



**MIAMI-DADE COUNTY
FINAL OFFICIAL MINUTES
Budget and Finance Committee**

Board of County Commissioners
Stephen P. Clark Government Center
Commission Chambers
111 NW 1st Street
Miami, Florida 33128

Tuesday, October 14, 2008
As Advertised

Harvey Ruvin, Clerk
Board of County Commissioners

Kay Madry Sullivan, Director
Clerk of the Board Division

Scott Rappleye, Commission Reporter
(305) 375-5108





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

FINAL OFFICIAL

Meeting Minutes

Budget and Finance Committee

Joe A. Martinez (11) Chair; Carlos A. Gimenez (7) Vice Chair; Commissioners Jose "Pepe" Diaz (12), Katy Sorenson (8), Rebeca Sosa (6), and Javier D. Souto (10)

Tuesday, October 14, 2008

2:00 PM

Commission Chambers

Members Present: Jose "Pepe" Diaz, Carlos A. Gimenez, Joe A. Martinez, Katy Sorenson, Rebeca Sosa.

Members Absent: Javier D. Souto.

Members Late: None.

Members Excused: None.

Members Absent County Business: None.

1 MINUTES PREPARED BY

Report: *Scott Rappleye, Commission Reporter, (305) 375-5108*

1A INVOCATION

Report: *Chairman Martinez called the meeting to order at 2:13 p.m. The Committee convened in a moment of silence followed by the Pledge of Allegiance.*

1B PLEDGE OF ALLEGIANCE

1C **ROLL CALL**

Report: *The following staff members were present: Special Assistant to the County Manager Jennifer Glazer-Moon; Assistant County Attorney Jess McCarty, Eric Rodriguez, and Gerald Heffernan.*

CHANGES TO TODAY'S COMMITTEE AGENDA

Assistant County Attorney McCarty indicated that in addition to the October 14, 2008, County Manager's memorandum entitled, "Requested Changes to the Budget and Finance Committee Agenda," the following additional changes had been requested: that Agenda Items 3P and 3Q be added to the Agenda.

Chairman Martinez noted he requested that the County Administration provide Committee members with copies of Agenda Items 3P and 3Q by October 10, 2008. He noted he would not allow these items to be added to the Agenda. Chairman Martinez explained he supported the intent of Agenda Items 3P and 3Q. He asked that the County Administration include a copy of the September 16, 2008, memorandum regarding Agenda Items 3P and 3Q in the agenda package.

Assistant County Attorney Jess McCarty advised that Commissioner Sosa requested Agenda Item 2P be withdrawn.

It was moved by Commissioner Gimenez that the changes listed in the County Manager's memorandum and that Commissioner Sosa's request to withdraw Agenda Item 2P be accepted. This motion was seconded by Commissioner Diaz, and upon being put to a vote, passed by a vote of 5-0 (Commissioner Souto was absent).

Later in the meeting, Chairman Martinez allowed Agenda Items 3P and 3Q to be added to the Agenda.

1D **DISCUSSION ITEMS**

1D1

082895 Discussion Item

DISCUSSION ON THE OFFICE OF
INTERGOVERNMENTAL AFFAIRS*Presented*

Report: *Commissioner Heyman expressed concern regarding the growth of the Office of Intergovernmental Affairs (OIA) budget from \$400,000 to \$1.1 million. She noted the intent of moving the OIA from the County Manager's Office to the County Commission's purview was to increase efficiency and accountability and to control costs. She pointed out the County leased an office in Washington, D.C. for OIA staff, which cut travel costs, and provided a better County presence. Commissioner Heyman expressed concern regarding the County Commission losing responsibility for the OIA costs, effectiveness, building coalitions, and unity with the Dade Delegation in Tallahassee. She noted the County Commission had considered having OIA lease an executive apartment in Tallahassee to help eliminate travel costs. She expressed concern that the County had not built relationships with State legislative staff, State Agencies, and Legislators who represented other areas of the state for their help to file bills on Miami-Dade County issues. Commissioner Heyman further expressed concern regarding the County not maximizing its leadership position in the State. She noted the OIA had not tried to resolve hostilities from the League of Cities, and had not involved itself when a State Agency came to the County to host meetings.*

Commissioner Heyman noted OIA could be more efficient and effective. She spoke in opposition to the OIA budget growth. She suggested the County establish an office setting for OIA in Tallahassee similar to the one the County established in Washington, D.C., that the County use executive apartments to house OIA staff from November when organizational sessions start to the conclusion of the Legislative session in May, and that the County prioritize personnel in Tallahassee. She recommended Ms. Misty Brown, Federal Affairs Coordinator, OIA, manage the Tallahassee office, and that the Tallahassee office have another employee be the direct liaison to the entire Dade Delegation. Commissioner Heyman asked Mr. Joe Rasco, Director, OIA, to fill the Miami-Dade Delegation liaison position that was approved in the FY 2008-09 budget as soon as possible.

Chairman Martinez pointed out the County Commission Chairman had complete responsibility for OIA. He expressed concern regarding the evolution of OIA and the level of control the County Commission had over OIA.

Commissioner Sosa noted the County Commission had not provided OIA with performance guidelines. She suggested the Commission establish a process with guidelines for OIA. She suggested the County reduce the number of lobbyists in Tallahassee. Commissioner Sosa pointed out the new County Commission Chairperson that would be selected after the November 4, 2008, election and the Chairperson of the Committee with jurisdiction over OIA should be allowed to present the guidelines for OIA. She expressed concern that she had no authority to establish guidelines for OIA, notwithstanding her position as Chairperson of the State Intergovernmental Affairs Subcommittee. She emphasized the importance of OIA providing the County Commission with reports of the activities in Tallahassee and Washington, D.C. Commissioner Sosa asked the OIA Director to provide her with a report on the State funding allocated to the County for the past five years and to reflect the allocated funding as complete line items.

Commissioner Sorenson concurred with Commissioner Heyman's suggestions that the County rent an executive apartment and establish an office, that the County have OIA staff in Tallahassee during the entire legislative session, and that the County collaborate with Broward and Palm Beach Counties. She expressed concern that the County appeared to have sufficient funds if it had a lot of lobbyists and staff. She suggested each commissioner visit Tallahassee during the Legislative Session in lieu of using as many County lobbyists and staff. Commissioner Sorenson expressed concern that the existing method for judging lobbyists on the outcome of their assigned issues hindered lobbyists from helping with major issues.

Commissioner Gimenez asked the OIA Director to provide him with a written response to the recommendations presented by Commissioner Heyman regarding the OIA before November 20, 2008. He noted the County Commission should prioritize its State and Federal Legislative Priorities to provide further direction to OIA.

