT TO EXCEED \$3,307,949.00; AND AUTHORIZING COUNTY MAYOR OR HIS DESIGNEE TO EXECUTE THE AGREEMENT AND TO EXERCISE THE TERMINATION PROVISIONS CONTAINED THEREIN (Aviation Department)

*Adopted  
Resolution R-984-08  
Mover: Rebeca Sosa  
Seconder: Audrey M. Edmonson  
Vote: 11- 0  
Absent: Martinez, Seijas*

**9/11/2008** Forwarded to the BCC by the BCC Chairperson with a favorable recommendation from the Airport and Tourism Committee

14A9

**082623                      Resolution**

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO ADVERTISE A REQUEST FOR PROPOSALS FOR AND ON BEHALF OF MIAMI-DADE COUNTY TO OBTAIN CERTAIN MDHA SECTION 8 OVERSIGHT AND MANAGEMENT SERVICES, TO EXERCISE ANY CANCELLATION AND RE-ADVERTISEMENT PROVISIONS AND TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN REQUISITION NO. RQHD0800009 [SEE ORIGINAL ITEM UNDER FILE NO. 082555] (Procurement Management Department)

*Amended*

**Report:** (See Agenda Item 11A9 Amended; Legislative File No. 082653 for the amended version.)

**9/10/2008** Forwarded to the BCC by the BCC Chairperson with favorable recommendation with committee amendments from the Economic Development and Human Services Committee

14A9 AMENDED

**082653                      Resolution**

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO ADVERTISE A REQUEST FOR PROPOSALS FOR AND ON BEHALF OF MIAMI-DADE COUNTY TO OBTAIN CERTAIN MDHA SECTION 8 OVERSIGHT AND MANAGEMENT SERVICES, TO EXERCISE ANY CANCELLATION AND RE-ADVERTISEMENT PROVISIONS AND TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN. REQUISITION NO. RQHD0800009 [SEE ORIGINAL ITEM UNDER LEG. FILE NO. 082623] (Procurement Management Department)

*Adopted as amended  
Resolution R-985-08  
Mover: Barbara J. Jordan  
Seconder: Audrey M. Edmonson  
Vote: 11- 0  
Absent: Martinez, Seijas*

**Report:** *Commissioner Edmonson noted the Economic Development and Human Services (EDHS) Committee held lengthy discussions on this item and voted to remove Part B of the RFP; however, she stated she would yield to the concerns of Vice Chairwoman Jordan.*

*Vice Chairwoman Jordan noted she felt the language in this resolution regarding the Adker Consent Decree was too flexible and needed to be strengthened, and asked the County Attorney's Office to prepare amended language requiring the contractor to continue administering and applying the merits of the Adker Consent Decree within the RFP.*

*Assistant County Attorney Terrence Smith noted, pursuant to the discussions held by the EDHS Committee, additional language relating to compliance with the Adker Consent Decree was already included in section 2.5.14, second paragraph, handwritten page 22 of this resolution, and he read that language into the record.*

*Following Vice Chairwoman Jordan's comment that she wanted to ensure the language regarding the Adker Consent Decree was clear, Assistant County Attorney Smith advised that staff could replace the language concerning the "Waiting List" in the first paragraph of section 2.5.14 with specific language stating: "The contractor shall continue to administer and apply the merits of the Adker Consent Decree within the RFP."*

*In response to Chairman Barreiro's question whether the requirements would expire when the Adker Consent Decree expired in one year, Vice Chairwoman Jordan clarified the intent was to continue the Adker requirements within the RFP after the expiration of the Adker Consent Decree to ensure a fair and balance process for selecting eligible persons for the Section 8 Program.*

*Assistant County Attorney Smith pointed out many of the requirements in the Adker Consent Decree were unrelated to Section 8, but the only requirement pertaining to the Section 8 Program was that it be administered consistently with the Fair Housing Act and all other Civil Rights Acts. He noted that language was already included in this item within the "Notwithstanding..." paragraph he read into the record earlier.*

*Vice Chairwoman Jordan stated she understood the Adker Consent Decree was established because a law in place at that time was not being applied and violations were occurring. She noted, based on the EDHS Committee's discussion, she wanted to ensure the language pertaining to the Adker standards for selecting eligible participants for the Section 8 Program was clear and not broadly defined as it was prior to the Decree.*

*Assistant County Attorney Smith suggested the following language be added: "the contractor shall comply with the requirements of Adker Consent Decree, following its expiration, to ensure the persons protected under the Civil Rights Acts and the Fair Housing Act, were not discriminated against based upon their race and other protected classes."*