Commissioner Diaz asked Assistant County Attorney Jess McCarty to provide him with a report on the entities in Tallahassee that could provide the County Commission with daily updates on the proceedings of the State Legislature, as well as which entity would be the most cost effective.

Chairman Martinez pointed out Commissioner Heyman requested \$300,000 from the OIA budget be set aside, and he asked that this \$300,000 not be used now. He expressed concern regarding the number of OIA staff and lobbyists and whether the work load for them was sufficient. He noted the County separated its legislative priorities into appropriations and legislative issues. Chairman Martinez expressed concern regarding the current number of County lobbyists.

Commissioner Sosa noted the Budget and Finance Committee should have the purview to establish the guidelines for OIA and to review all the County lobbyists and their performance.

Special Assistant to the County Manager Jennifer Glazer-Moon clarified the County Commission discussed setting aside \$300,000 for two positions in the OIA budget, however, the Commission did not move to amend the budget to set aside the \$300,000, and the OIA budget included those monies.

Commissioner Heyman asked the OIA Director to audit County lobbyists and to provide the County Commission with information and updates on the Legislature, as discussed by the Committee. She asked the OIA Director to assign Ms. Misty Brown to identify a 2 bedroom and 2 bathroom suite in Tallahassee that could be leased on a six month basis (November through May) in a setting similar to the Washington, D.C. office and to provide the County Commission Chair with a report of her findings before November 20, 2008. Commissioner Heyman asked the OIA Director to identify Legislators outside the Dade Delegation that could present legislation on behalf of the County and to build relationships with these legislators for this purpose. She noted she would provide a written report of the suggestions made during discussion to the County Commission, the County Mayor, and the County Manager; and that she would request a discussion item for the OIA on the November 20, 2008, County Commission meeting.

2 COUNTY COMMISSION

2A

082807 Resolution

Audrey M. Edmonson,

Bruno A. Barreiro

RESOLUTION URGING THE FLORIDA LEGISLATURE
TO PASS LEGISLATION REPEALING THE 2011 SUNSET
OF THE MIAMI-DADE AFFORDABLE HOUSING
SURTAX PROGRAM

*Forwarded to BCC with a favorable
recommendation*

Mover: Sorenson

Seconder: Gimenez

Vote: 5-0

Absent: Souto

2B

081981 Resolution

Carlos A. Gimenez

RESOLUTION URGING THE FLORIDA LEGISLATURE
TO PASS LEGISLATION AUTHORIZING THE USE OF
CAMERAS AT INTERSECTIONS WITH TRAFFIC
SIGNALS IN AN EFFORT TO REDUCE RED-LIGHT
RUNNING AND "BLOCKING THE BOX"

*Forwarded to BCC with a favorable
recommendation*

Mover: Sorenson

Seconder: Gimenez

Vote: 5-0

Absent: Souto

Report: *Commissioner Diaz questioned whether several municipalities and counties had experienced problems with the use of red-light cameras.*

Commissioner Gimenez clarified the intent of this proposed resolution was to allow counties and cities the right to use red-light cameras. He noted the County Attorney opined that counties and cities could not legally use them.

In response to Commissioner Sosa suggesting that this proposed resolution be amended to include a provision regarding the use of the funds that would be generated by tickets, Commissioner Gimenez emphasized the intent of this proposed resolution was for the Legislature to authorize counties and cities to use the cameras. He noted the use of the funds would be an issue for the individual counties and cities.

Chairman Martinez noted he disagreed with the County Attorney's opinion.

Hearing no other questions or comments, the Committee proceeded to vote.

2C

082829 Resolution**Sen. Javier D. Souto**

RESOLUTION RETROACTIVELY AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT AND THE MIAMI-DADE POLICE DEPARTMENT FOR THE SEPTEMBER 21, 2008 "20TH ANNIVERSARY CUBAN EXODUS RELIEF PROJECT" SPONSORED BY FOUNDATION FOR HUMAN RIGHTS IN CUBA, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$5,215.00 TO BE FUNDED FROM THE DISTRICT 10 IN-KIND RESERVE FUND

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Gimenez

Vote: 5-0

Absent: Souto

2D

082875 Resolution**Sen. Javier D. Souto**

RESOLUTION AUTHORIZING IN-KIND SERVICES FROM THE MIAMI-DADE PARK AND RECREATION DEPARTMENT, THE MIAMI-DADE POLICE DEPARTMENT AND THE MIAMI-DADE FIRE RESCUE DEPARTMENT FOR THE OCTOBER 11, 2008 "MIAMI-DADE HEART WALK" SPONSORED BY THE AMERICAN HEART ASSOCIATION, INC., A NOT-FOR-PROFIT ORGANIZATION, IN AN AMOUNT NOT TO EXCEED \$13,674.00 TO BE FUNDED IN PART FROM THE DISTRICT 10 IN-KIND RESERVE FUND AND IN PART FROM THE NON-AD VALOREM PORTION OF THE FIRE RESCUE DISTRICT BUDGET

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconder: Gimenez

Vote: 5-0

Absent: Souto

2E

082805 Resolution**Sally A. Heyman**

RESOLUTION REQUESTING THE COUNTY MAYOR OR THE MAYOR'S DESIGNEE TO PROVIDE A COMPREHENSIVE REPORT THAT OUTLINES THE VARIOUS PROCESSES OF REDISTRIBUTING UNALLOCATED AND RECAPTURED COUNTY FUNDS

Forwarded to BCC with a favorable recommendation

Mover: Sosa

Seconder: Diaz

Vote: 5-0

Absent: Souto

2F

082812 Resolution

Joe A. Martinez,

Carlos A. Gimenez, Rebeca Sosa

RESOLUTION URGING THE FLORIDA LEGISLATURE,
THE FLORIDA OFFICE OF INSURANCE REGULATION,
AND THE CITIZENS PROPERTY INSURANCE
CORPORATION TO DEVELOP AND IMPLEMENT A
SYSTEM FOR PROVIDING HOMEOWNERS DISCOUNTS
ON THEIR PROPERTY INSURANCE IF THEY INSTALL
CARBON MONOXIDE DETECTORS

*Forwarded to BCC with a favorable
recommendation*

Mover: Sorenson

Seconder: Gimenez

Vote: 5-0

Absent: Souto

Report: *Commissioner Gimenez asked that he be listed as
a co-sponsor.*

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

2G

082849 Resolution

Dennis C. Moss

RESOLUTION URGING THE FLORIDA HOUSING
FINANCE CORPORATION TO ADDRESS THROUGH
RULEMAKING OR OTHER APPROPRIATE ACTION THE
NEGATIVE IMPACT THE WITHDRAWAL OF TAX
CREDIT APPLICATIONS HAS ON REMAINING
APPLICATIONS FROM THE SAME COUNTY

*Forwarded to BCC with a favorable
recommendation*

Mover: Sorenson

Seconder: Gimenez

Vote: 5-0

Absent: Souto

Report: *Commissioner Gimenez questioned whether tax
credit applications came before the County
Commission before they went to the Legislature.
He noted, if the applications came before the
Commission, the County Commission needed to
use more discretion regarding which
organizations it sent to the Legislature.*

*Chairman Martinez asked Special Assistant to the
County Manager Jennifer Glazer-Moon to provide
the Committee with information regarding the role
of the County Commission in the approval of tax
credit funding before this proposal came before
the County Commission.*

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

2H

082804 Resolution

Dorrin D. Rolle

Withdrawn

RESOLUTION INVOKING WAIVER PROVIDED BY
ORDINANCE 05-114 OF PROCEDURES FOR
DISPOSITION OF SURPLUS PROPERTY ON THE BASIS
OF THE FINDING THAT AN EMERGENCY SITUATION
EXISTS IN HAITI AND DIRECTING THE MAYOR OR HIS
DESIGNEE TO DONATE SURPLUS EARTH-MOVING
EQUIPMENT AND REPORT BACK TO THE - IN FIFTEEN
(15) DAYS

Report: *See Report Under Agenda Item 2H AMENDED,
Legislative File No. 083073.*

2H AMENDED

083073 Resolution **Dorrin D. Rolle**

RESOLUTION INVOKING WAIVER PROVIDED BY ORDINANCE 05-114 OF PROCEDURES FOR DISPOSITION OF SURPLUS PROPERTY ON THE BASIS OF THE FINDING THAT AN EMERGENCY SITUATION EXISTS IN HAITI AND DIRECTING THE MAYOR OR HIS DESIGNEE TO DONATE SURPLUS EARTH-MOVING EQUIPMENT AND REPORT BACK TO THE BOARD IN FIFTEEN (15) DAYS [SEE ORIGINAL ITEM UNDER FILE NO. 082804]

Forwarded to BCC with a favorable recommendation with committee amendment(s)

Mover: Diaz

Seconder: Gimenez

Vote: 5-0

Absent: Souto

Report: *Assistant County Attorney Jess McCarty read the foregoing proposed resolution into the record.*

Chairman Martinez requested clarification regarding what provision of the County Code this proposed ordinance would waive.

Assistant County Attorney Eric Rodriguez advised this proposed resolution would waive the provision that County surplus property was provided to commission districts on a first come first serve basis, as well as declare that an emergency situation existed.

Chairman Martinez noted this proposed resolution would supersede any Commission request for surplus earth-moving equipment.

In response to Commissioner Diaz's question whether this proposed resolution included a Sunset provision for the waiver provided by Ordinance 05-114, Assistant County Attorney Eric Rodriguez advised this proposed resolution did not include a Sunset provision.

Commissioner Sorenson questioned which entity in Haiti would receive the surplus earth-moving equipment.

Assistant County Attorney Rodriguez advised the entity was yet to be determined.

Responding to Commissioner Sosa's inquiry regarding a definition to help the County Commission determine whether a situation was an emergency, Assistant County Attorney Rodriguez advised the language of Ordinance 05-114 provided the County Commission broad discretion to determine whether a situation was an emergency.

Following further discussion regarding the impact of this proposed resolution, Commissioner Gimenez suggested this proposed resolution be amended to include a Sunset provision of three months from the effective date of this proposed resolution.

Commissioner Sosa asked the General Services Administration Director to provide her with a status report on the process adopted by the County Commission for the distribution of tangible surplus property. She also asked that future legislation invoking the waiver provided by Ordinance 05-114 of procedures for disposition of surplus property on the basis of the finding that an emergency situation existed indicated the commission district that was next in line for surplus property.

Hearing no other questions or comments, the Committee proceeded to vote on this proposed resolution as amended to include a Sunset provision of three months from the effective date of this proposed resolution.

21

082817 Resolution**Dorrian D. Rolle**

RESOLUTION URGING CONGRESS TO PASS H.R. 6052
OR SIMILAR LEGISLATION PROVIDING ADDITIONAL
FUNDING FOR TRANSIT AS PART OF A
COMPREHENSIVE ENERGY STRATEGY

*Forwarded to BCC with a favorable
recommendation*

Mover: Sorenson

Seconder: Gimenez

Vote: 5-0

Absent: Souto

2J

082537 Resolution

Katy Sorenson,

Sally A. Heyman, Rebeca Sosa

RESOLUTION EXPRESSING CONCERNS OVER THE LARGE POPULATION OF GREEN IGUANAS IN THE COUNTY AND REQUESTING THAT THE FISH AND WILDLIFE CONSERVATION COMMISSION ENACT REGULATIONS GOVERNING THE POSSESSION, DISTRIBUTION AND RELEASE OF GREEN IGUANAS WITHIN THE STATE; PROVIDING FOR AN EFFECTIVE DATE

Forwarded to BCC with a favorable recommendation

Mover: Sorenson

Secunder: Diaz

Vote: 5-0

Absent: Souto

Report: *Assistant County Attorney Jess McCarty read the foregoing proposed resolution into the record.*

Commissioner Sorenson noted the green iguanas were interfering with the indigenous wildlife in the County.

Following comments by Commissioner Diaz in support of this proposed resolution, Commissioner Sosa asked that she be listed as a co-sponsor. She noted the green iguana had a significant impact on the residents in her district. She pointed out other animals would replace iguanas if the iguanas were eliminated.

Commissioner Gimenez noted the County should make it illegal to have an iguana as a pet. He questioned what specific action the County would take to resolve the iguana concern. He asked Assistant County Attorney Jess McCarty to determine whether the green iguana was a protected species, and whether the county had the authority to eliminate the species, as well as provide him with a report regarding the action taken by Broward County regarding the green iguana.

Hearing no other questions or comments, the Committee proceeded to vote.