*In response to Chairman Barreiro's question whether this language applied only to the Section 8 Voucher program, and not the Moderate Rehabilitation or the other public housing programs, Assistant County Attorney Smith noted the Adker Consent Decree requirements would expire in August 2009 as to all housing programs, including the Moderate Rehabilitation program, but would be subject to the County and MDHA complying with the Fair Housing Act and*

*all other Civil Rights Acts.*

*Commissioner Sorenson expressed concern with removing Part B from the RFP and having it administered in-house by the current staff. She questioned if staff could identify the most qualified employees to administer Part B of the RFP on a trial basis.*

*Assistant County Attorney Cynthia Johnson-Stacks advised that removing Part B from the RFP and administering it in-house would require retaining eight (8) employees to run that program. She noted the EDHS Committee discussed with HUD's Oversight Administrator the possibility of identifying the eight most qualified employees to administer the programs, if the Board approved retaining Part B of the RFP to be administered in-house.*

*Ms. Lindsey Reames, HUD's Oversight Administrator, stated she felt that arrangement was a fair compromise. She noted HUD would initiate the process for identifying the eight most qualified employees and work with the County's Human Resource Department to ensure those persons were placed in those positions.*

*In response to Commissioner Sorenson's inquiry regarding an alternative plan if this plan failed, Vice Chairwoman Jordan asked Assistant County Attorney Smith to read, into the record, the proposed amended language regarding quarterly reports provided to the Board and a recommendation provided at the end of nine months on whether to continue retaining the services in-house or outsourcing them to the highest ranked vendor. Vice Chairwoman Jordan stated she felt that retaining a portion of the RFP to be administered in-house would place the County in a better position to gain some experience.*

*Assistant County Attorney Smith read into the record, the following proposed amended language: "to direct the Mayor or his designee to submit to the Board within nine months of the adoption of this resolution, a report describing the successes and/or failures related to the MDHA's Administration of the Section 8 Moderate Rehabilitation, Single Room Occupancy and Shelter Plus Care Programs and to recommend whether the contract option should be executed. At that time, the Board could consider whether or not to outsource those services."*

*Assistant County Attorney Cynthia Johnson-Stacks asked for clarification on whether the option built into the RFP, as currently drafted, would allow the contractor in Part A of the RFP to assume Part B, if the Board decided to outsource those services, or would a new contractor assume it.*

*Ms. Miriam Singer, Director, Department of Procurement Management, noted an option was built into the RFP that would allow the highest ranked vendor to assume the program in the event the County staff was no longer able to manage it.*

*Chairman Barreiro expressed concerns with this agreement. He indicated it seemed more logical to him for those portions of the RFP involving inspections of the Moderate Rehabilitations Program to be privatized and for the County to maintain the administrative portion, as other Florida agencies had done.*

*Commissioner Moss expressed concerns regarding privatization. He pointed*

out projects at the Miami International Airport's North Terminal and the Performing Arts Center, once turned over to the private sector that the County had to take back in order to complete them. He questioned the number of public housing agencies nationwide, with privatized Section 8 programs.

Ms. Lindsey Reams, HUD's Oversight Administrator, noted research indicated that approximately 180 of 3,400 public housing agencies nationwide had privatized Section 8 Programs, but advised that this information came from various HUD Field Offices nationwide, and the actual number could be higher.

Commissioner Moss noted he supported this item in order for the County to resume MDHA, but expressed concern with approving privatization of programs or projects and the County having to take them back to complete. He also noted his concern with HUD needing to take over MDHA to begin with, which he felt was unnecessary.

In response to Commissioner Sorenson's question regarding the number of pending law suits filed for Section 8 issues, Assistant County Attorney Smith noted law suits were increasing on a regular basis, and the last count was 15, plus one Class Action suit filed by Section 8 landlords claiming they were not paid on time, involving at least 10,000 contracts.

In response to Commissioner Gimenez' inquiry regarding the names of the larger housing agencies with privatized Section 8 programs, Ms. Reams noted four of the six largest agencies with privatized Section 8 units were Chicago Housing Authority (49,000 units); New York State (38,000 units); the State of Michigan (24,000 units) and the State of Massachusetts (20,000 units).

In response to Commissioner Gimenez' question regarding the success of the privatized programs, and whether any of those agencies had experienced problems, Ms. Reams noted all had been successful in contracting out their Section 8 units for several years. She stated she was sure that some of the agencies had experienced problems, but none were identified by HUD as troubled agencies needing HUD's intervention.