2K

082746 Resolution

Katy Sorenson,

Audrey M. Edmonson, Rebeca Sosa

RESOLUTION URGING THE FLORIDA LEGISLATURE TO REINSTATE AND FUND THE MORTGAGE BROKERAGE GUARANTY FUND; TO STRENGTHEN LAWS RELATED TO LICENSING AND REGULATION OF MORTGAGE BROKERS; AND TO BEGIN LICENSING AND REGULATING LOAN ORIGINATORS

Forwarded to BCC with a favorable recommendation

Mover: Sorenson

Secunder: Gimenez

Vote: 5-0

Absent: Souto

2L

082814 Resolution

Katy Sorenson

RESOLUTION URGING THE FLORIDA LEGISLATURE TO PASS LEGISLATION CLOSING THE "CRESCENT MIAMI" LOOPHOLE THAT CURRENTLY ALLOWS SOME COMMERCIAL REAL ESTATE TRANSFERS TO CIRCUMVENT THE MIAMI-DADE AFFORDABLE HOUSING SURTAX AND STATE DOCUMENTARY STAMP TAXES

Forwarded to BCC with a favorable recommendation

Mover: Sorenson

Seconder: Gimenez

Vote: 5-0

Absent: Souto

2M

082523 Resolution

Rebeca Sosa,

Carlos A. Gimenez

RESOLUTION URGING THE FLORIDA LEGISLATURE TO AMEND SECTION 196.011(6) OF THE FLORIDA STATUTES TO REQUIRE THE PROPERTY APPRAISER TO DELIVER BY CERTIFIED MAIL NOTICES OF DISAPPROVAL OF RENEWAL APPLICATIONS FOR HOMESTEAD EXEMPTION

Forwarded to BCC with a favorable recommendation

Mover: Sorenson

Seconder: Gimenez

Vote: 5-0

Absent: Souto

Report: *Commissioner Gimenez asked that he be listed as a co-sponsor.*

Hearing no other questions or comments, the Committee proceeded to vote.

2N

082626 Resolution

Rebeca Sosa

RESOLUTION DIRECTING THE MAYOR TO EXPLORE USE OF HIGH FREQUENCY PLASMA ELECTRODELESS INDUCTION LAMPS IN COUNTY BUILDINGS AND FACILITIES

Withdrawn

Report: *See Report Under Agenda Item 2N AMENDED, Legislative File No. 083005.*

2N AMENDED

083005 Resolution

Rebeca Sosa

RESOLUTION DIRECTING THE MAYOR OR DESIGNEE TO EXPLORE USE OF HIGH FREQUENCY PLASMA ELECTRODELESS INDUCTION LAMPS IN COUNTY BUILDINGS AND FACILITIES

Forwarded to BCC with a favorable recommendation as amended

Mover: Sosa

Secunder: Sorenson

Vote: 5-0

Absent: Souto

Report: *Assistant County Attorney Jess McCarty read the foregoing proposed resolution into the record. He advised that a scrivener's error existed that should be corrected to change "Mayor" to "Mayor or his designee" on handwritten page three.*

Commissioner Sorenson suggested this proposed resolution be amended to direct the Mayor or his designee to include in the report a comparison of the various lighting technologies, including, but not limited to, induction lighting and LED (light-emitting-diode) lights.

Hearing no other questions or comments, the Committee proceeded to vote on this proposed resolution as amended by Commissioner Sorenson and Assistant County Attorney Jess McCarty.

20

082632 Resolution

Rebeca Sosa

RESOLUTION DECLARING SEPTEMBER 11, 2008 AND SEPTEMBER 11 EACH YEAR THEREAFTER PATRIOT DAY IN MIAMI-DADE COUNTY

Forwarded to BCC with a favorable recommendation

Mover: Sosa

Second: Diaz

Vote: 5-0

Absent: Souto

Report: *Assistant County Attorney Jess McCarty read the foregoing proposed resolution into the record.*

Commissioner Gimenez expressed concern regarding future generations forgetting what happened on September 11. He suggested the County declare September 11 as World Trade Center Day in lieu of Patriot Day.

Commissioner Sosa explained the United States of America Congress (US Congress) designated September 11 as Patriot Day in 2001, and the County did not have the jurisdiction or purview to change the name. She suggested Commissioner Gimenez propose a resolution urging the US Congress to change September 11 to World Trade Center Day.

Hearing no other questions or comments, the Committee proceeded to vote.

2P

082793 Resolution

Rebeca Sosa

RESOLUTION DIRECTING THE COUNTY MAYOR OR THE MAYOR'S DESIGNEE TO PROVIDE GREATER EFFICIENCY AND ACCOUNTABILITY IN PROCUREMENT BY ESTABLISHING DEADLINES AND REPORTING REQUIREMENTS RELATING TO THE PROCUREMENT PROCESS

Withdrawn

Mover: Gimenez

Second: Diaz

Vote: 5-0

Absent: Souto

2Q

082813 Resolution

Rebeca Sosa

RESOLUTION URGING THE U.S. SECRETARY OF TRANSPORTATION TO DESIGNATE THE OVERSEAS HIGHWAY/U.S. 1 IN THE FLORIDA KEYS AS ONE OF "AMERICA'S BYWAYS"

Forwarded to BCC with a favorable recommendation

Mover: Sorenson

Second: Gimenez

Vote: 5-0

Absent: Souto

3 DEPARTMENTS

3A

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)

Forwarded to BCC with a favorable recommendation

Mover: Diaz

Seconded: Sorenson

Vote: 4-0

Absent: Sosa, Souto

Report: *Assistant County Attorney Jess McCarty read the foregoing proposed resolution into the record.*

Commissioner Gimenez questioned whether this proposed resolution would authorize the Water and Sewer Department to issue \$1.2 billion of commercial paper and bonds.

Ms. Rachel Baum, Director, Finance Department, explained this proposed resolution requested authorization for the County Administration to start the process of implementing a Commercial Paper Program for the Water and Sewer Department and to issue the Request for Proposals (RFP).

In response to Commissioner Gimenez's inquiry regarding the requested authorization to issue \$800 million in Water and Sewer System Revenue Bonds, Ms. Baum clarified the County needed a way to take the commercial paper out of fixed rate bonds, and \$400 million of commercial paper would start the Commercial Paper Program. She noted the bonds would be necessary to continue the program when the County had issued almost the entire Commercial Paper Program.

Commissioner Gimenez questioned whether the \$800 million Water and Sewer System Revenue Bonds program had defined projects and a defined date those bonds would be paid off, or whether the \$800 million bonds program would be a rolling capital improvement projects program similar to the one at Miami International Airport.

Discussion ensued between Commissioner Gimenez and Ms. Baum regarding how the Commercial Paper Program and the bond program would function together.

Ms. Baum noted the County Administration would need additional authorization from the Commission after \$800 million was used on the Water and Sewer Capital Improvement Projects Program. She noted the \$800 million authorization in this proposed resolution would stand independent and the County would issue additional bonds as the Water and Sewer Capital Improvement Project program continued. She noted the bonds would be issued in separate issues that would be paid off at a future date and the County could track what bond issue funded which project.