Commissioner Moss pointed out that MDHA was one entity in one location, and differed from those state agencies with several housing developments spread out, for which privatizing was the best means to operate a number of entities.

Commissioner Jordan noted although the Committee preferred that HUD resolve the Section 8 issues while HUD oversaw the MDHA, this agreement was the Board's only choice in which to move forward with the resuming MDHA.

Chairman Barreiro commented that the private sector would come in and would, first, unify all of the offices, files and certifications under one roof, which was something he had requested be done for a number of years.

Upon conclusion of the discussion, the Board adopted the forgoing proposed resolution as amended to include additional language in the RFP, under Section 2.5.14, requiring that the contractor shall comply with the requirements of the Adker Consent Decree after its expiration to ensure those persons protected under the Civil Rights Acts, the local Fair Housing Act and

*all other applicable Civil Rights laws were not discriminated against based on race and other protected classes; that additional language be added to the RFP to include an option for outsourcing the Section 8 Moderate Rehabilitation, Single Room Occupancy and Shelter Plus Care Programs to the awarded vendor at the sole discretion of the Board of County Commissioners; that MDHA shall continue to administer the Section 8 Moderate Rehabilitation, Single Room Occupancy and Shelter Plus Care units with an assessment of MDHA's success at the end of nine months; and that the County Mayor or his designee be further directed to submit to the Board within 9 months of the effective date of this resolution, a report describing the successes and/or failures of the MDHA's administration of the Section 8 Moderate Rehabilitation, Single Room Occupancy and Shelter Plus Care Programs and to recommend whether the contract option should be executed to outsource those services.*

14A10

**082619                      Resolution                      Dorrin D. Rolle**

RESOLUTION APPROVING THE ALLOCATION OF FY 2007-2008 DISTRICT DISCRETIONARY RESERVE FUNDS OF DISTRICT 2

*Adopted  
Resolution R-986-08  
Mover: Dorrin D. Rolle  
Seconder: Audrey M. Edmonson  
Vote: 11- 0  
Absent: Martinez, Seijas*

14A11

**082544                      Resolution**

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR THE MAYOR'S DESIGNEE TO APPLY FOR ALL AVAILABLE COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR EMERGENCY ASSISTANCE FROM THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR THE REDEVELOPMENT OF ABANDONED AND FORECLOSED HOMES; RECEIVE AND EXECUTE SUCH CONTRACTS, AGREEMENTS, AND MEMORANDA OF UNDERSTANDING, AND AMENDMENTS AFTER APPROVAL BY THE COUNTY ATTORNEY; AUTHORIZING THE COUNTY MAYOR OR THE MAYOR'S DESIGNEE TO APPLY FOR AND RECEIVE ADDITIONAL FUNDS THAT MAY BECOME AVAILABLE [SEE AGENDA ITEM NO. 14A12 SUPPLEMENT] (Office of Community and Economic Development)

*Withdrawn  
Mover: Rebeca Sosa  
Seconder: Katy Sorenson  
Vote: 11- 0  
Absent: Moss, Martinez*

**Report:** *During consideration of the changes to today's agenda, the foregoing proposed resolution was withdrawn, as requested by Commissioner Edmonson.*

**9/10/2008**    *Forwarded to the BCC by the BCC Chairperson with a favorable recommendation from the Economic Development and Human Services Committee*

14A12

**082622                      Resolution**

RESOLUTION AUTHORIZING THE COUNTY MAYOR OR THE MAYOR'S DESIGNEE TO APPLY FOR ALL AVAILABLE COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR EMERGENCY ASSISTANCE FROM THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR THE REDEVELOPMENT OF ABANDONED AND FORECLOSED HOMES; RECEIVE AND EXECUTE SUCH CONTRACTS, AGREEMENTS, AND MEMORANDA OF UNDERSTANDING, AND AMENDMENTS AFTER APPROVAL BY THE COUNTY ATTORNEY; AUTHORIZING THE COUNTY MAYOR OR THE MAYOR'S DESIGNEE TO APPLY FOR AND RECEIVE ADDITIONAL FUNDS THAT MAY BECOME AVAILABLE (Office of Community and Economic Development)

*Adopted*

*Resolution R-987-08*

*Mover: Barbara J. Jordan*

*Seconder: Katy Sorenson*

*Vote: 7- 0*

*Absent: Rolle, Heyman,  
Gimenez, Moss, Souto, Martinez*

**Report:** *Chairman Barreiro asked if the Community Development Block Grants (CDBG) funds, listed in this item, would be divided by entitlement jurisdictions according to the CDBG process.*