Responding to Chairman Martinez's question regarding what would back this Commercial Paper Program and this bonds program, Ms. Baum noted Water and Sewer Department revenues would back the commercial paper and bonds programs.

Discussion ensued between Chairman Martinez and Ms. Baum regarding Water and Sewer revenues backing these bonds and commercial paper programs and Water and Sewer rate increases.

Special Assistant to the County Manager Jennifer Glazer-Moon explained the Water and Sewer rates had been adjusted for the maintenance index to cover ongoing operating expenses. She noted an extraordinary rate adjustment would be necessary to fund the debt issuances for the major Water and Sewer Department capital improvement projects.

Chairman Martinez asked the Finance Department Director to ensure this proposed ordinance was included in the agenda package with any future legislation authorizing the issuance of the subject Water and Sewer System commercial paper money and revenue bonds.

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

3B

082866 Resolution

RESOLUTION AUTHORIZING ISSUANCE OF MIAMI-
DADE COUNTY, FLORIDA, GENERAL OBLIGATION
BONDS (BUILDING BETTER COMMUNITIES
PROGRAM), SERIES 2008B, PURSUANT TO
ORDINANCE NO. 05 47 AND RESOLUTION NO. R-576-
05, IN PRINCIPAL AMOUNT NOT TO EXCEED
\$350,000,000 FOR PURPOSE OF PAYING ALL OR A
PORTION OF CERTAIN APPROVED CAPITAL PROJECT
COSTS AND PAYING COSTS OF ISSUING BONDS;
AMENDING RESOLUTION NO. R-853-08 TO UPDATE
PROJECTS ELIGIBLE FOR FUNDING; AUTHORIZING
PUBLIC SALE OF BONDS BY COMPETITIVE BID;
PROVIDING CERTAIN DETAILS OF BONDS;
AUTHORIZING COUNTY MAYOR OR COUNTY
MAYOR'S DESIGNEE, WITHIN CERTAIN LIMITATIONS
AND RESTRICTIONS, AUTHORITY TO FINALIZE
TERMS AND OTHER PROVISIONS OF BONDS,
INCLUDING ACCEPTANCE OF BID(S), SELECT BOND
REGISTRAR AND PAYING AGENT, AND APPROVE
FORM OF OFFICIAL NOTICE OF SALE, PRELIMINARY
OFFICIAL STATEMENT, OFFICIAL STATEMENT,
BONDS AND CONTINUING DISCLOSURE
COMMITMENT; PROVIDING CERTAIN COVENANTS;
AUTHORIZING CERTAIN OFFICIALS AND EMPLOYEES
TO TAKE ALL ACTION NECESSARY IN CONNECTION
WITH ISSUANCE AND SALE OF BONDS; AND
PROVIDING SEVERABILITY (Finance Department)

Withdrawn

Report: *See Report Under Agenda Item 3B AMENDED,
Legislative File No. 083281.*

3B AMENDED

083281 Resolution

RESOLUTION AUTHORIZING ISSUANCE OF MIAMI-DADE COUNTY, FLORIDA, GENERAL OBLIGATION BONDS (BUILDING BETTER COMMUNITIES PROGRAM), SERIES 2008B, PURSUANT TO ORDINANCE NO. 05 47 AND RESOLUTION NO. R-576-05, IN PRINCIPAL AMOUNT NOT TO EXCEED \$350,000,000 FOR PURPOSE OF PAYING ALL OR A PORTION OF CERTAIN APPROVED CAPITAL PROJECT COSTS AND PAYING COSTS OF ISSUING BONDS; AMENDING RESOLUTION NO. R-853-08 TO UPDATE PROJECTS ELIGIBLE FOR FUNDING; AUTHORIZING PUBLIC SALE OF BONDS BY COMPETITIVE BID; PROVIDING CERTAIN DETAILS OF BONDS; AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE, WITHIN CERTAIN LIMITATIONS AND RESTRICTIONS, AUTHORITY TO FINALIZE TERMS AND OTHER PROVISIONS OF BONDS, INCLUDING ACCEPTANCE OF BID(S), SELECT BOND REGISTRAR AND PAYING AGENT, AND APPROVE FORM OF OFFICIAL NOTICE OF SALE, PRELIMINARY OFFICIAL STATEMENT, OFFICIAL STATEMENT, BONDS AND CONTINUING DISCLOSURE COMMITMENT; PROVIDING CERTAIN COVENANTS; AUTHORIZING CERTAIN OFFICIALS AND EMPLOYEES TO TAKE ALL ACTION NECESSARY IN CONNECTION WITH ISSUANCE AND SALE OF BONDS; AND PROVIDING SEVERABILITY [SEE ORIGINAL ITEM UNDER FILE NO. 082866] (Finance Department)

Forwarded to BCC with a favorable recommendation with committee amendment(s)

Mover: Sorenson

Second: Martinez

Vote: 4-0

Absent: Sosa, Souto

Report: *Assistant County Attorney Jess McCarty read the foregoing proposed resolution into the record.*

Commissioner Gimenez noted the County intended to use its debt capacity to pay for the General Obligation Bonds in this proposed resolution. He questioned whether the Countywide debt service millage rate would increase from its 2005 level if the General Obligation Bonds in this proposal were issued.

Ms. Rachel Baum, Director, Finance Department, noted the Countywide debt service millage rate would remain at the 2005 level.

Responding to Commissioner Gimenez's inquiry regarding increased interest rates and decreased property values causing the Countywide debt service millage rate to increase from its 2005 level, Ms. Baum noted the County budget assumed the tax base would reduce by three percent for the next two years, and that the bond issue would be

at 5.5 percent interest rates. She noted the County would not issue the full \$350 million of bonds that this proposed resolution would authorize to ensure the millage rate remained constant, if these assumptions were incorrect.

In response to Commissioner Gimenez's question regarding a provision in this proposed resolution that would stop the County Administration from issuing General Obligation Bonds, notwithstanding this proposal would authorize the issuance of \$350 million of bonds, Assistant County Attorney Gerald Heffernan advised this proposed resolution did not provide a legal requirement that the County Administration not issue the full \$350 million of bonds to ensure the millage rate did not increase.

Assistant County Attorney Heffernan advised that this proposed resolution should be amended as follows: that project #254, Joseph Caleb Center Auditorium, under Question #2 on handwritten page 5 be moved under Question #8 on handwritten page 9.

Hearing no other questions or comments, the Committee proceeded to vote on this proposed resolution as amended by the Assistant County Attorney, and upon being put to a vote, passed by a vote of 4-0 (Commissioners Sosa and Souto were absent).

3B SUPPLEMENT

082928 Supplement

SUPPLEMENTAL REPORT - ADDITIONAL
INFORMATION REGARDING RESOLUTION
AUTHORIZING ISSUANCE OF BUILDING BETTER
COMMUNITIES (BBC) GENERAL OBLIGATION BOND
(GOB) PROGRAM – SERIES 2008B

*Forwarded to BCC with a favorable
recommendation*

Mover: Sorenson

Secunder: Martinez

Vote: 4-0

Absent: Souto, Sosa

3C

082656 Resolution

RESOLUTION AUTHORIZING EXECUTION OF A RETROACTIVE AMENDMENT TO LEASE AGREEMENT AT THE JOSEPH CALEB COMMUNITY CENTER, 5400 N.W. 22 AVENUE, SUITES 402-405 AND 511-514, MIAMI, WITH THE STATE OF FLORIDA DEPARTMENT OF CHILDREN AND FAMILIES, FOR PREMISES TO BE UTILIZED AS ADMINISTRATIVE OFFICES; AND AUTHORIZING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

Forwarded to BCC with a favorable recommendation

Mover: Sorenson

Seconder: Diaz

Vote: 4-0

Absent: Souto, Sosa

3D

082657 Resolution

RESOLUTION FINDING AUTO TAG AGENCY IS HIGHEST AND BEST USE OF SPACE AT JOSEPH CALEB COMMUNITY CENTER, LOCATED AT 5400 N.W. 22ND AVENUE, MIAMI; AUTHORIZING EXECUTION OF A RETROACTIVE LEASE AGREEMENT AT THE JOSEPH CALEB COMMUNITY CENTER BETWEEN MIAMI-DADE COUNTY AND MIAMI AUTO TAG AGENCY, INC.; AND AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN (General Services Administration Department)

Forwarded to BCC with a favorable recommendation

Mover: Gimenez

Seconder: Diaz

Vote: 4-0

Absent: Souto, Sosa

3E

082859 Resolution

RESOLUTION AUTHORIZING EXECUTION OF SUPPLEMENTAL AGREEMENT NO. 2 TO THE LEASE AGREEMENT AT THE STEPHEN P. CLARK CENTER, 111 N.W. 1 STREET, MIAMI, WITH JMR FOODS CORPORATION / DBA BOTTEGA EXPRESS, AND AUTHORIZING THE COUNTY MAYOR OR HIS DESIGNEE TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN

Forwarded to BCC with a favorable recommendation

Mover: Gimenez

Seconder: Diaz

Vote: 4-0

Absent: Souto, Sosa

(General Services Administration Department)

3F

082862 Resolution

RESOLUTION APPROVING ISSUANCE OF MIAMI-DADE COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY VARIABLE RATE DEMAND REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$23,550,000 AND IN ONE OR MORE SERIES TO FINANCE OR REFINANCE ALL OR A PART OF THE COSTS OF A CAPITAL PROJECT BENEFITING THE YOUNG MEN'S CHRISTIAN ASSOCIATION OF GREATER MIAMI FOR PURPOSES OF AND PURSUANT TO SECTION 147(F) OF INTERNAL REVENUE CODE OF 1986, AS AMENDED (Industrial Development Authority)

Forwarded to BCC with a favorable recommendation

Mover: Sorenson

Secunder: Gimenez

Vote: 4-0

Absent: Sosa, Souto

3G

082863 Resolution

RESOLUTION APPROVING ISSUANCE OF MIAMI-DADE COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$12,400,000 TO FINANCE CAPITAL PROJECT FOR BENEFIT OF CAMROSE TRADING, INC. AND ITS AFFILIATE, TIERRA NUEVA FINE COCOA, LLC, FOR PURPOSES OF AND PURSUANT TO SECTION 147(F) OF INTERNAL REVENUE CODE OF 1986, AS AMENDED (Industrial Development Authority)

Forwarded to BCC with a favorable recommendation

Mover: Sorenson

Secunder: Gimenez

Vote: 4-0

Absent: Souto, Sosa

3H

082864 Resolution

RESOLUTION APPROVING ISSUANCE OF MIAMI-DADE COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY SOLID WASTE DISPOSAL REVENUE BONDS (WASTE MANAGEMENT INC. PROJECT), IN ONE OR MORE SERIES, IN AN AMOUNT NOT TO EXCEED \$143,750,000 TO FINANCE CAPITAL PROJECTS FOR PURPOSES OF AND PURSUANT TO SECTION 147(F) OF INTERNAL REVENUE CODE OF 1986, AS AMENDED (Industrial Development Authority)

Forwarded to BCC with a favorable recommendation

Mover: Gimenez

Secunder: Diaz

Vote: 4-0

Absent: Souto, Sosa

3I

082867 Resolution

RESOLUTION APPROVING ISSUANCE OF MIAMI-DADE COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$22,500,000 TO FINANCE CAPITAL PROJECT FOR BENEFIT OF AMERICAN PUBLIC MEDIA GROUP FOR PURPOSES OF AND PURSUANT TO SECTION 147(F) OF INTERNAL REVENUE CODE OF 1986, AS AMENDED (Industrial Development Authority)

Forwarded to BCC with a favorable recommendation

Mover: Sorenson

Seconder: Gimenez

Vote: 4-0

Absent: Souto, Sosa

3J

082495 Resolution

RESOLUTION RATIFYING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE AWARD OF CONTRACTS UNDER FULL AND OPEN COMPETITION FOR THE PURCHASE OF GOODS AND SERVICES VALUED IN EXCESS OF \$100,000 AND UP TO \$1,000,000 EXECUTED DURING THE PERIOD OF JANUARY 1, 2008 THROUGH MARCH 31, 2008 (Procurement Management Department)

Withdrawn

Report: *See Report Under Agenda Item 3J AMENDED, Legislative File No. 083124.*

3J AMENDED

083124 Resolution

RESOLUTION RATIFYING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE AWARD OF CONTRACTS UNDER FULL AND OPEN COMPETITION FOR THE PURCHASE OF GOODS AND SERVICES VALUED IN EXCESS OF \$100,000 AND UP TO \$1,000,000 EXECUTED DURING THE PERIOD OF JANUARY 1, 2008 THROUGH MARCH 31, 2008 (SEE ORIGINAL ITEM UNDER FILE NUMBER 082495) (Procurement Management Department)

Forwarded to BCC with a favorable recommendation with committee amendment(s)

Mover: Sorenson

Seconder: Gimenez

Vote: 5-0

Absent: Souto

Report: *Assistant County Attorney Jess McCarty read the foregoing proposed resolution into the record. He advised that a scrivener's error existed and should be corrected to change the funding source under Item 13 on handwritten page 4 from "General Fund" to "Operating Fund" and under Item 15 from "General Obligation Bond" to "Capital Outlay Reserve".*

Commissioner Diaz questioned whether the capital outlay reserve funds for Item 15: Trams for Metrozoo were capital improvement funds or General Obligation Bond funds.