*Assistant County Attorney Cynthia Johnson-Stacks stated yes, that U.S. Housing and Urban Development (HUD) had advised the allocations would be given to the entitlement areas, including the County, which was also a CDBG entitlement area.*

*Chairman Barreiro asked Assistant County Attorney Cynthia Johnson-Stacks to keep the County Commission informed of this process as it progressed to see if the County needed to engage its Intergovernmental Affairs Office to assist the County in getting its fair share of these funds.*

*Assistant County Attorney Johnson-Stacks advised that the Intergovernmental Affairs Office had been aggressively involved in this process from the beginning. In response to Commissioner Sosa's request for clarification whether these funds could be used to assist all of the foreclosed properties recovered by lenders, if excluded from the entitlement area, Ms. Johnson-Stacks noted the policy had yet to be determined by this Board on how the funds would be used. She noted staff placed this information in the packet just to give the Board some idea of where the high impact areas were, but the Board would ultimately decide how the funds would be used.*

*Commissioner Sosa stated she preferred staff bring back a proposal to the Board, with a breakdown on how these funds would be used in different scenarios, percentages, and areas of need countywide.*

*Assistant County Attorney Johnson-Stacks advised that the information received from HUD clearly stated that the funds must be used in areas of need. She noted staff would bring back recommendations based on the areas of need pursuant to the standards and priority of U.S. HUD.*

*Commissioner Sosa noted if the term "areas of need" was defined, it should apply to all families in every Commission District (1 through 13) who lost their home.*

*Commissioner Sorenson questioned if the correct number of homes, countywide, that were foreclosed last year was 37,000. She stated she did not want to raise unrealistic expectations that everyone would receive help.*

*Dr. Cruz appeared before the Board and noted the information he most recently received was still being analyzed, but included foreclosed properties that had been returned to the bank, as well as properties scheduled for a trustee/foreclosure sale that were technically considered foreclosed, but might still be occupied. He further noted approximately 6,500 properties countywide had foreclosed during the last nine months up to July 2008 and were returned to the bank. Dr. Cruz noted there were more foreclosed properties and people in need than could possibly be helped with the amount of funds expected to be received; however, he did not know the actual amount of funds the County would receive.*

*Commissioner Jordan stated she felt it would be appropriate for staff to bring back the supplemental report to explain it and answer the Board's questions concerning the application process. She stated she was glad the focus would be on targeting the CDBG entitlement areas, since the degree of need varied*

*in each Commission District.*

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

14A12 SUPPLEMENT

**082511 Supplement**

SUPPLEMENTAL INFORMATION REGARDING THE  
EMERGENCY ASSISTANCE FOR THE REDEVELOPMENT  
OF ABANDONED AND FORECLOSED HOMES (TITLE III) OF  
THE HOUSING AND ECONOMIC RECOVERY ACT OF 2008  
[SEE AGENDA ITEM NO. 14A11]

*Presented*

**9/10/2008** *Forwarded to the BCC by the BCC Chairperson with a favorable recommendation from the  
Economic Development and Human Services Committee*

14A13

**082639 Resolution**

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)

*Amended*

**Report:** *(See Agenda Item 14A13 Amended; Legislative File No. 082854 for  
the amended version)*

14A13 AMENDED

**082854                      Resolution**

RESOLUTION PERTAINING TO THE AUTHORIZATION OF AN OCTOBER 2008 AMENDMENT PROCESS FOR FILING APPLICATIONS REQUESTING AMENDMENTS TO THE COMPREHENSIVE DEVELOPMENT MASTER PLAN [SEE ORIGINAL ITEM UNDER FILE NO. 082639] (Department of Planning & Zoning)

*Adopted as amended  
Resolution R-988-08  
Mover: Carlos A. Gimenez  
Seconder: Rebeca Sosa  
Vote: 12- 0  
Absent: Martinez*

**Report:** *First Assistant County Attorney Abigail Price-Williams advised that Agenda Item 8N1A was a companion item to the foregoing proposed resolution, and the Board could adopt only one of the two items.*

*County Attorney Robert Cuevas noted both items pertained to the Board authorizing the opening of the October 2008 Comprehensive Development Master Plan (CDMP) cycle to consider CDMP amendment applications. He noted Agenda Item 8N1A, the original item authorizing the CDMP cycle be opened to strictly consider an application filed by Florida Power and Light (FPL), was recommended by the County Manager; and Agenda Item 14A13 authorized the October CDMP cycle to be opened to consider a second application filed by the Miami-Dade Aviation Department. Mr. Cuevas advised that only one of these items could be adopted by the Board today, but not both.*