Special Assistant to the County Manager Jennifer Glazer-Moon explained the funding sources for Item 15 were the Parks and Recreation Department and the capital outlay reserve.

Commissioner Gimenez asked Special Assistant to the County Manager Jennifer Glazer-Moon to determine whether the Community Periodical Program, specifically as related to item no. 25 on handwritten page 6, could be audited internally.

Hearing no other questions or comments, the Committee proceeded to vote on this proposed resolution as amended to change the funding source under Item 13 on handwritten page 4 from "General Fund" to "Operating Fund" and under Item 15 from "General Obligation Bond" to "Capital Outlay Reserve".

3K

082860 Resolution

RESOLUTION AUTHORIZING AWARD OF A COMPETITIVE CONTRACT, AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE AUTHORITY TO EXERCISE OPTIONS-TO-RENEW ESTABLISHED THEREUNDER, A BID REJECTION, AND CONTRACT MODIFICATIONS TO COMPETITIVELY BID CONTRACTS OF ANOTHER GOVERNMENTAL ENTITIES FOR THE PURCHASE OF GOODS AND SERVICES (Procurement Management Department)

Forwarded to BCC with a favorable recommendation

Mover: Gimenez

Seconder: Diaz

Vote: 4-0

Absent: Souto, Sosa

3L

082861 Resolution

RESOLUTION WAIVING FORMAL BID PROCEDURES FOR THE PURCHASE OF GOODS AND SERVICES AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO AWARD SAME, WITH AUTHORITY TO EXERCISE OPTIONS-TO-RENEW ESTABLISHED THEREUNDER (Procurement Management Department)

Forwarded to BCC with a favorable recommendation

Mover: Sorenson

Second: Martinez

Vote: 4-0

Absent: Souto, Sosa

Report: *Assistant County Attorney Jess McCarty read the foregoing proposed resolution into the record.*

Commissioner Gimenez expressed concern regarding the 15 year term for the proposed contract in Item 1.2: Medical Examiner Computer Information System.

Dr. George Hime, Toxicology Supervisor, Medical Examiners Department, explained the proposed vendor supported all of the main software for the Medical Examiners Department. He noted the software was capable of making adjustments and upgrades as needed, and the software interfaced with the department's laboratory.

Ms. Miriam Singer, Director, Procurement Management Department, pointed out the term of this proposed contract was five years with two five-year options to renew, and the County could evaluate changes to technology when determining whether to exercise the option to renew.

Commissioner Gimenez expressed concern regarding the contract allocation for Item 4.3: NICE Digital Video Recording Systems increasing from \$5 million to \$8.6 million without extending the term of the contract.

Ms. Singer explained the original contract did not include a sufficient allocation for the cost of maintenance and support services.

Commissioner Gimenez asked the Procurement Management Department Director to provide him with a copy of the original contract terms for Item 4.3: NICE Digital Video Recording Systems before this proposed resolution was considered by the County Commission.

Hearing no other questions or comments, the Committee proceeded to vote.

3M

082647 Resolution

RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH MOBILE VIDEO SERVICES, INC. TO OBTAIN DATA VERIFICATION SERVICES FOR THE PROPERTY APPRAISER, IN THE AMOUNT OF \$3,338,157 FOR THE INITIAL FIVE-YEAR TERM, AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXECUTE AN AGREEMENT FOR AND ON BEHALF OF MIAMI-DADE COUNTY AND TO EXERCISE ANY CANCELLATION AND RENEWAL PROVISIONS, AND TO EXERCISE ALL OTHER RIGHTS CONTAINED THEREIN
CONTRACT NO. RFP 626 (Procurement Management Department)

Forwarded to BCC with a favorable recommendation

Mover: Sorenson

Seconder: Diaz

Vote: 4-0

Absent: Souto, Sosa

3N

082869 Resolution

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

Forwarded to BCC with a favorable recommendation

Mover: Gimenez

Seconder: Sorenson

Vote: 4-0

Absent: Souto, Sosa

3O

082870 Resolution

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

Forwarded to BCC with a favorable recommendation

Mover: Gimenez

Seconder: Sorenson

Vote: 4-0

Absent: Souto, Sosa

3P

082955 Resolution

RESOLUTION PROVIDING FOR INTEREST MODE CONVERSION OF \$295,240,000 AGGREGATE PRINCIPAL AMOUNT OF WATER AND SEWER SYSTEM REVENUE REFUNDING BONDS, SERIES 2005; AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE, WITHIN CERTAIN LIMITATIONS AND RESTRICTIONS, TO PROVIDE CERTAIN DETAILS OF BONDS UPON CONVERSION; APPROVING FORM AND AUTHORIZING EXECUTION AND DELIVERY OF RELATED AGREEMENTS, WITHIN CERTAIN PARAMETERS; PROVIDING CERTAIN OTHER DETAILS RELATING TO CONVERSION OF BONDS; AUTHORIZING AMENDMENT OF CERTAIN DOCUMENTS; AUTHORIZING TERMINATION OF SWAP; AUTHORIZING COUNTY OFFICIALS TO DO ALL THINGS NECESSARY FOR CONVERSION OF BONDS AND OTHER RELATED MATTERS; AND PROVIDING FOR SEVERABILITY (Finance Department)

Forwarded to the BCC by the BCC Chairperson without recommendation
Mover: Diaz
Seconder: Martinez
Vote: 5-0
Absent: Souto

Report: *Assistant County Attorney Jess McCarty read the foregoing proposed resolution into the record.*

Hearing no objection, the Committee considered Agenda Items 3P and 3Q simultaneously.

Commissioner Sosa suggested the Committee forward this proposed resolution without a recommendation.

Chairman Martinez questioned how Agenda Item 14A1, Legislative File No. 082607, from the September 16, 2008, County Commission meeting related to this proposal.

Ms. Rachel Baum, Director, Finance Department, explained Agenda Item 14A1 concerned extending a letter of credit. She noted the County issued variable rate bonds in 2005 when the County had a letter of credit with JP Morgan for those bonds. She pointed out the letter of credit with JP Morgan was for three years and letters of credit were almost always extended. However, the banks did not want to give any more credit in the existing financial crisis, Ms. Baum explained. She noted that zero banks responded to the County's Request for Proposals (RFP) for a letter of credit for these variable rate bonds. She noted Agenda Items 3P and 3Q would convert the variable rate bonds to fixed rate bonds, or refund from variable rate to a new fixed rate, as well as terminate the Swap. Ms. Baum explained that the County Administration

requested both items be forwarded to the County Commission, but the County Administration would implement only the one that was better for the County.

In response to Commissioner Gimenez's inquiry regarding the amount of the cost to terminate the Swap, Ms. Baum noted the County estimated the cost would be \$40-42 million. She pointed out the County received over \$36 million when it made the Swap agreement.

Discussion ensued between Commissioner Gimenez and Ms. Baum regarding the principal and the balance of the Water and Sewer System Revenue Refunding Bonds, Series 2005.

Commissioner Gimenez pointed out in Agenda Item 3Q the County would have to issue \$315 million of bonds to pay off \$295 million of bonds. He questioned how the County would spend the additional \$20 million.

Ms. Baum explained the \$20 million would cover the cost to issue the bonds, the reserve account, and the other associated fees.

Responding to Commissioner Gimenez's inquiry regarding the funding source to pay to terminate the Swap, Ms. Diane Camacho, Assistant Director of Finance, Water and Sewer Department (WASD), noted WASD would use the Renewal and Replacement account, which had a total balance of \$100 million.

In response to Commissioner Gimenez's question regarding the impact of the County not converting or renewing these Water and Sewer System Revenue Refunding Bonds, Ms. Baum noted the impact would be that these bonds would become bank bonds with a higher interest rate in December 2008 and the County would continue to pay the fixed interest rate on the Swap. She explained the County was evaluating making a private placement in an investment bank for one or two years at a fixed rate and then issuing fixed rate bonds.

Discussion ensued between Commissioner Gimenez and Ms. Baum regarding the possibility of the County converting its variable rate Sunshine State Loan Bonds to fixed rate bonds.

Commissioner Gimenez questioned whether departmental operations would be impacted by the

County converting the Sunshine State Loans and the Water and Sewer System Revenue Refunding Bonds from variable rate to fixed rate.

Ms. Baum noted these proposed conversions should not impact departmental operations if the County issued the fixed rate bonds at a five percent or 5.5 percent interest rate.

Commissioner Sorenson spoke in support of the Committee forwarding Agenda Items 3P and 3Q to the County Commission without recommendation.

Chairman Martinez asked Special Assistant to the County Manager Jennifer Glazer-Moon to ensure that this proposed resolution included Agenda Item 14A1, Legislative File No. 082607, from the September 16, 2008, County Commission meeting and the October 14, 2008, memorandum regarding Water and Sewer System Revenue Refunding Bonds when this proposed resolution was forwarded to the County Commission.

Hearing no other questions or comments, the Committee proceeded to vote.

Pursuant to the request for a waiver, Chairman Martinez asked staff to prepare the appropriate memorandum to the Board of County Commissioners' Chairman Bruno A. Barreiro requesting that the Board's Rules and Procedures be waived to allow the foregoing proposed resolution to be heard at the October 21, 2008 County Commission meeting.

3Q

082956 Resolution

RESOLUTION AUTHORIZING ISSUANCE OF NOT TO EXCEED \$315,000,000 MIAMI DADE COUNTY, FLORIDA WATER AND SEWER SYSTEM REVENUE REFUNDING BONDS, SERIES 2008C, PURSUANT TO ORDINANCE NO. 93-134, AS AMENDED AND SUPPLEMENTED, FOR PURPOSE OF REFUNDING ALL OUTSTANDING MIAMI-DADE COUNTY, FLORIDA WATER AND SEWER SYSTEM REVENUE REFUNDING BONDS, SERIES 2005 AND PAYING RELATED COSTS; AUTHORIZING COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE, WITHIN CERTAIN LIMITATIONS, TO FINALIZE TERMS AND PROVISIONS OF SUCH REFUNDING BONDS, TO APPOINT AGENTS AND TO APPROVE AND FINALIZE ANY RELATED AGREEMENTS; FINDING NECESSITY AND AUTHORIZING NEGOTIATED SALE; APPROVING FORMS OF AND AUTHORIZING EXECUTION AND DELIVERY OF BONDS AND CERTAIN DOCUMENTS; APPROVING FORM OF PRELIMINARY OFFICIAL STATEMENT AND AUTHORIZING DISTRIBUTION OF PRELIMINARY OFFICIAL STATEMENT AND FINAL OFFICIAL STATEMENT; AUTHORIZING TERMINATION OF SWAP; AUTHORIZING COUNTY OFFICIALS TO DO ALL THINGS DEEMED NECESSARY IN CONNECTION WITH ISSUANCE SALE, EXECUTION AND DELIVERY OF BONDS; AND PROVIDING FOR SEVERABILITY (Finance Department)

Forwarded to the BCC by the BCC Chairperson without recommendation
Mover: Diaz
Seconder: Martinez
Vote: 5-0
Absent: Souto

Report: *(See Report Under Agenda Item 3P, Legislative File No. 082955.)*

Pursuant to the request for a waiver, Chairman Martinez asked staff to prepare the appropriate memorandum to the Board of County Commissioners' Chairman Bruno A. Barreiro requesting that the Board's Rules and Procedures be waived to allow the foregoing proposed resolution to be heard at the October 21, 2008 County Commission meeting.

4 COUNTY MANAGER

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

7 REPORTS

7A

082643 Report

SUNSET REVIEW OF COUNTY BOARDS FOR 2008 –
SOCIAL AND ECONOMIC DEVELOPMENT COUNCIL

Report Received
Mover: Gimenez
Seconder: Sorenson
Vote: 4-0
Absent: Souto, Sosa

083110 Report

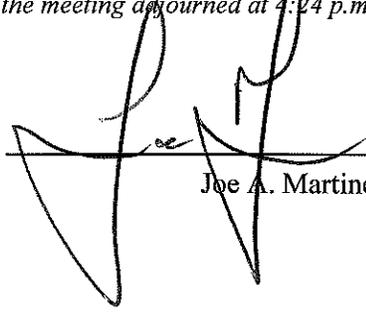
NON AGENDA ITEMS

Report: *Commissioner Sorenson noted she would be out of town on November 10, 2008. She requested that Chairman Martinez reschedule the November 10, 2008 Budget and Finance Committee meeting.*

Chairman Martinez noted he would reschedule the November 10, 2008, Budget and Finance Committee meeting to a date yet to be determined.

8 ADJOURNMENT

Report: *There being no other business to come before the Committee, the meeting adjourned at 4:24 p.m.*



Joe A. Martinez, Chair