*Responding to Commissioner Jordan's inquiry regarding which item would need to be adopted if the Board wanted to include both applications in the CDMP process, County Attorney Cuevas noted Agenda Item 14A13.*

*It was moved by Commissioner Gimenez that the resolution in Agenda Item 14A13 be adopted. This motion was seconded by Commissioner Sosa, followed by a discussion.*

*Following County Attorney Cuevas' comments that he inadvertently gave the wrong advice, Assistant County Attorney Joni Armstrong-Coffey advised that if the Board desired to open the October CDMP cycle to consider both applications under one resolution, it would be appropriate to include both applications under Agenda Item 14A13; however, that resolution would need to be amended.*

*Commissioner Sosa asked if each application could be considered separately on its merits, as an option.*

*Assistant County Attorney Joni Armstrong-Coffey explained that the Board could vote on each application separately in the CDMP cycle, but the Board was approving today whether or not to allow the CDMP cycle to be opened to consider more than one application.*

*In response to Commissioner Sosa's question whether the Board could also consider additional applications, Assistant County Attorney Armstrong-Coffey noted the CDMP cycle could be opened to however many applications the Board approved today, and each application could be voted on separately in the CDMP hearing.*

*Commissioner Sosa stated she wanted to ensure that the CDMP items were considered separately, and that the Board was not forced to vote on any of the applications together in this process.*

*Chairman Barreiro asked for clarification on whether the Board needed to vote on each agenda item separately today, Assistant County Attorney Joni Armstrong-Coffey noted, if the Board wanted to authorize the opening of the CDMP process to consider both applications, then the resolution in Agenda Item 14A13 would need to be amended to include the FPL application, and would require only one vote today.*

*The Board adopted the foregoing proposed resolution as amended to consider*

*in the 2008 CDMF cycle, two applications filed by the Miami-Dade Aviation Department and the Florida Power and Light, which was described in separate memoranda. (Agenda Item 8N1A; Legislative File No. 082546)*

**15 CLERK OF THE BOARD**

**15B REPORTS**

15B1

**082550 Report**

PROPOSED PUBLIC HEARING DATES FOR ORDINANCES  
SUBMITTED FOR FIRST READING ON SEPTEMBER 16, 2008  
(Clerk of the Board)

*Approved*  
*Mover: Rebeca Sosa*  
*Seconder: Katy Sorenson*  
*Vote: 11- 0*  
*Absent: Moss, Martinez*

15B2

**082551 Report**

COUNTY COMMISSION MINUTES FOR APPROVAL BY THE  
BOARD  
JULY 1, 2008 (REGULAR MEETING)  
JULY 18, 2008 (SPECIAL MEETING RE: PROPOSED  
CHARTER AMENDMENT) (Clerk of the Board)

*Approved*  
*Mover: Rebeca Sosa*  
*Seconder: Katy Sorenson*  
*Vote: 11- 0*  
*Absent: Moss, Martinez*

15B3

**082552 Report**

APPROVAL OF MIAMI-DADE PROPERTY APPRAISER  
PERSONAL PROPERTY CUT-OUT SUMMARY SHEETS  
(Clerk of the Board)

*Approved*  
*Mover: Rebeca Sosa*  
*Seconder: Katy Sorenson*  
*Vote: 11- 0*  
*Absent: Moss, Martinez*

15B4

**082553 Report**

APPROVAL OF MIAMI-DADE PROPERTY APPRAISER  
PERSONAL PROPERTY CUT-OUT SUMMARY SHEETS  
(Clerk of the Board)

*Approved*  
*Mover: Rebeca Sosa*  
*Seconder: Katy Sorenson*  
*Vote: 11- 0*  
*Absent: Moss, Martinez*

15B5

**082554 Report**

CERTIFICATE OF COUNTY CANVASSING BOARD FOR THE  
PRIMARY ELECTION HELD ON AUGUST 26, 2008 (Clerk of  
the Board)

*Approved*  
*Mover: Rebeca Sosa*  
*Seconder: Katy Sorenson*  
*Vote: 11- 0*  
*Absent: Moss, Martinez*

**15C COUNTY ADVISORY BOARD APPOINTMENTS**

**15D COUNTY ADVISORY BOARD APPOINTMENTS BY BALLOT****15E MAYOR'S REQUEST FOR ALLOCATIONS FROM DISCRETIONARY OR IN-KIND RESERVE FUNDS****16 ITEMS SCHEDULED FOR THURSDAY****16A SPECIAL PRESENTATIONS (Scheduled for 8:00 a.m.)**

16A1

**082588            Service Awards                            Bruno A. Barreiro**PRESENTATION OF SERVICE AWARDS: *Presented*

JOSEPH G. THOMAS JR. - AVIATION - 30 YEARS  
 LOUVON JOHNSON - CAA - 30 YEARS  
 LEONA A. MACKEY - LAW LIBRARY - 30 YEARS  
 DAVID ROLLE - HOUSING AGENCY - 35 YEARS  
 KARIN P. MONTEJO - POLICE DEPARTMENT - 30 YEARS  
 BOBBIE A. LAWSHEA - LIBRARY SYSTEM - 30 YEARS  
 MOSES JACKSON III - SWM - 35 YEARS  
 REBECCA SURRENCY - SWM - 30 YEARS  
 MARK J. RAUBENSTRAW - WASD - 30 YEARS  
 WENDELL A. STURRUP - WASD - 30 YEARS

**Report:** *No service award was presented to Joseph G. Thomas Jr.*

16A2

**082640            Special Presentation                            Dennis C. Moss**SISTER CITIES COORDINATING COUNCIL SCHOLARSHIP AWARD *Not presented***16B POLICY MATTERS FOR DISCUSSION BY THE BOARD****082650            Report**

NON-AGENDA REPORT-9/18/2008 BCC

**Report:** *1. Chairman Barreiro presented a proclamation to the New Generation Leadership Workforce Institute.**2. Commissioner Souto expressed appreciation to detectives in the Miami-Dade Police Department for apprehending an individual who had attempted rape in the Westchester area.***16C ZONING AGENDA (Scheduled for 9:30 a. m.)**

**083439 Report**

## NON-AGENDA ITEMS FOR SEPTEMBER 16, 2008 BCC MEETING

**Report:**

1. Chairman Barreiro advised the Aviation Department requested the public hearing date set for an ordinance authorizing the issuance of Aviation Revenue Bonds not to exceed the 1.9 billion aggregate original principle amount, adopted on first reading at the September 2 BCC meeting, be changed from October 7, 2008 to October 21, 2008.

*It was moved by Commissioner Diaz that the public hearing set on October 7, 2008 for the ordinance in Agenda Item 4G; Legislative File No. 082412, be changed to October 21, 2008, before the Board of County Commissioners at 9:30 am, as requested by the Aviation Department. The motion was seconded by Commissioner Sosa, and upon being put to a vote, passed 9-0. (Commissioners Martinez, Moss, Seijas and Sorenson were absent)*

2. *It was moved by Commissioner Gimenez that Agenda Item 11A4, adopted at the September 2, 2008 BCC meeting, be reconsidered. This motion was seconded by Commissioner Sosa, and upon being put to a vote, failed 5-7 (Commissioners Moss, Edmonson, Rolle, Sorenson, Heyman, Seijas and Jordan voted No), (Commissioner Martinez was absent)*

3. *Commissioner Seijas read into the record, a resolution adopted by the Jay Molina International Trade Consortium (ITC) Board of Directors, praising the actions of Columbian Government and its President Alvaro Uribe for obtaining the release of the Columbian and American citizens held hostage in Columbia.*

**19****ADJOURNMENT**

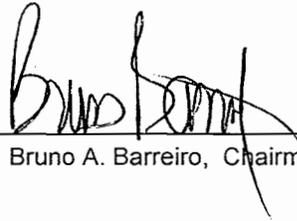
**Report:** *Today's meeting was recessed at 3:35 p.m. to be continued on Thursday, September 18, 2008 at 9:15 a.m., in the Commission Chambers, for further consideration of budget allocations.*

**FINAL OFFICIAL**

\_\_\_\_\_  
Bruno A. Barreiro, Chairman

ATTEST: HARVEY RUVIN, CLERK

By: \_\_\_\_\_  
Kay Sullivan, Deputy Clerk



A handwritten signature in black ink, appearing to read 'Bruno A. Barreiro', is written over a horizontal line.

Bruno A. Barreiro, Chairman

ATTEST: HARVEY RUVIN, CLERK



A handwritten signature in black ink, appearing to read 'Kay Sullivan', is written over a horizontal line.

By: Kay Sullivan, Deputy Clerk